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THE SENATE

OF THE

COMMONWEALTH OF KENTUCKY,

BEGUN AND HELD IN THE TOWN OF FRANKFORT, ON MONDAY, THE FOURTH DAY OF DECEMBER, IN THE YEAR OF OUR LORD 1865, AND OF THE COMMONWEALTH THE SEVENTY-FOURTH.

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1865.

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MONDAY, DECEMBER 4, 1865.

At a General Assembly, begun and held for the State of Kentuck at the Capitol, in the city of Frankfort, on Monday, the 4th day December, eighteen hundred and sixty-five, the following Senat appeared and took their seats, viz:

From the First Senatorial District, J. D. Landrum.
From the Second Senatorial District, W. T. Chiles.
From the Third Senatorial District, T. W. Hammond.
From the Fourth Senatorial District, N. R. Black.
From the Fifth Senatorial District, W. W. Gardner.
From the Seventh Senatorial District, A. D. Cosby.
From the Eighth Senatorial District, O. P. Johnson.
From the Ninth Senatorial District, John B. Bruner.
From the Tenth Senatorial District, John L. Helm.
From the Eleventh Senatorial District, James W. Gorin.
From the Twelfth Senatorial District, George Wright.
From the Thirteenth Senatorial District, B. W. Stone.
From the Fourteenth Senatorial District, William Johnson.
From the Fifteenth Senatorial District, Chas. T. Worthington.
From the Sixteenth Senatorial District, Ben. S. Coffey.
From the Seventeenth Senatorial District, Thos. Z. Morrow.
From the Eighteenth Senatorial District, George C. Riffe.
From the Nineteenth Senatorial District, Joseph H. Chandler.
From the Twentieth Senatorial District, Philip Swigert.
From the Twenty-First Senatorial District, Thomas B. Cochran.
From the Twenty-Second Senatorial District, Evan M. Garriott.

From the Twenty-Third Senatorial District, J. J. Landram.
From the Twenty-Fourth Senatorial District, M. M. Benton.
From the Twenty-Sixth Senatorial District, F. L. Cleveland.
From the Twenty-Seventh Senatorial District, Wm. A. Dudley.
From the Thirtieth Senatorial District, William S. Botts.
From the Thirty-First Senatorial District, Lucien B. Goggin.
From the Thirty-Second Senatorial District, Wm. J. Worthington.
From the Thirty-Third Senatorial District, Elijah Patrick.
From the Thirty-Fourth Senatorial District, Thomas P. Cardwell.
From the Thirty-Fifth Senatorial District, Henry C. Lilly.
From the Thirty-Sixth Senatorial District, Milton J. Cook.
From the Thirty-Seventh Senatorial District, James Harrison.

The said M. M. Benton, John B. Bruner, T. J. Cardwell, Joseph H. Chandler, Thomas B. Cochran, A. D. Cosby, W. A. Dudley, Evan M. Garriott, Lucien B. Goggin, James W. Gorin, John L. Helm, O. P. Johnson, Wm. Johnson, Henry C. Lilly, Thomas Z. Morrow, B. W. Stone, Philip Swigert, C. T. Worthington, and Wm. J. Worthington, severally produced their certificates of election, and took the several oaths required by the Constitution of the United States and the Constitution and laws of this State.

Mr. Helm nominated Dr. J. Russell Hawkins as a proper person to fill the office of Secretary of the Senate.

There being no other nomination, Mr. Hawkins was declared elected Secretary of the Senate during the present session.

Mr. Botts nominated Mr. David P. Robb, of Woodford county, as a proper person to fill the office of Assistant Secretary of the Senate.

Mr. Patrick nominated Mr. John Seaton, of Greenup, for the same office.

And upon taking the vote it stood thus:

Those who voted for Mr. Robb, were—

M. M. Benton,	A. D. Cosby,	Wm. Johnson,
N. R. Black,	Wm. A. Dudley,	Henry C. Lilly,
William S. Botts,	W. W. Gardner,	John J. Landram,
John B. Bruner,	Evan M. Garriott,	J. D. Landrum,
T. J. Cardwell,	James Gorin,	George C. Riffe,
Joseph H. Chandler,	T. W. Hammond,	B. W. Stone,
W. T. Chiles,	James Harrison,	Philip Swigert,
F. L. Cleveland,	John L. Helm,	C. T. Worthington,
Thomas B. Cochran,	O. P. Johnson,	George Wright—28.
Ben. S. Coffey,		

Those who voted for Mr. Seaton, were—

Milton J. Cook,	Thomas Z. Morrow,	W. J. Worthington—5.
Lucien B. Goggin,	Elijah Patrick,	

Mr. Cleveland nominated Mr. John W. Pruett, jr., as a proper person to fill the office of Sergeant-at-Arms of the Senate during the present session.

There being no other nomination, Mr. Pruett was declared duly elected Sergeant-at-Arms of the Senate during the present session.

Mr. Cochran nominated Mr. Anthony Crockett as a proper person to fill the office of Door-keeper to the Senate during the present session.

Mr. Gardner nominated Mr. John D. Pollard for the same office.

Mr. O. P. Johnson nominated Mr. A. N. Davis for the same office.

And upon taking the vote it stood thus:

Those who voted for Mr. Crockett, were—

William S. Botts,	Wm. A. Dudley,	John J. Landram,
John B. Bruner,	Evan M. Garriott,	George C. Riffe,
Joseph H. Chandler,	James Gorin,	B. W. Stone,
F. L. Cleveland,	T. W. Hammond,	Philip Swigert,
Thomas B. Cochran,	James Harrison,	C. T. Worthington,
Ben. S. Coffey,	John L. Helm,	George Wright—20.
A. D. Cosby,	Wm. Johnson,	

Those who voted for Mr. Pollard, were—

M. M. Benton,	Milton J. Cook,	J. D. Landrum,
N. R. Black,	W. W. Gardner,	Thomas Z. Morrow,
T. J. Cardwell,	Lucien B. Goggin,	Elijah Patrick,
W. T. Chiles,	Henry C. Lilly,	W. J. Worthington—12.

Mr. O. P. Johnson voted for A. N. Davis.

Mr. Crockett having received a majority of all the votes given, was declared duly elected Door-keeper of the Senate during the present session.

Whereupon, the said David P. Robb, Assistant Secretary, John W. Pruett, jr., Sergeant-at-Arms, and Anthony Crockett, Door-keeper, severally took the oaths required by the Constitution and laws of this State, and entered upon the discharge of the duties of their respective offices.

Mr. Bruner moved the following resolution, viz:

Resolved, That the standing rules of the Senate at its last session be adopted as the rules of this House.

Which was adopted.

Mr. Bruner moved the following resolution, viz:

Resolved, That a committee of three be appointed to inform the House of Representatives that the Senate has met, duly organized, and is now ready to proceed to legislative business.

Which was adopted.

Whereupon, Messrs. Bruner, Helm, and Dudley were appointed said committee.

Mr. Cleveland moved the following resolution, viz:

Resolved, That a committee of three members of the Senate be appointed by the Speaker, to act in conjunction with a like committee on the part of the House of Representatives, to wait upon the Governor and inform him that the two Houses were now organized, and ready to receive any communication he may have to submit to them.

Which was adopted.

Whereupon, Messrs. Cleveland, J. D. Landrum, and Cook were appointed said committee.

Mr. Cook moved the following resolution, viz:

Resolved, That the Speaker be requested to invite the resident ministers of Frankfort to open the sessions of the Senate with prayer.

Which was adopted.

Mr. Cook moved the following resolution, viz:

Resolved, That the various reporters of the different newspapers of the State be allowed a seat upon the floor of the Senate.

Which was adopted.

Mr. Cleveland moved the following resolution, viz:

Resolved, That the Sergeant-at-Arms be authorized to appoint the usual number of pages.

Which was adopted.

And then the Senate adjourned.

TUESDAY, DECEMBER 5, 1865.

A message was received from the House of Representatives by Messrs. J. F. Bell, Stout, and Buckner, announcing that they had met and organized, and are now ready to proceed to legislative business, and had appointed a committee on their part to wait upon the Governor and inform him that the General Assembly had convened, and are now ready to receive any communication he may think proper to make.

Mr. Cleveland, from the committee on the part of the Senate, reported that the joint committee appointed to wait on the Governor had performed the duty assigned them ,and were informed by the Governor that he would immediately make a communication in writing to each House.

A message was received from the Governor by Mr. VanWinkle, Secretary of State, which was read as follows, viz:

COMMONWEALTH OF KENTUCKY,
EXECUTIVE OFFICE, FRANKFORT, KY.,
December 4th, 1865.

Gentlemen of the Senate and House of Representatives:

Through the overrulings of a beneficent Providence, to whom we owe profound and reverent thankfulness, we are now blessed with the auspicious return of *peace* over a *united country* and a *restored government.* The dark clouds of rebellion and war, which lowered upon our country, obscuring with the smoke of terrific conflict and bloody battle the star-gems of sister States of the Union, have broken away, and, one by one, their light again appears in the galaxy of the Union, blending their radiance in united harmony, to illume the pathway of our great and free people in the grand progress of nationality.

Every prompting of patriotism commands us to give our united and individual aid to promote and forward that complete Union and harmony so requisite to our progression and happiness, which has been so unfortunately disturbed.

The passions and prejudices evoked by the conflict should be cast away, and dispassionate, prudent, and wise counsels be pursued. It is a time which demands discreet counsels and considerate statesmanship, and the banishment from Executive Chambers and Legislative Halls of all partisan asperities, all temporizing expedients for party ends, and all captious opposition to inevitable and unavoidable conclusions.

Trusting that you come together with the patriotic determination to so shape your action as to promote the highest and best interests of our beloved State, it affords me pleasure to lay before you such facts bearing upon the state of the Commonwealth as are deemed of importance to your present assembly.

In giving a view of the state of the Commonwealth, it is necessary, in order to a proper appreciation of our present favorable condition, that you should have a synoptical statement of our connection with the great struggle for the maintenance of our national existence.

Official returns from the various counties of the State show that at the commencement of the rebellion, and before our population was disturbed by the war, in the first of the year 1861, the white males in the State above the age of 21 years numbered 191,391; and white males between the ages of 18 and 45 years, called "Enrolled Militia," numbered 137,211. The returns at the commencement of the present year—1865—show a considerable diminution since the commencement of the war. The returns for the present year give the number of males over 21 years at 169,749, and between the ages of 18 and 45 years, at 103,401. This diminishment is accounted for by the absence, at the time of taking the lists, of our soldiers in the armies; and by the fact that, according to the best and most reliable estimates, about 15,000 to 20,000 of our population left for the rebel armies.

The enrollment of 1863 by the United States authorities of white males between the ages of 20 and 45 years numbered 112,742; and in 1864 numbered 113,410. The enrollment of "colored" males between the ages of 20 and 45 for 1864 numbered 20,083. Making an aggregate within the military age, of white and "colored" males, of 133,493.

The muster rolls in the office of the Adjutant General show that we furnished to the Federal armies—most of them three years' men—63,975 white soldiers, against an enrollment of 113,410. The rolls on file in the same office show the muster-in of 20,438 "colored" troops; and other evidences on file show that about 5,000 more were enlisted, but not yet reported to that office by muster rolls; making an aggregate colored troops of 25,438.

The increase in the number of colored troops above the enrollment is attributable to the fact that regard was not had to *age* in their enlistment. "*Color*" was regarded as sufficient qualification.

It will thus be seen that, with a white and black male population between the ages of 20 and 45 years amounting to 133,742, we contributed 89,413 to the armies. Besides the hundreds of Home Guards engaged in local defense throughout the period of the rebellion, we also had in the State service, for various periods, 13,526 militia or State troops, paid and subsisted by the State.

These facts and figures amply vindicate the devoted loyalty of our people, and are a sufficient answer to the stereotyped slanders so persistently urged in some quarters against our noble State. Holding, as we have, with steady and unfaltering hand, the dangerous and exposed position of a *loyal border State* during the rebellion, we have at the same time furnished our full proportion of the defenders of our

Union faith, despite the allurings of sectional sympathy, and the unjust buffetings from those wh› professed to be friends.

Ours was not the loyalty which draws its subsistence from promised *profit*, and its *courage* from *distant* danger, but that unyielding devotion to principle which neither *loss of property* nor *present* danger could overcome. Steady and unshaken as our eternal hills in our fidelity to the Union—onward and unchecked as our everlasting streams—flowed the resistless current of Kentucky loyalty, crimsoned with the blood of her noble sons.

During the pendency of the war our State expended, in aid of the Government in the prosecution of the war, and for which we hold vouchers against the Government of the United States, the sum of $3,268,224 98. Of this sum we have had refunded in Government securities, which answered the place of money, the sum of $1,051,000, and from other means $57,230 77; amounting in the aggregate to $1,109,230 77. This leaves in favor of the State against the United States a balance of $2,159,994 21. From this amount should be deducted the State's proportion of the $20,000,000 direct tax, which the Legislature, by resolution approved Dec. 23d, 1861, assumed to pay. This amount is $713,695 33⅓, less 15 per cent., making $606,641 03⅓, which the Federal Government reserves out of our military advancements in payment of our taxes. This sum should be credited to the Military Fund, and charged upon the civil list. The balance, after allowing all these credits in our favor against the United States, is $1,553,353 17⅔, which we hope to have refunded soon.

In addition to these expenditures, the State expended nearly one million of dollars in maintaining home troops for local and State defense. This service, though local in its character, yet was for the general defense; and we have well-founded hope that the Government will, when prepared for presentation, assume the payment of this expenditure.

Notwithstanding these expenditures, our financial condition is of the most satisfactory character. The Auditor has furnished me a statement of our public debt from 1859 to November 23, 1865, which is hereto appended (A.)

From this statement it will be perceived that, at the close of the present fiscal year (10th October), our debt was less than at the close of the fiscal year 1859.

October 10, 1859, our debt was	$5,479,244 02
October 10, 1865, our debt was	5,254,346 80

To this sum must be added the sum of $360,000, borrowed since the

10th October, and up to 23d November, to meet the payment of State troops and other military expenditures; making the total debt owing by the State for all purposes, up to 23d November, the sum of $5,614,346 80. It is estimated that $250,000 additional will discharge all other outstanding war claims. To meet this indebtedness, according to the last annual report of the Auditor, the resources of the Sinking Fund are estimated at $7,510,487 17. If we add to this the amount which we may confidently expect to receive from the Federal Government in payment of our advancements, viz: $1,553,353 17⅔, it gives $9,063,840 34⅔ to meet an indebtedness of $5,864,346 80.

From a statement furnished by the Auditor, taken from the commissioners' returns for the years 1861 to 1865, inclusive, it will be seen that there is a reduction in the assessment of taxable property this year of $109,046,461 below that of 1861. This is accounted for by the destruction of slave property, and from the reduced rates at which property was held at the date of assessment, owing to the insecurity of person and property, as well as to the immense amount of property swept away by the wasting hand of war in the sweep of armies over our State. The statement (B) furnished by the Auditor is appended hereto for your information. The return of peace, with the consequent restoration of confidence and security, and the revival of industrial pursuits, will, it is confidently believed, in less than two years, restore our taxable property to the highest figures of any former year.

The death of James H. Garrard, late Treasurer of Kentucky, devolved upon me the appointment of a successor to fill out his term. Mason Brown, jr., was appointed to fill out the term, and his report, herewith transmitted, bringing up the accounts of his predecessor to the time of his death, and his own to the close of the fiscal year, bears ample testimony to his efficiency as Treasurer. In the death of Col. Garrard the State lost an efficient and incorruptible officer, and the community a noble citizen, whose mental, moral, and social qualities endeared him to all. The term of the present incumbent will expire with the year, under the provisions of the Constitution. Col. Garrard was re-elected, a few days before his death, to the next term of two years, beginning with 1st January, 1866. It will devolve upon me at the proper time, according to the provisions of the Constitution, to fill the vacancy for the next term, by and with the advice and consent of the Senate.

From the report of the Inspector General, herewith transmitted, it

will be perceived that only nine companies have been organized of the "National Legion," under an act, entitled "An act to organize the militia of Kentucky," approved March 4th, 1865.

The difficulty of diffusing a proper understanding as to the intent and character of this organization has been the obstacle to its successful progress. With the minutest detail of instructions, it has been in some cases impracticable to have the law understood. Instead of looking to the law and to the instructions thereunder, precedent is drawn from the late military organizations, and those who attempt an organization seem to consider it part of the plan that they should go into camp, and enter upon the life and duty of soldiers, instead of pursuing the object and plan of the law of organizing as citizen soldiers, and holding themselves at all times in readiness to be placed upon active duty when required, to assist in the enforcement of civil law. These difficulties of a proper understanding of the law and its intended operations, result, in part, from the long neglect upon the part of the State to keep up a militia organization until its forms have been forgotten.

These obstacles, we trust, will soon be removed, and the militia organized as contemplated by the law. When this is done, and the State thoroughly organized as contemplated by the law, entire security will be given to every county in the State against marauding bands, should such attempt to disturb any part of the State.

If each county will organize a company of good men, who will be ever ready to support the civil authorities, no better security can be had. Had this organization of the militia been effected two years ago, it would have saved our people from many vexations and great losses. It would have dispensed with any occasion for retaining other troops in the State after the close of the war, and in this would have been a great relief. A citizen soldiery organized in each county, of good men, who, pursuing their ordinary vocations, yet ever holding themselves in readiness to assemble and meet an emergency of danger or support the civil authorities of the county in the enforcement of the laws, is the surest safeguard to person and property of any military organization that can be given, and the only one compatible with a time of peace. To have a well-organized militia is the duty of every State.

I transmit herewith the report of the Inspectors of the Penitentiary, and invite your attention particularly to the suggestions therein contained. The new structures erected in place of those destroyed by

fire, and those ordered to be removed and replaced with suitable buildings, are now nearly completed. Inspection of those new buildings will demonstrate that true economy in public buildings consists in having them of the best material, most substantial structure, fireproof, and adapted to the uses intended. These new buildings meet these requirements.

It is a pleasure to indorse the commendation of the present keeper, Captain H. I. Todd, given by the Inspectors. The State has been fortunate in securing the services of a keeper so richly endowed with those qualities which enable him in efficiently conducting the affairs of the prison, and executing the punitive justice of the State, to ever represent the generous humanities of our people and State.

In this connection your attention is invited to the practicability of improving our plan of prison discipline. A system of rewards for good conduct should be established by law, under which convicts may obtain a release of a portion of their term for good conduct. If a plan could be adopted, by which the convicts could be separated into classes, having reference to age, character of offense, and to conduct, much good might be effected. To hold out the hope of advancement to a more favored class, and the shortening of the term for good conduct, would greatly promote prison discipline and encourage reform in the convicts. Sufficient attention has not been given to the subject of reforming those upon whom the punishments of law are inflicted. It may well be questioned whether the prevailing systems reform as much as they demoralize. The punitive justice of a State should have regard to the reclamation of those upon whom its penalties are imposed, and should be adapted to reform rather than harden in crime.

Our system does not provide for proper classification of convicts, nor is there any reward held out for good conduct, save the hope of Executive clemency. It is suggested that the appropriate committee give consideration to this subject.

The large amount of vouchers for unsettled claims which the State holds against the United States Government, which are kept in the office of the Quartermaster General of the State, and the invaluable records of the Adjutant General's office, embracing the muster-in and muster-out rolls of our Kentucky soldiers, and in which every soldier and soldier's family has a direct personal interest, made it necessary to have some suitable and safe place in which to keep and preserve them. The offices heretofore used by those officers have been rented from time to

time, and have never been adapted to the business of those offices, and wholly insecure for those records. Having at my disposal a fund sufficient to construct suitable offices, with fire-proof vaults in which to preserve those valuable and important records, I determined upon erecting them for the benefit of the State. In selecting the plan, I found that for comparatively a small additional cost office rooms for the Superintendent of Public Instruction, the Board of Internal Improvement, and Chambers for the Appellate Judges, could be included, as also store-rooms for the public books and stationery. The rents heretofore paid for offices and store-rooms have been equal to over six per cent. upon the cost of the entire structure, which, in addition to the offices and store-rooms heretofore rented, furnishes the office rooms and chambers mentioned and not heretofore provided. As these buildings were about being completed, and were partly occupied as offices, a fire, originating in the office of the Clerk of the Court of Appeals on the night of Tuesday, the 21st November, entirely consumed that office, with all the books and records then in the office, and communicating to the office of the Secretary of State, soon invested that office and the Executive office in flames; but was fortunately arrested after it had made some progress upon the new buildings, but before any serious damage was done to them. The archives and all the papers of value were saved from the office of the Secretary of State; also most of the laws, journals, and judicial decisions of sister States, kept in that office, were saved. There were still on hand in that office some 357 copies of Stanton's Revised Statutes of Kentucky. The greater portion of them were consumed. An account has not yet been taken of the number saved from the burning building. All the papers and furniture of the Executive office were saved. The Clerk of the Court of Appeals has filed with me a written report in relation to the destruction of his office, &c., with some valuable suggestions, to which your attention is invited, and which is herewith transmitted.

I would recommend to your consideration the propriety of providing by law for keeping insurance upon the public buildings; and also to provide by law for the employment of a night watchman, who, having pass-keys, may pass through all the rooms during the night, and see that they are in safe condition. The Auditor would be the proper officer to be charged with this duty. The buildings destroyed can be replaced, if you so direct, in a short time; and may be better arranged for the purposes to which they were set apart than they were. Temporary offices for the Secretary of State and Executive have been taken in the new office building.

Your attention will be directed to making suitable provision to sustain our public charities. Reports from the Eastern and Western Lunatic Asylums have not yet been received at this office; when received, they will be laid before you.

Provision should be made more ample for the support of the "Feeble-minded Institute" at Frankfort, the Deaf and Dumb Asylum at Danville, and the Institution for the Blind at Louisville. These noble and deserving charities have been somewhat overlooked during the war; yet they have been kept in a highly favorable condition by their respective superintendents.

It is recommended that you make suitable provision to meet the just demand upon the public bounty which the silent, but ever-appealing afflictions of those stricken ones, makes upon the charity of the State.

Your attention is invited to the consideration of our common school system. A radical defect in our system is the want of a school for the education of teachers. No system of public schools, which fails to provide for the education of teachers, can ever be successful but to a very limited extent. The experiment of a normal school adopted in Kentucky, which was so soon abandoned, failed because of its incompleteness. The Kentucky University and Transylvania University having organized under the provisions of "An act to establish an Agricultural College in Kentucky," approved February 22, 1865, and to be hereafter known as "The Kentucky University," presents a most favorable opportunity for supplying the defect in our school system. The united endowments of those Universities, with the addition of the "agricultural" fund arising from a sale of the land scrip donated to the State by the General Government to found an Agricultural and Mechanical College, affords the opportunity for founding a permanent and thorough system of common school education, embracing instruction in agriculture and mechanics. A system which shall secure to each county the perpetual scholarship for at least one pupil in the Kentucky University, and such scholars be required, upon completion of their course, to take charge of a county school for teachers, and instruct teachers in their respective counties, to be selected from each school district by the trustees of the school districts, who, in their turn, shall be required to take charge of the district schools of their respective districts, will secure to every child of the Commonwealth fair and equal advantages of uniform instruction, embracing agricultural and mechanical education. This is an outline only of a system which you

now have the opportunity to perfect, and which, if done, will yield the richest returns of blessing to our noble Commonwealth. I shall not urge upon your enlightened body the importance to the future of our country of having an educated population. To those who do not already see and appreciate this necessity, no light can possibly be given. "Thick darkness" veils the reason of such, and no ray of intelligence can be expected to penetrate the settled gloom of such minds.

Under the provisions of "An act empowering the Governor to appoint agents to visit and aid sick and wounded soldiers of Kentucky," approved February 27, 1865, Col. J. W. Gault and Col. W. De B. Morrell were appointed. Their labors have been of incalculable service to our suffering soldiery. Their reports will, when received, be laid before you.

The number of disabled and homeless soldiers, who are poor, and, from disability, prevented from making a subsistence, demands that some provision should be made for them, so as to secure them against want and suffering. I would suggest that proper steps be taken to obtain from the Government of the United States the "Soldier's Home" at Harrodsburg, to be set apart as a home for disabled Kentucky soldiers who are homeless and poor. Doubtless this property can be had for that purpose on most liberal conditions. It is a sacred duty imposed upon the patriotic bounty of our country to provide for the poor and homeless soldier whose maimed condition disqualifies him from earning a subsistence. Every State should look well and diligently to this subject.

The reports of the Quartermaster General and Adjutant General will be laid before you. During the past year these offices have been over-crowded with press of business, resulting from the muster-out of our soldiers, and the necessary settlements of accounts and claims.

The Adjutant General has prepared, so far as our soldiers have been mustered out, the muster-out rolls and historical sketch of the regiments. Specimen sheets will be laid before you. If these records were ordered to be printed, and a copy furnished to each county, it would be of great service to the soldier and his family having claims arising under any laws of the United States. In addition to which, should the original records, by any chance, be destroyed, the means would remain in each county of supplying the loss. The act requiring this report to be gotten up did not provide for its publication. Whether it shall be published, therefore, rests with you to determine by law.

The termination of our civil war has thrown upon us some important questions for adjustment. It is gratifying to know that those who have taken active part in the war of rebellion, as a class, now cheerfully accept the new order of things. What shall be done with those who have resumed their peaceful relations with the Government, and manifest an earnest purpose of future loyalty? Are they to be crushed—humiliated—debased by continued punishment? or shall they be forgiven—trusted—restored? Though secession is heterodox and suicidal, yet there were many able, intelligent, and conscientious men who honestly held and taught the right. The result of the war has been to forever banish this heresy. Those who held to it, and fought for it, have given it up and abandoned the claim. Forgiveness—trust—restoration—is the corollary of the problem solved by the war. Those who stood aloof from the conflict, but bade it rage, and who drew personal profit from the calamities of the times, may continue vengeful and unforgiving. Civil war ever calls forth from obscurity many whom peace will return to their wonted insignificance. Such will naturally oppose the return of that state which deprives them of their consequence, and remits them to their proper level. There are others who, upon the restoration of civil rule, riot in their enlarged security, and provoke disquiet by the turbulence of a captious spirit. The just, considerate, and patriotic will discountenance such extremes, and seek to cover the past with forgiving charity, and promote the harmony and union so essential to our happiness and progress. Those who fought the battles are for peace. Those who nursed their courage at a distance from danger, "to keep it warm," only ask time to cool. The war has determined the impracticability of secession, and it only remains for the judiciary to decide that *secession* is *treason*, to have the subject forever and finally adjusted. This adjudication should properly be had in the case of the chief of rebellion, to make it a precedent for all time to come. It is understood to have been wisely determined to hand Mr. Davis over to the civil tribunals, where a decision will settle the *legal estimate of secession*, and determine whether it be *treason or a right*. This will end the trial of questions by military courts which are properly for civil adjudication, and leave nothing for military courts to determine but questions of military jurisdiction arising under the laws of civilized warfare. That we may contribute to the general harmony and restoration of good fellowship, I would suggest the expediency of amending our laws of expatriation, so that all who have accepted the terms of amnesty, or received pardon from the Presi-

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to be chosen in such manner as the respective States may prescribe, with only the power in the General Government to prescribe the time for holding such elections. How well and carefully guarded are the rights of States upon the elective franchise. The whole power over the elective franchise is with *each State*—no part of it is left to the *United States*. This is the security against centralization. To destroy this safeguard would be to centralize. To centralize would be to destroy republican government. The attempt to destroy our republican government is treason. The effort to centralize is treasonable to our republican government, is but the counterpart of the rebellion, which sought to destroy by disintegration, and which has been so successfully repressed. The counterpart must also be *crushed* ere rebellion will be effectively crushed. The Federal Government is a government of *United States*, "ordained and established" by "the people of the United States," "in order to form a more perfect union, establish justice, insure domestic tranquillity, provide for the common defense, promote the general welfare, and secure the blessings of liberty to ourselves and our posterity."

To preserve the rights of the States, without surrendering the just rights of the people in their national authority, is the wise and statesmanlike policy of the present Chief Executive of the United States. Every true friend of republican government must feel himself constrained to the support of such an Administration. Under his prudent care order emerges from the chaos of revolution; harmony supersedes the babel of recent conflict; good fellowship arrests the course of passion and prejudice; and Union firmly binds the elements of State and nation. It is a source of gratification to all lovers of civil liberty to witness the steadiness of purpose with which he pursues, with unbending will, the accomplishment of the desired end, *the entire restoration of civil government.*

An important question is still open for your consideration, thrown upon us as one of the unavoidable rulings of the rebellion. Though the proper solution of all the details connected therewith is difficult, yet, at this day, it must be apparent to every man, whatever may have been his previous hopes and former convictions, that the extinction of slavery within the United States and its dependencies is one of the inexorable and irreversible conclusions of the logic of rebellion. It rests not in human power to reinstate or longer preserve slavery. How shall we dispose of this question? Shall we fold our hands and refuse to act, and content ourselves with sullen submission to unavoid-

able results; or shall we manifest our just appreciation of existing facts by timely and appropriate action?

The time for partisan disputation upon this question has passed, and we should think and act with a wise and prudent regard to our present interests and future good, regardless of the passions of the hour and the prejudices of the moment. I therefore invoke your calm and patriotic consideration to this question, that you may take such action as will redound to the honor and good of our State.

There are but two means of settling this question—one through separate State action; the other by the action of the people of the States through an amendment to the Federal Constitution. Our State has but two modes of reaching the subject by separate State action. First, by legislative emancipation, with just compensation; and, second, by an amendment to the State Constitution in the appointed mode. The former is deemed impracticable, unless the Legislature shall assume the fact that slave property is now of no value. Although this may be true in fact, yet has the Legislature the right to assume it? The latter mode, by amendment of the State Constitution, is expensive, besides being too slow to meet the necessities of our present condition. On the other hand, the adoption of the proposed amendment to the Federal Constitution is without expense; is immediate; is effective; and just as lawful as the other modes. If it be objected that this is an inroad upon *State rights*, due consideration will demonstrate the error of such objection. *Slavery* being *local*, the regulation and government of it, *as property*, does of right belong to the State where it exists. But *freedom* is *national*, and, when it is a settled question that slavery shall no longer exist in the United States, what State right can possibly be invaded by declaring this determination through the National Constitution? To provide for the *regulation* and *government* of *slave property* is the right of the State, because slavery is *local* and limited to the State; but *freedom* is national, and is, therefore, more appropriately declared so to be through the Federal Constitution than by local or State action.

The power to enforce the freedom so secured by the first section of the proposed amendment, is aptly *limited* in the second section to *appropriate* legislation for its enforcement. The only power conferred is to enforce the right to *freedom*—the right to *life*, *liberty*, and *property*. There is no power to confer other franchises than *freedom*, and the consequent power to protect that freedom from hostile legislation of States. Hence any laws enacted by a State hostile to the freedom

guaranteed by the Constitution, would be in conflict therewith, and null and void; and an appropriate remedy may be given through the judicial tribunals to set aside such hostile legislation.

Should any of the recent slave States, for any purpose, attempt to nullify the freedom secured by the Constitution; or should any of the former free States attempt, by hostile constitutions or legislation, to abridge the right of freedom, by prohibiting the migration of the freedmen to such States, all such action will be in conflict with the Constitution, and will be declared null and void. In a word, any State, wishing to add to the immunities of freedom, will have the reserved right to do so for itself, but will be inhibited from abridging the natural right of "life, liberty, and the pursuit of happiness." Franchises other than freedom are *political*, not *natural*, and are left to the States respectively to regulate each for itself. The Federal Constitution will bear equally upon every State and alike upon all; and so must all laws for its enforcement. The law which bears upon South Carolina will with equal force bear upon Massachusetts. We shall thus be secured from divisions among ourselves in the recent slave States, which would inevitably and unavoidably result from separate State action; and the former free States will be as effectively debarred from hostile legislation to confine the freedmen within former limits. Were the subject left to separate State action, the certain and inevitable result would follow, that some State, in order to force the freedmen from its limits, and prevent others from immigrating thereto, would adopt laws so hostile as to amount to worse than enslavement; others would, in self-defense, pursue similar and more stringent enactments; and the former free States would adopt like policy to exclude them from their limits; and thus this unfortunate race would be driven by persecuting laws, with no place of refuge and no means of defense, until the voice of the civilized world would be raised against the iniquity of our proceedings.

Nay, further: this hostile legislation, which would inevitably result, if left to separate State action, as a logical sequence, would give overwhelming force to the demand for additional guarantees to freedom through another amendment, securing to the freedmen the power of self-protection through the ballot-box. We of the heretofore slave States, knowing the incapacity of the negro population for self-government, and much less for the government of others, will be secured against the follies, evils, and dangers of separate State action, by adopting the proposed amendment, and will avoid the evil most

dreaded by our people, of having the negro placed upon political equality. To leave the power of hostile legislation in the several States, after slavery has ceased to exist, and universal emancipation has made *freedom thoroughly national*, would be to invite the evils we most dread, and incur dangers greater than any through which we have passed.

On the other hand, the adoption of the proposed amendment will give to us perpetual indemnity against the attempt to control the question of suffrage through the Federal power. Each State being inhibited from hostile legislation abridging the right of freedom, but left at liberty to enlarge the privileges of freedmen, the moment any State shall confer upon that class the right of suffrage, it will be followed by a tide of "colored" migration to such State, and by the best class of the white population of such State, in return, coming to those States where the government is reserved to the white man. The certainty of this result will be a perpetual guaranty against the agitation of the negro-suffrage question. Each State being secured, as it is, in the right to regulate its own institutions of government, with the single restriction that it shall be republican in form, no State can insist on another adopting negro suffrage, except by setting the example. The certainty of being flooded with "colored" voters, and of losing their own better population, will be the surest guaranty that such examples will not be very far extended. The adoption of the proposed amendment will give the quietus to the question of negro suffrage. The loyal record of Kentucky will be complete in all honor by its adoption. In addition to which, it will insure a more favorable hearing of our claims for indemnity for those slaves taken into the United States service and freed by congressional enactments. The rejection can accomplish no good; for it is now reduced to a certainty that, during the present winter, the requisite number of States to make it part of the Constitution will ratify it.

What is to become of the negro? This will be solved by time and the natural laws governing population and labor. The question, if let alone, will solve itself; or, rather, the future will suggest the proper solution. The question of what shall become of him, constitutes neither an objection nor an argument against the proposed amendment. He will be free—what more, the future must develop. What shall become of us? Shall we refuse to make wise provision for our present, because we cannot see or determine our future? The question is as apt in the one case as the other.

Having been compelled by my position to investigate the question, in order to determine what course a just and prudent statesmanship demanded, I have given you the sincere convictions of my mind, and only ask that you will, with like integrity of purpose, consider the important bearing which your action is to have upon the present and future good of our State.

The entire breaking up of our labor system, and the necessity of adopting a new system upon the free basis, suggests the propriety of adopting measures to invite to our fields of labor a superior class of laborers, who have, by reason of slavery, heretofore been kept from our State. Your attention is particularly invited to the subject of adopting suitable encouragements to induce immigration to our State. The vast extent of our mineral wealth to be developed, and which is now attracting much attention, and drawing capital to our State for investment, demands a superior class of laborers to those we have heretofore employed. Our fertile lands and genial climate will likewise present strong inducement to agricultural industry.

If, in addition to these measures, proper encouragement be given, by suitable internal improvements, to afford facilities to industry and capital, by opening up our natural thoroughfares to navigation, and making suitable roads for transportation of the products of the country to market, and for receiving supplies of merchandise and other commodities in return, we shall soon make our State the pride of the Union, as it has ever been the pride of her sons.

Trusting that your counsels may be characterized by wisdom and blessed with the harmony of patriotism, you will find me ever ready to co-operate with you in every thing which tends to the honor, the welfare, and happiness of our people.

THOS. E. BRAMLETTE,
Governor of Kentucky.

ACCOMPANYING DOCUMENTS TO GOVERNOR'S MESSAGE.

(A.)

A STATEMENT *of the State Debt from* 10*th October*, 1859, *to* 10*th October*, 1865, *inclusive:*

Amount of State debt 10th October, 1859		$5,479,244 03
Amount redeemed from 10th October, 1859, to 10th October, 1861		750,010 00
State debt 10th October, 1861		$4,729,234 03
Banks of Kentucky, for military loans, for which certificates have been issued, bearing 6 per cent. interest		1,795,000 00
		$6,524,234 03
Amount of military loan redeemed in 1861	$310,000 00	
Amount of original debt redeemed in 1861	9,000 00	
		319,000 00
State debt 10th October, 1862		$6,205,234 03
Amount of military loan redeemed in 1863	$355,000 00	
Amount of original debt redeemed in 1863	35,000 00	
		390,000 00
State debt 10th October, 1863		$5,815,234 03
Amount of unexpended county distribution 1st July, 1864, and held by Board of Education in bond of $240,865 74	$183,803 72	
Amount of military loan under act approved 18th February, 1864	415,000 00	
		598,803 72
		$6,414,037 75
Amount of military loan redeemed in 1864		1,130,000 00
State debt 1st January, 1865		$5,284,037 75
Amount of unexpended county distribution 1st July, 1865, and held by Board of Education in bond of $276,174 79	$35,309 05	
Amount of military loan under act approved 18th February, 1864	2,000 00	
		37,309 05
		$5,321,346 80
Amount of original debt redeemed in 1865		67,000 00
State debt 10th October, 1865		$5,254,346 80

RECAPITULATION.

Amount of original State debt		$5,698,356 80
Amount of military debt		2,212,000 00
Making		$7,910,356 80
Amount of original State debt redeemed as above	$861,010 00	
Amount of military debt redeemed as above	1,795,000 00	
Making		2,656,010 00
Leaving State debt outstanding and unpaid 10th October, 1865		$5,254,346 80
Of this there is military debt	$417,000 00	
Original State debt	4,837,346 80	
		5,254,346 80
Military debt as above	$417,000 00	
Military loan from Sinking Fund	200,000 00	
Military loan from Enrolled Militia	20,000 00	
Military loan from Farmers' and Bank of Kentucky	140,000 00	
Total military debt 23d November, 1865		$777,000 00

(B.)

A STATEMENT *of the amount of taxable property of the State of Kentucky, taken from the Commissioners' books returned to the Auditor's Office for the years* 1861 *to* 1865, *inclusive:*

Year.	Land.	Value of Land.	Town Lots.	Value of Town Lots.	Slaves over 16 years.	Total Slaves.	Value of Slaves.	Horses and Mares.	Value of Horses & Mares.	Mules	Value of Mules.	Jennies.
1861	21,709,358	$224,656,910	47,471	$51,508,004	99,483	213,724	$88,704,682	368,227	$22,037,713	95,582	$5,681,521	5,181
1862	21,145,221	174,187,963	45,721	41,142,738	98,605	213,247	57,998,498	369,120	17,948,088	93,840	4,342,408	5,125
1863	20,919,139	185,151,296	46,744	47,087,010	98,545	203,715	57,511,770	355,989	16,842,593	82,638	4,098,815	5,364
1864	18,129,109	196,145,226	45,481	56,145,757	92,658	200,987	34,179,246	328,165	17,024,345	71,851	4,409,908	4,482
1865	17,778,146	197,676,721	48,560	61,883,478	63,552	153,514	7,224,851	299,160	16,641,815	58,273	4,176,248	3,933

STATEMENT—Continued.

Year.	Value of Jennies.	Cattle.	Value of Cattle over $50.	Stores.	Value of Stores.	Value under the Equalization Law.	Value of Pleasure Carriages, Barouches, Buggies, Stage Coaches, Gigs, Omnibuses, and other vehicles for passengers.	Value of Gold, Silver, & other metallic Watches and Clocks.	Value of Gold and Silver Plate.	Value of Pianos.	Total value at 45 cents per $100.	White Males over 21 years of age.	Enrolled Militia.
1861	$506,791	692,797	$4,510,666	4,812	$10,547,876	$56,317,873	$1,958,568	$1,211,283	$587,416	$634,319	$408,863,622	191,391	137,211
1862	309,251	670,777	3,432,621	4,109	6,642,301	45,558,382	1,420,771	921,415	504,386	500,228	354,017,150	182,246	120,853
1863	274,610	661,863	3,349,618	3,705	8,054,397	47,201,524	1,3[illegible]1,113	974,528	512,050	524,815	3[illegible]2,968,049	177,374	119,869
1864	233,392	568,797	3,840,288	4,538	12,457,231	47,217,147	1,383,108	976,635	515,803	601,590	375,129,756	169,130	106,125
1865	167,528	520,798	6,267,247	4,280	16,527,915	45,409,895	1,509,182	1,023,719	500,303	708,259	359,717,161	169,749	103,401

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tising and drayage, and barreling the iron, is six hundred and sixty-three dollars ninety four cents (663 94). A duplicate statement and receipt of the Auditor are herewith inclosed. The buildings were sold according to an estimate of three architects, and the iron was valued at the market price of one cent per pound, we engaging to deliver it at the depot for shipment.

The new buildings erected in the yard are almost entirely completed, are very substantial in character, and creditable to the State. The chief reason why the institution has not been a source of revenue to the Commonwealth, is on account of the old dilapidated tenements that have been removed, and which required incessant repairs to make them even partially fit for the various trades and manufactures carried on. If one keeper was careless about keeping up repairs, his successor suffered on account of the neglect, and thus the concern was transmitted from hand to hand, and deductions from the lease would be claimed, because so much was required for essential repairs and improvements. The true economy was, to a certain extent, adopted by the last Legislature, and buildings are now within the walls which will not be out of order for quite a number of years to come.

In this connection we would call your attention to a matter that certainly requires a remedy. We allude to the facility with which prisoners effect their escape over the walls. Attempts of this character are frequent, and success too often attends them. The walls are too low. The prisoners know it, and hesitate not to try the experiment of throwing over the rope, which, once accomplished, escape is quickly effected. This can easily be prevented by raising the walls and placing some sort of barricade on the top. The details we do not suggest, as these could be arranged after proper examination as to the mode; but as to the necessity of the matter, we think there can be no question.

Another improvement is recommended in the way of an addition to the hospital. This addition is needed as a kitchen and water-closet. As at present arranged, the kitchen is a part of the hospital room, separated from the beds by a plank partition, with only one window, and has to be used also as a room for laying out the dead and for bathing purposes, which is a part of the medical treatment of the patients. The only arrangement for a water-closet and going to stool is a large tub in one corner of the bed-room, which, when filled, has to be lifted out and carried to the sewer in the yard, and then returned to its place. Cleansed as often as may be, the stench is never fully removed, and it is at best an unsuitable and inconvenient affair. In the proposed addition, a water-closet could be placed with a sewer leading to the main one, and supplied with a water tank in order to keep it clean. The kitchen could be conveniently arranged so that the diet for the sick would be properly prepared, and the room now used for that purpose could be legitimately applied. When the hospital was first erected, the defect was seen at once. The commissioners had failed to have a kitchen attached, and being too far off from the one connected with the dining-room, the resort was partitioning off one corner for this purpose. A plan was laid before us, at our

request, for this improvement, and the estimated cost was fifteen hundred dollars. The plan we herewith transmit.

In closing this report, we deem it not improper to bear testimony to the efficiency of the present keeper. Of course we do not speak of the business management of the prison, but the general discipline; the clothing and feeding of the prisoners, the humane treatment extended to them; the liberal supply of the hospital with medicines, and comfortable beds; all indicate commendable qualities in Captain Todd.

The attending physician, Dr. Phythian, discharges his duties with zeal and success, and exhibits more than ordinary interest in his department. He fills his position in a highly creditable manner.

Very respectfully,

J. M. MILLS,
JOHN S. HAYS,
Inspectors Kentucky Penitentiary.

STATEMENT—DUPLICATE.

Amount received from sale of old buildings		$300 00
Amount received from sale of old iron		472 31
		$772 31
Deduct as follows:		
Amount paid for advertising	$37 87	
Amount paid H. I. Todd, for boxing and barreling iron and draying same to depot	70 50	
		108 37
Balance to be paid into treasury		$663 94

FRANKFORT, KY., November 16th, 1865.

Received of J. M. Mills and John S. Hays, Inspectors of the Kentucky Penitentiary, the sum of six hundred and sixty-three dollars and ninety-four cents ($663 94), as per statement above, being the amount realized from the sale of old buildings and old iron in the Penitentiary, as directed by a resolution of the last General Assembly of Kentucky, approved February 25th, 1865.

W. T. SAMUELS, *Auditor.*

Letter from the Clerk of the Court of Appeals.

COURT OF APPEALS OFFICE,
FRANKFORT, NOV. 24, 1865.

His Excellency Thos. E. Bramlette, Governor of Kentucky:

DEAR SIR: I consider it my duty to make to you, as the Executive head of the State, this report in reference to the destruction of my office, last Tuesday night, by fire.

Ever since I have been in office, I felt the rooms I occupied were in imminent danger of the terrible calamity which has just befallen us, and have therefore repeatedly called the attention of the Legislature to the subject; but my warnings were disregarded. I have usually been the first officer on the State House lot in the morning and the last in the evening, with a careful person employed, and *paid by myself*, to open and close my office, make fires when needed, and keep it in

good order. There were but two keys to it—one in posession of my 1st deputy (Mr. R. R. Bolling), the other in possession of my hired attendant, in whose care and fidelity I had every confidence. It was almost as combustible as a powder magazine, with every part full of papers and books—*all round the fire-place*, as well as elsewhere, in open cases and on shelves, some in bundles, and some necessarily loose in pigeon holes. No safety anywhere against even a spark of fire. The afternoon before the fire I left about 4½ o'clock with a friend and went to my sleeping room, one-third of a mile distant, near the court-house, where I remained till next morning. Mr. Bolling and Mr. Chesnutt remained till nearly five o'clock, and until the old colored man came to shut up the office. Then there was but little fire in the grate, with a wide brick hearth in front, and no apprehension of danger—just as it had been left thousands of times before.

I knew nothing of the fire till aroused by Messrs. Tole and Franklin, out of my bed, about 4 o'clock in the morning. How it originated God only knows—I certainly do not; no one slept in any of the ten rooms destroyed; but it was disastrous in the extreme. All the books, records, and papers in the building, public and private, were burnt. The loss to the State is incalculable—to me most ruinous.

Fortunately, in order to give more light to Messrs. Bolling and Chesnutt's tables, a press containing the oldest deed books—26 in number—had been removed, about ten days previously, to the back court room in the Capitol. The indexes were also carried there for convenient examination, and are safe.

There are about seventy cases under submission, and the records and briefs in possession of the court.

I think I shall be able to supply eighty or ninety other records, by copies given out to attorneys. Many of those used by the reporter (Judge Duvall) were removed to the court room named, for his convenience, some weeks since, and are safe.

I hope this terrible disaster will induce the Legislature to make *immediate* provision for the office of our supreme court, as well as for that of the Governor and Secretary of State. If fire-proof rooms are not provided, certainly watchmen ought to be employed to be on duty at night.

I respectfully ask the Governor to transmit a copy of this letter to the Legislature on the 1st Monday in December.

Your most obedient servant,

LESLIE COMBS, *C. C. A.*

On motion of Mr. Wright,

Ordered, That the Public Printer forthwith print, for the use of the members of the Senate, the number by law required of the Governor's message, the same to be enveloped.

Mr. Helm moved the following resolution, viz:

Resolved, That the Clerk forthwith inform the Senate whose seats, as members, are contested: that on the making such report the Senate proceed to form committees pursuant to the statute, to whom the notice of contest and accompanying documents shall be referred.

Which was adopted.

Mr. Chandler read and laid on the table the following joint resolutions, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the effort now being made by certain manufacturers, dealers, and speculators in tobacco, to induce Congress to remove the present tax on manufactured tobacco and place it on the leaf in the hands of the producer, will, if successful, in the opinion of this General Assembly, be disastrous and ruinous in its effects upon the tobacco interest of the country, and will greatly lessen the production of this important staple in the State and elsewhere, thereby cutting off a prolific source of revenue, both State and Federal, and in many ways permanently injuring the production by planters of this most important source of national wealth.

Resolved, That this General Assembly respectfully but earnestly remonstrate with Congress against the proposed tax on leaf tobacco, and our Senators and members of Congress are requested to use their influence and vote against any law of the kind that may be proposed.

Resolved, That a copy of these resolutions be sent to each of our Senators and Representatives in Congress.

The following petitions were presented, viz:

By Mr. Cleveland—

1. The petition of W. C. Halbert, contesting the right of Lucien B. Goggin to a seat in the present Senate.

By Mr. Harrison—

2. The petition of Rees R. Jones, praying the passage of an act adopting a female child named Reesetta.

By Mr. Cochran—

3. The petition of Harrison Thompson, contesting the seat of A. S. Allan in this Senate.

By Mr. Harrison—

4. The petition of Mary Jane Harding, praying the passage of an act authorizing her to trade in her own right.

By same—

5. The petition of Jacob Keller, to authorize the Louisville chancery court to appoint committee for Charles A. Page.

By same—

6. The petition of James Guthrie, relating to certain real estate purchased of Arthur L. Campbell, in the city of Louisville.

By same—

7. The petition of P. C. Phelps, in relation to a slave sold by the sheriff of Jefferson county.

By Mr. Swigert—

8. The petition of George R. Fearons, contesting the right of R. T. Baker to a seat in this Senate.

By Mr. Bruner—

9. The petition or notice of Col. S. P. Love, contesting the seat of O. P. Johnson in this body.

By Mr. Dudley—

10. The petition of J. G. Carlisle, contesting the seat of M. M. Benton in this body.

Which were received, the reading dispensed with, and referred—the 2d, 4th, 5th, and 6th to the Committee on the Judiciary, and the 7th to the Committee on Finance.

The others being in relation to contested seats, are referred to the committees to be appointed and selected by the Senate to investigate the same.

L was given to bring in the following bills, viz:

By Mr. Helm—

1. A bill to incorporate a company to construct a railroad from the Louisville and Nashville railroad, south of Green river, to the Cumberland river.

By Mr. Gorin—

2. A bill providing for taking vote of the people of this Commonwealth as to the expediency and necessity of calling a convention to revise the Constitution.

By same—

3. A bill to exempt a homestead from execution and attachment for debt.

By same—

4. A bill to repeal an act passed March 11, 1863, entitled "An act to amend chapter 15, of the Revised Statutes, entitled 'Citizens, Expatriation, and Aliens.'"

By same—

5. A bill to repeal an act, entitled "An act to amend section 13, chapter 32, article 12, Revised Statutes, concerning elections," approved March 14, 1862.

By same—

6. A bill establishing a conventional rate of interest.

By Mr. Grainger—

7. A bill to amend an act, entitled "An act to incorporate the Falls City Bank of Louisville."

By Mr. J. J. Landram—

8. A bill to amend an act, entitled "An act to charter the Male and Female College of Warsaw."

By Mr. Cleveland—

9. A bill to amend the Bank of Hopkinsville.

By same—

10. A bill to charter the Airdrie Coal and Iron Company.

By same—

11. A bill for the benefit of the Dutch Ridge turnpike company, in Bracken county.

By Mr. Harrison—

12. A bill to repeal an act to amend chapter 15 of the Revised Statutes, entitled 'Citizens, Expatriation, and Aliens,'" passed 11th March, 1862, and to remove disabilities of certain citizens.

By same—

13. A bill to repeal an act to prohibit and prevent rebellion by citizens of Kentucky and others in this State, approved 1st October, 1862.

By same—

14. A bill to repeal an act approved 21st February, 1862, entitled "An act requiring officers and teachers in this Commonwealth to take an oath of office," passed 30th August, 1862.

By same—

15. A bill to repeal section 9, chapter 47, Revised Statutes, title "Husband and Wife," approved 31st August, 1862.

By same—

16. A bill to incorporate the Beargrass turnpike road company.

By same—

17. A bill to incorporate Louisville Lodge, No. 400, Ancient York Free and Accepted Masons.

By same—

18. A bill to incorporate the Kentucky Lithographic Stone Company.

By same—

19. A bill to amend an act, entitled "An act to establish a county and levy court for Jefferson county," approved ———, 1854.

By same—

20. A bill to amend an act, entitled "An act to establish a court of common pleas for Jefferson county," approved 24th February, 1865.

By same—

21. A bill to repeal an act to amend section 684 of the Civil Code of Practice, approved 28th February, 1862.

By same—

22. A bill to amend sub-division 6 of the Civil Code of Practice, title "Evidence."

By same—

23. A bill to amend the 437th section, 4th chapter, "Revivor of Judgments," of the Civil Code of Practice.

By same—

24. A bill to amend the city charter of Louisville as to judge, marshal, and clerk of the city court of Louisville, and taking bail in certain cases.

By same—

25. A bill to regulate voting in Jefferson county.

By same—

26. A bill to amend chapter 4, article 1, title "Attorneys," of the Revised Statutes.

By Mr. Prall—

27. A bill to incorporate the Oakland Mills Petroleum Company.

By same—

28. A bill to amend an act to regulate certain corporations in Kentucky.

By Mr. J. J. Landram—

29. A bill to incorporate the Deposit Bank of Warsaw.

Messrs. Helm, Coffey, and Gorin were directed to prepare and bring in the 1st; Messrs. Gorin, Bruner, and Wm. Johnson the 2d; Messrs. Gorin, Cleveland, and Stone the 3d; the Committee on the Judiciary the 4th, 5th, 10th, 12th, 13th, 14th, 15th, 16th, 17th, 18th, 19th, 20th, and 27th; Messrs. Gorin, Harrison, and Helm the 6th; Messrs. Granger, Harrison, and Cleveland the 7th; Messrs. J. J. Landram, Botts, and Cleveland the 8th; Messrs. Cleveland, Botts, and J. J. Landram the 9th; the Committee on Revised Statutes the 11th, 21st, 22d, 23d, 24th, and 26th; the Committee on Privileges and Elections the 25th; Messrs. Prall, Bruner, and Wright the 28th, and the Committee on Banks the 29th.

A message was received from the House of Representatives, announcing that they had adopted a resolution for the benefit of James B. Lyne and John L. Smedley.

Which was taken up, twice read, and concurred in.

The Senate then proceeded, in pursuance of the provision made in article 7 of the Revised Statutes, to choose the board for the purpose of determining the contested seats in the Senate.

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By Mr. Harrison—

3. The petition of James Franklin, to allow him to raffle certain property in Louisville for his own and poor's benefit.

By Mr. Morrow—

4. The petition of sundry citizens of Somerset and county of Pulaski, praying sale of four feet of public square in Somerset to J. W. Hail.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on Religion; the 2d to the Committee on the Judiciary; the 3d to the Committee on Finance, and the 4th to the Committee on County Courts.

Mr. Dudley, from the committee to whom had been referred the contested election case in the Senate of Dr. A. S. Allan, made the following report, viz:

The undersigned, who were appointed a board for the trial of the contested election of Thompson against Allan, beg leave respectfully to report:

That after examining the law under which they were appointed (1 *Stanton*, 442), and its construction by the Court of Appeals in the case of Leeman against Hinton (1 *Duvall*, 37), they are of opinion that they are without authority in any other than the following cases:

"Where the candidates receiving the highest number of votes have received an equal number, the right to the office shall be determined by lot, under the direction of the board. Where the person returned is found not to be legally qualified to receive the office at the time of his election, a new election shall be ordered. Where another than the person returned is found to have received the highest number of legal votes, such other shall be adjudged to be the person elected."

A subsequent section of the same act (1 *Stanton*, 447), limits the investigation to the grounds of contest set forth in the notice.

And as the notice in this case does not set forth any of the grounds recited in the law, but seeks to impeach the election on the ground that it was illegally, fraudulently, and violently held and controlled by the officers and soldiers of the United States, and other persons acting in concert with them, to the prejudice of the contestant and in favor of the sitting Senator, the undersigned are of opinion, and do so decide, that they have no legal authority to entertain the same.

Wherefore, they ask to be discharged from its further consideration.

J. B. BRUNER, *Chairman*,
W. A. DUDLEY,
J. H. CHANDLER,
F. L. CLEVELAND,
A. D. COSBY.

And the question being taken on concurring in the report of the committee, it was decided in the affirmative.

Mr. Bruner moved the following resolution, viz:

Resolved, That the notice of Harrison Thompson to A. S. Allan, contesting his right to a seat in the Senate, with the accompanying documents, be referred to the standing Committee on Privileges and Elections.

Mr. Prall then moved the following as an amendment thereto, viz:

And that said committee further inquire whether military interference was used at any of the voting places when any other member of the Senate was elected, either at the last election or the election of 1863, and whether, in the judgment of the committee, such interference in either case affected the result, and whether it was used at the instance of the Senator whose election was thus affected, and that said committee have power to send for persons and papers.

The question was then taken on the adoption of the amendment, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Prall and John D. Landrum, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Milton J. Cook,	Thos. Z. Morrow,
M. M. Benton,	Lucien B. Goggin,	Elijah Patrick,
N. R. Black,	John J. Landram,	John A Prall,
Thos. P. Cardwell,	J. D. Landrum,	W. J. Worthington—13.
W. T. Chiles,		

Those who voted in the negative, were—

A. S. Allan,	W. W. Gardner,	Wm. Johnson,
William S. Botts,	Evan M. Garriott,	Henry C. Lilly,
John B. Bruner,	James W. Gorin,	W. W. McKenzie,
Jos. H. Chandler,	Wm. H. Grainger,	George C. Riffe,
F. L. Cleveland,	T. W. Hammond,	B. W. Stone,
Ben. S. Coffey,	James Harrison,	Philip Swigert,
A. D. Cosby,	John L. Helm,	C. T. Worthington,
Wm. A. Dudley,	O. P. Johnson,	George Wright—24.

The question was then taken on the adoption of the resolution, and it was decided in the affirmative.

A message in writing was received from the Governor by Mr. Van Winkle, Secretary of State, which reads as follows, viz:

COMMONWEALTH OF KENTUCKY,
EXECUTIVE OFFICE, FRANKFORT, Dec. 6, 1865.

Gentlemen of the Senate and House of Representatives:

The accompanying "Joint resolutions in relation to the reconstruction of the States recently in rebellion," adopted by the "General Assembly of the State of Vermont," were received by me on yesterday, and are now laid before you for your consideration.

Holding that the UNION is indissoluble; that *secession* is a *nullity;* that the separation of the States *by rebellion* is *impracticable;* that the

States are, as is the *Union*, perpetual; that no treason or rebellion of the *people* of any *State* can destroy the *existence* of such *State*, except by destroying the *Union*, I would suggest and recommend that you give decisive expression of your condemnation of the *destructive* and *revolutionary* policy urged by these resolutions.

Either secession is a *right* of a State, or it is a *nullity*. If it be a right, then ages of repentance cannot purge our country of the sin of having prosecuted a war of *conquest* against the *seceded States*. If the secession of those States was, as I insist, a *nullity*, then these resolutions are as heretical and adverse to our form of government as secession; for they are based upon the admission that secession has *accomplished separation*, and that we hold those States by *conquest*. Of the two, secession has the vantage ground; for these resolutions, by necessary implication, admit the *right* of *secession*, and make us guilty of bathing our country in its own best blood to establish their heretical dogmas.

The *States* being *perpetual* and *indestructible*, the rebellion of its citizens, when unsuccessful, cannot destroy a State. Restoration of the Government over such State, *ex necessitate rei*, restores the *State* to its relations with the Government of the Union, and leaves nothing to complete the perfect relations but to organize the State Government. The *citizen* in rebellion only can be punished—*not the State*.

The life of the States is the life of the UNION. A *State* cannot perish, and the *Union live*. It is a *member* of the *Union;* its *life* is part of the *life of the Union;* and when it perishes, the Union decays and dies. The *perpetuity* of the *States* is essential to the *existence* of the *Union*. The destruction *of the States* destroys *the Union*.

The existence of the States depends upon preserving the right of each State to determine for itself the details of its own republican FORM *of Government*. The right to "*life, liberty, and property*" is a *natural right* which pertains to each individual in a state of nature. *The right to vote, to hold and exercise office, are strictly and purely political rights or franchises conferred by organized society upon those deemed by such society competent and safe to intrust with these franchises*.

Each State must be left free to choose for itself its own form of republican government, and determine who shall be the *depositories* of its *political franchises;* otherwise the foundations of our republican government will be upheaved, and the fairest fabric that ever sheltered human liberty will be overthrown. The States will be blotted from the map of free republics; and centralized domination will overbear the cherished freedom of our people.

Holding these opinions as *fundamental and vital*, I recommend that you give to them a clear, emphatic, and decided expression as the views held by your body and by the noble people whom we represent.

THOS. E. BRAMLETTE,
Governor of Kentucky.

"*Joint Resolutions in relation to the reconstruction of the States recently in rebellion against the United States.*

"*Resolved*, That it is the sense of the General Assembly of this State, that in the reconstruction of the Governments of the States lately in rebellion against the Government and authority of the United States, the moral power and legal authority vested in the Federal Government should be executed, to secure equal rights, without respect to color, to all citizens in those States, including herein the right of elective franchise.

"*Resolved*, That the Secretary of State is hereby instructed to transmit a copy of these resolutions to the President of the United States, to the Governors of the several States, and also a copy to each of our Senators and Representatives in Congress, who are hereby requested to present the same to both Houses in Congress.

"JOHN W. STEWART,
"*Speaker of the House of Representatives.*
"A. B. GARDNER,
"*President of the Senate.*"

"STATE OF VERMONT, SECRETARY OF STATE'S OFFICE,
"MONTPELIER, November, A. D. 1865.

"I hereby certify that the foregoing is a true copy of a joint resolution passed by the General Assembly of the State of Vermont at the October session, held A. D. 1865.

"Given under my hand and the seal of this office this 28th day of November, A. D. 1865.

L. S.

"GEORGE NICHOLS,
"*Secretary of State.*"

On motion of Mr. Bruner,

Ordered, That the Public Printer forthwith print 150 copies thereof for the use of the members of the General Assembly, and that the same be referred to the Committee on Federal Relations.

Also a message in writing from the Governor, which reads as follows, viz:

COMMONWEALTH OF KENTUCKY,
EXECUTIVE OFFICE, FRANKFORT, December 5, 1865.

Gentlemen of the Senate:

An enrolled bill, which originated in the Senate, entitled "An act concerning slaves and runaways," was laid on my table for approval, after night, on Saturday preceding the final adjournment of the recent General Assembly, on the morning of Monday, the 5th June, 1865.

The bill proposed some material changes in the existing laws; some of which met my approbation; but, as the bill had to be taken as a whole, or rejected, I could not give my approval to all its provisions; and not having time to write out my objections, it was held over

until your present assembly, pursuant to article 3, section 22, of the Constitution of Kentucky.

The 1st section, which repealed the laws giving rewards for the apprehension of runaways, and the 3d section, which authorizes owners to give permission to their slaves to hire themselves out, either for their own or owner's use, as the writing should specify, were regarded as in accordance with the then existing facts relating to slavery, and would have been approved but for the 2d section, which provides: "That any person who hereafter shall, without the consent of the owner, hire or permit to remain in his or her service the negro slave of any other person, that the person so hiring or permitting to remain in his or her service such slave, shall be liable to the owner thereof for the sum of five dollars for every twenty-four hours such slave may be in such service, to be recovered and collected as other debts for similar amounts under existing laws. Any judgment under this section may be enforced by execution of *ca. sa.*"

This section fixes a highly punitive compensation, *and revives, for the special enforcement of slave hire, imprisonment for the debt*—a principle of law which has been so long and justly condemned as odious by our free and intelligent people.

The laws which give a just and reasonable compensation, with the usual means of enforcement, are ample for all the purposes of right and justice. I cannot see that *slave labor* has any *higher claims* for compensation, and the means of enforcing its payment, than the *labor of the free white man.* Yet this second section discriminates *in favor of slave labor*, by giving exorbitant wages to slave owners, with the *extraordinary* remedy of *imprisonment for the debt*—"execution of *ca. sa.*" Laboring white men have no such remedy to enforce the payment of their wages, how much soever their necessities may cry aloud for the enforced payment of their daily earnings. I can perceive no just reason for this discrimination *in favor of slave labor.* At the time this bill was laid upon my table, the force of current events had so deranged the condition of slavery, and upheaved its very foundations, that scarcely any one could tell who was slave and who free of our negro population. By the enactments of Congress, the negro soldier, whether volunteer or drafted, and his family, were declared to be free. The constitutionality of these enactments were hotly disputed *pro et contra.* Negroes were going at large, asserting their freedom under those laws, and in virtue of military passes, with no owner, in a large number of cases, pursuing or claiming them; and, in other cases, they were pursued with earnest zeal into the very camps of recruits by claimants.

Had this 2d section become the law, it would have been the occasion of a large amount of captious and vindictive litigation, and would have provoked the general disquiet and disturbance of society; greatly aggravating and increasing the evils already upon us, without one redeeming good result. It would certainly be ill-timed now to adopt resentful legislation toward that condition of affairs relating to slavery, which we could not avoid, and for which we are not responsible, and which would be fraught with much evil, with no compensating good. It cannot be presumed that any reasonable mind could

hope, by such a measure, to secure slavery in Kentucky from the irresistible sweep of current events evoked by the storm of rebellion. I could not presume the General Assembly guilty of such nugacity.

The adoption of such law would moot the constitutional powers of Congress in every justices' court throughout the State, and overwhelm the country with ill-natured and vexatious lawsuits. Its effect would be to vagabondize the negroes turned loose upon the country, by deterring the citizen from employing those willing to labor. The uncertainty of who was free, and who not, and the certainty of the threatened penalties of this law, would have the effect to make vagabonds of those who would work, but who, by this law, are denied employment.

It occurs to me that the true wisdom for the times through which we are passing, is to harmonize, reconcile, and restore good fellowship and kindly relations, rather than afford facilities to a captious spirit, and encouragements to a vindictive temper This second section offers a tempting bounty to this class of persons, and holds out an inviting reward to recruit the ranks of ill-natured litigants. If they will bring suit, it promises vindictive wages, and the enforcement of any judgment recovered under the 2d section by *imprisonment* for the debt—"execution of *ca. sa.*"

A further statement of objections is deemed unnecessary; these being regarded as sufficient to warrant me, pursuant to the provisions of article 3, section 22, of the Constitution of Kentucky, in returning the bill to the Senate, in which it originated, with these my objections to its passage.

THOS. E. BRAMLETTE,
Governor of Kentucky.

Ordered, That the Public Printer forthwith print 150 copies thereof for the use of the members of the General Assembly, and that the same be referred to the Committee on the Judiciary.

The following bills were reported by the several committees directed to prepare and bring in the same, viz:

By Mr. J. J. Landram, from a select committee—

A bill to amend an act, entitled "An act to incorporate the Warsaw Male and Female College."

By Mr. Cleveland, from a select committee—

A bill to amend the charter of the Bank of Hopkinsville.

By Mr. Dudley—

A bill to supply lost or burnt records in the Court of Appeals.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Prall, from a select committee, to whom had been referred leave

to bring in a bill to amend an act to regulate certain corporations in Kentucky, approved 3d June, 1865, reported the same.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Dudley moved to amend the same.

Ordered, That said bill and amendment be referred to the Committee on Finance.

Mr. Grainger, from a select committee, to whom had been referred leave to bring in a bill to amend an act, entitled "An act to incorporate the Falls City Bank of Louisville," reported the same.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be referred to the Committee on the Judiciary.

Leave was given Mr. Chandler to bring in the following bills:

1. A bill to repeal an act, entitled "An act to amend section 9, chapter 47, Revised Statutes, title 'Husband and Wife,'" approved August 31, 1862.

2. A bill to repeal an act, entitled "An act requiring certain officers and teachers in this Commonwealth to take an oath of office," approved August 30, 1862.

Ordered, That the Committee on Revised Statutes prepare and bring in said bills.

Mr. J. J. Landram moved the following resolution, viz:

Resolved, That so much of the Governor's message as refers to the finances of the State, be referred to the Committee on Finance;

That so much as refers to the Sinking Fund, be referred to the Committee on the Sinking Fund;

That so much as refers to common schools, be referred to the Committee on Education;

That so much as refers to our Federal Relations, be referred to the Committee on Federal Relations;

That so much as refers to the organization of the militia, be referred to the Committee on Military Affairs;

That so much as refers to procuring a home for Kentucky wounded soldiers, be referred to the Committee on Propositions and Grievances;

That so much as refers to labor and agriculture, be referred to the Committee on Agriculture and Manufactures.

Which was adopted.

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On Finance—Messrs. Botts, C. T. Worthington, Swigert, Lilly, and O. P. Johnson.

On Geological Survey—Messrs. Gardner, Riffe, Black, J. D. Landrum, and Stone.

On Internal Improvement—Messrs. Swigert, Cosby, Lilly, Wm. Johnson, and Wright.

On the Judiciary—Messrs. Harrison, Helm, Gorin, Cochran, and Morrow.

On Military Affairs—Messrs. J. J. Landram, Cochran, Dudley, Morrow, and Patrick.

On the Penitentiary—Messrs. Grainger, Riffe, Swigert, Chiles, and Allan.

On Privileges and Elections—Messrs. Dudley, Helm, Chandler, Prall, and Cardwell.

On Propositions and Grievances—Messrs. Chiles, Coffey, Cardwell, Garriott, and O. P. Johnson.

On Public Buildings—Messrs. Swigert, Cook, Chiles, Hammond, and Chandler.

On Religion—Messrs. Riffe, Bruner, Hammond, Gardner, and Cosby.

On Revised Statutes—Messrs. Bruner, Cochran, Dudley, Baker, and Benton.

On Sinking Fund—Messrs. Helm, Cleveland, Garriott, W. J. Worthington, and Allan.

JOINT COMMITTEES.

On Banks—Messrs. Cleveland and Grainger.

On Enrollments—Messrs. Coffey, Garriott, and Goggin.

On the Library—Messrs. Garriott and Patrick.

On Public Offices—Messrs. Black and Wm. J. Worthington.

The following petitions were presented, viz:

By Mr. Cook—

1. The petition of sundry citizens of Whitley county, to impose tax on the citizens of school district No. 78, for common school purposes.

By Mr. Gorin—

2. The petition of Richard Garnett, of Barren county, to be released from support of lunatic negro in the Western Lunatic Asylum.

By Mr. Dudley—

3. The petition of Duff Green, in relation to the passage of certain acts of incorporation.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on Education; the 2d to the Committee on Propositions and Grievances, and the 3d to the Committee on the Judiciary.

Leave was given to bring in the following bills, viz:

On motion of Mr. Benton—1. A bill to amend chapter 15, of the Revised Statutes, entitled "Citizens, Expatriation, and Aliens," approved March 11th, 1862.

On motion of Mr. Dudley—2. A bill for the benefit of the Catholic Church of Lexington.

On motion of Mr. Swigert—3. A bill to amend the laws in relation to the city of Frankfort.

On motion of Mr. Gardner—4. A bill for the benefit of Washington Fryer, of Union county,

On motion of Mr. Chandler—5. A bill for the benefit of P. Howard, of Taylor county.

On motion of Mr. Helm—6. A bill to allow a special term of the Meade circuit court.

On motion of same—7. A bill to promote, to protect and to regulate the labor, and to secure rights to property, and to provide for taking care of the old and infirm and helpless women and children, and to punish vagabondism of the colored population of this State.

On motion of Mr. Cleveland—8. A bill to establish the boundary lines between Bracken and Pendleton and Bracken and Harrison counties.

On motion of same—9. A bill to increase the county levy of Bracken county.

On motion of Mr. Morrow—10. A bill to relieve the tax-payers of Wayne county from payment of revenue for the years 1862 and 1863.

On motion of Mr. J. D. Landrum—11. A bill to amend the charter of the New Orleans and Ohio railroad company.

On motion of Mr. Cook—12. A bill for the benefit of William Deaton, of Rockcastle county.

On motion of Mr. J. J. Landram—13. A bill for the benefit of Jacob Carver, of Gallatin county.

On motion of Mr. Helm—14. A bill for the benefit of the securities of W. Simmons, late sheriff of Meade county.

The Committee on Revised Statutes was directed to prepare and bring in the 1st and 5th; the Committee on Religion the 2d; Messrs. Swigert, Gorin, and Botts the 3d; the Committee on Finance the 4th, 10th, 13th, and 14th; Messrs. Helm, Cosby, and Morrow the 6th; Messrs. Helm, Dudley, J. D. Landrum, Harrison, Bruner, and Gorin the 7th; the Committee on County Courts the 8th and 9th; the Committee on the Judiciary the 11th, and the Committee on Propositions and Grievances the 12th.

Mr. Prall read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That we indorse and approve the general policy of the administration of our distinguished President, Hon. Andrew Johnson, as set forth in his recent message to Congress; and we pledge him, in carrying out the same, our cordial and earnest support and co-operation.

Mr. Prall then moved to dispense with the rule requiring joint resolutions to lie one day on the table.

And the question being taken thereon, it was decided in the negative.

Mr. Goggin read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the public debt created during the late rebellion, was contracted on the faith and honor of the nation, that it is sacred and inviolate, and must and ought to be paid, principal and interest; and any attempt to repudiate, or in any manner to impair said debt, should be universally discountenanced by the people of Kentucky, and promptly rejected by Congress, if proposed.

Mr. Prall then moved to dispense with the rule requiring joint resolutions to lie one day on the table.

And the question being taken thereon, it was decided in the negative, two thirds not having voted therefor.

The yeas and nays being required thereon by Messrs. Prall and Wright, were as follows, viz:

Those who voted in the affirmative, were—

A. S. Allan,
R. T. Baker,
M. M. Benton,
N. R. Black,
William S. Botts,
John B. Bruner,
T. P. Cardwell,
W. T. Chiles,
Milton J. Cook,
A. D. Cosby,
Lucien B. Goggin,
James W. Gorin,
O. P. Johnson,
Henry C. Lilly,
J. D. Landrum,
Thomas Z. Morrow,
Elijah Patrick,
John A. Prall,
W. J. Worthington—19.

Those who voted in the negative, were—

Joseph H. Chandler,
F. L. Cleveland,
Thomas B. Cochran,
Wm. A. Dudley,
W. W. Gardner,
Evan M. Garriott,
T. W. Hammond,
James Harrison,
John L. Helm,
Wm. Johnson,
John J. Landram,
W. W. McKenzie,
George C. Riffe,
B. W. Stone,
Philip Swigert,
C. T. Worthington,
George Wright—17.

Mr. Cleveland moved the following resolution, viz:

Resolved, That the Committee on Finance be instructed to inquire into the expediency and propriety of taxing the income, from whatever source the same may arise, held by citizens of this State.

And the question being taken upon the adoption of said resolution, it was decided in the affirmative.

A message was received from the House of Representatives announcing that they had passed a bill, entitled "An act to authorize the holding of a court of claims in Pendleton county."

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The following bills were reported from select committees, viz:

By Mr. Gorin—

1. A bill to exempt a homestead from execution and attachment for debt.

By same—2. A bill to take the sense of the people of this Commonwealth as to the propriety and expediency of calling a convention to revise the Constitution of this Commonwealth.

By Mr. Helm—

3. A bill to allow a special term to be held of the Meade circuit court.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the first was ordered to be printed and referred to the Committee on the Judiciary; the second was ordered to be printed and made the special order of the day for Tuesday next, at 11 o'clock, A. M., and the third was ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of the third bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Garriott, from the Committee on Enrollments, reported that the committee had examined an enrolled resolution originating in the House of Representatives, entitled "Resolution for the benefit of James B. Lyne, late Clerk, and John L. Smedley, late Sergeant-at-Arms of the House of Representatives," and had found the same truly enrolled.

Said resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature there-

to, and it was delivered to the committee to be presented to the Governor for his approval and signature.

After a short time Mr. Garriott reported that the committee had performed that duty.

On motion of Mr. Bruner,

Ordered, That the Public Printer print the usual number of copies of the standing committees of the Senate.

Mr. C. T. Worthington moved the following resolution, viz:

Resolved, That the contestants for seats in the Senate be admitted to seats on the floor of the Senate pending the contest.

Which was adopted.

A message was received from the House of Representatives announcing that they had passed bills from the Senate of the following titles, viz:

An act to supply lost or burnt records in the Court of Appeals.

An act to allow a special term to be held of the Meade circuit court.

The Senate took up for consideration the resolution in regard to the election of United States Senator.

And the question being taken upon the adoption of said resolution, it was decided in the affirmative.

And then the Senate adjourned.

SATURDAY, DECEMBER 9, 1865.

A message was received from the House of Representatives announcing that they had concurred in the adoption of a resolution which originated in the Senate, in relation to the election of United States Senator, with an amendment.

That they had passed a bill from the Senate, entitled

An act to amend the charter of the Bank of Hopkinsville.

That they had passed bills of the following titles, viz:

An act to amend the charter of the Covington and Lexington turnpike road company.

An act to extend the corporate limits of the city of Newport.

An act for the benefit of D. N. Walden, late sheriff of Henderson county.

An act to amend an act to charter the Planters' Bank of Kentucky.

An act to incorporate the Kentucky Lubricating Oil Company.

An act to amend the charter of the Kentucky National Oil, Coal, Mining, and Iron Manufacturing Company.

An act to incorporate the Amazon Oil Mining Company.

An act to amend the charter of the town of Lebanon, in Marion county.

Mr. Garriott, from the Committee on Enrollments, reported that the committee had examined an enrolled bill, which originated in the House, entitled "An act to authorize the holding of a court of claims in Pendleton county."

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to supply lost or burnt records in the Court of Appeals.

An act to allow a special term to be held of the Meade circuit court.

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Garriott reported that the committee had performed that duty.

Mr. Baker, from the Committee on County Courts, to whom leave had been referred, reported a bill establishing the boundary line between the counties of Bracken and Pendleton, and Bracken and Harrison counties.

Which bill was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Gorin, from the select committee, to whom leave had been referred, reported a bill to establish a conventional rate of interest in this State.

Which bill was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That the Public Printer print 150 copies thereof, and that it be made the special order of the day for the 13th inst., at 11 o'clock, A. M.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to amend the charter of the Covington and Lexington turnpike road company.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with, it was referred to the Committee on County Courts.

The Senate also took up for consideration a resolution in relation to payment of the public debt.

Ordered, That the Public Printer print 150 copies thereof, and that it be placed in the orders of the day.

The Senate also took up for consideration a resolution indorsing the policy of the President.

Ordered, That the Public Printer print 150 copies thereof, and that it be placed in the orders of the day.

Mr. J. J. Landram read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the two Houses of the General Assembly will adjourn on the 1st day of February next, to meet again on —— day of ———, 1866.

The rule of the Senate being dispensed with,

Ordered, That the Public Printer print 150 copies thereof, and that it be placed in the orders of the day.

The Senate took up for consideration the amendment proposed by the House of Representatives, to a resolution from the Senate, in relation to election of United States Senator.

Ordered, That the further consideration of said amendment be postponed until the 13th inst., at 11 o'clock, A. M.

Mr. Baker, from the Committee on County Courts, to whom was referred a bill from the House of Representatives, entitled

An act to amend the charter of the Covington and Lexington turnpike road company,

Reported the same without amendment.

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Mr. Bruner moved that said case, with the accompanying documents, be referred to the Committee on Privileges and Elections.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Prall and W. J. Worthington, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	Evan M. Garriott,	J. D. Landrum,
John B. Bruner,	James W. Gorin,	W. W. McKenzie,
Joseph H. Chandler,	T. W. Hammond,	George C. Riffe,
F. L. Cleveland,	James Harrison,	B. W. Stone,
Thomas B. Cochran,	John L. Helm,	Philip Swigert,
A. D. Cosby,	Wm. Johnson,	C. T. Worthington,
Wm. A. Dudley,	John J. Landram,	George Wright—22.
W. W. Gardner,		

Those who voted in the negative, were—

A. S. Allan,	W. T. Chiles,	Thomas Z. Morrow,
R. T. Baker,	Milton J. Cook,	Elijah Patrick,
M. M. Benton,	Lucien B. Goggin,	John A. Prall,
N. R. Black,	Henry C. Lilly,	W. J. Worthington—13.
T. P. Cardwell,		

Mr. Botts, from the board selected to try the case of George R. Fearons, contesting the right of R. T. Baker to a seat upon the floor of the Senate, handed in both a majority and minority report in said case.

The majority report is as follows, viz:

The undersigned, the board appointed and sworn to try the case of George R. Fearons, contesting the election of R. T. Baker, Senator from the 25th senatorial district, report that the notice of the contestant does not set forth any one of the grounds upon which we are authorized to act; and, inasmuch as we have no authority to hear proof as to any ground not set forth in the notice, it is adjudged that contestant has failed to establish his claim. and that the sitting Senator, R. T. Baker, is entitled to his seat.

ELIJAH PATRICK,
W. J. WORTHINGTON,
T. P. CARDWELL.

The minority report is as follows, viz:

The undersigned, members of the election board raised by the Senate, in conformity with the 7th article of chapter 32, of the Revised Statutes, to whom was referred the memorial and accompanying papers of George R. Fearons, contesting the legality of the election under which R. T. Baker was returned elected from the 25th senatorial district, composed of the counties of Campbell and Pendleton, concurring in the premises assumed by the majority of such board, but

dissenting from their conclusion, submit the following report of a minority of said board:

The article of the Revised Statutes referred to (in the opinion of the undersigned) makes provision for the action of a board raised, as in this instance, in three contingencies only; neither of which embraces the objections urged by the memorialist to the sitting member retaining his seat. It is not contended by the memorialist in the notice which he has had served on the member returned, that he has received a greater or an equal number of the legal votes cast at the late election; or that the member returned, when voted for, was not legally qualified to receive the office—the only subjects (in the opinion of the undersigned) for investigation by this board that provision has been made for by law. But it is contended by the memorialist that the election under which the Senator returned claims to have been elected, "was not held or conducted according to the Constitution and laws of the State of Kentucky." Of which grave imputation there are eleven specifications; among which specifications, it is alleged that the officers of the election were subjected to military duress; that legal voters were arrested at the places of voting, for attempting to exercise their right of suffrage; that others were deterred when at the polls from offering to vote; that legal voters were deterred from attending the several voting places by the presence of armed military force; and that oaths unauthorized by law were prescribed to legal voters when offering to vote. How far such charges presented in the documents referred by the Senate to this board have been sustained by the accompanying evidence, the undersigned have not deemed it their province to investigate or report to the Senate, though so vitally involving the freedom and equality of the election—such investigation, in their opinion, not having been prescribed to them by law while acting as a board constituted as they are, and no further powers having been conferred on them by the Senate than such as are prescribed by the statute under which they were raised. They are fortified in the conclusion at which they have arrived, that their scope of inquiry and investigation is circumscribed by the statute and Constitution of the State, by a recent adjudication of our appellate court in the case of Leeman vs. Hinton, reported in 1*st Duvall, page* 37. Power to investigate and report the facts of this case, with their opinion thereon, as has been assumed by a majority of the board, and even to suggest appropriate action for the Senate, might have been legally and constitutionally conferred (in the opinion of the undersigned) on this board by the Senate, in whom all control of the subject is reposed by the 20th section of the second article of the Constitution. But such power over the subject not having been conferred on them by the Senate, and could not have been in their view of the section of the Constitution referred to reposed in them by law, such article of the Constitution providing that "each House of the Legislature shall judge of the qualifications, elections, and return of its members; but a contested election shall be determined in such manner as shall be directed by law," they respectfully request that the board on which they have been chosen be discharged from any further consideration of the subject referred to them, that the Senate, under the foregoing section

of the Constitution, may take such action in reference thereto as may be deemed most appropriate, which the undersigned could not conscientiously entertain in view of the oath which, as members of this body, and at the organization of this board, was administered to them.

WM. S. BOTTS,
J. W. GORIN.

The question was then taken upon the adoption of the report of the majority, and it was decided in the negative.

The question was then taken upon the adoption of the report of the minority, and it was decided in the affirmative.

Mr. Cleveland moved that said case, with the accompanying documents, be referred to the Committee on Privileges and Elections.

And the question being taken thereon, it was decided in the affirmative.

On motion, leave of indefinite absence was granted to Mr. Patrick.

On motion, leave of indefinite absence was granted to Mr. Helm.

Leave was granted to bring in the following bills, viz:

On motion of Mr. Dudley—1. A bill to provide for the sale of Mount Horeb parsonage.

On motion of Mr. Cochran—2. A bill to provide for the adequate punishment of interferences with free and equal elections in this Commonwealth.

On motion of Mr. W. J. Worthington—3. A bill to amend the charter of the Argilite Mining and Manufacturing Company.

On motion of Mr. Chandler—4. A bill for the benefit of the Muldrow's Hill State road.

On motion of Mr. Stone—5. A bill to enforce general vaccination of the citizens of this Commonwealth, to prevent small-pox.

On motion of Mr. Harrison—6. A bill to revive and continue in force acts approved 3d March, 1861, and amendment thereto, and act passed 30th September, 1861, amending chapter 86, Revised Statutes.

On motion of same—7. A bill to repeal an act empowering the Governor to appoint agents to visit and aid sick and wounded soldiers of Kentucky.

On motion of Mr. Gorin—8. A bill to repeal an act, entitled "An act to organize and discipline the militia of Kentucky," approved March 4th, 1865.

On motion of Mr. Patrick—9. A bill for the benefit of the citizens of Letcher county.

On motion of Mr. Prall—10. A bill to incorporate the Oakland Mills Mining and Petroleum Company.

On motion of Mr. Cook—11. A bill for the benefit of C. B. Faris, late clerk of the Laurel circuit court.

The Committee on Religion was directed to prepare and bring in the 1st; the Committee on Revised Statutes the 2d; the Committee on the Judiciary the 3d, 6th, and 10th; the Committee on Internal Improvement the 4th; the Committee on Finance the 7th and 9th; the Committee on Military Affairs the 8th; the Committee on County Courts the 11th; Messrs. Stone, Allen, and Gorin were appointed a committee to prepare and bring in the 5th.

A message was received from the Governor by Mr. VanWinkle, Secretary of State.

And then the Senate adjourned.

MONDAY, DECEMBER 11, 1865.

A message was received from the House of Representatives, announcing that they had passed a bill from the Senate, entitled "An act to amend an act, entitled 'An act to incorporate the Warsaw Male and Female College,'"

With an amendment.

That they had passed bills of the following titles, viz:

1. An act regulating the voting place in the Rocky Hill precinct, in Barren county.

2. An act to authorize the Presbyterian Church of Springfield to sell real estate.

3. An act to make the February terms of the Campbell circuit court terms for the trial of criminal and penal causes.

4. An act to authorize the Henderson county court to levy an *ad valorem* tax for the purpose of repairing or rebuilding the public buildings, and to pay off the indebtedness of said county.

5. An act to amend the charter of the city of Paris.

6. An act to transfer certain bridge property to the Warren county court.

7. An act to incorporate the Rennick's Oil Company.

8. An act to amend an act to incorporate the Newport and Covington Water-works Company.

9. An act to incorporate the Baker Farm Oil Company.

10. An act to incorporate the Crocus Oil Company.

11. An act to incorporate Bear Creek Oil Company.

12. An act to incorporate the Oil Fork Oil Company.

13. An act to incorporate the Burksville and Chicago Oil Company.

14. An act incorporating Crocus Creek Oil and Mining Company.

15. An act to establish an additional magistrates' and constables' district in Graves county.

Which were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Privileges and Elections; the 2d, 5th, 7th, 8th, 9th, 10th, 11th, 12th, 13th, and 14th to the Committee on the Judiciary; the 3d to the Committee on Circuit Courts, and the 4th, 6th, and 15th to the Committee on County Courts.

The Senate took up for consideration bills from the House of Representatives, of the following titles, viz:

1. An act to extend the corporate limits of the city of Newport.

2. An act for the benefit of D. N. Walden, late sheriff of Henderson county.

3. An act to amend an act, entitled "An act to charter the Planters' Bank of Kentucky."

4. An act to incorporate the Kentucky Lubricating Oil Company.

5. An act to amend the charter of the Kentucky National Oil, Coal, Mining, and Iron Manufacturing Company.

6. An act to incorporate the Amazon Oil and Mining Company.

7. An act to amend the charter of the town of Lebanon, in Marion county.

Which were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 4th, 5th, 6th, and 7th to the Committee on the Judiciary; the 2d to the Committee on Finance, and the 3d to the Committee on Banks.

Mr. Morrow presented the petition of J. S. Dalton, in relation to Emily S. Tucker, an idiot, of Wayne county.

Which was received, the reading dispensed with, and referred to the Committee on Finance.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Harrison, from the Committee on the Judiciary—

1. A bill to repeal an act, entitled "An act to amend section 1, article 3, chapter 32, title 'Elections,' of the Revised Statutes, approved February 11th, 1858," approved March 15th, 1862.

By Mr. J. J. Landram, from the Committee on Military Affairs—

2. A bill to amend an act, entitled "An act authorizing the county court of Gallatin county to levy a tax to raise a recruiting fund to avoid a draft in said county."

By Mr. Riffe, from the Committee on Religion—

3. A bill to provide for a sale of Mount Horeb parsonage.

By Mr. Swigert, from a select committee—

4. A bill to amend the laws in relation to the city of Frankfort.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 1st was ordered to be printed and placed in the orders of the day; the 2d, 3d, and 4th were ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Harrison, from the Committee on the Judiciary, reported a bill to repeal an act, entitled "An act to amend an act to amend chapter 15, of the Revised Statutes, entitled 'Citizens, Expatriation, and Aliens,'" passed March 11th, 1862, and to restore persons coming within its purview to civil rights.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Benton moved an amendment to said bill.

Ordered, That the Public Printer print 150 copies, both bill and amendment, and that they be made the special order of the day for the 12th inst., at 10½ o'clock, A. M.

Mr. Cleveland, from the Committee on Banks, reported a bill to incorporate the Warsaw Deposit Bank.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Said bill was then amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate, according to order, took up a bill from the House of Representatives, entitled "An act to amend the charter of the Covington and Lexington turnpike road company."

Ordered, That said bill be read a third time,

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Wright read and laid on the table the following joint resolutions, viz:

1. *Resolved by the General Assembly of the Commonwealth of Kentucky*, That we do hereby unequivocally express a firm resolution to maintain and defend the Constitution of the United States, and the Constitution of this State, against all foreign or domestic aggressions, and against disunionists, whether from the North or the South; that we will support the Government of the United States in all measures warranted by the Constitution.

2. *Resolved*, That Kentucky does hereby explicitly and peremptorily declare that she views the powers of the Federal Government as resulting from the compact as limited by the plain sense and intentions of the instrument constituting that compact, and that, in case of a deliberate, palpable, and dangerous exercise of other powers not granted by said compact, the States who are parties thereto have the right to interpose for the arresting of the evil, and maintaining in their respective limits the authorities, rights, and liberties appertaining to them.

3. *Resolved*, That Kentucky also expresses her regret at the manifestations of the Federal Government to enlarge its powers by a forced construction of the Federal Constitution; and that, while Kentucky is free to indorse the policy of the present Executive, Andrew Johnson, in his late message to the Congress of the United States upon the status of the seceded States and negro suffrage, we think this a proper time to further declare that Congress has no power, under the Constitution, to interfere with or control the domestic institutions of the several

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And the question being taken upon the adoption of said resolution, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Prall and Baker, were as follows, viz:

Those who voted in the affirmative, were—

A. S. Allan,	W. T. Chiles,	Henry C. Lilly,
R. T. Baker,	Milton J. Cook,	J. D. Landrum,
M. M. Benton,	Lucien B. Goggin,	Thos. Z. Morrow,
N. R. Black,	James Harrison,	John A Prall,
Thos. P. Cardwell,	O. P. Johnson,	W. J. Worthington—15.

Those who voted in the negative, were—

William S. Botts,	Evan M. Garriott,	W. W. McKenzie,
John B. Bruner,	James W. Gorin,	George C. Riffe,
Jos. H. Chandler,	T. W. Hammond,	B. W. Stone,
F. L. Cleveland,	John L. Helm,	Philip Swigert,
Thos. B. Cochran,	Wm. Johnson,	C. T. Worthington,
A. D. Cosby,	John J. Landram,	George Wright—19.
Wm. A. Dudley,		

A message was received from the Governor by Mr. VanWinkle, Secretary of State, announcing that the Governor had approved and signed enrolled bills, originating in the Senate, of the following titles, viz:

An act to allow a special term to be held of the Meade circuit court.

An act to supply lost or burnt records in the Court of Appeals.

Also, a message in writing.

Mr. Garriott, from the Committee on Enrollments, reported that the committee had examined an enrolled bill, which originated in the House of Representatives, entitled

An act to amend the charter of the Covington and Lexington turnpike road company.

Also, an enrolled bill, which originated in the Senate, entitled

An act to amend the charter of the Bank of Hopkinsville.

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his signature.

After a short time, Mr. Garriott reported that the committee had performed that duty.

Mr. Gorin moved the following resolution, viz:

Whereas, Major General J. M. Palmer, commanding United States

military forces in Kentucky, by his circular order dated at Headquarters Department of Kentucky, Louisville, Kentucky, December 7th, 1865, has, among other things, assumed to announce the ratification of the amendment to the Constitution of the United States prohibiting slavery by three fourths of the States; therefore,

Resolved by the Senate. That His Excellency the Governor of Kentucky, be, and he is hereby, respectfully requested to communicate to this House, for its information, whether or not he has received official information of the ratification of said amendment to the Constitution of the United States by three fourths of the States.

Which was adopted.

Leave was given to bring in the following bills, viz:

On motion of Mr. Dudley—1. A bill to amend the law limiting the time for commencing actions for injuries to persons and property, and for the recovery of money or property illegally taken, or damages therefor.

On motion of Mr. Helm—2. A bill to amend the charter of the Southwestern Telegraph Company.

On motion of Mr. Cleveland—3. A bill to amend chapter 37, article 2, section 35, of the Revised Statutes.

On motion of Mr. Benton—4. A bill to amend an act providing for the levy and collection of a tax to pay the Kenton county bounty fund.

On motion of Mr. C. T. Worthington—5. A bill to amend the charter of the Kentucky Female Orphan School at Midway, Woodford county.

On motion of same—6. A bill giving a right of action to the widow and infant child or children of any person killed through malice, or the careless use of fire-arms.

The Committee on Revised Statutes was directed to prepare and bring in the 1st, 3d, and 4th; the Committee on the Judiciary the 2d and 6th, and the Committee on Education the 5th.

Mr. Cook moved the following resolution, viz:

Resolved, That the Committee on Finance be requested to inquire into the expediency and propriety of giving a State bounty or reward for the apprehension and conviction of any and all horse-thieves within the limits of this Commonweath, and that they report by bill or otherwise.

Which was adopted.

And then the Senate adjourned.

TUESDAY, DECEMBER 12, 1865.

A message was received from the House of Representatives announcing that they had passed bills of the following titles, viz:

1. An act applying the mechanics' lien law of Ballard county.
2. An act for the benefit of Margaret Carpenter, of Ballard county.
3. An act for the benefit of Lewis S. Lee, late sheriff of Ballard county.
4. An act for the benefit of T. D. Campbell, sheriff of Ballard county.
5. An act for the benefit of T. J. Puryear, sheriff of Graves county.
6. An act for the benefit of William Blair, of Magoffin county.
7. An act to incorporate the Middle Trace turnpike road company.
8. An act to amend and add to an act, entitled "An act to authorize the city of Paris to raise by taxation a fund for the support of public schools."
9. An act to incorporate the Grant County Agricultural and Mechanical Association.
10. An act authorizing the holding of county courts in the county of Gallatin in the same months that circuit courts are held by law in said county.
11. An act to amend an act approved 3d June, 1865, for the benefit of Caldwell county.
12. An act for the benefit of John Conkin, late clerk of the Monroe county court.
13. An act authorizing the McCracken county court to levy a tax for county purposes.
14. An act to add a portion of the county of Morgan to the county of Wolfe.
15. An act for the benefit of R. F. Vinson, clerk of Lawrence county and circuit courts.

Which bills were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 6th to the Committee on the Revised Statutes; the 2d to the Committee on the Judiciary; the 3d, 4th, 5th, 12th, and 15th to the Committee on Finance; the 7th to the Committee on Internal Improvement; the 8th to the

Committee on Education; the 9th to the Committee on Agriculture and Manufactures; the 10th, 11th, and 13th to the Committee on County Courts, and the 14th to the Committee on Propositions and Grievances.

The Speaker laid before the Senate a communication from the Governor,

Which was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, Dec. 12, 1865.

Lieut. Gov. Jacob, President of Senate of Kentucky:

In response to the resolution of the Senate of 11th inst., I can inform the Senate that no official information has been received of the ratification of the Constitutional Amendment by the requisite number of States; upon the contrary, I received, a few days since, the accompanying communication from Hon. Wm. H. Seward, Secretary of State United States, which is all the information in this office of official character.

THOS. E. BRAMLETTE,
Governor of Kentucky.

DEPARTMENT OF STATE,
WASHINGTON, November 18, 1865.

To His Excellency the Governor of Kentucky, Frankfort, Ky.:

SIR: Congress, in February last, by the requisite vote of two thirds of both Houses, passed a resolution proposing an amendment to the Constitution of the United States, which declares that neither slavery nor involuntary servitude, except as a punishment for crime, whereof the party shall have been duly convicted, shall exist within the United States, or any place subject to their jurisdiction; and that Congress shall have power to enforce this article by appropriate legislation. A certified copy of this resolution was promptly transmitted by mail to each of the Governors of all of the States. When the proposed amendment shall have been adopted, by being ratified by the Legislatures of three fourths of the States, the law makes it the duty of the Secretary of State, after official notice thereof has been received at the Department of State, forthwith to cause the said amendment to be published in the newspapers authorized to promulgate the laws, with his certificate, specifying the States by which the same may have been adopted, and that the same has become valid to all intents and purposes as a part of the Constitution of the United States.

Up to the present time, official notice of the ratification of said amendment by the Legislatures of eighteen States has been received; but there is reason to believe that the Legislatures of other States have ratified the said amendment. It is also supposed to be probable that the Legislatures of still other States will shortly ratify it. In that case, and upon receiving the proper notices, it will become necessary for this Department to fulfill the duty of publication and certification already referred to.

With a view, therefore, of being prepared for the prompt performance of the important duty thus enjoined by law, I have to request that your Excellency will be pleased to give to this Department, as soon as convenient, the official notice contemplated, whenever the Legislature of the State of Kentucky shall have duly ratified the amendment in question.

I have the honor to be,

Your Excellency's most ob't servant,

WILLIAM H. SEWARD.

Ordered, That the Public Printer print 150 copies of said communication, and that it be referred to the Committee on Federal Relations.

Mr. Cook presented a petition from sundry citizens of Rockcastle county, asking the passage of an act authorizing the payment to Elisha Smith for keeping idiot.

Which was received, the reading dispensed with, and referred to the Committee on Finance.

Bills from the House of Representatives, of the following titles, were reported from the several committees to which they had been referred, viz:

By Mr. Botts, from the Committee on Finance—

An act for the benefit of D. N. Walden, late sheriff of Henderson county.

By Mr. W. Johnson, from the Committee on Circuit Courts—

An act to make the February term of the Campbell circuit court at Newport terms for the trial of criminal and penal causes.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The following bills were reported from the several committees who were directed to prepare and bring in the same, viz:

By Mr. C. T. Worthington, from the Committee on Education—

A bill for the benefit of the Kentucky Female Orphan School.

By Mr. Harrison, from the Committee on the Judiciary—

A bill for the benefit of Charles A. Page's wife and children.

By same—

A bill for the benefit of Rosetta Jones.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate, according to order, took up for consideration the amendment proposed by the House of Representatives to a resolution from the Senate, entitled

Resolution in relation to the election of United States Senator.

Which was twice read and concurred in.

The Senate, also, according to order, took up for consideration a bill to repeal an act, entitled

An act to amend chapter 15, of the Revised Statutes, entitled 'Citizens, Expatriation, and Aliens,'" passed March 11th, 1862, and to restore persons coming within its purview to civil rights,

Together with the amendment heretofore proposed by Mr. Benton as a substitute for said bill.

Said bill reads as follows, viz:

WHEREAS, It has been officially announced that the national authority has been restored in all the States and Territories of the Union; and whereas, a mere territorial Union is worthless. unless cemented and strengthened by general good will and fraternal feeling; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That an act, entitled "An act to amend chapter 15 of the Revised Statutes, entitled 'Citizens, Expatriation, and Aliens,'" passed March 11th, 1862, be, and the same is hereby, repealed, and all persons coming within the purview of said act are hereby declared restored to and possessed of all the rights, privileges, and immunities that they may have had under the Constitution and laws of this Commonwealth before the passage of said act.

§ 2. This act shall take effect and be of force from and after its passage.

Said amendment reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That any person who shall have been a resident for the year preceding his application, and has been a citizen of Kentucky, and shall have forfeited such citizenship by having engaged in or have been connected with the late rebellion against the Government of the United States, or against this State, and shall have received pardon from the President of the United States, or having accepted the terms of the amnesty prescribed by the President, may be restored to citizenship by producing such pardon or his oath of amnesty, before any court of record of this Commonwealth, in the county where he resides, and shall prove to the satisfaction of the court, by at least two witnesses, citizens of this State, that said applicant has for a year past behaved himself as a man of good moral character, has con-

formed to the requirement of said oath or pardon, and is attached to the principles of the Constitution of the United States and to the government of this State.

§ 2. That said court, being satisfied the application should be granted, shall cause the proceedings to be recorded, and make an order restoring such applicant to all the rights of citizenship.

Mr. Lilly proposed to amend the amendment proposed by Mr. Benton, by adding thereto the following proviso:

Provided, however, That any person who has been a guerrilla, shall not have the benefits of this act.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Lilly and Wright, were as follows, viz:

Those who voted in the affirmative, were—

A. S. Allan,
R. T. Baker,
M. M. Benton,
N. R. Black,
William S. Botts,
John B. Bruner,
T. P. Cardwell,
Joseph H. Chandler,
W. T. Chiles,
F. L. Cleveland,
Thomas B. Cochran,
Ben. S. Coffey,
Milton J. Cook,
A. D. Cosby,
Wm. A. Dudley,
W. W. Gardner,
Evan M. Garriott,
Lucien B. Goggin,
James W. Gorin,
T. W. Hammond,
James Harrison,
John L. Helm,
O. P. Johnson,
Wm. Johnson,
Henry C. Lilly,
John J. Landram,
J. D. Landrum,
W. W. McKenzie,
Thomas Z. Morrow,
John A. Prall,
George C. Riffe,
B. W. Stone,
Philip Swigert,
C. T. Worthington,
W. J. Worthington,
George Wright—36.

In the negative—none.

The question was then taken upon the adoption of the amendment of Mr. Benton, as amended, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cook and Wright, were as follows, viz:

Those who voted in the affirmative, were—

A. S. Allan,
R. T. Baker,
M. M. Benton,
N. R. Black,
Tho. P. Cardwell,
W. T. Chiles,
Milton J. Cook,
W. W. Gardner,
Lucien B. Goggin,
O. P. Johnson,
Henry C. Lilly,
J. D. Landrum,
Thomas Z. Morrow,
John A. Prall,
W. J. Worthington—15.

Those who voted in the negative, were—

William S. Botts,
John B. Bruner,
Joseph H. Chandler,
F. L. Cleveland,
Thomas B. Cochran,
Ben. S. Coffey,
A. D. Cosby,
Wm. A. Dudley,
Evan M. Garriott,
James W. Gorin,
T. W. Hammond,
James Harrison,
John L. Helm,
Wm. Johnson,
John J. Landram,
W. W. McKenzie,
George C. Riffe,
B. W. Stone,
Philip Swigert,
C. T. Worthington,
George Wright—21.

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Those who voted in the negative, were—

Wm. S. Botts,	A. D. Cosby,	Wm. Johnson,
John B. Bruner,	Wm. A. Dudley,	W. W. McKenzie,
Jos. H. Chandler,	Evan M. Garriott,	Philip Swigert,
F. L. Cleveland,	James W. Gorin,	C. T. Worthington,
Thos. B. Cochran,	T. W. Hammond,	George Wright—17.
Ben. S. Coffey,	John L. Helm,	

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, as amended, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cook and J. D. Landrum, were as follows, viz:

Those who voted in the affirmative, were—

A. S. Allan,	Ben. S. Coffey,	John L. Helm,
R. T. Baker,	A. D. Cosby,	Wm. Johnson,
M. M. Benton,	Wm. A. Dudley,	John J. Landram,
N. R. Black,	W. W. Gardner,	W. W. McKenzie,
Wm. S. Botts,	Evan M. Garriott,	John A. Prall,
John B. Bruner,	Lucien B. Goggin,	George C. Riffe,
Tho. P. Cardwell,	James W. Gorin,	B. W. Stone,
Jos. H. Chandler,	Wm. H. Grainger,	Philip Swigert,
W. T. Chiles,	T. W. Hammond,	C. T. Worthington,
F. L. Cleveland,	James Harrison,	George Wright—31.
Thos. B. Cochran,		

Those who voted in the negative, were—

Milton J. Cook,	Henry C. Lillly,	Thos. Z. Morrow,
O. P. Johnson,	J. D. Landrum,	W. J. Worthington—6.

Resolved, That the title of said bill be as aforesaid.

Mr. C. T. Worthington presented the report of the Superintendent of the Deaf and Dumb Asylum at Danville.

Which was taken up, and is as follows, viz:

[*For Report—See Legislative Document, No.* 3.]

Ordered, That the Public Printer print fifteen hundred copies thereof, one half of which is to be at the disposal of the Superintendent of said Institution.

And then the Senate adjourned.

WEDNESDAY, DECEMBER 13, 1865.

A message was received from the House of Representatives, announcing that they had passed a bill of the following title, viz:

An act to repeal an act, entitled "An act to amend the 15th chapter of the Revised Statutes, entitled 'Citizens, Expatriation, and Aliens,'" passed March 11th, 1862.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be made the special order of the day for the 14th inst., at 11½ o'clock, A. M.

Mr. Stone moved to reconsider the vote by which the Senate, on yesterday, passed a bill, entitled

An act to repeal an act, entitled "An act to amend chapter 15 of the Revised Statutes, entitled 'Citizens, Expatriation, and Aliens,'" passed March 11th, 1862, and to restore persons coming within its purview to civil rights.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill be made the special order of the day for to-morrow, at 11½ o'clock, A. M.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that the Governor had approved and signed an enrolled bill, which originated in the Senate, entitled

An act to amend the charter of the Bank of Hopkinsville.

Also, a message in writing.

Mr. Bruner moved the following resolution, viz:

Resolved, That the use of the Senate Chamber is hereby tendered to the State Agricultural Society, at half-past 2 o'clock this evening, for the purpose of holding their annual meeting.

Which was adopted.

The Senate resumed the consideration of the report from the Committee on the Judiciary, made on yesterday, of a bill for the benefit of James Guthrie.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Harrison, from the Committee on the Judiciary—

A bill for the benefit of Mary Jane Harding.

By same—

A bill to change the name and amend the charter of the Airdrie Petroleum Company of Kentucky.

By same—

A bill to incorporate the Beargrass turnpike road company.

By Mr. Gorin, from the same committee—

A bill concerning turnpike and plank road companies.

By Mr. Morrow, from the same committee—

A bill to incorporate the Mining, Manufacturing, and Improvement Company.

By Mr. Cochran, from the same committee—

A bill to incorporate Louisville Lodge, No. 400, Ancient York Free and Accepted Masons.

By Mr. Bruner, from the Committee on the Revised Statutes—

A bill to amend sub-division 6, of section 670, of the Civil Code of Practice, title "Evidence."

By Mr. Cochran, from the same committee—

A bill to repeal an act to amend section 684 of the Civil Code of Practice, approved 28th February, 1862.

By same—

A bill to amend chapter 4, article 1, title "Attorneys," of the Revised Statutes.

By same—

A bill to amend the city charter of Louisville as to judge, marshal, and clerk of the city court of Louisville, and taking bail in certain cases.

By Mr. Botts, from the Committee on Finance—

A bill to repeal an act empowering the Governor to appoint agents to visit and aid sick and wounded soldiers of Kentucky.

By Mr. Harrison, from the Committee on the Judiciary—

A bill to amend the charter of the Argilite Mining and Manufacturing Company.

By same—

A bill to incorporate the Oakland Mills Oil, Mining, and Manufacturing Company.

By same—

A bill to amend the charter of the Southwestern Telegraph Company.

By same--

A bill, entitled an act to incorporate the Southern Telegraph Company.

By Mr. Bruner, from the Committee on the Revised Statutes—

A bill to amend the 437th section, 4th chapter, "Revivor of Judgment," of the Civil Code of Practice.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the last was then amended.

Ordered, That said bills, the last as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Harrison, from the Committee on the Judiciary, reported a bill to repeal an act to prohibit and prevent rebellion by citizens of Kentucky and others in this State, approved 1st October, 1861.

Which was read the first time, as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That an act, entitled "An act to prohibit and prevent rebellion by citizens of Kentucky and others in this State," approved 1st October, 1861, is repealed.

§ 2. This act shall take effect from its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

The question was then taken upon the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Lilly and Wright, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	Wm. A. Dudley,	John J. Landram,
John B. Bruner,	Evan M. Garriott,	W. W. McKenzie,
Jos. H. Chandler,	James W. Gorin,	George C. Riffe,

F. L. Cleveland, T. W. Hammond, B. W. Stone,
Thos. B. Cochran, James Harrison, Philip Swigert,
Ben. S. Coffey, John L. Helm, C. T. Worthington,
A. D. Cosby, Wm. Johnson, George Wright—21.

Those who voted in the negative, were—

A. S. Allan, W. T. Chiles, Henry C. Lilly,
R. T. Baker, Milton J. Cook, J. D. Landrum,
M. M. Benton, Lucien B. Goggin, Thos. Z. Morrow,
N. R. Black, Wm. H. Grainger, John A. Prall,
Thos. P. Cardwell, O. P. Johnson, W. J. Worthington—15.

Resolved, That the title of said bill be as aforesaid.

Mr. Harrison, from the Committee on the Judiciary, reported a bill to amend section 9, chapter 47, Revised Statutes, title "Husband and Wife," approved 31st August, 1862.

Which was read the first time, as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That an act to amend section 9, chapter 47, Revised Statutes, title "Husband and Wife," approved August 31, 1862, be, and the same is, repealed.

§ 2. This act shall be in force from its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

The question was then taken upon the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Prall and Lilly, were as follows, viz:

Those who voted in the affirmative, were—

A. S. Allan, Wm. A. Dudley, John J. Landram,
Wm. S. Botts, Evan M. Garriott, W. W. McKenzie,
John B. Bruner, James W. Gorin, George C. Riffe,
Jos. H. Chandler, Wm. H. Grainger, B. W. Stone,
F. L. Cleveland, T. W. Hammond, Philip Swigert,
Thos. B. Cochran, James Harrison, C. T. Worthington,
Ben. S. Coffey, John L. Helm, W. J. Worthington,
A. D. Cosby, Wm. Johnson, George Wright—24.

Those who voted in the negative, were—

R. T. Baker, W. T. Chiles, Henry C. Lilly,
M. M. Benton, Milton J. Cook, J. D. Landrum,
N. R. Black, Lucien B. Goggin, Thos. Z. Morrow,
Thos. P. Cardwell, O. P. Johnson, John A. Prall—12.

Resolved, That the title of said bill be as aforesaid.

Mr. Harrison, from the same committee, reported a bill to amend an act passed 30th August, 1862, requiring officers and teachers in

this Commonwealth to take an oath of office, approved 21st February, 1863.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Bruner moved an amendment as a substitute for said bill.

Which was adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken upon the passage of said bill, and it was decided in the affirmative.

Resolved, That the title of said bill be amended so as to read

An act to repeal an act, entitled "An act requiring certain officers and teachers in this Commonwealth to take an oath of office," approved August 30, 1862, and article 9 of an act, entitled "An act to revise, amend, and reduce into one the common school laws of Kentucky," approved January 30th, 1864.

Mr. Gorin, from the same committee, to whom had been referred "A bill to exempt a homestead from execution and attachment," reported the same with an amendment.

Which was concurred in.

Sundry other amendments were then proposed.

Ordered, That said bill, as amended, together with the proposed amendments, be recommitted to the Committee on the Judiciary.

Mr. Morrow, from the same committee, to whom had been referred a bill to amend an act, entitled "An act to incorporate the Falls City Bank at Louisville,"

Reported the same without amendment.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Morrow, from the same committee, asked to be discharged from the further consideration of the memorial of Duff Green, which had been heretofore referred to them, and that it be referred to the Committee on Banks.

Which was granted.

Mr. Chiles, from the Committee on Propositions and Grievances, reported

A bill for the relief of Richard Garnett, of Barren county.

Which bill was read the first time, as follows, viz:

Whereas, It is represented to this General Assembly that Richard Garnett, of Barren county, for many years has had, and now has, a lunatic negro man in the asylum at Hopkinsville, Kentucky, and has regularly been charged with, and paid for, the support of said negro; for remedy whereof,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That said Richard Garnett be, and he is hereby, relieved from any further payment towards the support of said lunatic in the asylum; and said negro shall be maintained during the continuance of his malady and stay in the asylum at the expense of the Commonwealth.

§ 2. This act to take effect from and after its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Dudley moved to refer said bill, with the following instructions, viz:

That said bill be referred to the Committee on the Judiciary, with instructions to inquire into the propriety of providing by general law for the care and maintenance at the public expense of all colored idiots and lunatics resident in this Commonwealth.

Mr. Cochran moved to postpone the further consideration of the subject until the 4th day of January, 1866.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Gorin and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	Milton J. Cook,	John J. Landram,
Jos. H. Chandler,	A. D. Cosby,	George C. Riffe,
Thos. B. Cochran,	James Harrison,	C. T. Worthington—10.
Ben. S. Coffey,		

Those who voted in the negative, were—

A. S. Allan,	Evan M. Garriott,	J. D. Landrum,
R. T. Baker,	Lucien B. Goggin,	W. W. McKenzie,
M. M. Benton,	James W. Gorin,	Thos. Z. Morrow,
N. R. Black,	Wm. H. Grainger,	John A Prall,
William S. Botts,	T. W. Hammond,	B. W. Stone,
Thos. P. Cardwell,	John L. Helm,	Philip Swigert,
W. T. Chiles,	O. P. Johnson,	W. J. Worthington,
F. L. Cleveland,	Wm. Johnson,	George Wright—26.
Wm. A. Dudley,	Henry C. Lilly,	

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An act to authorize the Presbyterian Church of Springfield to sell real estate.

An act to amend the charter of the city of Paris.

An act to incorporate the Rennick's Oil Company.

An act to amend an act to incorporate the Newport and Covington Water-works Company.

An act to incorporate the Baker Farm Oil Company.

An act to incorporate the Crocus Oil Company.

An act to incorporate the Bear Creek Oil Company.

An act to incorporate the Oil Fork Oil Company.

An act to incorporate the Burksville and Chicago Oil Company.

An act to incorporate the Crocus Creek Oil and Mining Company.

An act to establish an additional magistrates' and constables' district in Graves county.

An act to incorporate the Amazon Oil and Mining Company.

With an amendment to the last named bill.

Which was concurred in.

Ordered, That said bills be read a third time, the last as amended.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. C. T. Worthington, from the board to try the contested election between Messrs. Halbert and Goggin, presented to the Senate a minority report.

Ordered, That the further consideration of said report be postponed until to-morrow at 10½ o'clock.

On motion of Mr. Prall, he was excused from further serving on the Committee on Federal Relations.

Mr. Dudley moved the following resolution, viz:

Resolved, That the Committee on the Judiciary be instructed to inquire into the propriety of requiring all applicants for charters of private corporations, not educational, religious, or charitable, to deposit with the Treasurer a sum certain to defray the expense of its consideration, before it will be entertained by the General Assembly, and that they report by bill or otherwise.

Which was adopted.

Mr. C. T. Worthington read and laid on the table a joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read, as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That this General Assembly adheres to the past expression of the

Legislature, rejecting the amendment offered as a thirteenth amendment to the Constitution of the United States, whereby slavery is sought to be abolished in the United States, as a finality, which concluded the further action of the Legislature upon the question.

Ordered, That the Public Printer print 150 copies of said resolution, and that it be placed in the orders of the day.

Leave was given to bring in the following bills, viz:

On motion of Mr. Chandler—1. A bill to repeal an act, entitled "An act concerning the Washington circuit court," approved March 4th, 1865.

On motion of same—2. A bill for the benefit of the minor heirs of Woodruff D. Hoskins, deceased.

On motion of Mr. Swigert—3. A bill to incorporate the Woodford County Agricultural and Mechanical Association.

On motion of same—4. A bill to incorporate Philip Swigert Lodge, No. 218, of Free and Accepted Ancient York Masons, at Fisherville, Jefferson county.

On motion of Mr. Goggin—5. A bill in relation to the election of police judge and town marshal in Washington, Mason county.

On motion of same—6. A bill to amend the road law in Mason county.

On motion of Mr. Coffey—7. A bill for the benefit of Robert Marshall, late clerk of the Graves county court.

On motion of Mr. Wm. Johnson—8. A bill to amend section 670, Civil Code of Practice.

On motion of same—9. A bill to repeal an act, entitled "An act to further regulate the appointment of attorneys *pro tem.* for the Commonwealth," approved February 7th, 1865.

On motion of same—10. A bill in regard to the office of sheriff and other collecting officers in this State.

On motion of same—11. A bill further to define and punish the crime of forgery.

On motion of same—12. A bill in regard to the duties of Secretary of State.

On motion of Mr. J. J. Landram—13. A bill to equalize taxation on stocks subscribed to deposit banks in this Commonwealth.

On motion of Mr. Black—14. A bill for the benefit of John A. Yandell, late sheriff of Crittenden county.

On motion of same—15. A bill to incorporate the Tradewater United Miners Coal Company.

The Committee on Circuit Courts was directed to prepare and

bring in the 1st; the Committee on the Judiciary the 2d, 7th, 9th, 10th, 11th, 12th, and 15th; the Committee on Agriculture and Manufactures the 3d; the Committee on Internal Improvement the 4th; the Committee on the Codes of Practice the 8th; the Committee on County Courts the 6th; the Committee on Finance the 13th and 14th, and Messrs. Goggin, Benton, and Cleveland were appointed a committee to prepare and bring in the 5th.

The Senate took up for consideration a bill to take the sense of the people of this Commonwealth as to the necessity and expediency of calling a convention to revise the Constitution of this State.

Ordered, That said bill be made the special order of the day for to-morrow, at 11 o'clock.

And then the Senate adjourned.

THURSDAY, DECEMBER 14, 1865.

A message was received from the House of Representatives announcing that they had passed bills, and adopted a resolution, of the following titles, viz:

1. An act to amend the 13th article of the 27th chapter of the Revised Statutes, title "Courts."

2. An act to repeal an act, entitled "An act to amend section 9, of chapter 47, Revised Statutes, title "Husband and Wife," approved August 31, 1862.

3. An act for the benefit of William Herrin, late sheriff of Fulton county.

4. An act to repeal an act, entitled "An act to prohibit and prevent rebellion by citizens of Kentucky and others in this State," approved October 1, 1861.

5. An act to incorporate the Kentucky Mutual Life Insurance Company.

6. An act for the benefit of the Paris and Jackstown turnpike company.

7. An act to amend an act to incorporate the Creelsboro Petroleum Company, approved February 23, 1865.

8. An act in relation to the town of Campbellsville, in Taylor county.

9. An act to amend chapter 84, section 27, of the Revised Statutes.

10. An act for the benefit of Samuel L. Casey, J. H. Rudy, Daniel A. Brooks, and N. W. Casey,

11. An act creating an additional voting place in Larue county.

12. An act for the benefit of Abner Rye, of Ballard county.

13. An act creating an additional voting place in Lovelaceville precinct, in Ballard county.

14. An act to establish an additional justices' district in Morgan county.

Resolution fixing the day for a recess.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

They were referred—the 1st, 2d, 8th, and 9th to the Committee on the Revised Statutes; the 3d and 12th to the Committee on Finance; the 4th, 5th, and 7th to the Committee on the Judiciary; the 6th and 10th to the Committee on Internal Improvement; the 11th and 13th to the Committee on Privileges and Elections, and the 14th to the Committee on County Courts.

The following petitions were presented, viz:

Mr. Dudley—1. The petition of sundry citizens of the city of Lexington, praying an amendment to their city charter.

Mr. Cardwell—2. The petition of sundry citizens of Breathitt county, praying the passage of an act authorizing George Miller to construct a dam across the north fork of the Kentucky river.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on the Revised Statutes, and the 2d to the Committee on Propositions and Grievances.

The Senate took up for consideration the amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to amend an act, entitled "An act to incorporate the Warsaw Male and Female College.

And the question being on concurring in said amendment, it was decided in the negative.

So the said amendment was disagreed to.

Mr. Dudley, from the Committee on Privileges and Elections, to whom had been referred the case of Harrison Thompson, contesting the right of A. S. Allan to a seat on the floor of the Senate, made the following report, viz:

[*For Report—See Legislative Document, No.* 11.]

Mr. Prall, from the same committee, made the following minority report, viz:

[*For Report—See Legislative Document, No.* 11.]

The question was then taken upon concurring with the majority report in said case, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Prall and Baker, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	Evan M. Garriott,	J. D. Landrum,
John B. Bruner,	James W. Gorin,	W. W. McKenzie,
Jos. H. Chandler,	T. W. Hammond,	George C. Riffe,
F. L. Cleveland,	James Harrison,	B. W. Stone,
Thos. B. Cochran,	John L. Helm,	Philip Swigert,
Ben. S. Coffey,	Wm. Johnson,	C. T. Worthington,
A. D. Cosby,	John J. Landram,	George Wright—22.
Wm. A. Dudley,		

Those who voted in the negative, were—

R. T. Baker,	W. T. Chiles,	Henry C. Lilly,
M. M. Benton,	Milton J. Cook,	Thos. Z. Morrow,
N. R. Black,	Wm. H. Grainger,	John A Prall,
Thos. P. Cardwell,	O. P. Johnson,	W. J. Worthington—12.

Mr. Lilly, from the board appointed to try the case of Wm. C. Halbert, contesting the right of L. B. Goggin to a seat on the floor of the Senate, made the following as the majority report of said board:

The undersigned, a majority of the board selected to try the contest in the case of William C. Halbert against L. B. Goggin, beg leave to report the following as their judgment and final decision in said case, viz: We find from the evidence that L. B. Goggin received the highest number of legal votes cast between the candidates for the office of Senator at the election held on the 7th day of August, 1865, in the Thirty-first Senatorial District, composed of the counties of Mason and Lewis, and that he was duly elected and is entitled to retain his seat. We dismiss the contest and claim of William C. Halbert.

H. C. LILLY,
T. P. CARDWELL,
J. D. LANDRUM.

NOVEMBER 13, 1865.

The report of the minority in the foregoing case of Halbert against Goggin was taken up and read, as follows, viz:

A minority of the board to whom was referred the matter of con-

test touching the right of L. B. Goggin to a seat in this House as Senator from the Thirty-first Senatorial District, make the following report:

That so far as relates to the alleged military interference, they do not deem themselves authorized to act. This question having been already settled by the Senate, they do not think it necessary to add anything further than to state that the evidence in the case as to military interference and improper influence, is such as to justify us in suggesting that it should be investigated by the proper committee. This may be unnecessary should the Senate concur with us in the other findings and conclusion hereinafter stated.

As to the grounds of contest of which the board have jurisdiction, they find as follows, viz:

They find from the testimony, that so much of the (10th) tenth specification in the notice is true, as alleges "At the Mower precinct, No. 1, in Lewis county, the election was held at the house of David W. Fearis, a place not appointed by law, and the votes cast at that place were illegal, and should be rejected for that reason."

The majority for L. B. Goggin at the Mower precinct was ninety-six (96). His majority, counting this precinct, was eighty-three (83). Rejecting the vote at this precinct, W C. Halbert has a majority of thirteen (13), and is entitled to the seat.

There is proof in the case showing quite a number of illegal votes cast for Mr. Goggin at other precincts; but we do not deem it important to point them out specifically, as the rejection of the vote at Mower precinct gives the majority to the contestant.

The place appointed by law for holding the election in the Mower precinct was at the "Temperance Hall;" Fearis' house is distant from the hall, by the public road and ordinarily traveled route, about two and a half miles; by a passway, it is one and a half miles distant.

There were other places where the election could have been held much nearer to the place appointed by law than Fearis' house. The election was held for many years at the house of Jacob Mower, distant less than a mile, at a public place near a cross-road, and nearer the center of the district than the house of Fearis. Mower proves that he would have been willing that the election should have been held at his house, and the proof shows it would have been a suitable place. The Temperance Hall had been burned before the election; but the judges failed to meet at the place appointed and adjourn the election to the nearest convenient place, and make public proclamation of such change. If any adjournment and proclamation had been made (which the proof does not establish) the house of Fearis was not the "most convenient place," and the adjournment to that place was unauthorized and illegal. Fearis' house was not a suitable place, nor convenient to a majority of the voters of the precinct. It was also an unsafe place for Conservative voters, as the lawless character and conduct of the man (abundantly set forth in the proof) warrants us to conclude.

We therefore recommend the adoption of the following resolution:

Resolved, That the contestant, W. C. Halbert, has been legally

elected Senator by the voters of the Thirty-first Senatorial District, and is entitled to a seat in this House as the legally elected Senator from said district.

C. T. WORTHINGTON,
T. W. HAMMOND.

The question was then taken upon concurring with the majority in their report, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Prall and Lilly, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Milton J. Cook,	J. D. Landrum,
M. M. Benton,	Lucien B. Goggin,	Thomas Z. Morrow,
N. R. Black,	Wm. H. Grainger,	John A. Prall,
Tho. P. Cardwell,	O. P. Johnson,	W. J. Worthington—14.
W. T. Chiles,	Henry C. Lilly,	

Those who voted in the negative, were—

William S. Botts,	Wm. A. Dudley,	John J. Landram,
John B. Bruner,	Evan M. Garriott,	W. W. McKenzie,
Joseph H. Chandler,	James W. Gorin,	George C. Riffe,
F. L. Cleveland,	T. W. Hammond,	B. W. Stone,
Thomas B. Cochran,	James Harrison,	Philip Swigert,
Ben. S. Coffey,	John L. Helm,	C. T. Worthington,
A. D. Cosby,	Wm. Johnson,	George Wright—21.

Mr. Dudley moved the following resolution in relation to the case then pending before the Senate, viz:

Resolved, That the seat of the Senator from the Thirty-First Senatorial District be declared vacant, and that the Speaker issue his warrant for a new election according to law.

And the question being taken upon the adoption of said resolution, it was decided in the affirmative.

A message was received from the House of Representatives, announcing that they had receded from their proposed amendment to a bill from the Senate, entitled

An act to amend an act, entitled "An act to incorporate the Warsaw Male and Female College.

That they had passed a bill from the Senate, entitled

An act to amend the charter of the Argilite Mining and Manufacturing Company.

The Senate, according to order, took up for consideration a bill to take the sense of the people of this Commonwealth as to the propriety and expediency of calling a convention to revise the Constitution of this Commonwealth.

Ordered, That the further consideration of said bill be postponed until to-morrow at 11 o'clock, A. M.

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bar to any prosecution, or further prosecution of any indictment, or other penal proceeding, growing out of said act.

Mr. J. J. Landram moved to amend said bill as follows, viz:

Amend first section by adding the following:

Provided, That all those persons who have been actively engaged either in the civil or military service of the late so-called Confederate States, and against the Government of the United States, and have not been pardoned by the President of the United States, nor taken any oath to support the Constitution of the United States or the Constitution of this State, shall take such oath before some court of record or the clerk thereof, or may take such oath before the judges of the election where he presents himself to vote, and it shall be the duty of such judge to administer the same to such voter if he should so demand. If any judge or judges of any election held under the laws of this State shall fail or refuse to permit such person, referred to in the first section, to vote at such election, if he is otherwise qualified to do so, shall be held guilty of a misdemeanor, and subject to the pains and penalties against judges of elections, provided and denounced by the 8th section of chapter 32, article 11, of the Revised Statutes, for refusing to receive the vote of a qualified voter.

Mr. Baker moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wm. Johnson and Baker, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Milton J. Cook,	Henry C. Lilly,
M. M. Benton,	A. D. Cosby,	Thomas Z. Morrow,
N. R. Black,	Wm. H. Grainger,	John A. Prall,
T. P. Cardwell,	O. P. Johnson,	W. J. Worthington—13.
W. T. Chiles,		

Those who voted in the negative, were—

William S. Botts,	Evan M. Garriott,	J. D. Landrum,
John B. Bruner,	James W. Gorin,	W. W. McKenzie,
Joseph H. Chandler,	T. W. Hammond,	George C. Riffe,
F. L. Cleveland,	James Harrison,	B. W. Stone,
Thomas B. Cochran,	John L. Helm,	Philip Swigert,
Ben. S. Coffey,	Wm. Johnson,	C. T. Worthington,
Wm. A. Dudley,	John J. Landram,	George Wright—21.

Mr. Cleveland then moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. O. P. Johnson and Baker, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	A. D. Cosby,	Wm. Johnson,
John B. Bruner,	Wm. A. Dudley,	W. W. McKenzie,
Jos. H. Chandler,	Evan M. Garriott,	George C. Riffe,
W. T. Chiles,	James W. Gorin,	B. W. Stone,
F. L. Cleveland,	T. W. Hammond,	Philip Swigert,
Thos. B. Cochran,	James Harrison,	C. T. Worthington,
Ben. S. Coffey,	John L. Helm,	George Wright—21.

Those who voted in the negative, were—

R. T. Baker,	Wm. H. Grainger,	J. D. Landrum,
M. M. Benton,	O. P. Johnson,	Thos. Z. Morrow,
N. R. Black,	Henry C. Lilly,	John A. Prall,
Thos. P. Cardwell,	John J. Landram,	W. J. Worthington—18.
Milton J. Cook,		

The question was then taken upon the amendment of Mr. J. J. Landram, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Morrow and O. P. Johnson, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Milton J. Cook,	John J. Landram,
M. M. Benton,	Wm. H. Grainger,	J. D. Landrum,
N. R. Black,	James Harrison,	Thomas Z. Morrow,
T. P. Cardwell,	O. P. Johnson,	John A. Prall,
W. T. Chiles,	Henry C. Lilly,	W. J. Worthington—15.

Those who voted in the negative, were—

William S. Botts,	Wm. A. Dudley,	W. W. McKenzie,
John B. Bruner,	Evan M. Garriott,	George C. Riffe,
Joseph H. Chandler,	James W. Gorin,	B. W. Stone,
F. L. Cleveland,	T. W. Hammond,	Philip Swigert,
Thomas B. Cochran,	John L. Helm,	C. T. Worthington,
Ben. S. Coffey,	Wm. Johnson,	George Wright—19.
A. D. Cosby,		

The question was then taken upon ordering said bill to be read a third time, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Morrow and Baker, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	Wm. A. Dudley,	John J. Landram,
John B. Bruner,	Evan M. Garriott,	W. W. McKenzie,
Jos. H. Chandler,	James W. Gorin,	George C. Riffe,
F. L. Cleveland,	T. W. Hammond,	B. W. Stone,
Thos. B. Cochran,	James Harrison,	Philip Swigert,
Ben. S. Coffey,	John L. Helm,	C. T. Worthington,
A. D. Cosby,	Wm. Johnson,	George Wright—21.

Those who voted in the negative, were—

R. T. Baker, Milton J. Cook, J. D. Landrum,
M. M. Benton, Wm. H. Grainger, Thos. Z. Morrow,
N. R. Black, O. P. Johnson, John A. Prall,
Tho. P. Cardwell, Henry C. Lilly, W. J. Worthington—13.
W. T. Chiles,

Said bill was then read a third time.

Mr. Bruner moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Baker and Morrow, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts, Wm. A. Dudley, W. W. McKenzie,
John B. Bruner, Evan M. Garriott, George C. Riffe,
Jos. H. Chandler, James W. Gorin, B. W. Stone,
F. L. Cleveland, T. W. Hammond, Philip Swigert,
Thos. B. Cochran, James Harrison, C. T. Worthington,
Ben. S. Coffey, John L. Helm, George Wright—20.
A. D. Cosby, Wm. Johnson,

Those who voted in the negative, were—

R. T. Baker, Milton J. Cook, J. D. Landrum,
M. M. Benton, Wm. H. Grainger, Thos. Z. Morrow,
N. R. Black, O. P. Johnson, John A. Prall,
Thos. P. Cardwell, Henry C. Lilly, W. J. Worthington—14.
W. T. Chiles, John J. Landram,

The question was then taken upon the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Lilly and Prall, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts, Evan M. Garriott, John J. Landram,
John B. Bruner, James W. Gorin, W. W. McKenzie,
Jos. H. Chandler, Wm. H. Grainger, George C. Riffe,
F. L. Cleveland, T. W. Hammond, B. W. Stone,
Thos. B. Cochran, James Harrison, Philip Swigert,
Ben. S. Coffey, John L. Helm, C. T. Worthington,
A. D. Cosby, Wm. Johnson, George Wright—22.
Wm. A. Dudley,

Those who voted in the negative, were—

R. T. Baker, W. T. Chiles, J. D. Landrum,
M. M. Benton, Milton J. Cook, Thos. Z. Morrow,
N. R. Black, O. P. Johnson, John A. Prall,
Tho. P. Cardwell, Henry C. Lillly, W. J. Worthington—12.

Resolved, That the title of said bill be as aforesaid.

And then the Senate adjourned.

FRIDAY, DECEMBER 15, 1865.

A message was received from the House of Representatives, announcing their disagreement to the passage of a bill from the Senate, entitled

An act for the benefit of Charles A. Page's wife and children.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act establishing the boundary lines between the counties of Bracken and Pendleton and Bracken and Harrison counties.

An act for the benefit of the Kentucky Female Orphan School.

That they had passed bills of the following titles, viz:

1. An act to pardon all persons who have heretofore committed the crime of treason against this Commonwealth.

2. An act to rebuild the bridges on the Bardstown and Louisville turnpike road.

3. An act to repeal an act, entitled "An act to amend the jury laws of this Commonwealth," approved August 22, 1862.

4. An act to repeal an act, entitled "An act to amend section 1, article 3, chapter 32, of the Revised Statutes," approved February 11, 1858, approved March 15, 1862.

5. An act to repeal an act to create a soldiers' relief fund for Bourbon county, approved August 31, 1862.

6. An act for the benefit of John G. Clagett, late sheriff of Grayson county.

7. An act for the benefit of Thomas Conway, late sheriff of Union county.

8. An act for the benefit of the personal representatives of James R. Hughes, deceased, late clerk of the Union circuit and county courts.

9. An act for the benefit of J. J. Wood, late sheriff of Clinton county.

10. An act for the benefit of Joseph E. Mulky, late sheriff of Monroe county.

11. An act for the benefit of Theodore Thompson, late sheriff of Livingston county.

12. An act for the benefit of Solomon C. Sailor, late sheriff of Harlan county.

13. An act to amend the second section of an act, entitled "An act to incorporate the Independence and Big Bone turnpike company," approved March 4, 1865.

14. An act to incorporate the Montgomery and Bath Counties Associated turnpike road company.

15. An act for the benefit of Charles Kirtly, late clerk of the Rockcastle circuit court.

16. An act to amend an act, entitled "An act to authorize the Boyle county court to liquidate her bonds issued to the Lexington and Danville railroad company," approved March 1, 1854.

17. An act regulating the assessment of taxable property in Todd county.

18. An act for the benefit of Matthew Mullen, late clerk of the Pendleton circuit and county courts.

19. An act for the benefit of William Troy, of Lawrence county.

20. An act to amend an act to change the time of holding the quarterly courts for Garrard county.

21. An act to give a lien to mechanics and journeymen in Boyd county.

22. An act for the benefit of the minor children of Jonathan Nichols.

23. An act to incorporate the Owen Mining and Manufacturing Company.

24. An act, entitled "An act to incorporate the town of Upton, in Larue and Hardin counties."

25. An act to incorporate the Globe Insurance Company.

26. An act to amend an act, entitled "An act to incorporate the Wayne County Beaty Oil Well Company."

27. An act to incorporate the Kentucky Travelers' Insurance Company.

28. An act to incorporate the Beaver Lick and Verona turnpike road company.

29. An act to incorporate the Fayette Oil Company.

30. An act to incorporate the First American and European Patent Company.

31. An act to incorporate the Falls City and Cumberland Oil Company.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills

being dispensed with, they were referred—the 1st, 21st, 22d, 23d, 26th, 27th, 29th, 30th, and 31st to the Committee on the Judiciary; the 2d, 13th, 14th, and 28th to the Committee on Internal Improvement; the 3d, 4th, 24th, and 25th to the Committee on the Revised Statutes; the 5th, 16th, and 20th to the Committee on County Courts; the 6th, 7th, 9th, 10th, 11th, 12th, 15th, 17th, 18th, and 19th to the Committee on Finance, and the 8th to the Committee on Circuit Courts.

A message in writing was received from the Governor, by Mr. Van Winkle, Secretary of State.

Said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, Dec. 15, 1865.

Gentlemen of the Senate:

I nominate, with your advice and consent, Wm. L. Neal, to be Treasurer of Kentucky for the vacant term created by the death of James H. Garrard, commencing on Monday, the 1st day of January, 1866.

THOMAS E. BRAMLETTE,
Governor of Kentucky.

Ordered, That said message be referred to the Committee on the Judiciary.

The following bills were reported from the several committees who were directed to prepare and bring in the same, viz:

By Mr. Wm. Johnson, from the Committee on Circuit Courts—

A bill repealing an act, entitled "An act concerning the Washington circuit court," approved March 4, 1865.

By Mr. Gorin, from the Committee on the Codes of Practice—

A bill to amend section 670 of the Civil Code of Practice.

By Mr. Wright, from the Committee on Agriculture and Manufactures—

A bill to incorporate the Woodford County Agricultural and Mechanical Association.

By Mr. Baker, from the Committee on County Courts—

A bill for the benefit of Robert Marshall, late clerk of the Green county court.

By same—

A bill to amend the road law in Mason county.

By same—

A bill to authorize the county judge of Pulaski to sell a certain portion of the public square in Somerset, Kentucky.

By Mr. Botts, from the Committee on Finance—

A bill for the benefit of John A. Yandell, late sheriff of Crittenden county.

By Mr. Harrison, from the Committee on the Judiciary—

A bill to incorporate the Philip Swigert Lodge, No. 218, of Free and Accepted Ancient York Masons, located at Fisherville, in Jefferson county.

By same—

A bill to incorporate the Tradewater United Miners' Coal Company.

By same—

A bill to prevent the careless or wanton or malicious use of deadly weapons.

By same—

A bill to revive and continue in force acts, and amended acts, to amend the 3d and 5th articles of chapter 86, Revised Statutes.

By same—

A bill to amend the 86th chapter, 6th article, section 3, of the Revised Statutes.

By Mr. Gorin, from the same committee—

A bill to incorporate the Planters' Insurance Company, of Kentucky.

By same—

A bill to amend the penal laws.

By same—

A bill in regard to the office of sheriff and other collecting officers in this State.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Gorin, from the Committee on the Judiciary, reported

A bill in regard to the duties of Secretary of State.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That the Public Printer print 150 copies thereof, and that it be placed in the orders of the day.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred.

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The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Baker, from the Committee on County Courts, to whom had been referred a bill from the House of Representatives, entitled

An act to transfer certain bridge property to the Warren county court,

Reported the same without amendment.

Ordered, That said bill be recommitted to the Committee on County Courts.

Mr. Botts, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of Abner Rye, of Ballard county,

Reported the same, with the expression of opinion that it ought not to pass.

And the question being taken upon ordering said bill to be read a third time, it was decided in the negative.

So the said bill was disagreed to.

Mr. Harrison, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act to repeal an act, entitled "An act to prohibit and prevent rebellion by citizens of Kentucky and others in this State," approved October 1, 1861,

Reported the same without amendment.

Said bill was read a third time, as follows, viz:

[*See Session Acts*, 1865–'66.]

The question was then taken upon the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Baker and Benton, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	James W. Gorin,	W. W. McKenzie,
John B. Bruner,	Wm. H. Grainger,	George C. Riffe,
Joseph H. Chandler,	T. W. Hammond,	B. W. Stone,
F. L. Cleveland,	James Harrison,	Philip Swigert,
Thomas B. Cochran,	John L. Helm,	C. T. Worthington,
A. D. Cosby,	Wm. Johnson,	George Wright—20.
Wm. A. Dudley,	John J. Landram,	

Those who voted in the negative, were—

R. T. Baker,	Milton J. Cook,	J. D. Landrum,
M. M. Benton,	W. W. Gardner,	Thomas Z. Morrow,

N. R. Black, O. P. Johnson, John A. Prall,
Tho. P. Cardwell, Henry C. Lilly, W. J. Worthington—13.
W. T. Chiles,

Resolved, That the title of said bill be as aforesaid.

Mr. Harrison, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of Margaret Carpenter, of Ballard county,

Reported the same, with an amendment, as a substitute for said bill.

Ordered, That the Public Printer print 150 copies of said bill and proposed amendment, and that it be placed in the orders of the day.

The Senate took up for consideration

A bill to take the sense of the people of this Commonwealth as to the necessity and expediency of calling a convention to revise the Constitution of this State.

Ordered, That said bill be engrossed and read a third time.

Said bill was read a third time, as follows:

Whereas, It is represented to the present General Assembly that many of the good citizens of this Commonwealth do verily believe that experience has pointed out the necessity of calling a convention, with the view of revising and amending the Constitution of this State; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That it shall be the duty of the several sheriffs and other officers of elections, at the next general election to be held for Representatives after the passage of this act, to open a poll for, and make return to the Secretary of State, for the time being, of the names of all those entitled to vote for Representatives, who have voted for calling a convention.

§ 2. That any sheriff or other officer failing to perform his duty according to the provisions of the first section of this act, shall be subject to a fine of six hundred dollars, to be recovered by indictment, or by civil action, by any person suing for the same, in any court having jurisdiction thereof, and also be subject, upon conviction of such failure, to removal from office.

§ 3. That it shall be the duty of the sheriffs conducting the next general election to propound distinctly to each voter the following interrogatory: "Do you vote for calling a convention or not?" and if he answer in the affirmative, his name shall be recorded as having voted for calling a convention.

§ 4. That in case of the failure, by sickness, death, absence, or resignation, of the sheriff of any county to attend to compare the list of votes in his county, at the county seat, it shall be the duty of the clerk of the county court to attend, with the poll-books of said county, and make the comparison with the officers of said election, and in every respect perform the same duties which the sheriff would have to perform, were he thus acting.

§ 5. That it shall be the duty of the commissioners or assessors of tax to open a column in their commissioners' books. and enroll therein the name of each citizen entitled to vote for Representatives for the year 1867; and they shall be governed in all cases, in ascertaining who is entitled to vote, by the laws in force to prevent illegal voting; and this column, written in a fair and legible hand, shall be transmitted with the commissioners' books to the Auditor, who shall make out a copy thereof and deposit the same in the office of the Secretary of State, and said Secretary shall transmit the same to the next Legislature as a list of those who are entitled to vote for Representatives, in order that the Legislature may have the means to ascertain whether a majority of the citizens of the State, entitled to vote for Representatives, have voted for a convention.

§ 6. That it shall be the duty of each assessor of tax for the year 1868, before he enters upon the discharge of his duty for said year, to go before a justice of the peace and take the following oath: "I do solemnly swear that I will, to the best of my skill and judgment, fairly ascertain the number of qualified voters in my official district for the year 1867, and report the same with my book, made as assessor."

§ 7. That the assessors may, and they are hereby, required to examine any person on oath in relation to his right to vote for Representatives, when he has doubts as to his right to vote; and any person who shall knowingly swear falsely before the assessor administering the oath aforesaid, and shall be convicted thereof, shall be subject to all the pains and penalties of the crime of perjury.

§ 8. That the assessor shall write "sworn" opposite to the name of each person who may be sworn by him.

The question was then taken upon the passage of said bill, and it was decided in the negative by the casting vote of the Lieutenant Governor.

The yeas and nays being required thereon by Messrs. Helm and Baker, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Ben. S. Coffey,	Henry C. Lilly,
M. M. Benton,	Milton J. Cook,	J. D. Landrum,
N. R. Black,	W. W. Gardner,	John A Prall,
William S. Botts,	James W. Gorin,	Philip Swigert,
Thos. P. Cardwell,	James Harrison,	W. J. Worthington—17.
W. T. Chiles,	O. P. Johnson,	

Those who voted in the negative, were—

John B. Bruner,	Evan M. Garriott,	Thos. Z. Morrow,
Jos. H. Chandler,	T. W. Hammond,	George C. Riffe,
F. L. Cleveland,	John L. Helm,	B. W. Stone,
Thos. B. Cochran,	Wm. Johnson,	C. T. Worthington,
A. D. Cosby,	John J. Landram,	George Wright—17.
Wm. A. Dudley,	W. W. McKenzie,	

The Senate took up for consideration

A bill to establish a conventional rate of interest in this State.

Said bill was then amended.

Ordered, That said bill, as amended, be referred to the Committee on the Judiciary, with instructions to report on the 12th day of January next.

Mr. Benton, from a select committee, reported

A bill to amend an act creating the office of judge and marshal in Washington, Mason county.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Wm. Johnson, from the Committee on the Judiciary, asked to be discharged from the further consideration of a leave to them referred to bring in a bill to repeal an act, entitled

An act to further regulate the appointment of attorneys *pro tem.* for the Commonwealth, approved February 7, 1865.

Ordered, That said leave be referred to a select committee, consisting of Messrs. W. Johnson, Helm, and Dudley.

The Speaker laid before the Senate the annual report of the Managers of the Eastern Lunatic Asylum.

Which was taken up.

[*For Report—See Legislative Document, No.* 5.]

Ordered, That the Public Printer print 1,000 copies thereof, and that it be referred to the Committee on Finance.

Mr. C. T. Worthington, from the Committee on Finance, asked to be discharged from the further consideration of a petition of sundry citizens of Breathitt county, to pay Elisha Smith for keeping idiot.

Which was granted.

The Senate took up for consideration

A bill to amend the law of limitation in certain actions.

Ordered, That the further consideration of said bill be postponed and made the special order of the day for Monday next, at 10½ o'clock.

Mr. Harrison, from the Committee on the Judiciary, asked to be relieved from the further consideration of a resolution to them referred, which is as follows, viz:

Resolved, That the Committee on the Judiciary be instructed to inquire into the propriety of requiring all applicants for charters of

private corporations, not educational, religious, or charitable, to deposit with the Treasurer a sum certain to defray the expense of its consideration, before it will be entertained by the General Assembly, and that they report by bill or otherwise.

Which was granted.

The Senate took up for consideration a message of the Governor in relation to the lost manuscript note-books of the State line between Kentucky and Tennessee, run in 1858 and 1859, together with an accompanying communication from W. E. Cox.

Ordered, That they be referred to the Committee on Finance.

Also, a message from the Governor, which reads as follows, viz:

EXECUTIVE DEPARTMENT,
FRANKFORT, KENTUCKY, December 9, 1865.

Gentlemen of the Senate:

I nominate, for your advice and consent, the following persons to be Notaries Public in the counties named, viz:

H. W. Rankin, McCracken county.
J. S. Withers, Harrison county.
James W. Batchelor, Jefferson county.
John Pope, Daviess county.
John G. Lennon, Jefferson county.
John W. O'Neal, Kenton county
Patrick Joyce, Jefferson county.
James D. White, Ballard county.

Walter De B. Morrill, State at large, he being the Military Agent for the State.

M. A. Walker, Jefferson county.
J. H. Huber, Jefferson county.

I also nominate, for your advice and consent, Wm. L. Visscher, Police Judge of Owingsville.

THOS. E. BRAMLETTE,
Governor of Kentucky.

Resolved, That the Senate advise and consent to said appointments.

Also, a message from the Governor, which reads as follows, viz:

COMMONWEALTH OF KENTUCKY,
EXECUTIVE OFFICE, FRANKFORT, Dec. 9, 1865.

Gentlemen of the Senate and House of Representatives:

Since the final adjournment of the last General Assembly Richard Hawes, indicted in the Bourbon and Franklin circuit courts for treason; Wm. E. Simms, indicted for treason in the Bourbon circuit; and James A. S Percefull, James A. Percefull, and Thomas J. Percefull, indicted for treason in the Knox circuit, have petitioned me for pardon. Reprieves have been granted to each until the end of your present Assembly, pursuant to the power vested in me by article 3, section 10, Constitution of Kentucky; and I now lay their cases before you, to whom the power of pardoning is reserved by the article afore-

said, with the recommendation that they be pardoned. No other applications have been made to me; but there are doubtless many similar cases within the State.

Entertaining the opinion that acts of treason committed within the State, *in aid* of the recent rebellion against the United States, the structure of our Government necessarily merges the treason against the State in that against the United States; I therefore hold that a pardon from the President of the United States, either by special pardon or by general amnesty, acquits all entitled to such amnesty or holding such pardon of all liability for treason in any State court. Were the law ruled otherwise, the provisions of the Federal and State Constitutions securing the citizen from being twice put in jeopardy of life or limb for the same offense, would be nullified. Although the act of levying war within a State against the Government of the United States may, if successful, have the effect of overthrowing the State Government, yet it cannot be but the one offense—the crime of treason against the Federal Government—against which it was levied. In treason either the one or the other Government must have the exclusive jurisdiction, otherwise a conflict of jurisdiction would ensue, and the constitutional guaranty against being twice enjeopardized will be disregarded.

If the levying of war be only against the State Government, then the State tribunals have exclusive jurisdiction; but if the war be levied against the United States, though waged within the State as a necessary incident to such war, the acts can only be treason against the Government of the United States, and State courts have not jurisdiction.

Such being the view which I take of this question of constitutional law, contenting myself with the simple statement of it, without deeming it necessary to cite authorities or elaborate by argument, I recommend that you grant a general pardon of all who may stand indicted in the courts of the State for the crime of treason, based upon acts committed of levying war within this State against the Government of the United States.

And in this connection I would recommend the repeal of the 1st section of an act, entitled "An act to prohibit and prevent rebellion by citizens of Kentucky and others in the State," approved October 1st, 1861, which provides, "That any citizen of this State who, as a soldier or officer of the army of the so-called Confederate States, and as part of an armed force, shall invade this State to make war upon it, shall be deemed guilty of felony, and, upon conviction in any court having jurisdiction thereof, shall be confined in the penitentiary for any period of not less than one nor more than ten years, at the discretion of the jury."

Since the termination of the war several pardons have been granted to those indicted under this section. Though the power of pardon is full in such cases, yet a repeal of this section would end the necessity for Executive interference. The repeal of this section will give no exemption to those embraced in the second section, and who remain the proper subjects of punishment; nor will it exempt from punish-

ment guerrillas, their aiders and abettors, who waged within our borders their barbarous and uncivilized warfare, and against whom the law should maintain a fixed condemnation, and burn with the brand of, an indelible and enduring stigma.

THOS. E. BRAMLETTE,
Governor of Kentucky.

Ordered, That said message be referred to the Committee on the Revised Statutes.

Also, a message from the Governor, which reads as follows, viz:

EXECUTIVE DEPARTMENT,
FRANKFORT, Dec. 13th, 1865.

Gentlemen of the Senate:

I nominate, for your advice and consent, the following persons to be Notaries Public for the counties named, viz:

Samuel Geisler, Campbell county.
Wm. M. Simpson, Gallatin county.
John J. Hawes, Fayette county.
Henry H. Sprague, Fayette county.
S. C. Perrin, Kenton county.
A. B. Fontaine, Jefferson county.
John Cowan, Boyd county.
Wm. C. Ireland, Greenup county.
Wallace Carnahan, Campbell county.
Henry J. George, Woodford county.

THOMAS E. BRAMLETTE,
Governor of Kentucky.

Resolved, That the Senate advise and consent to said appointments.

Also, a message from the Governor, which reads as follows, viz:

EXECUTIVE DEPARTMENT,
FRANKFORT, Dec. 15th, 1865.

Gentlemen of the Senate:

I nominate, for your advice and consent, the following persons to be Notaries Public for the counties named, viz:

James Flanagan, Clarke county.
E. C. Webb, Marion county.
Estill McHenry, Ohio county.
Shelby Vannatta, Shelby county.
E. D. Morgan, Jefferson county.
P. B. Atwood, Jefferson county.
Samuel B. Smith, Jefferson county.

THOS. E. BRAMLETTE,
Governor of Kentucky.

Resolved, That the Senate advise and consent to said appointments.

Also, a resolution from the House of Representatives, entitled Resolution in relation to a recess of the present General Assembly. Which was twice read and concurred in.

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N. R. Black, Wm. H. Grainger, John A. Prall,
T. P. Cardwell, O. P. Johnson, W. J. Worthington—14.
W. T. Chiles, Henry C. Lilly,

Those who voted in the negative, were—

John B. Bruner, Evan M. Garriott, John J. Landram,
Joseph H. Chandler, James W. Gorin, George C. Riffe,
Thomas B. Cochran, T. W. Hammond, B. W. Stone,
Ben. S. Coffey, James Harrison, Philip Swigert,
A. D. Cosby, John L. Helm, George Wright—17.
Wm. A. Dudley, Wm. Johnson,

Mr. Helm moved to reconsider the vote by which said bill was disagreed to.

And the question being taken upon reconsidering said vote, it was decided in the affirmative.

The question was then taken on reconsidering the vote by which the third reading of said bill was dispensed with; also, the vote by which said bill was ordered to be read a third time, and it was decided in the affirmative.

Mr. Dudley then moved to amend said bill by striking out the name of "David W. Faris," and inserting in lieu thereof the name of "Jacob Mower."

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. J. J. Landram presented the petition of sundry citizens of Gallatin county, asking the passage of an act relieving Jacob Carver from his obligations on the bond of George Reed, late sheriff of Gallatin county.

Which was received, the reading dispensed with, and referred to the Committee on Finance.

Mr. Gorin, from the Committee on the Judiciary, to whom had been referred

A bill for the relief of Richard Garnett, of Barren county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time, as follows, viz:

Whereas, It is represented to this General Assembly that Richard

Garnett, of Barren county, for many years has had, and now has, a lunatic negro man in the asylum at Hopkinsville, Kentucky, and has regularly been charged with and paid for the support of said negro; for remedy whereof,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That said Richard Garnett be, and he is hereby, relieved from any further payment towards the support of said lunatic in the asylum; and said negro shall be maintained during the continuance of his malady and stay in the asylum at the expense of the Commonwealth.

§ 2. This act to take effect from and after its passage.

The question being taken upon the passage of said bill, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Gorin and Baker, were as follows, viz:

Those who voted in the affirmative, were—

M. M. Benton,	A. D. Cosby,	John L. Helm,
John B. Bruner,	Wm. A. Dudley,	W. W. McKenzie,
Jos. H. Chandler,	W. W. Gardner,	B. W. Stone,
W. T. Chiles,	Evan M. Garriott,	Philip Swigert,
F. L. Cleveland,	James W. Gorin,	W. J. Worthington,
Thos. B. Cochran,	T. W. Hammond,	George Wright—20.
Ben. S. Coffey,	James Harrison,	

Those who voted in the negative, were—

R. T. Baker,	Wm. H. Grainger,	John J. Landram,
N. R. Black,	Wm. Johnson,	Thos. Z. Morrow,
Tho. P. Cardwell,	O. P. Johnson,	John A. Prall,
Milton J. Cook,	Henry C. Lillly,	George C. Riffe—12.

Resolved, That the title of said bill be as aforesaid.

Mr. Dudley, from the board to try the case of the contested election of John G. Carlisle, contesting the right of M. M. Benton to a seat on the floor of the Senate, made the following as the report of the majority of the committee.

The undersigned, a majority of the board to determine the contested election of Carlisle against Benton, would respectfully report:

That the ground of contest set forth in the notice of the contestant, is, that the election was not "free and equal." The board do therefore decide that they have no jurisdiction in the case, and report such, their decision, to the Senate for its further action.

W. A. DUDLEY, *Chairman.*
T. B. COCHRAN,
WM. JOHNSON,
G. C. RIFFE.

Mr. Morrow, from the same board, made the following as a minority report of said committee in said case:

The undersigned, one of the board selected by the Senate, according

to law, to try the contested election in which J. G. Carlisle is contestant and M. M. Benton contestee, most respectfully dissents from the decision of the majority of the board. An examination of the law will show that contested elections must be tried by a board selected according to the provisions of the Revised Statutes on the subject. The board thus selected must make a verdict; a report it has no power or authority to make. The decision made by them cannot be reviewed or reversed by the Senate. It is a finality. When such decision is made, the Senate can take no action except to carry out the verdict rendered; it cannot refuse to receive it, nor can the decision be reversed; it can only carry into effect the judgment of the board. If there is a contest, the board clearly has jurisdiction, and must make up a verdict. Their verdict is, however, limited to the three propositions laid down in sub-division 8, section 1st, article 7th, chapter 32d, 1st vol. Revised Statutes. The jurisdiction of the board is clear, and they must make one of the decisions indicated by that portion of the Revised Statutes referred to. The notice given by the contestant is a notice of contest, and as such must be tried and decided by a board. A contest in legal parlance is where two parties claim the same right, or where one party claims a right which is denied by the other. This case certainly comes within the purview of the second definition, and must, in all respects, be treated and regarded as a contested election. Contested elections must be tried by a board organized and sworn according to law. This case is evidently a contested election, because John G. Carlisle, in his notice, *denies* the right of M. M. Benton to his seat in the Senate. Upon that notice the board is organized, and hold themselves ready as a court to adjudicate the case. The cause comes on for hearing, and the contestant wholly fails to establish his case by any evidence admissible before the court. The board are in no manner responsible for this. The fault is either in the contestant or the law. Where the wrong is, it is not now necessary to inquire. The law governing cases of contested elections is plainly laid down in the Revised Statutes, and it is the misfortune of the contestant if he has mistaken or misunderstood the law. The contestant should have brought evidence of which the board could have taken cognizance. His failure so to do is ruinous to him, but cannot have the effect to deprive the board of their jurisdiction. The board must on the case find a verdict against him as in case of a *non-suit*, and render a decision giving the seat to the member who holds the certificate.

This view of the case in no way deprives the Senate of its power to inquire into the qualifications, elections, and returns of its own member. The right to do so is admitted. But whenever a legislative body desires to take such action against one of its members, it must do so on its motion. It cannot take such action upon the papers of a contested election, but the whole proceeding must commence, both as to the motion and proof, *de novo*.

For these reasons the undersigned cannot concur with the action of the majority of the board, but enters this paper as his dissent to the same.

THOMAS Z. MORROW.

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By Mr. Grainger, from the Committee on Banks—

An act to amend an act, entitled "An act to charter the Planters' Bank of Kentucky."

With amendments to the last two bills.

Which were concurred in.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Gardner, from the Committee on Religion, asked to be discharged from the further consideration of a leave to them referred to bring in a bill for the benefit of the Catholic Church of Lexington.

Which was granted.

Mr. Riffe, from the same committee, asked to be discharged from the further consideration of a petition of the barbers of Louisville, in relation to keeping their shops open on the Sabbath.

Which was granted.

Mr. Bruner, from the Committee on the Revised Statutes, asked to be discharged from the further consideration of a leave to bring in a bill to repeal an act, entitled

An act to amend section 9, chapter 47, Revised Statutes, title "Husband and Wife," approved August 31, 1862.

Which was granted.

Mr. Coffey, from the Committee on Enrollments, reported that they had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to extend the corporate limits of the city of Newport.

An act to repeal an act, entitled "An act to amend the 15th chapter of the Revised Statutes, entitled 'Citizens, Expatriation, and Aliens.'"

An act to incorporate the Kentucky Lubricating Oil Company.

An act to amend the charter of the Kentucky National Oil, Coal Mining, and Iron Manufacturing Company.

An act to amend the charter of the town of Lebanon, in Marion county.

An act to authorize the Presbyterian Church of Springfield to sell real estate.

An act to amend the charter of the city of Paris.

An act to incorporate the Rennick's Oil Company.

An act to amend an act to incorporate the Newport and Covington Water-works Company.

An act to incorporate the Baker Farm Oil Company.

An act to incorporate the Crocus Oil Company.

An act to incorporate the Bear Creek Oil Company.

An act to incorporate the Oil Fork Oil Company.

An act to incorporate the Burksville and Chicago Oil Company.

An act to incorporate the Crocus Creek Oil and Mining Company.

An act to establish an additional magistrates' and constables' district in Graves county.

And enrolled bills, of the following titles, viz:

An act to amend an act, entitled "An act to incorporate the Warsaw Male and Female College."

An act to establish the boundary line between the counties of Bracken and Pendleton counties and Bracken and Harrison counties.

An act for the benefit of the Kentucky Female Orphan School.

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Coffey reported that the committee had performed that duty.

Leave was given to bring in the following bills, viz:

On motion of Mr. Chandler—1. A bill to change the county lines of Green and Taylor counties.

On motion of same—2. A bill for the benefit of Dolly S. Kerr and James Caldwell, and others.

On motion of same—3. A bill to charter the Crinoline Oil Company.

On motion of Mr. Coffey—4. A bill to incorporate the Home Insurance company.

On motion of same—5. A bill to incorporate the Granite Oil Company.

On motion of same—6. A bill to incorporate the Sandy Rock Oil Company.

On motion of same—7. A bill to incorporate the Asphaltum Oil Company.

On motion of same—8. A bill to incorporate the Shale and Slate Oil Company.

On motion of same—9. A bill to incorporate the Tar Spring Oil Company.

On motion of same—10. A bill to incorporate the Minnehaha Oil and Mining Company.

On motion of same—11. A bill to incorporate the Cumberland River and Crocus Creek Oil Company.

On motion of same—12. A bill to incorporate the Conferate Oil Company.

On motion of same—13. A bill to incorporate the Good Intent Oil Company.

On motion of same—14. A bill to incorporate the Greasy and Crocus Creek Oil Company.

On motion of Mr. J. J. Landram—15. A bill to regulate the winding up the affairs of railroad and turnpike corporations where the same has been abandoned after the commencement thereof.

On motion of Mr. Cook—16. A bill to compensate James Carson and others, of Crab Orchard, Kentucky, for the apprehension of a horse-thief who was convicted to the penitentiary.

On motion of same—17. A bill for the benefit of Alexander Whitehead, of Rockcastle county.

On motion of Mr. Wm. Johnson—18. A bill to amend the charter of the town of New Haven, in Nelson county.

The Committee on County Courts was directed to prepare and bring in the 1st; the Committee on Circuit Courts the 2d; the Committee on the Judiciary the 3d, 5th, 6th, 7th, 8th, 9th, 10th, 11th, 12th, 13th, 14th, and 15th; the Committee on the Revised Statutes the 4th; the Committee on Finance the 16th; the Committee on Military Affairs the 17th, and the Committee on Propositions and Grievances the 18th.

Mr. Riffe moved the following resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be, and is hereby, authorized to draw his warrant in favor of L. B. Goggin, late Senator from the Thirty-first Senatorial District, for the sum of one hundred and twenty-five dollars in addition to the amount due said L. B. Goggin for mileage and per diem as now provided by law, this being the amount of costs expended by him in taking depositions, &c., in the action of W. C. Halbert, contesting his right to a seat on this floor; and that said Auditor also draw his warrant in favor of W. C. Halbert, contestant in said action, for the sum of two hundred and twenty-eight dollars, the amount of his costs, and also mileage as is now provided by law for members of this General Assembly.

Which was adopted.

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2. An act to change the place of voting in district No. 5, in Graves county.

3. An act for the benefit of Robert J. Dawson, of Mason county.

4. An act to incorporate the Otter Creek Oil and Mining Company.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

The 1st was referred to the Committee on the Revised Statutes; the 2d to the Committee on Privileges and Elections; the 3d to the Committee on Finance, and the 4th was ordered to be read the third time.

The constitutional provision as to the third reading of the 4th of said bills being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to amend the charter of the Covington and Lexington turnpike road company,

An act to amend the charter of the Bank of Hopkinsville.

An act to allow a special term to be held of the Meade circuit court.

An act to supply lost or burnt records in the Court of Appeals.

An act authorizing the holding of a court of claims in Pendleton county.

Resolution for the benefit of James B. Lyne, late Clerk, and John L. Smedley, late Sergeant-at-Arms of the House of Representatives.

Mr. Dudley presented the petition of the city council of the city of Lexington, praying the passage of a bill authorizing the extension of the corporate limits of said city.

Which was received, the reading dispensed with, and referred to the Committee on the Judiciary.

The following bills were reported from the several committees who were directed to prepare and bring in the same, viz:

By Mr. Chiles, from the Committee on Propositions and Grievances—

A bill to amend the charter of the town of New Haven, in Nelson county.

By same—

A bill authorizing George Miller to build a mill-dam across the North Fork of Kentucky river, at or near the mouth of Mill Creek Shoals, in Breathitt county.

By Mr. Dudley, from the Committee on the Revised Statutes—

A bill to amend the charter of the city of Lexington.

By Mr. W. Johnson, from the Committee on Circuit Courts—

A bill for the benefit of Dolly S. Kerr, James Caldwell, and others.

By same—

A bill to repeal an act, entitled "An act to further regulate the appointment of attorneys *pro tem.* for the Commonwealth."

By Mr. Baker, from the Committee on County Courts—

A bill to change the county lines between Green and Taylor counties.

By Mr. Swigert, from the Committee on Internal Improvement—

A bill for the benefit of Muldrough's Hill turnpike road company.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Cochran, from the Committee on the Judiciary, reported

A bill to amend the jury laws of this Commonwealth.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be placed in the orders of the day.

Bills from the House of Representatives, of the following titles, were reported by the several committees to whom they had been referred, viz:

By Mr. Bruner, from the Committee on the Revised Statutes.

An act to repeal an act, entitled "An act to amend section 8, of chapter 47, Revised Statutes, title 'Husband and Wife,'" approved August 31, 1862.

By same—

An act to repeal an act, entitled "An act to amend the jury laws of this Commonwealth," approved August 22, 1862.

By Mr. Swigert, from the Committee on the Revised Statutes—

An act for the benefit of the Paris and Jackstown turnpike company.

By same—

An act to amend the second section of an act, entitled "An act to incorporate the Independence and Big Bone turnpike company," approved March 4, 1865.

By Mr. Cosby, from the same committee—

An act for the benefit of Samuel L. Casey, J. H. Rudy, Daniel A. Brooks, and N. W. Casey,

By same—

An act to incorporate the Beaver Lick and Verona turnpike road company.

By Mr. Bruner, from the Committee on the Revised Statutes—

An act to amend the 13th article of the 27th chapter of the Revised Statutes, title "Courts."

By Mr. Dudley, from the same committee—

An act to incorporate the Globe Insurance Company.

With amendments to the last two named bills.

Which were concurred in.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, the last two as amended, and that the titles thereof be as aforesaid.

Mr. Bruner, from the Committee on the Revised Statutes, to whom had been referred a bill from the House of Representatives, entitled

An act to amend chapter 84, section 27, of the Revised Statutes,

Reported the same, with the expression of opinion that it ought not to pass.

And the question being taken upon ordering said bill to be read a third time, it was decided in the negative.

So the said bill was disagreed to.

Mr. Cosby, from the Committee on Internal Improvement, to whom had been referred a bill from the House of Representatives, entitled

An act to rebuild the bridges on the Bardstown and Louisville turnpike road,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

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Ben. F. Graves, Fayette county.
James S. Pirtle, Jefferson county.
John R. Sweeney, Bourbon county.
William S. Bodley, Jefferson county.

THOS. E. BRAMLETTE,
Governor of Kentucky.

Resolved, That the Senate advise and consent to said appointments.

Mr. Dudley, from the Committee on Privileges and Elections, to whom was referred the case of Col. Love, contesting the right of O. P. Johnson to a seat on the floor of the Senate, made the following report, viz:

The Committee on Privileges and Elections, to whom was referred the investigation of the election, qualifications, and return of O. P. Johnson, from the 8th Senatorial District, beg leave respectfully to report:

That they have carefully examined the testimony produced before them, and while they are satisfied that threatening speeches were made, and much abusive language indulged in, by Col. Johnson (commanding the U. S. forces in that election district), a few days before the election, in order to deter voters from the polls; and that soldiers of the United States, or of the State of Kentucky, were placed by their commanding officers in the vicinity of many of the polls; and that at some of the polls they interfered to prevent a free expression of the will of the people; at one of them the officer in command actually requiring the judges to receive the votes of three soldiers of the United States who acknowledged themselves to be non-residents of the Senatorial district—yet inasmuch as a full average vote was cast at the senatorial election, and it appears that those persons who appeared at the polls, and actually offered to vote, were, in almost every instance, permitted to vote, and that the votes of the three soldiers referred to were thrown out by the board to compare the polls, they do not feel authorized to report in favor of vacating the seat of the sitting Senator.

While the committee are of opinion that the Senate should unhesitatingly refuse a seat to any member whose return they may have reason to believe was procured by military interference, or any illegal means whatever, or in any case where the election was not "free and equal," they are, at the same time, satisfied that such a power should be exercised with great caution, and in no spirit of partisanship. They therefore recommend to the Senate the passage of the following resolution:

Resolved, That O. P. Johnson, the Senator elect from the 8th Senatorial District, is entitled to his seat.

W. A. DUDLEY,
JOS. H. CHANDLER,
JOHN L. HELM.

We of the committee fully concur in the foregoing recommendation.

J. A. PRALL,
T. P. CARDWELL.

And the question being taken upon concurring with the report of the committee, it was decided in the affirmative.

On motion, leave of indefinite absence was granted to Messrs. Chiles, Cook, and Cochran.

Mr. Garriott, from the Committee on Enrollments, reported that they had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to authorize the Henderson county court to levy an *ad valorem* tax for the purpose of repairing or rebuilding the public buildings, and to pay off the indebtedness of said county.

An act for the benefit of Lewis S. Lee, late sheriff of Ballard county.

An act to incorporate the Middle Trace turnpike road company.

An act to amend and add to an act, entitled "An act to authorize the city of Paris to raise by taxation a fund for the support of public schools."

An act to incorporate the Grant County Agricultural and Mechanical Association.

An act to authorize the holding of county courts in the county of Gallatin in the same months that circuit courts are now held by law in said county.

An act to amend an act approved 3d June, 1865, for the benefit of Caldwell county.

An act for the benefit of John Conkin, late clerk of the Monroe county court.

An act to authorize the McCracken county court to levy a tax for county purposes.

An act for the benefit of R. F. Vinson, clerk of the Lawrence county and circuit courts.

An act to repeal an act, entitled "An act to prohibit and prevent rebellion by citizens of Kentucky and others in this State," approved October 1, 1861,

And an enrolled bill, which originated in the Senate, entitled

An act to provide for a sale of Mount Horeb parsonage.

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Garriott reported that the committee had performed that duty.

The Senate, according to order, took up for consideration

A bill to amend the charter of the city of Louisville, approved March 24, 1865, together with the amendment heretofore proposed by Mr. Grainger.

Mr. Grainger then moved to postpone the further consideration of said bill and proposed amendment, and that it be placed in the orders of the day.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Grainger and Baker, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Milton J. Cook,	Thomas Z. Morrow,
M. M. Benton,	W. W. Gardner,	John A. Prall,
N. R. Black,	Wm. H. Grainger,	Philip Swigert,
William S. Botts,	T. W. Hammond,	W. J. Worthington,
Tho. P. Cardwell,	O. P. Johnson,	George Wright—17.
W. T. Chiles,	Henry C. Lilly,	

Those who voted in the negative, were—

John B. Bruner,	Wm. A. Dudley,	Wm. Johnson,
Joseph H. Chandler,	Evan M. Garriott,	W. W. McKenzie,
F. L. Cleveland,	James W. Gorin,	George C. Riffe,
Thomas B. Cochran,	James Harrison,	B. W. Stone—13.
A. D. Cosby,		

Leave was granted to bring in the following bills, viz:

On motion of Mr. Gardner—1. A bill to incorporate the Tradewater Petroleum and Mining Company.

On motion of Mr. Gorin—2. A bill for the benefit of S. R. Toll, sheriff of Barren county.

On motion of Mr. Stone—3. A bill to amend chapter 102, Revised Statutes, entitled "Treasury Warrant Claim," for the benefit of Monroe county.

On motion of same—4. A bill to amend section 8, chapter 579, of an act for the benefit of the town of Tompkinsville, approved March 10, 1865.

On motion of same—5. A bill to appropriate the revenue of Monroe county for 1866 for the purpose of rebuilding the court-house and other public buildings in said county.

The Committee on the Judiciary was directed to prepare and bring in the 1st and 3d; the Committee on the Revised Statutes the 2d; the Committee on County Courts the 4th, and the Committee on Finance the 5th.

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TUESDAY, DECEMBER 19, 1865.

A message was received from the House of Representatives, announcing that they had passed bills which originated in the Senate, of the following titles, viz:

An act to amend the laws in relation to the city of Frankfort.

An act to change the name and amend the charter of the Airdrie Petroleum Company of Kentucky.

An act to incorporate the Beargrass turnpike road company.

An act concerning turnpike and plank road companies.

An act to incorporate Louisville Lodge, No. 400, of Ancient York Free and Accepted Masons.

An act to incorporate the Oakland Mills Oil, Mining, and Manufacturing Company.

An act to amend the charter of the Southwestern Telegraph Company.

An act to incorporate the Planters' Insurance Company of Kentucky.

An act in regard to the office of sheriff and other collecting officers of this State.

An act for the benefit of John A. Yandell, late sheriff of Crittenden county.

With an amendment to the last named bill.

Which was concurred in.

A message was also received from the House of Representatives, announcing that they had passed bills and adopted a resolution of the following titles, viz:

1. An act to incorporate the Tar Coat Oil Company.
2. An act to incorporate the Dane Farm Oil Company.
3. An act to incorporate the Rip Van Winkle Oil Company.
4. An act for the benefit of Thos. J. Jolly, late sheriff of Breckinridge county.
5. An act to incorporate the Morganfield Lodge, No. 66, of Free and Accepted Masons.
6. An act to incorporate Smithfield College, in Henry county.
7. An act to incorporate the Solomon Gas Company.
8. An act, entitled "An act to incorporate the Louisville Cement and Water-power Company."

9. An act for the benefit of Lodge No. 232, of Free and Accepted Masons, at Dycusburg, Kentucky.

10. An act to incorporate the Pittsburg and Burksville Oil Company.

11. An act to incorporate the Kentucky River Rock Oil and Lead Mining Company.

12. An act to amend the charter of the town of Catlettsburg.

13. An act to incorporate the Lumsden Rock Oil and Mining Company.

14. An act to incorporate the Phœnix Oil and Mineral Company.

15. An act to incorporate the Maysville Woolen Manufacturing Company.

16. An act to incorporate the Madison Petroleum, Salt, and Mining Company.

17. An act to incorporate the Eclipse Petroleum Mining Company.

18. An act to amend an act, entitled "An act to incorporate the town of St. Mary's, in Marion county."

19. An act to incorporate the Calhoon Oil Company.

20. An act to amend section 64 of Civil Code of Practice.

21. An act for the benefit of George W. Welch, executor of George W. Donnehy, deceased, late sheriff of Boyle county.

22. An act to amend an act, entitled "An act to establish an additional voting place in Marion county."

23. An act to remove the privies from the Capitol square.

24. An act to incorporate the Central Passenger railroad company of the city of Louisville.

Resolution requesting the restoration of the writ of *habeas corpus* in Kentucky.

Which bills and resolution were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, 3d, 5th, 9th, 12th, 13th, 14th, 16th, 17th, 18th, and 19th to the Committee on the Judiciary; the 4th and 21st to the Committee on Finance; the 6th to the Committee on Education; the 7th, 8th, 10th, and 11th to the Committee on Revised Statutes; the 15th to the Committee on Agriculture and Manufactures; the 20th to the Committee on the Codes of Practice, and the 22d, 23d, and 24th were ordered to be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of D. N. Walden, late sheriff of Henderson county.

An act to make the February term of the Campbell circuit court at Newport terms for the trial of criminal and penal causes.

An act to incorporate the Bear Creek Oil Company.

An act to incorporate the Crocus Oil Company.

An act to incorporate the Baker Farm Oil Company.

An act to incorporate the Rennick's Oil Company.

An act to incorporate the Oil Fork Oil Company.

An act to incorporate the Crocus Creek Oil Company.

An act to incorporate the Burksville and Chicago Oil Company.

An act to incorporate the Kentucky Lubricating Oil Company.

An act to amend the charter of the city of Paris.

An act to amend an act to incorporate the Newport and Covington Water-works Company.

An act to authorize the Presbyterian Church in Springfield to sell real estate.

An act to amend the charter of the town of Lebanon, in Marion county.

An act to amend the charter of the Kentucky National Oil, Coal Mining, and Iron Manufacturing Company.

An act to extend the corporate limits of the city of Newport.

An act to establish an additional magistrates' and constables' district in Graves county.

Resolution fixing a day for a recess.

A message was received from the Governor, by Mr. VanWinkle, Secretary of State, announcing that he had approved and signed an enrolled bill, which originated in the Senate, entitled

An act providing for a sale of Mount Horeb parsonage.

Also, a message in writing.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Baker, from the Committee on County Courts—

A bill to amend an act, entitled "An act to amend the road law in Bracken county," approved 8th February. 1861.

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that George Fryer, of Union county, was, at the October term of the circuit court of said county for 1863, found to be a lunatic, and so condemned, and ordered by the said court to be sent to the lunatic asylum at Hopkinsville, which was promptly done; but in consequence of the burning of the asylum he was not received, and has been kept since by Washington Fryer of said county. It is further represented that the said George Fryer is still a lunatic; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That Washington Fryer, of Union county, be allowed the sum of two hundred and eighty dollars for keeping George Fryer, a lunatic, from October term of the Union circuit court, 1863, until October term of said court, 1865, and that the Auditor be instructed to draw his warrant on the Treasury in favor of the said Washington Fryer for the amount aforesaid.

§ 2. That this act take effect from its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

The question was then taken upon the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a constitutional provision, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Wm. A. Dudley,	Henry C. Lilly,
M. M. Benton,	W. W. Gardner,	W. W. McKenzie,
N. R. Black,	Evan M. Garriott,	John A Prall,
William S. Botts,	James W. Gorin,	George C. Riffe,
John B. Bruner,	Wm. H. Grainger,	B. W. Stone,
W. T. Chiles,	T. W. Hammond,	Philip Swigert,
F. L. Cleveland,	James Harrison,	W. J. Worthington,
Milton J. Cook,	O. P. Johnson,	George Wright—26.
A. D. Cosby,	Wm. Johnson,	

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. Wright moved to reconsider the vote by which the Senate on yesterday postponed the further consideration of "A bill to amend the charter of the city of Louisville, approved March 21, 1865," together with the amendment heretofore proposed by Mr. Grainger.

Mr. Grainger moved to lay said motion on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Harrison and Wright, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Milton J. Cook,	Henry C. Lilly,
M. M. Benton,	W. W. Gardner,	W. W. McKenzie,

N. R. Black,
T. P. Cardwell,
W. T. Chiles,
Wm. H. Grainger,
O. P. Johnson,
Thomas Z. Morrow,
John A. Prall—13.

Those who voted in the negative, were—

William S. Botts,
John B. Bruner,
Joseph H. Chandler,
F. L. Cleveland,
A. D. Cosby,
Wm. A. Dudley,
Evan M. Garriott,
James W. Gorin,
T. W. Hammond,
James Harrison,
Wm. Johnson,
George C. Riffe,
B. W. Stone,
Philip Swigert,
George Wright—15.

The question was then taken on the motion made by Mr. Wright, and it was decided in the affirmative.

Mr. Wright moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on the amendment heretofore proposed by Mr. Grainger, and it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Baker, from the Committee on County Courts—

An act to repeal an act to create a soldiers' relief fund for Bourbon county, approved August 31st, 1865.

By same—

An act to amend an act, entitled "An act to authorize the Boyle county court to liquidate her bonds issued to the Lexington and Danville railroad company," approved March 1, 1854.

By Mr. Lilly, from the Committee on Finance—

An act for the benefit of John G. Clagett, late sheriff of Grayson county.

By same—

An act for the benefit of Thomas Conway, late sheriff of Union county.

By same—

An act for the benefit of Matthew Mullens, late clerk of the Pendleton circuit and county courts.

By same—

An act for the benefit of William Troy, of Lawrence county.

By Mr. Swigert, from same committee—

An act for the benefit of Solomon Sailor, late sheriff of Harlan county.

By same—

An act for the benefit of Charles Kirtley, late clerk of the Rockcastle circuit court.

By Mr. Gorin, from the Committee on the Judiciary.

An act to amend an act, entitled "An act to incorporate the Wayne County Beaty Oil Well Company."

By same—

An act to give a lien to mechanics and journeymen in Boyd county.

By same—

An act for the benefit of the minor children of Jonathan Nichols.

By Mr. Morrow, from the same committee—

An act to incorporate the Owen Mining and Manufacturing Company.

By same—

An act to incorporate the Kentucky Travelers' Insurance Company.

By same—

An act to incorporate the Fayette Oil Company.

By same—

An act to incorporate the First American and European Patent Company.

By same—

An act to incorporate the Falls City and Cumberland Oil Company.

By Mr. Dudley, from the Committee on Propositions and Grievances—

An act to change the voting place in district No. 5, in Graves county.

By Mr. Baker, from the Committee on County Courts—

An act to amend an act to change the time of holding the quarterly court for Garrard county.

By Mr. Lilly—

An act to incorporate the Montgomery and Bath Counties Associated turnpike road company.

With amendments to the last two named bills.

Which were concurred in.

Ordered, That said bills, the last two as amended, be read a third time.

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Those who voted in the affirmative, were—

F. L. Cleveland, W. W. McKenzie, Philip Swigert,
James W. Gorin, B. W. Stone, George Wright—6.

Those who voted in the negative, were—

R. T. Baker, Wm. A. Dudley, Wm. Johnson,
M. M. Benton, W. W. Gardner, Henry C. Lilly,
N. R. Black, Evan M. Garriott, Thos. Z. Morrow,
Wm. S. Botts, Wm. H. Grainger, John A. Prall,
John B. Bruner, T. W. Hammond, George C. Riffe,
Thos. P. Cardwell, James Harrison, W. J. Worthington—20.
W. T. Chiles, O. P. Johnson,

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Harrison and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker, A. D. Cosby, O. P. Johnson,
M. M. Benton, Wm. A. Dudley, Henry C. Lilly,
N. R. Black, W. W. Gardner, W. W. McKenzie,
Wm. S. Botts, Evan M. Garriott, Thos. Z. Morrow,
John B. Bruner, Wm. H. Grainger, John A. Prall,
Tho. P. Cardwell, T. W. Hammond, B. W. Stone,
W. T. Chiles, Wm. Johnson, Philip Swigert—21.

Those who voted in the negative, were—

F. L. Cleveland, James Harrison, W. J. Worthington,
Milton J. Cook, George C. Riffe, George Wright—7.
James W. Gorin,

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration the disagreement between the two Houses in relation to an amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act to incorporate the Amazon Oil and Mining Company.

Resolved, That the Senate recede from their proposed amendment to said bill.

On motion, leave of indefinite absence was granted to Messrs. Morrow and Gardner.

The Senate took up for consideration the resolution from the House of Representatives, entitled

Resolution requesting the restoration of the writ of *habeas corpus*.

Ordered, That said resolution be referred to the Committee on the Judiciary.

Leave was granted to bring in the following bills, viz:

By Mr. Cleveland—

1. A bill to establish a court of common pleas in the 9th judicial district.

By Mr. Dudley—

2. A bill to authorize proceedings to be instituted for the forfeiture of the charters of railroad corporations in certain cases.

By same—

3. A bill to amend the charters of the Lexington and Frankfort and Louisville and Frankfort railroad companies.

By same—

4. A bill for the benefit of Sally R. Hardin.

The Committee on Circuit Courts was directed to prepare and bring in the 1st; the Committee on the Revised Statutes the 2d and 3d, and the Committee on the Judiciary the 4th.

Mr. Garriott, from the Committee on Enrollments, reported that they had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to repeal an act, entitled "An act to amend section 9, chapter 47, Revised Statutes, title 'Husband and Wife,'" approved 31st August, 1862.

An act to add a portion of the county of Morgan to the county of Wolfe.

An act to amend an act to incorporate the Greelsboro Petroleum Company, approved February 23, 1865.

An act to establish an additional justices' district in Morgan county.

An act for the benefit of the personal representatives of James R. Hughes, deceased; late clerk of the Union circuit and county courts.

An act to change the voting place in Mower's precinct, in Lewis county.

An act to incorporate the Otter Creek Oil and Mining Company.

An enrolled bill, which originated in the Senate, entitled

An act to repeal an act to prohibit and prevent rebellion by citizens of Kentucky and others in this State, approved October 1, 1861.

And had found the same truly enrolled.

The Speaker of the House of Representatives having signed said bills, the Speaker of the Senate affixed his signature thereto.

Said bills were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Garriott reported that the committee had discharged that duty.

And then the Senate adjourned.

WEDNESDAY, DECEMBER 20, 1865.

A message was received from the House of Representatives, announcing that they had passed bills from the Senate of the following titles, viz:

An act for the benefit of Muldrough's Hill turnpike road.

An act to amend the road law in Mason county.

An act to repeal an act concerning the Washington circuit court, approved March 4, 1865.

An act to prevent the careless, or wanton, or malicious use of firearms.

An act to revive and continue in force acts and amended acts to amend the 3d and 5th articles of chapter 86, Revised Statutes.

An act to amend the penal laws.

An act to amend an act concerning the office of judge and marshal in Washington, in Mason county.

An act to amend the charter of the town of New Haven, in Nelson county.

An act for the benefit of Dolly S. Kerr, James Caldwell, and others.

An act to change the county lines between Green and Taylor counties.

An act to incorporate the Greasy and Crocus Creek Oil Company.

An act to incorporate the Shale and Slate Oil Company.

An act to incorporate the Sandy Rock Oil Company.

An act to incorporate the Granite Oil Company.

An act to incorporate the Confidence Oil Company.

An act to incorporate the Good Intent Oil Company.

An act to incorporate the Minnehaha Oil and Mining Company.

An act to incorporate the Cumberland River and Crocus Creek Oil Company.

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10. An act for the benefit of the late sheriffs, judges, clerks, constables, and other civil officers of this Commonwealth.

11. An act for the benefit of James H. Travis.

A resolution in relation to the sinking fund.

Which resolution was twice read and concurred in.

Said bills were then severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, 3d, 4th, 5th, 6th, 10th, and 11th to the Committee on Finance; the 7th and 8th to the Committee on Internal Improvement, and the 9th to the Committee on Propositions and Grievances.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, originating in the House, of the following titles, viz:

An act to repeal an act, entitled "An act to amend chapter 15 of the Revised Statutes, title 'Citizens, Expatriation, and Aliens.'"

An act authorizing the holding of county courts in the county of Gallatin in the same months that circuit courts are now held by law in said county.

An act to amend an act approved June 3d, 1865, for the benefit of Caldwell county.

An act for the benefit of John Conkin, late clerk of the Monroe county court.

An act for the benefit of R. F. Vinson, clerk of the Lawrence county and circuit courts.

An act to authorize the McCracken county court to levy a tax for county purposes.

An act to amend and add to an act, entitled "An act to authorize the city of Paris to raise by taxation a fund for the support of public schools."

An act to authorize the Henderson county court to levy an ad valorem tax for the purpose of repairing or rebuilding the public buildings, and to pay off the indebtedness of said county.

An act to incorporate the Grant County Agricultural and Mechanical Association.

An act for the benefit of Lewis S. Lee, late sheriff of Ballard county.

An act to repeal an act, entitled "An act to prohibit and prevent

rebellion by citizens of Kentucky and others in this State," approved October 1st, 1861.

An act to incorporate the Middle Trace turnpike road company.

Mr Bruner, from the Committee on Revised Statutes, to whom had been referred a bill from the House of Represenatives, entitled

An act in relation to the town of Campbellsville, in Taylor county,

Reported the same with an amendment as a substitute for said bill.

Which was concurred in.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill, as amended, do pass, and that the title thereof be as aforesaid.

Mr. Bruner, from the same committee, reported the following bills, viz:

A bill to authorize proceedings to be instituted for the forfeiture of the charters of railroad corporations in certain cases.

A bill to amend chapter 3, title 8, of the Civil Code of Practice.

Which were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

They were ordered to be printed, and the first was recommitted to the Committee on Revised Statutes, and the second to be placed in the orders of the day.

Mr. Dudley, from the Committee on Privileges and Elections, to whom had been referred a bill, entitled

An act regulating the voting place in the Rocky Hill precinct, in Barren county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had passed a bill from the Senate, entitled

An act to incorporate the Woodford County Agricultural and Mechanical Association,

With an amendment.

Which was taken up, twice read, and concurred in.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that the Governor had approved and signed an enrolled bill, originating in the Senate, entitled

An act to repeal an act to prohibit and prevent rebellion by citizens of Kentucky, and others in this State, approved 1st October, 1861.

Also a message in writing, which was taken up and read as follows, viz:

EXECUTIVE DEPARTMENT,
FRANKFORT, Dec. 20th, 1865.

Gentlemen of the Senate:

I nominate, for your advice and consent, the following persons to be Notaries Public in the counties named, viz:

Henry L. Pope, for Jefferson county; Wm. McCluskey, for Fulton county; John M. Burns, for Boyd county.

THOS. E. BRAMLETTE,
Governor of Kentucky.

Resolved, That the Senate advise and consent to said appointments.

The Senate took up for consideration a message from the Governor, which was read as follows, viz:

EXECUTIVE DEPARTMENT,
FRANKFORT, December 19, 1865.

Gentlemen of the Senate:

I nominate, for your advice and consent, the following persons to be Notaries Public for the counties named, viz:

W. W. Gardner, for Union county; J. M. Clarke, Jefferson county; M. V. McKinney, for Jefferson county.

THOS. E. BRAMLETTE,
Governor of Kentucky.

Resolved, That the Senate advise and consent to said appointments.

On motion of Mr. Dudley, leave is given to bring in a bill to amend the charter of the Kentucky River Navigation Company.

Which was referred to the Committee on Internal Improvement.

Mr. Garriott, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of T. J. Puryear, sheriff of Graves county.

An act to repeal an act, entitled "An act to amend the jury laws of this Commonwealth," approved August 22, 1862.

An act for the benefit of the Paris and Jackstown turnpike company.

An act to amend section 1, article 3, chapter 47, Revised Statutes.

An act to amend section 2 of an act, entitled "An act to incorporate the Independence and Big Bone turnpike company," approved March 4, 1865.

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After a short time, Mr. Garriott reported that the committee had performed that duty.

A message was received from the House of Representatives, announcing that they had appointed a committee on their part, to act in conjunction with a committee appointed from the Senate, to wait upon the Governor to ascertain if he had any further communication to make to the Senate before adjourning *pro tem.* for the present recess.

Whereupon, on motion, a similar committee was appointed on the part of the Senate, consisting of Messrs. Botts and Bruner.

After a short time, Mr. Botts reported that they had performed that duty, and was requested by the Governor to say that he had no further communication to make at present.

And then the Senate took a recess until the 10th day of January, 1866.

WEDNESDAY, JANUARY 10, 1866.

The Senate met in pursuance of adjournment, at 10 o'clock, A. M.

On a call of the roll, the following Senators answered to their names, viz:

R. T. Baker,	Wm. A. Dudley,	Wm. Johnson,
M. M. Benton,	Evan M. Garriott,	W. W. McKenzie,
John B. Bruner,	James W. Gorin,	Thomas Z. Morrow,
F. L. Cleveland,	Wm. H. Grainger,	Elijah Patrick,
Thos. B. Cochran,	James Harrison,	Philip Swigert,
Milton J. Cook,	John L. Helm,	W. J. Worthington—18.

There being no quorum present,

On motion, the Senate adjourned until to-morrow 10 o'clock, A. M.

THURSDAY, JANUARY 11, 1866.

A message was received from the House of Representatives, announcing that they had passed a bill, entitled

An act defining the corporate limits of the town of Eminence.

Which was read the first and second time, and referred to the Committee on Judiciary.

The Speaker laid before the Senate the report of the Kentucky and Louisville Mutual Insurance Company.

Which is as follows, viz:

KENTUCKY AND LOUISVILLE MUTUAL INSURANCE CO.,
LOUISVILLE, KY., December 28th, 1865.

To the Honorable the President of the Senate, Frankfort, Kentucky:

SIR: In obedience to the requisitions of the 22d section of the charter of this company, and the order of the Board of Directors, I herewith transmit to you report of the business of the company from its organization up to and including the 30th November last, and request that you will lay the same before the body over which you preside.

I have the honor to be, very respectfully,

D. McNAUGHTON, *Secretary.*

General Report of the Business of the Company from its Organization up to and including the 30th November, 1865.

The whole number of policies issued was 5,333, insuring property to the amount of	$13,666,232 50
Deduct amount of policies expired and canceled	8,962,034 32
Leaving at risk December 1, 1865	$4,704,198 18
The total amount of premium notes taken was	$1,141,922 67
Deduct amount canceled	692,628 07
Leaving in force as a fund liable to call	$449,294 60
The total receipts were from prem'm real estate, first (or 10 per cent.) payments	$112,172 10
Premium real estate assessment calls	119,766 65
Extra premiums	2,408 95
Policy fees (real estate)	5,333 00
Premium (merchandise)	5,473 49
Policy fees (merchandise)	68 00
Transfer fees	217 00
Interest	2,108 47
Stamps	124 50
Cash borrowed	6,000 00
	$253,672 16
The total expenditure was—	
Expenses	$64,103 32
Losses	177,038 51
Commissions	1,950 44
Interest	2 63
Amount carried forward	$243,323 90

Amount brought forward		$243,323 90
Stamps		124 50
Borrowed cash paid		5,000 00
U. S. Bonds hypothecated		1,000 00
U. S. Bonds on hand	$4,000 00	
Cash balance on hand December 1, 1865	223 76	
		4,223 76
		$253,672 16

Attest: D. McNAUGHTON, *Secretary.*

LOUISVILLE, KY., Dec. 1, 1865.

The Speaker also laid before the Senate the report of the State Librarian.

Which was taken up and referred to the Committee on Finance.

Also, a communication from the Governor touching the appointment of W. L. Neale as Treasurer, with a copy of his bond, &c.

Which was taken up and referred to the Committee on Finance.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Harrison, from the Committee on the Judiciary—

An act to incorporate the Morganfield Lodge, No. 66, of Free and Accepted Masons.

By same—

An act for the benefit of Lodge No. 232, of Free and Accepted Masons, at Dycusburg, Kentucky.

By same—

An act to amend the charter of the town of Catlettsburg.

By same—

An act to incorporate the Lumsden Rock Oil and Mining Company.

By same—

An act to incorporate the Phœnix Oil and Mineral Company.

By same—

An act to incorporate the Madison Petroleum, Salt, and Mining Company.

By same—

An act to incorporate the Eclipse Petroleum and Mining Company.

By same—

An act to incorporate the Tar Coat Oil Company.

By same—

An act to incorporate the Rip Van Winkle Oil Company.

By Mr. Dudley, from the Committee on Privileges and Elections—

An act creating an additional voting place in Lovelaceville precinct, in Ballard county.

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The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Harrison, from the same committee, reported a bill concerning negroes and mulattoes.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That the Public Printer print 150 copies thereof, and that it be placed in the orders of the day.

A message was received from the Governor, by Mr. VanWinkle, Secretary of State, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate Louisville Lodge, No. 400, of Ancient York Free and Accepted Masons.

An act to incorporate the Oakland Mills Oil, Mining, and Manufacturing Company.

An act to amend the charter of the Southwestern Telegraph Company.

An act to incorporate the Planters' Insurance Company of Kentucky.

An act to incorporate the Beargrass turnpike road company.

An act to change the name and amend the charter of the Airdrie Petroleum Company of Kentucky.

An act for the benefit of Muldrough's Hill turnpike road.

An act for the benefit of John A. Yandell, late sheriff of Crittenden county.

An act concerning turnpike and plank road companies.

An act to amend the laws in relation to the city of Frankfort.

An act in regard to the office of sheriff and other collecting officers in this State.

Also, a message in writing.

Mr. Harrison read and laid on the table the following joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read, as follows, viz:

WHEREAS, During the rebellion of the Southern States, when the country was involved in war, Kentucky, in her loyalty and devotion to the union of the States, submitted without protest to the invasion and infraction of her rights secured to her by the Constitution and laws of

the United States, to avoid any appearance of giving aid to the rebellion; and whereas, rebellion and war no longer exists, yet a system of policy under the arbitrary military rule of the Freedman's Bureau has been established in Kentucky to the annoyance and oppression of the people, which is unknown to the laws of the State, and unauthorized by the laws of Congress, and against the Constitution of the United States; wherefore,

1. *Resolved*, That the General Assembly of the Commonwealth of Kentucky solemnly protest against the establishment and continuance of the Freedman's Bureau within the State, and Kentucky demands of his Excellency Andrew Johnson, President of the United States, those rights secured to her by the Constitution of the United States to the loyal States.

2. *Resolved*, That his Excellency the Governor of Kentucky, is requested to forward to his Excellency Andrew Johnson, President of the United States, a copy of the foregoing preamble and resolution.

Ordered, That the Public Printer print 150 copies of said resolutions, and that they be referred to the Committee on Federal Relations.

Leave was given to bring in the following bills, viz:

On motion of Mr. Bruner—1. A bill to incorporate the American Horse Insurance Company.

On motion of Mr. Swigert—2. A bill to incorporate the Kentucky Stud Farm Association.

On motion of Mr. Grainger—3. A bill to incorporate the Home Mutual Insurance Company.

On motion of same—4. A bill to incorporate the Louisville Manufacturing Company.

On motion of same—5. A bill to amend the title of the Louisville Industrial Works.

On motion of same—6. A bill to incorporate the River Valley Mining Company.

On motion of Mr. Botts—7. A bill for the benefit of James W. Johnson, late sheriff of the county of Rowan.

On motion of same—8. A bill for the benefit of Isaac E. Johnson, late sheriff of the county of Rowan.

On motion of Mr. Baker—9. A bill for the benefit of James Reardin, late sheriff of Campbell county.

On motion of Mr. Benton—10. A bill to incorporate the Union Methodist Episcopal Church in Covington.

On motion of Mr. Chandler—11. A bill to incorporate the Campbellsville Academy.

On motion of same—12. A bill to incorporate the Green River and Robinson Creek Oil and Mining Company.

On motion of Mr. Dudley—13. A bill to incorporate the Robinson Institute.

On motion of same—14. A bill to amend the criminal law.

On motion of Mr. Cleveland—15. A bill for the benefit of P. H. Clayton, late sheriff of Bracken county.

On motion of same—16. A bill for the benefit of Richard J. Hughey, clerk of the Bracken circuit and county courts.

On motion of Mr. Benton—17. A bill to amend the charter of the Covington and Lexington railroad company.

By same—18. A bill to incorporate the Lexington Lead and Mining Company.

By same—19. A bill to incorporate the Fayette County Lead and Mining Company.

By same—20. A bill to amend section 670 of Civil Code of Practice.

By Mr. Wm. Johnson—21. A bill for the benefit of the several county courts of this State.

By same—22. A bill to amend the charter of the Nelson County Agricultural and Mechanical Association.

By same—23. A bill to incorporate Abraham Lodge, No. 8, Ancient York Masons, of Louisville, Kentucky.

By Mr. Gorin—24. A bill to amend the law in relation to guardian and ward.

By Mr. Harrison—25. A bill to amend an act, entitled "An act to increase the jurisdiction of justices of the peace for Jefferson county and regulate proceedings before them, approved 10th February, 1865.

By same—26. A bill to amend the charter of the Shelbyville and Louisville turnpike road company.

By same—27. A bill to incorporate the American Lithographic Company.

By same—28. A bill to change the Fisherville precinct, in Jefferson county.

By same—29. A bill to amend sub-section 2, of chapter 614, of the Civil Code of Practice.

By same—30. A bill to amend the penal laws of this Commonwealth.

By same—31. A bill to amend the charter of the Franklin Bank of Kentucky.

By same—32. A bill to incorporate the Grant Deposit Bank of Louisville.

By Mr. Stone—33. A bill to amend section 1, article 2, Revised Statutes, entitled " Inoculation."

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An act to amend an act to change the time of holding the quarterly courts for Garrard county.

An act to give a lien to mechanics and journeymen in Boyd county.

An act for the benefit of the minor children of Jonathan Nichols.

An act to change the voting place in district No. 5, in Graves county.

An act to amend an act, entitled "An act to establish an additional voting precinct in Marion county."

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act repealing an act, entitled "An act concerning the Washington circuit court," approved March 4th, 1865.

An act to incorporate the Woodford County Agricultural and Mechanical Association.

An act to amend the road law in Mason county.

An act to incorporate Philip Swigert Lodge, No. 218, of Free and Accepted Ancient York Masons, located at Fisherville, in Jefferson county.

An act to prevent the careless or wanton or malicious use of deadly weapons.

An act to revive and continue in force acts and amended acts to amend the 3d and 5th articles of chapter 86, Revised Statutes.

An act to amend the penal laws.

An act to create the offices of police judge and marshal in the town of Washington, in Mason county.

An act to amend the charter of the town of New Haven, in Nelson county.

An act for the benefit of Dolly S. Kerr, James Caldwell, and others.

An act to change the county lines between Green and Taylor counties.

An act to incorporate the Sand Rock Oil Company.

An act to incorporate the Cumberland River and Crocus Creek Oil Company.

An act to incorporate the Tar Spring Oil Company.

An act to incorporate the Asphaltum Oil Company.

An act to incorporate the Tradewater Petroleum and Mining Company.

An act to charter the Crinoline Oil Company.

An act to amend an act, entitled "An act for the benefit of the town of Tompkinsville," approved March 10th, 1856.

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Garriott reported that the committee had performed that duty.

A message was received from the House of Representatives, announcing that they had passed a bill from the Senate, entitled

An act to amend the charter of the Cosmopolitan Oil and Mining Company, approved June 3d, 1865.

At a quarter past 11 o'clock, A. M., Mr. Baker moved an adjournment.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cleveland and Wright, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Evan M. Garriott,	Elijah Patrick,
M. M. Benton,	Wm. H. Grainger,	John A. Prall,
Wm. S. Botts,	T. W. Hammond,	B. W. Stone,
John B. Bruner,	Thos. Z. Morrow,	W. J. Worthington--12.

Those who voted in the negative, were—

Jos. H. Chandler,	James W. Gorin,	W. W. McKenzie,
F. L. Cleveland,	James Harrison,	Philip Swigert
Thos. B. Cochran,	John L. Helm,	George Wright—11.
Milton J. Cook,	Wm. Johnson,	

And then the Senate adjourned.

FRIDAY, JANUARY 12, 1866.

The following petitions were presented, viz:

By Mr. Baker—1. The petition of sundry citizens of the county of Campbell, praying the passage of an act increasing the jurisdiction of justices of the peace.

By Mr. W. J. Worthington—2. The petition of Geo. W. Kouns, in relation to the Owingsville and Big Sandy road.

By Mr. Cleveland—3. The petition of sundry citizens of Bracken county, praying the passage of an act changing the line between the boundaries of Bracken and Nicholas.

By Mr. Prall—4. The petition of certain members of Capt. Reed's company of Kentucky militia.

By Mr. W. J. Worthington—5. The petition of the trustees of school district No. 46, in Greenup county, praying the passage of an act for the benefit of said district.

By Mr. Morrow—6. The petition of sundry citizens of the town of Somerset, praying the passage of an act prohibiting the sale of spirituous liquors in said town.

Which were received, the reading dispensed with, and referred—the 1st and 6th to the Committee on the Judiciary; the 2d to the Committee on Finance; the 3d to the Committee on Privileges and Elections; the 4th to the Committee on Military Affairs, and the 5th to the Committee on Education.

The Senate took up for consideration a message from the Governor, which reads as follows, viz:

EXECUTIVE DEPARTMENT,
FRANKFORT, January 12, 1866.

Gentlemen of the Senate:

I nominate for your advice and consent William H. Averill, as Commissioner for the Institution for the Education of Feeble-minded Children, vice Richard C. Anderson, resigned.

Also, the following persons to be Notaries Public for the counties named, viz:

Wm. Grief, for McCracken county; Henry Weindell, for Jefferson county; Samuel Russell, for Jefferson county; Wm. Muir, for Jefferson county; Walworth Jenkins, for Jefferson county; Richard Field, for Jefferson county; N. R. Wilson, for Jefferson county; Samuel E. Hill, for Ohio county; Paul A. Blackwell, for Henderson county; G. W. Ray, for Daviess county; John T. Middleton, for Shelby county; John H. McHenry, for Daviess county; T. H. Miles, for Nelson county; Thos. Porter, for Kenton county; John B. Lindsey, for State at large, he acting as Agent for the State; R. B. Kiddoo, for Nicholas county; J. R. Strange, for Hopkins county; J. D. McCarthy, for Jefferson county.

THOS. E. BRAMLETTE,
Governor of Kentucky.

Mr. Botts, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of the late sheriffs, judges, clerks, constables, and other civil officers of this Commonwealth,

Reported the same without amendment.

Ordered, That said bill be read a third time.

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The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The following bills were reported by the several committees directed to prepare and bring in the same, viz:

By Mr. Baker, from the Committee on County Courts—

A bill for the benefit of James Reardin, late sheriff of Campbell county.

By Mr. Harrison, from the Committee on the Judiciary—

A bill to change the name of the Louisville Industrial Works.

By same—

A bill to charter the Louisville Manufacturing Company.

By same—

A bill to incorporate the River Valley Mining Company.

By same—

A bill to change the Fisherville precinct, in Jefferson county.

By same—

A bill to incorporate the American Lithographic Company.

By same—

A bill to amend the charter of the Franklin Bank of Kentucky.

By same—

A bill to amend the charter of the Shelbyville and Louisville turnpike road company.

By same—

A bill to amend the penal laws of this Commonwealth.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Leave was given to bring in the following bills, viz:

On motion of Mr. Benton—1. A bill to incorporate the Erie Transportation Company.

By same—2. A bill to amend an act to establish an office for the recording of deeds and mortgages in Covington.

By Mr. Riffe—3. A bill to incorporate the Hustonsville Christian College.

By same—4. A bill for the benefit of the Hustonsville, Liberty, and Columbia turnpike road company.

By Mr. Harrison—5. A bill to amend the charter of the Cave Hill Cemetery Company.

By same—6. A bill to incorporate the Live Stock Insurance and Thief Detective Company.

By same—7. A bill to incorporate the Kentucky Stock Insurance Company.

By same—8. A bill to incorporate the Beargrass railway company.

By same—9. A bill concerning the Louisville chancery court.

By Mr. Benton—10. A bill to incorporate Swift's Iron and Steel Works.

By Mr. Cook—11. A bill to amend section 10, article 5, Criminal Code of Practice.

By same—12. A bill to repeal the slave code of this Commonwealth.

By Mr. Prall—13. A bill to incorporate the Protection Insurance Company.

By same—14. A bill to incorporate the Drake Mining and Manufacturing Company.

By Mr. Stone—15. A bill to amend the common school law, section 9, article 6.

By Mr. Patrick—16. A bill for the benefit of Johnson county.

By same—17. A bill for the benefit of the coroner of Floyd county.

By same—18. A bill for the benefit of Wm. J. Mays, late sheriff of Floyd county.

By Mr. Morrow—19. A bill to incorporate the White Oak Creek and Cumberland River Oil and Mining Company.

By same—20. A bill to incorporate the town of Woodstock, Pulaski county, Kentucky.

By Mr. C. T. Worthington—21. A bill to amend chapter 5, title 10, of the Civil Code of Practice.

By Mr. Gorin—22. A bill to amend the penal laws of this Commonwealth.

By Mr. Cleveland—23. A bill to incorporate the town of Bradford, in Bracken county.

By Mr. O. P. Johnson—24. A bill to change the time of the meeting of the General Assembly of Kentucky.

By Mr. C. T. Worthington—25. A bill to amend the law, entitled revenue and taxation, for the benefit of certain turnpike companies in which the State owns an interest.

By Mr. Helm—26. A bill to extend the June term of the Hardin circuit court.

By Mr. Prall—27. A bill to repeal an act to amend an act to incorporate the trustees of the Kentucky Baptist Education Society.

By Mr. Riffe—28. A bill for the benefit of J. E. Carson, of Lincoln county.

By Mr. Coffey—29. A bill to incorporate the Greensburg Savings Bank.

The Committee on Revised Statutes was directed to prepare and bring in the 1st, 2d, 10th, and 24th; the Committee on Education, the 3d and 15th; the Committee on Internal Improvement the 4th; the Committee on the Judiciary the 5th, 6th, 7th, 8th, 9th, 12th, 13th, 14th, 19th, 22d, 23d, and 26th; the Committee on Codes of Practice the 11th and 21st; the Committee on Finance the 16th, 17th, 18th, 25th, and 28th; the Committee on County Courts the 20th; the Committee on Circuit Courts the 27th, and the Committee on Banks the 29th.

Mr. W. J. Worthington offered the following resolution, viz:

Resolved, That the Committee on the Judiciary be instructed to report to the Senate a bill making agricultural and mechanical laborers preferred creditors in the event of insolvency of employers.

Ordered, That said resolution be referred to the Committee on the Judiciary.

Mr. Bruner, from the Committee on Revised Statutes, asked to be discharged from the further consideration of a communication from the Governor, touching the reprieve of Richard Hawes and others.

Which was granted.

Mr. Garriott, from the Committee on Enrollments, reported that they had examined an enrolled bill, which originated in the Senate, of the following title, viz:

An act to amend the charter of the Cosmopolitan Oil and Mining Company, approved June 3d, 1865, chapter 1774.

And had found the same truly enrolled.

Said bill having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and it was delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Garriott reported that the committee had discharged that duty.

The Senate took up for consideration a bill to amend section 9, chapter 47, Revised Statutes, entitled "Husband and Wife," approved 31st August, 1862, together with the amendments thereto proposed by the House of Representatives.

Ordered, That the further consideration of said bill and amendments be postponed indefinitely.

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Ordered, That the further consideration of said bill be postponed, and made the special order of the day for Wednesday next, at 11 o'clock, A. M.

Also, a resolution remonstrating against the tax on leaf tobacco.

And the question being taken upon the adoption of said resolution, it was decided in the affirmative.

Mr. Harrison, from the Committee on the Judiciary, to whom was referred a bill to exempt a homestead from execution and attachment, together with sundry amendments proposed thereto,

Reported the same with an amendment, as a substitute for said bill and proposed amendments.

Ordered, That the Public Printer print 150 copies thereof, and that it be placed in the orders of the day.

And then the Senate adjourned.

SATURDAY, JANUARY 13, 1866.

A message was received from the House of Represenatives, announcing that they had passed a bill from the Senate, entitled

An act to repeal an act, entitled "An act requiring certain officers and teachers in this Commonwealth to take an oath of office," approved August 30th, 1862, and article 9 of an act, entitled "An act to revise, amend, and reduce into one the common school laws of Kentucky," approved January 30th, 1864.

That they had passed bills and adopted a resolution of the following titles, viz:

1. An act to increase the salaries of the judges of the Court of Appeals, of the judges of the circuit courts, the judge of the Jefferson court of common pleas, and the judge of the Louisville chancery court.

2. An act to define the liability of assignors and indorsers of promissory notes.

3. An act to amend an act, entitled "An act to incorporate the Montana and Greasy Creek Iron, Coal, Oil, Salt and Lumber Company," approved March 4, 1865.

4. An act to amend an act, entitled "An act to incorporate a board of trustees for the town of Woodsonville," approved March 15, 1851.

5. An act to incorporate the Mayfield Manufacturing Company.

6. An act to incorporate Tadmore Lodge, No. 108, Free and Accepted Masons.

7. An act to incorporate the Gambrinas Benevolent Society in the city of Louisville, Kentucky.

8. An act to amend the charter of the House of Refuge.

9. An act for the benefit of the Lebanon, New Market, and Springfield turnpike road company.

10. An act to incorporate the Philips Petroleum Company.

11. An act to incorporate the Crocus and Cumberland Petroleum Company.

12. An act to incorporate the Crocus Tuber and Tank Company.

13. An act for the benefit of the commissioners of the sinking fund of the Louisville and Nashville railroad company in Marion county.

14. An act to charter the Magnolia Oil and Mining Company.

15. An act to incorporate the Louisville Base Ball and Skating Park Company.

16. An act to incorporate the Deposit Bank of Columbia, Kentucky.

17. An act to incorporate the American Horse Insurance Company, of Louisville, Kentucky,

Resolution asking Congress to pass a law equalizing the bounties of soldiers.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

They were referred—the 1st to the Committee on Finance; the 2d, 3d, 4th, 5th, 6th, 7th, 8th, 10th, 11th, 12th, 14th, and 15th to the Committe on the Judiciary; the 9th and 13th to the Committee on Internal Improvement; the 16th to the Committee on Banks; the 17th to the Committee on Agriculture and Manufactures, and the resolution to the Committee on Federal Relations.

A message was received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and a resolution, which originated in the House of Represenatives, of the following titles, viz:

An act to amend the second section of an act, entitled "An act to ncorporate the Independence and Big Bone turnpike company," approved March 4th, 1865.

An act for the benefit of the Paris and Jackstown turnpike company.

An act to repeal an act, entitled "An act to amend the jury laws of this Commonwealth," approved August 22d, 1862.

An act for the benefit of T. J. Puryear, sheriff of Graves county.

An act to rebuild the bridges on the Bardstown and Louisville turnpike road.

An act for the benefit of Samuel L. Casey, J. H. Rudy, Danl. A. Brooks, and N. W. Casey.

An act to incorporate the Beaver Lick and Verona turnpike company.

An act to incorporate the Fayette Oil Company.

An act to incorporate the Kentucky Travelers' Insurance Company.

An act to incorporate the Owen Mining and Manufacturing Company.

An act to incorporate the Central Passenger railroad company of the city of Louisville.

An act to incorporate the Globe Insurance Company.

Resolution in regard to the Sinking Fund.

The following petitions were presented, viz:

By Mr. Cochran—

The petition of Harrison Ford, late sheriff of Pike county, in relation to the remission of a fine.

By Mr. Bruner—

The petition of M. B. Johnson, in relation to certain moneys due him.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on Finance, and the 2d to the Committee on Military Affairs.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Wright, from the Committee on Agriculture and Manufactures—

An act to incorporate the Maysville Woolen Manufacturing Company.

By Mr. C. T. Worthington, from the Committee on Education—

An act to incorporate Smithfield College, in Henry county.

By Mr. Swigert, from the Committee on Finance—

An act for the benefit of the sheriff of Fulton county.

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who has recently been appointed Treasurer, asked to be discharged from the further consideration thereof, and that they be referred to the Committee on the Judiciary.

Which was granted.

Mr. Dudley, from the Committee on Privileges and Elections, to whom had been referred the petition of Jno D. Gough and others, asked to be discharged from the further consideration thereof.

Which was granted.

Mr. Harrison, from the Committee on the Judiciary, asked to be discharged from the further consideration of a petition of the city council of Lexington, praying an extension of the city limits.

Which was granted.

Mr. Garriott, from the Committee on Propositions and Grievances, asked to be discharged from the further consideration of a resolution in relation to the various daily newspapers which are laid upon the tables of the Senators.

And the question being taken on discharging the committee, it was decided in the negative.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Wright, from the Committee on Agriculture and Manufactures—

A bill to incorporate the Kentucky Stud Farm Association.

By Mr. C. T. Worthington, from the Committee on Education--

A bill to amend section 9, article 6, common school law of this Commonwealth.

By same—

A bill to incorporate the Hustonsville Christian College.

By Mr. Harrison, from the Committee on the Judiciary—

A bill concerning the Louisville chancery court.

By same—

A bill to amend the charter of Cave Hill Cemetery Company.

By same—

A bill to amend an act to increase the jurisdiction of justices of the peace for Jefferson county, and to regulate proceedings before them, approved 10th February, 1865.

By same—

A bill to amend sub-section 2 of the 64 section of the Civil Code of Practice, title "Evidence."

By Mr. Gorin, from same committee—

A bill to incorporate the Beargrass railway company.

By same—

A bill to incorporate the Protection Insurance Company.

By Mr. Cleveland, from the Committee on Banks—

A bill to incorporate the Greensburg Savings Bank.

By Mr. Baker, from the Committee on Circuit Courts—

A bill authorizing the Warren county court to purchase the stock and chartered rights of the Bowling Green Bridge Company, and to relieve said company from forfeiture for failing to rebuild their bridge.

By Mr. Prall, from the Committee on Circuit Courts—

A bill to repeal an act approved January 20th, 1863, entitled "An act to amend an act to incorporate the trustees of the Kentucky Baptist Educational Society," approved November 25th, 1851.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills, do pass, and that the titles thereof be as aforesaid.

Mr. Cochran, from the Committee on the Judiciary, reported a bill providing for appeals from the judgment of State courts transferring causes to the courts of the United States.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That the Public Printer print 150 copies thereof, and that it be placed in the orders of the day.

Mr. Dudley, from the Committee on Privileges and Elections, reported a bill to amend section 8, article 7, chapter 32, title "Elections," of the Revised Statutes.

Which was read the first time as follows, viz:

§ 1. *Be it enacted the General Assembly of the Commonwealth of Kentucky*, That the following clause be added to section 8th, article 7, chapter 32, of the Revised Statutes: Where it shall appear that the election has not been free and equal, because of military interference in favor of the party obtaining the certificate with the officers of election, or with the voters qualified to vote in the election district, the office shall be declared vacant and a new election shall be ordered.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Prall moved to amend said bill by adding thereto the following proviso:

Provided, That such interference was by the procurement of the successful candidate, or was of such character as to change the result of the election.

The question was then taken on the adoption of the amendment, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Prall and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	A. D. Cosby,	Thomas Z. Morrow,
M. M. Benton,	Wm. H. Grainger,	Elijah Patrick,
Tho. P. Cardwell,	O. P. Johnson,	John A. Prall,
Milton J. Cook,	Henry C. Lilly,	W. J. Worthington—12

Those who voted in the negative, were—

William S. Botts,	Evan M. Garriott,	W. W. McKenzie,
John B. Bruner,	James W. Gorin,	George C. Riffe,
Joseph H. Chandler,	T. W. Hammond,	B. W. Stone,
F. L Cleveland,	James Harrison,	Philip Swigert,
Thomas B. Cochran,	John L. Helm,	C. T. Worthington,
Ben. S. Coffey,	Wm. Johnson,	George Wright—19.
Wm. A. Dudley,		

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Cleveland, from the Committee on Banks, reported a bill to incorporate the Grant Deposit Bank of Louisville.

Which was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That there is hereby established a Bank of Deposit in the city of Louisville, with a capital of one hundred thousand dollars, in shares of twenty-five dollars each, to be subscribed and paid for as hereinafter specified; and the subscribers, their associates, successors and assigns, shall be a body politic and corporate, by the name and style of the Grant Deposit Bank, and shall so continue for twenty years from its organization; and shall be capable of contracting and being contracted with, of suing and being sued, of pleading and being impleaded, of answering and defending in all courts and places whatsoever; and may have a common seal and change the same at pleasure.

§ 2. The said bank shall be under the control and direction of four directors, each of whom shall be stockholders and residents of the State; and after the first board, shall be elected annually on the second Monday in March, in each year, and shall hold their offices until their successors are elected and qualified. They shall elect a presi-

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for the government of said bank, and its officers and effects, not contrary to the laws of this State and the United States.

§ 6. It shall be the duty of the President of said corporation or bank, on the first Monday in January in each year, to pay into the treasury of this State fifty cents on each one hundred dollars of stock held and paid for, to be a part of the sinking fund, which shall be in full of all State tax or bonus.

§ 7. If any officer of said bank shall appropriate any of the funds, or any of the securities or evidence of indebtedness belonging to said bank, or deposited in it, or left therein for safe-keeping, to his own use, or shall willfully fail to make correct entries, or knowingly make false ones on the books of said bank, with intent to cheat or defraud the corporation or any other person, or conceal any improper appropriation of the funds or property of the bank, or deposits therein, the officer so offending shall be deemed guilty of felony, and shall, upon conviction thereof, be sentenced to confinement in the jail and penitentiary of this Commonwealth for a period of time not less than two and not more than five years.

§ 8. It shall not be lawful for said bank to issue any note or bill to be passed and used as currency; and the General Assembly shall have the right to examine into the affairs of said corporation by any committee they may appoint for that purpose.

§ 9. This act shall go into effect from its passage, the Legislature reserving the right to alter or repeal this act at pleasure.

Mr. C. T. Worthington moved to amend said bill as follows, viz:

Add to the bill the following section: All depositors of moneys in said bank, who claim to be free under the Constitutional Amendment, or recent laws of Congress, will not be allowed at any time to withdraw or check out the same.

The question was then taken upon the adoption of the amendment proposed by Mr. Worthington, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Prall and Lilly, were as follows, viz:

Those who voted in the affirmative, were—

Evan M. Garriott, C. T. Worthington, George Wright—3.

Those who voted in the negative, were—

R. T. Baker,	Milton J. Cook,	Henry C. Lilly,
M. M. Benton,	A. D. Cosby,	W. W. McKenzie,
Wm. S. Botts,	Wm. A. Dudley,	Elijah Patrick,
John B. Bruner,	James W. Gorin,	John A. Prall,
Thos. P. Cardwell,	Wm. H. Grainger,	George C. Riffe,
Jos. H. Chandler,	T. W. Hammond,	B. W. Stone,
F. L. Cleveland,	James Harrison,	Philip Swigert,
Thos. B. Cochran,	O. P. Johnson,	W. J. Worthington—26.
Ben. S. Coffey,	Wm. Johnson,	

Mr. Chandler then moved to amend said bill as follows, viz:

Provided, That the said bank shall not have any connection, in any way whatever, with the Freedman's Bureau.

And the question being taken upon the adoption of said amendment, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Prall and Baker, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	Wm. A. Dudley,	W. W. McKenzie,
John B. Bruner,	Evan M. Garriott,	George C. Riffe,
Jos. H. Chandler,	James W. Gorin,	B. W. Stone,
F. L. Cleveland,	T. W. Hammond,	C. T. Worthington,
Thomas B. Cochran,	James Harrison,	George Wright—17.
Ben. S. Coffey,	Wm. Johnson,	

Those who voted in the negative, were—

R. T. Baker,	A. D Cosby,	Elijah Patrick,
M. M. Benton.	Wm. H. Grainger,	John A. Prall,
Tho. P. Cardwell,	O. P. Johnson,	Philip Swigert,
Milton J. Cook,	Henry C. Lilly,	W. J. Worthington—12.

Mr. Stone then moved to amend said bill as follows, viz:

Provided, That they sue none but negroes.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Prall and Wm. Johnson, were as follows, viz:

In the affirmative—B. W. Stone—1.

Those who voted in the negative, were—

R. T. Baker,	A. D. Cosby,	Henry C. Lilly,
M. M. Benton,	Wm. A. Dudley,	W. W. McKenzie,
William S. Botts,	Evan M. Garriott,	Elijah Patrick,
John B. Bruner,	James W. Gorin,	John A Prall,
Thos. P. Cardwell,	Wm. H. Grainger,	George C. Riffe,
Jos. H. Chandler,	T. W. Hammond,	Philip Swigert,
F. L. Cleveland,	James Harrison,	C. T. Worthington,
Thos. B. Cochran,	O. P. Johnson,	W. J. Worthington,
Ben. S. Coffey,	Wm. Johnson,	George Wright—28.
Milton J. Cook,		

Mr. Cleveland moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. C. T. Worthington and Cook, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,
M. M. Benton,
Wm. S. Botts,
John B. Bruner,
Jos. H. Chandler,
F. L. Cleveland,
Thos. B. Cochran,
Ben. S. Coffey,
A. D. Cosby,
Wm. A. Dudley,
Wm. H. Grainger,
T. W. Hammond,
James Harrison,
O. P. Johnson,
Wm. Johnson,
Henry C. Lilly,
Elijah Patrick,
John A. Prall,
George C. Riffe,
Philip Swigert,
W. J. Worthington,
George Wright—22.

Those who voted in the negative, were—

Thos. P. Cardwell,
Milton J. Cook,
Evan M. Garriott,
James W. Gorin,
W. W. McKenzie,
B. W. Stone,
C. T. Worthington—7.

Resolved, That the title of said bill be as aforesaid.

Leave was given to bring in the following bills, viz:

On motion of Mr. Chandler—1. A bill for the benefit of the Muldrough's Hill, Campbellsville, and Columbia turnpike road company.

On motion of same—2. A bill for the benefit of G. W. Montague.

On motion of Mr. Coffey—3. A bill to incorporate the Pea Vine Petroleum, Oil, and Mining Company.

On motion of same—4. A bill to incorporate the White Oak Oil and Mining Company.

On motion of same—5. A bill to incorporate the Greasy and Roaring Lilly Oil and Mining Company.

On motion of Mr. W. J. Worthington—6. A bill for the benefit of school district No. 46, in the county of Greenup, for the year 1864.

On motion of Mr. Wm. Johnson—7. A bill to charter the Nelson county Agricultural Association.

On motion of Mr. Benton—8. A bill to revive and amend an act, entitled "An act to incorporate the Kentucky Miners' railroad company," approved March 10th 1854.

On motion of same—9. A bill to change the terms of the circuit court in the 9th judicial district.

On motion of Mr. Harrison—10. A bill to amend an act, entitled turnpike and plank roads.

On motion of Mr. Patrick—11. A bill for the benefit of disabled and wounded soldiers of this Commonwealth.

On motion of Mr. Cardwell—12. A bill for the benefit of Harrison Little, of Wolfe county.

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An act to incorporate the Confidence Oil Company.

An act to incorporate the Good Intent Oil Company.

An act to incorporate the Minnehaha Oil and Mining Company.

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Coffey reported that the committee had performed that duty.

Mr. Cook read and laid on the table the following joint resolution, viz:

The rule of the Senate being dispensed with, said resolution was taken up and read, as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That a resolution in regard to pay of absent members, approved December 21, 1861, be, and the same is hereby, rescinded.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

Mr. Cleveland presented the following resolution, viz:

Resolved, That the Committee on Revised Statutes be instructed to inquire what legislation, if any, is necessary during the existence of the present General Assembly, with reference to districting the State for Senators and Representatives, and report to the Senate by bill or otherwise.

Which was adopted.

Mr. Lilly read and laid on the table the following joint resolution, viz:

WHEREAS, It has been officially announced by the Secretary of State of the United States, that the 13th amendment abolishing slavery has been ratified by the requisite number of States, and is now a part of the Constitution thereof; therefore,

Be it resolved by the General Assembly of the Commonwealth of Kentucky, That so much of our State Constitution as recognizes the institution of slavery, is null and void.

And then the Senate adjourned.

MONDAY, JANUARY 15, 1866.

A message was received from the House of Representatives, announcing that they had concurred in the amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act to incorporate the Montgomery and Bath Counties Associated turnpike road company.

That they had disagreed to a bill from the Senate, entitled

An act, entitled "An act to further regulate the appointment of attorneys *pro tem.* for the Commonwealth."

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of Resetta Jones.

An act for the relief of Richard Garnett, of Barren county.

An act to repeal an act empowering the Governor to appoint agents to vist and aid sick and wounded soldiers of Kentucky.

That they had passed bills and adopted a resolution of the following titles, viz:

1. An act for the benefit of Josiah B. Stone of Grayson county.
2. An act to regulate tolls on the Kentucky river.
3. An act to amend the charter of the Pleasant Hill and Jessamine turnpike road company.
4. An act to amend the charter of the Princeton College.
5. An act to authorize the county court of Spencer county to levy a tax to build a court-house.
6. An act to amend an act, entitled "An act for the benefit of the county court of the county of Hopkins," approved February 20th, 1864.
7. An act to incorporate the Pioneer Oil Company.
8. An act to incorporate the Rowe Farm Oil Company.
9. An act to incorporate the Swan Pond Oil Company.
10. An act to incorporate the Casey Fork Oil Company.
11. An act for the benefit of the town of Big Spring.
12. An act to incorporate the Great Western Detective and Horse Insurance Company of Kentucky.
13. An act to charter the Moore Well Oil, Mining, and Manufacturing Company.
14. An act to amend the charter of the Paris and Flat Rock turnpike road company.

15. An act to incorporate Malone Lodge of Free and Accepted Masons.

16. An act to amend the charter of the town of Auburn, in Logan county.

17. An act to incorporate Centralia Oil and Mining Company.

18. An act to incorporate the New Liberty Institute.

19. An act to incorporate the Mt. Freedom Lodge, No. 148, of Independent Order of Odd Fellows.

20. An act to incorporate the Jessamine County Oil, Coal, and Mining Company.

21. An act in relation to the collection of railroad taxes in McCracken county.

22. An act to incorporate Blandville College, in Ballard county.

23. An act to incorporate the Metcalfe County Central Oil and Mining Company.

Resolution providing for the appointment of a committee to ascertain what legislation is rendered necessary by the occurrence of recent political events.

Which resolution was taken up, twice read, and concurred in.

Said bills were then read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

They were referred—the 1st and 21st to the Committee on Finance; the 2d, 3d, and 14th to the Committee on Internal Improvement; the 4th, 18th, and 22d to the Committee on Education; the 5th and 6th to the Committee on County Courts; the 7th, 8th, 9th, 10th, 20th, and 23d to the Committee on Revised Statutes, and the 11th, 12th, 13th, 15th, 16th, 17th, and 19th to the Committee on the Judiciary.

The following bills were reported by the several committees directed to prepare and bring in the same, viz:

By Mr. Bruner, from the Committee on the Revised Statutes—

A bill to incorporate the American Horse Insurance Company.

By Mr. Dudley, from same committee—

A bill to incorporate the Fayette County Lead and Mining Company.

By same—

A bill to incorporate the Lexington Lead and Mining Company.

By same—

A bill to incorporate the Union Methodist Church in Covington.

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After a short time, said bill was handed in to the Clerk's table.

Mr. Helm then moved to reconsider the vote by which the Senate disagreed to the passage of said bill,

And it was decided in the affirmative.

On motion, the Senate reconsidered the vote by which the third reading was dispensed with, and also the vote ordering said bill to be read a third time.

Said bill was then amended.

The question was then taken on ordering said bill to be read a third time, and it was decided in the negative.

So the said bill was again disagreed to.

A message was received from the Governor by Mr. Van Winkle, Secretary of State, announcing that the Governor had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz :

An act to amend the charter of the Cosmopolitan Oil and Mining Company, approved June 3d, 1865, chapter 1774.

An act to incorporate the Tradewater Petroleum and Mining Company.

An act to charter the Crinoline Oil Company.

An act to incorporate the Asphaltum Oil Company.

An act to incorporate the Tar Spring Oil Company.

An act to incorporate the Cumberland and Crocus Creek Oil Company.

An act to incorporate the Sand Rock Oil Company.

An act to incorporate the Woodford County Agricultural and Mechanical Association.

An act to incorporate Philip Swigert Lodge, No. 218, of Free and Accepted Ancient York Masons, located at Fisherville, in Jefferson county.

An act to amend an act, entitled "An act for the benefit of the town of Tompkinsville," approved March 10th, 1856.

An act for the benefit of Dolly S. Kerr, James Caldwell, and others.

An act to change the county lines between Green and Taylor counties.

An act to amend the charter of the town of New Haven, in Nelson county.

An act to prevent the careless or wanton or malicious use of deadly weapons.

An act to revive and continue in force acts and amended acts to amend the 3d and 5th articles of chapter 86, Revised Statutes.

An act to amend the penal laws.

An act repealing an act, entitled "An act concerning the Washington circuit court," approved March 4th, 1865.

An act to amend the road law in Mason county.

An act to incorporate the Confidence Oil Company.

An act incorporating the Greasy and Crocus Creek Oil Company.

An act to incorporate the Shale and Slate Oil Company.

An act to incorporate the Granite Oil Company.

An act to incorporate the Good Intent Oil Company.

An act to incorporate the Minnehaha Oil and Mining Company.

Also a message in writing.

Mr. Dudley, from the Committee on Privileges and Elections, to whom had been referred the case of George R. Fearons, contesting the right of R. T. Baker to a seat on the floor of the Senate, made the following majority report, viz:

[*For Report—See Legislative Document, No.* 19.]

Mr. Prall, from the same committee, made the following minority report:

[*For Report—See Legislative Document, No.* 19.]

On motion,

Ordered, That said report and accompanying depositions in said case be printed, and made the special order of the day for Thursday next, at 10½ o'clock, A. M.

The Senate took up for consideration "A bill to exempt a homestead from execution and attachment."

Ordered, That the further consideration of said bill be postponed, and made the special order of the day for Wednesday next, at 10½ o'clock, A. M.

The Senate also took up for consideration "A bill providing for appeals from State courts, transferring causes to the courts of the United States."

Ordered, That the further consideration of said bill be postponed until to-morrow at 10¼ o'clock, A. M.

The Senate also took up for consideration the resolution offered by Mr. Lilly on the 13th inst.

Mr. Lilly moved that said resolution be printed, and referred to the Committee on the Judiciary.

And the question being taken thereon, it was decided in the negative.

Mr. Cochran then moved to lay said resolution on the table.

And the question being taken on said motion, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cochran and Dudley, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	Wm. A. Dudley,	W. W. McKenzie,
John B. Bruner,	Evan M. Garriott,	George C. Riffe,
Joseph H. Chandler,	James W. Gorin,	B. W. Stone,
F. L. Cleveland,	T. W. Hammond,	Philip Swigert,
Thomas B. Cochran,	James Harrison,	C. T. Worthington,
Ben. S. Coffey,	John L. Helm,	George Wright—20.
A. D. Cosby,	Wm. Johnson,	

Those who voted in the negative, were—

R. T. Baker,	Milton J. Cook,	Thomas Z. Morrow,
M. M. Benton,	O. P. Johnson,	Elijah Patrick,
N. R. Black,	Henry C. Lilly,	John A. Prall,
Tho. P. Cardwell,	J. D. Landrum,	W. J. Worthington—12.

Leave was given to bring in the following bills, viz:

On motion of Mr. O. P. Johnson—1. A bill for the benefit of John Roach, coroner of Butler county.

By same—

2. A bill for the benefit of Leander Bunch, late sheriff of Butler county.

By same—

3. A bill to amend the charter of the town of Morgantown.

On motion of Mr. J. D. Landrum—4. A bill to incorporate the Builders' Association in the city of Paducah.

On motion of same—5. A bill to incorporate a street railroad company in the city of Paducah.

On motion of Mr. Benton—6. A bill to establish a criminal court in the 9th judicial district.

On motion of Mr. Botts—7. A bill to incorporate the Fleming County Cemetery Company.

On motion of Mr. Lilly—8. A bill for the benefit of the trustees of the town of Stanton.

On motion of same—9. A bill for the benefit of Henry Ballard and J. S. Muncy, of Estill county

On motion of same—10. A bill for the benefit of A. W. Quin, of Estill county.

On motion of same—11. A bill for the benefit of William Cost, of Estill county.

On motion of same—12. A bill for the benefit of the trustees of the town of Irvine.

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had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Phœnix Oil and Mining Company.

An act for the benefit of P. Palmer, late sheriff of Marshall county.

An act for the benefit of G. S. Jones, sheriff of Marshall county.

An act for the benefit of the late sheriffs, judges, clerks, constables, and other civil officers of this Commonwealth.

An act to incorporate the Kentucky Mutual Life Insurance Company.

And an enrolled bill, which originated in the Senate, of the following title, viz:

An act to repeal an act, entitled "An act requiring certain officers and teachers in this Commonwealth to take an oath of office," approved August 30th, 1862, and article 9 of an act, entitled "An act to revise, amend, and reduce into one the common school laws of Kentucky," approved January 30th, 1864.

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Coffey reported that the committee had performed that duty.

Mr. Dudley, from the Committee on the Revised Statutes, to whom had been referred a bill, entitled

A bill to authorize proceedings to be instituted for the forfeiture of the charter of railroad companies in certain cases,

Reported the same with sundry amendments.

Which were concurred in.

Said bill was then further amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title be amended to read,

An act to authorize proceedings to be instituted for the forfeiture of the charter of railroad, turnpike, and bridge companies in certain cases.

And then the Senate adjourned.

TUESDAY, JANUARY 16, 1866.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act to authorize the county judge of Pulaski to sell a certain portion of the public square in Somerset, Kentucky.

An act authorizing the Warren county court to purchase the stock and chartered rights of the Bowling Green Bridge Company, and to relieve said company from forfeiture for failing to rebuild their bridge.

That they had concurred in an amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act defining the corporate limits of the town of Eminence.

That they had passed bills of the following titles, viz:

1. An act to re-enact an act, entitled "An act to empower the Ohio county court to levy an additional tax, and issue bonds to build a new court-house," approved December 18, 1863, and to legalize the proceedings of the court under said act.

2. An act to authorize Mary A. Graves to qualify as guardian of her son, Thomas J. Wilson.

3. An act to repeal an act, so far as the same refers to the county of Kenton, entitled "An act to regulate the jurisdiction of justices of the peace for Jefferson and Kenton counties," approved March 4th 1865.

4. An act to amend the charter of the town of Dixon.

5. An act for the benefit of Caseyville school district in Union county.

6. An act to legalize the official acts of P. B. Morrow, police judge of Versailles.

7. An act for the benefit of John S. Geiger, late clerk of Union circuit court.

Which bills were severally read the first time, and ordered to be read the second time.

The constitutional provision as to the second reading of said bills being dispensed with,

They were referred—the 1st to the Committee on County Courts; the 2d and 3d to the Committee on the Judiciary; the 4th and 6th to the Committee on Revised Statutes; the 5th to the Committee on Education, and the 7th to the Committee on Finance.

A message was also received from the House of Representatives, announcing that they had received official information from the

Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz :

An act to amend an act, entitled " An act to authorize the Boyle county court to liquidate the bonds issued to the Lexington and Danville railroad company."

An act to amend an act to change the time of holding the quarterly courts of Garrard county.

An act for the benefit of the minor children of Jonathan Nichols.

An act to change the voting place in district No. 5, in Graves county.

An act to amend an act, entitled "An act to establish an additional voting precinct in Marion county."

An act to give a lien to mechanics and journeymen in Boyd county.

An act for the benefit of Wm. Troy, of Lawrence county.

An act for the benefit of Matthew Mullens, late clerk of the Pendleton county and circuit courts.

An act for the benefit of Charles Kirtley, late clerk of the Rockcastle circuit court.

An act for the benefit of Solomon C. Sailor, late sheriff of Harlan county.

An act for the benefit of Thomas Conway, late sheriff of Union county.

An act for the benefit of John G. Clagett, late sheriff of Graves county.

An act to repeal an act to create a soldiers' relief fund for Bourbon county, approved August 31st, 1862.

An act regulating the voting place in the Rocky Hill precinct, in Barren county.

An act for the benefit of T. D. Campbell, sheriff of Ballard county.

An act to amend an act, entitled " An act to charter the Planters' Bank of Kentucky at Owensboro."

An act to amend an act, entitled "An act to incorporate the Wayne County Beaty Oil Well Company."

An act to pardon all persons who have heretofore committed the crime of treason against this Commonwealth.

An act creating an additional voting place in Lovelaceville precinct, in Ballard county.

An act creating an additional voting place in Larue county.

An act to incorporate the First American and European Patent Company.

An act to incorporate the Amazon Oil and Mining Company of Kentucky and Pennsylvania.

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By same—

An act to charter the Magnolia Oil and Mining Company.

By Mr. Bruner, from the Committee on Revised Statutes—

An act, entitled "An act to incorporate the town of Upton, in Larue and Hardin counties."

By same—

An act to incorporate the Rowe Farm Oil Company.

By same—

An act to incorporate the Pioneer Oil Company.

By Mr. Swigert, from the Committee on Internal Improvement—

An act for the benefit of the commissioners of the sinking fund of the Louisville and Nashville railroad company in Marion county.

By Mr. Harrison, from the Committee on the Judiciary—

An act to amend an act, entitled "An act to incorporate a board of trustees for the town of Woodsonville," approved March 15, 1851.

By same—

An act to amend the charter of the House of Refuge.

By same—

An act to incorporate the Philips Petroleum Company.

By same—

An act to incorporate the Crocus and Cumberland Petroleum Company.

By same—

An act to incorporate the Crocus Tube and Tank Company.

With amendments to the last six named bills.

Which were concurred in.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills, the last six as amended, do pass, and that the titles thereof be as aforesaid.

Mr. Harrison, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act to define the liability of assignors and indorsers of promissory notes,

Reported the same without amendment.

Mr. Dudley then moved to amend said bill.

Ordered, That said bill and proposed amendment be recommitted to the Committee on the Judiciary.

Mr. Harrison, from same committee, to whom had been referred a bill from the House of Representatives, entitled

An act to incorporate the Louisville Base Ball and Skating Park Company,

Reported the same, with the expression of opinion that it ought not to pass.

And the question being taken upon ordering said bill to be read a third time, the opinion of the committee to the contrary notwithstanding, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Grainger and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Milton J. Cook,	Wm. Johnson,
M. M. Benton,	A. D. Cosby,	Henry C. Lilly,
N. R. Black,	Wm. A. Dudley,	J. D. Landrum,
Wm. S. Botts,	Evan M. Garriott,	W. W. McKenzie,
Thos. P. Cardwell,	James W. Gorin,	Elijah Patrick,
Jos. H. Chandler,	Wm. H. Grainger,	Philip Swigert,
Thos. B. Cochran,	O. P. Johnson,	W. J. Worthington—20.
Ben. S. Coffey,		

Those who voted in the negative, were—

F. L. Cleveland,	Thos. Z. Morrow,	C. T. Worthington,
T. W. Hammond,	George C. Riffe,	George Wright—8.
James Harrison,	B. W. Stone,	

Mr. Wm. Johnson then moved to reconsider the vote by which said bill was ordered to be read a third time.

And the question being taken thereon, it was decided in the affirmative.

Said bill was then amended.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Wright, from the Committee on Agriculture and Manufactures—

A bill to incorporate the Nelson County Agricultural Association.

By Mr. Swigert, from the Committee on Internal Improvement—

A bill for the benefit of the Hustonsville, Liberty, and Columbia turnpike road company.

By Mr. Harrison, from the Committee on the Judiciary—

A bill to incorporate the Skeggs Creek Oil Company.

By same—

A bill to incorporate the Kentucky Live Stock Insurance and Thief Detective Company.

By same—

A bill to incorporate Kentucky State Insurance Company.

By same—

A bill to incorporate the Fleming County Cemetery Company.

By same—

A bill to incorporate the Home Mutual Insurance Company.

By same.

A bill to incorporate the Kentucky Land and Mining Company.

By same—

A bill to extend the June term of the Hardin circuit court.

By same—

A bill to incorporate the White Oak Creek and Cumberland River Oil and Mining Company.

By Mr. Cochran, from the Committee on the Judiciary—

A bill to incorporate Abraham Lodge, No. 8, Ancient York Masons.

By same—

A bill to incorporate the Campbellsville Academy.

By Mr. Benton, from the Committee on Revised Statutes—

A bill to incorporate Swift's Iron and Steel Works.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Harrison, from the Committee on the Judiciary, to whom had been referred

A bill to amend the jury laws of this Commonwealth,

Reported the same with an amendment as a substitute for said bill.

Which was adopted.

Said bill was then further amended

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

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Those who voted in the negative, were—

R. T. Baker,	Wm. H. Grainger,	Elijah Patrick,
M. M. Benton,	O. P. Johnson,	John A. Prall,
N. R. Black,	Thos. Z. Morrow,	W. J. Worthington—10.
Milton J. Cook,		

Resolved, That the title of said bill be as aforesaid.

The Senate also took up for consideration a bill to amend "An act to regulate certain corporations in Kentucky," approved June 3, 1865.

Together with the amendments heretofore adopted.

Mr. Prall then moved further to amend said bill.

Mr. Wright then moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken upon the amendment proposed by Mr. Prall, and it was decided in the negative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate also took up for consideration the resolution to prolong the present session of the General Assembly.

Ordered, That the further consideration of said resolution be postponed until Thursday next, at 10½ o'clock.

Leave was given to bring in the following bills, viz:

On motion of Mr. William Johnson—1. A bill to incorporate the Bardstown, Bloomfield, and Chaplintown turnpike road company.

On motion of same—2. A bill to amend the act to establish the office of public administrator and guardian.

On motion of Mr. Riffe—3. A bill to exempt school children from payment of tolls on turnpike roads.

On motion of Mr. J. D. Landrum—4. A bill to authorize the trustees of the towns of Birmingham, Marshall county, and Marion, Crittenden county, to issue coffee-house license.

On motion of same—5. A bill to incorporate the Paducah and McCracken County Agricultural and Mechanical Society.

On motion of Mr. Prall—6. A bill to incorporate the Kentucky Silver and Lead Mining Association.

On motion of same—7. A bill to authorize the Bath county court to borrow and appropriate of its railroad fund sufficient amount there-

of for the rebuilding of the county buildings, and to provide for its repayment.

On motion of same—8. A bill to amend the charter of the town of Owensville.

On motion of Mr. W. J. Worthington—9. A bill to repeal an act, entitled "An act to amend the charter of the Lexington and Big Sandy railroad," approved June 2, 1863.

On motion of Mr. McKenzie—10. A bill to amend chapter 36, article 13, section 2, of the Revised Statutes.

On motion of Mr. Stone—11. A bill to repeal an act, entitled "An act to amend the revenue laws of this Commonwealth," approved February 7, 1865.

The Committee on Internal Improvement were directed to prepare and bring in the 1st; the Committee on the Judiciary the 2d, 6th, 8th, and 9th; the Committee on Education the 3d; the Committee on County Courts the 4th; the Committee on Agriculture and Manufactures the 5th; the Committee on Circuit Courts the 7th, and the Committee on Revised Statutes the 10th and 11th.

Mr. Coffey, from the Committee on Enrollments, reported that they had examined enrolled bills from the House of Representatives, of the following titles:

An act to incorporate the Lumsden Rock Oil and Mining Company.

An act to incorporate the Madison Petroleum, Salt, and Mining Company.

An act to incorporate the Eclipse Petroleum and Mining Company.

An act to incorporate the Rip Van Winkle Oil Company.

An act to incorporate the Smithfield College, in Henry county.

An act to incorporate the Salomon Gas Company.

An act to incorporate the Pittsburg and Burksville Oil Company.

An act to incorporate the Maysville Woolen Manufacturing Company.

An act for the benefit of the sheriff of Fulton county.

An act to amend the charter of the Covington and Lexington turnpike road company.

An act for the benefit of John Steele.

An act defining the corporate limits of the town of Eminence.

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of Resetta Jones.

An act for the relief of Richard Garnett, of Barren county.

An act repealing an act empowering the Governor to appoint agents to visit and aid sick and wounded soldiers of Kentucky.

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Coffey reported that the committee had performed that duty.

And then the Senate adjourned.

TUESDAY, JANUARY 17, 1866.

A message was received from the House of Representatives, announcing their disagreement to a bill, which originated in the Senate, entitled

An act in regard to the duties of Secretary of State.

That they had passed bills from the Senate of the following titles, viz:

An act to incorporate the Mining, Manufacturing, and Improvement Company.

An act to amend division 6 of section 670 of the Civil Code of Practice, title "Evidence."

An act to incorporate the Tradewater United Miners Coal Company.

An act to incorporate King Solomon R. A. C., No. 18.

An act to incorporate the Derdnian Petroleum Company.

An act to change the name of the Louisville Industrial Works.

An act to charter the Louisville Manufacturing Company.

An act to incorporate the River Valley Mining Company.

An act to incorporate the American Lithographic Company.

An act to amend the charter of the Shelbyville and Louisville turnpike road company.

An act to incorporate the Hustonsville Christian College.

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21. An act to incorporate the Goodman Oil Company.

22. An act to incorporate the Glendale Oil Company.

23. An act to amend the charter of the Kentucky Travelers' Insurance Company.

24. An act to incorporate the Commercial Mining, Manufacturing, and Refining Company.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

They were referred—the 1st, 2d, and 3d to the Committee on the Codes of Practice; the 4th, 13th, 14th, 19th, 20th, 21st, and 22d to the Committee on Revised Statutes; the 5th, 9th, 15th, 16th, 17th, and 23d to the Committee on the Judiciary; the 6th to the Committee on Finance; the 7th to the Committee on Internal Improvement; the 8th and 10th to the Committee on Banks; the 11th and 18th to the Committee on Education; the 12th to the Committee on Privileges and Elections, and the 24th to the Committee on Education.

The following bills were reported from the several committees, directed to prepare and bring in the same, viz:

By Mr. Wm. Johnson, from the Committee on Circuit Courts—

A bill to authorize the Bath county court to borrow and appropriate of its railroad fund sufficient amount thereof for the rebuilding of the county bulldings, and provide for its repayment.

By same—

A bill to change the time of holding the Wayne circuit court.

By same—

A bill in relation to the circuit courts of Pulaski county.

By same—

A bill for the benefit of G. W. Montague, late clerk of the Taylor circuit and county courts.

By Mr. Wright, from the Committee on Education—

A bill exempting school children from the payment of tolls.

By Mr. Botts, from the Committee on Finance—

A bill for the benefit of James W. Johnson, late sheriff of the county of Rowan.

By same—

A bill for the benefit of W. J. Mays, late sheriff of Floyd county.

By same—

A bill for the benefit of Isaac E. Johnson, late sheriff of the county of Rowan.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Johnson, from the Committee on Circuit Courts, reported the following bills, viz:

A bill to change the time of holding the Russell circuit court.

A bill to establish a criminal court in the 9th judicial district.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

On motion of Mr. Coffey, the first was laid on the table.

The second was ordered to be printed, and made the special order of the day for Friday next, at 10½ o'clock, A. M.

Mr. Cleveland reported a bill to repeal sections 334, 348, and 349 of the Criminal Code of Practice.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

On motion, it was referred to the Committee on the Codes of Practice.

Mr. Botts, from the Committee on Finance, reported a bill for the benefit of Estill, Powell, Montgomery, and Owsley counties.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Wright moved to lay said bill on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Lilly and Baker, were as follows, viz:

Those who voted in the affirmative, were—

Thomas B. Cochran,	Evan M. Garriott,	C. T. Worthington,
A. D. Cosby,	James Harrison,	George Wright—7.
Wm. A. Dudley,		

Those who voted in the negative, were—

R. T. Baker,
M. M. Benton,
N. R. Black,
William S. Botts,
Tho. P. Cardwell,
Joseph H. Chandler,
F. L. Cleveland,
Ben. S. Coffey,
Milton J. Cook,
James W. Gorin,
Wm. H. Grainger,
T. W. Hammond,
John L. Helm,
O. P. Johnson,
Wm. Johnson,
Henry C. Lilly,
J. J. Landram,
J. D. Landrum,
W. W. McKenzie,
Thomas Z. Morrow,
Elijah Patrick,
John A. Prall,
George C. Riffe,
Philip Swigert,
W. J. Worthington—25.

Mr. Dudley then moved to strike out the preamble of said bill.

Which was decided in the affirmative.

Sundry amendments were then proposed.

Ordered, That said bill and proposed amendments be referred to the Committee on Finance.

A message was received from the House of Representatives, announcing that they adhered to their proposed amendment to a bill from the Senate, entitled

An act to amend an act, entitled "An act to incorporate the Falls City Bank at Louisville," approved January 21st, 1865.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Stone, from the Committee on Education—

An act to incorporate the New Liberty Institute.

By Mr. Wright, from same committee—

An act to incorporate Blandville College, in Ballard county.

By Mr. Botts, from the Committee on Finance—

An act for the benefit of George W. Welsh, executor of George W. Donnoughy, late sheriff of Boyle county.

By same—

An act for the benefit of J. J. Wood, late sheriff of Clinton county.

By same—

An act for the benefit of Jas. H. Travis.

By same—

An act for the benefit of John S. Geiger, late clerk of Union circuit court.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

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§ 2. All acts and parts of acts in conflict with this act, be, and the same are hereby, repealed.

§ 3. This act shall take effect from and after its passage, and remain in force for the space of two years.

Mr. W. Johnson moved to amend said bill as follows, viz:

Strike out the judge of the Jefferson court of common pleas.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cleveland and Wright, were as follows, viz:

Those who voted in the affirmative, were—

Milton J. Cook,	O. P. Johnson,	George C. Riffe,
Wm. A. Dudley,	Wm. Johnson,	C. T. Worthington,
Evan M. Garriott,	Thomas Z. Morrow,	George Wright—9.

Those who voted in the negative, were—

R. T. Baker,	Thos. B. Cochran,	Henry C. Lilly,
M. M. Benton,	Ben. S. Coffey,	John J. Landram,
N. R. Black,	A. D. Cosby,	J. D. Landrum,
Wm. S. Botts,	James W. Gorin,	W. W. McKenzie,
John B. Bruner,	Wm. H. Grainger,	Elijah Patrick,
Thos. P. Cardwell,	T W. Hammond,	John A. Prall,
Jos. H. Chandler,	James Harrison,	B. W. Stone,
F. L. Cleveland,	John L. Helm,	Philip Swigert—24.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken upon the passage of said bill, and it was decided in the affirmative, the Speaker voting therefor.

The yeas and nays being required thereon by Messrs. Johnson and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	James W. Gorin,	J. D. Landrum,
M. M. Benton,	Wm. H. Grainger,	John A Prall,
William S. Botts,	James Harrison,	Philip Swigert,
F. L. Cleveland,	John L. Helm,	C. T. Worthington,
Thos. B. Cochran,	O. P. Johnson,	W. J. Worthington—17.
A. D. Cosby,	John J. Landram,	

Those who voted in the negative, were—

N. R. Black,	Wm. A. Dudley,	Thos. Z. Morrow,
John B. Bruner,	Evan M. Garriott,	Elijah Patrick,
Thos. P. Cardwell,	T. W. Hammond,	George C. Riffe,
Jos. H. Chandler,	Wm. Johnson,	B. W. Stone,
Ben. S. Coffey,	Henry C. Lilly,	George Wright—17.
Milton J. Cook,	W. W. McKenzie,	

Resolved, That the title of said bill be as aforesaid.

The Senate, according to order, took up for consideration the bill to exempt a homestead from execution, together with the amendments proposed by the Committee on the Judiciary.

Mr. Wright moved the indefinite postponement of said bill.

Mr. Cochran then moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on the postponement, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Gorin and Wright, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner, Evan M. Garriott, George Wright—4.
Milton J. Cook,

Those who voted in the negative, were—

R. T. Baker, Wm. A. Dudley, J. D. Landrum,
M. M. Benton, James W. Gorin, W. W. McKenzie,
N. R. Black, Wm. H. Grainger, Thos. Z. Morrow,
Wm. S. Botts, T. W. Hammond, Elijah Patrick,
Tho. P. Cardwell, James Harrison, John A. Prall,
Jos. H. Chandler, John L. Helm, George C. Riffe,
F. L. Cleveland, Wm. Johnson, B. W. Stone,
Thomas B. Cochran, O. P. Johnson, Philip Swigert,
Ben. S. Coffey, Henry C. Lilly, C. T. Worthington,
A. D. Cosby, John J. Landram, W. J. Worthington—30.

Ordered, That the further consideration of said bill and proposed amendments be postponed until to-morrow, at 11½ o'clock, A. M.

Mr. Dudley, from the Committee on Privileges and Elections, laid before the Senate the majority and minority reports in the contested election case, in which Carlisle is contesting the right of M. M. Benton to a seat on the floor of the Senate.

Ordered, That the majority and minority reports, together with the evidence in the case, be printed, and placed in the orders of the day.

Mr. Coffey, from the Committee on Enrollments, reported that they had examined enrolled bills and a resolution, which originated in the House of Representatives, of the following titles:

An act to incorporate the Montgomery and Bath Counties Associated turnpike road company.

An act to incorporate the Kentucky River Rock Oil and Lead Mining Company.

An act to incorporate the Grassy Lick turnpike road company.

A resolution providing for the appointment of a committee to ascer-

tain what legislation is necessary, resulting from the recent political events.

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to authorize the county judge of Pulaski to sell a certain portion of the public square in Somerset, Kentucky.

An act authorizing the Warren county court to purchase the stock and chartered rights of the Bowling Green Bridge Company, and to relieve said company from forfeiture for failing to rebuild their bridge.

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Coffey reported that the committee had performed that duty.

And then the Senate adjourned.

WEDNESDAY, JANUARY 18, 1866.

A message was received from the House of Representatives, announcing that they had disagreed to bills, which originated in the Senate, of the following titles, viz:

An act to amend section 670 of the Civil Code of Practice.

An act to repeal an act, entitled "An act to amend the jury laws of this Commonwealth," approved 22d day of August, 1862,

An act to change the Fisherville precinct in Jefferson county.

That they had passed bills from the Senate, of the following titles, viz:

An act to amend the 437th section, 4th chapter, "Revivor of Judgment," of Civil Code of Practice.

An act to authorize the county court of Monroe to sell public lands within the county, and vest proceeds of sales in rebuilding public buildings in the county.

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An act to incorporate the Washington Woolen Manufacturing Company.

An act to incorporate the Smithfield College, in Henry county.

An act to incorporate the Salomon Gas Company.

An act for the benefit of the sheriff of Fulton county.

An act to amend the charter of the Covington and Lexington turnpike road company.

An act for the benefit of John Steele.

An act to incorporate the Pittsburg and Burksville Oil Company.

An act defining the corporate limits of the town of Eminence.

Said bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

They were referred—the 1st to the Committee on the Codes of Practice; the 2d to the Committee on Education; the 3d to the Committee on Executive Affairs; the 4th to the Committee on the Judiciary; the 5th to the Committee on Revised Statutes; the 6th, 7th, 8th, 10th, and 11th to the Committee on Finance, and the 9th to the Committee on County Courts.

Mr. Harrison Thompson, from the 29th Senatorial District, appeared, produced his certificate of election, took the several oaths required by the Constitution of the United States and the State of Kentucky, and repaired to his seat.

Mr. Cook moved a suspension of the rules for the purpose of taking up from the orders of the day a resolution from the House of Representatives, entitled

A resolution in regard to the restoration of the writ of *habeas corpus* in this Commonwealth.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cook and Baker, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	James W. Gorin,	Thos. Z. Morrow,
M. M. Benton,	Wm. H.Grainger,	Elijah Patrick,
N. R. Black,	O. P. Johnson,	John A. Prall,
T. P. Cardwell,	Henry C. Lilly,	W. J.Worthington—14.
Milton J. Cook,	J. D. Landrum,	

Those who voted in the negative, were—

Wm. S. Botts,	Evan M. Garriott,	George C. Riffe,
John B. Bruner,	T. W. Hammond,	B. W. Stone,
F. L. Cleveland,	James Harrison,	Philip Swigert,
Thomas B. Cochran,	John L. Helm,	Harrison Thompson,
Ben. S. Coffey,	Wm. Johnson,	C. T. Worthington,
A. D. Cosby,	John J. Landram,	George Wright—20.
Wm. A. Dudley,	W. W. McKenzie,	

The following petitions were presented, viz:

By Mr. Botts—1. A petition of sundry citizens of Fleming county, praying the passage of an act authorizing the clerk of the circuit court to make a general cross-index to judgments in said court.

By Mr. Gorin—2. A petition of D. C. Smith, praying the passage of an act to extend the boundary of the town of Glasgow.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on Finance, and the 2d to the Committee on the Judiciary.

Mr. Swigert, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of Theodore Thompson, late sheriff of Livingston county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken upon the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a Constitutional provision, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	A. D. Cosby,	J. D. Landrum,
M. M. Benton,	Evan M. Garriott,	W. W. McKenzie,
N. R. Black,	James W. Gorin,	Thomas Z. Morrow,
Wm. S. Botts,	Wm. H. Grainger,	Elijah Patrick,
John B. Bruner,	T. W. Hammond,	John A. Prall,
Thos. P. Cardwell,	James Harrison,	George C. Riffe,
Jos. H. Chandler	John L. Helm,	B. W. Stone,
F. L. Cleveland,	O. P. Johnson,	Philip Swigert,
Thos. B. Cochran,	Wm. Johnson,	C. T. Worthington,
Ben. S. Coffey,	John J. Landram,	George Wright—31.
Milton J. Cook,		

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. C. T. Worthington, from the same committee, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of Wm. Herin, late sheriff of Fulton county,

Reported the same without amendment.

Mr. Dudley moved to recommit said bill with instructions.

And the question being taken thereon, it was decided in the affirmative.

On motion of Mr. Grainger, a messenger was sent to the House of Representatives, requesting that they would appoint a committee of conference, to act in conjunction with a similar committee to be appointed by the Senate, to take into consideration the disagreement between the two Houses in relation to an amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to amend an act, entitled "An act to incorporate the Falls City Bank at Louisville."

Whereupon, Messrs. Grainger and Helm were appointed a committee of conference upon the part of the Senate.

Mr. Swigert, from the Committee on Finance, reported a bill for the benefit of Jacob Fitzpatrick, of Floyd county.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. C. T. Worthington, from the same committee, reported a bill for the benefit of soldiers and sailors maimed in the service of the United States,

Which was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That any white person, who, while in the army or navy of the United States has lost an arm or leg, and by reason of such loss is unable to procure a livelihood for himself and family, should he have one, by his labor, shall be exempt from the payment of all State and county taxes: *Provided*, Said soldier or sailor is not the owner of an estate of the value of one thousand dollars, in his own right.

§ 2. Before any such person can claim the benefit of this act, he shall apply to the judge of the county court of the county in which he resides, whose duty it shall be to hear proof of such loss in the service aforesaid; and if satisfied of the justice of the applicant's claim to the exemption herein contemplated, shall order the clerk of the county court to issue to him a certificate, the production of which to the sheriff of the county shall be a release from the payment of the taxes due the State and county.

§ 3. This act to take effect from its passage.

Ordered, That said bill be read a second time.

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Thomas B. Cochran, Henry C. Lilly, C. T. Worthington,
Ben. S. Coffey, John J. Landram, W. J. Worthington,
A. D. Cosby, J. D. Landrum, George Wright—34.
Wm. A. Dudley,

In the negative—none.

The Senate, according to order, also took up for consideration a bill to exempt a homestead from execution and attachment, together with the amendments heretofore proposed.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That in addition to the personal property now exempt from execution on all debts or liabilities created or incurred after the first day of June, one thousand eight hundred and sixty-six, there shall be exempt from sale under execution, attachment, or judgment of any court, except to foreclose mortgage given by the owner of the homestead for purchase money due therefor, ten acres of land, including the dwelling-house and appurtenances owned by the debtor, or so much thereof as shall not exceed in value one thousand dollars.

§ 2. That before a sale of land under execution, order of attachment, or judgment of a court, the officer in whose hands the execution may be, or the court, shall cause ten acres, or so much thereof as shall not exceed in value one thousand dollars, and which may be selected by the defendant, to be valued under oath and set apart to him by two disinterested housekeepers of the county not related to either party; and, in case they disagree, the officer shall act as umpire.

§ 3. That the valuation so made shall be in writing, signed by the persons making it, and returned to the court directing it, or with the execution; and the officer must refer to and explain the proceeding in his return on the execution.

§ 4. That where the defendant in the execution, attachment, or action owns real estate which is levied on or sought to be subjected to the payment of any debt or liability, and the same, in the opinion of the valuers, is of greater value than one thousand dollars, and is not divisible without great diminution of its value, then the same shall be sold under the execution, attachment, or judgment, and one thousand dollars of the money arising from the sale shall be paid to the defendant, to enable him to purchase another homestead: *Provided, however*, That if the land, when offered for sale, does not bring more than one thousand dollars, there shall be no sale.

§ 5. That no mortgage, release, or waiver of such exemption shall be valid, unless the same be in writing, subscribed by the defendant and his wife, and acknowledged and recorded in the same manner as conveyances of real estate; and such exemption shall continue after the death of the defendant for the benefit of his widow and children, but shall be estimated in allotting dower.

§ 6. That this act shall only apply to white persons, who are actual *bona fide* housekeepers with a family, and shall not apply to sales under execution, attachment, or judgment at the suit of creditors, where the debt or liability existed prior to the purchase of the land or the erection of the improvements thereon.

The amendment heretofore proposed by Mr. Cleveland to the amendment of the committee reads as follows, viz:

"Strike out the words *one thousand*, wherever they occur in the bill, and insert in lieu thereof the words *six hundred*."

Mr. W. Johnson then moved a division of the question.

And the question being taken upon striking out, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Gorin and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	Wm. A. Dudley,	Elijah Patrick,
Thos. P. Cardwell,	Evan M. Garriott,	George C. Riffe,
F. L. Cleveland,	Wm. Johnson,	Philip Swigert,
Ben. S. Coffey,	W. W. McKenzie,	George Wright—13.
Milton J. Cook,		

Those who voted in the negative, were—

R. T. Baker,	T. W. Hammond,	Thos. Z. Morrow,
M. M. Benton,	James Harrison,	John A Prall,
N. R. Black,	John L. Helm,	B. W. Stone,
Thos. B. Cochran,	O. P. Johnson,	Harrison Thompson,
A. D. Cosby,	Henry C. Lilly,	C. T. Worthington,
James W. Gorin,	John J. Landram,	W. J. Worthington—20.
Wm. H. Grainger,	J. D. Landrum,	

Mr. Dudley then moved to amend the amendment proposed by the committee in section 6, by striking out the words "who are actual *bona fide* housekeepers."

And the question being taken thereon, it was decided in the negative.

Mr. Cochran then moved to amend the amendment proposed by the committee, as follows, viz:

Add to the amendment the following additional section:

That where a tenant or lessee, for a term of one or more years, has paid the rent in advance, the interest of said tenant or lessee shall not be subject to levy under execution or attachment, or to be made subject to the payment of debt by proceedings in equity, where the value of the lease for the term paid for is one thousand dollars or less, to be ascertained as provided in the 2d and 3d sections of this act. And where said value shall exceed the sum of one thousand dollars, one thousand dollars of the money arising from the sale shall be paid to the defendant, as provided in the 4th section: *Provided*, That if the interest of said tenant or lessee, when offered for sale, does not bring one thousand dollars, there shall be no sale.

The question being taken upon the adoption of said amendment, it was decided in the negative.

Mr. J. J. Landram then moved to amend the amendment as follows, viz:

In section 1, line 5, strike out the words "or judgment of any court."

And the question being taken thereon, it was decided in the negative.

Mr. Stone moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken upon the adoption of the amendment proposed by the committee as a substitute, and it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken upon the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Gorin and Lilly, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	A. D. Cosby,	J. J. Landram,
M. M. Benton,	James W. Gorin,	J. D. Landrum,
N. R. Black,	Wm. H. Grainger,	Thomas Z. Morrow,
William S. Botts,	T. W. Hammond,	John A. Prall,
Joseph H. Chandler,	James Harrison,	B. W. Stone,
F. L. Cleveland,	John L. Helm,	Harrison Thompson,
Thomas B. Cochran,	O. P. Johnson,	W. J. Worthington—23.
Ben. S. Coffey,	Henry C. Lilly,	

Those who voted in the negative, were—

John B. Bruner,	Evan M. Garriott,	George C. Riffe,
Tho. P. Cardwell,	Wm. Johnson,	Philip Swigert,
Wm. A. Dudley,	W. W. McKenzie,	C. T. Worthington,
Milton J. Cook,	Elijah Patrick,	George Wright—12.

Resolved, That the title of said bill be as aforesaid.

The Senate, according to order, took up for consideration the contested election case of Fearons against Baker.

Ordered, That the further consideration of said case be postponed until Tuesday next, at 10½ o'clock, A. M.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act for the benefit of Margaret Carpenter, of Ballard county, together with the amendments heretofore proposed by the Committee on the Judiciary.

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Mr. Gorin read and laid on the table a joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read, as follows, viz:

1. *Resolved by the General Assembly of the Commonwealth of Kentucky*, That the willful and unnecessary exercise of unconstitutional power by the Chief Executive of the United States is at all times dangerous to popular liberty, and a people jealous of their rights, and determined to maintain them, should not suffer such usurpations of power to pass unrebuked and without a solemn protest against them.

2. *Resolved*, That the reconstruction policy of the President of the United States, as exhibited in his official message to Congress, under all the embarrassing and trying circumstances by which he was surrounded, was perhaps the wisest and best means of restoring the States in rebellion to their legitimate position in the Union, and now, more than ever, in view of the interests of peace and the national safety, demands the acquiescence of the nation.

3. *Resolved*, That each State is entitled to all the rights, dignity, and equality of the several States, and the States lately in rebellion not less so than their sister States of the Union; and any attempt to hold them as "colonial dependencies or conquered provinces," or refusal to admit them to representation in Congress, is a violation of the plain principles of the Constitution, at war with the fundamental compacts of the Union, and we hold in abhorrence all such schemes, come from whatever source they may.

4. *Resolved*, That Kentucky now, as ever, is devoted to the Union of the Constitution; she has freely offered her treasure and her most precious blood to maintain it; her gallant slain on an hundred battle-fields, and her scarred and veteran heroes now living, attest her *loyalty*, and, waiving the many wrongs that have been unnecessarily inflicted upon her in the past by the federal authorities, to humiliate her at the feet of power, she regrets the continued violations of her most sacred rights, such as the withholding from her citizens the writ of *habeas corpus*, and assuming to exercise pretended civil jurisdiction over the negro population of the State; and against these outrages and repeated injuries she most solemnly protests.

Ordered, That the Public Printer print 150 copies thereof, and that it be placed in the orders of the day.

Leave was given to bring in the following bills, viz:

On motion of Mr. Cosby—1. A bill to change the time of holding the circuit courts in the 14th judicial district.

On motion of Mr. Dudley—2. A bill to incorporate the Farmers' Manufacturing and Banking Company.

The Committee on Circuit Courts were directed to prepare and bring in the 1st, and the Committee on Revised Statutes the 2d.

And then the Senate adjourned.

FRIDAY, JANUARY 19, 1866.

A message was received from the House of Representatives, announcing that they had concurred in the adoption of a resolution, which originated in the Senate, entitled

Resolution remonstrating against the tax on leaf tobacco.

That they had passed bills and adopted resolutions of the following titles, viz:

1. An act for the benefit of James H. Vaughn, late sheriff of Knox county.

2. An act for the benefit of J. P. McIntire, sheriff of Muhlenburg county.

Resolution in relation to taxation on tobacco.

Resolution in regard to the revenue laws of the United States.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

They were referred to the Committee on Finance.

Mr. Wm. C. Halbert, from the 31st Senatorial District, this day appeared, produced his certificate of election, took the several oaths required by the Constitution and laws of the United States and the State of Kentucky, and repaired to his seat.

Mr. Harrison presented to the Senate the report of the Superintendent of the Institution for the Education of the Blind at Louisville.

[*For Report—See Legislative Document, No.* 6.]

Ordered, That the Public Printer print 1,500 copies thereof for the use of the Senate and the Superintendent.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Harrison, from the Committee on the Judiciary—

A bill for the benefit of Thomas Jefferson Evans, of Greenup county.

By same—

A bill to incorporate the Robinson Creek Oil and Mining Company.

By same—

A bill to incorporate the Citizens' Passenger railway company of Louisville.

By same—

A bill to incorporate the Paducah Street railroad company.

By same—

A bill to incorporate the Paducah Builders' Association.

By same—

A bill to incorporate the Kentucky Silver and Lead Mining Association.

By same—

A bill to incorporate the Paducah and McCracken County Agricultural and Mechanical Association.

By Mr. Gorin, from same committee—

A bill to amend the charter of the town of Owingsville.

By same—

A bill for the benefit of Eliza A. G. Ross.

By same—

A bill to repeal an act, entitled "An act to amend the charter of the Lexington and Big Sandy railroad."

By Mr. Morrow, from the same committee—

A bill to incorporate the White Oak Oil and Mining Company.

By same—

A bill to incorporate the Pea Vine Petroleum, Oil, and Mining Company.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Harrison, from the Committee on the Judiciary—

An act to authorize Mary A. Graves to qualify as guardian of her son, Thomas J. Wilson.

By Mr. Gorin, from same committee—

An act to incorporate Malone Lodge of Free and Accepted Masons.

By same—

An act to amend the charter of the town of Auburn, in Logan county.

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over the land of others, when necessary for the transportation of the products of such company to market.

Which was adopted.

Mr. Stone read and laid on the table a joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up,

Ordered, That said resolution be printed, and referred to the Committee on Federal Relations.

A message was received from the Governor by Mr. Page, Assistant Secretary of State.

Said message was taken up and read as follows, viz:

EXECUTIVE DEPARTMENT,
FRANKFORT, Jan. 19th, 1866.

Gentlemen of the Senate:

Captain Wm. L. Neale, having tendered his resignation of the commission which he now holds as Treasurer of Kentucky, I nominate Thomas L. Crittenden, with your advice and consent, to be Treasurer, vice Wm. L. Neale, resigned, and to fill out the vacancy for the term by reason of the death of Jas. H. Garrard, Treasurer elect.

THOS. E. BRAMLETTE,
Governor of Kentucky.

The question was then taken upon advising and consenting to said nomination, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cook and Baker, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,
M. M. Benton,
N. R. Black
William S. Botts,
John B. Bruner,
Tho. P. Cardwell,
Joseph H. Chandler,
F. L. Cleveland,
Thos. B. Cochran,
Ben. S. Coffey,
A. D. Cosby,
Wm. A. Dudley,
Evan M. Garriott,
James W. Gorin,
Wm. H. Grainger,
W. C. Halbert,
T. W. Hammond,
James Harrison,
John L. Helm,
O. P. Johnson,
Wm. Johnson,
Henry C. Lilly,
John J. Landram,
J. D. Landrum,
W. W. McKenzie,
Thos. Z. Morrow,
Elijah Patrick,
John A. Prall,
George C. Riffe,
B. W. Stone,
Philip Swigert,
Harrison Thompson,
C. T. Worthington,
W. J. Worthington,
George Wright—35.

In the negative—Milton J. Cook—1.

The Senate, according to order, took up for consideration a bill establishing a criminal court in the 9th judicial district.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken upon the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Baker and W. Johnson, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,
M. M. Benton,
N. R. Black,
Wm. S. Botts,
Thos. P. Cardwell,
F. L. Cleveland,
Thos. B. Cochran,
Ben. S. Coffey,
A. D. Cosby,
Wm. A. Dudley,
James W. Gorin,
Wm. H. Grainger,
T. W. Hammond,
James Harrison,
John L. Helm,
W. C. Halbert,
O. P. Johnson,
Wm. Johnson,
Henry C. Lilly,
J. D. Landrum,
Thomas Z. Morrow,
Elijah Patrick,
John A. Prall,
George C. Riffe,
B. W. Stone,
Philip Swigert,
Harrison Thompson,
C. T. Worthington,
W. J. Worthington—29.

Those who voted in the negative, were—

John B. Bruner,
Milton J. Cook,
John J. Landram,
W. W. McKenzie—4.

Resolved, That the title of said bill be as aforesaid.

Mr. Coffey moved to reconsider the vote by which the Senate laid upon the table a bill to change the time of holding the Russell circuit court.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill be recommitted to the Committee on Circuit Courts.

Mr. Chandler moved to reconsider the vote by which the Senate passed a bill, entitled

An act to exempt school children from the payment of toll.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cleveland and C. T. Worthington, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,
John B. Bruner,
Thomas B. Cochran,
Wm. A. Dudley,
Evan M. Garriott,
James W. Gorin,
Wm. H. Grainger,
W. C. Halbert,
T. W. Hammond,
James Harrison,
John L. Helm,
Wm. Johnson,
J. J. Landram,
J. D. Landrum,
B. W. Stone,
Philip Swigert,
W. J. Worthington—17.

Those who voted in the negative, were—

R. T. Baker,
M. M. Benton,
N. R. Black,
Milton J. Cook,
O. P. Johnson,
Henry C. Lilly,
Elijah Patrick,
John A. Prall,
George C. Riffe,

Tho. P. Cardwell, W. W. McKenzie, C. T. Worthington,
F. L. Cleveland, Thomas Z. Morrow, George Wright—16.
Ben. S. Coffey,

The Speaker, in pursuance of a resolution from the House of Representatives, and concurred in by the Senate, appointed upon the part of the Senate Messrs. Cochran, J. J. Landram, and Morrow, to act in conjunction with a similar committee appointed by the House of Representatives, to take into consideration the recent events which have transpired in the State.

Leave was given to bring in the following bills, viz:

On motion of Mr. Botts—1. A bill to incorporate the Poplar Plains and Tilton turnpike road company.

On motion of same—2. A bill to incorporate the Hillsboro and Fleming turnpike road company.

By same—

3. A bill to incorporate the town of Hillsborough, in Fleming county.

By Mr. Morrow—4. A bill to incorporate the Novelty Oil, Mining, and Manufacturing Company.

By Mr. Grainger—5. A bill to incorporate the Kentucky Oil Refining Company.

By Mr. J. J. Landram—6. A bill for the benefit of W. H. Landram, late sheriff of Gallatin county.

By Mr. W. J. Worthington—7. A bill to amend an act, entitled "An act for the protection of sheep in this Commonwealth," approved January 31, 1865.

By Mr. Coffey—8. A bill to authorize the trustees of the town of Columbia to appoint a town marshal.

By Mr. McKenzie—9. A bill for the benefit of Christian county.

By Mr. Gorin—10. A bill for the benefit of Mary E. Alexander, of Cumberland county.

By same—

11. A bill to create a mechanics' lien in Barren and Meade counties.

By same—

12. A bill to amend an act, entitled "An act to amend section 647, sub-division 3, article 2, chapter 3, of the Civil Code of Practice.

By Mr. Benton—13. A bill to amend an act to establish an office for the recording of deeds and mortgages at Covington.

By Mr. Patrick—14. A bill for the benefit of Lindsey Lane, late judge of Floyd county.

By same—

15. A bill for the benefit of James A. Ward, late sheriff of Johnson county.

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An act to amend sub-division 6 of section 670 of the Civil Code of Practice, title "Evidence."

An act to incorporate the Tradewater United Miners' Coal Company.

An act to incorporate King Solomon R. A. C., No. 18.

An act to incorporate the Derdnian Petroleum Company.

An act to authorize the county court of Monroe to sell public lands within the county, and vest proceeds of sales in rebuilding public buildings in the county.

An act to change the name of the Louisville Industrial Works.

An act to charter the Louisville Manufacturing Company.

An act to incorporate the River Valley Mining Company.

An act to incorporate the American Lithographic Company.

An act to amend the charter of the Shelbyville and Louisville turnpike road company.

An act to incorporate the Hustonsville Christian College.

An act to amend the charter of the Cave Hill Cemetery Company.

An act to repeal an act approved January 20th, 1863, entitled "An act to amend an act to incorporate the Trustees of the Kentucky Baptist Education Society," approved November 25, 1851.

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Coffey reported that the committee had performed that duty.

And then the Senate adjourned.

SATURDAY, JANUARY 20, 1866.

A message was received from the House of Representatives, announcing their disagreement to bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of Robert Marshall, late clerk of the Graves county court.

An act for the benefit of James Rearden, late sheriff of Campbell county.

An act for the benefit of G. W. Montague, late clerk of the Taylor circuit and county courts.

That they had passed bills from the Senate of the following titles, viz:

An act to amend an act, entitled "An act authorizing the county court of Gallatin county to levy a tax to raise a recruiting fund to avoid a draft in said county."

An act to authorize George Miller to build a mill dam across the North Fork of Kentucky river, at or near the mouth of Mill Creek Shoals, in Breathitt county.

An act to amend an act, entitled "An act to amend the road law in Bracken county," approved 8th February, 1864.

An act to amend an act establishing the Louisville chancery court.

An act to amend an act, entitled "An act to increase the jurisdiction of justices of the peace of Jefferson county, and to regulate proceedings before them," approved February 10th, 1865.

An act for the benefit of the several county courts of this State.

An act in relation to the circuit court of Pulaski county.

An act to incorporate the Citizens' Passenger railway company of Louisville.

An act to amend an act establishing the Jefferson county court.

An act to incorporate the Greensburg Savings Bank.

An act to extend the June term of the Hardin circuit court.

With amendments to the last three named bills.

That they had passed bills of the following titles, viz:

1. An act for the benefit of the executor of R. R. Revill, deceased.
2. An act to charter the Kentucky Fish Company.
3. An act for the benefit of A. Hensley, Assistant Engineer on State boundary line between Kentucky and Tennessee.

4. An act for the benefit of Jos. McCarroll, sheriff of Christian county.

5. An act for the benefit of R. M. Kercheval, sheriff of Anderson county.

6. An act for the benefit of officers and soldiers of the 31st regiment of the enrolled militia.

7. An act for the benefit of J. L. Robertson, sheriff of Hopkins county.

8. An act for the benefit of the citizens of Monroe county.

9. An act for the benefit of J. W. Cardwell, late sheriff of Breathitt county.

10. An act for the benefit of J. C. Burchett, sheriff of Clinton county.

11. An act creating the office of county treasurer for Floyd county.

12. An act to amend an act, entitled "An act regulating the duties of the Clarke county court, and the appointment of a county treasurer," approved March 22, 1851.

13. An act for the benefit of J. C. Cochran, sheriff of McCracken county.

14. An act for the benefit of James M. Brown, sheriff of Owen county.

15. An act for the benefit of the sheriff of Livingston county.

16. An act for the benefit of Isaac Keyse, sheriff of Calloway county.

17. An act to incorporate the Lick Creek turnpike company, in Gallatin county.

18. An act to amend the charter of the Mitchellville and Dry Creek plank road company.

19. An act to incorporate the Chaplin and Anderson County turnpike company.

20. An act authorizing the citizens of certain counties to take a vote as to the propriety of levying a tax for road purposes.

21. An act to amend an act, entitled "An act to incorporate the Bryantsville and Boyle County turnpike road company."

22. An act to repeal section 3 of an act, entitled "An act to amend the charter of the Lancaster and Buckeye turnpike road company."

23. An act to amend the charter of the Louisville and Taylorsville turnpike road company.

24. An act for the benefit of the trustees of the common school district No. 4, in Nicholas county.

25. An act in relation to the rolls of soldiers in the Mexican war.

26. An act to legalize the proceedings of the Boone county court had at its November term, 1865.

27. An act for the benefit of Hardin county.

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and also whether any legislation is necessary concerning such freedmen and free negroes as are unable to support themselves, and have no one to care for them, and whether or not our vagrant laws should be amended; and that they report by bill or otherwise.

The question was then taken upon the adoption of said resolution, and it was decided in the negative.

Mr. Dudley moved the following resolution, viz:

Resolved, That the Committee on Finance be instructed to inquire into the condition of the Bank of Kentucky, and, by a thorough investigation of the same, to ascertain the cause of the small dividends recently declared by said bank, and of the depreciation of its stock.

Which was adopted.

Mr. Helm moved the following resolution, viz:

Resolved, That the joint committee appointed to take into consideration the altered condition of colored people inquire into the expediency of repealing laws requiring that slaves shall be listed for taxation; and into the propriety of levying a poll tax on all able-bodied negroes over 18 years of age, and under 65, to create a fund to erect houses of correction, and to purchase farms, and erect houses for taking care of old and infirm negroes, and looking ultimately to the creation of a fund for the education of children of color.

Which was adopted.

Mr. Prall moved the following resolution, viz:

Resolved, That the Committee on the Judiciery be instructed to inquire into the expediency of so amending the laws exempting personal property from sale under execution and attachment, so as to exempt property of a fixed value to be selected by the debtor, instead of certain specific articles, as now provided by law; and that they report by bill or otherwise.

Mr. Cleveland moved the following resolution, viz:

Resolved, That the Committee on Internal Improvement, to whom was referred an act allowing school children to pass through toll-gates free of toll, be directed to report on Tuesday next at 10½ o'clock, and the subject made the special order for that hour

Mr. Cook read and laid on the table the following joint resolutions, viz:

The rule of the Senate being dispensed with, said resolutions were taken up and read as follows, viz:

WHEREAS, In the opinion of the General Assembly it is thought to be eminently proper that Kentucky should give such an expression of her sentiments in regard to the late rebellion as will serve as a criterion of what may be expected of her course in the future; therefore, be it

Resolved, That Kentucky most cordially tenders her thanks to her fifty thousand volunteer soldiers, who with such heroic patriotism volunteered their services in the Federal service to suppress the late rebellion; and that she will cherish the memory of their patriotic services and victories with the highest degree of pride and satisfaction.

Be it further resolved, That she condemns the action of those of her citizens who volunteered and enlisted to aid the late rebellion; and that she further condemns, in the most emphatic terms, those of her citizens who staid at home and sympathized with those in rebellion, and applied the opprobrious epithets of "Lincoln hirelings," "Abolitionists," &c., to her Union soldiers, who were so nobly and gallantly fighting for the institutions of their country.

Resolved, That in reposing the trusts of the different officers of this Commonwealth, wherever qualifications are equal, preference should always be given to the Union soldiers of the Federal service, rather than the rebel soldier or sympathizer of the late Confederate service.

The question was then taken upon ordering said resolutions to be printed and referred to the Committee on Federal Relations, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cook and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	Evan M. Garriott,	W. W. McKenzie,
John B. Bruner,	James W. Gorin,	George C. Riffe,
Jos. H. Chandler,	W. C. Halbert,	B. W. Stone,
F. L. Cleveland,	T. W. Hammond,	Philip Swigert,
Thos. B. Cochran,	James Harrison,	Harrison Thompson,
Ben. S. Coffey,	John L. Helm,	C. T. Worthington,
A. D. Cosby,	John J. Landram,	George Wright—22.
Wm. A. Dudley,		

Those who voted in the negative, were—

R. T. Baker,	O. P. Johnson,	Elijah Patrick,
M. M. Benton,	Henry C. Lilly,	John A Prall,
N. R. Black,	J. D. Landrum,	W. J. Worthington—11.
Milton J. Cook,	Thos. Z. Morrow,	

Mr. Dudley read and laid on the table the following joint resolution, viz:

1. *Resolved by the Senate and House of Represenatives*, That the joint committee recently appointed to consider what, if any, new legislation has been rendered necessary by recent political events, be known as the "Joint Committee on Labor," and shall be a standing committee of the two Houses.

2. *Resolved*, That said committee be directed to inquire into the propriety of passing an act to vacate the office of any officer of this Commonwealth who shall accept an office or agency under the Freedman's Bureau.

A message was received from the Governor by Mr. VanWinkle, Secretary of State, announcing that the Governor had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz

An act to authorize the county judge of Pulaski to sell a certain portion of the public square in Somerset, Kentucky.

An act authorizing the Warren county court to purchase the stock and chartered rights of the Bowling Green Bridge Company, and to relieve said company from forfeiture for failing to rebuild their bridge.

An act to incorporate the River Valley Mining Company.

An act to incorporate the Hustonsville Christian College.

An act to incorporate the Derdnian Petroleum Company.

An act to charter the Louisville Manufacturing Company.

An act to incorporate the American Lithographic Company.

An act to incorporate King Solomon R. A. C., No. 18.

An act to incorporate the Tradewater United Miners' Coal Company.

An act to incorporate the Mining, Manufacturing, and Improvement Company.

An act to change the name of the Louisville Industrial Works.

An act to amend sub-division 6 of section 670 of the Civil Code of Practice, title "Evidence."

An act to repeal an act, approved January 20th, 1863, entitled "An act to amend an act to incorporate the trustees of the Kentucky Baptist Education Society," approved November 25th, 1851.

An act to amend the charter of the Shelbyville and Louisville turnpike road company.

An act to amend the charter of the Cave Hill Cemetery Company.

An act to authorize the county court of Monroe to sell public lands within the county, and invest the proceeds of sales in rebuilding public buildings in the county.

An act to amend the 437th section, 4th chapter, "Revivor of Judgment," of the Civil Code of Practice.

Also a message in writing.

The following bills were reported by the several committees directed to prepare and bring in the same, viz:

By Mr. Coffey, from the Committee on Propositions and Grievances—

A bill for the benefit of R. W. Davis, former surveyor of Breathitt county.

By Mr. Benton, from the Committee on Revised Statutes—

A bill to amend the law authorizing the collection of a tax to pay the Kenton county bounty fund.

By same—

A bill to amend an act to establish an office for the recording of deeds and mortgages at Covington.

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By same—

A bill to incorporate the Shirley Oil Company.

By Mr. Gorin, from same committee—

A bill for the benefit of D. C. Smith, of Barren county.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Benton, from the Committee on Revised Statutes—

1. A bill to repeal an act to prohibit the circulation as money of foreign notes of a less denomination than five dollars, approved January 26, 1858.

By Mr. J. J. Landram, from the Committee on Military Affairs—

2. bill to amend an act, entitled "An act to provide for paying arrearages of pay due deceased soldiers," approved August 31, 1862.

By Mr. Harrison, from the Committee on the Judiciary—

3. A bill to authorize the formation of mining, manufacturing, and mechanical corporations.

By same—

4. An act to incorporate the Planters' Loan Association.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

The 1st was placed in the orders of the day, and the 2d, 3d, and 4th were ordered to be printed and placed in the orders of the day.

Mr. Cleveland, from the Codes of Practice, to whom had been referred a bill to repeal section 334, 348, and 349 of the Criminal Code of Practice, and to regulate appeals in criminal and penal causes,

Reported the same without amendment.

Ordered, That said bill be placed in the orders of the day.

Mr. Baker, from the Committee on County Courts, to whom had been referred a bill to change the time of holding the Russell circuit court,

Reported the same without amendment.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Bills from the House of Representatives were reported from the several committees to whom they had been referred, viz:

By Mr. Cleveland, from the Committee on Banks—

An act to amend the charter of the Deposit Bank at Paris.

By same—

An act to authorize the sale and transfer of certain bonds, stocks, and other securities pledged to the incorporated and National Banks of this State.

By Mr. Wright, from the Committee on Agriculture and Manufactures—

An act to incorporate the Commercial Mining, Manufacturing, Refining, and Exploring Company.

By Mr. C. T. Worthington, from the Committee on Education—

An act to incorporate the Bradfordville Home College.

By Mr. J. D. Landrum, from the same committee—

An act for the benefit of the Methodist Episcopal Church, South, of Hadensville, Todd county.

By same—

An act for the benefit of Caseyville school district, in Union county.

By Mr. Baker, from the Committee on County Courts—

An act to authorize the county court of the county of Bourbon to levy an ad valorem tax for county purposes.

By Mr. Botts, from the Committee on Finance—

An act in relation to the collection of railroad taxes in McCracken county.

By same—

An act for the benefit of Jas. E. Mulky, late sheriff of Monroe county.

By same—

An act for the benefit of the sheriff of Wayne county.

By same—

An act to amend an act, entitled "An act for the benefit of Wm. Mullens, late sheriff of Wayne county," approved February 24, 1865.

By Mr. Swigert, from the Committee on Internal Improvement—

An act to amend the charter of the Paris and Flat Rock turnpike road company.

By Mr. Harrison, from the Committee on the Judiciary—

An act to reduce into one the several acts incorporating the town of East Maysville.

By same—

An act to reduce into one the several acts concerning the town of Perryville, in Boyle county.

By same—

An act to amend the charter of the city of Covington.

By same—

An act to amend the charter of the Kentucky Travelers' Insurance Company.

By Mr. Benton, from the Committee on Revised Statutes—

An act to incorporate the Lyne Oil Company.

By same.

An act to incorporate the Goodman Oil Company.

With amendments to the last two named bills.

Which were concurred in.

Ordered, That said bills, the last two as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate, according to order, took up for consideration a bill from the House of Represenatives, entitled

An act to define the liability of assignors and indorsers of promissory notes, together with the amendment heretofore proposed by Mr. Dudley.

Mr. Dudley then withdrew his proposed amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken upon the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Lilly and Gorin, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Evan M. Garriott,	J. D. Landrum,
M. M. Benton,	James W. Gorin,	W. W. McKenzie,
Wm. S. Botts,	W. C. Halbert,	Thomas Z. Morrow,
John B. Bruner,	T. W. Hammond,	Elijah Patrick,

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The question was then taken upon the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a Constitutional provision, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,
M. M. Benton,
Wm. S. Botts,
John B. Bruner,
Jos. H. Chandler,
F. L. Cleveland,
Thomas B. Cochran,
Ben. S. Coffey,
Milton J. Cook,
A. D. Cosby,
Wm. A. Dudley,
Evan M. Garriott,
James W. Gorin,
W. C. Halbert,
T. W. Hammond,
James Harrison,
John L. Helm,
O. P. Johnson,
Henry C. Lilly,
John J. Landram,
W. W. McKenzie,
Thos. Z. Morrow,
Elijah Patrick,
John A. Prall,
George C. Riffe,
B. W. Stone,
Philip Swigert,
Harrison Thompson,
W. J. Worthington,
George Wright—30.

Those who voted in the negative, were—

N. R. Black,
Tho. P. Cardwell—2.

Resolved, That the title of said bill be as aforesaid.

Mr. Harrison, from the Committee on the Judiciary, to whom had been referred bills from the House of Representatives, of the following titles, viz:

An act to amend the existing laws in regard to injunctions.

An act to prevent the dismissal of certain civil actions.

Reported the same without amendment.

Ordered, That said bills be placed in the orders of the day.

Mr. Morrow, at 1¼ o'clock, moved an adjournment.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wright and Harrison, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,
M. M. Benton,
John B. Bruner,
Thos. P. Cardwell,
F. L. Cleveland,
A. D. Cosby,
Evan M. Garriott,
T W. Hammond,
John L. Helm,
O. P. Johnson,
John J. Landram,
Thomas Z. Morrow,
John A. Prall,
George C. Riffe,
C. T. Worthington,
W. J. Worthington—16.

Those who voted in the negative, were—

N. R. Black,
Wm. S. Botts,
Jos. H. Chandler,
Thos. B. Cochran,
Ben. S. Coffey,
Milton J. Cook,
Wm. A. Dudley,
James W. Gorin,
W. C. Halbert,
James Harrison,
Henry C. Lilly,
J. D. Landrum,
W. W. McKenzie,
Elijah Patrick,
B. W. Stone,
Philip Swigert,
Harrison Thompson,
George Wright—18.

Leave was given to bring in the following bills, viz:

On motion of Mr. Cardwell—1. A bill for the benefit of A. C. Bowman and his sureties, former sheriff of Breathitt county.

On motion of same—2. A bill for the benefit of George W. Morgan, of Perry county.

On motion of Mr. Chandler—3. A bill to incorporate a Tobacco Warehouse Company at Lebanon.

On motion of Mr. Riffe—4. A bill to amend an act, entitled "An act to compel stockholders in turnpike roads in Lincoln county to work on dirt roads," approved June 5, 1865.

On motion of Mr. Lilly—5. A bill to incorporate the Pound Gap railroad company.

On motion of same—6. A bill to incorporate the Cumberland Gap railroad company.

On motion of same—7. A bill to offer a premium for wolf, wildcat, and red fox scalps.

On motion of Mr. Halbert—8. A bill to incorporate the Vanceburg Deposit Bank.

On motion of same—9. A bill for the benefit of common school district, including the town of Vancburg, Lewis county.

On motion of same—10. A bill to allow an additional voting place in Lewis county.

On motion of same—11. A bill to amend an act, entitled "An act to change the voting place in Mower's precinct, in Lewis county."

On motion of same—12. A bill to amend the several acts incorporating the town of Vancburg, in Lewis county.

On motion of same—13. A bill to amend an act, entitled "An act providing for the erection of public buildings in Lewis county."

On motion of Mr. McKenzie—14. A bill concerning tavern license and retailing of ardent spirits.

On motion of Mr. Morrow—15. A bill to change the time of holding the quarterly courts in Wayne county.

The Committee on Finance were directed to prepare and bring in the 1st and 7th; the Committee on Military Affairs the 2d; the Committee on the Judiciary the 3d, 12th, and 14th; the Committee on Internal Improvement the 4th, 5th, and 6th; the Committee on Banks the 8th; the Committee on County Courts the 10th, 13th, and 15th; the Committee on Education the 9th, and the Committee on Privileges and Elections the 11th.

Mr. Gorin presented the petition of Jas. Ratliff and others, of Barren county, protesting against the passage of any laws in relation to negroes.

Which was received, the reading dispensed with, and it was referred to the joint committee of the two Houses in relation to recent political events.

Mr. Cook read and laid on the table the following joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:

WHEREAS, Public necessity will soon require the repairing and extending the different public buildings, including the Governor's Mansion and State Capitol, at a heavy expense to the State; and whereas, they are already inadequate to the public wants and dignity of the State; therefore,

Resolved by the General Assembly of the Commonwealth of Kentucky, That a committee of two on the part of the Senate, and three on the part of the House, be appointed to take into consideration the propriety and expediency of removing the Capital of State to some more eligible point within the State, and that Messrs. Harrison and Dudley are appointed as the committee on the part of the Senate; and that they report by bill or otherwise.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Swigert and Morrow, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Milton J Cook,	J. D. Landrum,
M. M. Benton,	Wm. A. Dudley,	W. W. McKenzie,
N. R. Black,	Evan M. Garriott,	Thomas Z. Morrow,
William S. Botts,	James W. Gorin,	Elijah Patrick,
John B. Bruner,	T. W. Hammond,	John A. Prall,
Tho. P. Cardwell,	James Harrison,	George C. Riffe,
Jos. H. Chandler,	O. P. Johnson,	B. W. Stone,
Thomas B. Cochran,	Henry C. Lilly,	H. Thompson—26.
Ben. S. Coffey,	J. J. Landram,	

Those who voted in the negative, were—

F. L. Cleveland,	Philip Swigert,	W. J. Worthington,
A. D. Cosby,	C. T. Worthington,	George Wright—7.
John L. Helm,		

Mr. Cosby, at half-past 1 o'clock, moved an adjournment.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Harrison and Coffey, were as follows, viz:

Those who voted in the affirmative, were—

M. M. Benton,	W. C. Halbert,	Thos. Z. Morrow,
William S. Botts,	T. W. Hammond,	John A Prall,
John B. Bruner,	John L. Helm,	George C. Riffe,

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An act, entitled an act to incorporate the Southern Telegraph Company.

An act to amend the penal laws of this Commonwealth.

An act to amend sub-section 2 of the 614th section of the Civil Code of Practice, title "Evidence."

With amendments to the last three named bills.

That they had passed bills and adopted resolutions of the following titles, viz:

1. An act creating a new civil precinct in Calloway county.

2. An act to legalize the proceedings of the Kenton county court at its May session, 1865.

3. An act for the benefit of Caldwell county.

4. An act changing the time of holding the police court of Mt. Sterling.

5. An act authorizing an Assistant Commonwealth's Attorney for Jefferson county.

6. An act in relation to roads and passways.

7. An act to repeal an act, entitled "An act for the benefit of the Trigg Academy," approved January 11th, 1865.

8. An act to increase the pay of grand and petit jurors.

9. An act in relation to the town of Caseyville, in Union county.

10. An act to amend the 1st section of article 17, chapter 28, of the Revised Statutes, entitled "Penal Offenses."

11. An act allowing county clerks a fee for services rendered foreign insurance companies.

12. An act to amend section 61 of the Criminal Code of Practice.

13. An act to amend section 60 of the Civil Code of Practice.

14. An act to incorporate the Crescent Mining Company.

15. An act to incorporate the Hibernia Mining Company.

16. An act to incorporate the Argentine Mining Company.

17. An act to incorporate the Albion Mining, Manufacturing, and Trading Company.

18. An act to incorporate the Scudder Mining Company.

19. An act to incorporate the New Haven Oil Company.

20. An act to incorporate the Allen Farm Petroleum Company.

21. An act to incorporate the Eagle Petroleum and Mining Company.

22. An act to amend an act to incorporate the Southern Kentucky Oil, Coal Mining, and Iron Manufacturing Company, approved February 23, 1865.

23. An act to legalize the conveyance by the trustees of the New

Liberty Female Academy of certain lands conveyed by them to James Gayle.

24. An act to incorporate the Sligo and Oldham county turnpike road company.

25. An act to charter the South Jefferson Lyceum of Jefferson county.

26. An act to incorporate the board of managers of the General Association of Baptists, of Kentucky.

27. An act to further provide for holding the terms of the Campbell circuit court.

28. Resolution in regard to the flag of the 19th Kentucky Volunteer Infantry.

29. Resolution in regard to the establishment of the Freedman's Bureau in this Commonwealth.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

They were referred—the 1st to the Committee on Propositions and Grievances; the 2d, 3d, and 11th to the Committee on County Courts; the 4th, 10th, 14th, 15th, 16th, 17th, and 18th to the Committee on Revised Statutes; the 5th, 9th, 19th, 20th, 21st, 22d, and 25th to the Committee on the Judiciary; the 6th and 24th to the Committee on Internal Improvement; the 7th, 23d, and 26th to the Committee on Education; the 8th to the Committee on Finance; the 12th and 13th to the Committee on Codes of Practice; the 27th to the Committee on County Courts; the 28th to the Committee on Military Affairs, and the 29th to the Committee on Federal Relations.

The Senate took up for consideration the amendments proposed by the House of Representatives to bills from the Senate, of the following titles, viz:

1. An act to amend an act establishing the Jefferson county court.

2. An act to amend the charter of the Franklin Bank of Kentucky.

3. An act to amend section 9, article 6, common school law of this Commonwealth.

4. An act to incorporate the Beargrass railway company.

5. An act to incorporate the Greensburg Savings Bank.

6. An act to extend the June term of the Hardin circuit court.

Ordered, That the 1st be referred to the Committee on County Courts; the 2d and 5th to the Committee on Banks; the 3d to the

Committee on Education; the 4th to the Committee on Internal Improvement, and the 6th to the Committee on Circuit Courts.

1. Mr. Harrison presented the petition of sundry citizens of Louisville, praying the passage of an act authorizing the levying of a tax on property to drain certain ponds.

2. Mr. Cleveland, the petition of A. L. Pepper, praying the passage of an act authorizing trustees of school district to use school money to pay for building school-house.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on the Judiciary, and the 2d to the Committee on Education.

Leave was given to bring in the following bills, viz:

On motion of Mr. Prall—1. A bill to amend the law in relation to the exemption of personal property from sale under execution and attachment.

On motion of Mr. Cleveland—2. A bill for the benefit of Mrs. Mary M. Barrett, of Harrison county.

On motion of Mr. Bruner—3. A bill for the benefit of Jas. A. Hambleton, sheriff of Breckinridge county.

On motion of Mr. Patrick—4. A bill for the benefit of Stephen Howard and his deputies, late sheriff of Magoffin county.

On motion of Mr. Benton—5. A bill to amend the statute of limitations.

On motion of Mr. Grainger—6. A bill to incorporate the Falls City Tug and Coal Company.

On motion of Mr. O. P. Johnson—7. A bill allowing the further time of two years to J. M. Alison, late clerk of the county and circuit courts of Butler county, to distrain for fees.

On motion of Mr. Morrow—8. A bill to incorporate a Deposit Bank at Somerset, Kentucky.

On motion of Mr. Coffey—9. A bill to equalize the charges on freight on the Louisville and Nashville railroad, and its branches.

The Committee on the Judiciary were directed to prepare and bring in the 1st, 2d, 6th, and 9th; the Committee on Finance the 3d and 4th; the Committee on Revised Statutes the 5th; the Committee on County Courts the 7th, and the Committee on Banks the 8th.

Mr. Prall moved the following resolution, viz:

Resolved, That the use of the Senate Chamber be tendered to the Kentucky Fish Company, for the purpose of holding their convention this evening.

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civil authority, we further request that the military forces be withdrawn from the State.

9. *Resolved*, That it is the duty of the Legislature, now in session, to enact such laws, adapted to the changed condition of those recently held in slavery, and made free by the late amendment of the Constitution, as may secure to them full protection in all their rights of person and property, and thus remove all need for Federal interposition in their behalf, either through the Freedman's Bureau or otherwise; and having full confidence that the people of Kentucky will see to it that such laws are enacted, we therefore respectfully request the President of the United States to remove the Freedman's Bureau from this State.

10. *Resolved*, That the causes that have heretofore divided the loyal people of Kentucky have been removed by the adoption of the Constitutional Amendment, and that we cordially invite all such persons to co-operate with us in sustaining the wise and patriotic policy of Andrew Johnson, and in the further duty of placing our beloved State in full harmony with the Federal Government.

11. *Resolved*, That copies of these resolutions be sent to the President of the United States, and to each of our members of Congress.

Ordered, That the Public Printer print 150 copies thereof, and that they be referred to the Committee on Federal Relations.

Mr. Cook read and laid on the table a joint resolution.

Mr. Cook moved to dispense with the rule requiring joint resolutions to lie one day on the table,

And the question being taken thereon, it was decided in the affirmative.

Said resolution was then taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That our members in Congress be requested, and our Senators instructed, to use their influence in procuring the passage of an act setting aside some suitable territory for the purpose of colonizing the negroes, and that the Secretary of State is hereby directed to forward a copy of this resolution to each of our Senators and Representatives in Congress.

Mr. Wright moved to refer said resolution to the Committee on Federal Relations.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Lilly and Cook, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	T. W. Hammond,	Philip Swigert,
F. L. Cleveland,	James Harrison,	Harrison Thompson,
Thos. B. Cochran,	John L. Helm,	C. T. Worthington,
Ben. S. Coffey,	George C. Riffe,	George Wright—12.

Those who voted in the negative, were—

R. T. Baker, M. M. Benton, N. R. Black, Tho. P. Cardwell, Joseph H. Chandler, Milton J. Cook, A. D. Cosby, James W. Gorin, Wm. H. Grainger, O. P. Johnson, Henry C. Lilly, John J. Landram, J. D. Landrum, Thos. Z. Morrow, Elijah Patrick, B. W. Stone—16.

Mr. Helm then moved to amend said resolution as follows, viz:

Resolved, That the territory set apart shall not embrace any part of the United States, including those States lately in rebellion.

Which was accepted by the mover of the original resolution, and adopted by the Senate.

The question was then taken upon the adoption of the resolution as amended, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Lilly and Gorin, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker, M. M. Benton, N. R. Black, Thos. P. Cardwell, Jos. H. Chandler, Ben. S. Coffey, Milton J. Cook, James W. Gorin, Wm. H. Grainger, W. C. Halbert, T. W. Hammond, James Harrison, John L. Helm, O. P. Johnson, Henry C. Lilly, John J. Landram, J. D. Landrum, Thomas Z. Morrow, Elijah Patrick, George C. Riffe, B. W. Stone, Harrison Thompson, C. T. Worthington, W. J. Worthington—24.

Those who voted in the negative, were—

John B. Bruner, Thos. B. Cochran, A. D. Cosby, W. W. McKenzie, Philip Swigert, George Wright—6.

Mr. J. J. Landram read and laid on the table a joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That a joint committee of three from the Senate, and one from each Representative District in the House of Representatives, be appointed by the respective Speakers thereof, to apportion representation in the Senate and House of Represenatives, as required by the Constitution of this Commonwealth.

Ordered, That said resolution be placed in the orders of the day.

On motion of Mr. Stone, leave of indefinite absence was granted to Mr. Garriott.

The following bills were reported by the several committees directed to prepare and bring in the same, viz:

By Mr. Cochran, from the Committee on the Judiciary—

A bill to incorporate the Travelers' Accidental Insurance and Investment Company, of Louisville.

By Mr. Benton, from the Committee on Revised Statutes—

A bill to authorize the trustees of Morgantown, in Butler county, to license coffee-houses.

By Mr. Cleveland, from the Committee on Banks—

A bill to incorporate the Vanceburg Deposit Bank.

By Mr. Prall, from the Committee on Circuit Courts—

A bill to change the time of holding the circuit courts in the 9th judicial district.

By Mr. C. T. Worthington, from the Committee on Education—

A bill allowing common school districts in Lewis county to levy a district tax.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Cochran, from the Committee on the Judiciary, reported a bill to encourage the importation of laborers.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be printed and placed in the orders of the day.

Mr. O. P. Johnson, from the Committee on Finance, reported a bill for the benefit of George W. Kouns, of Boyd county.

Which bill was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor be, and he is hereby, directed to draw his warrant upon the Treasury in favor of George W. Kouns, of Boyd county, for the sum of two hundred and fifty dollars, adjudged to be due him for repairs made on the Owingsville and Big Sandy turnpike road, in the year 1852.

§ 2. This act to be in force from its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

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By same—

An act for the benefit of Jos. McCarroll, sheriff of Christian county.

By same—

An act for the benefit of the executors of R. R. Revill, deceased.

By Mr. Lilly, from the Committee on Internal Improvement—

An act to charter the Kentucky Fish Company.

By Mr. Harrison, from the Committee on the Judiciary—

An act for the benefit of Mary Furlow, of Christian county.

By same—

An act to amend the charter of the city of Newport.

By Mr. Baker, from the Committee on County Courts—

An act to further provide for holding the terms of the Campbell circuit court at Newport.

By Mr. Gorin, from the Committee on the Judiciary.

An act to incorporate the Crocus and Cumberland Petroleum Company.

By Mr. Morrow, from same committee—

An act to charter the Moore Well Oil, Mining, and Manufacturing Company.

By same—

An act to incorporate the Philips Petroleum Company.

By same—

An act for the benefit of the town of Big Spring.

By Mr. Bruner, from the Committee on Revised Statutes—

An act to incorporate the Suwanee Oil Company.

By Mr. Cochran, from same committee—

An act to incorporate the Hall's Gap Oil and Mining Company.

By same—

An act to incorporate the Glendale Oil Company.

With amendments to the last seven named bills.

Which were concurred in.

Ordered, That said bills, the last seven as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate took up for consideration a bill to repeal sections 334, 348, and 349 of the Criminal Code of Practice, and to regulate appeals in criminal and penal cases.

Which reads as follows, viz :

§ 1. *Be it enacted the General Assembly of the Commonwealth of Kentucky*, That sections 334, 348, and 349 of the Code of Criminal Practice be, and the same are hereby, repealed.

§ 2. That in all criminal and penal prosecutions or proceedings now pending, or hereafter instituted, the Court of Appeals, on an appeal from a judgment of conviction therein, shall have and exercise as full and the same revisory powers over all the proceedings had and taken therein in the circuit court as said court now has by law in appeals in civil actions and proceedings; subject, however, to all the limitations and restrictions now imposed by law as to the granting of appeals in criminal and penal cases now required and imposed by the Criminal Code of Practice.

§ 3. This act shall take effect from and after its passage.

Mr. Helm moved to amend said bill as follows, viz :

Be it further enacted, That in cases where witnesses sworn on the first trial, shall die or remove out of the State, or for any cause his or their testimony cannot be procured on a trial to be had after the decision of the Court of Appeals, the testimony of such absent witness or witnesses, as taken down in the bill of exceptions, shall be read on the trial, and in all appeals the testimony shall be taken down.

Mr. Wright moved to lay said bill and proposed amendment on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Morrow and Bruner, were as follows, viz :

Those who voted in the affirmative, were—

N. R. Black,	Wm. H. Grainger,	John A. Prall,
John B. Bruner,	W. C. Halbert,	George C. Riffe,
T. P. Cardwell,	T. W. Hammond,	B. W. Stone,
Jos. H. Chandler,	James Harrison,	Philip Swigert,
Ben. S. Coffey,	O. P. Johnson,	Harrison Thompson,
Milton J. Cook,	J. D. Landrum,	C. T. Worthington,
A. D. Cosby,	W. W. McKenzie,	George Wright—21.

Those who voted in the negative, were—

R. T. Baker,	Thomas B. Cochran,	Henry C. Lilly,
M. M. Benton,	James W. Gorin,	Thos. Z. Morrow,
Wm. S. Botts,	John L. Helm,	W. J. Worthington—10.
F. L. Cleveland,		

The Senate also took up for consideration a resolution from the House of Representatives in regard to pay of members during the Christmas recess.

Said resolution was then amended.

The question was then taken upon the adoption of said resolution, as amended, and it was decided in the affirmative.

The Speaker appointed W. C. Halbert to serve on the following committees, viz: The Committee on County Courts, Propositions and Grievances, and on the Penitentiary.

And Mr. Harrison Thompson on the Committees on Sinking Fund, Education, and Penitentiary.

A message was received from the House of Representatives, announcing that they had received official information from the Governor, announcing that he had approved and signed enrolled bills, originating in the House of Representatives, of the following titles, viz:

An act to incorporate the Grassy Lick turnpike road company.

An act to incorporate the Kentucky River Rock Oil and Lead Mining Company.

An act to incorporate the Montgomery and Bath Counties Associated turnpike road company.

An act to incorporate the American Horse Insurance Company of Louisville, Kentucky, for insuring horses and other live stock against death, theft, and accident.

An act to charter the Magnolia Oil and Mining Company.

An act to incorporate the Rowe Farm Oil Company.

An act to incorporate the Pioneer Oil Company.

An act to incorporate the Mayfield Manufacturing Company.

An act to incorporate Tadmore Lodge, No. 108, Free and Accepted Masons.

An act to incorporate the Gambrinas Benevolent Society in the city of Louisville, Kentucky.

An act to amend an act, entitled "An act to incorporate the Montana and Greasy Creek Iron, Coal, Oil, Salt, and Lumber Company," approved March 14, 1865, chapter 1395.

An act to amend the charter of the Princeton College.

An act, entitled "An act to incorporate the town of Upton, in Larue and Hardin counties."

An act for the benefit of J. J. Wood, late sheriff of Clinton county.

An act to increase the salaries of the judges of the Court of Appeals, of the judges of the circuit courts, the judge of the Jefferson court of common pleas, and the judge of the Louisville chancery court.

Resolution providing for the appointment of a committee to ascertain what legislation is rendered necessary by the occurrence of recent political events.

Mr. Coffey, from the Committee on Enrollments, reported that they

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Which were referred—the 1st and 2d to the Committee on the Judiciary, and the 3d to the Committee on Codes of Practice.

And then the Senate adjourned.

TUESDAY, JANUARY 23, 1866.

A message was received from the House of Representatives, announcing that they had passed bills, originating in the Senate, of the following titles, viz:

An act to incorporate the Kentucky Stud Farm Association.

An act to incorporate the Fleming County Cemetery Company.

An act to incorporate Abraham Lodge, No. 8, Ancient York Masons.

That they had passed bills of the following titles, viz:

1. An act to amend the charter of the Henderson and Nashville railroad.

2. An act to incorporate the Pioneer Oil and Mining Company, of Simpson county.

3. An act to incorporate the Daviess Lodge, No. 22, of Free and Accepted Masons.

4. An act to amend the charter of the Winchester and Kentucky River turnpike road company.

5. An act to amend the charter of the Paris and Winchester turnpike road company.

6. An act to amend the charter of the Louisville and Frankfort and Lexington and Frankfort railroad company.

7. An act to incorporate the town of Cave City, in Barren county.

8. An act to incorporate the Church Home for Females.

9. An act to amend the charter of the New Orleans and Ohio railroad company.

10. An act to incorporate the Livermore Lodge, No. 186, of Free and Accepted Masons.

11. An act to incorporate the Newport Cemetery Company.

12. An act to repeal an act, entitled "An act to amend the laws of the town of Consolation, in Shelby county."

13. An act to incorporate the Hussey Oil Company.

14. An act for the benefit of the assessors of Henry county.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

They were referred—the 1st, 4th, 5th, 6th, and 9th to the Committee on Internal Improvement; the 2d and 13th to the Committee on Revised States; the 3d, 7th, 8th, 10th, 11th, and 12th to the Committee on the Judiciary, and the 14th to the Committee on Finance.

A message was also received from the House of Representatives, announcing that they had concurred in an amendment of the Senate to a resolution from the House in regard to pay of members during the Christmas recess.

The following petitions were presented, viz:

By Mr. Benton—

1. The petition of Helm A. Ludlow and others, praying for a repeal of the charter of the town of Ludlow, in Kenton county.

By same—

2. A remonstrance of Matthew Bentley and others, remonstrating against the repeal of the charter of the town of Ludlow, in Kenton county.

By Mr. Harrison—

3. The petition of Jesse Corum, praying the passage of an act for the benefit of the heirs of Robert H. Grayson, deceased.

Which petitions were received, the reading dispensed with, and referred—the 1st and 2d to the Committee on Propositions and Grievances, and the 3d to the Committee on Circuit Courts.

Mr. Gorin, from the Committee on Codes of Practice, to whom had been referred a bill from the House of Representatives, entitled

An act to amend section 363 of the Civil Code of Practice,

Reported the same with an amendment.

Which was concurred in.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The committee of conference of the two Houses, to whom were referred the disagreement in relation to an amendment proposed by the House of Representatives, to a bill from the Senate, entitled

An act to amend an act, entitled "An act to incorporate the Falls City Bank of Louisville,"

Reported the same with an amendment, as a substitute for said bill and proposed amendment.

Which was concurred in.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Grainger, from the Committee on Banks, reported

A bill for the benefit of married women and minors.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate, according to order, took up for consideration the contested election case of Geo. Fearons against R. T. Baker.

And after some discussion had thereon, it was

Ordered, That the further consideration of said subject be postponed until to-morrow, at 10½ o'clock, A. M.

And then the Senate adjourned.

WEDNESDAY, JANUARY 24, 1866.

A message was received from the House of Representatives, announcing that they had concurred in the amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act to incorporate the Louisville Base Ball and Skating Park Company,

That they had passed bills and adopted resolutions of the following titles, viz:

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offered by Mr. Cleveland, extending the present session of the General Assembly.

Which resolution reads as follows, viz:

WHEREAS, The Constitution of this State provides that no session of the General Assembly shall continue beyond sixty days, except by a vote of two thirds of all the members elected to each House; and whereas, in the judgment of this Legislature, the public requires that the present session of the Legislature should be extended beyond the period fixed by the Constitution; therefore, be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That the present session of the General Assembly shall be, and the same is hereby, extended beyond the sixty days, and until such time as it may hereafter fix for its adjournment *sine die*.

Mr. Benton moved to amend said resolution by substituting in lieu thereof the following, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the session of this General Assembly be, and the same is hereby, extended beyond the constitutional limit, and that when this Legislature adjourns on the 15th day of February next, we adjourn to meet again on the first Monday in December, 1866, and that the election of United States Senator be, and the same is hereby, postponed to the adjourned session.

The question being taken on the adoption of said proposed amendment, it was decided in the affirmative

The yeas and nays being required thereon by Messrs. Lilly and Wright, were as follows, viz:

Those who voted in the affirmative, were—

M. M. Benton,	Wm. H. Grainger,	W. W. McKenzie,
N. R. Black,	W. C. Halbert,	George C. Riffe,
Jos. H. Chandler,	James Harrison,	B. W. Stone,
Thos. B. Cochran,	John L. Helm,	Harrison Thompson,
Milton J. Cook,	Wm. Johnson,	C. T. Worthington,
Wm. A. Dudley,	John J. Landram,	George Wright—20.
James W. Gorin,	J. D. Landrum,	

Those who voted in the negative, were—

John B. Bruner,	O. P. Johnson,	John A. Prall,
Thos. P. Cardwell,	Henry C. Lilly,	Philip Swigert,
F. L. Cleveland,	Thomas Z. Morrow,	W. J. Worthington—11.
Ben. S. Coffey,	Elijah Patrick,	

Mr. Gorin then moved to amend the resolution, as amended, as follows, viz:

Strike out the first Monday in December, 1866, and insert in lieu thereof the first Wednesday in January, 1867.

Pending the consideration of which, the Senate, according to order, took up for consideration the contested election case of Fearons against Baker.

After some discussion had thereon, the question was taken on the adoption of the minority report, and it was decided in the negative.

Which reads as follows, viz:

[*For Report—See Legislative Document, No.* 19.]

The yeas and nays being required thereon by Messrs. Cook and Morrow, were as follows, viz:

Those who voted in the affirmative, were—

M. M. Benton,	Wm. H. Grainger,	Thos. Z. Morrow,
N. R. Black	O. P. Johnson,	Elijah Patrick,
Tho. P. Cardwell,	Henry C. Lilly,	John A. Prall,
Milton J. Cook,	J. D. Landrum,	W. J. Worthington—13.
A. D. Cosby,		

Those who voted in the negative, were—

Wm. S. Botts,	James W. Gorin,	George C. Riffe,
John B. Bruner,	W. C. Halbert,	B. W. Stone,
Joseph H. Chandler,	James Harrison,	Philip Swigert,
F. L. Cleveland,	John L. Helm,	Harrison Thompson,
Thos. B. Cochran,	Wm. Johnson,	C. T. Worthington,
Ben. S. Coffey,	John J. Landram,	George Wright—20.
Wm. A. Dudley,	W. W. McKenzie,	

The question was then taken on the adoption of the report of the majority, and it was decided in the affirmative.

Which reads as follows, viz:

[*For Report—See Legislative Document, No.* 19.]

The yeas and nays being required thereon by Messrs. Benton and C. T. Worthington, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	James W. Gorin,	George C. Riffe,
John B. Bruner,	W. C. Halbert,	B. W. Stone,
Jos. H. Chandler,	James Harrison,	Philip Swigert,
F. L. Cleveland,	John L. Helm,	Harrison Thompson,
Thos. B. Cochran,	Wm. Johnson,	C. T. Worthington,
Ben. S. Coffey,	John J. Landram,	George Wright—20.
Wm. A. Dudley,	W. W. McKenzie,	

Those who voted in the negative, were—

M. M. Benton,	Wm. H. Grainger,	Thos. Z. Morrow,
N. R. Black,	O. P. Johnson,	Elijah Patrick,
Thos. P. Cardwell,	Henry C. Lilly,	John A Prall,
Milton J. Cook,	J. D. Landrum,	W. J. Worthington—13
A. D. Cosby,		

The Senate took up for consideration a resolution from the House of Representatives, entitled

Resolution fixing a day for the election of keeper of the Penitentiary, Librarian, Public Printer, and Public Binder.

Which was twice read and concurred in.

Leave was given to bring in the following bills, viz:

On motion of Mr. Swigert—1. A bill to create the Deposit Bank of Princeton.

On motion of Mr. Halbert—2. A bill to incorporate the Hotel Company at Vanceburg, in Lewis county.

On motion of same—3. A bill to incorporate the Vanceburg Flouring Mill Company in Lewis county.

On motion of Mr. W. J. Worthington—4. A bill for the benefit of the heirs of Robert H. Grayson, deceased.

On motion of Mr. Riffe—5. A bill to incorporate the Pinelick Oil, Coal Mining, Salt, Copper, Lead, Lumber, Cask, and Barrel Manufacturing Company.

On motion of Mr. J. J. Landram—6. A bill to incorporate the Louisville and Cincinnati Air-line railroad company.

On motion of Mr. Cook—7. A bill to amend chapter 28, section 10, of the Revised Statutes, title "Crimes and Punishments."

On motion of same—8. A bill to amend chapter 84 of Revised Statutes, entitled "Roads and Passways."

On motion of Mr. Prall—9. A bill to incorporate the Newport, Pound Gap, and Norfolk railroad company.

On motion of Mr. Chandler—10. A bill to repeal all laws requiring tax-payers to meet sheriffs at county seats or other specified places to pay their taxes.

On motion of Mr. Prall—11. A bill to amend the charter of the Sharpsburg and Owensville turnpike road company.

On motion of Mr. Wm. Johnson—12. A bill to amend the charter of the Cox's Creek and Samuels' Depot turnpike road company, and to change the corporate name thereof.

On motion of Mr. Gorin—13. A bill for the benefit of D. B. Denton, of Barren county.

On motion of Mr. Morrow—14. A bill to incorporate a Deposit Bank at Monticello.

On motion of Mr. Dudley—15. A bill to declare the law of insanity in criminal cases.

On motion of same—16. A bill to amend section 6, chapter 71, Revised Statutes.

The Committee on Banks were directed to prepare and bring in the 1st and 14th; the Committee on County Courts the 2d and 3d; the Committee on the Judiciary the 4th, 5th, 6th, 9th, and 13th; the Committee on Revised Statutes the 7th, 8th, 10th, 15th, and 16th, and the Committee on Internal Improvement the 11th and 12th.

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On motion of Mr. Dudley—

Ordered, That the contested election case of Carlisle against Benton be fixed for consideration on to-morrow, at 10½ o'clock, A. M.

Mr. Harrison presented the memorial of Robert Clark & Co., in relation to the publication of certain law books.

Which was received, the reading dispensed with, and referred to the Committee on Revised Statutes.

Mr. Cleveland, from the Committee on Banks, to whom had been referred the amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to incorporate the Greensburg Savings Bank,

Reported the same, with the expression of opinion that said amendment should be concurred in.

And the question being taken thereon, it was decided in the affirmative.

Mr. Halbert, from the Committee on County Courts, reported a bill to amend an act providing for the erection of public buildings in Lewis county.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Swigert, from the Committee on Internal Improvement, to whom had been referred the amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to incorporate the Beargrass railway company,

Reported the same, with the expression of opinion that said amendment should be concurred in.

And the question being taken thereon, it was decided in the affirmative.

Mr. Helm read and laid on the table a joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:

Proclamation has been made by the Hon. William H. Seward, Secretary of State, "by acts of ratification of twenty-seven States the following sections have been adopted as amendments to the Constitution of the United States:

"SECTION 1. Neither slavery nor involuntary servitude, except as punishment for crime, whereof the party shall have been duly convicted, shall exist within the United States, or any place subject to their jurisdiction.

"SECTION 2. Congress shall have power to enforce this article by appropriate legislation."

The people of the State of Kentucky, through the General Assembly, make this their solemn protest, against the proposed amendments:

They protest against the manner in which they were proposed by Congress to the States, and to the manner of their ratification. They protest against the legal effect as claimed for them in Kentucky.

The people of Kentucky insist that the people of the States originally possessed all the sovereign power; that in the adoption of the Constitution of the United States, for the purposes of a General Government, they surrendered certain powers which were specified in the Constitution, and such other powers as were necessary to carry into effect the granted powers—the States then having all sovereign power reserved to themselves respectively—that is, each individual State, to itself or the people, all powers not delegated to Congress.

It is insisted that the States hold these powers which they reserved as individual States, in their original capacity and character as peoples of separate and distinct communities. They are held as all power was originally held by them, subject alone to their individual will; they are not within the scope of the amending power in the Constitution. They are in no manner made subject to the will of the General Government. The powers of the General Government cannot be increased by a transfer of the reserved powers of the States, except by the consent of each individual State.

The State of Kentucky, in the exercise of the highest attribute of sovereignty under the reserved powers to the States, formed for the local government of the people a constitution, by the provisions of which the right of masters in slaves is secured.

Slavery existed before the formation of the General Government, and was never subject to its control. The proposed amendments are objected to because of the time and the circumstances under which they were proposed by Congress to the States. It was in the midst of a civil war, when eleven of the fifteen States on whom it was especially designed to operate were not represented on the floor of Congress; its passage did not express the will of the people of the whole nation.

They are objected to because of the manner of their ratification. The Southern States lately in rebellion are counted in the number necessary to make the ratification complete.

Without inquiring into the fact whether the plan of the President for the restoration of those States to their political relations with the General Government is right or wrong, it is sufficient that it is known that the ratification, claimed to be the acts of those States, was when the governments of those States were provisional only; they had no other authority than the military authority of the President. The ratification was under the dictation of the President, when he held the lives and fortunes of a vast number of the best citizens of those States in his hands. They had been conquered, and many of the conquering army was in their presence. Martial law was declared to be in force. Their conventions and Legislatures were elected under a proscribed right of suffrage. They were powerless, and laid prostrate at the feet

of power. In that condition the act was insisted on as indispensable to a restoration of the civil and political rights of the citizens of those States under the Constitution.

It is insisted that the fact of a restoration must have been completed at the time of their respective ratifications. It is not pretended that such was the fact. The restoration should have been so far complete that the citizens of those States should have been recognized as citizens of the United States, and, as such, admitted to representation on the floor of Congress.

If these things were not necessary, and the relations of those States were restored on ceasing their resistance to federal authority, then they were not possessed of, and did not act under, regular State governments, such as are contemplated by the Constitution of the United States. The Constitution, in its reference to States, must be understood to be, States acting under such regularly formed and organized governments as existed at the time of its formation. The people of Kentucky insist that the assemblies which assumed to ratify the amendments on the part of the States of Tennessee, Arkansas, and Louisiana, were not the regular State Legislatures of those States. The so-called State of Western Virginia was not a member of the Union according to the forms of the Constitution. That the acts of States in rebellion, having no recognized rights under the government, shall be made to destroy the rights to property of citizens in a loyal and adhering State, is anomalous in the history of governments. Such position cannot be sustained on principle, or justified by reason or common justice. The people of Kentucky regard these acts revolutionary and dangerous encroachments upon the reserved powers of the States, and protest against them.

They protest against the second clause, because its language confers upon Congress a broad and unlimited, and what is claimed to be an intended, power to legislate for the protection of a particular class of persons within the States. Besides being an innovation on the time-honored principle, that each State has the exclusive right to legislate over their own domestic affairs, they feel assured, under it, a system of legislation may and probably will be indulged which will *make the negro a more disturbing element in our political system than ever before*, and will ultimately terminate in the destruction of his race.

They deem this a fit occasion to make this, their solemn protest against the Freedman's Bureau into this State. It was done without authority of law. In its operations it is offensive to the people. It combines judicial with military authority, a combination forbidden by the letter and spirit of the Constitution. The same officer who passes his judgment executes it at the door of a prison or at the point of the bayonet. They deny that a judicial officer may be appointed otherwise than by the President, with the advice and consent of the Senate. The introduction of this swarm of federal officials without authority of law they regard as an exercise of arbitrary and despotic power. Its effects will be to oppress the people and to defeat the enactment or the enforcement of wise and just laws for the protection and government of persons of color, over whom the Bureau has assumed jurisdiction. It will defeat contracts for labor, and ultimately destroy those whom it professes to protect.

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Joseph H. Chandler, John L. Helm, Philip Swigert,
Thos. B. Cochran, O. P. Johnson, H. Thompson—21.

Those who voted in the negative, were—

F. L. Cleveland, James Harrison, C. T. Worthington,
Ben. S. Coffey, Wm. Johnson, George Wright—8.
Milton J. Cook, J. D. Landrum,

And then the Senate adjourned.

THURSDAY, JANUARY 25, 1866.

A message was received from the House of Representatives, announcing that they had disagreed to the passage of a bill from the Senate, entitled

An act to amend the charter of the city of Louisville, approved March 24th, 1851.

That they had passed a bill, entitled

An act for the benefit of Henry county.

Which bill was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Said bill was referred to the Committee on County Courts.

That they had received official information from the Governor that he had approved and signed enrolled bills of the following titles, viz:

An act to incorporate the Calhoon Oil Company.

An act incorporating the Mt. Freedom Lodge, No. 148, of Independent Order of Odd Fellows, State of Kentucky.

An act to incorporate the Blandville College, in Ballard county.

An act to amend the charter of the town of Auburn, in Logan county.

In the absence of the Speaker, because of indisposition, Mr. Helm nominated Mr. Bruner as a suitable person to fill the office of Speaker *pro tem.* of the Senate.

And the question being taken on the nomination of Mr. Bruner, it was decided in the affirmative.

Mr. Bruner then took the Chair.

Mr. Harrison presented the report of the Superintendent of the Blind Asylum at Louisville,

The reading of which was dispensed with.

Ordered, That the Public Printer print 1,500 copies thereof for the use of the Superintendent.

Mr. J. J. Landram, from the Committee on County Courts, reported the following bills, viz:

A bill for the benefit of Christian county.

A bill to change the time of holding the Wayne quarterly court.

Which were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second and third readings of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Lilly, from the Committee on Codes of Practice, reported a bill, entitled

An act to amend section 647, sub-section 3, article 2, chapter 3, of the Civil Code of Practice, title "Evidence."

Which was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section 647, sub-division 3, article 2, chapter 3, of the Civil Code of Practice, entitled "Evidence," be so amended as to allow examiners to charge three dollars for taking a deposition. When there is more than one deposition taken by the same party, on the same day, the examiner shall only be allowed to charge one dollar for each additional deposition so taken, not exceeding three depositions.

§ 2. When an examiner goes out of his office to take depositions, he may charge fifteen cents per mile for each mile he has to travel, in going to and returning from the place of taking said depositions; the distance to be estimated from his office by the most practicable route of travel.

§ 3. For all other services rendered by examiners, they are allowed to charge therefor the same fees as are allowed by law to circuit clerks for like services.

§ 4. All acts and parts of acts coming within the purview of this act, are hereby repealed.

§ 5. This act to take effect from its passage.

Mr. J. J. Landram moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

Mr. Cook, from same committee, reported a bill to amend the penal laws of this Commonwealth.

Which bill was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That the Public Printer print 150 copies thereof, and that it be placed in the orders of the day.

Mr. J. J. Landram, from the Committee on County Courts, to whom was referred the amendments proposed by the House of Representatives to a bill from the Senate, entitled

An act to amend an act establishing the Jefferson county court,

Reported the same, with the expression of opinion that said amendments should be concurred in.

And the question being taken on concurring in said amendments, it was decided in the affirmative.

Bills from the House of Representatives were reported from the several committees to whom they had been referred, viz:

By Mr. Lilly, from the Committee on Codes of Practice—

An act to amend section 646 of the Civil Code of Practice.

By Mr. J. J. Landram, from the Committee on County Courts—

An act to legalize the proceedings of the Boone county court had at its November term, 1865.

By same—

An act to amend an act, entitled "An act regulating the duties of the Clarke county court, and the appointment of a county treasurer," approved March 22, 1851.

By same—

An act creating the office of county treasurer for Floyd county.

By same—

An act for the benefit of Caldwell county.

By same—

An act to amend an act, entitled "An act for the benefit of the county court of the county of Hopkins," approved February 20, 1864.

By same—

An act authorizing the citizens of certain counties to take a vote as to the propriety of levying a tax for railroad purposes.

By same—

An act allowing county clerks a fee for services rendered foreign insurance companies.

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Mr. Gorin, from the Committee on Codes of Practice, to whom had been referred a bill from the House of Representatives, entitled

An act to amend section 645, title 13, of the Civil Code of Practice,

Reported the same with an amendment.

Mr. Harrison moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

So said bill was disagreed to.

On motion of Mr. C. T. Worthington—

Ordered, That a message be sent to the House of Representatives to ask leave to withdraw the announcement of their agreement to the passage of a bill, which originated in the House of Representatives, entitled

An act to reduce into one the several acts concerning the town of Perryville, in Boyle county.

After a short time, said bill was handed in to the Clerk's table.

Said bill was then taken up.

Mr. Worthington then moved to reconsider the vote by which the Senate had passed said bill.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken upon the passage of said bill, and it was decided in the negative.

So the said bill was disagreed to.

The Senate took up for consideration the resolution in relation to the election of United States Senator.

Which was twice read and concurred in.

The Senate also took up for consideration a resolution from the House of Representatives extending the session of the General Assembly.

And the question being taken thereon, it was decided in the negative, two thirds not having voted therefor.

The yeas and nays being required thereon by Messrs. Lilly and Wm. Johnson, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	James W. Gorin,	J. D. Landrum,
John B. Bruner,	Wm. H. Grainger,	W. W. McKenzie,
Jos. H. Chandler,	W. C. Halbert,	George C. Riffe,
F. L. Cleveland,	T. W. Hammond,	B. W. Stone,
Thos. B. Cochran,	James Harrison,	Philip Swigert,

Ben. S. Coffey,	John L. Helm,	Harrison Thompson,
A. D. Cosby,	Wm. Johnson,	C. T. Worthington,
Wm. A. Dudley,	John J. Landram,	George Wright—24.

Those who voted in the negative, were—

N. R. Black,	O. P. Johnson,	Elijah Patrick,
Thos. P. Cardwell,	Henry C. Lilly,	W. J. Worthington—8.
Milton J. Cook,	Thomas Z. Morrow,	

Mr. Cleveland then moved to reconsider the vote by which the Senate had concurred in the adoption of a resolution from the House of Representatives in relation to the election of United States Senator.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Grainger and Wm. Johnson, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	James W. Gorin,	W. W. McKenzie,
Jos. H. Chandler,	W. C. Halbert,	George C. Riffe,
F. L. Cleveland,	T W. Hammond,	B. W. Stone,
Thos. B. Cochran,	James Harrison,	Philip Swigert,
Ben. S. Coffey,	John L. Helm,	Harrison Thompson,
A. D. Cosby,	Wm. Johnson,	C. T. Worthington,
Wm. A. Dudley,	John J. Landram,	George Wright—21.

Those who voted in the negative, were—

M. M. Benton,	Milton J. Cook,	J. D. Landrum,
N. R. Black,	Wm. H. Grainger,	Thomas Z. Morrow,
William S. Botts,	O. P. Johnson,	Elijah Patrick,
Thos. P. Cardwell,	Henry C. Lilly,	W. J. Worthington—12.

Mr. Morrow then moved to reconsider the vote by which the Senate refused to concur in the adoption of the resolution from the House of Representatives in relation to extending the present session of the General Assembly.

And the question being taken thereon, it was decided in the affirmative.

The question was again taken on concurring in the adoption of a resolution from the House of Representatives in relation to the election of United States Senator, and it was decided in the affirmative.

The question was again taken on concurring in the adoption of a resolution from the House of Representatives extending the present session of the General Assembly, and it was decided unanimously in the affirmative, the following Senators being present and voting, viz:

M. M. Benton,	James W. Gorin,	W. W. McKenzie,
N. R. Black,	Wm. H. Grainger,	Thos. Z. Morrow,
Wm. S. Botts,	W. C. Halbert,	Elijah Patrick,

John B. Bruner,
Tho. P. Cardwell,
Jos. H. Chandler,
F. L. Cleveland,
Thomas B Cochran,
Ben. S. Coffey,
Milton J. Cook,
A. D Cosby,
Wm. A. Dudley,
T. W. Hammond,
James Harrison,
John L. Helm,
O. P. Johnson,
Wm. Johnson,
Henry C. Lilly,
John J. Landram,
J. D. Landrum,
John A. Prall,
George C. Riffe,
B. W. Stone,
Philip Swigert,
Harrison Thompson,
C. T. Worthington,
W. J. Worthington,
George Wright—34.

Mr. Helm read and laid on the table joint resolutions.

The rule of the Senate being dispensed with, said resolutions were taken up and read as follows, viz:

1. *Resolved by the General Assembly of the Commonwealth of Kentucky*, That the Legislature will, when it adjourns on the 15th day of February, reassemble again at the Capitol in Frankfort on the first Thursday in January, 1867, to continue the session of 1865-'66.

2. *Resolved*, That, on the eighth day after reassembling, the General Assembly will proceed to the election of a Senator of the United States.

And the question being taken upon the adoption of said resolutions, it was decided in the affirmative

Mr. Botts, from the Committee on Finance, in pursuance of instructions of the Senate, made a report in relation to the Bank of Kentucky.

Which reads as follows, viz:

[*For Report—See Legislative Document, No. 27.*]

Ordered, That the Public Printer print 150 copies thereof, and that it be placed in the orders of the day.

The Senate, according to order, took up for consideration the contested election case of Carlisle against Benton.

And, after some discussion had thereon,

Ordered, That the further consideration of said case be postponed until to-morrow at 10½ o'clock, A. M.

A message was received from the House of Representatives, announcing that they had adopted a resolution, entitled

Resolution in regard to Gen. Fisk.

Which was taken up and read as follows, viz:

WHEREAS, It is represented in the public journals that Major General Clinton B. Fisk, the head of the Freedman's Bureau in Kentucky, did, on the 18th inst., deliver an address in the city of Cincinnati, Ohio, in which he made, amongst others, these statements: "Only the day before yesterday, in Lexington, thirteen discharged colored soldiers stood in the streets, in full sight of Henry Clay's monument, with their bodies lacerated, their backs bleeding from the cruel lash, their heads cut to the scalp, and one or two of them with their eyes put out;

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FRIDAY, JANUARY 26, 1866.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Lexington Lead and Mining Company.

An act to incorporate Skeggs Creek Oil and Mining Company.

That they had passed bills of the following titles, viz:

1. An act to incorporate the Muldrough's Hill Fish and Fruit Company.

2. An act authorizing estates of deceased persons to be ordered into the hands of sheriffs in counties where there is no public administrator.

3. An act to amend an act incorporating the Bowling Green Gas Company.

4. An act to incorporate the Falmouth Cemetery Company.

5. An act to incorporate the Lagrange, Ballardsville, and Simpsonville turnpike road company.

6. An act to incorporate the New Market and St. Mary's turnpike road company.

7. An act to incorporate the Bowling Green Water-works Company.

8. An act to incorporate the town of Soloma, Taylor county.

9. An act to amend an act, entitled "An act for the benefit of the town of Lebanon," approved December 18th, 1863.

10. An act to incorporate the Bowling Green Building Company.

11. An act to charter the Bowling Green and Scottsville turnpike road company.

12. An act concerning the powers of the Louisville and Nashville railroad company.

13. An act to incorporate the Bedford and Milton turnpike road company.

14. An act to incorporate the Poor Man's National Life Insurance Company of Louisville, Kentucky.

15. An act to incorporate the town of Woodburn, in Warren county.

16. An act to incorporate Jo Daviess Chapter, No. 32, of Royal Arch Masons, of Owensboro.

17. An act to incorporate the Lewis Creek Oil and Manufacturing Company.

18. An act to incorporate the Old Dominion Petroleum and Mining Company.

19. An act to incorporate the Painter and McKay Petroleum, Mining, and Manufacturing Company.

20. An act to incorporate the Russell Creek and Green River Oil Company.

21. An act to incorporate the Samuel Snow Petroleum Company.

22. An act to incorporate the Crow Creek and Cumberland River Oil and Mining Company.

23. An act to incorporate the Cigar-maker's Protection Union of Louisville.

24. An act to incorporate the Beargrass and Clear Creek Colorado Gold and Silver Mining Company.

25. An act to incorporate the Louisville and Mill City Colorado Gold and Silver Mining Company.

26. An act to incorporate the Kentucky and Colorado Gold and Silver Mining Company.

27. An act to incorporate the Enterprise Gold and Silver Mining Company of Colorado.

28. An act to incorporate the Southern Mining, Manufacturing, and Trading Company.

29. An act to incorporate the Slick Ford Petroleum Company.

30. An act to incorporate the Seaton Mining Company.

31. An act to incorporate the St. Louis Mining, Manufacturing, and Trading Company.

32. An act to incorporate the Chrystal Soda Mining Company.

33. An act to incorporate the Midas Mining Company.

34. An act to incorporate the Asteroid Gold and Silver Mining Company of Colorado.

35. An act to incorporate the Polar Star Petroleum Company.

36. An act to incorporate the "Paddy Burns" Petroleum Company.

37. An act to incorporate the Tuscarora Oil Company.

38. An act to incorporate the Ross Farm Petroleum Company.

39. An act for the benefit of the Cumberland Presbyterian Church of Russellville.

40. An act to incorporate the Teutonic Mining Company.

41. An act to amend the charter of the town of Albany, in Clinton county.

42. An act to incorporate the Red Oak Oil and Mining Company.

43. An act to incorporate the Oil Lake Petroleum Company.

44. An act to incorporate the Illinois and Kentucky Petroleum and Mining Company.

45. An act to incorporate the Smithland Petroleum and Mining Company.

46. An act to incorporate the Cairo and Caseyville Mining and Manufacturing Company.

47. An act to incorporate the Stony Point Academy Boarding House.

48. An act to incorporate the Cincinnati Mining Company.

49. An act to amend an act incorporating the Columbia and Burksville turnpike road company.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

They were referred—the first to the Committee on Agriculture and Manufactures; the 2d, 3d, 10th, 14th, 17th, 18th, 19th, 20th, 21st, 22d, 24th, 25th, 26th, 27th, 28th, 29th, 30th, 31st, 32d, 33d, 34th, 35th, 36th, 37th, and 38th to the Committee on Revised Statutes; the 4th and 39th to the Committee on Religion; the 5th, 6th, 11th, 12th, 13th, and 49th to the Committee on Internal Improvement; the 7th, 8th, 9th, 15th, 16th, 23d, 40th, 41st, 42d, 43d, 44th, 45th, 46th, and 48th to the Committee on the Judiciary, and the 47th to the Committee on Education.

A message was received from the House of Representatives, announcing that they had concurred in the amendments proposed by the Senate to bills from the House of Representatives of the following titles, viz:

An act to amend the 13th article of the 27th chapter of the Revised Statutes, title "Courts."

An act to amend an act, entitled "An act to incorporate the town of St. Mary's, in Marion county."

An act to amend section 563 of the Civil Code of Practice.

An act to amend the charter of the House of Refuge.

An act to incorporate the Philips Petroleum Company.

An act to incorporate the Crocus and Cumberland Petroleum Company.

An act to incorporate the Crocus Tube and Tank Company.

An act to charter the Moore Well Oil, Mining, and Manufacturing Company.

An act to incorporate Centralia Oil and Mining Company.

An act to incorporate the Hall's Gap Oil and Mining Company.

An act to incorporate the Suwanee Oil Company.

An act to incorporate the Lyne Oil Company.

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By same—

An act to authorize the county court of Hickman county to increase poll tax and lay county levy on property.

By same—

An act to authorize the Graves county court to issue county bonds and create a sinking fund to liquidate the same.

With an amendment to the last named bill.

Which was concurred in.

Ordered, That said bills be read a third time, the last as amended.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Coffey, from the Committee on Enrollments, reported that they had examined enrolled bills, which originated in the Senate, of the following titles, viz:

An act to repeal an act, entitled "An act to amend an act, entitled an act to amend section 1, article 3, chapter 32, title 'Elections,' of the Revised Statutes," approved February 11, 1858," approved March 15, 1865.

An act to repeal an act to amend section 684 of the Civil Code of Practice, approved 28th February, 1862.

An act to amend chapter 4, article 1, title "Attorneys," of the Revised Statutes.

An act to amend the 86th chapter, 6th article, section 3, of the Revised Statutes.

An act to incorporate the Kentucky Stud Farm Association.

An act concerning the Louisville chancery court.

An act to incorporate the Fleming County Cemetery Company.

An act to incorporate the White Oak Creek and Cumberland River Oil and Mining Company.

An act to incorporate Abraham Lodge, No. 8, Ancient York Masons.

And enrolled bills and resolutions, which originated in the House of Representatives, of the following titles, viz:

An act to amend the Civil Code of Practice in regard to demurrers.

An act to amend section 82, Civil Code of Practice.

An act to incorporate the Louisville Base Ball and Skating Park Company.

An act to incorporate the Swan Pond Oil Company.

An act to incorporate the Casey Fork Oil Company.

An act to incorporate Blandville College, in Ballard county.

An act for the benefit of the executors of R. R. Revill, deceased.

An act to authorize Mary A. Graves to qualify as guardian of her son, Thomas J. Wilson.

An act to charter the Kentucky Fish Company.

An act to reduce into one the several acts incorporating the town of East Maysville.

An act to amend the charter of the city of Covington.

An act to incorporate the Bradfordville Home College.

An act to amend the charter of the Kentucky Travelers' Insurance Company.

An act to repeal an act, entitled "An act creating the office of Corresponding Secretary of State."

An act for the benefit of the sheriff of Wayne county.

An act to amend an act, entitled "An act for the benefit of Wm. Mullens, late sheriff of Wayne county," approved February 24, 1865.

An act to authorize the county court of the county of Bourbon to levy an ad valorem tax for county purposes.

An act for the benefit of Jos. McCarroll, sheriff of Christian county

An act for the benefit of J. L. Robertson, sheriff of Hopkins county.

An act for the benefit of J. W. Cardwell, late sheriff of Breathitt county.

An act in relation to the rolls of soldiers in the Mexican war.

An act for the benefit of Mary Furlow, of Christian county.

An act to amend the charter of the city of Newport.

An act to further provide for holding the terms of the Campbell circuit court at Newport.

A resolution fixing a day for election of Keeper of Penitentiary, Public Printer, Binder, and Librarian.

A resolution extending the session of the present General Assembly.

And had found the same truly enrolled.

Which bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Coffey reported that the committee had performed that duty.

A message was received from the House of Representatives, announcing that they had concurred in an amendment proposed by the

Senate to a resolution, which originated in the House of Representatives, entitled

Resolution in regard to General Fisk.

With an amendment.

The Senate, according to order, took up for consideration the majority and minority reports in the case of Carlisle against Benton.

After much discussion had thereon, Mr. Dudley moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken upon the adoption of the minority report, and it was decided in the negative.

[*For Report—See Legislative Document, No.* 20.]

The yeas and nays being required thereon by Messrs. Lilly and Stone, were as follows, viz:

Those who voted in the affirmative, were—

N. R. Black	Wm. H. Grainger,	Thos. Z. Morrow,
Tho. P. Cardwell,	O. P. Johnson,	Elijah Patrick,
Milton J. Cook,	Henry C. Lilly,	John A. Prall,
A. D. Cosby,	J. D. Landrum,	W. J. Worthington—12.

Those who voted in the negative, were—

Wm. S. Botts,	W. C. Halbert,	George C. Riffe,
John B. Bruner,	T. W. Hammond,	B. W. Stone,
Joseph H. Chandler,	James Harrison,	Philip Swigert,
F. L. Cleveland,	John L. Helm,	Harrison Thompson,
Ben. S. Coffey,	Wm. Johnson,	C. T. Worthington,
Wm. A. Dudley,	John J. Landram,	George Wright—20.
James W. Gorin,	W. W. McKenzie,	

The question was then taken upon the adoption of the majority report, and it was decided in the affirmative.

And then the Senate adjourned.

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3. An act to amend the charter of Stanford.

4. An act to change the county line between the counties of Kenton and Pendleton.

5. An act for the benefit of Elisha Low, late jailer of Mercer county.

6. An act to change the voting precinct in district No. 5, Warren county.

7. An act to incorporate the Smithfield Cemetery Company.

8. An act to create an additional justices' district and voting precinct in Daviess county.

9. An act to enlarge the voting district of Mt. Sterling.

10. An act to change the voting place in district No. 5, Hart county

11. An act for the benefit of W. H. Weatherton, jailer of Marion county.

12. An act for the benefit of Samuel South.

13. An act for the benefit of John L. Cross, of Larue county.

14. An act in relation to bonds executed for runaway slaves sold by order of court.

15. An act to empower the Grayson county court to levy an additional tax and issue bonds to build a new court-house.

16. An act to incorporate the town of Litchfield.

17. An act to amend the charter of the city of Henderson.

18. An act for the benefit of the administrator of W. B. Wall, deceased.

19. An act for the benefit of the devisees of Edward Jacobs.

20. An act to incorporate the Louisville and Memphis People's Line Packet Company.

21 An act to incorporate the Louisville and Henderson People's Line Packet Company..

22. An act to repeal an act, entitled "An act regulating the manner of soldiers voting for electors for President and Vice President of the United States within and without this State," approved February 22, 1864.

23. An act for the benefit of James L. Fairleigh, administrator of Wm. Fairleigh.

24. An act to amend an act, entitled "An act to establish a court of common pleas for the county of Jefferson," approved February 24, 1865.

25. An act in relation to the town of Lewisport, in Hancock county.

26. An act to amend an act, entitled "An act to authorize the town of South Carrollton, in Muhlenburg county, to elect a police judge and town marshal," approved January 28, 1854.

27. An act to incorporate the Wolverine Oil Company.

28. An act for the benefit of Ballard county.

29. An act to incorporate the Hebrew Congregation Adath Jeshurm of Louisville.

30. An act in relation to uncollected revenue in Metcalfe county.

31. An act for the benefit of the sureties of Joseph Daniel, late sheriff of Johnson county.

32. An act to amend the charter of the Danville and Hustonville turnpike road company.

33. An act for the benefit of J. M. Lewis, sheriff of Rowan county.

34. An act for the benefit of the administratrix of W. T. Fields, late sheriff of Carter county.

35. An act for the benefit of Soloman C. Saylor, late sheriff of Harlan county.

36. An act for the benefit of William Johnson, sheriff of Pike county.

37. An act for the benefit of the administrators of Samuel T. Hauser, late judge of the Pendleton county court.

Resolution in regard to the Constitutional Amendment.

Which bills were read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 5th, 11th, 12th, 13th, 18th, 23d, 30th, 31st, 33d, 34th, 35th, 36th, and 37th to the Committee on Finance; the 2d, 3d, 7th, 14th, 16th, 17th, 19th, 20th, 21st, 24th, 25th, and 29th to the Committee on the Judiciary; the 4th, 15th, and 28th to the Committee on County Courts; the 6th, 8th, 9th, and 10th to the Committee on Privileges and Elections; the 22d, 26th, and 27th to the Committee on Revised Statutes; the 32d to the Committee on Internal Improvement, and the resolution to the Committee on Federal Relations.

That they had received official information from the Governor that he had approved and signed enrolled bills and resolutions, originating in the House of Representatives, of the following titles, viz:

An act to amend the charter of the Paris and Flat Rock turnpike road company.

An act for the benefit of Jos. E. Mulky, late sheriff of Monroe county.

An act to define the liability of assignors and indorsers of promissory notes.

An act to authorize the sale and transfer of certain bonds, stocks, and

other securities pledged to the incorporated and National Banks of this State.

An act to incorporate Malone Lodge, No. 378, Ancient York Masons, of Jeffersontown, Kentucky.

An act for the benefit of the Methodist Episcopal Church, South, of Hadensville, Todd county.

An act to amend the charter of the Deposit Bank of Paris.

An act for the benefit of Caseyville school district, in Union county.

An act to incorporate the Commercial Mining, Manufacturing, Refining, and Exploring Company.

An act for the benefit of Theodore Thompson, late sheriff of Livingston county.

An act for the benefit of Wm. Herrin, late sheriff of Fulton county.

An act for the benefit of George W. Walsh, executor of George W. Doneghy, deceased, late sheriff of Boyle county.

An act for the benefit of Jno S. Geiger, late clerk of Union circuit court.

An act for the benefit of Jas. H. Travis.

An act to incorporate the Deposit Bank of Columbia.

An act to incorporate the New Liberty Institute.

An act to incorporate the Dane Farm Oil Company.

Resolution in regard to the pay of members during the Christmas recess.

Resolution fixing a day for the election of Keeper of the Penitentiary, Public Printer, Public Binder, and Librarian.

A message was received from the House of Representatives in relation to the postponement of the election of Keeper of the Penitentiary.

Which was taken up, twice read, and concurred in.

On motion of Mr. Riffe, leave of indefinite absence was granted to Mr. C. T. Worthington.

On motion of Mr. Wm. Johnson, leave of indefinite absence was granted to Mr. Coffey.

Mr. Swigert presented a memorial of the city council of Frankfort, asking an appropriation of money for the protection of the city.

Which was received, the reading dispensed with, and referred to the Committee on Finance.

Mr. Dudley moved the following resolution, viz:

Resolved, That when the Senate adjourns on Tuesday, it will adjourn to Thursday morning at 10 o'clock, in order to afford the members an opportunity of visiting the public institutions at Lexington, in compliance with the invitation of the mayor and council of the city.

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By same—

A bill for the benefit of Joel Martin and his deputies, late sheriff of Flo d county.

By same—

A bill for the benefit of James A. Ward, late sheriff of Johnson county.

By same—

A bill for the benefit of A. C. Bowman, former sheriff of the county of Breathitt.

By Mr. Lilly, from same committee—

A bill for the benefit of R. D. Cook.

By Mr. Dudley—

A bill for the benefit of the rector, warden, and vestry of Christ's Church, Lexington.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Wright, from the Committee on Education—

An act to incorporate the board of managers of the General Association of Baptists, of Kentucky.

By Mr. Swigert, from the Committee on Finance—

An act for the benefit of James M. Vaughn, late sheriff of Knox county.

By same—

An act for the benefit of J. C. Burchett, sheriff of Clinton county.

By same—

An act for the benefit of J. C. Calhoon, sheriff of McCracken county.

By same—

An act for the benefit of James M. Brown, sheriff of Owen county.

By same—

An act for the benefit of the sheriff of Livingston county.

By same—

An act for the benefit of Isaac Keyse, sheriff of Calloway county.

By Mr. O. P. Johnson, from same committee—

An act for the benefit of the assessor of Henry county.

By Mr. Lilly, from same committee—

An act to amend an act, entitled "An act for the benefit of H. L. Anderson, of Graves county," approved February 23d, 1865.

By Mr. Swigert, from same committee—

An act for the benefit of J. P. McIntire, sheriff of Muhlenburg county.

With an amendment to the last named bill.

Which was concurred in.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Wright, from the Committee on Education, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of the trustees of the common school district No. 4, in Nicholas county,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Mr. Wright, from same committee, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of Harrison Little, late common school commissioner of Wolfe county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

[*See Acts present Session.*]

The question was then taken upon the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

N. R. Black,	Wm. A. Dudley,	J. D. Landrum,
William S. Botts,	James W. Gorin,	W. W. McKenzie,
John B. Bruner,	Wm. H. Grainger,	Thomas Z. Morrow,

Tho. P. Cardwell,	W. C. Halbert,	Elijah Patrick,
Jos. H. Chandler,	T. W. Hammond,	George C. Riffe,
F. L. Cleveland,	James Harrison,	B. W. Stone,
Thomas B. Cochran,	John L. Helm,	Philip Swigert,
Ben. S. Coffey,	O. P. Johnson,	H. Thompson,
Milton J. Cook,	Wm. Johnson,	W. J. Worthington,
A. D. Cosby,	Henry C. Lilly,	George Wright—30.

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. Botts, from the Committee on Finance, to whom was referred a bill from the House of Representatives, entitled

An act to increase the salary of the Governor of this Commonwealth,

Reported the same with an amendment.

Ordered, That the further consideration of said bill and proposed amendment be made the special order of the day for the 2d day of the adjourned session, at 11 o'clock, A. M.

Mr. Botts, from same committee, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of John English,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Swigert, from same committee, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of the executrix of Bradford L. Porter,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

[*See Session Acts* 1865-'66.]

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

N. R. Black,	Evan M. Garriott,	W. W. McKenzie,
William S. Botts,	James W. Gorin,	Thomas Z. Morrow,
John B. Bruner,	Wm. H. Grainger,	Elijah Patrick,
Thos. P. Cardwell,	W. C. Halbert,	John A. Prall,
Jos. H. Chandler,	T. W. Hammond,	George C. Riffe,
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Mr. Swigert, from the same committee, to whom had been referred a bill exempting school c' ildren from the payment of tolls,

Reported the same with two amendments.

Said bill reads as follows, viz :

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That hereafter no toll shall be exacted from children passing through any turnpike gates in this State, when necessarily compelled to pass through them, in going daily to and from school, no matter whether they are traveling in vehicles or on horseback.

§ 2. This act to take effect from its passage.

The first amendment proposed by the committee is as follows, viz:

Add to the 1st section the following proviso:

Provided, however, That if there be any person in such carriage or vehicle other than school children and driver, full toll shall be charged.

The second amendment is as follows, viz:

Provided further, That the provisions of this act shall not apply to any turnpike road in which the State has an interest.

Mr. Wright moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on the adoption of the first amendment, and it was decided in the affirmative.

The question was then taken on the adoption of the second amendment, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wm. Johnson and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	James W. Gorin,	Henry C. Lilly,
Jos. H. Chandler,	O. P. Johnson,	Philip Swigert—7.
Thomas B. Cochran,		

Those who voted in the negative, were—

N. R. Black,	Wm. H. Grainger,	Thos. Z. Morrow,
Wm. S. Botts,	W. C. Halbert,	Elijah Patrick,
T. P. Cardwell,	T. W. Hammond,	John A. Prall,
F. L. Cleveland,	James Harrison,	George C. Riffe,
Ben. S. Coffey,	John L. Helm,	B. W. Stone,
Milton J. Cook,	Wm. Johnson,	Harrison Thompson,
A. D. Cosby,	John J. Landram,	W. J. Worthington,
Wm. A. Dudley,	J. D. Landrum,	George Wright—26.
Evan M. Garriott,	W. W. McKenzie,	

Ordered, That said bill, as amended, be read a third time.

Mr. Dudley moved to reconsider the vote by which said bill had been ordered to be read a third time, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wm. Johnson and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	James W. Gorin,	Henry C. Lilly,
Joseph H. Chandler,	Wm. H. Grainger,	W. W. McKenzie,
Thos. B. Cochran,	John L. Helm,	Philip Swigert,
Wm. A. Dudley,	O. P. Johnson,	H. Thompson—13.
Evan M. Garriott,		

Those who voted in the negative, were—

N. R. Black	A. D. Cosby,	J. D. Landrum,
Wm. S. Botts,	W. C. Halbert,	Thos. Z. Morrow,
Tho. P. Cardwell,	T. W. Hammond,	Elijah Patrick.
F. L. Cleveland,	James Harrison,	George C. Riffe.
Ben S. Coffey,	Wm. Johnson,	W. J. Worthington,
Milton J. Cook,	John J. Landram,	George Wright—18.

Said bill was then read a third time.

The question was then taken upon the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Lilly and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

N. R. Black,	Wm. H. Grainger,	W. W. McKenzie,
Wm. S. Botts,	W. C. Halbert,	Thos. Z. Morrow,
Tho. P. Cardwell,	James Harrison,	Elijah Patrick,
F. L. Cleveland,	John L. Helm,	John A. Prall,
Ben. S. Coffey,	O. P. Johnson,	George C. Riffe,
Milton J. Cook,	Wm. Johnson,	Harrison Thompson,
A. D Cosby,	John J. Landram,	W. J. Worthington,
James W. Gorin,	J. D. Landrum,	George Wright—24.

Those who voted in the negative, were—

John B. Bruner,	Wm. A. Dudley,	Henry C. Lilly,
Jos. H. Chandler,	Evan M. Garriott,	Philip Swigert—8.
Thomas B. Cochran,	T. W. Hammond,	

Resolved, That the title thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had concurred in the amendments proposed by the Senate to a bill from the House of Representatives, entitled

An act to amend the charter of the Louisville and Frankfort and Lexington and Frankfort railroad company.

Mr. Cleveland moved the following resolution, viz:

Resolved, That the Committee on Military Affairs be instructed to inquire whether any legislation is necessary to enable citizens of this State to receive compensation for injury to, or property taken by, State troops during the late civil war.

Which was adopted.

Mr. Wright moved the following resolution, viz:

Resolved, That the Judiciary Committee of the Senate be instructed to inquire into the propriety of appointing county commissioners in this Commonwealth, whose duty it shall be to make a full inventory and appraisement of slaves held as such prior to the rebellion, in this Commonwealth. Giving name, size, age, value, name of owner, and all necessary information, with a view of getting compensation; and the manner and place that such evidence may be filed; and report by bill or otherwise.

Which was referred to the Committee on Finance.

Mr. J. D. Landrum moved the following resolution, viz:

Resolved, That the Auditor of Public Accounts draw his warrant in favor of Hon. O. P. Johnson, Senator from Butler, for one hundred and thirty dollars, in addition to the mileage and *per diem* now allowed by law to said Johnson; this being the amount of cost incurred by said Johnson in the case of Col. Love contesting his seat on this floor; and that said Auditor draw his warrant in favor of said Col. S. P. Love for —— dollars, to cover his cost and mileage also.

Which was adopted.

Mr. Harrison moved the following resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts is directed to issue his warrants on the Treasurer in favor of David White, W. L. Biggerstaff, Harrison Thompson, and James Bennett, for twenty dollars each, in payment of their necessary expenses as witnesses summoned and in attendance upon the Judiciary Senate Committee on the Treasurer's nomination; and to N. H. Tivis, constable of Madison county, for two dollars, for summoning witnesses in said case.

Which was referred to the Committee on Finance.

On motion of Mr. Helm,

Ordered, That the protest heretofore presented by himself, in relation to the amendment of the Federal Constitution, be made the special order of the day for Thursday next, at 10¾ o'clock, A. M.

The Senate took up for consideration the amendments proposed by the House of Representatives to bills from the Senate of the following titles, viz:

1. An act to incorporate the Paducah Street railroad company.
2. An act for the benefit of married women and minors.

Ordered, That the 1st be referred to the Committee on Internal Improvement, and the 2d to the Committee on the Judiciary.

Mr. Coffey, from the Committee on Enrollments, reported that they had examined enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

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On motion of Mr. Coffey—7. A bill to amend an act to incorporate the Columbia Oil Company.

On motion of Mr. Prall—8. A bill to incorporate the Ohio and Great Southern railroad company.

On motion of same—9. A bill to incorporate the Lovell Rousseau Oil and Mining Company.

On motion of Mr. Gorin—10. A bill for the benefit of W. S. Yates, of Barren county.

On motion of Mr Lilly—11. A bill to repeal an act, entitled "An act to prohibit carrying concealed deadly weapons," approved March 10, 1854.

On motion of same—12. A bill to repeal section 205 of the Criminal Code of Practice, and to enact a substitute therefor.

On motion of Mr. Chandler—13. A bill for the benefit of school district No. 13, in Washington county.

On motion of same—14. A bill to incorporate a Deposit Bank in the town of Campbellsville.

On motion of Mr. Chandler—15. A bill to allow the deposition of any witness residing in the city of Louisville to be taken and read in actions in ordinary, in the Shelby circuit or Shelby county quarterly courts.

On motion of W. J. Worthington—16 A bill to amend the charter of the Licking and Ohio River railroad company, approved June 3, 1865.

On motion of same—17. A bill to incorporate the Louisa Mining and Manufacturing Company.

On motion of Mr. McKenzie—18. A bill to incorporate the Kentucky Emigrant Financial Company.

On motion of Mr. Halbert—19. A bill to allow the trustees of the town of Vanceburg to levy a tax on the people of said town to assist in building a bridge across Salt Lick creek.

On motion of same—20. A bill to authorize the county court of Lewis county to levy a tax to create a bridge fund for said county.

On motion of Mr. Cardwell—21. A bill suplementary to an act for the benefit of J. W. Cardwell, of Breathitt county.

On motion of Mr. Bruner—22. A bill to incorporate the Louisville Commandery, No. 1, Knights Templars.

On motion of Mr. Cleveland—23. A bill to charter the Augusta Coal and Fuel Company.

On motion of Mr. W. J. Worthington—24. A bill to amend the charter of the town of Greenupsburg.

Ordered, That the Committee on the Judiciary prepare and bring in the 1st, 2d. 3d, 7th, 8th, 9th, 10th. 15th, 16th, 17th, and 23d; the Committee on Finance the 4th and 21st; the Committee on Circuit Courts the 5th: the Committee on Agriculture and Manufactures the 6th; the Committee on Revised Statutes the 11th and 22d; the Committee on Codes of Practice the 12th; the Committee on Education the 13th; the Committee on Banks the 14th and 18th, and the Committee on County Courts the 19th, 20th, and 24th.

On motion of Mr. Cleveland,

Ordered, That a committee be appointed to inform the House of Represenatives that the Senate was now ready to execute the joint order of the day, the election of State Printer, State Binder, and State Librarian.

Whereupon, Messrs. Cleveland and Prall were appointed said committee.

After a short time, a like message was received from the House of Representatives by Messrs. Bell and others.

The Speaker then announced that nominations are now in order for the office of State Printer.

Whereupon, Mr. J. J. Landram nominated for the office of State Printer Mr. J. H. Harney.

Mr. Grainger nominated for the same office Mr. A. G. Hodges.

The committee appointed as above were directed to inform the House of Representatives that for the office of State Printer the names of J. H. Harney and A. G. Hodges were in nomination in the Senate.

A message was received from the House of Representatives by same committee, announcing that in that House the names of J. H. Harney and A. G. Hodges were in nomination for the office of State Printer.

The Senate then proceeded to take the vote, which stood as follows, viz:

Those who voted for Mr. J. H. Harney, were—

Wm. S. Botts,	Evan M. Garriott,	John J. Landram,
John B. Bruner,	James W. Gorin,	W. W. McKenzie,
Joseph H. Chandler,	W. C. Halbert,	George C. Riffe,
F. L. Cleveland,	T. W. Hammond,	R. W. Stone,
Thos. B. Cochran,	James Harrison,	Philip Swigert,
Ben. S. Coffey,	John L. Helm,	H. Thompson,
A. D. Cosby,	Wm. Johnson,	George Wright—22.
Wm. A. Dudley,		

Those who voted for Mr. A. G. Hodges, were—

N. R. Black,	O. P. Johnson,	Elijah Patrick,
Thos. P. Cardwell,	Henry C. Lilly,	John A. Prall,
Milton J. Cook,	J. D. Landrum,	W. J. Worthington—11.
Wm. H. Grainger,	Thos. Z. Morrow,	

The same gentlemen were appointed a committee, to act in conjunction with the House committee, to compare the vote of the two Houses.

After a short time, Mr. Cleveland reported that the joint vote of the two Houses stood thus:

For John H. Harney,	78
For A. G. Hodges,	42
For George D. Prentice,	3
For Thos. M. Green,	1

Whereupon, the Speaker announced that Mr. Harney, having received a majority of all the votes cast, was now declared duly elected State Printer of the Commonwealth of Kentucky.

The Speaker then announced that nominations for the office of Public Binder were now in order.

Mr. Cleveland nominated for that office Mr. Adam C. Keenon.

No other person having been put in nomination, the committee heretofore appointed was directed to inform the House of Representatives that the name of Adam C. Keenon *alone* was in nomination in the Senate.

A message was received from the House of Representatives, announcing that the name of Adam C. Keenon only was in nomination in the House of Representatives for the office of Public Binder.

The Senate then proceeded to take the vote, which stood as follows, viz:

Those who voted for Mr. A. C. Keenon, were—

N. R. Black,	Evan M. Garriott,	J. D. Landrum,
William S. Botts,	James W. Gorin,	W. W. McKenzie,
John B. Bruner,	Wm. H. Grainger,	Thomas Z. Morrow,
Tho. P. Cardwell,	W. C. Halbert,	Elijah Patrick,
Jos. H. Chandler,	T. W. Hammond,	John A. Prall,
F L Cleveland,	James Harrison,	George C. Rifle,
Thomas B. Cochran,	John L. Helm,	B. W. Stone,
Ben. S. Coffey,	O. P. Johnson,	Philip Swigert,
Milton J. Cook,	Wm. Johnson,	H. Thompson,
A. D. Cosby,	Henry C. Lilly,	W. J. Worthington,
Wm. A. Dudley,	John J. Landram,	George Wright—33.

The joint committee then retired, and, after a short time, Mr. Cleveland reported that the joint vote stood thus:

For A. C. Keenon,	123

Whereupon, the Speaker announced that Mr. Adam C. Keenon, having received the *unanimous* vote of the two Houses, was declared duly elected Public Binder of the Commonwealth of Kentucky.

The Speaker then announced that nominations were now in order for the office of State Librarian.

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MONDAY, JANUARY 29, 1866.

A message was received from the House of Representatives, announcing that they had passed bills and concurred in a resolution, which originated in the Senate, of the following titles, viz:

An act to change the time of holding the Wayne circuit court.

An act for the benefit of A. C. Bowman, former sheriff of the county of Breathitt.

An act for the benefit of R. P. Davis, former sheriff of Breathitt county.

An act to amend an act providing for the erection of public buildings in Lewis county.

Resolution in relation to the pay of L. B. Goggin and W. C. Halbert.

That they had passed bills and adopted a resolution of the following titles, viz:

1. An act to relieve the county of Wayne from the payment of the revenue for the years 1862-'63.

2. An act for the benefit of the Institution for the Deaf and Dumb at Danville.

3. An act for the benefit of J. M. Lewis, sheriff of Rowan county.

4. An act for the benefit of W. W. Cox, late sheriff of Morgan county.

5. An act for the benefit of the sheriff of Union county.

6. An act for the benefit of W. H. Elam, sheriff of Morgan county.

7. An act for the benefit of C. M. Hanks, late collector of the revenue of Wolfe county.

8. An act for the benefit of H. S. Vaughn, sheriff of Johnson county.

9. Resolution appointing a joint committee to visit the Institution for the Blind.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred to the Committee on Finance.

The resolution was also taken up and referrred to the Committee on Finance.

A message was received from the House of Representatives, announcing that they had received official information from the Govern-

or that he had approved and signed enrolled bills and resolutions, originating in the House of Representatives, of the following titles, viz:

An act to incorporate the Louisville Base Ball and Skating Park Company.

An act to rebuild the bridges on the Maysville, Washington, Paris, and Lexington turnpike road.

An act in relation to the collection of railroad taxes in McCracken county.

An act for the benefit of J. L. Robertson, sheriff of Hopkins county.

An act to incorporate the Swan Pond Oil Company.

An act to incorporate the Casey Fork Oil Company.

An act to amend the charter of the city of Newport.

An act to amend section 82, Civil Code of Practice.

An act for the benefit of Jos. McCarroll, sheriff of Christian county.

An act to repeal an act, entitled "An act creating the office of Corresponding Secretary of State."

An act to incorporate the Bradfordsville Home College.

An act to amend the charter of the city of Covington.

An act to authorize the county court of the county of Bourbon to levy an ad valorem tax for county purposes.

An act to amend the charter of the Kentucky Travelers' Insurance Company.

An act to amend an act, entitled "An act for the benefit of Wm. Mullens, late sheriff of Wayne county," approved February 24, 1865.

An act for the benefit of the sheriff of Wayne county.

An act to amend the Civil Code of Practice in regard to demurrers.

An act for the benefit of Mary Furlow, of Christian county.

An act to authorize Mary A. Graves to qualify as guardian of her son, Thomas J. Wilson.

An act to further provide for holding the terms of the Campbell circuit court at Newport.

An act in relation to the rolls of soldiers in the Mexican war.

An act for the benefit of J. W. Cardwell, late sheriff of Breathitt county.

An act for the benefit of the executors of R. R. Revill, deceased.

An act to reduce into one the several acts incorporating the town of East Maysville.

An act to charter the Kentucky Fish Company.

A resolution postponing the election of a Keeper of the Penitentiary.

A resolution extending the session of the present General Assembly.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, with the expression of opinion that they ought not to pass, viz:

By Mr. Swigert, from the Committee on Internal Improvement—

An act to amend the charter of the Pleasant Hill and Jessamine turnpike road company.

By same—

An act to discontinue a road in Henry county.

By Mr. W. Johnson, from the same committee—

An act in relation to roads and passways.

By Mr. Dudley, from the Committee on Revised Statutes—

An act to incorporate the Crescent Mining Company.

And the question being taken on ordering said bills to be read a third time, it was decided in the negative.

So said bills were disagreed to.

Mr. Harrison, from the Committee on the Judiciary, to whom had been referred the amendments proposed by the House of Representatives to bills from the Senate of the following titles:

An act to incorporate the Southern Telegraph Company.

An act to amend the penal laws of this Commonwealth.

Reported the same, with the expression of opinion that said amendments should be concurred in.

And the question being taken thereon, it was decided in the affirmative.

The following bills were reported from the Judiciary Committee:

By Mr. Harrison—

A bill to amend chapter 99 of the Revised Statutes, title "Taverns, Tippling-houses, &c."

By Mr. Gorin—

A bill to incorporate the Ohio and Great Southern railway company.

By same—

A bill to incorporate the Newport, Pound Gap, and Norfolk railway company.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were placed in the orders of the day.

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§ 2. That as said books are delivered to said Secretary at his office in Frankfort, he shall examine them, and if they are well bound and in good order, he shall certify to the Auditor of Public Accounts the number delivered, and the said Auditor is hereby required to issue his warrant upon the Treasurer for the price of the same.

§ 3. That it shall be the duty of the Secretary of State, when the acts of the present General Assembly shall be distributed, to cause to be delivered to each of the officers of this Commonwealth, now entitled by law to receive copies of the acts of the Legislature, one copy of said work, to be by them held as public property, and delivered to their successors in office in like manner as they are required to hold and deliver the said acts of the General Assembly.

§ 4. That the acts of the General Assembly, as published in said volume, shall be received as *prima facie* evidence and authority in the courts of this State.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken upon the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

N. R. Black,	W. C. Halbert,	W. W. McKenzie,
William S. Botts,	T. W. Hammond,	Thomas Z. Morrow,
John B. Bruner,	James Harrison,	Elijah Patrick,
Thomas P. Cardwell,	John L. Helm,	George C. Riffe,
Jos. H. Chandler,	O. P. Johnson,	B. W. Stone,
F. L. Cleveland,	Wm. Johnson,	Philip Swigert,
Thos. B. Cochran,	Henry C. Lilly,	Harrison Thompso,
Wm. A. Dudley,	John J. Landram,	W. J. Worthington,
Evan M. Garriott,	J. D. Landrum,	George Wright—28.
James W. Gorin,		

In the negative—Milton J. Cook.

Resolved, That the title of said bill be as aforesaid.

Mr. W. Johnson moved to reconsider the vote by which the Senate refused to order to be read a third time a bill from the House of Representatives, entitled

An act to reduce into one the several acts concerning the town of Perryville, in Boyle county.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill be placed in the orders of the day.

Mr. Cleveland, from the Committee on Banks, to whom had been referred the amendments proposed by the House of Representatives to a bill from the Senate, entitled

An act to amend the charter of the Franklin Bank of Kentucky,

Reported the same, with the expression of opinion that said amendments should be concurred in.

And the question being taken thereon, it was decided in the affirmative.

Mr. W. Johnson, from the Committee on Circuit Courts, to whom was referred the amendment proposed by the House of Representatives, to a bill from the Senate, entitled

An act to extend the June term of the Hardin circuit court,

Reported the same, with the expression of opinion that said amendment should be concurred in.

And the question being taken thereon, it was decided in the affirmative.

Mr. W. J. Worthington presented a petition of the members of the bar from Pike, Johnson, and other counties, in relation to the creation of a new judicial district.

Which was received, the reading dispensed with, and referred to the Committee on Circuit Courts.

Mr. Chandler read and laid on the table a joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:

WHEREAS, It having been made known to the General Assembly that for some months past the mails that should be carried over the Lebanon Branch of the Louisville and Nashville railroad are now transported by a long and circuitous route through Frankfort and Lexington, causing great delay and inconvenience to the citizens of a large portion of the State, and practically suspending for any useful purpose the delivery of the mails at Lebanon, Springfield, Campbellsville, Columbia, Burksville, Jamestown, Greensburg, and many other towns and post-offices of the State; and whereas, the failure of said railroads to carry the said mails is said to be caused by a misunderstanding between the post-office department and the president of the Louisville and Nashville railroad; therefore, be it

1. *Resolved by the General Assembly of the Commonwealth of Kentucky*, That the General Assembly respectfully invite the attention of the Postmaster-General and the president of the Louisville and Nashville railroad to the grievances set forth in part in the preamble, and earnestly request that efforts be made to adjust in a satisfactory manner the difficulties existing, whereby the mails can be forwarded over said railroad to the great benefit and convenience of a large portion of the State.

2: That a copy of these resolutions be forwarded to the Postmaster-General, the president of the Louisville and Nashville railroad, and to each of our Senators and Representatives in Congress, with a request to the latter to use their influence to the end set forth in the resolutions.

And the question being taken upon the adoption of the resolutions, it was decided in the affirmative

On motion of Mr. O. P. Johnson, leave of indefinite absence was granted to Mr. W. J. Worthington.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Swigert, from the Committee on Internal Improvement—

An act to amend the charter of the Mitchellville and Dry Creek plank road company.

By same—

An act to incorporate the Chaplin and Anderson turnpike road company.

By same—

An act to repeal section 3 of an act, entitled "An act to amend the charter of the Lancaster and Buckeye turnpike road company."

By same—

An act to amend an act to reduce into one the several acts concerning private passways in Mercer county.

By same—

An act to amend the charter of the Nicholasville and Kentucky River turnpike road company.

By same—

An act to amend the charter of the Paris and Winchester turnpike road company.

By Mr. Lilly, from the same committee—

An act to incorporate the Sligo and Oldham County turnpike road company.

By Mr. Wright—

An act to amend the charter of the Henderson and Nashville railroad company.

By same—

An act to incorporate the Lick Creek turnpike company, in Gallatin county.

By Mr. W. Johnson, from the same committee—

An act to amend the charter of the New Orleans and Ohio railroad company.

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By Mr. Bruner, from the Committee on Revised Statutes—

An act to incorporate the Pioneer Oil and Mining Company of Simpson county.

By same—

An act authorizing the trustees of the town of Litchfield to discontinue and sell a part of Chestnut street, in said town.

By same—

An act to amend the charter of the town of Dixon.

By same—

An act applying the mechanics' lien law to Ballard county.

By same—

An act to change the time of holding the police court of Mt. Sterling.

By Mr. Wright, from the Committee on Agriculture and Manufactures—

An act to incorporate the Muldrough's Hill Fish and Fruit Company.

By Mr. Swigert, from the Committee on Internal Improvement—

An act to amend an act, entitled "An act to incorporate the Bryantsville and Boyle County turnpike road company."

By same—

An act to charter the Bowling Green and Scottsville turnpike road company.

By Mr. Lilly, from same committee—

An act for the benefit of the Lebanon, New Market, and Springfield turnpike road company.

By same—

An act to amend an act, entitled "An act for the benefit of the Wilderness turnpike road, in Knox county," approved June 23, 1864.

By Mr. Harrison, from the Committee on the Judiciary—

An act to incorporate the New Haven Oil Company.

By same—

An act to incorporate the Allen Farm Petroleum Company.

By same—

An act to incorporate the Eagle Petroleum and Mining Company.

By same—

An act to charter the South Jefferson Lyceum of Jefferson county.

By Mr. Dudley—

An act to incorporate the Jessamine County Oil, Coal, and Mining Company.

By same—

An act to incorporate the Metcalfe County Central Oil and Mining Company.

By same—

An act to incorporate the Tuscarora Oil Company.

By Mr. Bruner, from the Committee on Revised Statutes—

An act to incorporate the Wide-Awake Oil Company.

By same—

An act to incorporate the Hussey Oil Company.

With amendments to the last thirteen named bills.

Which were concurred in.

Ordered, That said bills, the last thirteen named as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The following bills were reported by the several committees directed to prepare and bring in the same, viz:

By Mr. Swigert, from the Committee on Internal Improvement—

A bill to amend an act, entitled "An act to compel stockholders in turnpike roads in Lincoln county to work on dirt roads," approved June 5, 1865.

By Mr. Lilly, from same committee—

A bill to amend the charter of the Sharpsburg and Owingsville turnpike road company.

By Mr. Wright, from same committee—

A bill for the protection of sheep in Greenup county.

By Mr. W. Johnson, from same committee—

A bill to amend an act, entitled "An act to incorporate the Cox's Creek and Samuels' depot turnpike road company."

By Mr. Harrison, from the Committee on the Judiciary—

A bill to incorporate the Dry Run Pond Draining Company.

By same—

A bill for the benefit of Mrs. Mary M. Barrett, of Harrison county.

By same—

A bill to incorporate the Falls City Tug and Coal Company.

By same—

A bill to incorporate the Greasy Creek and Roaring Lilly Oil and Mining Company.

By same—

A bill to incorporate the Pine Lick Mining and Manufacturing Company.

By same—

A bill to incorporate the Louisville and Cincinnati Air-line railroad company.

By Mr. Gorin, from same committee—

A bill in relation to the oil and mining corporations of this Commonwealth.

By same—

A bill for the benefit of Mary E. Alexander.

By same—

A bill to incorporate the Novelty Oil, Mining, and Manufacturing Company.

By same—

A bill to incorporate the Merchants' and Manufacturing Insurance Company.

By same—

A bill to prohibit the sale of spirituous or vinous liquors in the town of Somerset, or within one mile square of the court-house in said town.

By same—

A bill to incorporate the Lovell Rousseau Oil and Mining Company.

By Mr. Dudley, from the Committee on Revised Statutes—

A bill to amend chapter 94, article 2, section 1, Revised Statutes.

By same—

A bill to amend the statute of limitations.

By Mr. Cleveland, from the Committee on Banks—

A bill to incorporate a Savings and Deposit Bank in the town of Elkton, Kentucky.

By same—

A bill to incorporate the Deposit Bank of Somerset.

By same—

A bill to create the Deposit Bank of Princeton.

By Mr. Harrison, from the Committee on the Judiciary—

A bill for the benefit of Robert H. Grayson's heirs.

By Mr. Wright, from the Committee on Agriculture and Manufactures—

A bill to incorporate the Clarke County Agricultural Society.

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An act to regulate the imposition of taxes by the city of Paris for city school purposes.

An act to incorporate the Bardstown, Bloomfield, and Chaplintown turnpike road company.

An act to incorporate the Hillsboro and Wyoming turnpike road company.

An act to incorporate the Poplar Plains and Tilton turnpike road company.

An act to incorporate the Vanceburg Deposit Bank.

An act allowing common school districts in Lewis county to levy a district tax.

An act to incorporate the Farmers' Manufacturing and Banking Company.

An act for the benefit of Harrison Ford, late sheriff of Pike county.

An act for the benefit of James Linden, sheriff of Breathitt county.

With amendments to the last three named bills, the first of which amended bills was referred to the Committee on Banks, and the last two to the Committee on Finance.

A message was also received from the House of Representatives, announcing that they had concurred in the amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act for the benefit of the Lebanon, New Market, and Springfield turnpike road company.

That they had passed bills of the following titles, viz:

1. An act for the benefit of Mathias Borders, of Washington county.

2. An act for the benefit of John H. Allison, sheriff of Lawrence county.

3. An act for the benefit of M. W. Holland.

4. An act for the benefit of M. W. Galloway, late sheriff of Graves county.

5. An act for the benefit of W. B. Cox, late sheriff of Morgan county.

6. An act for the benefit of A. W. Nickell, sheriff of Johnson county.

7. An act for the benefit of Frank Fraize, late sheriff of Breckinridge county.

8. An act to incorporate the Paint Lick and Drake's Creek turnpike road company.

9. An act for the benefit of the Bardstown and Green River turnpike road company.

10. An act to incorporate the Mt. Olivet and Sardis turnpike road company.

11. An act for the benefit of Philip Bray, of Larue county.

12. An act to amend the charter of the Georgetown and Long Lick turnpike road company.

13. An act for the benefit of the Great Crossing and Stamping Ground turnpike road company.

14. An act for the benefit of common school district No. 21, in Meade county.

15 An act for the benefit of district No. 35, Mercer county.

16. An act to incorporate the Scott County Agricultural and Mechanical Association.

17. An act to establish justices' district No. 5, in Hancock county.

18. An act to incorporate the United States Mining and Manufacturing Company.

19. An act to incorporate the Kentucky River Lead Mining and Manufacturing Company.

20. An act to repeal an act, entitled "An act to incorporate the Deposit Bank of Carlisle."

21. An act to incorporate the Deposit Bank of Carlisle.

22. An act to alter and define the line of Blue Ball precinct, in Clarke county, and establish a voting place therein.

Which were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, 4th, 5th, 6th, and 7th to the Committee on Finance; the 3d and 11th to the Committee on Revised Statutes; the 8th, 9th, 10th, 12th, and 13th to the Committee on Internal Improvement; the 14th and 15th to the Committee on Education; the 16th to the Committee on Agriculture and Manufactures; the 17th to the Committee on County Courts; the 18th and 19th to the Committee on the Judiciary; the 20th and 21st to the Committee on Banks, and the 22d to the Committee on Privileges and Elections.

The Speaker, in pursuance of a joint resolution concurred in by the two Houses, appointed Mr. Dudley, to act in conjunction with the House committee, in relation to General Fisk.

Mr. Gorin, from the Committee on Codes of Practice, to whom had been referred the amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to amend sub-section 2 of the 614th section of the Civil Code of Practice, title "Evidence,"

Reported the same, with the expression of opinion that said amendment should not be concurred in.

And the question being taken on concurring in said amendment, it was decided in the negative.

A message was received from the Governor by Mr. VanWinkle, Secretary of State, announcing that the Governor had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Greensburg Savings Bank.

An act to incorporate the Skegg's Creek Oil Company.

An act to incorporate the Lexington Lead and Mining Company.

An act to incorporate the Beargrass railway company.

An act to amend the act establishing the Jefferson county court.

Also, a message in writing.

Mr. Wm. Johnson, from the Committee on Internal Improvement, to whom was referred a bill from the House of Representatives, entitled

An act concerning the powers of the Louisville and Nashville railroad company,

Reported the same without amendment.

Ordered, That said bill be placed in the orders of the day.

Leave was given to bring in the following bills, viz:

On motion of Mr. Prall—1. A bill for the benefit of Wm. P. Conner, late sheriff of Bath county.

On motion of Mr. Swigert—2. A bill to incorporate the Southern Mutual Life Insurance Company of Kentucky.

On motion of Mr. Stone—3. A bill to charter the Scottsville Oil and Mining Company.

On motion of same—4. A bill to charter the Glasgow and Jimtown turnpike road company.

The Committee on Circuit Courts were directed to prepare and bring in the 1st; the Committee on the Judiciary the 2d and 3d, and the Committee on Internal Improvement the 4th.

Mr. Garriott, from the Committee on Enrollments, reported that the Committee had examined enrolled bills and a resolution, originating in the House of Representatives, entitled

An act in relation to the town of Campbellsville, in Taylor county.

An act for the benefit of the Lebanon, New Market, and Springfield turnpike road company.

An act to incorporate the Crocus Tube and Tank Company.

Resolution in regard to Gen. Fisk.

And enrolled bills of the following titles, viz:

An act for the benefit of James Guthrie.

An act to amend the jury laws of this Commonwealth.

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By same—

A bill to authorize the Lewis county court to levy a tax to create a bridge fund for Lewis county.

By Mr. Harrison, from the Committee on the Judiciary—

A bill to incorporate the Augusta Coal and Fuel Company.

By same—

A bill to amend the charter of the Licking and Ohio River railroad company, approved June 3, 1865.

By same—

An act to incorporate the Louisa Mining and Manufacturing Company.

By same—

An act to incorporate the Franklin County Mining and Smelting Company.

By same—

An act to incorporate the Beaver Dam Coal, Oil, Mining, and Mineral Company.

By Mr. J. J. Landram, from the Committee on Military Affairs—

An act to repeal all laws authorizing the Governor of this Commonwealth to borrow money for military purposes.

By Mr. Cleveland, from the Committee on Banks—

An act to incorporate the Bank of Monticello.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives were reported by the several committees to whom they had been referred, as follows:

By Mr. Gorin, from the Committee on Codes of Practice—

An act to amend section 61 of the Criminal Code of Practice.

By same—

An act to amend section 60 of the Civil Code of Practice.

By Mr. J. J. Landram, from the Committee on County Courts—

An act for the benefit of Henry county.

By Mr. Wm. Johnson, from the Committee on Internal Improvement—

An act to incorporate the Lagrange, Ballardsville, and Simpsonville turnpike road company.

By Mr. Harrison, from the Committee on the Judiciary—

An act to incorporate the town of Saloma, Taylor county.

By same—

An act to amend an act, entitled "An act for the benefit of the town of Lebanon," approved December 18, 1863.

By same—

An act to incorporate the town of Woodburn, in Warren county.

By same—

An act to incorporate Jo Daviess Chapter, No. 32, of Royal Arch Masons, of Owensboro.

By same—

An act to incorporate the Cigar-maker's Protection Union of Louisville.

By same—

An act to amend the charter of Stanford.

By same—

An act to amend an act, entitled "An act to establish a court of common pleas for the county of Jefferson," approved February 24, 1865.

By same—

An act to incorporate the Hebrew Congregation Adath Jeshurm of Louisville.

By Mr. Morrow, from same committee—

An act to incorporate the town of Litchfield.

By same—

An act to amend the charter of the city of Henderson.

By Mr. Botts, from the Committee on Finance—

An act for the benefit of Henry S. Vaughan, late sheriff of Johnson county.

By Mr. J. J. Landram, from the Committee on County Courts—

An act to re-enact an act, entitled "An act to empower the Ohio county court to levy an additional tax, and issue bonds to build a new court-house," approved December, 1863, and to legalize the proceedings of the court under said act.

By Mr. W. Johnson, from the Committee on Internal Improvement—

An act to amend the charter of the Louisville and Taylorsville turnpike road company.

By Mr. Harrison, from the Committee on the Judiciary—

An act to incorporate the Red Oak Oil and Mining Company.

By same—

An act to incorporate the Oil Lake Petroleum Company.

By same—

An act to incorporate the Illinois and Kentucky Petroleum and Mining Company.

By same—

An act to incorporate the Cincinnati Mining Company.

By same—

An act for the benefit of the devisees of Edward Jacob.

By Mr. Morrow, from the same committee—

An act to incorporate the Smithfield Cemetery Company.

By same—

An act to incorporate the Louisville and Memphis People's Line Packet Company.

With amendments to the last nine named bills.

Which were concurred in.

Ordered, That said bills, the last nine as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Harrison, from the Committee on the Judiciary, to whom was referred a resolution making certain persons preferred creditors, asked to be discharged from the further consideration of said resolution.

Which was granted.

Ordered, That said resolution be referred to the Committee on Revised Statutes.

Mr. Harrison, from same committee, reported a bill to prevent judges and chancellors from practising law and engaging in other business.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be referred to the Committee on Revised Statutes.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

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Which was read the first time, and ordered to be read a second time.

The question was then taken on ordering said bill to be read a third time, and it was decided in the negative.

So said bill was rejected.

Mr. Dudley, from the Committee on Revised Statutes, to whom was referred a bill from the House of Representatives, entitled

An act to amend chapter 43, article 2, section 6, of the Revised Statutes, title "Guardian and Ward," together with sundry amendments heretofore proposed,

Reported the same with an amendment, as a substitute for said bill and proposed amendments.

Ordered, That said bill and substitute be printed, and placed in the orders of the day.

A message was received from the House of Representatives, announcing that they had adopted a resolution in relation to the election of Keeper of the Penitentiary.

Which was taken up, twice read, and concurred in.

Mr. J. J. Landram moved the following resolution, viz:

Resolved, That the Committee on Revised Statutes be, and they are hereby, instructed to report a bill requiring the assessors of this Commonwealth to list and report the number of the qualified voters of their respective counties in this Commonwealth for the year 1866.

Which was adopted.

Mr. Dudley moved the following resolution, viz:

Resolved, That a select committee of three be appointed, whose duty it shall be to prepare and report a bill for the general incorporation of mining, manufacturing, and other similar companies; and that said committee be authorized to procure copies of the laws of other States which may assist their labors.

Which was adopted.

Whereupon, the Speaker appointed Messrs. Dudley, Harrison, and Prall said committee.

Mr. Dudley, from the Committee on Military Affairs, in pursuance of a resolution of inquiry of the Governor, laid before the Senate sundry documents, which were ordered to be printed and placed in the orders of the day.

The Senate took up for consideration a resolution heretofore offered by Mr. Dudley.

Which reads as follows, viz:

Resolved by the Senate and House of Representatives, That the joint committee recently appointed to consider what, if any, new legislation has been rendered necessary by recent political events, be known as

the Joint Committee on Labor, and shall be a standing committee of the two Houses.

Which was adopted.

The Senate also took up for consideration the resolution heretofore proposed by Mr. J. J. Landram, in relation to apportioning the State.

Ordered, That the further consideration of said resolution be postponed until the 15th January, 1867.

On motion of Mr. Helm,

Ordered, That the subject fixed for Thursday next, at ¼ before 11 o'clock, be postponed until Saturday next, at the same hour.

The Senate took up for consideration the following messages from the Governor:

EXECUTIVE DEPARTMENT,
FRANKFORT, January 15th, 1866.

Gentlemen of the Senate:

I nominate for your advice and consent the following persons to be Notaries Public for the following counties, viz:

R. J. Littlepage, Hopkins county.
J. R. Gailbreath, Jefferson county.
Wm. R. Johnson, Jefferson county.
A. J. Harrington, Jefferson county.
G. C. Wharton, Jefferson county.
Joseph B. Read Jefferson county.
J. Allen Sammon, Jefferson county.
H. S. Park, Henderson county.
Jas. R. Hallam, Campbell county.
Chas. H. Fisk, Kenton county.

THOS. E. BRAMLETTE.
Governor of Kentucky.

EXECUTIVE DEPARTMENT.
FRANKFORT, January 17th, 1866.

Gentlemen of the Senate:

I nominate for your advice and consent the following persons to be Notaries Public for the counties named, viz:

Edward Atkinson, Henderson county.
John M. Carroll, Jefferson county.
Edward Sexton, Jefferson county.
Max Blank, Jefferson county.
J. J. Fischer, Jefferson county.
Wm. H. Miller, Graves county.
Thos. J. Fuqua, Christian county.
Jas. E. Rankin, McCracken county.
John B. Barrett, Henderson county.

THOS. E. BRAMLETTE,
Governor of Kentucky.

EXECUTIVE DEPARTMENT,
FRANKFORT, Jan. 20th, 1866.

Gentlemen of the Senate:

I nominate for your advice and consent the following persons to be Notaries Public for the counties named, viz:

Arthur Smith, Trigg county.
George R. Wheeler, Jefferson county.
Wm. C. Price, Garrard county.
John O'Brien, Daviess county.
Z. P. McBrayer, Mercer county.

THOS. E. BRAMLETTE,
Governor of Kentucky.

EXECUTIVE DEPARTMENT,
FRANKFORT, January 24th, 1866.

Gentlemen of the Senate:

I nominate for your advice and consent the following persons to be Notaries Public for the counties named, viz:

John M. Harlan, Franklin county.
Jas. A. Leech, Jefferson county.
John J. Metzger, Warren county.
S. P. Love, Muhlenburg county.
D. O. Riley, Grayson county.
A. G. Caruth, Jefferson county.
R. Gudgell, Bath county.
James A. Beattie, Jefferson county.

THOS. E. BRAMLETTE,
Governor of Kentucky.

EXECUTIVE DEPARTMENT,
FRANKFORT, January 27, 1866.

Gentlemen of the Senate:

I nominate for your advice and consent the following persons to be Notaries Public for the counties named, viz:

W. G. Hume, Jefferson county.
D. O. Riley, Grayson county.
J. Taylor Compton, Hart county.
James T. Allen, Kenton county.
Ephraim B. Wilhoit, Carter county.

THOS. E. BRAMLETTE.
Governor of Kentucky.

EXECUTIVE DEPARTMENT,
FRANKFORT, January 30, 1866.

Gentlemen of the Senate:

I nominate for your advice and consent, John P. Campbell, sr., as one of the Board of Managers of the Western Lunatic Asylum.

Also, the following persons to be Notaries Public for the counties named, viz:

Chas. M. Harwood, Shelby county.

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2. An act to amend an act, entitled "An act to regulate the amount of public printing and binding."

3. An act to change the time of holding the circuit courts in Marshall county.

4. An act for the benefit of Nicholas county.

5. An act, entitled "An act to amend an act, entitled 'An act to authorize the county court of Carter county to sell the poor-house lands of said county.'"

6. An act to amend an act for the benefit of the poor-house of Nicholas county.

7. An act to amend an act for the benefit of the Nicholas county court.

8. An act incorporating the Blandville Hotel Company, in Ballard county.

9. An act prescribing the mode of settlement of the stock account of the counties of Logan, Simpson, Warren, Hart, and Hardin with the Louisville and Nashville railroad company.

10. An act to repeal an act, entitled "An act to add a portion of the county of Morgan to the county of Wolfe."

11. An act to change the boundary line between the Vanceburg and Kinnikinnick election district, in Lewis county.

12. An act establishing an additional voting place in Lewis county.

A resolution in relation to transportation of United States mails on the Lebanon railroad.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 8th to the Committee on the Judiciary; the 2d to the Committee on Finance; the 3d to the Committee on Circuit Courts; the 4th, 5th, 6th, and 7th to the Committee on County Courts; the 9th to the Committee on Internal Improvement; the 10th to the Committee on Propositions and Grievances; the 11th and 12th to the Committee on Privileges and Elections, and the resolution to the Committee on Federal Relations.

That they had received official information from the Governor that he had approved and signed enrolled bills, originating in the House of Representatives, of the following titles, viz:

An act for the benefit of the assessor of Henry county.

An act to incorporate the Goodman Oil Company.

An act to incorporate the Hall's Gap Oil and Mining Company.

An act to incorporate the Lyne Oil Company.

An act to amend an act, entitled "An act to incorporate the Board of Managers of the Louisville House of Refuge.

An act to amend an act, entitled "An act to incorporate the town of St. Mary's, in Marion county."

An act to incorporate the Philips Petroleum Company.

An act to incorporate the Suwanee Oil Company.

An act to incorporate the Crocus and Cumberland Petroleum Company.

An act to incorporate the Glendale Oil Company.

The following petitions were presented, viz:

By Mr. Cosby—

1. The petition of J. F. Kimbley, praying to be released from payment of bond given for the purchase of runaway negro.

By Mr. Patrick—

2. The petition of S. M. Ferguson, praying passage of an act allowing him compensation for his services as surgeon of 39th regiment of Kentucky Volunteers.

Which petitions were received, the reading dispensed with, and they were referred to the Committee on Finance.

On motion of Mr. Gorin, leave of indefinite absence was granted Mr. Chandler.

The following bills from the House of Representatives were reported by the several committees to whom the same had been referred, viz:

By Mr. J. J. Landram, from the Committee on County Courts—

An act for the benefit of Ballard county.

By same—

15. An act to empower the Grayson county court to levy an additional tax and issue bonds to build a new court-house.

By same—

An act to change the county line between the counties of Kenton and Pendleton.

By Mr. Wright, from the Committee on Agriculture and Manufactures—

An act to incorporate the Stony Point Academy Boarding House.

By Mr. Botts, from the Committee on Finance—

An act for the benefit of W. H. Elam, sheriff of Morgan county.

By same—

An act for the benefit of J. M. Lewis, sheriff of Rowan county.

By same—

An act for the benefit of the sheriff of Union county.

By Mr. O. P. Johnson, from the same committee—

An act for the benefit of James L. Fairleigh, administrator of Wm. Fairleigh.

By same—

An act for the benefit of the administratrix of W. J. Fields, deceased, late sheriff of Carter county.

By same—

An act for the benefit of Solomon C. Saylor, late sheriff of Harlan county.

By same—

An act for the benefit of William Johnson, sheriff of Pike county.

By same—

An act for the benefit of the administrators of Samuel T. Hauser, late judge of the Pendleton county court.

By Mr. Lilly, from same committee—

An act for the benefit of C. M. Hanks, late collector of the revenue of Wolfe county.

By same—

An act in relation to uncollected revenue in Metcalfe county.

By Mr. Cochran, from the Committee on Revised Statutes—

An act to repeal an act, entitled "An act regulating the manner of soldiers voting for electors for President and Vice President of the United States within and without this State," approved February 22, 1864.

By same—

An act to amend an act, entitled "An act to authorize the town of South Carrollton, in Muhlenburg county, to elect a police judge and town marshal," approved January 28, 1854.

By Mr. Swigert, from the Committee on Internal Improvement—

An act to amend the charter of the Danville and Hustonsville turnpike road company.

By same—

An act to incorporate the New Market and St. Mary's turnpike road company.

By Mr. Lilly, from same committee—

An act to incorporate the Bedford and Milton turnpike road company.

By Mr. Cleveland, from Committee on Banks—

An act to repeal an act, entitled "An act to incorporate the Deposit Bank of Carlisle."

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Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Swigert, from the Committee on Finance, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of Thomas J. Jolly, late sheriff of Breckinridge county,

Reported the same, with the expression of opinion that it ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and he is hereby, authorized to draw his warrant on the Treasury in favor of the said Thomas J. Jolly, late sheriff of Breckinridge county, for the sum of one hundred and twenty-one dollars and eighty-seven cents ($121 87), to be paid out of any money not otherwise appropriated.

§ 2. This act to take effect from its passage.

So said bill was disagreed to.

The yeas and nays being required thereon by Messrs. Gorin and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

N. R. Black	Evan M. Garriott,	John L. Helm,
John B. Bruner,	James W. Gorin,	Thos. Z. Morrow,
Tho. P. Cardwell,	W. C. Halbert,	B. W. Stone—11.
A. D. Cosby,	T. W. Hammond,	

Those who voted in the negative, were—

Wm. S. Botts,	O. P. Johnson,	Henry C. Lilly,
F. L. Cleveland,	Wm. Johnson,	W. W. McKenzie,
Thos. B. Cochran,	John J. Landram,	Philip Swigert,
Milton J. Cook,	J. D. Landrum,	George Wright—13.
James Harrison,		

Mr. Harrison moved a reconsideration of the vote by which the third reading of said bill was refused.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill be recommitted to the Committee on the Judiciary, with instructions to prepare and report a general bill.

Leave was given to bring in the following bills, viz:

On motion of Mr. Stone—1. A bill to incorporate the Kirkland Farm Oil, Mining, and Manufacturing Company.

On motion of Mr. Wright—2. A bill concerning the Southern Bank of Kentucky.

On motion of Mr. Patrick—3. A bill for the benefit of H. T. Vaughn, late sheriff of Johnson county.

On motion of same—4. A bill for the benefit of B. F. Shephard, late sheriff of Carter county.

On motion of Mr. Cleveland—5. A bill to amend the charter of the city of Augusta.

On motion of Mr. Halbert—6. A bill for the benefit of Warren & Drake.

The Committee on the Judiciary were directed to prepare and bring in the 1st and 5th; the Committee on Finance the 3d and 4th; the Committee on Banks the 2d, and the Committee on County Courts the 6th.

Mr. J. J. Landram, from the Committee on Military Affairs, presented the reports of the Adjutant General and Quartermaster General of Kentucky.

Ordered, That the Public Printer print 150 copies each of said reports, and that they be placed in the orders of the day.

[*For Reports—See Legislative Documents, Nos.* 8 *and* 9.]

Mr. W. Johnson, from the Committee on Internal Improvement, to whom had been referred the amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to incorporate the Paducah Street railroad company,

Reported the same, with the expression of opinion that said amendment should be concurred in.

And the question being taken upon concurring in said amendment, it was decided in the affirmative.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of A. C. Bowman, former sheriff of the county of Breathitt.

An act to change the time of holding the Wayne circuit court.

An act for the benefit of R. P. Davis, former surveyor of Breathitt county.

An act to amend the penal laws of this Commonwealth.

An act to extend the June term of the Hardin circuit court.

An act to amend the charter of the Franklin Bank of Kentucky.

An act to incorporate the Union M. E. Church in Covington.

An act to amend the jury laws of this Commonwealth.

An act to repeal an act, entitled "An act to amend the charter of the Lexington and Big Sandy railroad."

An act to authorize proceedings to be instituted for the forfeiture of the charters of railroad, turnpike, and bridge companies in certain cases.

An act for the benefit of Jacob Fitzpatrick, of Floyd county.

An act to change the time of holding the courts in the 14th judicial district.

An act for the benefit of Eliza A. G. Ross.

An act for the benefit of James Guthrie.

An act for the benefit of D. C. Smith, of Barren county.

An act to authorize the Bath county court to borrow and appropriate of its railroad fund a sufficient amount thereof for the rebuilding of the county buildings, and provide for its repayment.

Resolution in regard to the pay of L. B. Goggin and W. C. Halbert.

Mr. Cochran read and laid on the table the following joint resolutions.

The rule of the Senate being dispensed with,

Said resolutions were taken up and read as follows, viz:

Whereas, The General Assembly of the Commonwealth of Kentucky has witnessed with surprise and regret the effort making in the Congress of the United States, in behalf of a system of measures, based upon a construction of the recently adopted Amendment of the Federal Constitution, so grossly wrong as to be mere usurpation. The General Assembly makes earnest protest against all such measures, and will give its reasons for the protest.

The first or main clause of that amendment confers no power. It is a mere prohibition, carrying its own adequate enforcement, without any supplementary aid. It is taken *verbatim* from the ordinance which provided government for the Northwest Territory, and which has been adopted into nearly every free State Constitution made since then, and into the act of Congress regulating the "Missouri Compromise." Neither the ordinance nor any of those Constitutions nor the Compromise provide any aid towards its enforcement, but all treat it as fully adequate to its own enforcement. They all treated it, and all courts have treated it, as accomplishing its main, if not sole purpose—that of abolishing negro slavery and converting negro slaves into what the Constitutions of the Northwest States appropriately denominate "free inhabitants," in contradistinction to free citizens.

Under this view of their status, they were denied, not merely the right of suffrage and being enrolled in the militia—but some, if not all of those States, until recently, denied them the privilege of testifying against white

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classes of their full citizens, and still more as to those who are not full citizens, but only free inhabitants. This has been freely done in all the ramifications of civil and political rights, and especially in reference to the wide circle of domestic relations, with the rights and duties pertaining thereto; also in prescribing penalties, and the qualification of witnesses and jurors. It has always been held, that in none of these or analogous subjects, has Congress any right to intermeddle, except so far as authorized by the Constitution. This broad feature, this so legible characteristic of the Constitution, is perhaps the most important part of what is termed its *spirit*, its general import, its fundamental theory. Hence, Congress can have no auxiliary power under the Amendment to institute a penal code or an internal police for the regulation or control of the conduct of the inhabitants of any State towards each other. Neither can Congress define or regulate the civil or political rights of the people of any State. None such is a *proper* auxiliary power.

There is an equally legible, all-pervading part of the *spirit* of the Constitution, with which Congress will conflict in any attempt to take exclusive or even concurrent jurisdiction over the four million of negroes scattered through the nation: it is that jealous effort to guard against the centralization of power in the Federal head manifested throughout the Constitution. This part of its spirit has been heretofore regarded as the main safeguard to permanent national liberty. Such jurisdiction can be efficiently maintained only by the aid of an enormous corps of civil officers, and a standing army of not less than twenty thousand men. This would be a vast and most expensive increase of the already overgrown, constantly increasing, and perfectly uncontrollable power of the Federal head. Such a power cannot be proper, but must strike every intelligent patriot as very improper to be used for any auxiliary purpose. Such legislation cannot be deemed *appropriate* for enforcing a mere prohibition against personal slavery, or for securing the emancipated negro his right to stand before the judicial tribunals as a free inhabitant. If it was intended to enlarge those rights as heretofore understood, or to take them from the jurisdiction of the several States, the amendment should have explicitly so declared, as that is the only mode in which such intention could be carried out, the power of Congress being wholly inadequate thereto. The Southern courts have already decided that the Legislature cannot deprive a free negro, or any other free inhabitant, of his right to have his person and property protected by law. Even if this were not so, Congress would have no power to prohibit such legislation, as a State cannot be legitimately so prohibited otherwise than by the Constitution.

There is another strong objection to any latitudinous construction of the second clause of the amendment, growing out of the freely imputed and extensively believed fraudulent intent of the original contrivers of that measure. When it was first started there were fifteen slaveholding States, every one of which, it was well known, would vote against ratifying the amendment, and it could not have been expected that its ratification could be obtained by any sort of fair dealing. At that time the condition of things growing out of the rebellion precluded eleven States, which were sufficient to veto the ratification, from any valid action on the subject. This should have forbid any such attempt from being then made. Delaware, Maryland, Missouri, and Kentucky had a large interest to be protected by the votes of those States, and to deprive them of that protection by force or fraud would be a base violation of their rights as loyal States. From the precedents set by Great Britain in her West India emancipation, and by Congress in its District of Columbia emancipation, and from

the great principle of justice sanctified by all our written Constitutions, there should never have been emancipation without accompanying compensation to the slave owners. Their property was acquired under the full sanction of Constitution and law, and could not for the purpose of any supposed necessary national policy be rightfully taken away without compensation. To do so would be such gross breach of national faith and justice as to leave, in the opinion of the owners, only an undistinguishable boundary between the act and plain robbery. Every one of those eleven States would have so said if left to a free vote and an uninfluenced expression of opinion.

In further proof of the intent to procure the amendment by fraud or force, take the action of the Abolition party in suddenly converting Territories into States, when they had not a third of the requisite population, and from no other motive but that of obtaining ratifying votes. This was a base abuse of a high national trust, intended mainly, almost exclusively, for the benefit of people in the Territories, and perverting it to party purposes, in the accomplishment of a party policy, in which those people had no peculiar interest. Take also the active efforts used to manufacture what were appropriately termed "rotten borough States," out of a nominal tenth of the people of rebel States. Or in full proof, take the military dictation of the ratifications of several rebel States, and the counting of their ratifications as a valid adoption of the amendment. Such fraud and force can never be justifiable in the management of the affairs of a great nation—a great confederation of sister States, whose mutual affection and esteem is the most valuable ligament of their permanent union. Such fraud and force fully justify Kentucky in her earnest insistance that the contrivers of the fraud shall be confined to the narrowest limits of the power whose mode of grant they themselves prescribed and so surreptitiously obtained.

This fraudulent manufacture of new States for mere party purposes, taken in connection with the manufacture of the so-called new State of "Western Virginia," without the consent of the State from which it was taken, in plain violation of an express prohibition of the Constitution, is the initiation of stupendous and appalling power, which, in the hands of an unscrupulous majority, gives it the facile means of undermining and overthrowing the whole structure of the Government in the accomplishment of any party purpose, even to the extent of perpetuating its party power. If new States can be made by thus slicing up old ones, there is no alteration of the Constitution that cannot be accomplished by a dominant party for party purposes, and the whole Government, together with the national liberty it was intended to secure, are left to the *honest* discretion and *merciful* forbearance of any dominant party.

Adequately to appreciate the right of Kentucky to make earnest protest against the measures pending in Congress, it must be remembered that they, like those which abolitionized the war and the Constitution, would be a perfidious betrayal of the solemn pledges given by the dominant party in their platform, in the inaugural speech of their President, in the personal promises repeatedly given by him to Kentuckians, and in the almost unanimous resolve of Congress recently after the war began.

Kentucky knows full well where to direct her resentment for these wrongs, without bestowing any part of it upon her innocent negro population, who are no way responsible therefor, and who thus far have behaved so surprisingly well under their sudden change of position, and under abolition incitement to the contrary. To say nothing of humanity, the plainest and strongest incentive of self-interest will induce Kentucky,

whilst accommodating her affairs to the new state of things, to treat her negro population with perfect justice, giving them some protection against being cheated in contracts for their labor, and prompt legal remedy to recover their earnings under such contracts. In this way she expects to obtain their confidence in her justice, and the much needed labor of such of them as are not too lazy to work for full wages. She will pursue this policy the more certainly and willingly in the absence of all semblance of dictation or attempt at coercion. It will be an arrogant, insulting presumption, to be made by any one, that she has not the wisdom and justice to pursue such a policy. Such an imputation will come with bad grace from those who, incited by their hate of the Southern people—that bitter hate which the wrong-doer is said to bear towards his victim—have, in their pursuit of a demoniac vengeance, shown themselves utterly reckless of the lives or welfare of the negroes, causing, from heartless cruelty, more deaths among them by starvation and exposure than occurred to our armies from all the battles of the late war.

As it seems determined that the negroes should remain a permanent fixture in the South, any one having the slightest concern for them would see the necessity for getting up and preserving good feeling between them and the whites. It cannot be for their benefit that the whites should be persecuted into hating and maltreating them. Yet such will be the necessary result of the measures pending in Congress, if carried out. If the object be to incite another civil war, during which the North can better glut its vengeance, then there is sense in the proposed policy; otherwise it is devoid of all rational justification.

Private information from the South induces the belief that an extensive system of bribery has already been adopted to obtain relief from the injudicious action of the Freedmen's Bureau; and that its officials, when made secret partners in crops, show themselves most rigorous disciplinarians by insisting on having the negroes severely whipped to make them work. Those who have had experience of the action of officials under the provost marshal system, during the days of martial law, have no difficulty in giving credence to this system of rumored bribery. Such is bound to be the result of this obnoxious policy.

All the instincts and interests of Kentucky impel her to do what she can in avoidance of civil war; yet there is a point of endurance beyond which it is unsafe to push free born Americans. No one can venture to promise that if this degradation is attempted to be imposed upon Kentucky, her people will not resist. They will be told by nearly every intelligent man in the State that such attempt is plainly illegal, and based upon nothing but tyrannical usurpation. This being so as to Kentucky, who has never faltered in her loyalty to the Federal Government, whose complaints are none of them against the Government itself, but against its ignorant or its perfidiously wicked administrators, there can be no doubt as to the reception those measures will meet with from States further South; therefore,

1. *Be it resolved by the General Assembly of the Commonwealth of Kentucky*, That the recently adopted Amendment of the Federal Constitution was, from its plain import, presumably intended only to place emancipated negroes upon the footing of free inhabitants, who have never been treated, and have no right to be treated, as full citizens; such being the practical construction of the Congressional ordinance, from which the Amendment was literally copied, and of all the State Constitutions containing the same prohibition; a practical construction of nearly eighty years' duration, and which is the most convincing and authoritative exposition that any

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spectfully suggested to the Southern States, whether there will be any loss to them, if, in yielding to the high claims of honor and dignity, they abstain from all further solicitation for the admission of their Senators and Representatives, whilst waiting patiently till their case can be heard before the great tribunal of the people at the next Congressional elections, when the nation can appoint proper Representatives, who will cordially invite the Southern States to co-operate in carrying on the government. It is not credible that a majority of the Northern part of the nation will so far bastardize the blood of their liberty-loving sires of the Revolution, as to betray the great principle upon which they declared Independence, when the great American issue of *taxation without representation* comes again for decision before the American people. The local position and intimate intercourse of Kentuckians with the people of the great Northwest, gives them reason for the belief, that no large part of that people will countenance the impoverishment, much less the ruin, of any part of the valley of the Mississippi, merely to gratify a small distant section of the Union in the exercise of either of those *amiable* feelings, cupidity, hate, and fanaticism, which, in combination, so prominently present the characteristic of that section, whose leaders have obtained control of the Government. When, in 1798, the New England party, besotted with supposed impregnable power, overstepped the bounds of the Constitution to indulge their hate by persecuting their political opponents, Kentucky, though one of the youngest and smallest of the States, took the initiative in denouncing the usurpation and inaugurating a popular rally in defence of the Constitution, which resulted in the utter defeat and permanent overthrow of the New England party of that day. It is under far brighter auspices for success that Kentucky now utters this her rallying cry against the usurping New England party of the present day. She does this in the fullest confidence that no Southern State will suffer its ratification of any of the proposed amendments of the Constitution to be extorted from her by the bullying threats of the abolition party.

Ordered, That the Public Printer print 150 copies thereof, and that they be placed in the orders of the day.

The Senate took up for consideration

A bill to amend chapter 99 of the Revised Statutes, title "Taverns, Tippling-houses, &c."

Which was read the second time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the privilege to sell spirituous, malt, or fermented, or other intoxicating liquor, shall not be implied or embraced in any license to keep a tavern, coffee-house, boarding-house, restaurant, or other place of entertainment licensed by any county court or board of trustees within this State, unless the judge of the court or board of trustees shall deem it expedient to grant such privilege, and shall specify the same in the license.

§ 2. No such court shall grant said privilege unless the judge shall be satisfied that the application is not made to keep a grog-shop under a tavern license, and the privilege is required for the convenience of travelers.

§ 3. That so much of the Revised Statutes, chapter 99, title "Taverns, Tippling-houses, &c.," as is contrary to this act, is repealed, and this act shall take effect from its passage.

Mr. W. Johnson moved the following amendment, viz:

Provided, That the tax on license to vend ardent spirits shall be twenty-five dollars instead of the tax now paid.

Mr. Wright moved to amend the amendment proposed by Mr. Johnson, by inserting after the words "shall be" the words "not less than ten nor more than."

And the question being taken thereon, it was decided in the negative.

The question was then taken upon the amendment proposed by Mr. Johnson, and it was decided in the affirmative.

Mr. Gorin then moved to amend said bill as follows, viz:

Amend section 2 by inserting after the words "no such court," the words "or board of trustees."

Which was adopted.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken upon the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

N. R. Black,	W. C. Halbert,	W. W. McKenzie,
Wm. S. Botts,	T. W. Hammond,	Thomas Z. Morrow,
F. L. Cleveland,	James Harrison,	John A. Prall,
Thos. B. Cochran,	Wm. Johnson,	B. W. Stone,
Milton J. Cook,	Henry C. Lilly,	Philip Swigert—17.
James W. Gorin,	J. D. Landrum,	

Those who voted in the negative, were—

John B. Bruner,	O. P. Johnson,	Elijah Patrick,
Thos. P. Cardwell,	J. J. Landram,	George Wright—7.
Evan M. Garriott,		

Resolved, That the title thereof be as aforesaid.

A message was received from the House of Representatives, asking leave to withdraw the announcement of their disagreement to a bill from the Senate, entitled

An act for the benefit of Wm. Mayo, late sheriff of Floyd county.

Which was granted, and the bill delivered to the Clerk of the House of Representatives.

The Senate took up for consideration the amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to incorporate the Warsaw Deposit Bank.

Which was twice read and concurred in.

Also, a bill to amend chapter 3, title 8, of the Civil Code of Practice.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed.

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Also, a bill to repeal an act to prohibit the circulation as money of foreign notes of a less denomination than five dollars, approved February 26th, 1858.

Mr. Harrison moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

So said bill was rejected.

The Senate also took up for consideration a bill to incorporate the Newport, Pound Gap, and Norfolk railroad company.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate also took up for consideration a bill from the House of Representatives, entitled

An act to prevent the dismissal of certain civil actions.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate also took up for consideration

A bill concerning negroes and mulattoes.

Ordered, That said bill be referred to the joint committee of the two Houses upon recent political events.

The Senate also took up for consideration the response reported by the Committee on Federal Relations to the resolutions of the Vermont Legislature.

Which was twice read and adopted.

A message in writing was received from the Governor by Mr. Van Winkle, Secretary of State.

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And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Harrison and Wm. Johnson, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,
John B. Bruner,
F. L. Cleveland,
Thos. B. Cochran,
A. D. Cosby,
Evan M. Garriott,
James W. Gorin,
Wm. H. Grainger,
T. W. Hammond,
John L. Helm,
John J. Landram,
W. W. McKenzie,
John A Prall,
Philip Swigert—14.

Those who voted in the negative, were—

N. R. Black,
Thos. P. Cardwell,
Milton J. Cook,
W. C. Halbert,
James Harrison,
O. P. Johnson,
Wm. Johnson,
Henry C. Lilly,
J. D. Landrum,
Thomas Z. Morrow,
Elijah Patrick,
B. W. Stone,
George Wright—13.

And then the Senate adjourned.

FRIDAY, FEBRUARY 2, 1866,

A message was received from the House of Representatives, announcing that they had passed bills from the Senate of the following titles, viz:

An act to incorporate the Kentucky Silver Lead Mining Association.

An act to incorporate the Paducah and McCracken County Agricultural and Mechanical Association.

An act to authorize the President and Directors of the Muldrough's Hill, Campbellsville, and Columbia turnpike road company to borrow money.

An act for the benefit of the towns of Marion and Birmingham.

An act to allow an additional voting place in Lewis county.

An act to amend an act to establish an office for the recording of deeds and mortgages at Covington.

An act to declare the Cumberland river a navigable stream from the Letcher county line to the falls in Whitley county.

An act providing for appeals from the judgments of State courts, transferring causes to the courts of the United States.

With amendments to the last three named bills.

Which said last three named bills were taken up and referred as follows—the 1st to the Committee on Revised Statutes; the 2d to the Committee on Internal Improvement, and the 3d to the Committee on the Judiciary.

A message was received from the House of Representatives, announcing that they had passed bills of the following titles, viz :

1. An act to establish a court of common pleas for McCracken county.

2. An act to amend and reduce into one all previous acts incorporating the town of Clinton, in Hickman county.

3. An act to change the time of holding the December term of the Scott county quarterly court.

4. An act to change the voting place in Mill Creek precinct, in Carroll county.

5. An act to amend an act, entitled "An act to amend an act to create a Board of Commissioners of the Sinking Fund of Pendleton county."

6. An act to change the time of holding the Boyd quarterly court.

7. An act further to regulate the time and place of holding justices' courts in the Boggess district, in Muhlenburg county.

8. An act to amend an act providing for the appointment of escheators in each county in the Commonwealth.

9. An act for the benefit of George H. Lendo.

10. An act to amend article 12, chapter 28, Revised Statutes.

11. An act to amend section 1, chapter 44, Revised Statutes, title "Guards, Public."

12. An act to amend section 4, article 2, chapter 83, Revised Statutes.

13. An act in relation to the city of Frankfort.

14. An act for the benefit of the clerk of the Court of Appeals.

15. An act amending the law regulating fees to be paid by foreign insurance and express companies.

16. An act to incorporate Hunter's Mill Mining and Manufacturing Company.

17. An act to incorporate the Reynolds Mining and Manufacturing Company.

18. An act to incorporate the Arnold's Hill Mining and Manufacturing Company.

19. An act to incorporate the Brown's Mill Mining and Manufacturing Company.

20. An act to incorporate the North Elkhorn Mining and Manufacturing Company.

21. An act to incorporate the Jessamine Female Institute.

22. An act to incorporate Salem Lodge, No. 81, of Ancient York Masons.

23. An act to incorporate Wingfield Lodge, No. 351, Free and Accepted Masons.

24. An act to incorporate the Bowling Green Manufacturing Company.

25. An act to incorporate the Columbus Petroleum Oil, Coal, and Mining Company.

26. An act to incorporate the Greasy Creek and Cumberland River Oil and Mining Company.

27. An act to incorporate the Kentucky and Alabama Oil and Mining Company.

28. An act to incorporate the Rock House Creek Oil and Mining Company.

29. An act to incorporate the Loretto and Raywick turnpike road company.

30. An act to incorporate the Horse Cave and Burksville railroad company.

31. An act to incorporate the Boone Mining and Manufacturing Company.

32. An act to incorporate the Uniontown Mining, Manufacturing, and Transportation Company.

33. An act to incorporate the Golconda Petroleum and Mining Company.

34. An act for the benefit of Fleming county.

35. An act to incorporate the town of Hillsboro, Fleming county.

36. An act to incorporate the Piney Woods Petroleum Company.

37. An act to discontinue an alley in the town of Catlettsburg.

38. An act to incorporate the Alvasia Petroleum and Mining Company.

39. An act to incorporate Paintsville Lodge, No. 381, Free and Accepted Masons.

40. An act to divide Poosey precinct in Madison county, and to establish the Million precinct in said county.

41. An act to establish an additional voting place in district No. 7, in Carter county.

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39th, 44th, 45th, 47th, 50th, 51st, and 52d to the Committee on the Judiciary; the 3d, 6th, 7th, 34th, 48th, and 61st to the Committee on County Courts; the 4th, 40th and 41st to the Committee on Privileges and Elections; the 5th to the Committee on Sinking Fund; the 10th, 11th, 12th, 46th, 49th and 53d to the Committee on Revised Statutes; the 14th to the Committee on Court of Appeals; the 15th, 42d, 43d, 54th, 55th, 56th, 57th, 58th and 59th to the Committee on Finance; the 21st and 63d to the Committee on Education; the 24th to the Committee on Agriculture and Manufactures, and the 29th, 30th, 60th, and 62d to the Committee on Internal Improvement.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred.

By Mr. Wright, from the Committee on Agriculture and Maufactures—

An act to incorporate the Scott County Agricultural and Mechanical Association.

By Mr. J. J. Landram, from the Committee on County Courts—

An act to establish justices' district No. 5, in Hancock county.

By same, from the Committee on Education—

An act for the benefit of common school district No. 21, in Meade county.

By same—

An act for the benefit of district No. 35, Mercer county.

By Mr. Wm. Johnson, from the Committee on Internal Improvement—

An act to amend the charter of the Georgetown and Long Lick turnpike road company.

By same—

An act to incorporate the Bowling Green Water-works Company.

By Mr. Gorin, from the Committee on the Judiciary—

An act in relation to the town of Lewisport, in Hancock county.

By same—

An act to incorporate the Paint Lick and Drake's Creek turnpike road company.

By Mr. Dudley from the Committee on Privileges and Elections—

An act to change the boundary line between the Vanceburg and crossing of Kinnikinnick election districts, in Lewis county.

By same—

An act to establish an additional voting place in Lewis county.

By Mr. Swigert, from the Committee on Internal Improvement—

An act to amend an act incorporating the Columbia and Burksville turnpike road company.

By same—

An act for the benefit of the Great Crossing and Stamping Ground turnpike road company.

By Mr. Gorin, from the Committee on the Judiciary—

An act to amend the charter of the town of Albany, in Clinton county.

With amendments to the last three named bills.

Which amendments were concurred in.

Ordered, That said bills, the last three as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Gorin, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act to incorporate the Smithland Petroleum and Mining Company,

Reported the same, with the expression of opinion that said bill ought not to pass.

The question was then taken upon concurring in the report of the committee, and it was decided in the affirmative.

So said bill was disagreed to.

Mr. Botts, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of officers and soldiers of the 31st regiment of the enrolled militia,

Asked leave to be discharged from the further consideration of said bill.

Which was granted.

Ordered, That said bill be committed to the Committee on Military Affairs.

Mr. Swigert, from the Committee on Internal Improvement, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of the Bardstown and Green River turnpike road company,

Reported the same without amendment.

Ordered, That said bill be placed in the orders of the day.

Mr. Gorin, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act to authorize the formation of corporations for mining and manufacturing purposes,

Asked to be discharged from the further consideration of said bill.

Which was granted.

Ordered, That said bill be committed to the select committee on corporations as established by recent resolution of the Senate.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act concerning the powers of the Louisville and Nashville railroad company.

Sundry amendments were proposed to said bill.

Ordered, That said bill and proposed amendments be printed and placed in the orders of the day.

The following bills were reported from the several committees directed to prepare and bring in the same, viz :

By Mr. J. J. Landram, from the Committee on County Courts—

A bill to amend and reduce into one the several acts in relation to the town of Greenupsburg.

By Mr. Prall, from the Committee on Circuit Courts—

A bill for the benefit of William P. Conner, late sheriff of Bath county.

By Mr. Harrison, from the Committee on the Judiciary—

A bill to amend an act, entitled "An act to incorporate the Columbia Oil Company."

By Mr. Gorin, from same committee—

A bill for the benefit of Samuel Tolle, sheriff of Barren county.

By same—

A bill to incorporate the Southwestern Industrial Association.

By Mr. Dudley, from the Committee on Revised Statutes—

A bill to incorporate the Periclean Society of Kentucky University.

By same—

A bill to incorporate the Cecropian Society of Kentucky University.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

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The Senate also took up for consideration the amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to establish a criminal court in the 9th judicial district.

Which was twice read and concurred in.

The Senate also took up for consideration the resolution of Mr. Cook, heretofore proposed, in relation to the leasing of the penitentiary.

[*For Resolution—See Journal of February* 1.]

Mr. J. J. Landram offered the following amendment as a substitute for said resolution.

Resolved, That the Committee on the Penitentiary be, and is hereby, instructed to take into consideration the propriety of increasing the amount now provided by law for the annual leasing of the penitentiary, and that they report by bill or otherwise, on Monday next, at 11 o'clock, A. M.

Mr. Dudley moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on the adoption of the amendment proposed by Mr. J. J. Landram, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Lilly and Wright, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	Wm. A. Dudley,	John L. Helm,
John B. Bruner,	James W. Gorin,	John J. Landram,
F. L. Cleveland,	Wm. H. Grainger,	W. W. McKenzie,
Thos. B. Gochran,	W. C. Halbert,	B. W. Stone,
A. D. Cosby,	T. W. Hammond,	Philip Swigert—15.

Those who voted in the negative, were—

N. R. Black,	O. P. Johnson,	Elijah Patrick,
T. P. Cardwell,	Wm. Johnson,	John A. Prall,
Milton J. Cook,	Henry C. Lilly,	George C. Riffe,
Evan M. Garriott,	J. D. Landrum,	George Wright—14.
James Harrison,	Thos. Z. Morrow,	

The question was then taken on the adoption of the amendment as a substitute, and it was decided in the affirmative.

Mr. Helm, from the Committee on Federal Relations, to whom had been referred a resolution from the House of Representatives in relation to the transportation of U. S. mails on the Lebanon railroad, reported the same, with the expression of opinion that it should be concurred in.

And the question being taken upon concurring in said resolution, it was decided in the affirmative.

On motion of Mr. Lilly, leave of indefinite absence was granted Mr. A. N. Black.

Mr. Botts presented the remonstrance of sundry citizens of Morgan county, remonstrating against the passage of an act to change the county line of said county, so as to include a portion in the county of Wolfe.

Which was received, the reading dispensed with, and referred to the Committee on Propositions and Grievances.

Mr. Dudley moved the following resolution, viz:

Resolved, That the Committee on the Judiciary prepare and report to the Senate an amendment to its 15th rule, to facilitate its business by providing a more expeditious method of asking leave and offering resolutions.

And the question being taken upon the adoption of said resolution, it was decided in the negative.

Leave was given to bring in the following bills, viz:

On motion of Mr. Botts—1. A bill for the benefit of the Baptist Church of Flemingsburg.

On motion of Mr. J. J. Landram—2. A bill to incorporate the Masonic Hall Company of Paducah.

On motion of Mr. Morrow—3. A bill to legalize the election of trustees in the town of Somerset, Kentucky.

On motion of same—4. A bill for the benefit of the heirs of Joseph Williams, of Pulaski county, Kentucky.

On motion of same—5. A bill to amend an act further to regulate the town of Mt. Gilead, Pulaski county, Kentucky, approved January 5, 1852.

On motion of same—6. A bill for the benefit of Wm. Harvey, administrator of John Crawford, deceased.

On motion of same—7. A bill for the benefit of A. J. Mershon, of Madison county.

On motion of Mr. Cook—8. A bill to charter the town of Mt. Vernon.

On motion of Mr. Patrick—9. A bill for the benefit of the administrator of James Trimble, deceased, late clerk of Floyd county.

On motion of Mr. McKenzie—10. A bill to incorporate the Arctic Mining and Manufacturing Company.

On motion of same—11. A bill to incorporate the Mountain Oil and Mining Company.

On motion of Mr. W. Johnson—12. A bill to amend the charter of the city of Louisville as to the city court of Louisville and election of special judge of said court.

On motion of same—13. A bill for the benefit of clerks of the circuit and criminal courts of this State.

The Committee on Military Affairs were directed to prepare and bring in the 1st; the Committee on the Judiciary the 2d, 3d, 4th, 5th, 6th, 10th, and 11th; the Committee on Finance the 7th, 9th, and 13th; the Committee on County Courts the 8th, and the Committee on Revised Statutes the 12th.

Mr. Garriott, from the Committee on Enrollments, reported that they had examined enrolled bills from the House of Representatives of the following titles, viz:

An act to amend the 13th article of the 27th chapter of the Revised Statutes, title "Courts."

An act applying the mechanics' lien law to Ballard county.

An act to amend section 563 of the Civil Code of Practice.

An act to amend section 646 of the Civil Code of Practice.

An act to amend an act, entitled "An act to incorporate a board of directors of the town of Woodsonville," approved March, 1851.

An act to authorize the county court of Spencer county to levy a tax to build a court-house.

An act to amend an act, entitled "An act for the benefit of the county court of the county of Hopkins," approved February 20, 1864.

An act for the benefit of the town of Big Spring.

An act to incorporate the Great Western Detective and Horse Insurance Company of Kentucky.

An act to charter the Moore Well Oil, Mining, and Manufacturing Company.

An act to incorporate Centralia Oil and Mining Company.

An act for the benefit of Harrison Little, late common school commissioner of Wolfe county.

An act to amend an act, entitled "An act for the benefit of H. L. Anderson, of Graves county," approved February 23d, 1865.

An act for the benefit of the executrix of Bradford L. Porter.

An act for the benefit of James H. Vaughn, late sheriff of Knox county.

An act for the benefit of R. M. Kercheval, sheriff of Anderson county.

An act for the benefit of J. C. Burchett, sheriff of Clinton county.

An act creating the office of county treasurer for Floyd county.

An act to amend an act, entitled "An act regulating the duties of the Clarke county court, and the appointment of a county treasurer," approved March 22, 1851.

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An act to amend the charter of the Henderson and Nashville railroad company.

An act to incorporate the Pioneer Oil and Mining Company of Simpson county.

An act to amend the charter of the Winchester and Kentucky River turnpike road company.

An act to amend the charter of the Paris and Winchester turnpike road company.

An act to amend the charter of the Louisville and Frankfort and Lexington and Frankfort railroad companies.

An act to incorporate the town of Cave City, in Barren county.

An act to repeal an act, entitled "An act to amend the laws of the town of Consolation, in Shelby county."

An act for the benefit of John English.

An act for the benefit of the Cumberland Presbyterian Church of Russellville.

An act to change the voting precinct in district No. 5, Warren county.

An act to create an additional justices' district and voting precinct in Daviess county.

An act to enlarge the voting district of Mt. Sterling.

An act to change the voting place in district No. 5, Hart county.

A resolution in regard to the flag of the 19th Kentucky Volunteer Infantry.

And enrolled bills from the Senate of the following titles, viz:

An act, entitled "An act to incorporate the Southern Telegraph Company."

An act for the benefit of Washington Fryer, of Union county.

An act to incorporate the Nelson County Agricultural Association.

An act for the benefit of the Hustonville, Liberty, and Columbia turnpike road company.

An act to incorporate the Campbellsville Academy.

An act for the benefit of James W. Johnson, late sheriff of the county of Rowan.

An act for the benefit of Isaac E. Johnson, late sheriff of the county of Rowan.

An act for the benefit of soldiers and sailors maimed in the service of the United States.

An act to incorporate the Kentucky Silver Lead Mining Association.

An act to regulate the imposition of taxes by the city of Paris for city school purposes.

An act to incorporate the Bardstown, Bloomfield, and Chaplintown turnpike road company.

An act to incorporate the Hillsboro and Wyoming turnpike road company.

An act to incorporate the Poplar Plains and Tilton turnpike road company.

An act to incorporate the Vanceburg Deposit Bank.

An act allowing common school districts in Lewis county to levy a district tax.

An act for the benefit of married women and minors.

An act to amend an act providing for the erection of public buildings in Lewis county.

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Garriott reported that the committee had performed that duty.

And then the Senate adjourned.

SATURDAY, FEBRUARY 3, 1866.

A message was received from the House of Representatives, announcing that they had concurred in the amendments proposed by the Senate to bills from the House of Representatives, of the following titles, viz:

An act to re-enact an act, entitled "An act to empower the Ohio county court to levy an additional tax and issue bonds to build a new court-house," approved December 18, 1863, and to legalize the proceedings of the court under said act.

An act to incorporate the Wide-Awake Oil Company.

An act to amend an act, entitled "An act for the benefit of the Wilderness turnpike road, in Knox county," approved January 23, 1864.

An act to incorporate the New Haven Oil Company.

An act to incorporate the Allen Farm Petroleum Company.

An act to incorporate the Eagle Petroleum and Mining Company.

An act to charter the South Jefferson Lyceum of Jefferson county.

An act to incorporate the Hussey Oil Company.

An act to charter the Bowling Green and Scottsville turnpike road company.

An act to incorporate the Tuscarora Oil Company.

That they had concurred in resolutions from the Senate of the following titles, viz:

Resolution in relation to the transportation of mails.

Resolution in relation to an adjournment of the Legislature.

Mr. Stone presented the petition of sundry citizens of Allen county in relation to the Allen Seminary.

Which was received, the reading dispensed with, and referred to the Committee on the Judiciary.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Wright, from the Committee on Agriculture and Manufactures—

An act to incorporate the Bowling Green Manufacturing Company.

By Mr. J. J. Landram, from the Committee on County Courts—

An act to legalize the proceedings of the Kenton county court at its May session, 1865.

By Mr. Cleveland, from the Committee on Court of Appeals—

An act for the benefit of the clerk of the court of appeals.

By Mr. Swigert, from the Committee on Finance—

An act for the benefit of the administrator of W. B. Wall, deceased.

By same—

An act for the benefit of John L. Williams, jailer of Muhlenburg county.

By Mr. Harrison, from the Committee on the Judiciary—

An act incorporating the Blandville Hotel Company, in Ballard county.

By Mr. Swigert, from the Commitee on Internal Improvement—

An act prescribing the mode of settlement of the stock account of the counties of Logan, Simpson, Warren, Hart, and Hardin with the Louisville and Nashville railroad company.

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By same—

A bill to amend sections 76 and 97 of the Civil Code of Practice.

By Mr. Harrison, from the Committee on the Judiciary—

An act to incorporate the Citizens' Insurance Company of Louisville.

By same—

A bill to incorporate the Masonic Hall Company in Paducah.

By Mr. Gorin, from same committee—

A bill for the benefit of the mechanics of Barren and Meade counties.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Swigert, from the Committee on Finance, reported

A bill for the benefit of P. C. Phelps.

Which was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That P. C. Phelps be allowed, out of the moneys in the Treasury not otherwise appropriated, the sum of three hundred and twenty-two dollars and five cents, money paid by him for two negroes, George and Anderson, which had been committed to the jail of Jefferson county as runaways, and sold by the sheriff of said county; said sum being the net proceeds, after payment of costs and charges, and the amount paid into the Treasury by the county court clerk of said county.

§ 2. The Auditor of Public Accounts is instructed to draw his warrant upon the Treasurer for said sum, in favor of the said Phelps: *Provided*, The said Phelps shall first execute and file with said Auditor a bond with good security, to be approved by him, payable to the Commonwealth, and conditioned that the said Phelps shall well and truly return the said sum of money to the Treasurer, or to the owners of the said slaves at the time of their sale, when required by said Auditor, the sum of two hundred and ninety-five dollars and thirty cents on account of said George, and twenty-six dollars and seventy-five cents on account of Anderson, being the net sums for which they severally sold, and save the Commonwealth harmless from all costs and damages.

§ 3. This act to take effect from its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	W. C. Halbert,	W. W. McKenzie,
John B. Bruner,	T. W. Hammond,	Elijah Patrick,
Thomas P. Cardwell,	James Harrison,	George C. Riffe,
F. L. Cleveland,	John L. Helm,	B. W. Stone,
Thos. B. Cochran,	O. P. Johnson,	Philip Swigert,
Evan M. Garriott,	Wm. Johnson,	George Wright—20.
James W. Gorin,	J. D. Landrum,	

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that the Governor had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to repeal an act to amend section 684 of the Civil Code of Practice, approved 28th February, 1862.

An act for the benefit of Isaac E. Johnson, late sheriff of the county of Rowan.

An act to regulate the imposition of tax by the city of Paris for city school purposes.

An act for the benefit of Washington Fryer, of Union county.

An act for the benefit of soldiers and sailors maimed in the service of the United States.

An act to incorporate the Vanceburg Deposit Bank.

An act to incorporate the Bardstown, Bloomfield, and Chaplintown turnpike road company.

An act to incorporate the Campbellsville Academy.

An act for the benefit of George W. Johnson, late sheriff of Rowan county.

An act to incorporate the Hillsboro and Wyoming turnpike road company.

An act to incorporate the Poplar Plains and Tilton turnpike road company.

An act to incorporate the Nelson County Agricultural Association.

An act for the benefit of the Hustonville, Liberty, and Columbia turnpike road company.

An act to amend an act providing for the erection of public buildings in Lewis county, approved January 30th, 1864.

An act to incorporate the Silver Lead Mining Association.

An act allowing common school districts in Lewis county to levy a district tax.

Also, a message in writing.

Mr. Harrison moved the following resolution, viz:

Resolved, That the Attorney General is requested to report to the Senate the steps, if any, he has taken to enforce the claims of the State or Blind Asylum against Isham Henderson for the Portland railroad; and also against the collectors of tolls on the Kentucky river, under resolutions passed during the last session of the Legislature.

Which was adopted.

Mr. Garriott, from the Committee on Enrollments, reported that the committee had examined an enrolled bill and resolution, which originated in the House of Representatives, of the following titles, viz:

An act to authorize the Graves county court to issue county bonds and create a sinking fund to liquidate the same.

Resolution in relation to the election of the Keeper of the Penitentiary.

And had found the same truly enrolled.

Said bill and resolution having been signed by the Speaker of the House of Representatives, the Speaker *pro tem.* of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Garriott reported that the committee had performed that duty.

The Senate, according to order, took up for consideration the report of the Committee on Federal Relations in relation to the amendment to the Constitution.

Which is as follows:

[*See Senate Journal Jan.* 24, 1866, *p.* 238.]

And, after some discussion had thereon,

Ordered, That its further consideration be postponed till Monday next, 11 o'clock, A. M.

And then the Senate adjourned.

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10. An act to repeal an act, entitled "An act to repeal section 3 of chapter 358, to lay off Adair county into magistrates' and election districts," approved May 27th, 1865.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 7th to the Committee on Revised Statutes; the 2d to the Committee on Religion; the 3d and 9th to the Committee on Education; the 4th and 5th to the Committee on the Judiciary; the 6th to the Committee on County Courts; the 8th to the Committee on Internal Improvement, and the 10th to the Committee on Internal Improvement.

A message was received from the House of Representatives, announcing that they had received official information from the Governor, announcing that he had approved and signed enrolled bills, from the House of Representatives, of the following titles, viz:

An act in relation to the town of Caseyville, in Union county.

An act to incorporate the Lick Creek turnpike company, in Gallatin county.

An act to incorporate the Sligo and Oldham County turnpike road company.

An act to amend the charter of the Mitchellsville and Dry Creek plank road company.

An act to incorporate the Pioneer Oil and Manufacturing Company, of Simpson county.

An act to amend the charter of the Henderson and Nashville railroad company.

An act to incorporate the town of Cave City, Barren county.

An act for the benefit of Hardin county.

An act to amend section 563 of the Civil Code of Practice.

An act to incorporate the Moore Well Oil, Mining, and Manufacturing Company.

An act for the benefit of Harrison Little, late common school commissioner of Wolfe county.

An act to amend an act, entitled "An act for the benefit of H. L. Anderson, of Graves county," approved February 23, 1865.

An act to incorporate the board of managers of the General Association of Baptists of Kentucky.

An act for the benefit of J. C. Calhoon, sheriff of McCracken county.

An act to authorize the county court of Spencer county to levy a tax to build a court-house.

An act to amend an act, entitled "An act for the benefit of the county court of the county of Hopkins," approved 20th February, 1864.

An act to change the time of holding the September term of the Knox quarterly court.

An act for the benefit of John English, administrator of Robert English, deceased.

An act for the benefit of the town of Big Spring.

An act to legalize the proceedings of the Boone county court, had at its November term, 1865.

An act to amend the charter of the Louisville and Frankfort and Lexington and Frankfort railroad companies.

An act to incorporate the Centralia Oil and Mining Company.

An act applying the mechanics' lien law to Ballard county.

An act for the benefit of Caldwell county.

An act to legalize the proceedings of the Graves county court.

An act creating the office of county treasurer for Floyd county.

An act to enlarge the voting district of Mt. Sterling.

An act changing the time of holding the police court of Mt. Sterling.

An act to change the voting precinct in district No. 5, Warren county.

An act to amend the act incorporating the Paris and Winchester turnpike road company.

An act to amend the charter of the Winchester and Kentucky river turnpike road company.

An act to authorize the trustees of the town of Litchfield to discontinue and sell a part of Chestnut street in said town.

An act to repeal section 3 of an act, entitled "An act to amend the charter of the Lancaster and Buckeye turnpike road company," approved February 22d, 1860.

An act to amend an act to reduce into one the several acts concerning private passways in Mercer county.

An act to legalize certain acts of the Washington county court.

An act to authorize the county court of Hickman county to increase poll tax and lay county levy on property.

An act for the benefit of Isaac Keyse, sheriff of Calloway county.

An act for the benefit of the executor of Bradford L. Porter, deceased.

An act for the benefit of James M. Brown, sheriff of Owen county.

An act for the benefit of the sheriff of Livingston county.

An act for the benefit of R. M. Kercheval, sheriff of Anderson county.

An act to amend an act to incorporate the Southern Kentucky Oil, Coal Mining, and Iron Manufacturing Company.

An act in relation to justices' districts in Wolfe county.

An act for the benefit of James Vaughn, late sheriff of Knox county.

An act for the benefit of J. C. Burchett, sheriff of Clinton county.

An act to change the voting place in district No. 8 (Cave Spring), in Hart county, to Horse Cave.

An act authorizing the citizens of certain counties to take a vote as to the propriety of levying a tax for railroad purposes.

An act to repeal an act, entitled "An act to amend the laws of the town of Consolation, in Shelby county."

An act for the benefit of the Cumberland Presbyterian Church of Russellville.

An act creating a new civil precinct in Calloway county.

An act to create an additional justices' district and voting precinct in Daviess county.

An act to amend 13th article of the 27th chapter of the Revised Statutes, title "Courts."

An act allowing county clerks a fee for services rendered foreign insurance companies.

An act to amend section 646 of the Civil Code of Practice.

An act to amend an act, entitled "An act regulating the duties of the Clarke county court, and the appointment of a county treasurer," approved March 22, 1851.

An act to amend an act, entitled "An act to incorporate a board of trustees for the town of Woodsonville," approved March 15, 1851.

An act to authorize the Graves county court to issue county bonds and create a sinking fund to liquidate the same.

Resolution in regard to the flag of the 19th Kentucky Volunteer Infantry.

Resolution in relation to the election of a Keeper of the Penitentiary.

Mr. Garriott presented the remonstrance of the citizens of Ludlow, remonstrating against the repeal of their city charter.

Which was received, the reading dispensed with, and referred to the Committee on Propositions and Grievances.

Mr. Botts presented the petition of sundry citizens of Fleming county, asking remuneration for damages done to a church by State troops.

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The following bills were reported from the Committee on Revised Statutes, viz:

By Mr. Cochran—

A bill for the benefit of Fayette county.

By same—

A bill for the benefit of F. M. Allison, late clerk of the Butler circuit and county courts.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Grainger, from the Committee on the Penitentiary, reported

A bill to fix the rent of the Kentucky penitentiary.

Which was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the rent of the Kentucky penitentiary shall be at rate of "sixteen thousand dollars per annum."

§ 2. This act to be in force and effect from and after the expiration of the term of the present keeper, and to continue in force for four years thereafter.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Wm. Johnson moved to amend the bill as follows, viz:

Strike out "sixteen thousand" where it occurs, and insert in lieu thereof "twenty thousand."

Mr. Wright moved a division of the question.

And the question being taken on striking out, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Lilly and Gorin, were as follows, viz:

Those who voted in the affirmative, were—

Tho. P. Cardwell,	Wm. Johnson,	Thos. Z. Morrow,
Thos. B. Cochran,	Henry C. Lilly,	Elijah Patrick,
Milton J. Cook,	John J. Landram,	John A. Prall,
Evan M. Garriott,	J. D. Landrum,	George C. Riffe,
O. P. Johnson,	W. W. McKenzie,	George Wright—15.

Those who voted in the negative, were—

Wm. S. Botts,	Wm. A. Dudley,	T. W. Hammond,
John B. Bruner,	James W. Gorin,	B. W. Stone,
F. L. Cleveland,	Wm. H. Grainger,	Philip Swigert—11.
A. D. Cosby,	W. C. Halbert,	

Mr. Riffe then moved to amend the amendment proposed by Mr. W. Johnson, as follows:

Strike out "twenty" and insert "twenty-five."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Lilly and Wright, were as follows, viz:

Those who voted in the affirmative, were—

Thos. P. Cardwell,	Henry C. Lilly,	Elijah Patrick,
Milton J. Cook,	J. D. Landrum,	George C. Riffe,
O. P. Johnson,	Thos. Z. Morrow,	George Wright—10.
Wm. Johnson,		

Those who voted in the negative, were—

Wm. S. Botts,	Evan M. Garriott,	John J. Landram,
John B. Bruner,	James W. Gorin,	W. W. McKenzie,
F. L. Cleveland,	Wm. H. Grainger,	John A. Prall,
Thos. B. Cochran,	W. C. Halbert,	B. W. Stone,
A. D. Cosby,	T. W. Hammond,	Philip Swigert—16.
Wm. A. Dudley,		

The question was then taken on the adoption of the amendment proposed by Mr. W. Johnson, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. W. Johnson and Lilly, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	Wm. Johnson,	Thos. Z. Morrow,
Tho. P. Cardwell,	Henry C. Lilly,	Elijah Patrick,
Thomas B. Cochran,	John J. Landram,	John A. Prall,
Milton J. Cook,	J. D. Landrum,	George C. Riffe,
Evan M. Garriott,	W. W. McKenzie,	George Wright—16.
O. P. Johnson,		

Those who voted in the negative, were—

John B. Bruner,	James W. Gorin,	T. W. Hammond,
F. L. Cleveland,	Wm. H. Grainger,	B. W. Stone,
A. D. Cosby,	W. C. Halbert,	Philip Swigert—10.
Wm. A. Dudley,		

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken upon the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Lilly and W. Johnson, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	T. W. Hammond,	W. W. McKenzie,
Tho. P. Cardwell,	O. P. Johnson,	Elijah Patrick,
Thos. B. Cochran,	Wm. Johnson,	John A. Prall,
Milton J. Cook,	Henry C. Lilly,	George C. Riffe,
Evan M. Garriott,	John J. Landram,	George Wright—17.
W. C. Halbert,	J. D. Landrum,	

Those who voted in the negative were—

John B. Bruner,	Wm. A. Dudley,	B. W. Stone,
F. L. Cleveland,	Jas. W. Gorin,	Philip Swigert—8.
A. D. Cosby,	William H. Grainger,	

Resolved, That the title of said bill be as aforesaid.

Mr. Wright then moved to reconsider the vote by which said bill had been passed.

Mr. Cochran moved to lay said motion on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cleveland and Grainger, were as follows, viz:

Those who voted in the affirmative, were—

Thos. P. Cardwell,	John L. Helm,	J. D. Landrum,
Thos. B. Cochran,	O. P. Johnson,	Elijah Patrick,
Milton J. Cook,	Wm. Johnson,	John A. Prall,
Evan M. Garriott,	Henry C. Lilly,	George C. Riffe,
W. C. Halbert,	J. J. Landram,	George Wright—15.

Those who voted in the negative, were—

Wm. S. Botts,	Wm. A. Dudley,	W. W. McKenzie,
John B. Bruner,	James W. Gorin,	B. W. Stone,
F. L. Cleveland,	Wm. H. Grainger,	Philip Swigert—11.
A. D. Cosby,	T. W. Hammond,	

The Senate, according to order, took up for consideration the protest of the Committee on Federal Relations in relation to the amendment of the Constitution.

After some discussion had thereon,

Ordered, That said report and protest be recommitted to the Committee on Federal Relations.

Mr. Garriott, from the Committee on Enrollments, reported that the committee had examined enrolled bills from the House of Representatives, of the following titles, viz:

An act to prevent the dismissal of certain civil actions.

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An act to repeal an act, entitled "An act regulating the manner of soldiers voting for electors for President and Vice President of the United States within and without this State," approved February 22, 1864.

An act for the benefit of James L. Fairleigh, administrator of Wm. Fairleigh, deceased.

An act to amend an act, entitled "An act to establish a court of common pleas for the county of Jefferson," approved February 24th, 1865.

An act to amend an act, entitled "An act to authorize the town of South Carrollton, in Muhlenburg county, to elect a police judge and town marshal," approved January 28, 1854.

An act for the benefit of Ballard county.

An act to incorporate the Hebrew Congregation Adath Jeshurm, of Louisville.

An act in relation to uncollected revenue in Metcalfe county.

An act to amend the charter of the Danville and Hustonville turnpike road company.

An act for the benefit of J. M. Lewis, sheriff of Rowan county.

An act for the benefit of the administratrix of W. J. Fields, deceased, late sheriff of Carter county.

An act for the benefit of Solomon C. Saylor, late sheriff of Harlan county.

An act for the benefit of William Johnson, sheriff of Pike county.

An act for the benefit of the administrator of Samuel T. Hauser, late judge of the Pendleton county court.

An act for the benefit of the sheriff of Union county.

An act for the benefit of W. H. Elam, sheriff of Morgan county.

An act for the benefit of C. M. Hanks, late collector of the revenue of Wolfe county.

An act for the benefit of Henry S. Vaughan, late sheriff of Johnson county.

An act to repeal an act, entitled "An act to incorporate the Deposit Bank of Carlisle."

An act to incorporate the Deposit Bank of Carlisle.

An act amending the law regulating fees to be paid by foreign insurance and express companies.

And enrolled bills from the Senate, of the following titles, viz:

An act to incorporate the Warsaw Deposit Bank.

An act to amend the city charter of Louisville as to judge, marshal, and clerk of the city court of Louisville, and taking bail in certain cases.

An act to incorporate the National Horse Insurance Company.

An act to establish a criminal court in the 9th judicial district.

An act to incorporate the Paducah Street railroad company.

An act to incorporate the Paducah and McCracken County Agricultural and Mechanical Society.

An act to amend the law authorizing the levying and collection of a tax to pay the Kenton county bounty fund.

And had found the same truly enrolled.

The said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Garriott reported that the committee had performed that duty.

Leaves were given to bring in the following bills, viz:

On motion of Mr. Cochran—1. A bill to incorporate the Cincinnati and Newport Fruit Company.

On motion of Mr. Garriott—2. A bill to amend the law in regard to change of venue in cases of felony.

On motion of Mr. J. J. Landram—3. A bill for the benefit of the public schools and academies in Newport, Kentucky.

On motion of same—4. A bill to incorporate the Williamstown and Collinsville turnpike road and bridge company.

On motion of same—5. A bill to charter the Fountain Run Oil, Mining, and Manufacturing Company.

On motion of Mr. Halbert—6. A bill to amend an act, entitled "An act to incorporate the Salt Lick Bridge Company," approved February 4th, 1863.

On motion of same—7. A bill to incorporate the Mt. Gilead and Lewisburg turnpike road company.

On motion of Mr. Wm. Johnson—8. A bill to amend section 17, article 4, chapter 47, of the Revised Statutes.

On motion of Mr. Granger—9. A bill to amend an act incorporating the Hope Insurance Company of Louisville, approved February 28th, 1860.

The Committee on the Revised Statutes were directed to prepare and bring in the 1st and 8th; the Committee on the Judiciary the 2d, 5th, and 9th; the Committee on Education the 3d; the Committee on Internal Improvement the 4th and 7th, and the Committee on County Courts the 6th.

And then the Senate adjourned.

TUESDAY, FEBRUARY 6, 1866.

A message was received from the House of Representatives, announcing that they had disagreed to bills from the Senate, of the following titles, viz:

An act for the benefit of Mrs. Mary M. Barrett, of Harrison county.

An act to incorporate the Louisa Mining and Manufacturing Company.

That they had passed bills from the Senate of the following titles, viz:

An act for the benefit of Robert H. Grayson's heirs.

An act to incorporate the Franklin County Mining and Smelting Company.

That they had passed bills of the following titles, viz:

An act for the benefit of Emily Evans, a free woman of color.

An act for the benefit of Desdemonia Dick, of Warren county.

An act to incorporate the Red River Iron Manufacturing Company.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred to the Committee on the Judiciary.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Cochran, from the Committee on Revised Statutes—

An act to incorporate the Russell Creek and Green River Oil Company.

By same—

An act to incorporate the Lewis Creek Oil and Manufacturing Company.

By same—

An act to incorporate the Old Dominion Petroleum and Mining Company.

By same—

An act to incorporate the Slick Ford Petroleum Company.

By Mr. W. Johnson, from the Committee on Circuit Courts—

An act to change the time of holding the circuit courts in Marshall county.

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By Mr. Cochran, from the same committee—

An act for the benefit of the marshal of the city of Henderson.

With amendments to the last three named bills.

Which were concurred in.

Ordered, That said bills, the last three as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, with the expression of opinion that they ought not to pass, viz:

By Mr. Johnson, from the Committee on Circuit Courts—

An act to establish a court of common pleas for McCracken county.

By Mr. Bruner, from the Committee on Revised Statutes—

An act to amend section 1, chapter 44, Revised Statutes, title "Guards, Public."

And the question being taken upon ordering said bills to be read a third time, it was decided in the negative.

So said bills were disagreed to.

Mr. Bruner, from the Committee on Revised Statutes, to whom had been referred a bill from the House of Representatives, entitled

An act to amend section 4, article 2, chapter 88, Revised Statutes,

Reported the same with an amendment.

Ordered, That said bill and amendment be placed in the orders of the day.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Bruner, from the Committee on Revised Statutes—

A bill to further define the duties of assessors.

By Mr. Cochran—

A bill to amend section 17, article 4, of chapter 47, of the Revised Statutes, title "Husband and Wife."

By same—

A bill to incorporate the Cincinnati and Newport Fruit House Company.

By Mr. Swigert, from the Committee on Agriculture and Manufactures—

A bill to incorporate the Hancock County Agricultural Society.

By Mr. W. Johnson, from the Committee on Circuit Courts—

A bill, entitled "An act to amend an act to fix the time of holding circuit courts in the 11th judicial district."

By Mr. Halbert, from the Committee on County Courts—

A bill to incorporate the Mt. Gilead and Lewisburg turnpike road company, in Mason county.

By same—

A bill to amend an act to incorporate the Salt Lick Bridge Company.

By same—

A bill for the benefit of Warren & Drake.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Dudley, from the Committee on Revised Statutes, reported

A bill to amend an act, entitled "An act to prevent fraudulent assignments in trust for creditors and other fraudulent conveyances," approved March 10, 1866.

Which bill was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That in the distribution of the assets of any insolvent debtor, in pursuance of the provisions of the act mentioned in the caption hereof, or any amendment thereto, the proceeds of the sale of any manufactured article, or agricultural product, shall first be applied to the payment of debts due for labor actually done and expended in making, producing, or increasing the value of such article or product; and if such proceeds are insufficient to pay the whole of such debts, then they shall be applied *pro rata* to their payment; or, if there be any balance of such proceeds remaining after the payment of such debts, then such balance shall be distributed as is directed in the act to which this is an amendment.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken upon the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Gorin and J. J. Landram, were as follows, viz :

Those who voted in the affirmative, were—

Wm. S. Botts,	Wm. H. Grainger,	W. W. McKenzie,
F. L. Cleveland,	W. C. Halbert,	Thomas Z. Morrow,
Thos. B. Cochran,	T. W. Hammond,	John A Prall,
Wm. A. Dudley,	Henry C. Lilly,	Philip Swigert,
Evan M. Garriott,	John J. Landram,	H. Thompson—16.
James W. Gorin,		

Those who voted in the negative, were—

John B. Bruner,	James Harrison,	Elijah Patrick,
Thos. P. Cardwell,	O. P. Johnson,	George C. Riffe,
Joseph H. Chandler,	Wm. Johnson,	B. W. Stone,
Milton J. Cook,	J. D. Landrum,	George Wright—12.

Resolved, That the title of said bill be as aforesaid.

Mr. J. J. Landram, from the Committee on Recent Political Events, reported

A bill prescribing punishment for felonies and misdemeanors by free negroes and mulattoes.

Which bill was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be printed and placed in the orders of the day.

Mr. Bruner, from the Committee on the Revised Statutes, to whom had been referred

A bill to prohibit judges and chancellors from practicing law and engaging in other business,

Reported the same, with the expression of opinion that said bill ought not to pass.

Said bill was then amended.

Other amendments were then proposed to said bill.

Ordered, That said bill and proposed amendments be referred to the Committee on the Judiciary.

Mr. J. J. Landram moved that a message be sent to the Governor, withdrawing a bill from the House of Representatives, entitled

An act to amend the law regulating fees to be paid by foreign insurance companies.

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Those who voted in the affirmative, were—

John B. Bruner, James Harrison, Elijah Patrick,
Thos. B. Cochran, O. P. Johnson, Philip Swigert,
James W. Gorin, Wm. Johnson, George Wright—10.
Wm. H. Grainger,

Those who voted in the negative, were—

Wm. S. Botts, Evan M. Garriott, W. W. McKenzie,
T. P. Cardwell, W. C. Halbert, Thos. Z. Morrow,
Jos. H. Chandler, T. W. Hammond, John A. Prall,
F. L. Cleveland, Henry C. Lilly, George C. Riffe,
Milton J. Cook, John J. Landram, H. Thompson—17.
Wm. A. Dudley, J. D. Landrum,

Said bill reads as follows, viz:

WHEREAS, By reason of the injurious effects upon society, in consequence of the recent rebellion, the State of Kentucky is greatly infested with horse-thieves; with a view, therefore, to put down and stop the pernicious practice,

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That any citizen of this State, who shall arrest and prosecute to conviction any horse-thief, he or they so arresting as aforesaid shall be allowed the sum of fifty dollars for each conviction, to be paid out of the Treasury, upon the judge of the circuit court certifying the same to the Auditor of Public Accounts.

Mr. Dudley then moved to amend the bill by striking out the preamble, and also the words "one hundred," and insert "fifty dollars."

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken upon the passage of said bill, and it was decided in the negative, the constitutional majority not having voted therefor.

The yeas and nays being required thereon by Messrs. Harrison and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts, Evan M. Garriott, Thomas Z. Morrow,
Thomas P. Cardwell, T. W. Hammond, Elijah Patrick,
Joseph H. Chandler, Henry C. Lilly, John A. Prall,
F. L. Cleveland, John J. Landram, George C. Rifle,
Milton J. Cook, J. D. Landrum, H. Thompson—16.
Wm. A. Dudley,

Those who voted in the negative, were—

John B. Bruner, W. C. Halbert, W. W. McKenzie,
Thos. B. Cochran, James Harrison, Philip Swigert,

James W. Gorin, O. P. Johnson, George Wright—11.
Wm. H. Grainger, Wm. Johnson,

So said bill was rejected.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act, entitled "An act to incorporate the Southern Telegraph Company."

An act to incorporate the National Horse Insurance Company.

An act to incorporate the Paducah Street railroad company.

An act to amend the law authorizing the levy and collection of a tax to pay the Kenton county bounty fund.

An act to incorporate the Paducah and McCracken County Agricultural and Mechanical Society.

An act to establish a criminal court in the ninth judicial district.

An act to incorporate the Warsaw Deposit Bank.

An act to amend the city charter of Louisville as to the judge, marshal, and clerk of the city court of Louisville, and taking bail in certain cases.

Mr. W. Johnson presented the petition of the trustees of Bardstown, for the passage of an act extending the corporate limits of said town.

Which was received, the reading dispensed with, and referred to the Committee on Propositions and Grievances.

Mr. Wm. Johnson, from the Committee on Circuit Courts, asked to be discharged from the further consideration of a petition of members of the bar of Pike, Floyd, Johnson, Lawrence, and Boyd counties, asking the establishment of the 16th judicial district.

Which was granted.

Mr. W. Johnson moved the following resolution, viz:

Resolved, That the papers in the case of the contested election of Thompson against Allen be referred to the Committee on Finance, for the purpose of reporting the amount expended in contesting said election.

Which was adopted.

Mr. Gorin, moved the following resolution:

Resolved, That the Committee on Federal Relations be, and they are hereby, instructed to report to the Senate, on Thursday next, the resolutions in relation to the Freedmen's Bureau and the suspension of the writ of *habeas corpus* in Kentucky, passed by the House of Representatives.

Which was adopted.

Ordered, That the committee appointed to investigate the charges made by General Fisk be directed to report on Saturday next, at a quarter past ten o'clock, A. M.

Mr. J. D. Landrum, from the Committee on Education, reported

A bill to incorporate the Lewisport Academy in Hancock county.

Which bill was read the first time, and ordered to be read the second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration

A bill to amend an act, entitled "An act to organize and discipline the militia of Kentucky."

Which reads as follows, viz:

§ 1 *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That so much of article 3, section 1, of the militia law of this Commonwealth, as provides that the "Governor, whenever, in his opinion, the public safety demands it, may call into and continue in the field upon active duty, such members of the Legion, by regiments, battalions, squadrons, batteries, or companies, as organized under this law, for such period, and under such rules and regulations for calling them into the field," &c., be, and the same is hereby, repealed; and that hereafter the Governor shall have power to call the militia of this Commonwealth, or any portion thereof, into active service, for the purpose of repelling invasion, suppressing insurrection, rebellion, and riot, and to aid civil officers in the execution of the laws of the State, when he is fully satisfied by proof made to him, by affidavit or otherwise, that the combination against or the resistance to the execution of the laws are too powerful to be met and put down by an ordinary *posse comitatus* in the county where such resistance takes place: *And provided further*, That said militia shall be immediately disbanded after the objects for which they were called out have been accomplished.

§ 2. Whenever there shall be in any city, town, or county, any tumult, riot, mob, or any body of men acting together by force, with intent to commit any felony or misdemeanor, or to offer violence to persons or property, or by force and violence to break and resist the laws of the Commonwealth, or any such tumult, riot, or mob shall be threatened, and the fact be made to appear to the Commander-in-Chief, or to the mayor of any city, or to any court of record sitting in said city or county, or to any judge thereof, or to any judge of the court of appeals, or to the sheriff of said county, the Commander-in-

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Those who voted in the affirmative, were—

Wm. S. Botts,	W. C. Halbert,	J. D. Landrum,
John B. Bruner,	T. W. Hammond,	W. W. McKenzie,
Jos. H. Chandler,	James Harrison,	Elijah Patrick,
Wm. A. Dudley,	O. P. Johnson,	B. W. Stone,
James W. Gorin,	Henry C. Lilly,	Philip Swigert,
Wm. H. Grainger,	John J. Landram,	H. Thompson—18.

Those who voted in the negative, were—

Tho. P. Cardwell,	Milton J. Cook,	George C. Riffe,
F. L. Cleveland,	Evan M. Garriott,	George Wright—8.
Thomas B. Cochran,	Wm. Johnson,	

Mr. Dudley then moved to amend the same section, in the fifth line, by inserting the word "two," and in the sixth line by filling the first blank with the word "two."

Mr. Cleveland moved to fill the same blanks with the word "one."

And the question being taken on filling the blank with the word two, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and J. J. Landram, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	William H. Grainger,	John J. Landram,
John B. Bruner,	W. C. Halbert,	J. D. Landrum,
Tho. P. Cardwell,	T. W. Hammond,	Elijah Patrick,
Jos. H. Chandler,	James Harrison,	John A. Prall,
Wm. A. Dudley,	O. P. Johnson,	Philip Swigert,
Jas. W. Gorin,	Henry C. Lilly,	H. Thompson—18.

Those who voted in the negative, were—

F. L. Cleveland,	Evan M. Garriott,	George C. Riffe,
Thos. B. Cochran,	Wm. Johnson,	George Wright—8.
Milton J. Cook,	W. W. McKenzie,	

Mr. Dudley then moved to fill the second blank, in the sixth line, with the words "one thousand."

And the question being taken thereon, it was decided in the affirmative.

Mr. Wright moved to reconsider the vote by which the Senate had filled the blank in the 4th section, fourth line, with the words "one thousand."

And the question being taken thereon, it was decided in the affirmative.

Mr. J. J. Landram then moved to fill said blank with the words "fifteen hundred and fifty."

Mr. Cleveland moved to fill said blank with the words "twelve hundred."

The question was then taken on filling the blank as proposed by Mr. J. J. Landram, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. J. J. Landram and Wright, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	James W. Gorin,	Thos. Z. Morrow,
John B. Bruner,	Wm. H. Grainger,	B. W. Stone,
Jos. H. Chandler,	Henry C. Lilly,	Philip Swigert,
Wm. A. Dudley,	John J. Landram,	H. Thompson—12.

Those who voted in the negative, were—

T. P. Cardwell,	W. C. Halbert,	J. D. Landrum,
F. L. Cleveland,	T. W. Hammond,	W. W. McKenzie,
Thos. B. Cochran,	James Harrison,	Elijah Patrick,
Milton J. Cook,	O. P. Johnson,	George C. Riffe,
Evan M. Garriott,	Wm. Johnson,	George Wright—15.

The question was then taken on filling said blank with the words "twelve hundred dollars," and it was decided in the affirmative.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Garriott, from the Committee on Enrollments, reported that they had examined enrolled bills and a resolution from the House of Representatives of the following titles, viz:

An act to re-enact an act, entitled "An act to empower the Ohio county court to levy an additional tax and issue bonds to build a new court-house," approved December 18, 1863, and to legalize the proceedings of the court under said act.

An act for the benefit of J. P. McIntire, sheriff of Muhlenburg county.

An act to amend an act, entitled "An act to incorporate the Bryantsville and Boyle County turnpike road company."

An act to amend the charter of the Louisville and Taylorsville turnpike road company.

An act to incorporate the Eagle Petroleum and Mining Company.

An act to charter the South Jefferson Lyceum of Jefferson county.

An act to incorporate the Hussey Oil Company.

An act to charter the Bowling Green and Scottsville turnpike road company.

An act in relation to the town of Lewisport, in Hancock county.

An act to incorporate the Paint Lick and Drake's Creek turnpike road company.

An act to amend the charter of the Georgetown and Long Lick turnpike road company.

An act for the benefit of common school district No. 21, in Meade county.

An act for the benefit of district No. 35, Mercer county.

An act to establish justices' district No. 5, in Hancock county.

An act to change the boundary line between the Vanceburg and crossing of Kinnikinnick election districts, in Lewis county.

An act establishing an additional voting place in Lewis county.

An act incorporating the Bowling Green Manufacturing Company.

Resolution in relation to transportation of the mails on the Lebanon railroad.

And enrolled bills from the Senate of the following titles, viz:

An act to authorize the trustees of the town of Columbia to appoint a town marshal.

An act to authorize the county court of Cumberland county to levy an *ad valorem* tax for the purpose of building a court-house in said county.

An act to authorize the president and directors of the Muldrough's Hill, Campbellsville, and Columbia turnpike road company to borrow money.

An act to authorize the trustees of Morgantown, in Butler county, to license coffee-houses.

An act for the benefit of Christian county.

An act to change the time of holding the Wayne county quarterly court.

An act for the benefit of the towns of Marion and Birmingham.

An act to allow an additional voting place in Lewis county.

And had found the same truly enrolled.

Which bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Garriott reported that the committee had performed that duty.

Leave was given to bring in the following bills, viz:

On motion of Mr. Chandler—1. A bill for the benefit of the sheriff of Taylor county.

On motion of Mr. Prall—2. A bill to amend the charter of the town of Falmouth.

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An act to empower the Grayson county court to levy an additional tax and issue bonds to build a new court-house.

An act in relation to uncollected revenue in Metcalfe county.

An act for the benefit of Wm. Johnson, sheriff of Pike county.

An act for the benefit of J. M. Lewis, sheriff of Rowan county.

An act to amend the charter of the Danville and Hustonsville turn pike road company.

An act to amend an act, entitled "An act to authorize the town of South Carrollton, in Muhlenburg county, to elect a police judge and town marshal," approved January 28th, 1854.

An act for the benefit of the administratrix of W. J. Fields, deceased, late sheriff of Carter county.

An act for the benefit of Solomon C. Saylor, late sheriff of Harlan county.

An act to incorporate the Daviess Lodge, No. 22, of Free and Accepted Masons.

An act for the benefit of Ballard county.

An act to establish the Deposit Bank of Carlisle, Kentucky.

An act for the benefit of James L. Fairleigh, administrator of Wm. Fairleigh.

An act to repeal an act, entitled "An act regulating the manner of soldiers voting for electors of President and Vice President of the United States, within and without this State," approved 22d February, 1864.

An act for the benefit of C. M. Hanks, late collector of the revenue of Wolfe county.

An act to prevent the dismissal of certain civil actions.

An act for the benefit of W. H. Elam, sheriff of Morgan county.

An act for the benefit of the sheriff of Union county.

An act to repeal an act, entitled "An act to incorporate the Deposit Bank of Carlisle."

An act to incorporate the Hebrew Congregation Adath Jeshurm, of Louisville.

An act for the benefit of Henry S. Vaughn, late sheriff of Johnson county.

An act to amend the charter of the city of Henderson.

An act to incorporate the town of Woodburn, in Warren county.

An act to incorporate the Newport Cemetery Company.

An act to incorporate the town of Litchfield.

An act to amend section 61 of the Civil Code of Practice.

An act to amend the charter of the town of Dixon.

An act to incorporate Jo Daviess Chapter, No. 32, of Royal Arch Masons, of Owensboro.

An act to amend the charter of Stanford.

An act to amend an act, entitled "An act for the benefit of the town of Lebanon," approved December 18, 1863.

An act for the benefit of Henry county.

An act to amend section 60 of the Civil Code of Practice.

An act to incorporate the Lagrange, Ballardsville, and Simpsonville turnpike road company.

An act to amend an act, entitled "An act to establish a court of common pleas for the county of Jefferson," approved February 24th, 1865.

An act to incorporate the town of Saloma, Taylor county.

An act to incorporate the Cigar-makers' Protection Union of Louisville.

An act to incorporate the Chaplin and Anderson turnpike road company.

An act for the benefit of the administrator of Samuel T. Hauser, late judge of the Pendleton county court.

An act to incorporate the Church Home for Females.

An act to incorporate the Muldrough's Hill Fruit and Fish Company.

An act to incorporate the Livermore Lodge, No. 186, of Free and Accepted Masons.

An act to amend the charter of the New Orleans and Ohio railroad company.

Mr. Harrison presented to the Senate the following communication from the City Council of Louisville:

WHEREAS, The propriety of removing the seat of government of the State from Frankfort is under consideration of the General Assembly, now in session, and it is the opinion of the General Council of Louisville that it would be to the interest of the State, as well of the city of Louisville, to have said seat of government removed to this city; to that end, therefore,

Be it resolved by the General Council of the city of Louisville, That $300,000 be, and is guaranteed by the city to be paid to those authorized by the General Assembly to receive the same, to be applied to the purchase of ground and erection of suitable buildings thereon for a State Capitol and necessary offices, within the limits of Louisville, Kentucky. Said sum to be paid when the removal of the seat of government shall be determined on by the proper authorities, as herein contemplated.

2. *Resolved, further*, That his Honor, the Mayor, is requested at once to have forwarded to our representatives, to be by them laid before the

General Assembly, a copy of these resolutions, that the propositions therein made may be taken into consideration and accepted.

3. *Resolved*, further, That the city will also furnish, free of expense to the State, for the use of the General Assembly and general State officers, suitable buildings in which to hold their sessions and transact business, until permanent buildings for that purpose shall be erected.

J. M. VAUGHAN, *C. B. C. C.*
T. C. TUCKER, *P. B. C. C.*
OLIVER LUCAS, *C. B. A.*
J. R. BROWN, *P. B. A.*

Approved January 30th, 1866.

J. S. LITHGOW, *Mayor.*

A copy—Attest:
OLIVER LUCAS, *C. B. A.*
J. M. VAUGHAN, *C. B. C. C.*

1. *Resolved by the General Council of the city of Louisville*, That the General Assembly of Kentucky, now in session, is respectfully requested to appoint a committee from the Senate and from the House of Representatives, to visit Louisville and examine and report whether the buildings are suitable which the city of Louisville will furnish for the temporary use of the State for the General Assembly and State offices, in the event of a removal of the seat of government of the State to said city, and until permanent improvements for those purposes may be erected.

2. *Resolved*, That His Honor be requested to forward a copy of the above resolution to our Representatives, with a request to have the same submitted to the General Assembly as soon as possible.

J. M. VAUGHAN, *C. B. C. C.*
T. C. TUCKER, *P. B. C. C.*
OLIVER LUCAS, *C. B. A.*
J. R. BROWN, *P. B. A.*

Approved February 3, 1866.

J. S. LITHGOW, *Mayor.*

A copy—Attest:
O. LUCAS, *C. B. A.*
J. M. VAUGHAN, *C. B. C. C.*

Mr. Harrison moved the following resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the committee to consider the removal of the seat of government is requested, with the committee of the House of Representatives, to examine the public buildings of said city, and report their suitableness for the meetings of the General Assembly and for public offices; and also consider the offers made by the General Council of Louisville to the Senate; and that said committee be further instructed to consider any other offers which may be made on the same subject by any other cities or towns in this Commonwealth; and that said committee have leave to sit during the recess.

Which was adopted.

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By Mr. Lilly, from the same committee—

An act for the benefit of Jonathan Davis, sheriff of Carter county.

By Mr. Swigert, from the same committee—

An act for the benefit of the sureties of Joseph Daniel, late sheriff of Johnson county.

By same—

An act for the benefit of Mathias Borders, of Washington county.

By Mr. Lilly, from the same committee—

An act for the benefit of John L. Cross, of Larue county.

With an amendment to the last named bill.

Which was concurred in.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Botts, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of the Institution for the Deaf and Dumb at Danville,

Reported the same with an amendment.

Ordered, That the further consideration of said bill be postponed, and that it be made the special order for Friday next, at eleven o'clock.

Mr. Lilly, from the same committee, to whom was referred a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act to regulate the amount of public printing and binding,"

Reported the same without amendment.

Ordered, That said bill be placed in the orders of the day.

Mr. Swigert, from the same committee, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of Springer & Briggs, of Union county,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Botts, from the Committee on Finance—

A bill for the benefit of H. S. Vaughn, late sheriff of Johnson county.

By same—

A bill for the benefit of the personal representatives of James Trimble, deceased, late clerk of the Floyd circuit and county courts.

By Mr. Lilly, from same committee—

A bill supplementary to an act for the benefit of J. W. Cardwell.

By Mr. Swigert, from the same committee—

A bill for the benefit of W. H. Landram, late sheriff of Gallatin county.

By same—

A bill for the benefit of Stephen Howard and his deputies, late sheriff of Magoffin county.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate took up for consideration a bill to amend article 1, chapter 64, Revised Statutes, title "Master and Apprentice."

Sundry amendments were proposed to said bill.

Ordered, That said bill and proposed amendments be recommitted to the Joint Committee on Recent Political Events.

The Senate took up for consideration a bill restricting colored persons in the privilege of carrying deadly weapons, &c.

Mr. Dudley moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

So said bill was rejected.

Mr. Lilly, from the Committee on Finance, reported

A bill for the benefit of Jacob Carver, of Gallatin county.

Which bill was read the first time, and ordered to be read the second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be referred to the Committee on Finance.

The hour having arrived for execution of the joint order of the day,

Mr. Cleveland moved that a committee be appointed to inform the House of Representatives that they were now ready to execute the joint order of the day, the election of keeper of the penitentiary.

Whereupon, Messrs Cleveland and J. D. Landrum were appointed said committee.

A message was received from the House of Representatives, announcing that they, too, were ready to execute the joint order of the day.

Mr. Cleveland then nominated Mr. H. I. Todd, of Franklin, as a suitable person to fill the office of keeper of the penitentiary.

Mr. O. P. Johnson nominated Mr. E. K. Owsley for the same office.

Ordered, That Messrs. Cleveland and J. D. Landrum inform the House of said nominations.

A message was received from the House of Representatives, announcing that the same gentlemen were in nomination in that House.

The Senate then proceeded to take the vote, which stood thus:

Those who voted for Mr. H. I. Todd, were—

William S. Botts,	James W. Gorin,	John J. Landram,
John B. Bruner,	Wm. H. Grainger,	W. W. McKenzie,
Jos. H. Chandler,	W. C. Halbert,	George C. Riffe,
F. L. Cleveland,	T. W. Hammond,	B. W. Stone,
Thomas B. Cochran,	James Harrison,	Philip Swigert,
A. D. Cosby,	John L. Helm,	Harrison Thompson,
Wm. A. Dudley,	Wm. Johnson,	George Wright—22.
Evan M. Garriott,		

Those who voted for E. K. Owsley, were—

Tho. P. Cardwell,	Henry C. Lilly,	Elijah Patrick,
Milton J. Cook,	J. D. Landrum,	John A. Prall,
O. P. Johnson,	Thomas Z. Morrow,	W. J. Worthington—9.

Messrs. Cleveland and J. D. Landrum were appointed a committee on the part of the Senate, to act in conjunction with a similar committee appointed on the part of the House, to compare the joint vote.

Who, after a short time, reported that the joint vote stood thus:

For Mr. Todd, - - - - - - - -	88
For Mr. Owsley, - - - - - - - -	34

Whereupon, the Speaker announced that H. I. Todd, having received a majority of all the votes cast, had been duly elected Keeper of the Penitentiary for four years from and after the first of March, 1867.

Mr. Botts, from the Committee on Finance, to whom was referred a resolution in relation to pay of witnesses,

Reported the same, with the expression of opinion that said resolution should be concurred in.

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And the question being taken thereon, it was decided in the negative.

On motion, the resolution was then divided, and the vote taken on the adoption of so much thereof as relates to the time occupied in making speeches, and it was decided in the negative.

The vote was then taken on the adoption of so much of said resolution as relates to holding evening sessions, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

Jos. H. Chandler,	James Harrison,	Thos. Z. Morrow,
F. L. Cleveland,	John L. Helm,	Elijah Patrick,
Milton J. Cook,	O. P. Johnson,	George C. Riffe,
James W. Gorin,	Wm. Johnson,	B. W. Stone,
Wm. H. Grainger,	J. D. Landrum,	George Wright—17.
W. C. Halbert,	W. W. McKenzie,	

Those who voted in the negative, were—

Wm. S. Botts,	J. J. Landram,	Harrison Thompson,
John B. Bruner,	Philip Swigert,	W. J. Worthington—7.
Thos. B. Cochran,		

On motion of Mr. Riffe, leave of indefinite absence was granted Mr. Lilly.

Mr. Garriott, from the Committee on Enrollments, reported that the committee had examined enrolled bills from the House of Representatives of the following titles, viz:

An act for the benefit of John L. Williams, jailer of Muhlenburg county.

An act to incorporate the Wide-Awake Oil Company.

An act for the benefit of the officers and soldiers of the 31st regiment of the enrolled militia.

An act to legalize the proceedings of the Kenton county court at its May session, 1865.

An act to incorporate the Allen Farm Petroleum Company.

An act to incorporate the Bedford and Milton turnpike road company.

An act to incorporate the Tuscarora Oil Company.

An act for the benefit of the administrator of W. B. Wall, deceased.

An act to incorporate the United States Mining and Manufacturing Company.

An act to incorporate the Kentucky River Lead Mining and Manufacturing Company.

An act incorporating the Blandville Hotel Company, in Ballard county.

An act prescribing the mode of settlement of the stock account of the counties of Logan, Simpson, Warren, Hart, and Hardin, with the Louisville and Nashville railroad company.

An act for the benefit of the clerk of the Court of Appeals.

And enrolled bills and resolutions, which originated in the Senate, of the following titles, viz:

An act to amend an act to change a voting place in Lewis county.

An act to incorporate a Savings and Deposit Bank in the town of Elkton, Kentucky.

An act to authorize the trustees of Vanceburg to assess and collect a tax to assist in the erection of a bridge across Salt Lick creek.

An act to authorize the Lewis county court to levy a tax to create a bridge fund for Lewis county.

An act to incorporate the Southern Mutual Life Insurance Company of Kentucky.

Resolution in relation to the transportation of mails.

Resolution fixing a day of adjournment.

And had found the same truly enrolled.

Which bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and said bills and resolutions were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Garriott reported that the committee had performed that duty.

Leaves were given to bring in the following bills, viz:

On motion of Mr. Cochran—1. A bill to create a court of common pleas for McCracken county.

On motion of same—2. A bill to provide for the payment for horses and forage taken by the troops, and used by them, in the service of the State or United States.

On motion of Mr. Grainger—3. A bill to incorporate the Union Queen Petroleum Stove Manufacturing Company.

On motion of Mr. Chandler—4. A bill for the benefit of circuit court clerks of this Commonwealth.

On motion of Mr. Halbert—5. A bill to incorporate Lewis Lodge, No. —, Independent Order of Odd Fellows.

The Committee on the Judiciary were directed to prepare and bring

THURSDAY FEBRUARY 8, 1866.

A message was received from the House of Representatives, announcing that they had concurred in the amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act to incorporate the Security Insurance Company.

That they had receded from their second amendment proposed to a bill from the Senate, entitled

An act to incorporate the Farmers' Manufacturing and Banking Company.

That they had passed bills from the Senate of the following titles, viz:

An act to amend an act to regulate certain corporations in Kentucky, approved June 3, 1865.

An act to amend and reduce into one the several acts in regard to the town of Vanceburg, in Lewis county.

An act to incorporate the Vanceburg Flouring Mill Company, in Lewis county.

An act to incorporate the Vanceburg Hotel Company in Vanceburg, Kentucky.

An act to change the terms of circuit courts in the 9th judicial district.

With an amendment to the last named bill.

Which was concurred in.

That they had passed bills and adopted a resolution of the following titles, viz:

1. An act conferring certain civil rights upon negroes and mulattoes.

2. An act in relation to the marriage of negroes and mulattoes.

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signed enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act to change the time of holding the Wayne quarterly court.

An act for the benefit of Christian county.

An act to authorize the trustees of Morgantown, in Bath county, to license coffee-houses.

An act to authorize the county court of Cumberland county to levy an ad valorem tax for the purpose of building a court-house.

An act to authorize the trustees of the town of Columbus to appoint a town marshal.

An act to authorize the president and directors of the Muldrough's Hill, Campbellsville, and Columbia turnpike road company to borrow money.

An act to allow an additional voting place in Lewis county.

An act for the benefit of the towns of Marion and Birmingham.

An act to incorporate the Southern Mutual Life Insurance Company, of Kentucky.

An act to amend an act, to change a voting place in Lewis county.

An act to authorize the Lewis county court to levy a tax to create a bridge fund in Lewis county.

An act to authorize the trustees of Vanceburg to assess and collect a tax to assist in the erection of a bridge across Salt Lick creek.

Resolution in relation to the transportation of mails.

Also, a message in writing.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they were referred, with the expression of opinion that they ought not to pass, viz:

By Mr. Lilly, from the Committee on Internal Improvement—

An act to regulate tolls on the Kentucky river.

By Mr. Harrison, from the Committee on the Judiciary—

An act in relation to the city of Frankfort.

By same—

An act for the benefit of W. E. Palmer, late sheriff of Mercer county.

By Mr. Gorin, from the same committee—

An act to amend an act providing for the appointment of escheators in each county in the Commonwealth.

By same—

An act to incorporate the Columbus Petroleum Oil, Coal, and Mining Company.

And the question being taken separately on ordering said bills to be read a third time, it was decided in the negative.

So the said bills were disagreed to.

Mr. O. P. Johnson, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act to relieve the county of Wayne from the payment of the revenue for the years 1862 and 1863,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Morrow and Lilly, were as follows, viz:

Those who voted in the affirmative, were—

Thos. P. Cardwell,	John L. Helm,	John A Prall,
F. L. Cleveland,	Henry C. Lilly,	George C. Riffe,
Milton J. Cook,	Thomas Z. Morrow,	W. J. Worthington—11.
A. D. Cosby,	Elijah Patrick,	

Those who voted in the negative, were—

Wm. S. Botts,	James W. Gorin,	W. W. McKenzie,
John B. Bruner,	T. W. Hammond,	B. W. Stone,
Joseph H. Chandler,	James Harrison,	Philip Swigert,
Thos. B. Cochran,	O. P. Johnson,	H. Thompson,
Wm. A. Dudley,	Wm. Johnson,	George Wright—17.
Evan M. Garriott,	J. D. Landrum,	

So said bill was disagreed to.

Mr. Harrison, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled

An act to regulate insurance companies,

Reported the same, with an amendment as a substitute for said bill.

Ordered, That said bill and substitute be printed and placed in the orders of the day.

Mr. Gorin, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled

An act to amend the penal laws,

Reported the same, with an amendment as a substitute for said bill.

Said bill reads as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That if any person shall willfully, and with intent to injure or take therefrom anything, enter into any field, garden, orchard, vineyard, or other cultivated inclosure, and shall take and carry away therefrom any fruits or other productions thereof, without consent of the owner,

he shall be deemed guilty of a high misdemeanor, and be punished, on indictment and conviction therefor, by fine or imprisonment, or both, at the discretion of the jury.

The substitute reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That any person who shall unlawfully enter into any field, garden, orchard, or other cultivated inclosure, and shall take and carry away therefrom any fruits or productions thereof, not the subject of larceny, without the consent of the owner or agent first obtained, such person so offending shall be deemed guilty of a misdemeanor, and be subject to a penalty of not less than five nor more than fifty dollars for each and every offense, recoverable in any court having jurisdiction of the amount by warrant or indictment.

§ 2. That this act shall take effect and be of force from its passage.

Mr. J. J. Landram moved to lay said bill and proposed amendment on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Grainger and Lilly, were as follows, viz:

Those who voted in the affirmative, were—

Thos. P. Cardwell,	T. W. Hammond,	W. W. McKenzie
Milton J. Cook,	O. P. Johnson,	Elijah Patrick,
Wm. A. Dudley,	Wm. Johnson,	Philip Swigert,
Evan M. Garriott,	Henry C. Lilly,	Wm. J. Worthington,
W. C. Halbert,	John J. Landram,	George Wright—15.

Those who voted in the negative, were—

William S. Botts,	Jas. W. Gorin,	Thomas Z. Morrow,
John B. Bruner,	William H. Grainger,	George C. Riffe,
Joseph H. Chandler,	James Harrison,	B. W. Stone,
F. L. Cleveland,	John L. Helm,	H. Thompson—14.
A. D. Cosby,	J. D. Landrum,	

Mr. Swigert, from the Committee on Internal Improvement, to whom was referred the amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to declare the Cumberland river a navigable stream from the Letcher county line to the falls in Whitley county,

Reported the same, with the expression of opinion that said amendment should be concurred in.

And the question being taken thereon, it was decided in the affirmative.

Mr. Harrison, from the Committee on the Judiciary, reported

A bill further to define the duties of treasurer of this Commonwealth.

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Mr. Harrison, from the same committee, to whom was referred

A bill for the benefit of Jacob Carver, of Gallatin county,

Reported the same with an amendment.

Which was concurred in.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Gorin, from the Committee on the Judiciary, to whom was referred the amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to exempt homesteads from sale for debt,

Reported the same, with the expression of opinion that said amendment should be concurred in.

And the question being taken on concurring in said amendment, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Lilly and Wright, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	T. W. Hammond,	J. D. Landrum,
Jos. H. Chandler,	James Harrison,	Thos. Z. Morrow,
F. L. Cleveland,	John L. Helm,	B. W. Stone,
A. D. Cosby,	O. P. Johnson,	Philip Swigert,
James W. Gorin,	Henry C. Lilly,	H. Thompson,
Wm. H. Grainger,	John J. Landram,	W. J. Worthington—18.

Those who voted in the negative, were—

John B. Bruner,	Evan M. Garriott,	Elijah Patrick,
Tho. P. Cardwell,	W. C. Halbert,	George C. Riffe,
Milton J. Cook,	Wm. Johnson,	George Wright—11.
Wm. A. Dudley,	W. W. McKenzie,	

Mr. Bruner read and laid on the table a joint resolution.

The rules of the Senate being dispensed with, it was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Senate and House of Representatives will, on Saturday next, at twelve o'clock, proceed to elect two Commissioners of the Eastern Lunatic Asylum at Lexington, in accordance with law.

Mr. Morrow moved to reconsider the vote of the Senate on yesterday laying on the table

A bill restricting colored persons in the privilege of carrying deadly weapons.

Mr. Harrison moved to reconsider the vote by which the Senate, on the 6th inst., rejected

A bill to amend the penal laws of this Commonwealth.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. O. P. Johnson, from the Committee on Finance—

An act for the benefit of the sureties of W. J. Fields, late sheriff of Carter county.

By same—

An act for the benefit of Josiah B. Stone, of Grayson county.

By same—

An act for the benefit of the sheriff of Hickman county.

By same—

An act for the benefit of John H. Allison, sheriff of Lawrence county.

By Mr. Swigert, from the Committee on Internal Improvement—

An act to incorporate the Bowling Green and New Roe turnpike road company.

By same—

An act to incorporate the Hillsboro and Crane Creek turnpike road company.

By Mr. Harrison, from the Committee on the Judiciary—

An act for the benefit of George H. Lendo.

By same—

An act to continue and reduce into one all previous acts incorporating the town of Clinton, in Hickman county.

By same—

An act to incorporate Salem Lodge, No. 81, of Ancient York Masons.

By same—

An act to incorporate Wingfield Lodge, No. 351, Free and Accepted Masons.

By same—

An act to incorporate the town of Hillsboro, Fleming county.

By same—

An act to incorporate Paintsville Lodge, No. 381, Free and Accepted Masons.

By same—

An act to incorporate the Louisville Dispensary.

By same—

An act for the benefit of George W. Polson and wife.

By same—

An act for the benefit of the widow and children of Edmund Smith, deceased.

By same—

An act for the benefit of Mary A. Kackley, of Garrard county.

By same—

An act for the benefit of the town of Hawesville.

By same—

An act for the benefit of Desdemonia Dick, of Warren county.

By same—

An act for the benefit of Emily Evans, a free woman of color.

By same—

An act to amend an act, entitled "An act to incorporate Millerstown, in Grayson county."

By Mr. O. P. Jonnson, from the Committee on Finance—

An act for the benefit of Whitten Cissel, late sheriff of Floyd county.

By Mr. Swigert, from the Committee on Internal Improvement—

An act to incorporate the Loretto and Raywick turnpike company.

By same—

An act to authorize Porter & Eskridge, of Grayson county, to build a dam across Caney creek.

By same—

An act to incorporate the Horse Cave and Burksville railroad company.

By Mr. Lilly, from the same committee—

An act to incorporate the Mt. Olivet and Sardis turnpike road company.

By Mr. Harrison, from the Committee on the Judiciary—

An act to discontinue an alley in the town of Catlettsburg.

By same—

An act amending the laws regulating fees to be paid by foreign insurance and express companies.

By same—

An act to incorporate Hunter's Mill Mining and Manufacturing Company.

By same—

An act to incorporate the Reynolds Mining and Manufacturing Company.

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By Mr. Harrison, from the Committee on the Judiciary—

An act to amend the Hope Insurance Company of Louisville.

By same—

An act to incorporate the Mountain Oil and Mining Company.

By same—

An act to incorporate the Arctic Mining and Manufacturing Company.

By same—

An act to amend the charter of the Union turnpike road company.

By same—

An act to incorporate the Union Queen Petroleum Stove Manufacturing Company.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Garriott, from the Committee on Enrollments, reported that they had examined enrolled bills, originating in the House of Representatives, of the following titles, viz:

An act authorizing estates of deceased persons to be ordered into the hands of sheriffs in counties where there is no public administrator.

An act to incorporate the New Haven Oil Company.

An act to amend an act incorporating the Bowling Green Gas Company.

An act to incorporate the Samuel Snow Petroleum Company.

An act to incorporate the Crow Creek and Cumberland River Oil and Mining Company,

An act to incorporate the Southern Mining, Manufacturing, and Trading Company.

An act to incorporate the Scott County Agricultural and Mechanical Association.

An act to incorporate the Security Insurance Company.

And enrolled bills from the Senate of the following titles, viz:

An act to amend an act to establish an office for the recording of deeds and mortgages at Covington.

An act for the benefit of James Linden, sheriff of Breathitt county.

An act for the protection of sheep in Greenup county.

An act in relation to the oil and mining corporations of this Commonwealth.

An act to create the Deposit Bank of Princeton.

An act for the benefit of Robert H. Grayson's heirs.

An act to incorporate the Clarke County Agricultural Society.

An act to incorporate the Augusta Coal and Fuel Company.

An act to incorporate the Franklin County Mining and Smelting Company.

An act to incorporate the Farmers' Manufacturing and Banking Company.

And had found the same truly enrolled.

Which bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Garriott reported that they had performed that duty.

Leaves were given to bring in the following bills, viz:

On motion of Mr. J. J. Landram—1. A bill authorizing the Pendleton county court to raise money to build bridges and to make and repair roads.

On motion of Mr. W. Johnson—2. A bill to amend the charter of the Star Oil, Coal, and Mining and Manufacturing Company, of Carter county.

On motion of Mr. W. J. Worthington—3. A bill allowing stockholders in the Lexington and Big Sandy railroad further time to comply with the requirements of an act forfeiting railroad charters in certain cases.

The Committee on Internal Improvement were directed to prepare and bring in the 1st; and the Committee on the Judiciary the 2d and 3d.

And then the Senate adjourned.

FRIDAY FEBRUARY 9, 1866.

A message was received from the House of Representatives, announcing that they had passed bills from the Senate of the following titles, viz:

An act for the benefit of Mary Jane Harding.

An act to amend the charter of the city of Lexington.

An act for the benefit of Mary E. Alexander.

An act for the benefit of P. C. Phelps.

An act to incorporate the Union Queen Petroleum Stove Manufacturing Company.

That they had passed bills and adopted a resolution of the following titles, viz:

1. An act authorizing the refunding of money paid into the State Treasury on account of the sale of runaway slaves sold since the 1st day of January, 1863, by order of court.

2. An act to incorporate the Mississippi Valley Life Insurance Company of America.

3. An act to incorporate the Covington Insurance and Loan Company.

4. An act to authorize the general council of the city of Louisville, and the levy and county court for Jefferson county, to pay additional salaries to judges within said city and county.

5. An act authorizing the sale of the Maysville and Big Sandy railroad, and providing for the organization of a new company under its charter to construct said road.

6. An act for the benefit of the estate and heirs of L. L. Leavell, deceased.

7. An act to incorporate the town of Middletown, in Jefferson county.

8. An act to incorporate the Kentucky Cashmere Company.

9. An act to change the name of the Reverdy Petroleum and Manufacturing Company.

10. An act to change the time of holding the Scott and Jessamine circuit courts.

11. An act to incorporate the Kentucky Presbytery of the Cumberland Presbyterian Church.

12. An act to incorporate the Mendelson Club Benevolent Society of Louisville.

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An act for the benefit of Springer & Briggs, of Union county.

After a short time, said bills were handed in at the Clerk's table.

Mr. W. Johnson moved to reconsider the vote by which the 1st of said bills was disagreed to.

Mr. Grainger moved to reconsider the vote by which the 2d bill was disagreed to.

Mr. O. P. Johnson presented the petition of sundry citizens, praying the passage of an act authorizing Riley Oldridge to sell liquor without a license,

Which was received, the reading dispensed with, and referred to the Committee on Propositions and Grievances.

Mr. O. P. Johnson, from the Committee on Propositions and Grievances, asked to be discharged from the further consideration of a bill to them referred, in relation to the repeal of the charter of the town of Ludlow.

Which was granted.

Mr. Dudley presented an account of Robert Clark & Co., which was referred to the Committee on Finance.

Mr. J. J. Landram, from the Committee on Military Affairs, asked to be discharged from the further consideration of the petition of sundry citizens of Fleming county in relation to damages done by soldiers to a church in said county, and that it be referred to the Committee on Finance.

Which was granted.

Mr. Gorin, from the Committee on the Judiciary, reported a bill for the benefit of D. B. Denton, of Barrren county.

Which was read the first time as follows, viz:

Whereas, It is represented to this General Assembly that D. B. Denton, of Barren county, did, on the 20th day of April, 1863, purchase a negro man named Lewis, formerly of the State of Tennessee, sold under an order of the Barren county court as a runaway slave, by the sheriff of said county, for the sum of four hundred and twenty-five dollars, and executed his bond therefor to the Commonwealth of Kentucky, bearing interest from date, with security; and whereas, afterwards, to-wit, about the 15th day of June, 1863, Major General Hartsuff, an officer commanding Federal troops, took said negro from the possession of said Denton, and set him at liberty; for remedy whereof,

1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the judge of the Barren county court is hereby invested with full power, authority, and jurisdiction, upon the application of said Denton, by petition in writing, and satisfactory proof being made, to cancel and set aside said bond, except as to the legal cost incurred

and incident to the proceeding under which said negro was sold as aforesaid, including all officers' fees.

§ 2. This act shall take effect and be of force from and after its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Lilly and Swigert, were as follows, viz:

Those who voted in the affirmative, were—

Jos. H. Chandler,	John L. Helm,	B. W. Stone,
F. L. Cleveland,	O. P. Johnson,	Philip Swigert,
Thos. B. Cochran,	Wm. Johnson,	C. T. Worthington,
Evan M. Garriott,	John J. Landram,	W. J. Worthington,
James W. Gorin,	W. W. McKenzie,	George Wright—17.
T. W. Hammond,	Elijah Patrick,	

Those who voted in the negative, were—

Milton J. Cook, Wm. A. Dudley, Henry C. Lilly—3.

Resolved, That the title of said bill be as aforesaid.

Mr. Gorin, from the same committee, reported a bill to establish a court of common pleas for the county of McCracken.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Dudley moved to lay said bill on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Garriott and W. Johnson, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	Evan M. Garriott,	Philip Swigert,
Jos. H. Chandler,	W. C. Halbert,	H. Thompson,
F. L. Cleveland,	Wm. Johnson,	C. T. Worthington,
Milton J. Cook,	John J. Landram,	W. J. Worthington,
Wm. A. Dudley,	Thos. Z. Morrow,	George Wright—15.

Those who voted in the negative, were—

William S. Botts,	T. W. Hammond,	W. W. McKenzie,
Tho. P. Cardwell,	James Harrison,	Elijah Patrick,
Thos. B. Cochran,	John L. Helm,	John A. Prall,
A. D. Cosby,	O. P. Johnson,	George C. Riffe,
Jas. W. Gorin,	Henry C. Lilly,	B. W. Stone—17.
William H. Grainger,	J. D. Landrum,	

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken upon the passage of said bill, and it was decided in the negative, the constitutional majority not having voted therefor.

The yeas and nays being required thereon by Messrs. J. J. Landram and W. Johnson, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	James W. Gorin,	Henry C. Lilly,
Thos. P. Cardwell,	Wm. H. Grainger,	J. D. Landrum,
Jos. H. Chandler,	T. W. Hammond,	Elijah Patrick,
Thos. B. Cochran,	James Harrison,	George C. Riffe,
A. D. Cosby,	O. P. Johnson,	B. W. Stone—16.
Evan M. Garriott,		

Those who voted in the negative, were—

John B. Bruner,	Wm. Johnson,	Harrison Thompson,
F. L. Cleveland,	J. J. Landram,	C. T. Worthington,
Milton J. Cook,	W. W. McKenzie,	W. J. Worthington,
Wm. A. Dudley,	Thos. Z. Morrow,	George Wright—14.
W. C. Halbert,	Philip Swigert,	

So the said bill was rejected.

The following bills were reported from the committees directed to prepare and bring in the same, viz:

By Mr. Gorin, from the Committee on the Judiciary—

A bill to supply the garnishment laws of this State.

By Mr. Swigert, from the Committee on Public Buildings—

A bill to rebuild the office of Secretary of State, and new offices for State Treasurer and Auditor.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That they be printed and placed in the orders of the day.

Mr. Gorin, from the Committee on the Judiciary, to whom was referred

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On motion, leave of indefinite absence was granted to Messrs. Cardwell, O. P. Johnson, and Harrison.

A message was received from the House of Representatives, announcing that they had concurred in the adoption of a resolution from the Senate, entitled

Resolution in relation to the election of Commissioners of the Eastern Lunatic Asylum.

Mr. C. T. Worthington, from the Committee on Education, to whom had been referred a bill from the House of Representatives, entitled

An act in relation to the Agricultural College,

Reported the same without amendment.

Ordered, That said bill be printed and made the special order of the day for to-morrow at 10¼ o'clock, A. M.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Gorin, from the Committee on the Judiciary—

An act for the benefit of Mary W. Ray.

By Mr. Dudley, from the Committee on Privileges and Elections—

An act to divide Poosey precinct, in Marion county, and to establish the Million precinct in said county.

By same—

An act to establish a voting place in district No. 7, in Carter county.

By same—

An act to change the voting place in Mill Creek precinct, in Carroll county.

By Mr. Bruner, from the Committee on Revised Statutes—

An act for the benefit of Philip Bray, of Larue county.

By same—

An act for the benefit of M. W. Holland.

By same—

An act for the benefit of Wm. Blair, of Magoffin county.

By same—

An act for the benefit of Malinda Thompson.

By Mr. J. J. Landram, from the Committee on County courts—

An act for the benefit of the town of Greensburg.

By Mr. J. D. Landrum, from the Committee on Education—

An act to amend the charter of the Daviess Academy.

By Mr. C. T. Worthington, from the same committee—

An act to repeal an act, entitled "An act for the benefit of the Trigg Academy," approved January 11th, 1865.

By Mr. Morrow, from the Committee on the Judiciary—

An act to incorporate the Cairo and Caseyville Mining and Manufacturing Company.

By same—

An act to incorporate the Louisville and Henderson People's Line Packet Company.

By same—

An act to incorporate the Greasy Creek and Cumberland River Oil and Mining Company.

By same—

An act to incorporate the Kentucky and Alabama Oil and Mining Company.

By same—

An act to incorporate the Rock House Creek Oil and Mining Company.

By Mr. Cardwell, from the Committee on Propositions and Grievances—

An act to repeal an act, entitled "An act to add a portion of the county of Morgan to the county of Wolfe."

By Mr. Bruner, from the Committee on Revised Statutes—

An act to legalize the official acts of P. B. Morrow, police judge of Versailles.

By same—

An act to incorporate the Columbus Manufacturing and Trading Company.

By same—

An act for the benefit of the town of Barboursville, in Knox county, and for other purposes.

By same—

An act to amend an act to incorporate Gordonsville, Logan county.

With amendments to the last ten named bills.

Which amendments were adopted.

Ordered, That said bills, the last ten named as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Bruner, from the Committee on Revised Statutes—

An act to repeal an act, entitled "An act to amend an act, entitled an act to amend section 1, article 3, chapter 32, title 'Elections,' of the Revised Statutes," approved February 11, 1858," approved March 15, 1865.

By same—

An act to amend the 1st section of article 17, chapter 28, of the Revised Statutes, entitled "Penal Offenses," &c.

By Mr. Cochran, from the same committee—

An act to incorporate the Pointer & McRay Petroleum, Mining, and Manufacturing Company.

By same—

An act to incorporate the Wolverine Oil Company.

By same—

An act to incorporate the Scudder Mining Company.

By same—

An act to incorporate the St. Louis Mining, Manufacturing, and Trading Company.

By same—

An act to incorporate the Argentine Mining Company.

By Mr. Dudley, from the same committee—

An act to incorporate the Louisville and Mill City Colorado Gold and Silver Mining Company.

By same—

An act to incorporate the Beargrass and Clear Creek Colorado Gold and Silver Mining Company.

By same—

An act to incorporate the Enterprise Gold and Silver Mining Company of Colorado.

By same—

An act to incorporate the Kentucky and Colorado Gold and Silver Mining Company.

By same—

An act to incorporate the Seaton Mining Company.

By same—

An act to incorporate the Crystal Lode Mining Company.

By same—

An act to incorporate the Hibernia Mining Company.

By same—

An act to incorporate the Midas Mining Company.

With the expression of opinion that they ought not to pass.

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By Mr. Bruner, from the committee on Revised Statutes—

A bill to incorporate the Belmont and Nelson Iron Company.

By same—

A bill to amend chapter 36, article 13, section 2, of Revised Statutes.

By same—

A bill to amend chapter 84, article 1, section 89, of the Revised Satutes.

By Mr. Cleveland, from the Committee on Banks—

A bill to incorporate Germantown College at Germantown, Kentucky.

By Mr. Wright, from the Committee on Agriculture and Manufactures—

A bill to regulate the inspection and sale of tobacco in the town of Lebanon.

By Mr. Wm. Johnson, from the Committee on Circuit Courts—

A bill to amend an act to establish a criminal court in the 9th judicial district, approved 5th February, 1866.

By Mr. J. J. Landram, from the Committee on County Courts—

A bill to incorporate the town of Mt. Vernon, in Rockcastle county.

By same—

A bill to incorporate the town of London, in Laurel county.

By Mr. Halbert, from the same committee—

A bill to incorporate Lewis Lodge, Independent Order of Odd Fellows.

By Mr. J. D. Landrum, from the Committee on Education.

A bill for the benefit of the public schools and seminaries of Newport, Kentucky.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had passed a bill from the Senate, entitled

An act to incorporate the Belmont and Nelson Iron Company.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act for the benefit of the Institution for the Deaf and Dumb at Danville.

Which bills reads as follows, viz:

WHEREAS, The appropriations made for the support of the Institution for the Education of the Deaf and Dumb at Danville were fixed by law in the year 1852, and have not since been increased; and whereas, the cost of provisions and supplies generally has so largely increased that the present allowances made to the Institution are insufficient for its support; therefore,

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the annual sum of three thousand dollars additional be, and the same is hereby, appropriated to the Trustees of the Kentucky Institution for the Education of the Deaf and Dumb, to aid in its adequate support, payable quarterly from the first day of October, eighteen hundred and sixty-five.

The amendment heretofore reported by the Committee on Finance is as follows, viz:

In section one, line two, strike out the word "annual."

Same section and line, after the word "additional," and before the word "be," insert the words "for two years only."

The question was then taken on the adoption of the amendments proposed by the committee. and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Lilly and W. Johnson, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	O. P. Johnson,	B. W. Stone,
Tho. P. Cardwell,	Henry C. Lilly,	Philip Swigert—8.
Evan M. Garriott,	George C. Riffe,	

Those who voted in the negative, were—

John B. Bruner,	Wm. H. Grainger,	W. W. McKenzie,
Jos. H. Chandler,	W. C. Halbert,	Thomas Z. Morrow,
F. L. Cleveland,	T. W. Hammond,	Elijah Patrick,
Thomas B. Cochran,	James Harrison,	Harrison Thompson,
Milton J. Cook,	John L. Helm,	C. T. Worthington,
A. D. Cosby,	Wm. Johnson,	W. J. Worthington,
Wm. A. Dudley,	John J. Landram,	George Wright—23.
James W. Gorin,	J. D. Landrum,	

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the constitution, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	James W. Gorin,	W. W. McKenzie,
John B. Bruner,	Wm. H. Grainger,	Thomas Z. Morrow,
Thos. P. Cardwell,	W. C. Halbert,	Elijah Patrick,
Joseph H. Chandler,	T. W. Hammond,	George C. Riffe,
F. L. Cleveland,	James Harrison,	B. W. Stone,
Thos. B. Cochran,	John L. Helm,	Philip Swigert,
Milton J. Cook,	O. P. Johnson,	H. Thompson,
A. D. Cosby,	Wm. Johnson,	C. T. Worthington,
Wm. A. Dudley,	John J. Landram,	W. J. Worthington,
Evan M. Garriott,	J. D. Landrum,	George Wright—30.

In the negative, none.

Resolved, That the title of said bill be as aforesaid.

Mr. Cochran, from the Committee on Recent Political Events, to whom had been referred

A bill to amend article 1, chapter 64, Revised Statutes, title "Master and Apprentice."

Together with sundry amendments heretofore proposed,

Reported the same, with the amendment heretofore proposed by Mr. J. J. Landram.

The bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section 5, article 1, chapter 64, of the Revised Statutes, be, and the same is hereby, repealed.

§ 2. The writing by which any minor shall be bound an apprentice shall be signed by the master, and for the minor by the clerk of the county court, and shall specify the age of the minor, and what art, trade, business, or occupation he shall be taught; that the apprentice shall have proper medical attention, and shall be well fed and clothed, and treated with humanity; and the master shall be bound to give the apprentice a new good suit of clothes at the end of the apprenticeship; and if the apprentice be not a negro, the master shall have him taught to read and write, and common arithmetic, including the rule of three; and if the apprentice be a negro, the master shall be bound to pay, at the end of the apprenticeship, to a girl the sum of fifty dollars, and to a boy the sum of one hundred dollars: *Provided, however*, That if the master shall teach the apprentice to read and write, then he shall not be bound to pay him or her any money at the end of the apprenticeship.

The amendment proposed by the committee reads as follows, viz:

Add to the bill the following additional sections, viz:

§ 3. When any minor has been, or may hereafter be, bound to a master, and the master died, or shall die before the end of the appren-

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The yeas and nays being required thereon by Messrs. J. J. Landram and Cook, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	William H. Grainger,	Philip Swigert,
F. L. Cleveland,	James Harrison,	C. T. Worthington,
Wm. A. Dudley,	O. P. Johnson,	W. J. Worthington,
Jas. W. Gorin,	Elijah Patrick,	George Wright—12.

Those who voted in the negative, were—

John B. Bruner,	W. C. Halbert,	W. W. McKenzie,
Tho. P. Cardwell,	T. W. Hammond,	Thos. Z. Morrow,
Jos. H. Chandler,	John L. Helm,	George C. Riffe,
Thos. B. Cochran,	Wm. Johnson,	B. W. Stone,
A. D. Cosby,	Henry C. Lilly,	H. Thompson—17.
Evan M. Garriott,	John J. Landram,	

The question was then taken on the adoption of the 1st section of the amendment proposed by the committee, and it was decided in the affirmative.

The question was then taken on the adoption of the 2d section of said amendment, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Lilly and W. J. Worthington, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	T. W. Hammond,	George C. Riffe,
Jos. H. Chandler,	John L. Helm,	B. W. Stone,
F. L. Cleveland,	Wm. Johnson,	H. Thompson,
Thos. B. Cochran,	John J. Landram,	C. T. Worthington,
A. D. Cosby,	J. D. Landrum,	George Wright—17.
Evan M. Garriott,	W. W. McKenzie,	

Those who voted in the negative, were—

Wm. S. Botts,	W. C. Halbert,	Thos. Z. Morrow,
Milton J. Cook,	James Harrison,	Elijah Patrick,
Wm. A. Dudley,	O. P. Johnson,	Philip Swigert,
James W. Gorin,	Henry C. Lilly,	W. J. Worthington—13.
Wm. H. Grainger,		

The question was then taken on the adoption of the third section as proposed by the committee, and it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Lilly and Cochran, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	W. C. Halbert,	Thos. Z. Morrow,
Jos. H. Chandler,	T. W. Hammond,	George C. Rifle,
F. L. Cleveland,	John L. Helm,	B. W. Stone,
Thos. B. Cochran,	Wm. Johnson,	Harrison Thompson,
A. D. Cosby,	J. J. Landram,	C. T. Worthington,
Evan M. Garriott,	J. D. Landrum,	George Wright—20.
James W. Gorin,	W. W. McKenzie,	

Those who voted in the negative, were—

John B. Bruner,	James Harrison,	Elijah Patrick,
Milton J. Cook,	O. P. Johnson,	Philip Swigert,
Wm. A. Dudley,	Henry C. Lilly,	W. J. Worthington—10.
Wm. H. Grainger,		

Resolved, That the title of said bill be as aforesaid.

Mr. Helm, from the Committee on Federal Relations, to whom had been referred the protest heretofore reported by the committee, reported the same to the Senate.

Ordered, That said protest be made the special order of the day for Monday next, at 10½ o'clock, A. M.

Mr. Wright moved to reconsider the vote by which the Senate rejected

A bill to amend the penal laws of this Commonwealth.

The consideration of which motion was postponed for future action.

Mr. Stone moved that a message be sent to the House of Representatives to ask leave to withdraw the announcement of their disagreement to the passage of a bill from the House of Representatives, entitled

An act to relieve the county of Wayne from the payment of the revenue for the years 1862 and '63.

Which was adopted.

After a short time, said bill was handed in at the Clerk's table.

Motion to reconsider the vote disagreeing to said bill entered.

On motion of Mr. Cook, the Senate took up for consideration

A bill to incorporate the Planters' Loan Association.

Ordered, That the further consideration of said bill be postponed until to-morrow, at 10½ o'clock, A. M.

Mr. Garriott, from the Committee on Enrollments, reported that the committee had examined enrolled bills from the House of Representatives of the following titles, viz:

An act to incorporate the Bowling Green Bridge Company.

An act to incorporate the Poor Man's National Life Insurance Company of Louisville.

An act to incorporate the Lewis Creek Oil and Manufacturing Company.

An act to incorporate the Old Dominion Petroleum and Mining Company.

An act to incorporate the Russell Creek and Green River Oil Company.

An act to change the time of holding the circuit courts in Marshall county.

An act for the benefit of Nicholas county.

An act, entitled "An act to amend an act, entitled 'An act to authorize the county court of Carter county to sell the poor-house lands of said county.'"

An act to amend an act for the benefit of the Nicholas county court.

An act to change the time of holding the December term of the Scott county quarterly court.

An act to change the time of holding the Boyd quarterly court.

An act further to regulate the time and place of holding justices' courts in the Boggs district, in Muhlenburg county.

An act to incorporate the Jessamine Female Institute.

An act for the benefit of Fleming county.

An act to legalize the orders of the Ohio county and quarterly courts made by John Stephens, a justice of the peace.

An act to amend an act, entitled "An act for the benefit of Clinton county."

An act to incorporate the United Evangelic Christian School Society of Louisville.

An act for the benefit of the Male and Female Academies of the town (now city) of Paducah.

And had found the same truly enrolled.

Which bills, having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Garriott reported that they had performed that duty.

Leave was given to bring in the following bills, viz:

On motion of Mr. W. J. Worthington—1. A bill to incorporate the Mt. Savage Coal, Oil, Iron, and Manufacturing Company.

On motion of Mr. Patrick—2. A bill for the benefit of Charles J. Howse, of Johnson county.

The Committee on the Judiciary was directed to prepare and bring in the 1st, and the Committee on County Courts the 2d.

And then the Senate adjourned.

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A message was received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and resolution, originating in the House of Representatives, of the following titles, viz:

An act to incorporate the Eagle Mining and Petroleum Company.

An act in relation to the town of Lewisport, in Hancock county.

An act to amend an act, entitled "An act to incorporate the Bryantsville and Boyle county turnpike road company.

An act to incorporate the Hussey Oil Company.

An act to amend an act, entitled "An act to empower the Ohio county court to levy an additional tax and issue bonds to build a new court-house," approved December 18th, 1863.

An act to amend the charter of the Louisville and Taylorsville turnpike road company.

An act to charter the South Jefferson Lyceum of Jefferson county.

An act to amend the charter of the Georgetown and Long Lick turnpike road company.

An act for the benefit of common school district No. 21, Meade county.

An act to charter the Bowling Green and Scottsville turnpike road company.

An act to change the boundary line between the Vanceburg and crossing of Kinnikinnick election districts, in Lewis county.

An act for the benefit of district No. 35, Mercer county.

An act to establish justices' district No. 5, in Hancock county.

An act for the benefit of J. P. McIntire, sheriff of Muhlenburg county.

An act establishing an additional voting place in Lewis county.

An act to incorporate the United States Mining and Manufacturing Company.

An act for the benefit of the administrator of W. B. Wall, deceased.

An act for the benefit of the officers and soldiers of the 31st regiment of the enrolled militia.

An act incorporating the Blandville Hotel Company, in Ballard county.

An act for the benefit of the clerk of the Court of Appeals.

An act to incorporate the Tuscarora Oil Company.

An act incorporating the Bowling Green Water-works Company.

An act to incorporate the Kentucky River Lead Mining and Manufacturing Company.

An act to legalize the proceedings of the Kenton county court at its May session, 1865.

An act prescribing the mode of settlement of the stock account of the counties of Logan, Simpson, Warren, Hart, and Hardin, with the Louisville and Nashville railroad company.

An act for the benefit of John L. Williams, jailer of Muhlenburg county.

An act to incorporate the Bowling Green Manufacturing Company.

An act to incorporate the Allen Farm Petroleum Company.

An act to incorporate a Savings and Deposit Bank in the town of Elkton, Kentucky.

An act to incorporate the Wide-Awake Oil Company.

An act to incorporate the Bedford and Milton turnpike road company.

An act to incorporate the New Market and St. Mary's turnpike road company.

Resolution in relation to the transportation of the United States mail on the Lebanon railroad.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Harrison, from the Committee on the Judiciary—

An act to incorporate the town of Middletown, in Jefferson county.

By same—

An act to incorporate the Mendelson Club Benevolent Society of Louisville.

By Mr. C. T. Worthington, from the Committee on Education—

An act to legalize the conveyance by the trustees of the New Liberty Female Academy of certain lands conveyed by them to James Gayle.

By same, from the Committee on Finance—

An act to amend the laws in relation to revenue and taxation.

By Mr. Cochran, from the Committee on Recent Political Events—

An act conferring certain civil rights upon negroes and mulattoes.

By same—

An act in relation to the marriage of negroes and mulattoes.

With amendments to the last two named bills.

Which were concurred in.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Harrison, from the Committee on the Judiciary—

A bill to incorporate the Tennessee and Kentucky Petroleum, Mining, and Manufacturing Company.

By same—

A bill to amend the laws in relation to changes of venue in criminal cases.

By same—

A bill to incorporate the Eureka Oil, Mining, and Manufacturing Company.

By Mr. Morrow, from the same committee—

A bill to incorporate the town of Woodstock, in Pulaski county, Kentucky.

By same—

A bill concerning the last will and testament of Joseph Willis, a free man of color.

By Mr. Gorin, from the same committee—

A bill to amend the charter of the Star Oil, Coal, Mining, and Manufacturing Company, of Carter county.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate, according to order, took up for consideration a bill to incorporate the Planters' Loan Association.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That Walter Goodman, Ayres P. Merrill, jr., George M. Miller, J. Q. A. Odor, and J. J. Porter, and such other persons as may hereafter be associated with them, and their successors and assigns, are hereby constituted a body corporate, under the name of the "Planters' Loan Association," and by that name shall have perpetual succession, and may sue or be sued, in any court whatever, with powers and privileges as are hereinafter provided.

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in the first section of this act shall be directors of said association for one year after the passage of this act and until others shall be elected in their stead; the remaining directors for the same period shall be elected by a majority in interest of the stockholders of said association voting at an election to be held under the inspection of said commissioners, at such place as they may designate, within twenty days from the closing of the subscription called for by them; and such directors, when elected, together with the persons named in the first section of this act, who shall become directors of said association as hereinbefore provided, shall divide themselves by lot into three classes, as nearly equal as may be. The term of office of the first class shall expire at the end of one year from the passage of this act; that of the second class at the end of two years thereafter, and that of the third class at the end of three years thereafter; and at the end of said first year, and annually thereafter, there shall be chosen a number of directors equal to the number of directors in the class whose term will then expire, who shall hold their office for three years, or until their successors are elected. Vacancies occurring in the board of directors during the intervals of elections shall be filled by said board.

§ 7. The board of directors shall have power to establish agencies for the transaction of the business of said association at any place they may think proper, and to appoint all such agents, officers, or employes as may be considered necessary, and may delegate power to transact any of its business to committees of directors, or to its officers or agents, as it shall deem proper; and said board of directors may, by a majority of their whole number, make such by-laws, not inconsistent with the constitution and laws of this State, as may be deemed necessary for the management of the property, the government of the officers, and the regulation and conduct of the affairs of said association; and may adopt a corporate seal, and change the same at pleasure.

§ 8. Minutes of the proceedings of the board of directors shall be kept, and the same shall be entered in a book to be provided for that purpose, and signed by the president, or acting chairman, or secretary. Shareholders shall be entitled to certificates of their respective shares of capital stock, which shall be transferable as provided in such certificates; and the board of directors shall cause suitable books for the registry and transfer of such shares to be kept; and every such transfer, to be valid, shall be made on such books and signed by the shareholder or his or her attorney, duly authorized in writing; and the board of directors may close the transfer books, from time to time, as the convenience of the association may require.

§ 9. The board of directors, out of the funds of said association, shall defray its expenses and pay its debts, and may declare and pay out of the surplus net profits of its business to its shareholders, or their duly authorized attorneys, such dividends as they shall deem expedient.

§ 10. The capital stock of said association may at any time be increased to any amount, not exceeding in the aggregate five million of dollars, by the addition of new shares of one hundred dollars each, duly subscribed for and paid in, in such manner and upon such terms

as the board of directors shall prescribe: *Provided*, That such increase shall have been first authorized by the votes of two thirds of all the directors of said association.

§ 11. The association incorporated by this act are authorized and empowered to consolidate with any other association incorporated by legislative enactment, in any one or more of the Southern States, with the same powers and restrictions contained in this act, or an act similar, so as to form one association under one organization and management.

§ 12. The said association shall keep an office and an agent within this State. The service of process or notice on said agent, in any action or proceeding against said association, shall be as valid as if executed on the president, or directors, or corporators.

§ 13. This act shall take effect immediately upon its passage, and shall continue in force for thirty years thereafter.

Mr. Cochran moved to amend said bill as follows, viz:

Section 3, line 4, strike out after the word interest "not exceeding the rate of ten per cent. per annum compensation." Same section, 8th line, after the word interest, strike out the words "not exceeding ten per cent. per annum compensation."

Add to the 3d section the following proviso:

Provided, however, That when such interest is agreed to be paid wholly in money, it shall not exceed the rate of six per cent. per annum.

In 3d section, strike out all after the word "same," 15th line, and before the word "and," where it occurs the second time.

Which amendments, being voted on separately, were adopted.

Mr. Dudley moved to lay on the table the bill as amended.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cleveland and Cochran, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	James W. Gorin,	George C. Riffe,
Thomas P. Cardwell,	W. C. Halbert,	B. W. Stone,
F. L. Cleveland,	T. W. Hammond,	Philip Swigert,
Milton J. Cook,	John J. Landram,	Harrison Thompson,
A. D. Cosby,	J. D. Landrum,	C. T. Worthington,
Wm. A. Dudley,	Elijah Patrick,	W. J. Worthington—19.
Evan M. Garriott,		

Those who voted in the negative, were—.

Thos. B. Cochran,	O. P. Johnson,	Thomas Z. Morrow,
Wm. H. Grainger,	Wm. Johnson,	John A. Prall,
James Harrison,	Henry C. Lilly,	George Wright—9.

So the said bill was rejected.

The Senate also, according to order, took up for consideration a bill from the House of Representatives, entitled

An act in relation to the Agricultural College.

Which reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and he is hereby, authorized to draw his warrant upon the Treasury in favor of the Treasurer of the Board of Curators of Kentucky University, for the sum of twenty thousand dollars, which sum is hereby appropriated out of any moneys in the Treasury not otherwise appropriated, to aid in putting the Agricultural and Mechanical College of Kentucky into immediate operation. Upon the payment of the foregoing sum, the State shall be entitled to send to said college, free of charge, three pupils for each representative district: *Provided, however*, The State *reserves the right, hereafter*, to reimburse itself for the amount herein appropriated out of the interest arising from the sale of the land scrip donated by Congress: *And provided further*, The money herein appropriated shall not be drawn from the Treasury until the Curators of Kentucky University shall certify to the Governor that said Agricultural College is ready to go into immediate operation, in accordance with the provisions of the act establishing the same.

§ 2. Before the Auditor shall draw his warrant upon the Treasurer in accordance with this act, the Curators of said University shall accept the provisions of this act, and shall transmit to the Governor a certified copy of the order of their board showing said acceptance.

§ 3. This act shall take effect from and after the passage of this act.

Mr. W. Johnson moved to amend the bill as follows, viz:

Section 1, line 9, strike out the words "reserves the right, hereafter, to," and insert in lieu thereof the word "shall."

Same section, line 10, after the word "the," insert the word "first," and add to the word "sale" the letter "s."

And the question being taken on the adoption of the amendments proposed by Mr. W. Johnson, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cleveland and C. T. Worthington, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	Evan M. Garriott,	Thos. Z. Morrow,
John B. Bruner,	James Harrison,	John A. Prall,
F. L. Cleveland,	Wm. Johnson,	Philip Swigert—11.
Milton J. Cook,	Henry C. Lilly,	

Those who voted in the negative, were—

T. P. Cardwell,	T. W. Hammond,	B. W. Stone,
A. D. Cosby,	O. P. Johnson,	H. Thompson,
Wm. A. Dudley,	J. D. Landrum,	C. T. Worthington,
James W. Gorin,	W. W. McKenzie,	W. J. Worthington,
Wm. H. Grainger,	Elijah Patrick,	George Wright—17.
W. C. Halbert,	George C. Riffe,	

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Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Also, a bill prescribing punishment for felonies and misdemeanors of free negroes and mulattoes.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that the Governor had approved and signed enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act to incorporate the Farmers' Manufacturing and Banking Company.

An act for the benefit of James Linden, sheriff of Breathitt county.

An act in relation to the oil and mining corporations of this Commonwealth.

An act to amend an act to establish an office for the recording of deeds and mortgages at Covington.

An act to incorporate the Franklin County Mining and Smelting Company.

An act to incorporate the Augusta Coal and Fuel Company.

An act to incorporate the Clarke County Agricultural Society.

An act for the benefit of Robert H. Grayson's heirs.

An act for the protection of sheep in Greenup county.

An act to create the Deposit Bank of Princeton.

Resolution in relation to the election of Commissioners of the Eastern Lunatic Asylum.

The Senate took up for consideration the motion heretofore made by Mr. Stone, the reconsideration of the vote by which the Senate had refused to order to a third reading a bill from the House of Representatives, entitled

An act to relieve the county of Wayne from the payment of the revenue for the years 1862-'63.

And the question being taken thereon, it was decided in the affirmative.

Said bill was then amended, and read as follows, viz:

Strike out all after the enacting clause, and insert the following:

That the time for collecting the revenue tax due the State by the tax-payers of Wayne county for the years 1862, 1863, and 1864, be, and the same is hereby, deferred until the year 1868, to be then collected at the same time and in the same manner with the revenue for that year: *Provided*, That the sureties of the sheriff of said county and the sureties of the sheriff whose duty it was to have collected said revenue, shall, in open court, in the county court of said county, to be there entered of record, consent to the relief hereby extended.

§ 2. This act to take effect from its passage.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Morrow, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	Wm. H. Grainger,	W. W. McKenzie,
John B. Bruner,	W. C. Halbert,	Thomas Z. Morrow,
Thos. P. Cardwell,	T. W. Hammond,	Elijah Patrick,
F. L. Cleveland,	James Harrison,	John A Prall,
Thos. B. Cochran,	O. P. Johnson,	George C. Riffe,
Milton J. Cook,	Wm. Johnson,	Philip Swigert,
A. D. Cosby,	Henry C. Lilly,	H. Thompson,
Wm. A. Dudley,	John J. Landram,	W. J. Worthington—27.
Evan M. Garriott,	J. D. Landrum,	
James W. Gorin,		

In the negative—George Wright—1.

Resolved, That the title of said bill be as aforesaid.

On motion of Mr. Cochran, leave of indefinite absence was granted to Mr. Chandler.

The hour having arrived for the execution of the joint order of the day, the election of two Commissioners for the Eastern Lunatic Asylum,

Mr. Wright moved that a message be sent to the House of Representatives to announce that the Senate was now ready to proceed to the execution of the joint order of the day.

Whereupon, Messrs. Wright and Bruner were appointed to bear said message.

A message was received from the House of Representatives, announcing that they too were now ready to execute the joint order of the day.

Mr. Dudley then nominated Messrs. Ben. Gratz and W. Warfield as suitable persons to fill the offices aforesaid.

The same committee was appointed to inform the House of Representatives of the nominations made in the Senate.

A message was received from the House of Representatives, announcing that the same gentlemen were in nomination for said office in that House.

The vote was then taken.

Whereupon, Messrs. B. Gratz and W. Warfield received the unanimous vote of the Senate.

The same was appointed to compare the vote of the two Houses.

After a short time, Mr. Wright reported that Messrs. B. Gratz and W. Warfield, had received the unanimous vote of both Houses.

Whereupon, the Speaker declared that Messrs. B. Gratz and W. Warfield having received the unanimous vote of both Houses, were duly elected Commissioners of the Eastern Lunatic Asylum for the term prescribed by law.

Mr. Swigert moved to reconsider the vote by which the Senate rejected

A bill to establish a court of common pleas for the county of McCracken.

Motion entered.

Mr. Dudley moved the following resolution, viz:

Resolved, That a committee of the Senate be appointed to present to the Governor the account published in the Louisville Journal of this morning, in reference to the conduct of one Wm. Goodloe, acting under the orders of Maj. General Fisk, Superintendent of the Freedmen's Bureau, in taking a prisoner from the hands of the civil authorities while his case was undergoing a judicial investigation, and that they request the Governor to institute immediate inquiries as to the truth of this account; and if it be found to be true, that he call upon the President to remove instantly from office and command Clinton B. Fisk and Wm Goodloe, and deliver them to the civil authorities of this State, to be tried for their violation of its laws; and that the prisoner be remanded back to the civil authorities for trial.

Which was unanimously adopted.

Whereupon, Messrs. Dudley, C. T. Worthington, and Morrow were appointed said committee.

At half-past one o'clock, P. M., Mr. Bruner moved that the Senate do now adjourn,

And the question being taken thereon, it was decided in the negative.

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An act to amend the charter of the city of Lexington.

An act providing for appeals from the judgment of State courts transferring causes to the courts of the United States.

An act for the benefit of Harrison Ford, late sheriff of Pike county.

An act to declare the Cumberland river a navigable stream from the Letcher county line to the falls in Whitley county,

An act to change the terms of circuit courts in the 9th judicial district.

An act to amend and reduce into one the several acts in regard to the town of Vanceburg, in Lewis county.

An act to incorporate the Vanceburg Flouring Mill Company, in Lewis county.

An act to incorporate the Vanceburg Hotel Company in Vanceburg, Kentucky.

An act for the benefit of Mary E. Alexander.

An act to incorporate the town of Bradford, in Bracken county.

An act for the benefit of P. C. Phelps.

An act to incorporate the Union Queen Petroleum Stove Manufacturing Company.

An act to incorporate the Belmont and Nelson Iron Company.

An act to amend an act, entitled "An act to organize and discipline the militia of Kentucky.

Resolution in relation to the election of Commissioners of the Eastern Lunatic Asylum.

And had found the same truly enrolled.

Which bills and resolution, having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and said bills and resolution were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Garriott reported that they had performed that duty.

And then the Senate adjourned.

MONDAY, FEBRUARY 12, 1866.

A message was received from the House of Representatives, announcing their disagreement to the passage of a bill from the Senate, entitled

An act to amend an act, entitled "An act to compel stockholders in turnpike roads in Lincoln county to work on dirt roads," approved June 5, 1865.

That they had passed bills and concurred in a resolution, which originated in the Senate, of the following titles, viz:

An act for the benefit of Wm. J. Mayo, late sheriff of Floyd county.

An act for the benefit of Joel Martin and his deputies, late sheriff of Floyd county.

An act to amend the charter of the Sharpsburg and Owingsville turnpike road company.

An act to amend an act, entitled "An act to incorporate the Cox's Creek and Samuels' Depot turnpike road company.

An act to incorporate the Dry Run Pond Draining Company.

An act for the benefit of Wm. P. Conner, late sheriff of Bath county.

An act for the benefit of Samuel R. Tolle, sheriff of Barren county.

An act to incorporate the Cincinnati and Newport Fruit House Company.

An act for the benefit of H. S. Vaughn, late sheriff of Johnson county.

An act supplemental to an act for the benefit of J. W. Cardwell, with an amendment.

An act for the benefit of W. H. Landram, late sheriff of Gallatin county.

An act for the benefit of Stephen Howard and his deputies, late sheriff of Magoffin county.

An act to incorporate the Williamstown and Collinsville turnpike road and bridge company.

An act in relation to roads in this State.

An act to amend the charter of the Union turnpike road company.

An act to amend an act, entitled "An act to incorporate the Barren County railroad company," approved February 9, 1865.

An act for the benefit of the stockholders and owners of the Lexington and Big Sandy railroad company.

An act directing the purchase of the editions of the several laws of Kentucky prepared by Harvey Myers.

Resolution in relation to the removal of the seat of government.

That they had concurred in the amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act amending the law regulating fees to be paid by foreign insurance and express companies.

That they had passed bills of the following titles, viz:

1. An act for the benefit of A. C. Cox, sheriff of Green county.

2. An act for the benefit of Lewis Trimble, of Wolfe county.

3. An act for the benefit of W. G. Jones, late judge of the Muhlenburg county court.

4. An act for the benefit of Thomas Miller, Thomas A. Pheral, W. J. Weaver Burk, and Samuel T. Fruit.

5. An act for the benefit of Lucy Smith, of Rockcastle county.

6. An act for the benefit of G. J. Bosley, of Washington county.

7. An act for the benefit of T. J. Puryear, sheriff of Graves county.

8. An act for the benefit of Wm. B. Miller, late sheriff of Hancock county.

9. An act for the benefit of the estate of Samuel B. Pell, deceased, late sheriff of Hancock county.

10. An act for the benefit of Abner Lewis, late sheriff of Letcher county.

11. An act authorizing a sale of the poor-house and lands annexed thereto in Woodford county.

12. An act for the benefit of the sureties of W. D. Black, late sheriff of Pulaski county.

13. An act for the benefit of G. W. Ratcliffe, late sheriff of McCracken county.

14. An act for the benefit of Theodore Thompson, late sheriff of Livingston county.

15. An act for the benefit of Wm. Ryan, late sheriff of Calloway county.

16. An act for the benefit of the sheriff of McCracken county.

17. An act for the benefit of J. H. Swift, late sheriff of Calloway county.

18. An act for the benefit of S. W. Rennick, late sheriff of Hickman county.

19. An act for the benefit of H. G. Black, of Ballard county.

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43. An act to fix the time of holding circuit courts in the 4th judicial district.

44. An act regulating wharf and warehouse rates in Henry county.

45. An act declaring the Mercer Banner a public authorized newspaper.

46. An act repealing in part all acts granting license to keep a tavern or sell liquors without license.

47. An act for the benefit of the personal representatives of Rankin R. Revill, deceased.

48. An act to incorporate the town of Owensboro, in Daviess county.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

They were referred—the 1st, 2d, 3d 4th, 5th, 6th, 7th, 8th, 9th, 10th, 12th, 13th, 14th, 15th, 16th, 17th, 18th, 19th, 20th, 38th, 41st, and 46th to the Committee on Finance; the 11th, 25th, 26th, 27th, and 40th to the Committee on County Courts; the 21st, 22d, 24th, 28th, 29th, 30th, 31st, 32d, 34th, 35th, 36th, and 37th, to the Committee on Internal Improvement; the 23d and 44th to the Committee on Agriculture and Manufactures; the 33d to the Committee on Propositions and Grievances; the 39th to the Committee on Banks; the 42d and 47th to the Committee on the Judiciary; the 43d and 48th to the Committee on Circuit Courts, and the 45th to the Committee on Revised Statutes.

That they had received official information from the Governor that he had approved and signed enrolled bills from the House of Representatives of the following titles, viz:

An act to incorporate the Security Insurance Company.

An act to incorporate the Paint Lick and Drake's Creek turnpike road company.

An act to incorporate the Southern Mining, Manufacturing, and Trading Company.

An act to incorporate the Crow Creek and Cumberland River Oil and Mining Company.

An act to amend an act incorporating the Bowling Green Gas Company.

An act authorizing estates of deceased persons to be ordered into the hands of sheriffs in counties where there is no public administrator.

An act to incorporate the Samuel Snow Petroleum Company.

An act to incorporate the New Haven Oil Company.

An act to incorporate the Scott County Agricultural and Mechanical Association.

An act for the benefit of the Male and Female Academies of the town (now city) of Paducah.

An act, entitled "An act to amend an act, entitled 'An act to authorize the county court of Carter county to sell the poor-house lands of said county.'"

An act to incorporate the Jessamine Female Institute.

An act to incorporate the Russell Creek and Green River Oil Company.

An act to incorporate the Lewis Creek Oil and Manufacturing Company.

An act to incorporate the Great Western Detective and Horse Insurance Company, of Kentucky.

An act to incorporate the Old Dominion Petroleum and Mining Company.

An act to incorporate the Poor Man's National Life Insurance Company of Louisville.

An act to amend an act, entitled "An act for the benefit of Clinton county."

An act to incorporate the Bowling Green Building Company.

An act to incorporate the United Evangelic Christian School Society of Louisville.

An act to legalize the orders of the Ohio county and quarterly courts made by John Stephens, a justice of the peace.

An act for the benefit of Fleming county.

An act further to regulate the time and place of holding justices' courts in the Boggs district, in Muhlenburg county.

An act to change the time of holding the circuit courts in Marshall county.

An act to amend an act for the benefit of the poor-house of Nicholas county.

An act to amend an act for the benefit of the Nicholas county court.

An act to change the time of holding the December term of the Scott county quarterly court.

An act for the benefit of Nicholas county.

An act to change the time of holding the Boyd quarterly court.

The following remonstrance and memorial were presented, viz:

By Mr. Worthington—

1. The remonstrance of citizens of Jessamine county, remonstrating

against the passage of an act changing the time of holding the Jessamine circuit court.

By Mr. Prall—

2. A memorial of Wm. M. Pratt, in behalf of the Kentucky Baptists, in relation to the Kentucky Agricultural College.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on Circuit Courts, and the 2d ordered to be printed and referred to the Committee on Religion.

Mr. Wright, from the Committee on Agriculture and Manufactures, to whom had been referred a bill from the House of Representatives, entitled

An act to repeal an act for the protection of sheep,

Reported the same without amendment.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the law approved January 31st, 1865, chapter 755, on page 16, volume 1st, of the acts of 1865, entitled "An act for the protection of sheep in this Commonwealth," be, and the same is hereby, repealed.

§ 2. This act to take effect from and after its passage.

Mr. Cleveland moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and C. T. Worthington, were as follows, viz:

Those who voted in the affirmative, were—

F. L. Cleveland,	T. W. Hammond,	B. W. Stone,
Thos. B. Cochran,	John L. Helm,	Philip Swigert,
James W. Gorin,	J. D. Landrum,	C. T. Worthington,
W. C. Halbert,	W. W. McKenzie,	W. J. Worthington—12.

Those who voted in the negative, were—

Thos. P. Cardwell,	Elijah Patrick,	George C. Riffe,
Wm. Johnson,	John A. Prall,	George Wright—7.
Henry C. Lilly,		

Bills from the House of Representatives of the following titles were reported by the several committees to whom they had been referred, viz:

By Mr. Helm, from the Committee on Sinking Fund—

An act to amend an act authorizing the Commissioners of the Sinking Fund to contract with the State banks for interest on State deposits, approved March 21st, 1865.

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The question was then taken upon the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Tho. P. Cardwell,	John L. Helm,	John A. Prall,
F. L. Cleveland,	Wm. Johnson,	George C. Riffe,
Thomas B. Cochran,	Henry C. Lilly,	B. W. Stone,
Evan M. Garriott,	John J. Landram,	Philip Swigert,
James W. Gorin,	J. D. Landrum,	Harrison Thompson,
Wm. H. Grainger,	W. W. McKenzie,	W. J. Worthington,
W. C. Halbert,	Thomas Z. Morrow,	George Wright—23.
T. W. Hammond,	Elijah Patrick,	

Those who voted in the negative, were—

William S. Botts, C. T. Worthington—2.

Resolved, That the title of said bill be as aforesaid.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Halbert, from the Committee on County Courts—

A bill in relation to the duties of county court clerks.

By Mr. Lilly, from the Committee on Finance—

A bill for the benefit of B. F. Jameson, sheriff of Hart county.

By Mr. Swigert, from the Committee on Internal Improvement—

A bill to authorize the Pendleton county court to raise money to build bridges and to make and repair roads.

By same—

A bill to incorporate the Taylorsville and Snyder's turnpike road company.

By same—

A bill to incorporate Judy's Mill and North Middletown turnpike road company.

By same—

A bill to incorporate the Glasgow and Jimtown turnpike road.

By Mr. Gorin, from the Committee on the Judiciary—

A bill to amend the law in regard to proclamations, rewards, and other publications by the Governor or acting Governor of Kentucky.

By same—

A bill to incorporate the Mt. Savage Coal, Oil, Iron, and Manufacturing Company.

By Mr. Cockrill, from the same committee—

A bill to incorporate the Lebanon and Burksville railroad company.

By Mr. Garriott, from the Committee on Propositions and Grievances—

A bill to amend an act to incorporate the town of Bardstown.

By Mr. Cochran, from the Committee on Revised Statutes—

A bill to incorporate the Louisville Fruit House Company.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Swigert, from the Committee on Finance, reported

A bill for the benefit of Peter Jett.

Which bill was read the first time, and ordered to be read the second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	Wm. Johnson,	John A. Prall,
Tho. P. Cardwell,	Henry C. Lilly,	George C. Riffe,
F. L. Cleveland,	John J. Landram,	B. W. Stone,
Thomas B. Cochran,	J. D. Landrum,	Philip Swigert,
James W. Gorin,	W. W. McKenzie,	C. T. Worthington,
W. C. Halbert,	Thomas Z. Morrow,	W. J. Worthington,
T. W. Hammond,	Elijah Patrick,	George Wright—21.

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. Swigert, from same committee, reported a resolution in regard to the pay of O. P. Johnson's costs in his contested election case.

Which was twice read and adopted.

The Senate took up for consideration bills from the House of Representatives of the following titles, viz:

An act to amend chapter 86 of the Revised Statutes.

An act to amend existing laws in regard to injunctions.

An act to repeal an act, so far as the same refers to the county of Kenton, entitled "An act to regulate the jurisdiction of justices of the peace for Jefferson and Kenton counties," approved March 4th, 1865.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Also, a bill from the House of Representatives, entitled

An act for the benefit of the Bardstown and Green River turnpike road.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken upon the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	John L. Helm,	George C. Riffe,
F. L. Cleveland,	Wm. Johnson,	B. W. Stone,
Thos. B. Cochran,	Henry C. Lilly,	Philip Swigert,
A. D. Cosby,	John J. Landram,	H. Thompson,
Evan M. Garriott,	J. D. Landrum,	C. T. Worthington,
William H. Grainger,	W. W. McKenzie,	W. J. Worthington,
W. C. Halbert,	Thos. Z. Morrow,	George Wright—23.
T. W. Hammond,	Elijah Patrick,	

In the negative—none.

Also, the following bills, viz:

A bill to secure the freedom and equality of elections.

A bill to amend an act, entitled "An act to provide for paying the arrearages of pay due deceased soldiers," approved August 31, 1862.

A bill to authorize the formation of mining, manufacturing, and mechanical corporations.

A bill to encourage the importation of laborers.

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

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Add to the bill the following additional sections:

Making the 1st the 5th, and the 2d proposed section the 6th.

Section 6, chapter 88, of the Revised Statutes, and amendments thereto, shall regulate the mode and manner of distributing the school fund realized under this act; but no part of said fund shall ever be drawn or appropriated otherwise than pursuant to this act, in aid of common schools for negroes and mulattoes.

§ 7. The Auditor shall apportion each year the revenue from the fund realized under this act, for the benefit of said paupers, among the several counties in the State, according to the number of said paupers in each county, as shown by the reports of the several county courts.

Make the 6th section the 8th, and the 7th the 9th.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. C. T. Worthington and W. J. Worthington, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	T. W. Hammond,	Thos. Z. Morrow,
F. L. Cleveland,	John L. Helm,	Elijah Patrick,
Thos. B. Cochran,	W. Johnson,	George C. Riffe,
A. D. Cosby,	Henry C. Lilly,	Philip Swigert,
Jas. W. Gorin,	John J. Landram,	C. T. Worthington,
Wm. H. Grainger,	J. D. Landrum,	W. J. Worthington—20.
W. C. Halbert,	W. W. McKenzie,	

Those who voted in the negative, were—

B. W. Stone, George Wright—2.

Resolved, That the title of said bill be as aforesaid.

Mr. Cochran, from the same committee, to whom had been referred a bill from the House of Representatives, entitled

An act repealing and amending certain sections, articles, and chapters of the Revised Statutes and Session Acts approved since the adoption of the Revised Statutes, concerning slaves and free negroes,

Reported the same without amendment.

Mr. Gorin moved to amend the bill as follows:

Add to the bill the following:

That sections 1, 3, 4, 5, 6, 7, and 9, of chapter 93, of the Revised Statutes, be, and they are hereby, repealed.

The question was then taken on the repeal of the 1st section, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Lilly and Morrow, were as follows, viz:

Those who voted in the affirmative, were—

Thomas P. Cardwell,	Henry C. Lilly,	Elijah Patrick,
James W. Gorin,	J. D. Landrum,	W. J. Worthington—8.
Wm. H. Grainger,	Thomas Z. Morrow,	

Those who voted in the negative, were—

Wm. S. Botts,	T. W. Hammond,	B. W. Stone,
F. L. Cleveland,	John L. Helm,	Philip Swigert,
Thos. B. Cochran,	Wm. Johnson,	Harrison Thompson,
A. D. Cosby,	John J. Landram,	C. T. Worthington,
Evan M. Garriott,	W. W. McKenzie,	George Wright—17.
W. C. Halbert,	George C. Riffe,	

The question was then taken on the repeal of the 3d and 4th sections, and it was decided in the negative.

The question was then taken on the repeal of the 5th section, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Gorin and Wright, were as follows, viz:

Those who voted in the affirmative, were—

T. P. Cardwell,	Henry C. Lilly,	Elijah Patrick,
James W. Gorin,	J. D. Landrum,	W. J. Worthington—8.
Wm. H. Grainger,	Thos. Z. Morrow,	

Those who voted in the negative, were—

Wm. S. Botts,	T. W. Hammond,	B. W. Stone,
F. L. Cleveland,	John L. Helm,	Philip Swigert,
Thos. B. Cochran,	Wm. Johnson,	H. Thompson,
A. D. Cosby,	John J. Landram,	C. T. Worthington,
Evan M. Garriott,	W. W. McKenzie,	George Wright—17.
W. C. Halbert,	George C. Riffe,	

The question was then taken on the repeal of the 6th, 7th, and 9th sections, and it was decided in the negative.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Gorin and Lilly, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	T. W. Hammond,	Elijah Patrick,
F. L. Cleveland,	Wm. Johnson,	George C. Riffe,

Thos. B. Cochran, John J. Landram, B. W. Stone,
A. D. Cosby, J. D. Landrum, Philip Swigert,
Evan M. Garriott, W. W. McKenzie, H. Thompson,
Wm. H. Grainger, Thos. Z. Morrow, C. T. Worthington—19.
W. C. Halbert,

Those who voted in the negative, were—

Thos. P. Cardwell, Henry C. Lilly, George Wright—5.
James W. Gorin, W. J. Worthington,

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to amend chapter 43, article 2, section 6, of the Revised Statutes, title "Guardian and Ward,"

Together with the amendment herefore proposed by the committee.

The bill reads as follows, viz:

§1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That section 6, article 2, chapter 43, of the Revised Statutes, be amended by adding the following: He may lease the oil and coal and other mineral resources of any real estate of his ward for a term not exceeding twenty years, including the right of way over the same, and the use of sufficiency of timber therefrom for the erection of suittable structures and buildings for all mining purposes thereon, including the boring of wells for oil and salt water, and manufacturing and securing the products thereof, and for all necessary fuel for the purposes aforesaid: *Provided*, That where such lease is for a longer term than the infancy of his ward, the same shall not be effectual for such excess, unless his ward shall join in the execution of the lease, and acknowledge the same before the county judge of the county where the ward resides, with the approval of the judge of the county court, he not being interested in the lease, and being convinced that such lease is for the benefit of the ward, and provided the lessees of any such leases shall commence operations under said lease within three years from the date thereof, and prosecute the same with diligence and in good faith.

§ 2. The guardian and his sureties shall be liable upon his official bond to his ward for any abuse of his powers under this act.

§ 3. The father of said ward, if living, shall join in said lease, and if not living, the mother, if living, shall join therein, else said lease shall not be valid after the ward arrives at the age of twenty-one years.

§ 4. This act to take effect from its passage.

The proposed amendment reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, The statutory guardian of any infant may file in the clerk's office of the circuit court of the county in which the infant may reside, or in which the lands desired to be leased, or the greater part thereof, may be situated, a petition, verified by his own affidavit, de-

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Mr. W. Johnson moved to amend the amendment in section 1, line 14, by inserting after the word "years" the following: "or for a longer term than the infancy of the ward."

And the question being taken thereon, it was decided in the negative.

Mr. W. Johnson moved also to amend the amendment as follows, viz:

Section 3, after the word property, in the fourth line, insert the words "or proceeds thereof."

And the question being taken thereon, it was decided in the affirmative.

Mr. Wright moved to lay said bill and amendments on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Morrow and C. T. Worthington, were as follows, viz:

Those who voted in the affirmative, were—

Thos. B. Cochran, C. T. Worthington, W. J. Worthington—4.
A. D. Cosby,

Those who voted in the negative, were—

Thos. P. Cardwell, Wm. Johnson, Elijah Patrick,
F. L. Cleveland, Henry C. Lilly, George C. Riffe,
James W. Gorin, John J. Landram, B. W. Stone,
Wm. H. Grainger, J. D. Landrum, Philip Swigert,
W. C. Halbert, W. W. McKenzie, Harrison Thompson,
T. W. Hammond, Thos. Z. Morrow, George Wright—19.
John L. Helm,

The question was then taken on the adoption of the amendment as amended, and it was decided in the negative.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

On motion of Mr. C. T. Worthington, the vote by which the Senate disagreed to a bill from the House of Representatives, entitled

An act for the benefit of W. E. Palmer, late sheriff of Mercer county,

Was reconsidered.

Ordered, That said bill be referred to the Committee on Finance.

Mr. Garriott, from the Committee on Enrollments, reported that the

committee had examined enrolled bills originating in the House of Representatives of the following titles, viz:

An act for the benefit of Josiah B. Stone, of Grayson county.

An act for the benefit of A. Hensley, assistant engineer on the State boundary line between Kentucky and Tennessee.

An act for the benefit of the Institution for the Deaf and Dumb at Danville.

An act for the benefit of John H. Allison, sheriff of Lawrence county.

An act for the benefit of George H. Lendo.

An act amending the law regulating fees to be paid by foreign insurance companies.

An act to incorporate Salem Lodge, No. 81, of Ancient York Masons.

An act to incorporate Wingfield Lodge, No. 351, Free and Accepted Masons.

An act to incorporate the Horse Cave and Burksville railroad company.

An act to incorporate Paintsville Lodge, No. 381, Free and Accepted Masons.

An act for the benefit of George W. Polson and wife.

An act to incorporate the Louisville Dispensary.

An act for the benefit of the widow and children of Edmund Smith, deceased.

An act for the benefit of Mary A. Hackley, of Garrard county.

An act to amend an act, entitled "An act to incorporate Millerstown, in Grayson county."

An act for the benefit of Emily Evans, a free woman of color.

An act for the benefit of Desdemonia Dick, of Warren county.

And enrolled bills from the Senate of the following titles, viz:

An act to amend an act to regulate certain corporations in Kentucky, approved June 3, 1865.

An act to incorporate the Deposit Bank of Somerset.

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Garriott reported that the committee had performed that duty.

Leaves were given to bring in the following bills, viz:

On motion of Mr. Cosby—1. A bill in relation to the fees of examiners where they are engaged in taking depositions.

On motion of Mr. W. J. Worthington—2. A bill to incorporate the Union Mining Coal Oil Company.

On motion of same—3. A bill to incorporate the East Kentucky Coal, Oil, and Manufacturing Company.

On motion of same—4. A bill to incorporate the Excelsior Coal, Oil, Mining, and Manufacturing Company.

On motion of same—5. A bill to incorporate the European Mining and Manufacturing Company.

On motion of Mr. J. D. Landrum—6. A bill for the benefit of M. W. Galloway, late sheriff of Graves county.

The Committee on Revised Statutes were directed to prepare and bring in the 1st; the Committee on the Judiciary the 2d, 3d, 4th, and 5th, and the Committee on Finance the 6th.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Belmont and Nelson Iron Company.

An act to exempt homesteads from sale for debt.

An act for the benefit of P. C. Phelps.

An act to amend the charter of the city of Lexington.

An act for the benefit of Mary E. Alexander.

An act for the benefit of Mary Jane Harding.

An act to incorporate the town of Bradford, in Bracken county.

An act to incorporate the Vanceburg Flouring Mill Company, in Lewis county.

An act to incorporate the Vanceburg Hotel Company in Vanceburg, Kentucky.

An act to change the terms of circuit courts in the 9th judicial district.

An act for the benefit of Harrison Ford, late sheriff of Pike county.

An act to declare the Cumberland river a navigable stream from the Letcher county line to the falls in Whitley county.

An act to amend and reduce into one the several acts in regard to the town of Vanceburg, in Lewis county.

An act to incorporate the Union Queen Petroleum Stove Manufacturing Company.

Also, a message in writing.

And then the Senate adjourned.

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An act to amend an act to incorporate the Salt Lick Bridge Company.

An act to incorporate Lewisport Academy, in Hancock county.

An act for the benefit of the county of Fleming.

An act to amend the statute of limitations.

An act to repeal all laws authorizing the Governor of this Commonwealth to borrow money for military purposes.

With amendments to the last three named bills.

Resolution in relation to guns, &c., taken from the county of Trimble.

That they had passed bills and adopted a resolution of the following titles, viz:

1. An act for the benefit of the civil officers of Clinton county.

2. An act to change the county line between Cumberland and Metcalfe counties.

3. An act to change the name of the Maysville, Washington, Paris, and Lexington turnpike road company.

4. An act to incorporate the Dry Run and Lytle's Fork turnpike road company, in Scott county.

5. An act to incorporate the Crab Orchard and Chapell's Gap turnpike road company.

6. An act to incorporate the Lawrenceburg Ferry and Bullittsburg turnpike road company.

7. An act to prevent setting fish nets, drawing seines, or disturbing fish ponds.

8. An act to incorporate the Southern Bank at Bowling Green, Kentucky.

9. An act to amend an act, entitled "An act to incorporate the Bank of Bowling Green."

10. An act to abolish the December term of the Nicholas circuit court for the trial of equity causes.

11. An act to repeal an act, entitled "An act to amend the charter of Cynthiana," approved February 9, 1864.

12. An act for the benefit of S. T. Wilson, clerk of the Green circuit court.

13. An act for the benefit of examining courts of this Commonwealth.

14. An act furnishing circuit court clerk's office of Fulton county with public books.

15. An act to change the boundary line of voting district No. 1, of Pike county.

16. An act for the benefit of J. H. Allison, collector for John W. Haws, late sheriff of Lawrence county.

17. An act for the benefit of John Hale, of Morgan county.

18. An act for the benefit of Letcher county.

19. An act for the benefit of executors, administrators, and sheriffs.

20. An act to remove voting precinct No. 11, in Pulaski county.

21. An act authorizing the judge of the Boyd county court to appoint a treasurer for said county.

22. An act to amend the road law in Greenup county.

23. An act for the benefit of Pleasant Howard, of Taylor county.

24. An act to amend section 3, article 1, of chapter 38, Revised Statutes.

25. An act amending section 1, article '15' chapter 28, Revised Statutes.

26. An act amending the law providing for special judges to hold county courts.

27. An act to amend section 4 of article 3, chapter 86, of the Revised Statutes, authorizing the sale of idiots' and lunatics' real estate for the maintenance of his or her family.

28. An act to revive and re-enact the act to incorporate the town of Stamping Ground, in Scott county.

29. An act to amend the charter of the town of Versailles.

30. An act to incorporate the Histrionic Club of Paducah.

31. An act to revive and re-enact an act to incorporate the Ford's Mill turnpike road company.

32. An act to extend the corporate limits of Williamstown.

33. An act to extend the corporate limits of Campbellsville, Taylor county, Kentucky.

34. An act to incorporate Centurion Lodge, No. 100, of the Independent Order of Odd Fellows.

35. An act to incorporate Ghent Lodge, No. 344, of Free and Accepted Masons.

36. An act to amend the charter of the Lexington and Big Sandy railroad company.

37. An act to incorporate the Russell Mining Company.

38. An act to incorporate the Laclede Mining Company.

39. An act to incorporate the Merrimac Mining Company.

40. An act to incorporate the Crescent Mining Company.

41. An act to incorporate the Victoria Mining Company.

42. An act to incorporate the Stonewall Mining Company.

43. An act to incorporate the Gilpin Mining Company.

44. An act to incorporate the Nonpareil Mining Company.

45. An act to incorporate the Louisville and Ferry railroad company.

46. An act to amend an act, entitled "An act to amend an act, entitled 'An act to incorporate the city of Henderson.'"

47. An act to incorporate the Stanford Woolen Factory.

48. An act to incorporate the Butler's Creek and Cumberland River Oil and Mining Company.

49. An act to incorporate the Otter and Slate Creek Oil and Mining Company.

50. An act to incorporate the Paris Hotel Association.

51. An act to incorporate the Paris Building Association.

52. An act to incorporate the Benson Oil and Mining Company.

53. An act to incorporate the Salt River Valley Mining and Manufacturing Company.

54. An act to incorporate Grayson Springs Rock Oil Company.

55. An act to incorporate the Photona Oil Company.

56. An act to incorporate the Pamphlet and Magazine Society of Louisville.

57. An act to incorporate the Lexington Illuminating Gas-light Company.

58. An act to incorporate the Covington and Newport Illuminating Gas-light Company.

59. An act to incorporate the Louisville Illuminating Gas-light Company.

60. An act to incorporate the Harrison Oil and Manufacturing Company.

61. An act to incorporate the Portsmouth and Grayson railroad company.

62. An act to incorporate the Hillsboro and Moore's Ferry turnpike road company.

63. An act to incorporate the Alvis, Lewis & Co. Petroleum and Mining Company.

64. An act to incorporate the Lick Creek Henderson County Petroleum Company.

65. An act to incorporate the H. E. Lewis Petroleum and Mining Company.

66. An act to incorporate the Crescent Oil Company.

67. An act to incorporate the Beaver Creek and Cumberland River Oil and Mining Company.

68. An act to incorporate the Continental Petroleum and Mining Company.

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Privileges and Elections; the 22d and 27th to the Committee on County Courts; the 48th to the Committee on Agriculture and Manufactures; the 72d, 73d, 74th, 75th, 76th, 77th, 78th, and 79th to the Committee on Education, and the 85th to the Committee on Military Affairs.

A message was also received from the House of Representatives, announcing that they had concurred in the amendments proposed by the Senate to bills from the House of Representatives of the following titles, viz:

An act to authorize Porter & Eskridge, of Grayson county, to build a dam across Caney creek.

An act conferring certain civil rights upon negroes and mulattoes.

An act in relation to the marriage of negroes and mulattoes.

Mr. J. D. Landrum moved the following resolution, viz:

Resolved, That ten minutes is long enough for any Senator to speak on any one subject, and this shall be the rule during the balance of this session, unless by unanimous consent of the Senate he shall be permitted to speak longer.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred:

By Mr. Wm. Johnson, from the Committee on Circuit Courts—

An act to fix the time of holding the circuit courts in the 4th judicial district.

By same—

An act to incorporate the town of Owensboro, in Daviess county.

By Mr. J. J. Landram, from the Committee on County courts—

An act for the benefit of Garrard county.

By same—

An act authorizing a sale of the poor-house and lands annexed thereto in Woodford county.

By same—

An act to authorize the county court of Bourbon county to levy a tax to build a bridge across Hinkson creek.

By same—

An act empowering the county court of Mason county to subscribe for stock in turnpike roads, and to make appropriations to the building of roads and bridges in said county.

By Mr. Lilly, from the Committee on Finance—

An act for the benefit of James Emerson, late sheriff of Scott county.

By same—

An act for the benefit of C. G. Cole, sheriff of Owsley county.

By Mr. Swigert, from the same committee—

An act for the benefit of Hezekiah Combs, late sheriff of Perry county, and his sureties.

By same—

An act for the benefit of Joseph M. Hanks, late sheriff of Anderson county.

By same—

An act for the benefit of James Cox, late sheriff of Wolfe county.

By Mr. Botts, from the same committee—

An act for the benefit of Decius Priest, late sheriff of Henderson county.

By same—

An act authorizing the refunding of money paid into the State Treasury on account of the sale of runaway slaves sold since the 1st day of January, 1863, by order of court.

With an amendment to the last named bill.

Which was concurred in.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills having been dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. J. J. Landram, from the Committee on County Courts, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of Garrard county,

Asked leave to be discharged from the further consideration of said bill,

Which was granted.

Ordered, That said bill be referred to the Committee on Finance.

Mr. Swigert, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of the sureties of L. D. Owens, late sheriff of Henry county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken upon the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,
Tho. P. Cardwell,
F. L. Cleveland,
Thos. B. Cochran,
Milton J. Cook,
Evan M. Garriott,
James W. Gorin,
Wm. H. Grainger,
W. C. Halbert,
T. W. Hammond,
James Harrison,
Wm. Johnson,
Henry C. Lilly,
John J. Landram,
J. D. Landrum,
W. W. McKenzie,
Thomas Z. Morrow,
Elijah Patrick,
John A. Prall,
George C. Riffe,
B. W. Stone,
Philip Swigert,
Harrison Thompson,
C. T. Worthington,
W. J. Worthington—25.

In the negative—George Wright—1.

Resolved, That the title of said bill be as aforesaid.

Mr. Botts, from the Committee on Finance, to whom had been referred

A resolution from the House of Representatives in relation to printing the general laws in pamphlet form,

Reported the same, with the expression of opinion that said resolution should be concurred in.

And the question being taken on concurring with the committee in their report, it was decided in the affirmative.

Mr. Botts, from the same committee, to whom had been referred a resolution from the House of Representatives appointing a joint committee to visit the Blind Asylum,

Reported the same, with the expression of opinion that said resolution should not be concurred in.

And the question being taken upon concurring with the committee in their report, it was decided in the affirmative.

Mr. Botts, from the same committee, to whom had been referred a bill from the House of Representatives, entitled

An act appropriating money to rebuild the Western Lunatic Asylum,

Reported the same without amendment.

[*For Bill—See Session Acts.*]

Mr. Wright moved to amend said bill as follows:

Amend the bill by adding thereto the following additional section:

Before the money appropriated by this act shall be expended in making any additions to the Asylum, the commissioners shall pay off all outstanding debts, the correctness and justice of which are not doubted, to the extent that said commissioners admit such debts or claims to be correct.

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By Mr. J. J. Landram, from the Committee on County Courts—

A bill for the benefit of Chas. J. Howse.

By same—

A bill to incorporate the Somerset Cemetery Company.

By Mr. Lilly, from the Committee on Finance—

A bill for the benefit of M. W. Galloway, late sheriff of Graves county.

By Mr. Botts, from the same committee—

A bill for the benefit of B. G. Shepherd.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

On motion of Mr. C. T. Worthington, a message was sent to the House to ask leave to withdraw the announcement of their disagreement to the passage of bills which originated in the House of Representatives of the following titles, viz:

An act to incorporate the Beargrass and Clear Creek Colorado Gold and Silver Mining Company.

An act to incorporate the Louisville and Mill City Colorado Gold and Silver Mining Company.

An act to incorporate the Kentucky and Colorado Gold and Silver Mining Company.

After a short time, said bills were handed in to the Clerk's table.

Said bills were then taken up, and the vote by which said bills were disagreed to was reconsidered.

Ordered, That said bills be placed in the orders of the day.

On motion of Mr. W. J. Worthington, a message was sent to the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, entitled

An act encouraging the development of mineral lands in the State of Kentucky.

After a short time, said bill was handed in to the Clerk's desk.

Said bill was then taken up, and the vote reconsidered by which said bill was passed.

Mr. Worthington then moved to postpone the further consideration of said bill until the 15th day of January next.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. J. J. Landram and J. D. Landrum, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	Wm. H. Grainger,	George C. Riffe,
Thos. B. Cochran,	J. D. Landrum,	C. T. Worthington,
Milton J. Cook,	W. W. McKenzie,	W. J. Worthington,
Wm. A. Dudley,	Elijah Patrick,	George Wright—13.
James W. Gorin,		

Those who voted in the negative, were—

Wm. S. Botts,	James Harrison,	Thomas Z. Morrow,
F. L. Cleveland,	John L. Helm,	B. W. Stone,
Evan M. Garriott,	Wm. Johnson,	Philip Swigert,
W. C. Halbert,	John J. Landram,	H. Thompson—13.
T. W. Hammond,		

The vote was then reconsidered by which the third reading was dispensed with, and also the vote by which it was ordered to a third reading.

Said bill reads as follows, viz:

WHEREAS, Owing to the rapid destruction of the timber within the past few years, and to the largely increased demand for fuel for domestic and manufacturing purposes, and in order more fully and effectually to develop the natural mineral resources of the State; therefore,

§1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That from and after the passage of this act, all railroad companies heretofore, or that may be hereafter chartered by the State of Kentucky, shall carry and transport all coal mined within the State at not exceeding the rate of two and a half cents per ton of 2,000 pounds per mile in cars of the company, and in the cars of the shippers at the rate of one and three fourth cents per ton of 2,000 pounds per mile: *Provided always*, That nothing herein contained shall be construed to affect any vested rights of any company heretofore incorporated.

§ 2. This act shall take effect from its passage.

Mr. W. J. Worthington then moved to amend said bill as follows:

Provided, That the provisions of this bill shall not apply to the Eastern Division of the Lexington and Big Sandy railroad.

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. W. J. Worthington and C. T. Worthington, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	T. W. Hammond,	W. W. McKenzie,
John B. Bruner,	James Harrison,	Thomas Z. Morrow,
F. L. Cleveland,	John L. Helm,	George C. Riffe,
Milton J. Cook,	Wm. Johnson,	B. W. Stone,
Evan M. Garriott,	Henry C. Lilly,	Philip Swigert,
James W. Gorin,	John J. Landram,	Harrison Thompson,
W. C. Halbert,	J. D. Landrum,	George Wright—21.

Those who voted in the negative, were—

Thos. B. Cochran,	Elijah Patrick,	W. J. Worthington—5.
Wm. H. Grainger,	C. T. Worthington,	

Resolved, That the title of said bill be as aforesaid.

A message in writing was received from the Governor by Mr. Page, Assistant Secretary of State.

The Senate, according to order, took up for consideration the protest reported from the Committee on Federal Relations in relation to the amendment to the Constitution of the United States.

Mr. Cochran moved that the further consideration of said protest be postponed until the 3d day of the adjourned session.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Morrow and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	W. C. Halbert,	W. W. McKenzie,
John B. Bruner,	T. W. Hammond,	George C. Riffe,
F. L. Cleveland,	James Harrison,	B. W. Stone,
Thomas B. Cochran,	John L. Helm,	Harrison Thompson,
Wm. A. Dudley,	Wm. Johnson,	C. T. Worthington,
Evan M. Garriott,	J. D. Landrum,	George Wright—19.
James W. Gorin,		

Those who voted in the negative, were—

Tho. P. Cardwell,	Thomas Z. Morrow,	John A. Prall,
Milton J. Cook,	Elijah Patrick,	W. J. Worthington—7.
Henry C. Lilly,		

Mr. Helm, from the Committee on Federal Relations, to whom was referred a resolution in relation to the expression of opinion of Kentucky on the recent rebellion,

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pus as their constitutional right, they respectfully ask the President of the United States to revoke his order suspending it. In order to effect a complete restoration of civil authority, they respectfully request that the military forces be withdrawn from this State.

2. *Resolved*, That it is the purpose of the present Legislature to enact laws characterized by justice and humanity, in regulating and controlling the colored population, and suited to their present condition. That such protection will be given to them as deemed necessary and proper to their welfare. It is the purpose of the Legislature to legislate in a manner to satisfy any who have a just appreciation of the right of a State to legislate over its local affairs, that there exists no necessity for that which they consider an innovation on the rights and powers of the Freedmen's Bureau. The Legislature of Kentucky therefore respectfully request the President of the United States to cause a removal of the Freedmen's Bureau from this State.

3. *Resolved*, That the Governor be requested to forward a copy of these resolutions to the President.

The question was then taken on the adoption of the amendment, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cleveland and Morrow, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	W. C. Halbert,	George C. Riffe,
John B. Bruner,	T. W. Hammond,	B. W. Stone,
F. L. Cleveland,	James Harrison,	Philip Swigert,
Thos. B. Cochran,	John L. Helm,	Harrison Thompson,
W. A. Dudley,	Wm. Johnson,	C. T. Worthington,
Evan M. Garriott,	John J. Landram,	George Wright—20.
James W. Gorin,	W. W. McKenzie,	

Those who voted in the negative, were—

Tho. P. Cardwell,	J. D. Landrum,	Elijah Patrick,
Milton J. Cook,	Thomas Z. Morrow,	John A. Prall—7.
Henry C. Lilly,		

The question was then taken on the adoption of the resolution, as amended, and it was decided in the affirmative, the vote having been taken separately on the first three resolutions of the series.

The vote on the 1st stood as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	W. C. Halbert,	George C. Riffe,
John B. Bruner,	T. W. Hammond,	B. W. Stone,
F. L. Cleveland,	James Harrison,	Philip Swigert,
Thomas B. Cochran,	John L. Helm,	H. Thompson,
Wm. A. Dudley,	Wm. Johnson,	C. T. Worthington,
Evan M. Garriott,	John J. Landram,	George Wright—20.
James W. Gorin,	W. W. McKenzie,	

Those who voted in the negative, were—

Tho. P. Cardwell, Thomas Z. Morrow, John A. Prall—5.
Milton J. Cook, Elijah Patrick,

The vote on the 2d stood thus:

Those who voted in the affirmative, were—

Wm. S. Botts, W. C. Halbert, W. W. McKenzie,
John B. Bruner, T. W. Hammond, George C. Riffe,
F. L. Cleveland, James Harrison, B. W. Stone,
Thos. B. Cochran, John L. Helm, Philip Swigert,
Wm. A. Dudley, W. Johnson, H. Thompson,
Evan M. Garriott, Henry C. Lilly, C. T. Worthington,
Jas. W. Gorin, John J. Landram, George Wright—21.

Those who voted in the negative, were—

Milton J. Cook, Thos. Z. Morrow, John A Prall,
J. D. Landrum, Elijah Patrick, W. J. Worthington—6.

The vote on the 3d stood thus:

Those who voted in the affirmative, were—

William S. Botts, T. W. Hammond, George C. Riffe,
John B. Bruner, James Harrison, B. W. Stone,
F. L. Cleveland John L. Helm, Philip Swigert,
Thos. B. Cochran, Wm. Johnson, H. Thompson,
Wm. A. Dudley, Henry C. Lilly, C. T. Worthington,
Evan M. Garriott, John J. Landram, W. J. Worthington,
James W. Gorin, J. D. Landrum, George Wright—23.
W. C. Halbert, W. W. McKenzie,

Those who voted in the negative, were—

Milton J. Cook, Elijah Patrick, John A. Prall—4.
Thos. Z. Morrow,

Mr Helm, from the same committee, to whom was referred resolutions from the House of Representatives, entitled

Resolutions in regard to the constitutional amendment,

Reported the same without amendment.

Said resolutions read as follows, viz:

§ 1. *Resolved by the General Assembly of the Commonwealth of Kentucky*, That this General Assemby adheres to the past expression of the Legislature, and now again rejects the amendment offered as a thirteenth amendment to the Constitution of the United States, whereby slavery and involuntary servitude is sought to be abolished in the United States.

§ 2. This General Assembly entertains the opinion that the action of the past Legislature on this subject is final.

Mr. C. T. Worthington moved the following amendment as a substitute for the resolution:

Resolved by the General Assembly of the Commonwealth of Kentucky, That this General Assembly holds the opinion that the action of the past Legislature rejecting the amendment offered as the thirteenth amendment to the Constitution of the United States was final.

And the question being taken on the adoption of the amendment, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Lilly, were as follows, viz:

Those who voted in the affirmative, were—

ohn B. Bruner,	James Harrison,	B. W. Stone,
F. L. Cleveland,	John L. Helm,	Philip Swigert,
Thos. B. Cochran,	Wm. Johnson,	Harrison Thompson,
Wm. A. Dudley,	J. J. Landram,	C. T. Worthington,
W. C. Halbert,	W. W. McKenzie,	George Wright—17.
T. W. Hammond,	George C. Riffe,	

Those who voted in the negative, were—

Wm. S. Botts,	Henry C. Lilly,	Elijah Patrick,
Tho. P. Cardwell,	J. D. Landrum,	John A. Prall,
Milton J. Cook,	Thomas Z. Morrow,	W. J. Worthington—10.
Jas. W. Gorin,		

The question was then taken on the adoption of the resolution as amended, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Lilly and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	James Harrison,	B. W. Stone,
F. L. Cleveland,	John L. Helm,	Philip Swigert,
Thomas B. Cochran,	Wm. Johnson,	Harrison Thompson,
Wm. A. Dudley,	John J. Landram,	C. T. Worthington,
W. C. Halbert,	W. W. McKenzie,	George Wright—17.
T. W. Hammond,	George C. Riffe,	

Those who voted in the negative, were—

William S. Botts,	William H. Grainger,	Elijah Patrick,
Tho. P. Cardwell,	Henry C. Lilly,	John A. Prall,
Milton J. Cook,	J. D. Landrum,	W. J. Worthington—11.
Jas. W. Gorin,	Thomas Z. Morrow,	

Mr. Helm, from the same committee, to whom had been referred a resolution from the House of Representatives, entitled

Joint resolution asking Congress to pass a law equalizing the bounty of soldiers,

Reported the same without amendment.

And the question being taken on concurring in the adoption of said resolution, it was decided in the affirmative.

Mr. Prall moved a suspension of the rules for the purpose of introducing a series of resolutions in relation to Federal affairs.

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And enrolled bills originating in the Senate of the following titles, viz:

An act for the benefit of Wm. S. Mayo, late sheriff of Floyd county.

An act for the benefit of Joel Martin and his deputies, late sheriff of Floyd county.

An act directing the purchase of the editions of the several laws of Kentucky prepared by Harvey Myers.

An act for the benefit of Wm. P. Connor, late sheriff of Bath county.

An act for the benefit of Samuel R. Tolle, sheriff of Barren county.

An act to amend section 330 of the Civil Code of Practice.

An act to amend section 17, article 4, chapter 47, of the Revised Statutes, title "Husband and Wife."

An act for the benefit of H. S. Vaughn, late sheriff of Johnson county.

An act in relation to roads in this State.

An act for the benefit of the stockholders and owners of the Lexington and Big Sandy railroad.

Resolution in relation to the removal of the seat of government.

And had found the same truly enrolled.

Which bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and said bills were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Garriott reported that the committee had performed that duty.

At half-past one o'clock Mr. Bruner moved an adjournment.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wright and Lilly, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	Wm. H. Grainger,	Henry C. Lilly,
John B. Bruner,	T. W. Hammond,	Philip Swigert—7.
Evan M. Garriott,		

Those who voted in the negative, were—

F. L. Cleveland,	John L. Helm,	Geo. C. Riffe,
Thos. B. Cochran,	Wm. Johnson,	B. W. Stone,
Milton J. Cook,	John J. Landram,	Harrison Thompson,
W. C. Halbert,	J. D. Landrum,	C. T. Worthington,
James Harrison,	W. W. McKenzie,	George Wright—15.

Mr. Dudley, from the committee appointed to investigate the charges against General Fisk, presented a report.

Which was ordered to be printed and placed in the orders of the day.

At twenty minutes to 2 o'clock, P. M., Mr. Swigert moved an adjournment.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Morrow, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,
John B. Bruner,
Thos. P. Cardwell,
Wm. A. Dudley,
Evan M. Garriot,
Jas. W. Gorin,
Wm. H. Grainger,
W. C. Halbert,
T. W. Hammond,
James Harrison,
John L. Helm,
Wm. Johnson,
John. J. Landram,
W. W. McKenzie,
Thomas Z. Morrow,
Elijah Patrick,
B. W. Stone,
Philip Swigert,
C. T. Worthington—19.

Those who voted in the negative, were—

F. L. Cleveland,
Thos. B. Cochran,
Milton J. Cook,
Henry C. Lilly,
J. D. Landrum,
George C. Riffe,
George Wright—7.

And then the Senate adjourned.

WEDNESDAY, FEBRUARY 14, 1866.

A message was received from the House of Representatives, announcing their disagreement to bills which originated in the Senate of the following titles, viz:

An act for the benefit of George W. Kouns, of Boyd county.

An act to prohibit judges and chancellors from practicing law or engaging in other business.

That they had passed bills and concurred in a resolution from the Senate of the following titles, viz:

An act for the benefit of R. D. Cook.

An act to amend article 1, chapter 64, Revised Statutes, title "Master and Apprentice."

An act prescribing punishment for felonies and misdemeanors by free negroes and mulattoes.

An act for the benefit of Jacob Carner, of Gallatin county.

An act to authorize the Barren county court to subscribe stock in the Barren County railroad.

An act to incorporate the town of Mt. Vernon.

An act to incorporate the town of London, in Laurel county.

An act to encourage the development of mineral lands in the State of Kentucky.

Resolution in regard to pay of O. P. Johnson's costs in his contested election case.

That they had passed bills and adopted a resolution of the following titles, viz:

1. An act to preserve the evidence of claims for slave property.
2. An act to create an additional voting place in Harlan county.
3. An act to change the line between voting districts No. 1 and No. 4, in Adair county.
4. An act to change the voting place in election district No. 2, in Greenup county.
5. An act to amend the charter of the town of Newcastle.
6. An act for the benefit of clerks of courts and other officers.
7. An act for the benefit O. C. Richardson, of Meade county.
8. An act appropriating one hundred and eighty-seven dollars and a half to the Fleming county court.
9. An act to incorporate the City Bank of Columbus, Kentucky.
10. An act to amend the charter of the city of Maysville.
11. An act to incorporate the Bowling Green Insurance Company.
12. An act to amend an act, entitled "An act to amend the penal laws," approved August 28, 1862.
13. An act to amend the vagrant laws.

A resolution in regard to printing the Adjutant General's report.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

They were referred—the 1st, 5th, 10th, 11th, 12th, and 13th to the Committee on the Judiciary; the 2d, 3d, and 4th to the Committee on Privileges and Elections; the 6th to the Committee on Circuit Courts; the 7th and 8th to the Committee on Finance, and the 9th to the Committee on Banks.

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Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz :

By Mr. C. T. Worthington, from the Committee on Finance—

An act for the benefit of H. Helm, late sheriff of Lincoln county.

By same—

An act for the benefit of Asa Gilbert, late sheriff of Clay county.

By same—

An act for the benefit of R. T. Vories, late sheriff of Carroll county.

By same—

An act for the benefit of J. S. Wyatt, late sheriff of Montgomery county.

By same—

An act for the benefit of J. H. Swift, late sheriff of Calloway county.

By same—

An act for the benefit of the sheriff of McCracken county.

By same—

An act for the benefit of Wm. Ryan, late sheriff of Calloway county.

By same—

An act for the benefit of Theodore Thompson, late sheriff of Livingston county.

By same—

An act for the benefit of G. W. Ratcliffe, late sheriff of McCracken county.

By same—

An act for the benefit of the sureties of W. D. Black, late sheriff of Pulaski county.

By same—

An act for the benefit of Abner Lewis, late sheriff of Letcher county.

By same—

An act for the benefit of the estate of Samuel B. Pell, deceased, late sheriff of Hancock county.

By same—

An act for the benefit of Wm. B. Miller, late sheriff of Hancock county.

By same—

An act for the benefit of A. C. Cox, sheriff of Green county.

By same—

An act for the benefit of T. J. Puryear, sheriff of Graves county.

By same—

An act for the benefit of W. G. Jones, late judge of the Muhlenburg county court.

By same—

An act to regulate the public printing and binding.

By Mr. Swigert, from the Committee on Internal Improvement—

An act to amend the charter of the Mt. Gilead and Steel's Ford turnpike.

By same—

An act to incorporate the Payne's Depot turnpike company.

By same—

An act to locate a State road from Morganfield to Caseyville, in Union county.

By same—

An act to amend an act, entitled "An act to incorporate the Chaplin and Bloomfield turnpike road company."

By same—

An act to change the name of the Maysville, Washington, Paris, and Lexington turnpike road company.

By same—

An act for the benefit of the Lancaster and Crab Orchard turnpike road company.

By Mr. Lilly, from the same committee—

An act to incorporate the Mt. Zion turnpike road company.

By same—

An act to incorporate the Union Mills turnpike company.

By same—

An act to incorporate the Jeffersonville and Hazel Green turnpike road company.

By Mr. Harrison, from the Committee on the Judiciary—

An act to repeal an act, entitled "An act to amend the charter of Cynthiana," approved February 9, 1864.

By same—

An act to revive and re-enact an act to incorporate the town of Stamping Ground, in Scott county.

By same—

An act to extend the corporate limits of Williamstown.

By same—

An act to extend the corporate limits of Campbellsville, Taylor county, Kentucky.

By same—

An act to incorporate Centurion Lodge, No. 100, of the Independent Order of Odd Fellows.

By same—

An act to incorporate Ghent Lodge, No. 344, of Free and Accepted Masons.

By same—

An act to amend an act, entitled "An act to amend an act entitled 'An act to incorporate the city of Henderson.'"

By same—

An act to incorporate the Paris Hotel Association.

By same—

An act to incorporate the Pamphlet and Magazine Society of Louisville.

By same—

An act to incorporate the "Sisters of the Visitation."

By same—

An act for the benefit of the citizens of Tompkinsville.

By same—

An act to regulate the sale of spirituous liquors in the town of Mackville, in Washington county.

By same—

An act for the benefit of the personal representatives of Rankin R. Revill, deceased.

By same—

An act to amend the charter of the town of Versailles.

By Mr. Dudley, from the Committee on Privileges and Elections—

An act to change the boundary line of voting district No. 1, of Pike county.

By same—

An act to alter and define the boundary of Blue Ball precinct, in Clarke county, and establish a voting precinct therein.

By same—

An act to remove voting precinct No. 11, in Pulaski county.

By Mr. Cardwell, from the Committee on Propositions and Grievances—

An act for the benefit of John Lusk, of Letcher county.

By same—

An act to change the county line between Cumberland and Metcalfe counties.

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By Mr. J. D. Landrum, from the Committee on Education—

An act to incorporate the Free German English School Society of Paducah, Kentucky.

By Mr. C. T. Worthington, from the same committee—

An act to amend the charter of the Mayslick Male and Female Academy.

By same—

An act to amend the school laws of Kentucky.

By same—

An act for the benefit of certain common school districts

By same—

An act to incorporate Princeton Female College.

By same—

An act to incorporate Cumberland Valley College Company.

By same—

An act to incorporate Salem College Company, in Meade county.

By Mr. Swigert, from the Committee on Internal Improvement—

An act to change the State road leading from Hopkinsville to Paducah, at Briensburg, in the county of Marshall.

By Mr. Harrison, from the Committee on the Judiciary—

An act to incorporate the Louisville Ferry and railroad company.

By Mr. Bruner, from the Committee on Revised Statutes—

An act to incorporate the Harrison Oil and Manufacturing Company.

By same—

An act to incorporate the Covington Insurance and Loan Company.

By Mr. Dudley, from the same committee—

An act to incorporate the Rosstown Petroleum Company.

By same—

An act to incorporate the Polar Star Petroleum Company.

By same—

An act to incorporate the Paddy Burns Petroleum Company.

By Mr. Wright, from the Committee on Agriculture and Manufactures—

An act to prevent the spread of the disease called glanders, in this Commonwealth,

With amendments to the last eight named bills.

Ordered, That said bills, the last eight named as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message in writing was received from the Governor by Mr. Page, Assistant Secretary of State.

The rule of the Senate being dispensed with,

Said message was taken up and read as follows, viz:

COMMONWEALTH OF KENTUCKY,
EXECUTIVE DEPARTMENT, FRANKFORT, Feb. 14, 1866.

Gentlemen of the Senate:

I have approved a joint resolution for adjournment on the 15th instant, which originated in the Senate. Although the joint resolution for *adjournment only* would be complete without any action upon my part, yet, as this resolution also contains provision for the reassembling of the General Assembly in extra session on the first Thursday in January, 1867, and also postpones the election of Senator to the U. S. Congress, and fixes a day in said *extra session* for such election, in order to give validity to such extraordinary session, and to the postponement and fixing a day for the election of U. S. Senator, I have approved the joint resolution.

THOS. E. BRAMLETTE,
Governor of Kentucky.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, with the expression of opinion that they ought not to pass:

By Mr. C. T. Worthington, from the Committee on Finance—

An act for the benefit of W. H. Weatherton, jailer of Marion county.

By Mr. Harrison, from the Committee on the Judiciary—

An act for the benefit of executors, administrators, and sheriffs.

By Mr. W. Johnson, from the Committee on Circuit Courts—

An act to change the time of holding the Scott and Jessamine circuit courts.

And the question being taken on ordering said bills to be read a third time, it was decided in the negative.

So the said bills were disagreed to.

Mr. Swigert, from the Committee on Internal Improvement, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of the Springfield and Bardstown turnpike road company,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	James Harrison,	Elijah Patrick,
Thos. B. Cochran,	John L. Helm,	John A. Prall,
A. D. Cosby,	Wm. Johnson,	George C. Riffe,
W. A. Dudley,	Henry C. Lilly,	B. W. Stone,
Evan M. Garriott,	John J. Landram,	Philip Swigert,
James W. Gorin,	J. D. Landrum,	Harrison Thompson,
Wm. H. Grainger,	W. W. McKenzie,	C. T. Worthington,
W. C. Halbert,	Thomas Z. Morrow,	George Wright—25.
T. W. Hammond,		

Those who voted in the negative, were—

John B. Bruner,	F. L. Cleveland,	Milton J. Cook—3.

Resolved, That the title of said bill be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. C. T. Worthington, from the Committee on Finance—

A bill for the benefit of Robert Clark & Co.

By same—

A bill for the benefit of the administrator of Thomas H. Barnes, deceased, late clerk of the Madison county court.

By Mr. Lilly, from the Committee on Internal Improvement—

A bill to incorporate the Somerset, Buck Creek, and Crab Orchard turnpike road company.

By Mr. Morrow, from the Committee on the Judiciary—

A bill to incorporate the Union Mining and Coal Oil Company.

By same—

A bill to incorporate the East Kentucky Coal Oil and Manufacturing Company.

By same—

A bill to amend the charter of the town of Somerset, Kentucky.

By same—

A bill to furnish certain justices of the peace in Barren, Pulaski, and Bracken counties with public books.

By Mr. Gorin, from the same committee—

A bill concerning Allen County Seminary.

By Mr. Bruner, from the Committee on Revised Statutes—

A bill to incorporate Louisville Royal Arch Chapter, No. 5, Free and Accepted Masons.

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Which bills were read the first time, and ordered to be read the second time.

The constitutional provision as to the second reading of said bills being dispensed with,

On motion,

Ordered, That said bills be laid upon the table.

Mr. Harrison, from the Committee on the Judiciary, to whom had been referred

A bill to establish a conventional rate of interest in this State,

Reported the same with an amendment.

Ordered, That the further consideration of said bill and amendment be postponed until the meeting of the adjourned session in January next.

Mr. C. T. Worthington, from the Committee on Finance, reported

A bill for the benefit of the Baptist church at Flemingsburg.

Said bill was read the first time as follows, viz:

WHEREAS, It is represented that a company of State troops, under the command of Capt. George Barbour, were quartered in the Baptist church at Flemingsburg from March until October, in the year of 1865, and that said church has been greatly injured; the pews, pulpit, and desk destroyed, the fencing burnt or destroyed, and nothing but the walls of said church being left in a condition that can be repaired in a manner adapted to a church.

§ 1. *Be it therefore enacted by the General Assembly of the Commonwealth of Kentucky*, That the sum of $1,000 be, and is hereby, appropriated for the repair of said church, and that the Auditor of Public Accounts be, and is hereby, directed to draw his warrant in favor of the trustees of said church on the Treasurer, for the sum of $1,000, to be paid out of any money in the Treasury not otherwise appropriated.

§ 2. This act shall take effect from its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Lilly moved to amend said bill as follows, viz:

By inserting "the Methodist church at Irvine, Estill county, and that the sum of one thousand dollars be appropriated for the benefit of said church."

Mr. Patrick moved to amend the amendment by adding the following:

"And the Methodist church at Paintsville, Johnson county, one thousand dollars."

Mr. Riffe moved to lay said bill and amendments on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Botts and Lilly, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	James Harrison,	Thomas Z. Morrow,
Thomas B. Cochran,	John L. Helm,	George C. Riffe,
Milton J. Cook,	Wm. Johnson,	B. W. Stone,
Wm. A. Dudley,	John J. Landram,	W. J. Worthington,
Jas. W. Gorin,	W. W. McKenzie,	George Wright—16.
W. C. Halbert,		

Those who voted in the negative, were—

William S. Botts,	William H. Grainger,	Elijah Patrick,
F. L. Cleveland,	T. W. Hammond,	Philip Swigert,
Evan M. Garriott,	J. D. Landrum,	C. T. Worthington—9.

So said bill was rejected.

Mr. Worthington, from the same committee, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of W. E. Palmer, late sheriff of Mercer county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	William H. Grainger,	W. W. McKenzie,
John B. Bruner,	W. C. Halbert,	Thomas Z. Morrow,
Thos. P. Cardwell,	T. W. Hammond,	B. W. Stone,
F. L. Cleveland,	James Harrison,	Philip Swigert,
Thos. B. Cochran,	Henry C. Lilly,	C. T. Worthington,
Milton J. Cook,	John J. Landram,	W. J. Worthington—20.
Jas. W. Gorin,	J. D. Landrum,	

In the negative—George Wright—1.

Resolved, That the title of said bill be as aforesaid.

Mr. Dudley, from the Committee on Military Affairs, to whom had been referred a resolution from the House of Representatives in relation to the purchase of a lot of guns for the use of the State,

Reported the same with an amendment as a substitute therefor.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on the adoption of the resolution as amended, and it was decided in the affirmative.

On motion of Mr. Morrow, a message was sent to the House of Representatives, asking to withdraw the announcement of their agreement to the passage of a bill from the House of Representatives, entitled

An act to fix the time of holding the circuit courts in the 4th judicial district.

After a short time, said bill was handed in to the Clerk's table.

Said bill was then taken up.

Mr. Morrow then moved to reconsider the vote by which said bill was passed.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That the further consideration of said bill be postponed until the adjourned session.

The Senate took up for consideration a resolution from the House, entitled

A resolution postponing the day of adjournment until the 19th inst.

And the question being taken on concurring in said resolution, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Cook, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	T. W. Hammond,	Geo. C. Riffe,
John B. Bruner,	James Harrison,	B. W. Stone,
Thos. B. Cochran,	John L. Helm,	Philip Swigert,
A. D. Cosby,	Wm. Johnson,	Harrison Thompson,
Wm. A. Dudley,	John J. Landram,	C. T. Worthington,
Evan M. Garriott,	W. W. McKenzie,	W. J. Worthington—20.
Wm. H. Grainger,	John A. Prall,	

Those who voted in the negative, were—

Milton J. Cook,	J. D. Landrum,	Elijah Patrick,
Jas. W. Gorin,	Thos. Z. Morrow,	George Wright—7.
Henry C. Lilly,		

The Senate took up for consideration a message from the Governor, which reads as follows, viz:

COMMONWEALTH OF KENTUCKY,
EXECUTIVE DEPARTMENT,
FRANKFORT, KY, February, 1866.

Gentlemen of the Senate:

Pursuant to the provisions of the 6th section of "An act to establish an Agricultural College in Kentucky," approved February 22d, 1865,

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Resolved, That the Senate advise and consent to said appointment.

Also a message from the Governor, which reads as follows, viz:

COMMONWEALTH OF KENTUCKY,
EXECUTIVE DEPARTMENT,
FRANKFORT, February 8th, 1866.

Gentlemen of the Senate:

I nominate for your advice and consent, the following persons to be Notaries Public for the counties named, viz:

S. P. Walters, Madison county.
James F. Gamble, Jefferson county.
George D. Palmer, Jefferson county.
Joseph L. Danforth, Jefferson county.
W. A. Kliessendorff, Jefferson county.
John Harkins, Floyd county.
W. W. Edwards, Mercer county.
Silas W. Hunt, Henry county.
David Wilson, Fleming county.
P. U. Major, Franklin county.

THOS. E. BRAMLETTE, *Governor of Kentucky.*

Resolved, That the Senate advise and consent to said appointments.

Also a message from the Governor, which reads as follows, viz:

COMMONWEALTH OF KENTUCKY,
EXECUTIVE DEPARTMENT,
FRANKFORT, February 12th, 1866.

Gentlemen of the Senate:

I nominate for your advice and consent, the following persons to be Notaries Public for the counties named, viz:

John C. Sheets, Jefferson county.
Selby Harney, Jefferson county.
Jacob Hull, Jefferson county.
Wm. E. Woodruff, Jefferson county.
Jas. P. Sharp, Jefferson county.
J. H. Chandler, Taylor county.
John S. Ducker, Kenton county.
Sidney J. Hobbs, Jefferson county.

THOS. E. BRAMLETTE, *Governor of Kentucky.*

Resolved, That the Senate advise and consent to said appointments.

The Senate also took up for consideration

A bill concerning the Southern Bank of Kentucky.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

On motion of Mr. Dudley, a message was sent to the House of Representatives asking leave to withdraw their announcement of a passage of

A bill authorizing the formation of mining, manufacturing, and mechanical associations.

The Senate took up for consideration a message from the Governor vetoing a bill originating in the Senate, entitled

An act to repeal an act, entitled "An act to amend section 1, article 3, chapter 32, title 'Elections,' of the Revised Statutes," approved March 15, 1862.

Ordered, That the further consideration of said message be postponed until the adjourned session.

Mr. Garriott, from the Committee on Enrollments, reported that they had examined enrolled bills originating in the House of Representatives of the following titles, viz:

An act for the benefit of Margaret Carpenter, of Ballard county.

An act to amend the laws in relation to revenue and taxation.

An act to legalize the conveyance, by the trustees of the New Liberty Female Academy, of certain lands conveyed by them to James Gale.

An act to incorporate the Uniontown Mining, Manufacturing, and Transportation Company.

An act for the benefit of W. E. Palmer, late sheriff of Mercer county.

An act to authorize Porter & Eskridge, of Grayson county, to build a dam across Caney creek.

An act conferring certain civil rights upon negroes and mulattoés.

An act in relation to the marriage of negroes and mulattoes.

An act appropriating money for rebuilding the Western Lunatic Asylum.

An act to incorporate the town of Middletown, in Jefferson county.

An act to incorporate the Mendelson Club Benevolent Society of Louisville.

A resolution postponing the day of adjournment.

And enrolled bills and a resolution from the Senate of the following titles, viz:

An act to amend the charter of the Sharpsburg and Owensville turnpike road company.

An act to amend an act, entitled "An act to incorporate the Cox's Creek and Samuels' Depot turnpike road company."

An act to incorporate the Dry Run Pond Draining Company.

An act to incorporate the Cincinnati and Newport Fruit House Company.

An act to incorporate the Mt. Gilead and Lewisburg turnpike road company, in Mason county.

An act for the benefit of Jacob Carver, of Gallatin county.

An act for the benefit of W. H. Landram, late sheriff of Gallatin county.

An act to incorporate the Williamstown and Collinsville turnpike road and bridge company.

An act to amend an act, entitled "An act to incorporate the Barren County railroad company," approved February 9, 1856.

An act encouraging the development of mineral lands in the State of Kentucky.

A resolution in regard to pay of O. P. Johnson's costs in his contested election case.

And had found the same truly enrolled.

Which bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Garriott reported that the committee had performed that duty.

Mr. Grainger, from the Committee on the Penitentiary, made the following report, which was received, and the reading dispensed with, viz:

The Committee on the Penitentiary report that they have visited the prison, and find that the prisoners are humanely treated; have plenty of good, wholesome food, and good warm clothes. The general health of the convicts is very good, and the sanitary affairs of the prison reflect great credit on Captain Todd, the Keeper, and Dr. Phythian, the Physician.

The past year has been one of unusual health among the prisoners; it has been entirely free from epidemic and contagious diseases, and the general health of the prisoners has been much better than could have been expected, considering the number in confinement. There have been but four hundred and seventy-nine (479) cases prescribed for during the year, and of this number but four proved fatal. Two of these died from consumption, contracted before entering the prison, and two from other diseases. There was also one prisoner accidentally killed by the falling of the wall of one of the old buildings.

The success met with in this department is due in a great measure to the humane and sanitary modes adopted and carried on by Captain Todd in the general management of the prisoners. Cleanliness of person (which is required of each prisoner), freedom from all labor when suffering from the slightest indisposition, together with ample hospital supplies, have done much to decrease sickness and mortality in the prison.

The committee desire to call your attention to the want of the hospital for a kitchen and water-closets. They recommend they be built adjoining the hospital, for the convenience of the sick. The only accommodations now for the patients are so imperfect and unpleasant, that it is essential that water-closets be attached to the hospital.

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The committee earnestly recommend the passage of such a law. The present law calls for the appointment of three Inspectors for the prison. The committee recommend the law be so amended as to read two, instead of three.

And, in conclusion, the committee desire to say, that, in their examinations, they have received the cordial co-operation of Captain Todd, the Keeper; the Rev. J. S. Hays and Dr. Mills, Inspectors of the Prison; Dr. Pythian, the attending physician, and the various guards and assistants, and have no cause for censure, but much to praise. All of which is respectfully submitted.

WM. H. GRAINGER,
Chairman Senate Committee.

Ordered, That said report be printed and placed in the orders of the day.

Mr. Grainger, from the Committee on the Penitentiary, moved the following joint resolution, viz:

The rules of the Senate being dispensed with, said resolution was taken up and read as follows, viz:

Be it resolved by the General Assembly of the Commonwealth of Kentucky, That Messrs. Swigert and Temple, commissioners, be, and they are hereby, directed to employ some competent architect to examine the hospital in the Penitentiary, and report what the probable costs will be for the erection of a kitchen and water-closets for the hospital; also, for enlarging the windows of the same; also, for heating it by steam, and building a fire-place in said hospital; also, the probable costs of building two fire walls across the old work-shop, and removing the wooden cornice from said shop and from the cell house, and the probable costs of replacing them with fire-proof cornices; also, for repairing the front of said work-shop; also, the probable costs of digging and walling a cistern in the prison-yard of sufficient size for the use of the prison, and the said commissioners to report to the Senate at the next meeting of the General Assembly.

And then the Senate adjourned.

THURSDAY, FEBRUARY 15, 1866.

A message was received from the House of Representatives, that they had passed bills which originated in the Senate, of the following titles, viz:

An act to incorporate the Robinson Creek Oil and Mining Company.

An act to amend an act, entitled "An act to provide for paying the arrearages of pay due deceased soldiers," approved August 31st, 1862.

An act incorporating the Fountain Run Oil, Mining, and Manufacturing Company.

An act incorporating the Scottsville Oil, Mining, and Manufacturing Company.

An act to legalize the election of trustees in Somerset, Kentucky, held on the first Monday in January, 1866.

An act to incorporate Adairville Lodge, No 92, of the Independent Order of Odd Fellows, at Adairville, Kentucky.

An act to amend an act, entitled "An act further to regulate the town of Mt. Gilead, in Pulaski county," approved January 3d, 1852.

An act to amend an act to establish a criminal court in the 9th judicial district, approved February 5th, 1866.

An act to incorporate the Traveler's Accidental Insurance and Investment Company of Louisville.

An act incorporating the Kirkland Farm Oil, Mining, and Manufacturing Company.

With amendments to the last two named bills.

That they had concurred in the report of the Committee of Conference upon the disagreement between the two Houses in relation to an amendment proposed by the House of Representatives to a bill of the Senate, entitled

An act to amend an act, entitled "An act to incorporate the Falls City Bank at Louisville," approved January 21st, 1865.

That they had passed bills and adopted a resolution of the following titles, viz:

1. An act to repeal an act, approved February 22d, 1864, entitled "An act to punish disloyal and treasonable practices."

2. An act to incorporate the Concordia Club.

3. An act appropriating money to pay witnesses, contestants, and others, in the several contested election cases which have been heard and determined during the present session.

4. An act to amend and reduce into one the several acts in relation to the town of Shelbyville.

5. An act authorizing the trustees of Dover to close and dispose of certain streets in said town.

6. An act for the benefit of Montgomery county.

7. An act for the benefit of the town of Crab Orchard.

8. An act for the benefit of Jeff. S. Wood, late sheriff of Clinton county.

9. An act to defer the collection of the revenue tax in Clinton county, for the years 1862, 1863, and 1864, to the year 1868.

10. An act for the benefit of the jailer of Jefferson county.

11. An act to incorporate the Calloway County Steam Mill Company.

12. An act to incorporate the Kentucky State Pomological and Horticultural Society.

A resolution appointing a committee to settle accounts with the managers for reconstructing Western Lunatic Asylum.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

They were referred—the 1st, 2d, 5th, 7th, 10th, and 12th to the Committee on the Judiciary; the 3d, 8th, and 11th to the Committee on Finance; the 4th to the Committee on Revised Statutes; the 6th to the Committee on County Courts, and the 9th to the Committee on Agriculture and Manufactures.

A message was received from the House of Representatives, asking leave to withdraw the announcement of their disagreement to a bill from the Senate, entitled

An act for the benefit of George W. Kouns.

Which was granted, and the bill handed to the messenger.

The Senate took up for consideration bills from the House of Representatives of the following titles, viz:

An act to incorporate the Beargrass and Clear Creek Colorado Gold and Silver Mining Company.

An act to incorporate the Louisville and Mill City Colorado Gold and Silver Mining Company.

An act to incorporate the Kentucky and Colorado Gold and Silver Mining Company.

Said bills were then amended.

Ordered, That said bills, as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the House of Representatives, an-

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By Mr. Dudley, from the Committee on Revised Statutes—

An act to amend section 3, article 1, of chapter 38, Revised Statutes.

By same—

An act for the benefit of examining courts of this Commonwealth.

By same, from the Committee on Privileges and Elections—

An act to change the voting place in election district No. 2, in Greenup county.

By same—

An act to change the line between voting district No. 1 and No. 4, in Adair county.

By same—

An act to create an additional voting place in Harlan county.

By Mr. Harrison, from the Committee on the Judiciary—

An act to incorporate the Butler's Creek and Cumberland River Oil and Mining Company.

By same—

An act to incorporate the Otter and Slate Creek Oil and Mining Company.

By same—

An act to incorporate the Paris Building Association.

By same—

An act to incorporate the Benson Oil and Mining Company.

By same—

An act to incorporate the Salt River Valley Mining and Manufacturing Company.

By same—

An act to incorporate Grayson Springs Rock Oil Company.

By same—

An act to incorporate the Photona Oil Company.

By same—

An act to incorporate the Crescent Oil Company.

By same—

An act to incorporate the Continental Petroleum and Mining Company.

By same—

An act to incorporate the Beaver Creek and Cumberland River Oil and Mining Company.

By same—

An act to incorporate the Continental Petroleum and Mining Company.

By same—

An act to incorporate the Drake's Creek Oil, Coal, Tubing, and Mining Company.

By Mr. Bruner, from the Committee on Revised Statutes—

An act to incorporate the Stonewall Mining Company.

By Mr. Dudley, from the same committee—

An act to amend section 4, of article 3, chapter 86, of the Revised Statutes, authorizing the sale of idiot's and lunatic's real estate for the maintenance of his or her family.

By same—

An act to incorporate the Lexington Illuminating Gas-light Company.

By same—

An act to incorporate the Louisville Illuminating Gas-light Company.

By same—

An act to incorporate the Covington and Newport Illuminating Gas-light Company.

By same—

An act to incorporate the Alvis, Lewis & Co. Petroleum and Mining Company.

By same—

An act to incorporate the Lick Creek Henderson County Petroleum Company.

By same—

An act to incorporate the H. E. Lewis Petroleum and Mining Company.

By same—

An act to incorporate the Histrionic Club of Paducah.

By Mr. Bruner, from the same committee—

An act to incorporate the Nonpareil Mining Company.

By same—

An act to incorporate the Gilpin Mining Company.

By same—

An act to incorporate the Laclede Mining Company.

By same—

An act to incorporate the Russell Mining Company.

By Mr. Cleveland, from the Committee on Banks—

An act to incorporate the City Bank of Columbus, Kentucky.

With amendments to the last twenty-three named bills.

Which were concurred in.

Ordered, That said bills, the twenty-three as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Gorin, from the Committee on the Judiciary—

A bill for the benefit of R. T. Barnes, administrator of Jno. W. Emnert, deceased, late clerk of the Pike county court.

By Mr. Botts, from the Committee on Finance—

A bill to authorize the county courts of Shelby and Henderson counties to make appropriations to pay guards.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the third reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives of the following titles were reported by the several committees to whom they had been referred, with the expression of opinion that said bills ought not to pass, viz:

By Mr. J. J. Landram, from the Committee on Military Affairs—

An act to provide for auditing and paying military claims.

By Mr. Dudley, from the Committee on the Revised Statutes—

An act amending section 1, article 15, chapter 28, Revised Statutes.

By same—

An act for the benefit of Pleasant Howard, of Taylor county.

The question was then taken on ordering said bills to be read a third time, and it was decided in the negative.

So said bills were disagreed to.

Mr. Harrison, from the Committee on the Judiciary, reported

A bill to amend chapter 48 of the Revised Statutes, title "Idiots and Lunatics."

Which bill was read the first time, and ordered to be read the second time.

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An act to prevent setting fish nets, drawing seines, or disturbing fish-ponds,

Reported the same without amendment.

By the provisions of this bill, seining, netting, or disturbing fish in any of the waters or ponds within this Commonwealth, is prohibited during the months of April and May.

Mr. Wright moved to amend said bill by exempting the waters of Barren river and its tributaries.

And the question being taken thereon, it was decided in the affirmative.

Mr. W. Johnson then moved to further amend said bill by exempting the waters of Salt river and its tributaries.

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. W. Johnson and C. T. Worthington, were as follows, viz:

Those who voted in the affirmative, were—

T. P. Cardwell,	Wm. H. Grainger,	Philip Swigert,
Milton J. Cook,	John L. Helm,	H. Thompson,
A. D. Cosby,	J. D. Landrum,	C T. Worthington,
Wm. A. Dudley,	John A. Prall,	W. J. Worthington—14.
James W. Gorin,	George C. Riffe,	

Those who voted in the negative, were—

Wm. S. Botts,	James Harrison,	Thos. Z. Morrow,
John B. Bruner,	Wm. Johnson,	Elijah Patrick,
F. L. Cleveland,	John J. Landram,	George Wright—11.
T. W. Hammond,	W. W. McKenzie,	

Resolved, That the title of said bill be as aforesaid.

Mr. C. T. Worthington moved a reconsideration of the vote by which said bill was passed.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on reconsidering the vote by which the third reading of said bill was dispensed with; also, the vote by which said bill was ordered to be read a third time, and it was decided in the affirmative.

The question was then taken upon reconsidering the vote by which the amendment proposed by Mr. Wright had been adopted, and it was decided in the affirmative.

Mr. C. T. Worthington moved the previous question,

And the question being taken thereon, it was decided in the affirmative.

The vote was again taken upon the amendment proposed by Mr. Wright, and it was decided in the negative.

Those who voted in the affirmative, were—

Wm. S. Botts,	Wm. Johnson,	W. W. McKenzie,
John B. Bruner,	Henry C. Lilly,	Elijah Patrick,
F. L. Clevéland,	J. J. Landram,	B. W. Stone,
Thos. B. Cochran,	J. D. Landrum,	George Wright—13.
Jas. W. Gorin,		

Those who voted in the negative, were—

Tho. P. Cardwell,	T. W. Hammond,	George C. Riffe,
Milton J. Cook,	James Harrison,	Harrison Thompson,
Wm. A. Dudley,	Thomas Z. Morrow,	C. T. Worthington,
Evan M. Garriott,	John A. Prall,	W. J. Worthington—13.
Wm. H. Grainger,		

Ordered, That said bill be read a third time.

The question was then taken on dispensing with the third reading, and it was decided in the negative, four fifths not having voted therefor.

The yeas and nays being required thereon by Messrs. Wright and Stone, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	Evan M. Garriot,	John A. Prall,
Thos. P. Cardwell,	Wm. H. Grainger,	George C. Riffe,
F. L. Cleveland,	T. W. Hammond,	Philip Swigert,
Thos. B. Cochran,	James Harrison,	H. Thompson,
Milton J. Cook,	Henry C. Lilly,	C. T. Worthington,
A. D. Cosby,	W. W. McKenzie,	W. J. Worthington—20.
Wm. A. Dudley,	Thomas Z. Morrow,	

Those who voted in the negative, were—

Jas. W. Gorin,	J. D. Landrum,	B. W. Stone,
Wm. Johnson,	Elijah Patrick,	George Wright—7.
John. J. Landram,		

Mr. R. T. Baker, from the 25th senatorial district, appeared and took the several oaths required by the Constitution of the United States and the Constitution of this State, and took his seat upon the floor of the Senate.

Mr. Wm. Johnson moved a reconsideration of the vote by which the

Senate had disagreed to the passage of a bill from the House of Representatives, entitled.

An act in relation to roads and passways.

And the question being taken upon reconsidering said vote, it was decided in the affirmative.

The question was then taken upon the passage of said bill, and it was decided in the affirmative.

Resolved, That the title of said bill be as aforesaid.

Mr. Botts, from the Committee on Finance, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of the Kentucky Institution for the Education and Training of Feeble-minded Children,

Reported the same without amendment.

Said bill reads as follows, viz:

[*For bill—See acts H. R., bill* 528.]

Said bill was then amended.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a constitutional provision, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	William H. Grainger,	Thomas Z. Morrow,
John B. Bruner,	T. W. Hammond,	Elijah Patrick,
R. T. Baker,	James Harrison,	John A. Prall,
Thos. P. Cardwell,	John L. Helm,	George C. Riffe,
F. L. Cleveland,	Henry C. Lilly,	Philip Swigert,
Thomas B. Cochran,	John J. Landram,	Harrison Thompson,
Milton J. Cook,	J. D. Landrum,	W. J. Worthington,
A. D. Cosby,	W. W. McKenzie,	George Wright—25.
Wm. A. Dudley,		

Those who voted in the negative, were—

Evan M. Garriott, B. W. Stone—2.

Resolved, That the title of said bill be as aforesaid.

Mr. Botts, from the same committee, asked to be discharged from the further consideration of the petition of Reuben R. Peck, praying compensation for keeping an idiot.

Which was granted.

A message was received from the House of Representatives announcing that they had concurred to amendments proposed by the

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An act to amend the charter of the town of Albany, in Clinton county.

An act to incorporate the Boone Mining and Manufacturing Company.

An act to incorporate the Mt. Olivet and Sardis turnpike road company.

An act to incorporate the Smithfield Cemetery Company.

An act to incorporate the Cairo and Caseyville Mining and Manufacturing Company.

An act for the benefit of Whitten Cissel, late sheriff of Floyd county.

An act to relieve the county of Wayne from the payment of the Revenue for the years 1862 and 1863.

An act to legalize the official acts of P. B. Morrow, police judge of Versailles.

An act for the benefit of John L. Cross, of Larue county.

An act to prevent shooting on the Sabbath in Oldham county.

An act for the benefit of the Great Crossings and Stamping Ground turnpike road company.

An act to incorporate the Jessamine Oil, Coal, and Mining Company.

An act to repeal an act, entitled "An act to add a portion of the county of Morgan to the county of Wolfe."

An act to incorporate the Louisville and Memphis People's Line Packet Company.

An act for the benefit of the town of Barboursville, in Knox county, and for other purposes.

An act for the benefit of the marshal of the city of Henderson.

An act to incorporate the Piney Woods Petroleum Company.

An act to incorporate the Red Oak Petroleum Company.

An act to incorporate the Oil Lake Petroleum Company.

An act to amend article 12, chapter 28, Revised Statutes.

An act to incorporate the Greasy Creek and Cumberland River Oil and Mining Company.

An act to incorporate the Kentucky and Alabama Oil and Mining Company.

The Senate took up for consideration amendments proposed by the House of Representatives to bills of the following titles, viz:

An act supplementary to an act for the benefit of J. W. Cardwell.

An act to amend the statute of limitations.

An act for the benefit of the county of Fleming.

Which were twice read and concurred in.

The Senate also took up for consideration

A bill to incorporate the Kentucky Immigrant Financial Company.

Which bill was then amended.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate also took up for consideration

A bill to rebuild the office of Secretary of State, and new offices for State Treasurer and Auditor.

Mr. Dudley moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

So said bill was rejected.

The Senate also took up for consideration a bill from the House of Representatives, entitled

An act for the benefit of Thos. J. Jolly, late sheriff of Breckinridge county,

Together with the amendments heretofore proposed by the Committee on the Judiciary.

The question was then upon the amendment proposed as a substitute for said bill, and it was decided in the negative.

Said bill was then amended.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate also took up for consideration a bill from the House of Representatives, entitled

An act concerning the powers of the Louisville and Nashville railroad company.

With sundry amendments which had been heretofore proposed.

Said bill was then amended.

Mr. Dudley moved an indefinite postponement of said bill.

And the question being taken thereon, it was decided in the affirmative.

So said bill was disagreed to.

Mr. Garriott, from the Committee on Enrollments, reported that the

committee had examined enrolled bills from the House of Representatives of the following titles, viz:

An act to amend existing laws in regard to injunctions.

An act to amend chapter 43, article 2, section 6, of the Revised Statutes, entitled "Guardians and Wards."

An act to repeal an act, so far as the same refers to the county of Kenton, entitled "An act to regulate the jurisdiction of justices of the peace for Jefferson and Kenton counties," approved March 4th, 1866.

An act to amend chapter 87 of the Revised Statutes.

An act for the benefit of the Bardstown and Green River turnpike road.

An act to incorporate the town of Hillsboro, Fleming county.

An act for the benefit of George W. Darlington, formerly sheriff of Greenup county.

An act repealing and amending certain sections, articles, and chapters of the Revised Statutes and Session Acts, approved since the adoption of the Revised Statutes, concerning slaves and free negroes.

An act to incorporate the Mississippi Valley Life Insurance Company of America.

An act for the benefit of the estate and heirs of L. L. Leavell, deceased.

An act to incorporate the Louisville Market Association.

An act to incorporate the Continental Petroleum and Mining Company.

An act to incorporate the Central Bank.

And enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act to amend chapter 3, title 8, of the Civil Code of Practice.

An act to incorporate the Fayette County Lead and Mining Company.

An act to change the time of holding the Russell circuit court.

An act exempting school children from the payment of tolls.

An act to incorporate the Robinson Creek Oil and Mining Company.

An act to amend an act, entitled "An act to provide for paying the arrearages of pay due deceased soldiers," approved August 31st, 1862.

An act for the benefit of R. D. Cook.

An act for the benefit of the rector, warden, and vestry of Christ Church, Lexington.

An act to prohibit the sale of spirituous, malt, or vinous liquors in the town of Somerset within one mile square of the court-house in said town.

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signed enrolled bills originating in the Senate of the following titles, viz:

An act directing the purchase of the editions of the several laws of Kentucky prepared by Harvey Myers.

An act for the benefit of Joel Martin and his deputies, late sheriff of Floyd county.

An act for the benefit of H. S. Vaughn, late sheriff of Johnson county.

An act in relation to roads in this State.

An act for the benefit of the stockholders and owners of the Lexington and Big Sandy railroad.

An act for the benefit of Samuel R. Tolle, sheriff of Barren county.

An act to amend section 17, article 4, chapter 47, of the Revised Statutes, title "Husband and Wife."

An act to amend section 330 of the Civil Code of Practice.

An act for the benefit of Wm. P. Connor, late sheriff of Bath county.

An act for the benefit of Wm. J. Mayo, late sheriff of Floyd county.

An act for the benefit of Jacob Carner, of Gallatin county.

An act to incorporate the Cincinnati and Newport Fruit House Company.

An act to incorporate the Dry Run Pond Draining Company.

An act to amend an act, entitled "An act to incorporate the Cox's Creek and Samuels' Depot turnpike road company."

An act to amend the charter of the Sharpsburg and Owingsville turnpike road company.

An act to encourage the development of the mineral lands in the State of Kentucky.

An act for the benefit of W. H. Landram, late sheriff of Gallatin county.

An act to amend an act, entitled "An act to incorporate the Barren County railroad company," approved February 9th, 1856.

An act to incorporate the Williamstown and Collinsville turnpike road and bridge company.

An act to incorporate the Mt. Gilead and Lewisburg turnpike road company, in Mason county.

Resolution in relation to the removal of the seat of government.

Resolution in regard to the pay of O. P. Johnson's costs in his contested election case.

Also a message in writing.

On motion, indefinite leave of absence was granted Messrs. Gorin and Riffe after to-morrow.

At a quarter before two o'clock, Mr. Botts moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Bruner, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	Wm. H. Grainger,	Thomas Z. Morrow,
John B. Bruner,	T. W. Hammond,	Elijah Patrick,
Thos. B. Cochran,	John L. Helm,	John A. Prall,
W. A. Dudley,	Wm. Johnson,	Philip Swigert,
Evan M. Garriott,	Henry C. Lilly,	C. T. Worthington,
James W. Gorin,	W. W. McKenzie,	W. J. Worthington—18.

Those who voted in the negative, were—

Tho. P. Cardwell,	James Harrison,	B. W. Stone,
F. L. Cleveland,	J. D. Landrum,	George Wright—8.
Milton J. Cook,	George C. Riffe,	

And then the Senate adjourned.

FRIDAY, FEBRUARY 16, 1866.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of Jas. A. Ward, late sheriff of Johnson county.

An act for the benefit of the personal representatives of Jas. Trimble, deceased, late clerk of the Floyd county court.

An act for the benefit of Wm. Harvey, administrator of John Crawford, deceased.

An act for the benefit of B. F. Jameson, sheriff of Hart county.

An act for the benefit of B. G. Shepherd.

An act to incorporate the Merchants' and Manufacturing Insurance Company.

An act for the benefit of M. W. Galloway, late sheriff of Graves county.

An act for the benefit of D. B. Denton, of Barren county.

With amendments to the last three named bills.

The amendments to the last named bills were taken up, twice read, and concurred in

A message was also received from the House of Representatives, announcing their disagreement to the amendment proposed by the Senate, to a resolution from the House of Representatives in relation to the amendment to the Federal Constitution.

That they had passed bills and adopted resolutions of the following titles, viz:

1. An act appropriating money.

2. An act for the benefit of B. F. Easley, sheriff of Fulton county.

3. An act for the benefit of James Wood and T. W. Samuels, late sheriffs of Nelson county.

4. An act for the benefit of the town of Lancaster.

5. An act for the benefit of Joseph L. McCarty, late sheriff of Whitley county.

6. An act for the benefit of the sheriff of Carroll county.

7. An act for the benefit of J. B. Sapp, late sheriff of Webster county.

8. An act for the benefit of the securities of Walter Simmons, late sheriff of Meade county.

9. An act supplemental to the act appropriating money.

10. An act incorporating the Stony Hollow turnpike road company, in Mason county.

11. An act to incorporate the Maysville and Mason County Cemetery Company.

12. An act to incorporate the Washington County Agricultural Society.

13. An act to amend the charter of the Lexington and Big Sandy railroad company.

14. An act to incorporate the Kentucky Gas-light, Petroleum, and Iron Manufacturing Company.

15. An act to amend the Bank Lick turnpike company.

16. An act to amend an act to establish a criminal court for the 9th judicial district.

17. An act to regulate coffee-houses in this Commonwealth.

18. An act to authorize the sale of the Old Pond Meeting-house lot, in Simpson county.

19. An act for the benefit of the town of Franklin, Simpson county.

20. An act to amend the law in relation to apprentices in Graves county.

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An act appropriating money to pay witnesses, contestants, and others in the several contested election cases which have been heard and determined during the present session,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a constitutional provision, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	James W. Gorin,	Thomas Z. Morrow,
William S. Botts,	William H. Grainger,	Elijah Patrick,
John B. Bruner,	James Harrison,	John A. Prall,
Thos. P. Cardwell,	John L. Helm,	George C. Riffe,
F. L. Cleveland,	Wm. Johnson,	B. W. Stone,
Thomas B. Cochran,	Henry C. Lilly,	Philip Swigert,
Milton J. Cook,	John J. Landram,	Harrison Thompson,
Wm. A. Dudley,	J. D. Landrum,	W. J. Worthington,
Evan M. Garriott,	W. W. McKenzie,	George Wright—27.

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. Botts, from the same committee, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of S. W. Rennick, late sheriff of Hickman county,

Reported the same with an amendment,

Which was concurred in.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	T. W. Hammond,	Elijah Patrick,
Wm. S. Botts,	James Harrison,	George C. Riffe,
John B. Bruner,	John L. Helm,	B. W. Stone,
Tho. P. Cardwell,	Wm. Johnson,	Philip Swigert,
F. L. Cleveland,	Henry C. Lilly,	C. T. Worthington,
Evan M. Garriott,	J. D. Landrum,	George Wright—20.
William H. Grainger,	W. W. McKenzie,	

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. Lilly, from the same committee, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of S. I. M. Major & F. H. Overton,

Reported the same, with the expression of opinion that said bill ought not to pass.

The question was then taken on ordering said bill to be read a third time, and it was decided in the negative.

On motion, said vote was reconsidered, and the further consideration of said bill postponed until the adjourned session in January next.

Mr. Botts, from the same committee, to whom was referred a bill from the House of Representatives, entitled

An act appropriating money,

Reported the same with an amendment.

Which was adopted.

Said bill was then further amended.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of the bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	William H. Grainger,	Elijah Patrick,
William S. Botts,	T. W. Hammond,	John A. Prall,
John B. Bruner,	James Harrison,	George C. Riffe,
Thomas P. Cardwell,	John L. Helm,	B. W. Stone,
F. L. Cleveland,	Wm. Johnson,	Philip Swigert,
Thos. B. Cochran,	John J. Landram,	Harrison Thompson,
A. D. Cosby,	J. D. Landrum,	C. T. Worthington,
Wm. A. Dudley,	W. W. McKenzie,	W. J. Worthington,
Evan M. Garriott,	Thomas Z. Morrow,	George Wright—27.

Those who voted in the negative, were—

Milton J. Cook, Henry C. Lilly—2.

Resolved, That the title of said bill be as aforesaid.

Mr. Lilly, from the same committee, to whom was referred a bill from the House of Representatives, entitled

An act granting a premium on red and grey foxes, wolves and wild cats' scalps in this State,

Reported the same with an amendment.

Which was concurred in.

Mr. Cochran moved to lay said bill on the table.

The yeas and nays being required thereon by Messrs. Cook and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts, James Harrison, Wm. Johnson,
F. L. Cleveland John L. Helm, B. W. Stone—7.
Thos. B. Cochran,

Those who voted in the negative, were—

R. T. Baker, Wm. H. Grainger, John A. Prall,
John B. Bruner, Henry C. Lilly, George C. Riffe,
Tho. P. Cardwell, John J. Landram, Philip Swigert,
Milton J. Cook, J. D. Landrum, H. Thompson,
A. D. Cosby, W. W. McKenzie, C. T. Worthington,
Wm. A. Dudley, Thos. Z. Morrow, W. J. Worthington,
Evan M. Garriott, Elijah Patrick, George Wright—22.
James W. Gorin,

Mr. Cleveland moved to amend said bill by adding thereto the following section:

Musk-rats, blue-rats, wharf-rats, and coons, one dollar each.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. J. J. Landram and J. D. Landrum, were as follows, viz:

Those who voted in the affirmative, were—

F. L. Cleveland, John J. Landram, George Wright—4.
Evan M. Garriott.

Those who voted in the negative, were—

R. T. Baker, T. W. Hammond, Elijah Patrick,
Wm. S. Botts, James Harrison, John A. Prall,
T. P. Cardwell, Wm. Johnson, George C. Riffe,
Milton J. Cook, Henry C. Lilly, B. W. Stone,
A. D. Cosby, J. D. Landrum, Philip Swigert,
Wm. A. Dudley, W. W. McKenzie, H. Thompson,
James W. Gorin, Thos. Z. Morrow, W. J. Worthington—22.
Wm. H. Grainger,

Ordered, That said bill be read a third time.

The question was then taken on dispensing with the third reading of said bill, and it was decided in the negative.

Ordered, That said bill be made the special order of the day for half-past nine o'clock to-morrow.

Mr. Harrison, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled

An act to repeal an act, approved February 22d, 1864, entitled "An act to punish disloyal and treasonable practices,"

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Thos. B. Cochran, Wm. Johnson, Harrison Thompson,
Wm. A. Dudley, W. W. McKenzie, C. T. Worthington,
Evan M. Garriott, George C. Riffe, George Wright—16.
T. W. Hammond,

Those who voted in the negative, were—

R. T. Baker, Wm. H. Grainger, Elijah Patrick,
Wm. S. Botts, Henry C. Lilly, John A. Prall,
Tho. P. Cardwell, J. D. Landrum, W. J. Worthington—11.
Milton J. Cook, Thomas Z. Morrow,

The question was again taken on the postponement of the consideration of said bill until the adjourned session, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Morrow and Lilly, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker, Wm. H. Grainger, Elijah Patrick,
Wm. S. Botts, Henry C. Lilly, John A. Prall,
Tho. P. Cardwell, J. D. Landrum, C. T. Worthington,
Milton J. Cook, Thomas Z. Morrow, W. J. Worthington—12.

Those who voted in the negative, were—

John B. Bruner, T. W. Hammond, George C. Riffe,
F. L. Cleveland, James Harrison, B. W. Stone,
Thos. B. Cochran, John L. Helm, H. Thompson,
Wm. A. Dudley, Wm. Johnson, George Wright—14.
Evan M. Garriott, W. W. McKenzie,

Mr. Lilly moved that the Senate do now adjourn.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Lilly and Wright, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker, Henry C. Lilly, Elijah Patrick,
Thos. P. Cardwell, Thomas Z. Morrow, John A. Prall—7.
Milton J. Cook,

Those who voted in the negative, were—

Wm. S. Botts, T. W. Hammond, B. W. Stone,
John B. Bruner, James Harrison, Philip Swigert,
F. L. Cleveland, John L. Helm, H. Thompson,
Thos. B. Cochran, Wm. Johnson, C. T. Worthington,
Wm. A. Dudley, J. D. Landrum, W. J. Worthington,
Evan M. Garriott, W. W. McKenzie, George Wright—20.
W. H. Grainger, George C. Riffe,

Ordered, That said bill be read a third time.

The question was then taken on dispensing with the third reading of said bill, and it was decided in the negative, four-fifths not voting therefor.

The yeas and nays being required thereon by Messrs. Lilly and Morrow, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	T. W. Hammond,	George C. Riffe,
F. L. Cleveland,	James Harrison,	Philip Swigert,
Thos. B. Cochran,	John L. Helm,	Harrison Thompson,
Wm. A. Dudley,	Wm. Johnson,	George Wright—14.
Evan M. Garriott,	W. W. McKenzie,	

Those who voted in the negative, were—

R. T. Baker,	Henry C. Lilly,	John A. Prall,
Thos. P. Cardwell,	J. D. Landrum,	B. W. Stone,
Milton J. Cook	Thomas Z. Morrow,	W. J. Worthington—11.
W. H. Grainger,	Elijah Patrick,	

On motion of Mr. Helm,

Ordered, That said bill be read a third time at a quarter past ten o'clock to-morrow.

Mr. Dudley read and laid on the table a joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:

1. *Resolved by the General Assembly of the Commonwealth of Kentucky*, That His Excellency the Governor, and the House and Senate Committees on Public Offices and Buildings, be a commission, whose duty it shall be to assign to the Superintendent of Public Instruction, Quarter-Master General, Adjutant General, Register of the Land Office, and Clerk of the Court of Appeals, rooms for their respective offices in the Capitol, or the new military building recently erected.

2. That said commission be authorized to cause the ruins of the old buildings to be torn down, and to sell the old material.

3. That the decision of the majority of the commission in the assignment of offices shall be binding, until a different assignment is determined on by the General Assembly.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

A message was received from the House of Representatives, announcing that they had adopted resolutions of the following titles, viz:

A resolution in regard to daily papers distributed to members of the General Assembly.

A resolution in regard to charges against General Fisk.

That they had received official information from the Governor, announcing that he had approved and signed enrolled bills and a resolu-

tion, originating in the House of Representatives, of the following titles, viz:

The Governor has approved and signed enrolled bills and resolutions originating in the House of Representatives, of the following titles, viz:

An act for the benefit of the town of Hawesville, Hancock county.

An act for the benefit of Philip Bray, of Larue county.

An act to incorporate the Bowling Green and New Roe turnpike road company.

An act to incorporate the Hillsboro and Cane Creek turnpike road company.

An act for the benefit of the town of Greensburg.

An act to divide Poosey precinct in Madison county, and to establish the Million precinct in said county.

An act to amend and reduce into one all previous acts incorporating the town of Clinton, in Hickman county.

An act to establish an additional voting place in district No. 7, in Carter county.

An act for the benefit of Wm. Blair, of Magoffin county.

An act for the benefit of Mary W. Ray.

An act to change the voting place in Mill Creek precinct, in Carroll county.

An act for the benefit of Malinda Thompson.

An act to repeal an act, entitled "An act for the benefit of Trigg Academy," approved January 11th, 1866.

An act for the benefit of M. W. Holland.

An act to amend the charter of the Daviess Academy.

An act to incorporate the Red River Iron Manufacturing Company.

An act incorporating the Uniontown Mining, Manufacturing Company.

An act to amend chapter 47, section 16, title "Husband and Wife," Revised Statutes.

An act in relation to the marriage of negroes and mulattoes.

An act to incorporate the Mendelson Club Benevolent Society of Louisville.

An act to incorporate the town of Middletown, in Jefferson county.

An act appropriating money for rebuilding the Western Lunatic Asylum.

An act to authorize Porter & Eskridge, of Grayson county, to build a dam across Caney creek.

An act to amend the laws in relation to revenue and taxation.

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An act for the benefit of Stephen Howard and his deputies, late sheriff of Magoffin county.

An act for the benefit of the rector, warden, and vestry of Christ Church, Lexington.

An act for the benefit of R. D. Cook.

An act prescribing punishment for felonies and misdemeanors by free negroes and mulattoes.

An act to amend chapter 94, article 2, section 1' Revised Statutes, entitled "Inoculation."

An act to incorporate the Fayette County Lead and Mining Company.

Resolution in relation to guns, &c., taken from the county of Trimble.

An act to amend an act, entitled "An act to organize and discipline the militia of Kentucky."

On motion, leave of indefinite absence was granted Messrs. J. D. Landrum, Morrow, and McKenzie.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. C. T. Worthington, from the Committee on Education—

A bill for the benefit of school districts Nos. 47 and 22, in Nelson county.

By Mr. Grainger, from the Committee on the Penitentiary—

A bill to amend section 9 of an act in relation to the Kentucky Penitentiary, approved March 10th, 1856.

By Mr. Botts, from the Committee on Finance—

A bill for the benefit of James A. Hamilton, sheriff of Breckinridge county.

By Mr. Harrison, from the Committee on the Judiciary—

A bill to incorporate the Capital Life Mutual Insurance Company.

By Mr. J. J. Landram, from the Committee on Military Affairs—

A bill to extend the corporate limits of Bardstown—

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Swigert, from the Committee on Finance, reported

A bill for the benefit of Harrison Thompson,

Which bill was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill was then read as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be directed to draw his warrant on the Treasury in favor of Harrison Thompson, for the sum of one hundred and fifty-six dollars, eighty cents, being for six days' per diem, and costs paid by him in contesting the seat of A. S. Allan, the Senator returned from the 29th senatorial district.

And the question being taken on the passage of said bill, it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Wm. H. Grainger,	Elijah Patrick,
John B. Bruner,	James Harrison,	George C. Riffe,
F. L. Cleveland,	John L. Helm,	B. W. Stone,
Thomas B. Cochran,	Wm. Johnson,	Philip Swigert,
Milton J. Cook.	Henry C. Lilly,	C. T. Worthington,
A. D. Cosby,	John. J. Landram,	Wm. J. Worthington,
Evan M. Garriott,	J. D. Landrum,	George Wright—23.
Jas. W. Gorin,	W. W. McKenzie,	

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. Swigert, from the Committee on Internal Improvement, reported

A bill concerning the Board of Internal Improvement.

Which bill was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be printed and placed in the orders of the day.

Mr. J. J. Landram, from the Committee on Military Affairs, reported

A bill to amend an act, entitled "An act to amend an act to organize and discipline the militia of Kentucky."

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Cleveland moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

So said bill was rejected.

Mr. Harrison, from the Committee on the Judiciary, to whom was referred

A bill, entitled "An act to incorporate the Ohio and Great Southern railway company,"

Reported the same without amendment.

Ordered, That the further consideration of said bill be postponed until the adjourned session of this General Assembly.

A message was received from the House of Representatives, announcing that they had passed a bill from the Senate, entitled

An act for the benefit of Jas. A. Hamilton, sheriff of Breckinridge county.

And then the Senate took a recess until 7 o'clock, P. M.

A message was received from the House of Representatives, announcing that they had passed a bill from the Senate, entitled

An act to incorporate the Mt. Savage Coal, Iron, and Manufacturing Company.

That they had passed bills of the following titles, viz:

1. An act to amend an act, approved March 15th, 1862, entitled "An act to reduce into one the laws in relation to changes of venue," approved March 5th, 1860, and re-enacted the 10th section of the last named act.

2. An act for the benefit of Edward Curd.

3. An act in relation to the June term of the Franklin circuit court.

4. An act establishing a board of commissioners of taxes and assessments for the city of Louisville.

5. An act to incorporate Lovelaceville, in Ballard county.

6. An act for the benefit of express companies.

7. An act to incorporate the Kentucky Colonial Company, for the purpose of promoting emigration.

8. An act to amend the charter of Louisville.

9. An act to incorporate the Kentucky Farmers' Association.

10. An act to protect the courts of this Commonwealth and secure the execution of civil process.

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An act to incorporate the Mt. Olivet and Sardis turnpike road company.

An act for the benefit of the Great Crossings and Stamping Ground turnpike road company.

An act to amend an act, entitled "An act to amend an act to create a board of commissioners of the Sinking Fund of Pendleton county."

An act to amend article 12, chapter 28, Revised Statutes.

An act to incorporate Hunter's Mill Mining and Manufacturing Company.

An act to incorporate the Reynolds Mining and Manufacturing Company.

An act to incorporate the Arnold's Hill Mining and Manufacturing Company.

An act to incorporate the Brown's Mill Mining and Manufacturing Company.

An act to incorporate the North Elkhorn Mining and Manufacturing Company.

An act to incorporate the Rock House Creek Oil and Mining Company.

An act to incorporate the Loretto and Raywick turnpike road company.

An act to incorporate the Boone Mining and Manufacturing Company.

An act to incorporate the Golconda Petroleum and Mining Company.

An act to incorporate the Piney Woods Petroleum Company.

An act to discontinue an alley in the town of Catlettsburg.

An act to incorporate the Alvasia Petroleum and Mining Company.

An act for the benefit of the marshal of the city of Henderson.

An act to incorporate the Columbus Manufacturing and Trading Company.

An act for the benefit of Whitten Cissel, late sheriff of Floyd county.

An act in relation to contracts with negroes and mulattoes.

An act for the benefit of negroes and mulattoes in this Commonwealth.

Ant act to prevent shooting on the Sabbath in this Commonwealth.

An act to incorporate the Elkhorn Mining and Manufacturing Company.

An act authorizing the refunding of money paid into the State Treasury on account of the sale of runaway slaves sold since the first day of January, 1863, by order of court.

An act to regulate the public printing and binding.

An act to incorporate the Kentucky Cashmere Company.

An act to change the name of the Reverdy Petroleum and Manufacturing Company.

An act to prohibit the sale of spirituous liquors in the town of Monticello, Wayne county, or within one mile of the court-house thereof.

An act for the benefit of Hezekiah Combs, late sheriff of Perry county, and his sureties.

An act for the benefit of James Emerson, late sheriff of Scott county.

An act for the benefit of Jos. M. Hanks, late sheriff of Anderson county.

An act for the benefit of C. G. Cole, sheriff of Owsley county.

An act for the benefit of H. Helm, late sheriff of Lincoln county.

An act for the benefit of Garrard county.

An act for the benefit of James Cox, late sheriff of Wolfe county.

An act for the benefit of L. D. Owen, late sheriff of Henry county.

An act for the benefit of Decius Priest, late sheriff of Henderson county.

An act to change the State road leading from Hopkinsville to Paducah, at Briensburg, in the county of Marshall.

An act authorizing a sale of the poor-house and lands annexed thereto, lying in Woodford county.

An act to incorporate the Payne's Depot turnpike road company.

An act to prevent the spread of the disease called glanders in this Commonwealth.

An act to authorize the county court of Bourbon county to levy a tax to build a bridge across Hinkston creek.

An act empowering the county court of Mason county to subscribe for stock in turnpike roads, and to make appropriations to the building of roads and bridges in said county.

An act to incorporate the Louisville Ferry and railroad company.

An act to incorporate the city of Owensboro, in Daviess county.

An act to amend an act, entitled "An act to amend an act, entitled 'An act to incorporate the city of Henderson.'"

An act to incorporate the Grayson Springs Rock Oil Company.

An act for the benefit of certain common school districts.

Resolution asking Congress to pass a law equalizing the bounties of soldiers.

Resolution to print and distribute in pamphlet form the general laws of this session.

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Merchants' and Manufacturing Insurance Company.

An act to amend and reduce into one the several acts in relation to the town of Greenupsburg.

An act to incorporate the Southwestern Industrial Association.

An act to amend article 1, chapter 64, Revised Statutes, title "Master and Apprentice."

An act for the benefit of Fayette county.

An act to incorporate the Hancock County Agricultural Society.

An act to amend an act to incorporate the Salt Lick Bridge Company.

An act to incorporate Lewisport Academy, in Hancock county.

An act to amend the charter of the Union turnpike road company.

An act to incorporate the town of Mt. Vernon, Rockcastle county.

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Garriott reported that the committee had performed that duty.

Bills of the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Wright, from the Committee on Agriculture and Manufactures—

An act to incorporate the Kentucky State Pomological and Horticultural Society.

By Mr. W. Johnson, from the Committee on Circuit Courts—

An act for the benefit of clerks of courts and other officers.

By Mr. J. J. Landram, from the Committee on County Courts—

An act authorizing the judge of the Boyd county court to appoint a treasurer for said county.

By same—

An act for the benefit of Montgomery county.

By Mr. Swigert, from the Committee on Finance—

An act repealing in part all acts granting license to keep a tavern or sell liquor without license.

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By same—

An act to amend the charter of the city of Maysville.

By same—

An act to amend the charter of the town of Newcastle.

By same—

An act to incorporate the Concordia Club.

By same—

An act authorizing the trustees of Dover to close and dispose of certain streets in said town.

By same—

An act for the benefit of the town of Crab Orchard.

By same—

An act for the benefit of the jailer of Jefferson county.

By same—

An act to incorporate the Calloway County Steam Mill Company.

By same—

An act to incorporate the Maysville and Mason County Cemetery Company.

By Mr. Cochran, from the Committee on Revised Statutes--

An act to amend and reduce into one the several acts in relation to the town of Shelbyville.

By same—

An act amending an act to incorporate the Salomon Gas Gompany, approved January 16th, 1866.

By Mr. Lilly, from the Committee on Finance—

An act for the benefit of J. W. Williams, of Grant county.

By Mr. Lilly, from the Committee on Internal Improvement—

An act to incorporate the Dry Run and Lytle's Fork turnpike road company, in Scott county.

By same—

An act to incorporate the Portsmouth and Grayson railroad company.

By same—

An act amending the law in relation to roads.

By Mr. Bruner, from the Committee on Revised Statutes—

An act to incorporate the Merrimac Mining Company.

By same—

An act to incorporate the Victoria Mining Company.

By same—

An act to incorporate the Crescent Mining Company.

With amendments to the last seven named bills.

Ordered, That said bills, the last seven as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. W. Johnson, from the Committee on Circuit Courts, to whom was referred a bill from the House of Representatives, entitled

An act to change the time of holding the Scott and Jessamine circuit courts,

Reported the same without any expression of opinion.

Ordered, That the further consideration of said bill be postponed until to-morrow at 11 o'clock, A. M.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they were referred, with the expression of opinion that said bills ought not to pass, viz:

By Mr. Wright, from the Committee on Education—

An act in relation to common school commissioners in Christian county.

By Mr. Lilly, from the Committee on Internal Improvement—

An act to amend the charter of the Covington and Lexington turnpike road company.

By Mr. Harrison, from the Committee on the Judiciary—

An act to authorize the general council of the city of Louisville, and the levy and county court of Jefferson county, to pay additional salaries to judges within said city and county.

And the question being taken on ordering said bills to be read a third time, it was decided in the negative.

So said bills were disagread to.

Mr. Harrison, from the Committee on the Judiciary, to whom had been referred bills from the House of Representatives, of the following titles, viz:

An act to amend an act, entitled "An act to amend the penal laws," approved August 28th, 1862.

An act to regulate coffee-houses in this Commonwealth.

Reported the same without amendment.

Ordered, That said bills be printed and placed in the orders of the day.

Mr. Lilly, from the Committee on Finance, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of Lucy Smith, of Rockcastle county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken upon the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Wm. H. Grainger,	Elijah Patrick,
John B. Bruner,	James Harrison,	John A. Prall,
Tho. P. Cardwell,	John L. Helm,	George C. Riffe,
F. L. Cleveland,	Wm. Johnson,	Philip Swigert,
Thomas B. Cochran,	Henry C. Lilly,	C. T. Worthington,
Milton J. Cook.	John. J. Landram,	Wm. J. Worthington,
A. D. Cosby,	J. D. Landrum,	George Wright—23.
Jas. W. Gorin,	W. W. McKenzie,	

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to change the time of holding the Scott and Jessamine circuit courts.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

The Senate took up for consideration amendments proposed by the House to a bill from the Senate, entitled

An act to repeal all laws authorizing the Governor of this Commonwealth to borrow money for military purposes.

Ordered, That the further consideration of said bill and amendment be postponed until to-morrow at 10 o'clock.

The Senate took up for consideration the amendments proposed by the House of Representatives to bills from the Senate of the following titles, viz:

An act for the benefit of M. W. Galloway, sheriff of Graves county.

An act incorporating the Kirkland Farm Oil, Mining, and Manufacturing Company.

An act to incorporate the Travelers' Accidental Insurance and Investment Company of Louisville.

Which amendments were twice read and concurred in.

The Senate also took up for consideration bills from the House of Representatives of the following titles, viz:

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Thomas B. Cochran, Milton J. Cook, A. D. Cosby, Wm. A. Dudley, Evan M. Garriott, Wm. Johnson, Henry C. Lilly, J. J. Landram, J. D. Landrum, Philip Swigert, C. T. Worthington, Wm. J. Worthington, George Wright—22.

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration

A bill authorizing the formation of mining, manufacturing, and mechanical corporations.

Ordered, That said bill be referred to the Committee on Corporations.

The Senate took up for consideration, a resolution appointing a committee to settle the accounts with the managers for reconstructing Western Lunatic Asylum.

Mr. Botts moved to lay said resolution on the table,

And the question being taken thereon, it was decided in the affirmative.

So said resolution was disagreed to.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to prevent setting fish-nets, drawing seines, or disturbing fish-ponds.

Said bill reads as follows, viz:

WHEREAS, It is represented to this General Assembly that many persons are in the habit of setting nets and drawing seines in the various water-courses, whereby great quantities of fish are annually destroyed; private fish-ponds are frequently interfered with; for remedy whereof,

§ 1 *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That, from and after the passage of this act, it shall be unlawful for any one to set a fishing-net or draw a seine in any of the streams in Kentucky in the months of April and May, or to fish in or disturb any private fish-pond in this Commonwealth.

§ 2. If any one shall violate the provisions of this act, he shall be fined not less than five nor more than twenty-five dollars, to be recovered by warrant before a justice of the peace, and to be accounted for as other fines.

§ 3. The defendant, upon conviction, shall stand committed until the fine and costs are paid in the jail of the county, at the rate of two dollars per day, or placed in the work-house to pay said fine.

§ 4. This act shall take effect from its passage.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken upon the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Lilly and Johnson, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	A. D. Cosby,	Henry C Lilly,
Tho. P. Cardwell,	Wm. A. Dudley,	Philip Swigert,
Thomas B. Cochran,	William H. Grainger,	C. T. Worthington,
Milton J. Cook,	John L. Helm,	W. J. Worthington—12.

Those who voted in the negative, were—

William S. Botts,	James Harrison,	W. W. McKenzie,
John B Bruner,	Wm. Johnson,	Elijah Patrick,
F. L. Cleveland,	John J. Landram,	B. W. Stone,
Evan M. Garriott,	J. D. Landrum,	George Wright—12.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act for the benefit of Springer & Briggs, of Union county.

Mr. Bruner moved to lay said bill on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cook and Lilly, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	Wm. Johnson,	B. W. Stone,
Thos. B. Cochran,	John J. Landram,	George Wright—7.
Evan M. Garriott,		

Those who voted in the negative, were—

R. T. Baker,	W. H. Grainger,	W. W. McKenzie,
Thos. P. Cardwell,	James Harrison,	Elijah Patrick,
F. L. Cleveland,	John L. Helm,	Philip Swigert,
Milton J. Cook,	Henry C. Lilly,	C. T. Worthington,
A. D. Cosby,	J. D. Landrum,	W. J. Worthington—16.
Wm. A. Dudley,		

Ordered, That the further consideration of said bill be postponed until the adjourned session.

Mr. Cochran, from the committee appointed to correspond with Gen. Palmer, concerning certain charges made by him against certain citizens of Kentucky, laid before the Senate the following report, viz:

FRANKFORT, February 15, 1866.

SIR: The undersigned committee appointed on behalf of the Senate of Kentucky, for the purpose indicated by the resolutions, a copy of which is inclosed, respectfully request you to acknowledge the receipt of the resolutions, and that you will at your earliest opportunity give the information called for in the resolutions. If such a state of

case exists as is referred to, it is time that the Legislature should take some action for the remedy thereof. We hope, therefore, you will comply with the wish of the Senate.

Yours, most respectfully,

T. B. COCHRAN,
W. H. GRAINGER,
M. J. COOK.

Maj. Gen. JOHN M. PALMER, Louisville.

HEADQUARTERS DEPARTMENT OF KENTUCKY,
LOUISVILLE, KY., February 16th, 1866.

Hon. T. B. Cochran, Wm. H. Grainger, M. J. Cook, Committee of the Senate of Kentucky:

GENTLEMEN: In accordance with the request contained in your note of the 15th inst. addressed to me, I acknowledge the receipt of a copy of the preamble and resolution, which you inform me were adopted by the Senate of Kentucky, and by which you are appointed to "respectfully demand" of me certain information.

I have read the paper adopted by the Senate with great attention, and in view of its language am compelled by a sense of what is due to the Government of the United States and myself, as its military representative in this department, to decline all intercourse or communication with you as a committee of that body.

The Kentucky Senate has its own duties to perform and I have mine, and it must be left to the loyal and patriotic people of the State to decide whether a body which offensively declared its disbelief of the truth of the statements of a public officer, and then *demands* the evidence upon which those statements were made, intended to insult him and excite popular prejudices against the government he represents, or were influenced by any purpose to promote the public good.

Accept my thanks for the courteous manner in which you have discharged your duties, and allow me to assure you that it will afford me pleasure to lay before you, as private gentlemen and citizens, the numerous letters and official reports which furnished the materials for all the statements contained in my letter published in the Louisville Journal.

With great respect for each of you personally,

I am, &c.,

JOHN M. PALMER, *Major General.*

The undersigned committee appointed in pursuance of resolutions adopted by the Senate on the 15th instant, to "respectfully demand" of Gen. John M. Palmer that he should inform the Senate what outrages had been committed on negroes in this State, where the offenders had not been punished by the civil authorities, and in what counties combinations existed to drive colored persons from the State and to prevent them from obtaining employment, and to inform the Senate what courts of this Commonwealth had been the instruments of vengeance for those hostile to the government, and, what loyal persons had in consequence been forced to leave their homes, &c., respectfully report that they addressed to Gen. Palmer on the 15th instant a letter, a copy of which is herewith reported, and inclosed him a copy of the

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An act to amend chapter 36, article 13, section 2, of Revised Statutes.

An act to amend section 8, article 7, chapter 32, title "Elections," of the Revised Statutes.

An act to incorporate the Taylorsville and Snyder's turnpike road company.

An act to incorporate Judy's Mill and North Middleton turnpike road company.

An act in relation to the duties of county court clerks.

An act to incorporate the Germantown College, at Germantown, Kentucky.

An act to incorporate the Kentucky Oil Refining Company.

An act concerning the last will and testament of Joseph Willis, a free man of color.

An act concerning the Southern Bank of Kentucky.

An act to incorporate Lewis Lodge, Independent Order of Odd Fellows.

An act to regulate the inspection of tobacco in the town of Lebanon.

An act to amend an act, approved February 27th, 1856, for the benefit of the Harrison circuit court.

An act, entitled "An act to amend an act to fix the time of holding the circuit courts in the 11th judicial district."

An act for the benefit of the public schools and academy of Newport, Kentucky.

An act to charter the Paris, Mt. Sterling and Virginia, and East Tennessee railroad company.

An act to amend chapter 84, article 1, section 39, of the Revised Statutes.

An act to incorporate the Cumberland River and Wolf Creek Oil Company.

An act to amend an act, entitled "An act to incorporate the Columbia Oil Company."

An act to charter the Pulaski County turnpike road company.

An act to incorporate the Union Mining and Coal Oil Company.

An act to incorporate the East Kentucky Coal, Oil, and Mining Company.

An act to incorporate the town of Woodstock, Pulaski county.

An act to incorporate the Louisville Royal Arch Chapter, No. 5, Free and Accepted Masons, of the city of Louisville.

An act to incorporate the Lebanon and Burksville railroad company.

An act to amend "An act to incorporate the town of Bardstown."

An act to amend the charter of the Southern Mutual Insurance Company of Kentucky.

An act to incorporate the Tennessee and Kentucky Petroleum, Mining, and Manufacturing Company.

An act to incorporate Eureka Oil, Mining, and Manufacturing Company.

An act to amend the charter of the Star Oil, Coal, Mining, and Manufacturing Company, of Carter county.

An act to incorporate Somerset Cemetery Company.

An act to incorporate the Arctic Mining and Manufacturing Company.

An act to amend an act, entitled "An act to amend and reduce into one the several acts in relation to the town of Greenupsburg."

An act to incorporate the Glasgow and Jimtown turnpike road company.

An act to incorporate the Somerset, Buck Creek, and Crab Orchard turnpike road company.

An act to incorporate the Masonic Hall Company of Paducah.

An act to incorporate the Cecropian Society of Kentucky University.

An act to amend the Hope Insurance Company of Louisville.

An act to incorporate the Mountain Oil and Mining Company.

An act to incorporate the Erie Transportation Company.

An act to incorporate the Kentucky Land and Mining Company.

An act to incorporate Swift's Iron and Steel Works.

An act to incorporate the Louisville Commandery No. 1, Knights Templar, of Louisville.

An act to amend the charter of the town of Somerset, Kentucky.

An act to incorporate the Periclean Society of Kentucky University.

An act to amend the criminal laws.

An act for the benefit of Robert Clark & Co.

An act to amend section 9 of an act in relation to the Kentucky Penitentiary, approved March 10th, 1856.

An act for the benefit of Peter Jett.

An act to authorize the Pendleton county court to raise money to build bridges, and to make and repair roads.

An act to amend chapter 48 of the Revised Statutes, title "Idiots and Lunatics."

With amendments to the last two named bills.

The amendment to the last named bill was then taken up, twice read, and concurred in.

And the other was referred to the Committee on County Courts.

A message was received from the House of Representatives, announcing that they had passed bills and adopted resolutions of the following titles, viz:

1. An act to incorporate the Washington County Agricultural Society.

2. An act in relation to the June term of the Franklin circuit court.

3. An act supplemental to an act appropriating money to pay witnesses, contestants, and others, in the contested election cases which have been heard and determined by the House of Representatives during its present session.

4. An act for the benefit of Edmund Curd, of Calloway county.

5. An act to amend the Bank Lick turnpike company.

6. An act to incorporate the Barren River Navigation and Manufacturing Company.

7. An act to amend an act, approved March 15th, 1862, entitled "An act to reduce into one the laws in relation to changes of venue, approved March 5th, 1860, and re-enact the 10th section of the last named act."

8. An act establishing a board of commissioners of taxes and assessments for the city of Louisville.

9. An act incorporating Bridgeport Lodge, No. 44, Independent Order of Odd Fellows.

10. An act to incorporate the town of Jamestown, in Russell county.

11. An act to incorporate the Masonic Temple Company of the city of Maysville.

12. An act to amend the charter of the town of Columbia.

13. An act to incorporate Lovelaceville, in Ballard county.

14. An act to incorporate the Wintersmith Lodge, No. 211, Free and Accepted Masons, in Meade county.

15. An act to incorporate the Louisville Industrial and Commercial Printing Company.

16. An act for the benefit of the town of Bowling Green, Kentucky.

17. An act to amend an act, entitled "An act to amend article 3, of 86th chapter, Revised Statutes," approved September 30th, 1861.

18. An act to repeal an act to change the boundary line of the Poplar Plains election precinct, in Fleming county.

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42. An act to protect the courts of this Commonwealth, and secure the execution of civil process.

43. An act to incorporate the Kentucky Gas-light, Petroleum, and Iron Manufacturing Company.

44. An act for the benefit of the town of Lancaster.

45. An act for the benefit of the clerk of the Daviess circuit court.

46. An act for the benefit of the clerk of the Bath circuit court.

47. An act to incorporate the Kentucky Colonial Company, for the purpose of promoting emigration.

48. An act to amend the charter of the Covington and Taylor's Mill turnpike road company.

Resolution rescinding the tenth joint rule of the two Houses.

Resolution directing the printing of 5,000 copies of the synopsis of the general laws passed at the present session of the General Assembly.

Resolution in regard to meeting of the General Assembly,

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on County Courts; the 2d, 19th, 22d, 23d, 24th, 27th, 28th, 29th, 30th, 31st, 32d, 33d, 34th, and 35th to the Committee on Revised Statutes; the 3d, 9th, 10th, and 11th to the Committee on Finance; the 4th, 5th, 6th, 13th, 16th, 21st, 26th, 38th, and 43d to the Committee on Internal Improvement; the 7th, 8th, 12th, and 20th to the Committee on Education; the 14th, 15th, 17th, 18th, 25th, 36th, 37th, 39th, 40th, 44th, 45th, 46th, 47th, and 48th to the Committee on the Judiciary; the 41st and 42d to the Committee on Privileges and Elections; the resolutions were then taken up, twice read, and concurred in, with an amendment to the last named resolution.

A message was also received from the House of Representatives, announcing that they had concurred in a resolution from the Senate in relation to the penitentiary.

That they had also concurred in an amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act appropriating money.

Mr. Harrison, from the Committee on the Judiciary, to whom had been referred bills from the House of Representatives, entitled

An act to incorporate the Wolf and Otter Creek Oil and Mining Company.

An act to incorporate the Stone Branch Oil Company.

An act to incorporate the Verona Petroleum and Mining Company.

An act for the benefit of express companies.

An act amending an act, entitled "An act to amend the city charter of Louisville, as to judge, marshal, and clerk of the city court of Louisville, and taking bond in certain cases."

An act to incorporate the Kentucky Farmers' Association.

Reported the same without amendment.

Ordered, That the further consideration of said bills be postponed until the adjourned session.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Swigert, from the Committee on Internal Improvement—

An act to amend the charter of the Frankfort, Lexington, and Versailles turnpike road company.

By same—

An act to incorporate the Jefferson and Oldham turnpike road company.

By Mr. Harrison, from the Committee on the Judiciary—

An act to protect courts of this Commonwealth and secure the execution of civil process.

By Mr. Bruner, from the Committee on Revised Statutes—

An act to incorporate the Kentucky Gas-light, Petroleum, and Iron Manufacturing Company.

By same—

An act for the benefit of the town of Lancaster.

By Mr. Swigert, from the Committee on Finance—

An act for the benefit of the clerk of the Daviess circuit court.

By same—

An act for the benefit of the clerk of the Bath circuit court.

With the expression of opinion that said bills ought not to pass.

The question was then taken on ordering said bills to be read a third time, and it was decided in the negative.

So said bills were disagreed to.

Bills from the House of Representatives of the following titles were reported by the several committees to whom they had been referred, viz:

By Mr. Wright, from the Committee on Agriculture and Manufactures—

An act to incorporate the Washington County Agricultural Society.

By Mr. Johnson, from the Committee on Circuit Courts—

An act in relation to the June term of the Franklin circuit court.

By Mr. Swigert, from the Committee on Finance—

An act supplemental to an act appropriating money to pay witnesses, contestants, and others, in the contested election cases which have been heard and determined by the House of Representatives during its present session.

By same—

An act for the benefit of Edward Curd, of Calloway county.

By Mr. Swigert, from the Committee on Internal Improvement—

An act to amend the Bank Lick turnpike company.

By same—

An act to incorporate the Barren River Navigation and Manufacturing Company.

By Mr. Harrison, from the Committee on the Judiciary—

An act to amend an act, approved March 15th, 1862, entitled "An act to reduce into one the laws in relation to changes of venue," approved March 5th, 1860, and re-enact the 10th section of the last named act.

By same—

An act establishing a board of commissioners of taxes and assessments for the city of Louisville.

By same—

An act incorporating Bridgeport Lodge, No. 44, Independent Order of Odd Fellows.

By same—

An act to incorporate the town of Jamestown, in Russell county.

By same—

An act to incorporate the Masonic Temple Company of the city of Maysville.

By same—

An act to amend the charter of the town of Columbia.

By same—

An act to incorporate Lovelaceville, in Ballard county.

By same—

An act to incorporate the Wintersmith Lodge, No. 211, Free and Accepted Masons, in Meade county.

By same—

An act to incorporate the Louisville Industrial and Commercial Printing Company.

By same—

An act for the benefit of the town of Bowling Green, Kentucky.

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By Mr. Swigert, from the Committee on Internal Improvement—

An act to amend an act, entitled "An act to incorporate the Stanford and Mason's Gap turnpike road company," approved January 26th, 1860.

By same—

An act to amend the charter of the Covington and Taylor Mill turnpike road company.

By same—

An act to amend an act, entitled "An act to incorporate the Hustonville and McKinney Station turnpike road company."

By same—

An act to incorporate the Columbus Water-works Company, at Columbus, Kentucky.

By same—

An act to prevent the railroads in this Commonwealth from charging more than the rates allowed by law.

By Mr. J. J. Landram, from the Committee on Military Affairs—

An act to provide for auditing and paying military claims.

By Mr. Bruner, from the Committee on Revised Statutes—

An act to incorporate the Glen Lea Oil, Salt, and Manufacturing Company.

By same—

An act to incorporate the Successful Petroleum, Oil, Coal Mining, and Manufacturing Company.

With amendments to the three last named bills.

Ordered, That said bills, the last three as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Wm. Johnson, from the Committee on Internal Improvement, to whom had been referred a bill, entitled

An act to incorporate the Kentucky Colonial Company, for the purpose of promoting emigration,

Reported the same with an amendment,

Which was concurred in.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Bruner and Dudley, were as follows, viz:

Those who voted in the affirmative, were—

Thomas B. Cochran,	James Harrison,	J. D. Landrum,
A. D. Cosby,	John L. Helm,	Elijah Patrick—7.
Milton J. Cook,		

Those who voted in the negative, were—

John B. Bruner,	T. W. Hammond,	B. W. Stone,
Tho. P. Cardwell,	Wm. Johnson,	Philip Swigert,
F. L. Cleveland,	Henry C. Lilly,	H. Thompson,
Wm. A. Dudley,	John J. Landram,	George Wright—13.
Evan M. Garriott,		

A message was received from the House of Representatives announcing that they had concurred in amendments proposed by the Senate to bills and resolutions from the House of Representatives of the following titles, viz:

An act to incorporate the Covington Insurance and Loan Company.

An act to prevent the spread of the disease called glanders in this Commonwealth.

An act to incorporate the Grayson Springs Rock Oil Company.

An act to incorporate the Harrison Oil and Manufacturing Company.

An act to incorporate the Drake's Creek Oil, Canal, Tubing, and Mining Company.

An act to incorporate the Russell Mining Company.

An act to incorporate the Histrionic Club of Paducah.

An act to incorporate the Laclede Mining Company.

Resolution in regard to the restoration of the writ of habeas corpus in this Commonwealth.

Resolution in regard to military expenditures.

An act to incorporate the Lick Creek and Henderson County Petroleum Company.

An act to incorporate the H. E. Lewis Petroleum and Mining Company.

An act to incorporate the Stonewall Mining Company.

An act to incorporate the Gilpin Mining Company.

An act to incorporate the Benson Oil and Mining Company.

An act to incorporate the Nonpareil Mining Company.

An act to incorporate the Continental Petroleum and Mining Company.

An act to incorporate the Salt River Valley Mining and Manufacturing Company.

An act to incorporate the Photona Oil Company.

An act to incorporate the Portsmouth and Grayson railroad company.

An act to incorporate the Paris Building Association.

An act for the benefit of S. W. Rennick, late sheriff of Hickman county.

An act to amend the charter of the city of Louisville.

An act supplemental to the general appropriation bill.

An act to amend an act, entitled "An act to amend article 3, chapter 86, Revised Statutes," approved September 30th, 1861.

An act amending the laws in relation to roads.

An act to provide for auditing and paying military claims.

An act incorporating the Victoria Mining Company.

An act to incorporate the Merrimac Mining Company.

An act to incorporate the Crescent Mining Company.

An act granting a premium on red and grey foxes, wolves and wildcats, in this State.

Mr. Patrick moved the following resolution, viz:

Resolved, That the thanks of the Sen te are due the reporters of the Louisville, Cincinnati, and other papers, for the faithful and impartial manner in which they have discharged their duties as chroniclers of the proceedings and debates of the Senate.

Which was adopted.

The Senate took up for consideration the amendment proposed by the House of Representatives, to a bill from the Senate, entitled

An act to repeal all laws authorizing the Governor of this Commonwealth to borrow money for military purposes.

And the question being taken upon concurring in said amendment, it was decided in the negative.

The Senate took up for consideration a message from the Governor, which reads as follows, viz:

COMMONWEALTH OF KENTUCKY,
EXECUTIVE DEPARTMENT,
FRANKFORT, February 17, 1866.

Gentlemen of the Senate:

I nominate for your advice and consent the following persons to be notaries public for the counties named, viz:

Isaac R. Greene, Jefferson county.

Martin Bijur, Jefferson county.

John M. Vaughn, Jefferson county.

THOS. E. BRAMLETTE.

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The yeas and nays being required thereon by Messrs. Lilly and Cook, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,
John B. Bruner,
Thos. P. Cardwell,
Thos. B. Cochran,
Milton J. Cook
A. D. Cosby,
Wm. A. Dudley,
Evan M. Garriott,
James Harrison,
John L. Helm,
Henry C. Lilly,
J. D. Landrum,
Elijah Patrick,
John A. Prall,
B. W. Stone,
Philip Swigert,
Harrison Thompson,
W. J. Worthington,
George Wright—19.

Those who voted in the negative, were—

F. L. Cleveland, Wm. Johnson—2.

Mr. Garriott, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act appropriating money.

An act for the benefit of the commissioners of the sinking fund of the Louisville and Nashville railroad company, in Marion county.

An act to amend an act to incorporate Gordonsville, Logan county.

An act for the benefit of the town of Barboursville, in Knox county, and for other purposes.

An act to change the county line between Cumberland and Metcalfe counties.

An act for the benefit of the devisees of Edward Jacobs.

An act to alter and define the boundary of Blue Ball precinct, in Clarke county, and to establish a voting place therein.

An act to repeal an act, entitled "An act to add a portion of the county of Morgan to the county of Wolfe."

An act for the benefit of the Kentucky Institution for the Education and Training of Feeble-minded Children.

An act for the benefit of Asa Gilbert, late sheriff of Clay county.

An act for the benefit of R. T. Vories, late sheriff of Carroll county.

An act for the benefit of A. C. Cox, sheriff of Green county.

An act for the benefit of Wm. G. Jones, late judge of the Muhlenburg county court.

An act for the benefit of T. J. Puryear, sheriff of Graves county.

An act for the benefit of Wm. B. Miller, late sheriff of Hancock county.

An act for the benefit of Abner Lewis, late sheriff of Letcher county.

An act for the benefit of the sureties of W. D. Black, late sheriff of Pulaski county.

An act for the benefit of Wm. Ryan, late sheriff of Calloway county.

An act to locate a State road from Morganfield to Caseyville, in Union county.

An act to authorize the county court of Nicholas to levy a tax to build a bridge across Hinkston creek.

An act to incorporate the Jeffersonville and Hazel Green turnpike road company.

An act to amend an act, entitled "An act to incorporate the Chaplin and Bloomfield turnpike road company."

An act for the benefit of the Springfield and Bardstown turnpike road company.

An act to abolish the December term of the Nicholas circuit court.

An act enabling the Bath county court to increase the county levy.

An act for the benefit of J. S. Wyatt, late sheriff of Montgomery county.

An act to change the boundary line of voting district No. 1, of Pike county.

An act to remove voting precinct No. 11, in Pulaski county.

An act to extend the corporate limits of Campbellsville, Taylor county.

An act to amend the charter of the town of Versailles.

An act to incorporate Centurion Lodge, No. 100, of the Independent Order of Odd Fellows.

An act to incorporate the Paris Hotel Association.

An act to incorporate the Pamphlet and Magazine Society of Louisville.

An act to incorporate the Sisters of the Visitation.

An act to incorporate Cumberland Valley College Company.

An act to incorporate the Princeton Female College.

An act to amend the school laws of Kentucky.

An act for the benefit of the citizens of Tompkinsville.

An act to amend the law in relation to apprentices in Graves county.

An act to amend an act, entitled "An act to regulate the amount of public printing and binding."

An act to incorporate the Butler's Creek and Cumberland River Oil and Mining Company.

An act to incorporate the Otter and Slate Creek Oil and Mining Company.

An act to incorporate the Lexington Illuminating Gas-light Company.

An act to incorporate the Covington and Newport Illuminating Gas-light Company.

An act to incorporate the Louisville Illuminating Gas-light Company.

An act to incorporate the Alvis, Lewis & Co. Petroleum and Mining Company.

An act for the benefit of S. W. Rennick, late sheriff of Hickman county.

An act to incorporate the Beaver Creek and Cumberland River Oil and Mining Company.

An act amending an act to incorporate the Salomon Gas Company, approved January 16, 1866.

An act to amend section 4, of article 3, chapter 86, of the Revised Statutes, authorizing the sale of idiots' and lunatics' real estate for the maintenance of his or her family.

An act to incorporate the Greasy Creek and Cumberland River Oil and Mining Company.

An act to incorporate the Kentucky and Alabama Oil and Mining Company.

An act to incorporate the Covington Insurance and Loan Company.

An act for the benefit of J. W. Williams, of Grant county.

An act to incorporate the Harrison Oil and Manufacturing Company.

An act to incorporate the Lick Creek Henderson County Petroleum Company.

An act to incorporate the H. E. Lewis Petroleum and Mining Company.

An act to incorporate the Drake's Creek Oil, Canal, Tubing, and Mining Company.

An act to amend an act authorizing the Commissioners of the Sinking Fund to contract with State Banks for interest on State deposits.

An act for the benefit of the sheriff of McCracken county.

An act for the benefit of J. H. Swift, late sheriff of Calloway county.

An act to amend the charter of the Mt. Gilead and Steele's Ford turnpike.

An act for the benefit of the Lancaster and Crab Orchard turnpike road company.

An act for the benefit of John Lusk, of Letcher county.

An act to change the name of the Maysville, Washington, Paris, and Lexington turnpike road company.

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A message was received from the Governor by Mr. VanWinkle, Secretary of State, announcing that he had approved and signed enrolled bills from the Senate of the following titles, viz:

An act to incorporate the Merchants' and Manufacturing Insurance Company.

An act to incorporate the town of London, in Laurel county.

An act for the benefit of certain common school districts.

An act to amend and reduce into one the several acts in relation to the town of Greenupsburg.

An act to incorporate Lewisport Academy, in Hancock county.

An act to incorporate the Hancock County Agricultural Society.

An act to amend the charter of the Union turnpike road company.

An act to incorporate the town of Mt. Vernon, Rockcastle county.

An act for the benefit of Fayette county.

An act to amend article 1, chapter 64, Revised Statutes, title "Master and Apprentice."

An act to incorporate the Southwestern Industrial Association.

An act to incorporate the Louisville and Ferry railroad company.

An act to incorporate the city of Owensboro, in Daviess county.

An act to incorporate the Reynolds Mining and Manufacturing Company.

An act to incorporate Hunter's Mill Mining and Manufacturing Company.

An act to incorporate the Louisville and Henderson People's Line Packet Company.

An act to incorporate the Grayson Springs Rock Oil Company.

An act providing for appeals from the judgment of State courts, transferring causes to the courts of the United States.

An act to amend an act to incorporate the Salt Lick Bridge Company.

And then the Senate adjourned until 7 o'clock.

The Speaker laid before the Senate the report of the commissioners to superintend the erection of the new buildings in the Kentucky Penitentiary.

Which was received and ordered to be printed.

[*For report—See Legislative Document No.* 37.]

The Speaker laid before the Senate the petition of sundry citizens of Montgomery county, praying that the seat of Hon. Henry Clay Lilly, the sitting Senator from the 35th senatorial district, be vacated, and a new election ordered,

Which petition was received.

Mr. Helm moved that the further consideration thereof be postponed until the adjourned session.

Mr. Cook then moved the following resolution, viz:

Resolved, That in connection with the motion made to postpone the further consideration of the petition of sundry citizens of the county of Montgomery in relation to the right of H. C. Lilly to a seat on the floor of the Senate, that when said petition is taken up for action, an inquiry be made as to the right of any and all the Senators now elected to a seat on the floor of the Senate.

Which was adopted.

Ordered, That said petition and resolution be referred to the Committee on Privileges and Elections, and that the further consideration of the same be postponed until the adjourned session.

Mr. Lilly, from the Committee on Finance, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of Joseph L. McCarty, late sheriff of Whitley county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Lilly, from the Committee on Internal Improvement, to whom was referred a bill from the House of Representatives, entitled

An act to revive and amend an act, entitled "An act to incorporate the Stanford, Hamilton's Ford, and Lancaster turnpike road company," approved March 2d, 1860,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration the amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to amend chapter 48 of the Revised Statutes, title "Idiots and Lunatics.

And the question being taken on concurring in said amendment, it was decided in the affirmative.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act supplemental to the general appropriation act.

Which bill was read the first time, and ordered to be read a second time,

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had concurred in the amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act to incorporate the Successful Petroleum, Oil, Coal, Mining, and Manufacturing Company.

Also, a message from the House, announcing that they had concurred in an amendment proposed by the Senate to a resolution concerning General Fisk.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to regulate coffee-houses in this Commonwealth.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had passed a bill from the Senate, entitled

An act for the benefit of R. T. Barnes, administrator of John W. Emmert, deceased, late clerk of the Pike county court.

Mr. Wm. Johnson moved to reconsider the vote by which the Senate disagreed to the passage of a bill from the House of Representatives, entitled

An act to incorporate the Kentucky Colonial Company, for the purpose of promoting emigration.

And the queston being taken thereon, it was decided in the affirmative.

The question was then taken on reconsidering the vote by which the third reading of said bill was dispensed with,

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An act to change the voting place in election district No. 2, in Greenup county.

An act to provide for auditing and paying military claims.

An act granting a premium on red and grey foxes, wolves and wildcats, in this State.

An act to repeal an act, entitled "An act to amend the charter of Cynthiana," approved February 9th, 1864.

An act to regulate the sale of spirituous liquors in the town of Mackville, in Washington county.

An act for the benefit of examining courts of this Commonwealth.

An act for the benefit of John Hale, of Morgan county.

An act declaring the Mercer Banner a public authorized newspaper.

An act amending section 3, article 1, of chapter 38, Revised Statutes.

An act amending the law providing for special judges to hold county courts.

An act for the benefit of the personal representatives of Rankin R. Revill.

An act to revive and re-enact the act to incorporate the town of Stamping Ground, in Scott county.

An act to incorporate Ghent Lodge, No. 344, of Free and Accepted Masons.

An act to incorporate the Russell Mining Company.

An act to incorporate the Merrimac Mining Company.

An act to incorporate the Crescent Mining Company.

An act to incorporate the Stonewall Mining Company.

An act to incorporate the Nonpareil Mining Company.

An act to incorporate the Stanford Woolen Factory.

An act to incorporate the Benson Oil and Mining Company.

An act to incorporate the Continental Petroleum and Mining Company.

An act to incorporate the Salt River Valley Mining and Manufacturing Company.

An act to incorporate the Photona Oil Company.

An act to incorporate the Kentucky State Pomological and Horticultural Society.

An act further to amend the act, entitled "An act to amend article 3, of chapter 86, Revised Statutes," approved September 30, 1861.

An act to incorporate the Bowling Green Insurance Company.

An act to incorporate the Salem College Company in Meade county.

An act to incorporate the Portsmouth and Grayson railroad company.

An act for the benefit of G. W. R
county.

An act for the benefit of Theodor
ingston county.

An act to incorporate the Union M

An act to incorporate the Mt. Zior

An act to amend an act, entitled
of Bowling Green."

An act to preserve the evidence of

An act for the benefit of Samuel
Hancock county.

An act authorizing the judge of t
a treasurer for said county.

An act to incorporate the Histrion

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Resolution in regard to military e

Resolution in regard to the restora
in this Commonwealth.

Resolution in regard to meeting o

And a bill which originated in the

An act for the benefit of Peter Jet

And had found the same truly en

Said bills having been signed by t
sentatives, the Speaker of the Sen
and they were delivered to the com
ernor for his approval and signature

After a short time, Mr. Garriott
performed that duty.

And then the Senate adjourned.

MONDAY, FEBRUARY 19, 1866.

The Senate took up for consideration the amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to authorize the Pendleton county court to build bridges and make repairs to roads,

Which was twice read and concurred in.

Mr. Cleveland moved to reconsider the vote by which the Senate had disagreed to a bill from the House of Representatives, entitled

An act for the benefit of the clerk of the Bath circuit court.

Motion not acted on; lies over.

The Senate took up for consideration a bill from the House of Representatives, what had been withdrawn from the House, and its passage in the Senate reconsidered, entitled

An act to fix the time of holding circuit courts in the 4th judicial district.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

Mr. Garriott, from the Committee on Enrollments, reported that the committee had examined enrolled bills and resolutions, which originated in the House of Represntatives, of the following titles, viz:

An act to amend an act, approved March 18th, 1862, entitled "An act to reduce into one the laws in relation to changes of venue, approved March 5th, 1860, and re-enact the 10th section of the last named act."

An act for the benefit of the citizens of Monroe county.

An act to incorporate the Kentucky Colonial Company, for the purpose of promoting emigration.

An act to amend section 4, article 2, chapter 83, of the Revised Statutes.

An act amending the laws in relation to roads.

An act for the benefit of Lucy Smith, of Rockcastle county.

An act for the benefit of H. G. Black, of Ballard county.

An act for the benefit of W. R. Bradley.

An act to incorporate the Aaron's Run and Sideview turnpike road company.

An act to incorporate the Dry Run and Lytle's Fork turnpike road company, in Scott county.

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An act to amend an act, entitled "An act to incorporate the Stanford and Mason's Gap turnpike road company," approved January 26, 1862.

An act to amend the Bank Lick turnpike company.

An act to incorporate the Barren River Navigation and Manufacturing Company.

An act for the benefit of school district No. 30, in Clinton county.

An act to regulate the duties of the common school commissioner of Whitley county.

An act to incorporate the Washington County Agricultural Society.

An act for the benefit of John A. Turner, jr., late clerk of the Bath circuit court.

An act to regulate coffee-houses in this Commonwealth.

An act authorizing the sale of the Old Pond Meeting-house lot, in Simpson county.

An act for the benefit of the town of Franklin, Simpson county.

An act for the benefit of Scott and Harrison counties.

An act supplemental to an act appropriating money to pay witnesses, contestants, and others, in the contested election cases which have been heard and determined by the House of Representatives during its present session.

An act establishing a board of commissioners of taxes and assessments for the city of Louisville.

An act to incorporate Warren College.

An act to amend the charter of the Covington and Taylor Mill turnpike road company.

An act incorporating Bridgeport Lodge, No. 44, I. O. O. F.

An act to incorporate the town of Jamestown, in Russell county.

An act to incorporate the Columbus Water-works Company, at Columbus, Kentucky.

An act to incorporate the Masonic Temple Company of the city of Maysville.

An act to incorporate Westport Lodge, No. 165, of Free and Accepted Masons.

An act to incorporate Clifton College, in Union county.

An act to amend an act, entitled "An act to incorporate the Hustonville and McKinney Station turnpike road company."

An act to amend the charter of the town of Columbia.

An act to incorporate Lovelaceville, in Ballard county.

An act to incorporate the town of Loretto, in Marion county.

An act in relation to the duties of county court clerks.

An act concerning Allen County Seminary.

An act, entitled "An act to amend an act to fix the time of holding circuit courts in the 11th judicial district."

An act to incorporate the Judy's Mill and North Middleton turnpike road company.

An act to incorporate the Taylorsville and Snyder's turnpike road company.

An act to regulate the inspection and sales of tobacco in the town of Lebanon.

An act for the benefit of B. F. Jameson, sheriff of Hart county.

An act for the benefit of James A. Ward, late sheriff of Johnson county.

An act to amend the statute of limitations.

An act to further define the duties of assessors.

An act supplementary to an act for the benefit of J. W. Cardwell.

An act to amend an act, entitled "An act to incorporate the Falls City Bank at Louisville," approved January 21st, 1865.

An act for the benefit of B. F. Shepherd.

An act for the benefit of Wm. Harvey, administrator of John Crawford, deceased.

An act for the benefit of the county of Fleming.

An act for the benefit of the personal representatives of Jas. Trimble, deceased, late clerk of the Floyd circuit and county courts.

An act to incorporate the Louisville Fruit House Company.

An act for the benefit of the public schools and academy of Newport, Kentucky.

An act to amend chapter 48 of the Revised Statutes, title "Idiots and Lunatics."

An act for the benefit of R. T. Barnes, administrator of J. W. Emmert, deceased, late clerk of the Pike county court.

An act to repeal all laws anthorizing the Governor of this Commonwealth to borrow money for military purposes.

An act to charter the Paris, Mt. Sterling, Virginia, and East Tennesee railroad company.

An act to incorporate the Cumberland River and Wolfe Creek Oil Company.

An act to incorporate the Eureka Oil, Mining, and Manufacturing Company.

An act to incorporate the Lebanon and Burksville railroad company.

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An act to amend section 8, article 7, chapter 32, title "Elections," of the Revised Statutes.

An act to amend the law of limitations in certain cases.

An act declaring Salt Lick creek a navigable stream.

An act for the benefit of Oldham county.

An act for the benefit of the administrator of Thos. H. Barnes, deceased, late clerk of the Marion county court.

An act to authorize the county courts of Shelby and Henderson counties to make appropriations to pay guards.

An act to furnish certain justices of the peace in Barren, Pulaski, and Bracken counties with public books.

An act to amend an act, entitled "An act to amend and reduce into one the several acts in relation to the town of Greenupsburg."

An act to incorporate Cecropian Society of Kentucky University.

An act to amend the charter of the town of Somerset, Kentucky.

An act to incorporate Louisville Commandery No. 1, Knights Templar, of Louisville, Kentucky.

An act for the benefit of Robert Clark & Co.

An act to amend section 9 of an act in relation to the Kentucky penitentiary, approved 10th March, 1856.

An act to amend an act, entitled "An act to incorporate the Columbia Oil Company."

An act to incorporate the Mountain Oil and Mining Company.

An act to amend the vagrant laws.

An act to incorporate the Lawrenceburg Ferry and Bullittsburg turnpike road company.

An act to incorporate the Crescent Oil Company.

An act to amend the charter of the town of Newcastle.

An act to incorporate the City Bank of Columbus, Kentucky.

An act to incorporate the Concordia Club.

An act to amend the charter of the city of Louisville.

Resolution concerning the penitentiary.

Resolution in regard to sale of old material of Secretary's office, &c.

Resolution directing the printing of 5,000 copies of the synopsis of the general laws passed at the present session of the General Assembly.

Resolution rescinding the tenth joint rule of the two Houses.

Resolution concerning the charges against General Fisk.

Resolution in regard to daily papers distributed to members of the General Assembly.

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Garriott reported that the committee had performed that duty.

A message was received from the Governor by Mr. VanWinkle, Secretary of State, announcing that the Governor had approved and signed enrolled bills and resolutions, which originated in the Senate, of the following titles, viz:

An act to incorporate the Capital Mutual life Insurance Company.

An act to amend the criminal laws.

An act to amend chapter 84, article 1, section 39, Revised Statutes.

An act in relation to the duties of county court clerks.

An act to regulate the inspection and sale of tobacco in the town of Lebanon.

An act to amend the law of limitation in certain actions.

An act to amend section 8, article 7, chapter 32, title "Elections," of the Revised Statutes.

An act to amend chapter 36, article 15, section 2, of Revised Statutes.

An act to further define the duties of assessors.

An act to amend the statute of limitations.

An act to amend chapter 48 of the Revised Statutes, title "Idiots and Lunatics."

An act to incorporate the Mountain Oil and Mining Company.

An act to incorporate the Travelers' Accident Insurance and Investment Company, of Louisville.

An act to incorporate the Cumberland River and Wolf Creek Oil Company.

An act to incorporate the Lebanon and Burksville railroad company.

An act to incorporate the Eureka Oil, Mining, and Manufacturing Company.

An act to incorporate the Glasgow and Jimtown turnpike road company.

An act to incorporate the Erie Transportation Company.

An act to incorporate Swift's Iron and Steel Works.

An act to incorporate the Masonic Hall Company, in Paducah.

An act for the benefit of James A. Hamilton, sheriff of Breckinridge county.

An act to incorporate Periclean Society of Kentucky University.

county.

An act to incorporate the Kentucky Land and Mining Company.

An act to incorporate the Kirkland Farm Oil, Mining, and Manufacturing Company.

An act to incorporate the Tennessee and Kentucky Petroleum, Mining, and Manufacturing Company.

An act for the benefit of R. T. Barnes, administrator of J. W. Emmert, deceased, late clerk of the Pike county court.

An act for the benefit of the public schools and academy of Newport, Kentucky.

An act to incorporate the Louisville Fruit House Company.

An act for the benefit of B. G. Shepherd.

An act for the benefit of Wm. Harvey, administrator of John Crawford, deceased.

An act for the benefit of the county of Fleming.

An act for the benefit of the personal representatives of James Trimble, deceased, late clerk of the Floyd circuit and county courts.

An act for the benefit of B. F. Jameson, sheriff of Hart county.

An act for the benefit of James A. Ward, late sheriff of Johnson county.

An act to amend an act, entitled "An act to incorporate the Falls City Bank at Louisville," approved January 21st, 1865.

An act to incorporate the Taylorsville and Snyder's turnpike road company.

An act for the benefit of school districts Nos. 47 and 22, in Nelson county.

An act to incorporate the Kentucky Oil Refining Company.

An act concerning Allen County Seminary.

An act to incorporate Judy's Mill and North Middletown turnpike road company.

An act for the benefit of Chas. J. Howse.

An act concerning the last will and testament of Joseph Williams, a free man of color.

An act to incorporate Germantown College, at Germantown, Kentucky.

An act, entitled "An act to amend an act to fix the time of holding circuit courts in the 11th judicial district."

An act to amend an act, approved February 27, 1856, for the benefit of the Harrison circuit court clerk.

An act concerning the Southern Bank of Kentucky.

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An act to alter and define the boundary of Blue Ball precinct, in Clarke county, and to establish a voting place therein.

An act enabling the Bath county court to increase the county levy.

An act to abolish the December term of the Nicholas circuit court.

An act for the benefit of the sureties of W. D. Black, late sheriff of Pulaski county.

An act to amend an act, entitled "An act to incorporate the Chaplin and Bloomfield turnpike road company."

An act to remove voting precinct No. 11, in Pulaski county.

An act to change the boundary line of voting district No. 1, of Pike county.

An act for the benefit of the citizens of Tompkinsville.

An act appropriating money.

An act for the benefit of Asa Gilbert, late sheriff of Clay county.

An act for the benefit of J. S. Wyatt, late sheriff of Montgomery county.

An act for the benefit of R. T. Vories, late sheriff of Carroll county.

An act to incorporate Cumberland Valley College Company.

An act to extend the corporate limits of Campbellsville, Taylor county.

An act for the benefit of Abner Lewis, late sheriff of Letcher county.

An act to incorporate Centurion Lodge, No. 100, of the Independent Order of Odd Fellows.

An act for the benefit of the commissioners of the sinking fund of the Louisville and Nashville railroad company, in Marion county.

An act to change the county line between Cumberland and Metcalfe counties.

An act to incorporate the Princeton Female College.

An act for the benefit of the Springfield and Bardstown turnpike road company.

An act to authorize the county court of Nicholas to levy a tax to build a bridge across Hinkston creek.

An act to amend the law in relation to apprentices in Graves county.

An act to incorporate the Butler's Creek and Cumberland River Oil and Mining Company.

An act to incorporate the Beaver Creek and Cumberland River Oil and Mining Company.

An act to incorporate the Otter and Slate Creek Oil and Mining Company.

An act to incorporate the Louisville Illuminating Gas-light Company.

An act to incorporate the Alvis, Lewis & Co. Petroleum and Mining Company.

An act to incorporate the Danville and McMinnville railroad company.

An act to amend an act, entitled "An act to regulate the amount of public printing and binding."

An act to incorporate the Lexington Illuminating Gas-light Company.

An act amending an act to incorporate the Salomon Gas Company, approved January 16, 1806.

An act for the benefit of S. W. Rennick, late sheriff of Hickman county.

An act to incorporate the Covington and Newport Illuminating Gas-light Company.

An act for the benefit of J. W. Williams, of Grant county.

An act to amend section 4, of article 3, chapter 86, of the Revised Statutes.

An act to incorporate the Kentucky and Alabama Oil and Mining Company.

An act to incorporate the Greasy Creek and Cumberland River Oil and Mining Company.

An act to incorporate the Drake's Creek Oil, Canal, Tubing, and Mining Company.

An act to incorporate the H. E. Lewis Petroleum and Mining Company.

An act to incorporate the Covington Insurance and Loan Company.

An act to incorporate the Lick Creek Henderson County Petroleum Company.

An act to incorporate the Harrison Oil and Manufacturing Company.

An act for the benefit of John Lusk, of Letcher county.

An act to extend the corporate limits of Williamstown.

An act to amend the charter of the Mayslick Male and Female Academy.

An act to incorporate the Southern Bank of Bowling Green, Kentucky.

An act authorizing the sale of the Maysville and Big Sandy railroad and providing for the organization of a new company.

An act to amend an act authorizing the Commissioners of the Sinking Fund to contract with State Banks for interest on State deposits.

An act regulating wharf and warehouse rates in Henry county.

An act to amend the charter of the Mt. Gilead and Steele's Ford turnpike.

An act for the benefit of the Lancaster and Crab Orchard turnpike road company.

An act authorizing the trustees of Dover to close and dispose of certain streets in said town.

An act to amend the charter of the city of Maysville.

An act to change the name of the Maysville, Washington, Paris, and Lexington turnpike road company.

An act for the benefit of J. H. Swift, late sheriff of Calloway county.

An act for the benefit of the sheriff of McCracken county.

Resolution in relation to printing the Adjutant General's report.

An act to incorporate the Nonpareil Mining Company.

An act to incorporate the Continental Petroleum and Mining Company.

An act to incorporate the Russell Mining Company.

An act to revive and re-enact the act to incorporate the town of Stamping Ground, in Scott county.

An act to amend an act, entitled "An act to incorporate the Bank of Bowling Green."

An act declaring the Mercer Banner a public authorized newspaper.

An act to regulate the sale of spirituous liquors in the town of Mackville, in Washington county.

An act for the benefit of Thos. J. Jolly, late sheriff of Breckinridge county.

An act to provide for auditing and paying military claims.

An act for the benefit of the personal representatives of Rankin R. Revill.

An act amending section 3, article 1, of chapter 38, Revised Statutes.

An act for the benefit of John Hale, of Morgan county.

An act to change the line between voting districts No. 1 and No. 4, in Adair county.

An act to authorize Wm. Thomas to build a mill dam across Licking river, at the mouth of Panther creek, Nicholas county.

An act to change the voting place in election district No. 2, in Greenup county.

An act for the benefit of examining courts of this Commonwealth.

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An act to defer the collection of the revenue tax in Clinton county for the years 1862, 1863, and 1864, to the year 1868.

An act for the benefit of Jeff. S. Wood, late sheriff of Clinton county.

An act to revive and re-enact an act to incorporate the Ford's Mill turnpike road company.

An act for the benefit of the town of Bowling Green, Kentucky.

An act to incorporate the Glen Lea Petroleum, Oil, Salt, and Manufacturing Company.

An act to amend and reduce into one the several acts in relation to the town of Shelbyville.

An act for the benefit of school district No. 30, in Clinton county.

An act authorizing the judge of the Boyd county court to appoint a treasurer for said county.

An act to preserve the evidence of claims for slave property.

An act to incorporate the Union Mills turnpike company.

An act to incorporate the Mt. Zion turnpike road company.

An act to incorporate the Stonewall Mining Company.

An act to incorporate the Bowling Green Insurance Company.

An act to incorporate the Benson Oil and Mining Company.

An act to incorporate the Crescent Mining Company.

An act granting a premium on red and grey foxes, wolves and wildcats, in this State.

An act to incorporate the Salem College Company in Meade county.

An act to incorporate the Free German English School Society of Paducah.

An act to incorporate the Stanford Woolen Factory.

An act to incorporate the Salt River Valley Mining and Manufacturing Company.

An act for the benefit of Peter Jett.

An act to incorporate the Concordia Club.

An act to amend the vagrant laws.

An act to amend the charter of the town of Newcastle.

An act to incorporate the Lawrenceburg Ferry and Bullittsburg turnpike road company.

An act to incorporate the City Bank of Columbus, Kentucky.

An act in relation to roads and passways.

An act to incorporate the Metcalfe County Central Oil and Mining Company.

An act further to amend the act, entitled "An act to amend article 3, of chapter 86, Revised Statutes," approved September 30, 1861.

An act amending the law providing for special judges to hold county courts.

An act to create an additional voting place in Harlan county.

An act to incorporate the Louisville and Memphis People's Line Packet Company.

An act to incorporate Ghent Lodge, No. 344, of Free and Accepted Masons.

An act for the benefit of Theodore Thompson, late sheriff of Livingston county.

An act to incorporate the Merrimac Mining Company.

An act to incorporate the Paris Building Association.

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An act to incorporate the Gilpin Mining Company.

An act to incorporate the Portsmouth and Grayson railroad company.

An act to incorporate the Histrionic Club of Paducah.

An act to incorporate the Laclede Mining Company.

An act to incorporate the Kentucky State Pomological and Horticultural Society.

An act to incorporate Clifton College, in Union county.

An act to incorporate the Columbus Water-works Company, at Columbus, Kentucky.

An act to authorize the trustees of the town of Carlisle, Nicholas county, to grant coffee-house license.

An act to incorporate the Successful Petroleum, Oil, Coal Mining, and Manufacturing Company.

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An act to incorporate the Victoria Mining Company.

An act for the benefit of Montgomery county.

An act to revive and amend an act, entitled "An act to incorporate the Stanford, Hamilton's Ford, and Lancaster turnpike road company," approved March 2, 1860.

An act to incorporate the Dry Run and Lytle's Fork turnpike road company, in Scott county.

An act to incorporate the Louisville Industrial and Commercial Printing Company.

An act to incorporate the Crab Orchard and Chapell's Gap turnpike road company.

An act to incorporate the Calloway County Steam Mill Company.

An act to incorporate the Maysville and Mason County Cemetery Company.

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An act to incorporate the Westport Lodge, No. 165, of Free and Accepted Masons.

An act to incorporate the Masonic Temple Company of the city of Maysville.

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had any further communication to make, as t
had completed their legislative business.

Mr. Bruner moved that a similar committe
Senate to perform the like duties.

Whereupon, Messrs. Bruner and Cook were a
tee.

After a short time, Mr. Bruner reported that
formed the duty assigned them, and that the C
committee to inform the General Assembly t
communication to make.

Mr. Helm moved that the Senate do now ad
of January next.

And the question being taken thereon, it wa
ative.

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