BEGUN AND HELD IN THE TOWN OF FRANKFORT, ON WEDNESDAY THE
THIRTY-FIRST DAY OF DECEMBER, IN THE YEAR OF OUR LORD
1834, AND OF THE COMMONWEALTH THE FORTY-THIRD.

FRANKFORT:
ALBERT G. HODGES, PRINTER FOR THE STATE.

1834.
At a General Assembly, begun and held for the Commonwealth of Kentucky, at the Capitol, in the town of Frankfort, on Wednesday, the 31st day of December, in the year of our Lord, 1834, and in the 43rd year of the Commonwealth.

On which day, (being that appointed by law for the meeting of the General Assembly) the following members of the House of Representatives appeared, viz:

From the county of Allen, George W. Mansfield; from the county of Anderson, John G. Jordon; from the county of Bourbon, Garret Davis and Robert Matson; from the county of Breckinridge, William C. Marshall; from the county of Bullitt John H. Myers; from the county of Bath, James Sudduth; from the county of Barren, James Murrell and Franklin Gorin; from the counties of Breckinridge and Hancock, William Sterrett; from the counties of Butler and Edmondson, John M. Austin; from the county of Boone, John P. Gaines; from the county of Campbell, John Thomas; from the county of Caldwell, Jesse Stevens; from the county of Cumberland, Francis H. Winfrey; from the county of Christian, William Morrow; from the county of Clark, Samuel Hanson and John E. Ryan; from the counties of Calloway and McCracken, John L. Murray; from the county of Casey, James T. Walker; from the county of Daviess, William T. Sharp; from the counties of Estill and Perry, Ansil Daniel; from the county of Fleming, Landaff W. Andrews and William W. Blair; from the county of Franklin, Jameson Samuel; from the county of Fayette, Garyan R. Tompkins, John R. Dunlap and Aaron K. Woolley; from the counties of Floyd and Pike, Henry C. Harris; from the county of Garrard, John Faulkner; from the county of Green, Benjamin G. Burks and Alfred Anderson; from the county of Greenup, John Hollingsworth; from the county of Gallatin, Philip O. Turpin; from the counties of Graves and Hickman, Robert N. Lewis; from the counties of Grant and Pendleton, William H. N. Drake; from the county of Grayson, Charles Worsham; from the county of Harrison, John O. Beanman and John Trimble; from the county of Hardin, John L. Helm and William Conway; from the county of Hart, Valentine Garvin; from the county of Hopkins, Iredell Hart; from the county of
Henry, William J. Graves and William O'Bannon; from the county of Jefferson, Warrick Miller and James Pomeroy; from the city of Louisville, Walker Alsop and Samuel M. Brown; from the county of Jessamine, James W. S. Mitchell; from the counties of Knox and Whitley, John C. Wilson; from the counties of Lawrence and Morgan, James P. Kendall; from the county of Lincoln, Winford G. Bailey and William Hunsford; from the county of Lewis, Charles C. Marshall; from the county of Logan, James B. Walker and John Grubbs; from the county of Mason, William G. Bullock, John Triplett and Richard Collins; from the county of Monroe, James Thomas; from the county of Mercer, Dred Bowling; from the county of Madison, Charles J. Walker and Daniel Breck; from the county of Montgomery, Joseph Harrow and Hugh Dugan; from the county of Muhlenburg, John S. Eaves; from the county of Nelson, Charles A. Wickliffe and Jonathan Simpson; from the county of Nicholas, Thomas M. Chevis; from the county of Oldham, Robert O'Brian; from the county of Ohio, Dilis Dyer; from the county of Owen, Benjamin Haydon; from the county of Russell, Nathan McClure; from the county of Shelby, James Ford and James C. Spriigg; from the county of Scott, William Johnson and Job Stevenson; from the county of Simpson, Joel Hudspeth; from the county of Spencer, Elisha W. Estes; from the county of Todd, Francis M. Bristow; from the county of Trigg, Isaac Burnett; from the county of Union, John S. Leewright; from the county of Warren, James Hines and Euclid M. Covington; from the county of Woodford, William Agan; from the counties of Washington and Marion, Robert C. Palmer, Frederick W. Trapnall and James Dever; from the county of Wayne, Sherrod Williams.

Who, constituting a quorum, and having severally taken the oaths prescribed by the constitution of the United States, and the constitution and laws of this State, repaired to their seats.

Mr. Richard Miles, from the county of Livingston appeared and claimed his seat as a member from said county, under the following certificate of election, viz:

November 17th, 1834.

Whereas, there was no election in the county of Livingston, on the first Monday in August last, as the law directs, for the election of a suitable person to represent said county, in the next Legislature of the State of Kentucky, there being no sheriff in said county, at the time said election should have been; neither was there any sheriff or county court at the time that judges should have been appointed to attend at said election. Therefore, be it known to all whom these presents shall come, that at an election held on the 2nd Monday in this month, (November) pursuant to a writ of election from the acting Governor of this State, for the election of a
suitable person to represent the second Senatorial District, in the Legislature of said State; that a poll was also opened at the court house, in the said county of Livingston, and at all other places fixed by law for holding elections, except one; and then and there the qualified voters of my said county of Livingston, caused to be made chosen, Richard Miles, Esq. of my said county, viz: to represent the same in the General Assembly.

Given under my hand the day and date as above.

Jesse Padon,  
Sheriff Livingston County.

Mr. Murray thereupon moved the following resolution:

Resolved by the House of Representatives of the Commonwealth of Kentucky, That Richard Miles, the member returned from Livingston county, as appeared by the return of the Sheriff's certificate of said county, be permitted to qualify and take his seat as a regularly elected and returned member of this House.

Which being twice read, was laid on the table.

Mr. Gorin nominated Mr. Daniel Breck as a proper person to fill the office of Speaker, during the present session; Mr. Alsop nominated Mr. John L. Helm, and Mr. Covington nominated Mr. Charles A. Wickliffe; and upon taking a vote it stood thus:


No one in nomination having obtained a majority of all the votes given, the House proceeded to a second vote, which stood thus:


No one on nomination having obtained a majority of all the votes given, the House proceeded to a third vote, which stood thus:


No one in nomination having obtained a majority of all the votes given, the House proceeded to a fourth vote, which stood thus:


For Mr. Charles A. Wickliffe—Messrs. Austin, Bristow, Burks, Covington, Davis, Dyer, Eaves, Estis, Ford, Graves, Grubbs, Hollingsworth, McClure, C. C. Marshall, Matson, Miller, Mitchell, Morrow,
Mr. Chapman Dahoney, the member returned to serve in this House, from the county of Adair, appeared, produced a certificate of his election and of his having taken the several oaths required by the constitution and laws of this Commonwealth, and took his seat.

No one in nomination having obtained a majority of all the votes given, the House proceeded to a fifth vote, which stood thus:


No one in nomination having obtained a majority of all the votes given, the House proceeded to a sixth vote, which stood thus:


No one on nomination having obtained a majority of all the votes
given, the House proceeded to a seventh vote, which stood thus:

For Mr. Daniel Brack—Messrs. Agun, Andrews, Bailey, Beaseman,
Blair, Bowling, Brown, Bullock, Burnett, Daniel, Dunlap, Faulk
nor, Gaines, Goren, Hansford, Hanson, Harris, Harrow, Hines, Kend
dall, W. C. Marshall, Ryon, Samuel, John Thomas, Tompkins, Triplett,

For Mr. John L. Helms—Messrs. Anderson, Bristow, Chevis, Collins,
Conway, Dever, Doehoney, Garvin, Hart, Hayden, Hudspeth,
Johnson, Jordan, Leeswright, Lewis, Mansfield, Murray, Palmer, Stevens,

For Mr. Charles A. Wickliffe—Messrs. Alcop, Austin, Burke,
Covington, Davis, Dyer, Eaves, Estis, Ford, Graves, Grubbs, Hollingsworth,
McClure, C. C. Marshall, Matson, Miller, Mitchell, Morrow,
Murrell, Myers, O'Bannon, O'Brien, Pomeroy, Simpson, Spigg, Sterrett,

No one on nomination having yet received a majority of all the
votes present,
On motion made and seconded,
The House then adjourned.

THURSDAY, JANUARY 1, 1835.

The House met pursuant to adjournment.

Mr. James Farmer, a member returned to serve in this House,
from the counties of Clay and Harlan; and Mr. Jefferson Phelps,
a member returned to serve in this House, from the county of
Campbell, appeared, produced certificates of their election, and
having severally taken the oaths prescribed by the constitution of
the United States and the constitution and laws of this State, took
their seats.

The House then proceeded to the election of a Speaker, be
tween those remaining on nomination at the adjournment on yester
day, when the vote stood thus:

For Mr. Daniel Brack—Messrs. Agun, Andrews, Bailey, Blair,
Bowling, Brown, Bullock, Burnett, Daniel, Dugan, Drake, Dunlap, Farmer,
No one yet having obtained a majority of all the votes given, the House proceeded to take another vote, which stood thus:


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No one yet having obtained a majority of all the votes given, the House proceeded to take another vote, which stood thus:


No one having received a majority of all the votes given, another vote was taken, which stood thus:

Mr. Bell, a member returned to serve in this House, from the county of Henderson; and Mr. Daniel S. Richardson, a member returned from the county of Meade, appeared, produced their certificates of election, and having severally taken the oaths prescribed by the constitution of the United States and the constitution and laws of this State, took their seats.

No one on nomination having obtained a majority of all the votes given, the House then proceeded to take another vote, which stood thus:


Mr. Bell then moved the following resolution:

Resolved, That in the future balloting for Speaker, the members of this House shall be at liberty to vote for any member thereof, without regard to any nomination that has been made, or may hereafter be made; and that on each trial, the gentleman receiving...
The House then proceeded to take another vote in pursuance of said resolution, which stood thus:


No one having received a majority of all the votes given, Mr. Phelps was dropped, (according to the resolution adopted) and another vote taken between those on nomination, which stood thus:


No one having received a majority of all the votes given, and Mr. Helm being dropped, the House proceeded to take another vote between those remaining on nomination, which stood thus:


A majority of all the votes given, appearing in favor of Mr. Charles A. Wickliffe, he was thereupon declared duly elected and conducted to the Chair—from whence he returned thanks for the honor conferred, and recommended the observance and preservation of good order and decorum.

Mr. Robert S. Todd was unanimously elected Clerk; Mr. Joseph Gray, Sergeant at Arms, and Mr. William B. Holeman, Doorkeeper.

Mr. Gorin offered the following resolution, which being twice read, was adopted:

Resolved, That Thornton A. Mills, the reporter of the Commonwealth, and John C. Mullan, reporter of the Observer and Reporter, be permitted to take seats within the bar of this house.

And then the House adjourned.

FRIDAY, JANUARY 2, 1835.

On motion,

Ordered, That the rules of the last, be adopted as those of the present Session: and that the Public Printer forthwith print 150 copies thereof, for the use of the members of this House.

Ordered, That a message be sent to the Senate, informing them that this House having met, formed a quorum, and elected its officers, is now ready to proceed to legislative business; and that Mr. Stevenson carry the said message.

A message from the Senate by Mr. Murrell:
Mr. Speaker—I am directed by the Senate to inform this House, that the Senate having met, formed a quorum, and elected their officers, are now ready to proceed to legislative business; they have also appointed a committee of three on their part, to act in conjunction with a committee on the part of this House to wait on the acting Governor, and inform him that the General Assembly have convened, and are now ready to receive such communication (by way of message) as he may think proper to make: and then he withdrew.

Whereupon, Messrs. Stevenson, Hines, Graves, Helm, Burnett and Sudduth, were appointed a committee on the part of this House.

Ordered, That Mr. Stevenson inform the Senate thereof.

The said committee then retired, and after a short time returned, when Mr. Stevenson, from the committee, reported that the joint committee had performed the duty assigned them, and were informed by the acting Governor, that he would make a communication (by way of message) to both the Houses of the General Assembly, in their respective chambers, at 12 o'clock, A.M. on this day.

Leave was given to bring in the following bills:

On the motion of Mr. Williams—1. A bill for the benefit of the Sheriff of Pulaski county.

On the motion of Mr. Gorin—2. A bill for the benefit of the Glasgow Academy.

On the motion of Mr. Murray—3. A bill for the benefit of the Sheriff of Calloway county.

On the motion of Mr. Breck—4. A bill to legalize the official bond of the Clerk of the Madison Circuit Court.

On the motion of Mr. Hanson—5. A bill to establish the office of Comptroller of the Treasury.

On the motion of Mr. Woolley—6. A bill to amend the charter of the City of Lexington.

On the motion of Mr. Phelps—7. A bill for the benefit of the Sheriff of Campbell county.

On the motion of Mr. Phelps—8. A bill to change the present mode of summoning jurors in this Commonwealth, and to provide for their compensation.

On the motion of Mr. Harris—9. A bill for the benefit of the Clerk of the Floyd county and circuit court.

On the motion of Mr. Helm—10. A bill to amend in part and repeal in part, an act entitled, an act to incorporate a company to establish a Turnpike road from the city of Louisville, by way of the mouth of Salt river, Elizabethtown, Manfordsville, and Bowling green, to the state line, in a direction to Nashville.

On the motion of Mr. Harris—11. A bill to divorce Isaac Pen-
And on the motion of Mr. Trimble—12. A bill for the benefit of the surveyor of Harrison county.

Messrs. Williams, Gorin and J. T. Walker, were appointed a committee to prepare and bring in the first; Messrs. Gorin, Murrell and Jas. Thomas the second; Messrs. Murray, Lewis and Burnett the third; Messrs. Breck, C. J. Walker and Hanson the fourth; Messrs. Hanson, Woolley, Tompkins and Breck the fifth; Messrs. Woolley, Tompkins and Dunlap the sixth; Messrs. Phelps, John Thomas and Drake the seventh; Messrs. Phelps, Trimble, Breck, Gaines and Trapnell the eighth; Messrs. Harris, Estis and Ford the ninth; Messrs. Helm, Conway and Richardson the tenth; Messrs. Harris, Lewright and Dyer the eleventh; and Messrs. Trimble, Beaseman, Drake and Chevis the twelfth.

Mr. Beaseman moved to obtain leave to bring in a bill, to take the sense of this Commonwealth, as to the propriety of calling a Convention; and the question being taken on granting leave to bring in said bill, it was decided in the affirmative.

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


Ordered, That Messrs. Beaseman, Phelps, Brown and Triplett, be a committee to prepare and bring in said bill.

Mr. S. Williams, from the committee appointed for that purpose, reported a bill for the benefit of the Sheriff of Pulaski county, which was received and read the first time, and ordered to be read a second time.

The House took up for consideration the resolution offered by Mr. Murray, on the 31st ult. in relation to the election return from the county of Livingston.

Mr. Harris thereupon moved to amend the said resolution by striking out the whole thereof, after the word "resolved," and inserting in lieu thereof the following words:
That there is no legal return of a member from the county of Livingston, and that this House shall forthwith issue a writ of election to the sheriff of the county, for a member to be elected for Livingston, to represent said county in this House, and that said election be held on the 14th instant.

And the question being taken on adopting the proposed amendment, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Williams and Harris, were as follows:


The said resolution as amended, was then adopted.

A message from the Governor by Mr. Crittenden, Secretary of State.

Mr. Speaker—I am directed by the Governor to lay before this House, a message in writing: and then he withdrew.

The said message was then taken up and read as follows, viz:

Fellow-Citizens of the Senate,
and House of Representatives:

The recurrence of the period, when according to the Constitution you are to take charge, in your legislative capacity, of the important concerns of the Commonwealth, will awaken feelings of profound gratitude to Almighty God, for the blessings of health, prosperity and abundance, with which we have been favored during the year that has just closed.

Without instituting a comparison between the present and past condition of our country, it may safely be assumed that there has been no time in our history, when under the auspices of a wise and provident legislation, the Representatives of the people had it in their power to
render a greater amount of useful public service. If among the evidences of the prosperity of a community, we may reckon a general satisfaction with the greater portion of its laws; a strong attachment to its form of government; and increasing alacrity and zeal in the usual pursuits of labor and industry, attended with a fair proportion of profit derived from both, we have ample cause for congratulation, when we advert to the sentiments, habits and condition of our constituents; and if an ardent and patriotic solicitude on their part for the advancement of the state, can furnish any assurance that well directed efforts for its improvement will be sustained by their approbation, we may find in the lively and prevalent expression of their wishes and opinions, the most persuasive inducements to diligence and activity in the discharge of our public duties.

Since the adjournment of the last General Assembly, the resources of our fellow-citizens, as well in pecuniary capital as in a liberal and enlarged public spirit, have been signalized, in the promptitude with which the requisite amounts of private stock have been taken in those corporations which were established by your predecessors for the improvement of our principal highways. Private or individual subscriptions to the amount of three hundred and thirty-five thousand, five hundred dollars have been made in turnpike companies, since July last; and in compliance with the requisitions of their respective charters, I have subscribed on the part of the Commonwealth, the aggregate sum of two hundred and fifty-five thousand dollars, distributed as follows:

In the stock of the board of Internal Improvements for Franklin county, five thousand dollars; in the Lexington and Georgetown turnpike, ten thousand dollars; in the Danville, Lancaster and Nicholasville turnpike, thirty thousand dollars; in the Winchester and Lexington turnpike, thirty thousand dollars; in the Frankfort, Lexington and Versailles turnpike, twenty-five thousand dollars; in the Louisville and Bardstown turnpike, fifty thousand dollars; in the stock of the respective boards of Internal Improvement for the counties of Anderson, Mercer and Lincoln, fifty-five thousand dollars; and in the turnpike from Louisville, by mouth of Salt River, Elizabethtown, Munfordville, and Bowlinggreen, to the state line in the direction to Nashville, fifty thousand dollars.

It may therefore be regarded as reasonably certain, that the artificial roads embraced by those investments will be constructed within the period usually allotted for the completion of such works; and, while I tender my congratulations to those of you who may have been instrumental in the projection of such salutary measures, I cannot, at the same time, withhold the acknowledgment of my individual sentiments, that they are intimately connected with the welfare of the community.
You do not need to be reminded that the spirit of improvement is the spirit of the age, and especially of this Republic; and while other states around us are marshalling their resources and applying them to purposes of great public utility, it was not to have been expected that the pride and the patriotism of Kentucky, would have slept over her best and most valued interests; nor that her legislators would have consigned to future times, or to another generation, the glory of laying the foundation of a system with which her fame and her prosperity are alike identified. Remote from the sea board, and deprived of all immediate access to foreign markets, the agriculture of our citizens, their domestic manufactures, and their internal commerce, are the principal sources of their wealth, and, according to every maxim of wise legislation, should be the prominent objects of legislative encouragement and protection. It requires no argument to prove, that those objects can be most readily effectuated, by accommodating your laws to the pursuits and condition of the people. It requires none to prove, that just in proportion as you increase their facilities of inter-communication with the markets of our own state, or those of other states and nations, you widen the sphere of individual enterprise; you invigorate the spirit of active industry, and you impart to the labor and commerce of the country an energy which will be advantageously felt in all the relations of social life.

Entertaining no doubt that the prosecution and extension of the improvements which have been commenced will redound to the profit, no less than the convenience of every portion of our constituents, and cherishing the most ardent solicitude to see them prosperous and independent, I should do violence to my feelings were I not to press on your attention, with all the earnestness which the importance of the subject demands, the propriety of carrying out the system, so as to embrace the interests and contribute to the welfare of every quarter of the state.

In connexion with those plans of useful public improvement, the Lexington and Ohio Rail Road maintains a position of marked pre-eminence. This great work, which does equal honor to the distinguished gentleman who was lately at its head, and to the enterprising company, who with so much perseverance and liberality have sustained it, has been completed and put in use to the head of the inclined plane at Frankfort. Occasional impediments, neither of novel nor unexpected occurrence, have somewhat delayed its progress; but no doubt is entertained by the present able and efficient President of the Company, that a regular conveyance will be afforded from the depots in Frankfort to the City of Lexington during the present winter, or early in the spring.
I regret to inform you, that a most unfortunate accident has interrupted the entire completion of the turnpike road from Lexington to Maysville. The construction of an important bridge across Licking River, which, I understand, was the only unfinished part of the road, had been commenced in the fall. Before it had been advanced beyond the reach of high water, a sudden flood in the river swept off the scaffolding, and, subsequently, all the timbers of the bridge which had been erected, not being in a condition to resist the force of the drift wood, gave way, and the whole work was destroyed. Besides the loss of the life of one individual, and the severe injury of another, the pecuniary loss to the company has been estimated at not less than twenty thousand dollars. I submit to your consideration, whether, inasmuch as the Commonwealth is a large stockholder in the company, it would not be proper for you to afford some assistance in alleviating the loss.

From a late communication which I have received from the President of the Board of Commissioners of Green River, I am enabled, with great satisfaction, to state to you, that the important works for opening the navigation of that river have been undertaken, and promise to be as successful as its most sanguine friends could have anticipated. It is attributable, perhaps, to the death of the original contractor, that the lock and dam at the falls of Vienna have not been finished during the present year. Reasonable calculations had been made, that if not wholly completed, they would have been, at this time, in a condition of considerable forwardness. The death of the contractor made it necessary for the contract to be renewed. Accordingly, on the first of October, biddings were opened, and new contracts were made, including the construction of locks and dams, both at the lower and upper falls, as directed by the act of the last session of the Legislature. Both works, I understand, are now in progress, according to the most approved plan; and whatever diversity of opinion may heretofore have existed as to the practicability of removing the obstructions to the navigation of Green River by locks and dams, I shall be greatly mistaken if the practical demonstration which will be furnished by those works, of the fitness of that mode of improving our navigable watercourses, will not put all doubts to rest.

Having sustained, at one period, a close political relation with a portion of the people, who are directly interested in the pending improvements, it became my duty to acquaint myself familiarly with the extent and importance of the interests involved by them, and as far as was in my power, with the most certain and practicable means of promoting the objects to which the Legislative attention has been directed. Al-
though that relation has been dissolved, it has been succeeded by another of a different but equally imposing character; and while I feel, as I ought to do, the weight of my official obligations to regard with steady and scrupulous attention the interests of the whole commonwealth, it is not to be lost sight of, that the people of Kentucky compose one political family; bound together by ties of a common welfare, and that the prosperity of the several parts constitutes the prosperity of the whole.

I beg leave, therefore, to recommend for your adoption, as the result of my deliberate convictions of its expediency, the policy of extending those improvements, until a slack-water navigation shall be accomplished from the highest convenient points on Green and Barren Rivers, to the junction of the former with the Ohio. In support of this policy you have every inducement that can arise from state pride or patriotism. The peculiarity of our political institutions is in nothing more apparent, than in the interesting process of action and re-action of the government and the people on their respective interests. The people contribute to the support of the government. The benignity of the government, in its turn, is felt in its influence on the wants, the employments and condition of the people. Whilst the latter supply the means that fill the coffers of our common Treasury, the former is throwing them back into the community, in their application to its diversified requirements—like the process in the material world, by which the moisture which is extracted from the earth, is returned to it in mild and genial showers, to enliven and fertilize the soil.

Strongly impressed with the conviction, that the improvement of the navigation of our large rivers, will become, at no distant day, a cardinal point in our policy, I claim your indulgence whilst I offer on that subject some additional observations. Intersected as Kentucky is by various important streams communicating directly or indirectly with the Ohio, it is worthy of the most deliberate enquiry, whether by the removal of the obstructions which now impede their navigation, they cannot be adapted to the purposes of internal commerce during the greater portion of the year. The fact, that doubts of the practicability of removing those obstructions, are entertained by some whose judgments deserve respect, is not conclusive, and certainly should not suppress all exertions in regard to them. The people of other states have long since had their minds directed to similar objects, and they have succeeded in converting natural into artificial channels, for slackwater navigation. Such examples, if they do not challenge our immediate imitation, should at least determine us to investigate the claims of our rivers to the like improvements. I am far from being disposed to recommend pre-
cipitate measures on this or any other subject. They are uncalled for and would be injudicious. But I would stimulate inquiry and recommend a resort to the necessary means of information, to enlighten the public mind and the legislative councils. Our sister states have expended millions of dollars in the construction of artificial canals. Such, it is presumed, is not our policy. But if our rivers are susceptible of improvement so as to be rendered constantly navigable, our condition is the more favorable, in proportion as the obstacles to be encountered are diminished in number or importance. Nature for us has kindly led the way; canals are already opened, and all that remains to be done, is to overcome occasional natural impediments with the resources of labor and art. The vast difference in our favor, between the expenditures necessary to be incurred by us, if it should be ascertained that the objects are attainable, and the expenditures of other states, leaves us without excuse for our supineness and delay. The experiment now making on Green river will put the practicability of slackwater navigation, as adapted to our rivers, to a decisive test. The questions then occur, shall we, in the meantime, be wholly quiescent in relation to the great interests, dependent on the improvement of other prominent streams? Or will we not, rather, satisfy ourselves, whether they are susceptible of any efficient artificial aid, and in what manner and at what cost that aid can be applied? Traversing a most interesting portion of the state, the Kentucky river presents strong claims to attention. It is known to you, that it has already been surveyed by a company of United States' engineers, engaged for that purpose at the instance of the temporary board of Internal Improvement of this state, but the survey was followed by no satisfactory or efficient results, bearing on any practicable mode of improving its navigation. The temporary board of internal improvement created by the legislature in 1828, still exists—nominally, and with no remaining powers. Would it not be advisable to organize a permanent board, with renewed powers to procure examinations to be made, of the obstructions to the navigation of the Kentucky river, and such other rivers as the Legislature may direct, by an able, experienced, practical engineer, on whose judgment and skill ample reliance may be placed, with a view of ascertaining, with as much certainty as possible, whether those rivers will admit of improvement; of what kind the improvements should be, and what would be their probable cost? Information thus acquired, would enable the Legislature to proceed with safety and efficiency; while those precautionary measures would not fail to give satisfaction and confidence to the public mind.

Scarcely is our attention directed to some great scheme of public
improvement, originating in one direction, before it is drawn off by the glare of another, in a different quarter of the Union. A project is now announced for the construction of a Rail Road to connect Nashville, in Tennessee, with the commercial emporium of the South; and it may not have escaped your observation, that a public meeting has been held by the citizens of Nashville, preliminary to an application to the Legislature of Tennessee, for the incorporation of a company to extend the proposed Rail Road, to the boundary line between the states in a direction to the city of Louisville. It is useless to speculate on the practicality of these movements—the annunciation of which, a few years ago, would have been regarded as the wild conceit of a distempered fancy. So astonishing, however, are the resources of our favored country, so unparalleled the energies of its citizens, that while we are busied in our speculations concerning a given enterprise, calculated from its magnitude to strike us with wonder, we may almost lift our eyes on its rapid accomplishment. The irresistible force of circumstances, will not permit us, if we were willing, to be spectators only, of the stirring scenes that surround us. The period is approaching, if it has not actually arrived, when we must prepare ourselves to bear our part in them.

From the present condition of our finances, you will be gratified to perceive, that the prospect is at length afforded of the exemption of the Treasury from its embarrassments. The report of the Auditor, which will, no doubt, be presented to you at an early day of the session, will furnish you with a detailed statement of the receipts and expenditures of the government for the year ending on the tenth of October last. The expenditures on all accounts, during the past fiscal year, amounted to the sum of two hundred and twenty-nine thousand, six hundred and ninety-one dollars, fifty-four cents. In this amount is included the sum of twenty-one thousand, three hundred and fourteen dollars, ninety-nine cents, for appropriations made by the Legislature at its session of 1832; the sum of thirty-seven thousand, six hundred and sixty-eight dollars, forty-one cents, for appropriations made at the last session; and the sum of fifty-three thousand, four hundred and thirty-eight dollars, eighty-eight cents, for payments on the stock of the state in turnpike roads. Deducting these sums from the gross amount of expenditure, and there will remain the sum of one hundred and seventeen thousand, six hundred and sixty-nine dollars, twenty-six cents. The receipts for the corresponding year amounted to the sum of one hundred and sixty-two thousand and eight dollars, sixty-eight cents. Estimating, therefore, the receipts and expenditures with regard alone to the ordinary demands upon the Treasury, there was a balance in its favor, on the 10th of Oc.
tober, of forty-four thousand, six hundred and thirty-nine dollars, forty-two cents.

The payments due from the Commonwealth on account of investments of road stock, made prior to the last session of the Legislature, have, in all probability, been completed. The subscriptions of stock made by the executive during the present year, and other appropriations under acts of the last session, will be discharged out of the fund expressly set apart for that purpose, by the "act to provide for the payment of subscriptions and appropriations to objects of internal improvements, approved 22d February 1834." Those subscriptions and appropriations have, accordingly, no claim to be paid out of the moneys derived from the ordinary sources of revenue, except in the event of the partial or entire failure of the designated fund, to meet the demands which the Legislature has made upon it. As there is no reasonable apprehension entertained that such an event will happen, and as it is believed, that the fund is sufficient to answer all the purposes of its present application, it may be expected that the revenue arising from taxation and other permanent sources, will in future be exempt from those extraordinary demands, and that the Treasury "will perhaps be enabled, in consequence of the increased rate of taxation fixed by the law of last session, to show an annual surplus equal to that which now exists.

It may well be doubted, whether sound policy does not consist in avoiding, at all times, if it be practicable, heavy drafts upon the Treasury, to satisfy appropriations for any other objects than those which may be directly connected with the support of the government. For all collateral disbursements, resort could be more suitably had to a "specific fund," created expressly for the subservience of those great purposes, which in this day of light and intelligence, every wise government may be presumed to have in view, for its own amelioration. No duty is more incumbent upon a state, than to provide for the limitation of its expenditures within the compass of its income, and when important ends of public improvement are to be attained; when great obstacles are to be overcome, which impede the progress of a people to political or moral elevation, encroachments are easily made for want of more appropriate means, on that fund which the law has assigned peculiarly for the immediate maintenance of the government. The necessary tendency of such a course of policy, in a community whose sources of revenue are not more abundant than ours, is to popular dissatisfaction and the impoverishment of the Treasury.

Whether such a fund as I have suggested can be established; and if so, when, by what means, and to what extent, are questions which l
submit with pleasure to your enlightened deliberations; satisfied, that the public confidence has not been misplaced in its reliance on the zeal, wisdom and fidelity, with which your duties will be performed. It may be remarked in addition, that if any calculations are to be made on the enlargement of the system of internal improvements; on the creation and diffusion of common facilities of education; or any provision for those great emergencies, which in our future progress, may reasonably be expected to arise, some such fund will be indispensable to enable you to realize those calculations, to meet those emergencies, and to guide the future councils of the state, with entire convenience and safety to those other interests which the laws and the constitution have wisely confided to your charge.

The affairs of the Penitentiary, whether viewed in their connexion with the Finances, or the administration of the criminal justice of the state, are entitled to your attentive consideration. I am gratified in having it in my power to inform you, that under the administration of the enterprising gentleman to whose care it has been assigned, it is realizing the objects that may have been expected to result from the present mode of its disposal. Its organization is well adapted to comfort, as well as security; its general health, good; and while all reasonable indulgence is allowed to the inmates suitable to their unfortunate condition, the discipline of the prison is admirably preserved, and its internal polity conducted with commendable skill and judgment. The introduction of new and improved steam enginery, on the plan designed by the agent, will contribute largely to the facilities and profits of the manufacturing department. Owning to the entire failure, early in the season, of the engine heretofore in use, it became necessary, that its place should be supplied by a new one; the cost of which to the agent was one thousand three hundred and sixty-five dollars. The delay thus occasioned, together with the employment of the convicts in the construction of an entire new building for workshops and other purposes, on a scale of greater convenience and utility, may have produced some diminution in the profits of the institution during the year, but such is the high estimation in which the manufactured fabrics are held, that while it has been found to be impracticable to supply the public demand, the aggregate proceeds will nevertheless yield a handsome revenue to the commonwealth.

In directing your attention, fellow citizens, as I now proceed to do, to the important subject of our judiciary system, I comply with those just demands of public sentiment, upon the Executive branch of the government, which grow out of the subsisting relations between this
department and the people. It is doubtlessly known to you, that complaints exist among a large and respectable portion of the community, in relation to the circuit courts, and the manner in which their important and responsible functions are discharged. Whether those complaints are well or ill founded, or whether they are so general as to require your interposition, your opportunities to inform yourselves, arising from your intimate connexion with the community, will enable you to determine. If the cause of the dissatisfaction can be traced to a radical defect in the system, or to any improprieties or abuses in the administration of the public justice, no subject that could be addressed to your attention, is entitled to higher respect; no public grievance, I am sure, would receive at your hands, a more speedy corrective. Whatever may be the cause, or even if there be none for the complaints alluded to, it is certainly true, that our judicial tribunals should be as free from imperfection, as the inherent infirmity of human institutions will permit. There is no test of expediency too powerful—no legislative scrutiny too searching and severe, to which the laws that establish and the powers conferred on them, should not freely and frequently be subjected. Of all the departments of the government, none is brought into more direct and familiar contact with the dearest interests of the citizen. More than all others, it should combine, the absolute, unqualified, confidence of the community. All our rights—of life, of liberty, and property—are submitted, of necessity, to the jurisdiction or the courts: and what has been regarded as an anomaly in our criminal jurisprudence, and brings the subject home to our business and bosoms, the lives and liberty of the people are subject to adjudication, without appeal to that higher tribunal, to which, in matters of property, it is the privilege of the citizen to resort.

Such is the influence,—so unreserved are the powers, of our subordinate tribunals. The most weighty considerations of public policy and private interest, would seem to demand, that such powers should be conferred on high qualifications of intellect, of integrity and firmness. Otherwise it is perfectly apparent, that the whole class of rights secured to us by the constitution,—rights, the protection and enjoyment of which, under good laws, properly administered, can alone determine the superiority of the civilized and social, over the savage state, are staked upon the arbitrium of a single individual—not always of the highest professional attainments, and sometimes of acknowledged inferiority to his associates at the bar. Considerations like these, appeal most forcibly to you, the chosen guardians of the welfare of the people, and the constitutional organs of their will. If I am reminded of the hopelessness of enlisting invariably in that branch of the public service, men of superior
talents and qualifications, for the amount of compensation now allowed by law, it may be answered, that should a higher rate of compensation, in your opinion, be indispensably necessary, for the protection of those invaluable rights—the security of those cardinal interests, confided by the constitution to the judiciary department, it is for yourselves to consider, how far it is your duty to interpose a remedy; trusting for your support of that, as of every act of official duty, to the hitherto unshaken reliance of the public functionaries on the intelligence and patriotism of the people, and their enlightened participation in every measure, that has in view the preservation of their freedom and the guardianship of their institutions.

But the aspect already presented, is not the only one, in which the transcendent importance of the subject is to be viewed. On the score of economy, no less than principle, it is of the last consequence, that the public confidence should be fixed in the judicial tribunals. Contributing as that confidence would do assuredly, to the reduction of the number and expense of legal controversies,—especially in the court of last resort—a heavy amount of tax would be saved to the community, which would be sensibly felt by the whole mass, but particularly by that portion, who, being less wealthy, are also less competent to sustain the burthens of expensive and protracted litigation.

If for no other purpose than to awaken the public mind, and familiarize it with those interesting relations, which connect the people and the judicial branch of their government, such reflections as the foregoing, even should they have no direct application to any existing evils, cannot be out of place in a communication like this. They are intended on my part to be general; and will certainly be misconstrued, if they should be supposed to bear any personal reference or allusion whatever. Without undertaking to determine either as to the extent or the causes of the dissatisfaction that prevails, and to which a sense of duty, rather than inclination, has induced me to allude, I flatter myself that apart from any specific recommendation from me, you will consider it to be your duty to take the subject into mature consideration, and allow to it that weight in your counsels, to which the voice and the interests of the people give it claim.

The stability of its land titles is an object of the greatest importance in every well ordered government. When the Legislature of 1815, provided by law for the appropriation of the vacant lands in the Commonwealth, the avowed purpose as disclosed in the preamble to the act of that year, was “to promote population, increase the annual revenue, and erect a fund for the public use.” The system of appropri-
atien thereby adopted, has continued in operation for twenty years, and I submit to you, whether for the purpose mainly designed, it has not had its effect, and whether it would not be sound policy to discontinue it altogether, or subject it to such modifications as will shield more effectually the titles to land previously appropriated under other laws, from the dangers of insecurity and litigation to which they are exposed.

The preference, which at an early period of our state legislation, was evinced for that meritorious class of citizens who encountered all the hardships of western adventure, and penetrated the wilderness in search of a settlement and a home, has characterized all the measures of the Legislature in the disposition of its unappropriated lands. One of its objects, fondly cherished and most perseveringly pursued, has been to protect the titles founded upon the original settlement of the country, by all the guards with which it had the constitutional power to invest them. The act of 1815, discovers the same jealous circumspection—the same anxious solicitude for those preferred titles, which, long before that time, had imparted to our land laws, a marked and peculiar character; for, by that act, it is expressly provided, that "for quieting litigation—all entries heretofore made, and all titles founded upon surveys heretofore made, which by the laws for the time being, were authorized to be made, shall be deemed superior to surveys made upon warrants, obtained by virtue of this act, notwithstanding any vagueness in the entries or certificates on which such surveys were founded, and notwithstanding such surveys might not have been made conformable to entry."

Although the legislative intention thus expressed, would seem to be sufficiently explicit to assert the superiority of the titles founded on previous entries or surveys, yet important difficulties exist as to the extent of protection which the law affords them, when they are brought into conflict with the warrant claims in a court of law. It is not supposed that any proceedings on your part can affect the validity of titles heretofore derived under the act of 1815, nor the adjudications of the courts concerning them. But you have it in your power, in the benevolent spirit of that act, to quiet any future litigation that may ensue from prolonging the present mode of appropriating lands; and you may be partially instrumental in giving repose to that venerable class of titles, which are associated with all our recollections of the exploits and adventures of the early settlers of our soil.

In those portions of the state where controversies are expected chiefly to arise, owing to the indulgence in the payments of instalments which for a series of years has been uniformly granted to the owners of certificates, many titles have been permitted in the full confidence of security
to remain inchoate. Recently perhaps, as the period approached when
the legislative indulgence was to be withdrawn, the greater number of
inchoate titles may have been consummated by grants. Nature, moreover,
having denied to a large tract of country south of Green River, those
permanent and substantial landmarks, whereby the lines and corners of sur-
veys can with greater facility be perpetuated, difficulties often occur in the
establishment of boundaries. Under these concurrent circumstances, the
practice, I apprehend, is becoming common for lands to be appropriated
by warrant, which had before been appropriated with the utmost good
faith by the actual settler, or set apart by law as a reward for military
services. The warrant holder, having paid for his warrant the reduced
price of five cents per acre—having prosecuted his claim with diligence
to the annunciation of the grant, and obtained the older legal title, now
insists on its superiority.

If such instances have occurred, or if they may occur by the opera-
tion of the act of 1815, I need not picture the consequences to which a per-
severance in the existing mode of appropriation must inevitably lead. As
one of those consequences, it may well be apprehended, that at some future
period, when we may be consoling ourselves with the hope of having out-
lived those scenes of litigation, which have rendered Kentucky the prover-
bial arena of legal strife and contention, new causes of litigation will arise,
which, while they may shake all remaining confidence in the security
of our land titles, may, at the same time, discourage immigration, and
force from our borders, hopeless and dissatisfied, many of our most en-
terprising and useful citizens.

I am strengthened in the correctness of my views on this subject, from
the consideration that the annual revenue derived from the sales of land
warrants is nominal merely, compared with the mischiefs expected to
result from them.

Having thought it my duty to suggest the expediency of some reform
in the mode of appropriating the vacant lands, I beg leave to recom-
 mend to your notice the propriety of making some disposition of those
which have been forfeited to the Commonwealth for the non-payment
of the taxes. While I present this subject with great confidence that it
is well worthy of your careful attention, I am aware that it is not wholly
free from embarrassment and difficulty. The adjustment of a judicious
plan of appropriation, will be a task in many respects of much delicacy
as well as labor, and will require the exercise of all your discretion and
judgment. Yet it cannot be doubted that some disposition ought to be
made of them. The public interest demands that so large a portion of
territory as is covered by the forfeited claims, should not be suffered to
remain unsettled and inactive; thus depriving the Commonwealth, on the one hand, of the increased amount of productive industry and capital, and the Treasury on the other, of the revenue that would arise from it. In your efforts to promote the public service, you will not, of course, be satisfied merely with giving impulse and direction to those sources of wealth which spring from the pursuits and employments in which our fellow citizens are already engaged. You will regard it no less your duty, in view of those great objects connected with the improvement of the state, to rouse its dormant energies; to create new sources of revenue, and as far as practicable, of enterprise also; and to embody the whole of its capital stock for such distribution as the public welfare may require.

It is justly esteemed a great public misfortune, that the laws of our state contain no adequate provision for the promotion of common education. And yet there is perhaps no one circumstance, which, more than the general circulation of intelligence among the people, connected with the cultivation of correct principles, is destined to produce a salutary influence upon the institutions of our country. The improvement of the mind, and the cultivation of the moral faculties, are kindred attainments. The position indeed, has ripened into a maxim, that, in general, knowledge and virtue are inseparable. The capacity of the people to superintend and direct the operations of our complex government, is the fundamental principle on which it is founded, and would seem to imply, knowledge on their part to understand, and virtue and patriotism to sustain it. Unlike any other government, the people in ours have retained the sovereignty, delegating to their constitutional functionaries, only so much power as they have deemed to be compatible with the promotion of their happiness, and the security of their rights. When we consider, therefore, where the sovereignty resides, does it not appear to be all important to its safe and judicious exercise, that the intelligence necessary to comprehend the movements of the government, in all its diversified relations, should be as universal and widely spread as the sovereign power itself? If, at any time, encroachments should be made in the public liberties; if we are doomed to witness dangerous and high handed attempts under color of law, to overstep the limitations prescribed by the constitution, is it not greatly desirable that the judgment of the sovereign power, on questions of such great moment, should be so enlightened as to enable it to form its conclusions, with all imaginable certainty, that those conclusions are correct? In a word, when the public mind is the moral force, that wields the destinies of the government, what can be more important, than that it should be exalted to a level with its high responsibilities?
While these questions are addressed to you in your capacity of Legislators, I ought not perhaps to withhold a more distinct reference to those other influences, which intellectual culture and refinement exert over the moral conduct, and social enjoyments of man. The bare allusion is all that is necessary to awaken your own profound and appropriate reflections—familiarly impressed, as I am persuaded you are, with the importance of the subject, in all its bearings on private happiness and the public welfare.

It is to the honor of the Congress of the United States, that it has already done so much for the interests of common education.

The endowments which it has bestowed on the Academies, Colleges and Universities of the new states and territories—the liberal appropriations made for the establishment of common schools in those states and territories, amounting to more than eight millions of acres of the national domain, sufficiently indicate the high estimation in which institutions of learning are held by the statesmen who have, from time to time, composed that assembly. When it is remembered, that the title to a portion of the public lands was acquired at the joint expense of all the states; that other portions were ceded to the federal government, "as a common fund for the use and benefit of such of the United States, as have become or shall become members of the confederation"; that the solemn pledge of the Congress of 1780, that they should "be disposed of for the common benefit of the United States," preceded and formed part of the consideration of the acts of cession, and that Kentucky, no less than other members of the confederacy, is entitled to a participation of the "common fund;" it is to be regretted, that the act of Congress, "to appropriate for a limited time, the proceeds of the sales of the public lands of the U. S., for the common and equal benefit of all, was not permitted to become a law. The hope, I trust, is not a vain one, founded as it is on the just claims of the old states, and the liberal sentiments of the new, that at no very distant period, some such adjustment will be made, compatible at once with the faith of the government, the admitted powers of Congress, and the reciprocal interests of the states. I do not propose to argue this subject. But—to say nothing of those other great objects, embraced by the provisions of the act of Congress—if it be true, that the general diffusion of the facilities of education is a national blessing, and intimately connected with the permanence and purity of our institutions, may it not be inquired, how the "common benefit of the United States," can be more effectually promoted, than by extending those facilities to the door of every citizen, and by implanting in the minds of the youthful generation, safeguards for the public liberty,
better adapted to its preservation, than the physical force of the republic?

I commend to your continued encouragement and support, those interesting institutions of the state, the Lunatic Asylum at Lexington—the Deaf and Dumb Asylum at Danville, and the Cumberland Hospital at Smithland.

I refer you to the report which will be laid before you, by the President of the Bank of the Commonwealth, for a satisfactory view of the condition of that institution. The amount of notes under discount and in suit, has been reduced, during the year ending on the 30th November; the sum of one hundred and forty-seven thousand, seven hundred and ninety dollars, twenty-three cents. The expenses for the same period, including the salaries of the officers and agents, the fees paid attorneys, sheriffs, and clerks, amount to the sum of ten thousand, nine hundred and fifty-six dollars; and the interest received on notes renewed and paid in full or in part, amount to the sum of thirteen thousand, four hundred and fifty-one dollars, twenty-seven cents. During the year, one hundred thousand dollars of the notes of the Bank have been destroyed by burning; and there was on hand on the 30th November, forty-three thousand, five hundred and sixteen dollars, sixty-eight cents; leaving in circulation on that day, the sum of fifty-six thousand, four hundred and eighty-three dollars, thirty-two cents.

There are now in the employment of the Bank seven agents, whose annual salaries, to the first day of June last, amounted to the aggregate sum of four thousand, nine hundred dollars. Since that time the aggregate amount paid them has been reduced to the sum of three thousand, three hundred dollars; and further reduction is contemplated in their number and compensation. The amount of discounts and expenses are calculated exclusive of one of the branch districts, from which no report has been received.

The expenses have no doubt been greatly enhanced within the last twelve months, in consequence of the additional number of suits, which have been made necessary by the peculiar situation in which the Bank has been placed. After much reflection on the subject, I am led to believe that it would be good policy to continue the existing mode of closing its concerns. Nothing, perhaps, would be gained, in point of economy, from a change; while the institution must derive much benefit from the familiar knowledge which the officers and agents have acquired of its various interests.

Having received from the commissioners appointed to open books for the subscription of stock in the Bank of Kentucky, a notification that ten
thousand shares have been taken by individuals, companies and corporations, in the capital stock of that Bank, I have subscribed, as directed by the thirty-eighth section of the act of incorporation, twenty thousand shares on behalf of the Commonwealth. There can be no doubt, although I have not received the official information, that the required amount of the capital stock fixed by the charter, has been taken by individual subscriptions, and that the Bank will go into operation, as soon as the preparatory arrangements can be made.

Such is the view, fellow citizens, of our public affairs, which, in discharge of the duty imposed on me, I have, on the present occasion, to communicate. You will perceive, I trust, from the aspect of those affairs, a flattering presage of prosperity, in the expanding resources of the Commonwealth. In surveying the position which we occupy, and regarding the consequences to result from our labors, we cannot fail to observe, that either for good or evil, much depends on us. This consideration; although it may increase the weight of our official responsibility, will serve, nevertheless, to inspire us with resolution to sustain ourselves under it. We must remember, that the American people have a great destiny to fulfil for the benefit of mankind; and that in its fulfilment, as public men and citizens, we have an important part assigned us. Connected with the past by the benefactions of our ancestors; with the present, by our interest in preserving for ourselves the best form of government that has ever fallen to the lot of man to enjoy; and with the future, by the strong bonds of affection for those who are to succeed us, what higher motives of gratitude, interest or patriotism, could stimulate us to action?

Recommending to you, therefore, the utmost concert in every measure having the public welfare in view, I promise on my part the most cheerful co-operation, and supplicate the Divine favor on the progress of your deliberations.

J. T. MOREHEAD.

Ordered, That the Public Printer forthwith print 3,000 copies of said message, for the use of the members of this House.

Mr. Anderson moved the following resolutions:

Resolved, That so much of the Governor's message as relates to the subject of internal improvements, be referred to the committee of internal improvement.

Resolved, That so much of the Governor's message as relates to the subject of the judiciary, be referred to the committee of courts of justice.

Resolved, That so much of the Governor's message as relates to land titles, be referred to the committee of courts of justice.

Which being twice read, were adopted.
Mr. Ford moved to rescind the rule of the House, authorizing the Clerk to appoint his assistant Clerk.

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

The Clerk thereupon announced to the House, the appointment of Thomas J. Helm as his assistant, in the discharge of the duties of his office, which was approved of.

Mr. Davis moved the following resolution, viz:

Resolved, That the following be added to the standing rules of this House: No bill shall be put upon its passage, until it shall have been referred to and reported upon by the appropriate standing committee.

Which being twice read, was adopted.

Mr. Stevenson moved the following resolution, viz:

Resolved, That so much of the Governor's message as relates to the Penitentiary, be referred to a committee who are to meet and adjourn from time to time, and take into consideration all matters and things relating thereto, and report their proceedings to this House, by bill or otherwise.

Which being twice read, was adopted.

And Messrs. Stevenson, Gaines, Hollingsworth, Hanson and Ford, appointed a committee conformably thereto.

Ordered, That a committee of propositions and grievances be appointed; and a committee was appointed, consisting of Messrs. Phelps, Hollingsworth, Burnett, McClure, Matson, Turpin, Hudspeth, Faulkner, Murray, Myers, John J. Thomas and Richardson; who are to meet and adjourn from day to day, and take under consideration all propositions and grievances, which may legally come before them; and all such matters as shall, from time to time, be referred to them, and report their proceedings with their opinions to the House; and said committee shall have power to send for persons, papers and records, for their information.

Ordered, That a committee of privileges and elections be appointed—and a committee was appointed, consisting of Messrs. Williams, Ryon, Wortham, Stevens, Pomeroy, Lewright, Dugan, Dever, Dohoney, and Conway.

Who are to meet and adjourn from day to day, and take into consideration and examine all returns for members returned to serve in this House during the present session of the General Assembly; and all questions concerning privileges and elections, and report their proceedings with their opinion thereupon to the House; and said committee shall have power to send for persons, papers and records, for their information.

Ordered, That a committee of claims be appointed; and a committee was appointed, consisting of Messrs. Helm, Murrell, Che-
vis, Eaves, Hart, Daniel, Austin, Estis, Sharp, James Thomas and Jordan.

Who are to meet and adjourn from day to day, and take into consideration all public claims, and all other matters, as may, from time to time, be referred to them, and report their proceedings, with their opinion thereupon to this House; and the said committee shall have power to send for persons, papers and records, for their information.

Ordered, That a Committee of Courts of Justice be appointed; and a committee was appointed, consisting of Messrs. Hanson, Trimble, Davis, Graves, Tompkins, Woolley, Burks, Harris, Gorin, Agun and Trapnall.

Who are to meet and adjourn from day to day, and take into consideration all matters relating to Courts of Justice, and such other as may be, from time to time, referred to them, and report their proceedings with their opinion thereupon to this House; and the said Committee is to inspect the Journal of last Session, and draw up a statement of the matters there depending and undetermined, and the progress made therein. Also, to examine what laws have expired since the last Session; and inspect such temporary laws as will expire with this, or are near expiring, and report the same to the House with their opinion thereon, which of them ought to be revived and continued; and the said Committee shall have power to send for persons, papers and records, for their information.

Ordered, That a Committee of Religion be appointed; and a Committee was appointed, consisting of Messrs. Stevenson, Hines, Miller, Harrow, J. T. Walker, Bell, Bullock, O'Bannon, Kendall, Grubbs and Garvin.

Who are to meet and adjourn from time to time, and take into consideration all matters and things relating to religion and morality, and such other as may be, from time to time, be referred to them, and report their proceedings with their opinion thereon to the House; and said Committee shall have power to send for persons, papers and records, for their information.

Ordered, That a Committee of Ways and Means be appointed; and a Committee was appointed, consisting of Messrs. Johnson, Sudduth, Triplett, Anderson, C. J. Walker, Sprigg, Andrews and Bristow.

Who are to meet, and adjourn from day to day, and take under consideration the Revenue laws of this Commonwealth, and all matters and things relating to or connected with the fiscal concerns thereof; and such other as may be, from time to time, referred to them, and report their proceedings with their opinions thereupon to the House; and the said Committee shall have power to send for persons, papers and records, for their information.

Ordered, That a Committee of Internal Improvements be ap-
pointed; and a Committee was appointed, consisting of Messrs. Breck, Mitchell, Alsop, Dyer, Samuel, Hansford, Hayden, Drake and Harris.

Who are to meet, and adjourn from day to day, and take under consideration all such matters and things relating to the improvements of the condition of the country, by roads and canals, and such other as may come legally before them or be referred to them, reporting their proceedings with their opinion thereupon to the House; and said Committee shall have power to send for persons, papers and records, for their information.

Ordered, That a Committee on Education be appointed; and a Committee was appointed, consisting of Messrs. Covington, W. C. Marshall, Palmer, O'Brien, Sterett, Wilson, Bailey, Brown, Collins and Blair.

Who are to meet, and adjourn from day to day, and take under consideration all matters and things relating to Education, and the subjects immediately connected therewith; and such other as may, from time to time, be referred to them, reporting their proceedings with their opinion thereupon to the House; and said Committee shall have power to send for persons, papers and records, for their information.

Ordered, That a Committee on Military Affairs be appointed; and a Committee was appointed, consisting of Messrs. Ford, C. C. Marshall, Dunlap, Gaines, Simpson, J. V. Walker, Winfrey, Beasenaan, Mansfield and Bowling.

Who are to meet, and adjourn from time to time, and take under consideration the Militia laws of this Commonwealth; and all matters and things relating to the Militia, and such other as may, from time to time, be referred to them, reporting their proceedings with their opinions thereupon to the House; and said Committee shall have power to send for persons, papers and records, for their information.

Ordered, That Messrs. Anderson, Morrow, Andrews, Covington, Dunlap and Murrell, be appointed a Committee of Enrollments on the part of this House; and that Mr. Anderson inform the Senate thereof.

And then the House adjourned.

SATURDAY, JANUARY 3, 1835.

1. Mr. Williams presented the petition of Eliza A. Coffey and Henderson Coffey, administratrix and administrator of Jesse M. Coffey, deceased, praying for the sale of said decedent's estate, to pay his debts.
2. Mr. Dever presented the petition of sundry citizens of Marion county, praying for the passage of a law, authorizing the appointment of two additional constables, and one additional justice of the peace.

3. Mr. Woolley presented the petition of the Trustees of Transylvania University, praying for aid from the State to purchase books for the use of the University.

4. Mr. Burnett presented the petition of Mr. Mayes, Eliza B. Mays and others, heirs of E. P. Wilkerson, deceased, praying the passage of a law to authorize the sale of some real estate of said Wilkerson, deceased.

5. Mr. Wortham presented the petition of Jack Thomas, praying that the acts of the July county court of Grayson county, in relation to his bond as clerk, may be legalized.

6. Mr. Alsop presented the petition of Mann Butler, praying for aid in publishing the documentary history of Kentucky.

7. Mr. Gaines presented the petition of Erastus Tonsey, praying for the passage of a law, authorizing the sale of the land of Zerah T. Craig, an infant.

8. Mr. Gorin presented the petition of Elizabeth Bradshaw, praying for a divorce from her husband, Lot Bradshaw.

9. Mr. Williams presented the petition of John Carter, guardian for Fielding Coffey and others, heirs of Thomas H. Coffey, deceased, praying for the sale of the real estate, to discharge the debts of the decedent.

10. Mr. Winfrey presented the petition of Dorinda Ann Elliott, praying to be divorced from her husband, Josiah Elliott.

11. Mr. Hines presented the petition of James B. Price, administrator of William Gray, deceased, praying for the sale of the real estate of said Gray, to pay his debts.

12. Mr. J. V. Walker presented the petition of Jas. W. Ewing, executor of Cardwell Breathitt, deceased, praying for the passage of a law to enable him to convey to the heirs of John Breathitt, deceased, certain lands and negroes, and also to sell the real estate, to discharge the debts of said decedent.

13. Mr. Burnett presented the petition of William Cay and sundry citizens of Trigg county, praying that said William Cay may be divorced from his wife, Abigail Cay.

14. Mr. O'Brien presented the petition of Elizabeth Hudson, widow of John Hudson, deceased, and the heirs of said John Hudson, praying for the passage of a law to authorize the sale of the land and negroes of said decedent.

15. Mr. Sterrett presented the petition of William Adams, administrator of James Monks, deceased, and Elizabeth Monks, guardian of the heirs of said James Monks, praying the passage of a law, to authorize the sale of the real estate of the decedent, to pay his debts.
16. Mr. J. V. Walker, presented the petition of the citizens of Russellville, praying that the county court may be authorized to levy money to McAdamize the public square in said town.

17. Mr. Murray presented the petition of John Copeland, Sheriff of Calloway county, praying further time to return his delinquent list.

18. Mr. Harris presented the petition of George Delong and others, praying for aid to support the wife of said Delong, who is a lunatic.

19. Mr. Lewright presented the petition of Wiley Edwards, and sundry others, praying that said Edwards be divorced from his wife, Jane Edwards.

20. Mr. Wortham presented the petition of the citizens of Grayson and Edmondson counties, praying an appropriation of money for the improvement of the navigation of Bear creek.

21. Mr. Harris presented the petition of Sally Sismore, praying for a divorce from her husband, George Sismore.

22. Mr. Speaker presented the petition of Patrick Whelan, guardian of Mary Whelan, praying that the land of said Mary may be sold.

23. Also, the petition of John Dye, Rebecca Dye and others, heirs of John Duncan, praying for the sale of a tract of land and the proceeds thereof, vested in other lands.

21. Mr. McClure presented the petition of sundry citizens of Russell county, praying the appointment of an additional justice of the peace and constable for said county, to reside in the town of Creelsburgh.

Which petitions were severally received, the reading thereof dispensed with and referred; the first, second, fourth, fifth, seventh, ninth, tenth, eleventh, twelfth, fourteenth, fifteenth, twenty-first, twenty-second, twenty-third and twenty-fourth, to the Committee of Courts of Justice; the third and sixth, to the Committee on Education; the eighth, thirteenth and nineteenth, to the Committee on Religion; the sixteenth, to the Committee on Internal Improvements; the seventeenth to a select Committee of Messrs. Murray, Lewis and Burnett; the eighteenth to the Committee of Propositions and Grievances; and the twentieth, to a select Committee of Messrs. Wortham, Austin and Sterett.

Leave was given to bring in the following bills:

On the motion of Mr. Davis—1. A bill to equalize taxation.

On the motion of Mr. Sudduth—2. A bill to incorporate a company for the purpose of constructing a McAdamized road from Winchester by way of Mountsterling to Owingsville, and for other purposes.

On the motion of Mr. Gorin—3. A bill to amend and reduce into one the several acts concerning the town of Glawgow.
On the motion of Mr. Gaines—4. A bill to amend an act entitled, an act to incorporate a company to construct a Turnpike road from Covington through Williamstown and Georgetown, to Lexington, in Fayette county, approved Feb. 22, 1834.

On the motion of Mr. Harrison—5. A bill to authorize the county court of Clarke, to increase the allowance to Patrollers in said county.

On the motion of Mr. Murray—6. A bill prescribing the mode of appointing Judges and other officers, to hold the election in Livingston county, on the 14th day of Jan. 1835.

On the motion of Mr. Daniel—7. A bill to improve the navigation of the north fork and middle fork of Kentucky river.

On the motion of Mr. Samuel—8. A bill to establish a Turnpike Company, for the purpose of turnpiking the road from Frankfort, to Georgetown and Paris.

On the motion of Mr. Woolley—9. A bill to incorporate the Bank of the city of Lexington.

On the motion of Mr. Harris—10. A bill to appoint an additional justice of the peace in Floyd county.

On the motion of Mr. Beaseman—11. A bill more effectually to guard the occupants now in the possession of lands forfeited to the Commonwealth.

On the motion of Mr. Graves—12. A bill to amend the law authorizing the circuit courts to decree sales of infants' real estate.

On the motion of Mr. Pomeroy—13. A bill to amend an act entitled, an act to settle the accounts of executors, administrators and guardians.

On the motion of Mr. Lewis—14. A bill to reduce the price of the public lands West of the Tennessee river, and for other purposes.

On the motion of Mr. Alsop—15. A bill to establish a Mechanics' Institute, in the city of Louisville.

On the motion of Mr. Collins—16. A bill to incorporate the Bank of Maysville.

On the motion of Mr. James Thomas—17. A bill for an appropriation to the county of Monroe, for establishing a common school, and for other purposes.

On the motion of Mr. Simpson—18. A bill for the benefit of Greenberry A. Gaither.

On the motion of Mr. O'Brien—19. A bill to form an additional constable's district, in the county of Oldham.

On the motion of Mr. Hayden—20. A bill to erect a bridge across main Eagle creek, at Sanders' upper mill, on the State road leading from Lexington to Indianapolis.

On the motion of Mr. Harris—21. A bill for an additional justice of the peace, for the county of Pike.
On the motion of Mr. Bristow—22. A bill for the benefit of Mary Ann Parish.
On the motion of Mr. Burnett—23. A bill to improve the navigation of Little river.
And on the motion of Mr. Woolley—25. A bill for the benefit of Transylvania University.

Messrs. Davis, Andrews, Sudduth and Matson, were appointed a Committee to prepare and bring in the first; Messrs. Sudduth, Harrow and Hanson the second; Messrs. Gorin, Murrell and Garvin the third; the Committee of Internal Improvements the fourth, seventh, eighth, fifteenth, and twenty-fourth; Messrs. Hanson, Ryon and Harrow the fifth; Messrs. Murray, Burnett, Breck and Lewis the sixth; Messrs. Woolley, Tompkins, Dunlap and Hanson the ninth; the Committee of Propositions and Grievances the tenth and twenty-first; Messrs. Beaseman, Helm, Trimble and Breck the eleventh; the Committee for Courts of Justice the twelfth and twenty-second; Messrs. Pomroy, Brown and Morrow the thirteenth; Messrs. Lewis, Burnett, Lewright, Murray, Stevens and Helm the fourteenth; Messrs. Collins, Bullock and Triplett the sixteenth; Messrs. James Thomas, Gorin and Murrell the seventeenth; the Committee of Claims the eighteenth; Messrs. O'Brian, Turpin and Graves the nineteenth; Messrs. Hayden, Stevenson, Johnson, Woolley and Turpin the twentieth; Messrs. Burnett, Hart and Murray the twenty-third; and Messrs. Woolley, Tompkins, Dunlap, Breck and Hanson the twenty-fifth.

Mr. Trapnall moved the following resolution, viz:

Resolved, That the Committee of Courts of Justice be instructed to inquire into the expediency of passing a law, authorizing the circuit and county court clerks, of the county of Washington, to fill up the blank bonds left in their respective offices by the late clerk.

Which being twice read, was adopted.

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

Resolved by the General Assembly of the Commonwealth of Kentucky, That they will, on the instant, proceed by joint ballot of both Houses, to elect a Senator to represent this State, in the Senate of the United States for six years, from and after the 4th day of March next.

A bill for the benefit of the sheriff of Pulaski county, was read a second time, amended, and ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading having been dispensed with,
Resolved, That the said bill do pass, and that the title thereof be "an act for the benefit of the sheriffs of Pulaski anf Garrard counties."

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

Mr. Hanson moved the following resolution:

Resolved, That the Committee on Internal Improvements be directed to inquire into the expediency of exempting foot passengers on the Wilderness Turnpike road, from the payment of toll. Which being twice read was adopted.

Ordered—

Ordered, That Mr. Brown be added to the Committee for Courts of Justice; and Mr. Gaines to the Committee of Internal Improvements.

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

By Mr. Murray—1. A bill prescribing the mode of appointing judges and other officers, to hold the election in Livingston county, on the 14th January, 1835.

By Mr. Phelps—2. A bill for the relief of the sheriff of Campbell county.

By Mr. Gorin—3. A bill for the benefit of the Glasgow Academy.

By Mr. Woolley—4. A bill to amend the charter of the city of Lexington.

By Mr. Hanson—5. A bill to authorize the county court of Clarke, to increase the allowance to Patrollers in said county.

By Mr. Murray—6. A bill for the benefit of the Sheriff of Calloway county.

By Mr. Harris—7. A bill for the benefit of Jacob Mayo, clerk of the Floyd circuit and county courts.

By Mr. Woolley—8. A bill to establish the Bank of the city of Lexington.

By Mr. Harris—9. A bill for to divorce Isaac Pennix from Sally Pennix.

And by Mr. Collins—10. A bill to establish the Bank of Maysville.

Which bills were severally received and read the first time, and ordered to be read a second time.
And thereupon the rules of the House, and constitutional provision and second reading of said bills having been dispensed with, the first, second, third, fifth, sixth and seventh were severally ordered to be engrossed and read a third time; the fourth, eighth and eleventh, were committed to the Committee for Courts of Justice; and the ninth, to the Committee of Religion.

And thereupon the rules of the House, constitutional provision and third reading of the first, second, third, fifth, sixth and seventh bills having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

And then the House adjourned.

MONDAY, JANUARY 5, 1835.

Mr. Charles M. Cunningham, a member returned to serve in this House, from the county of Mercer appeared, produced a certificate of his election, and of his having taken the oaths required by the constitution of the United States and the constitution and laws of this State, took his seat.

The Speaker laid before the House, a letter from the Auditor of Public Accounts, enclosing his annual report, accompanied by sundry statements, exhibiting the situation of that office, for the last fiscal year ending on the 10th day of October last, which is in the following words:

STATE OF KENTUCKY,  
AUDITOR'S OFFICE, FRANKFORT, Jan. 7, 1835.  

THE HONORABLE CARLES A. WICKLiffe,  
Speaker of the House of Representatives:

Sir—Please lay before the House over which you preside, the enclosed Report, and oblige your most obedient humble servant,

No. 1.

A Statement of Moneys received and paid at the Treasury, for the year ending on and including the tenth day of October, 1834, to-wit:

Bank Stock Fund—
Received on lands granted under the acts of 1795, 76, and 1800, $60 95
Ditto, under the acts of 1815, 120, and 125, (denominated land warrants,) 2,097 10 $2,158 05

Non-Residents' Lands—
For taxes received on non-residents' lands, 1,781 01

Sale of Land Warrants—
To be laid west of Cumberland river, 163 68

Revenue collectable by Sheriffs—
From sheriffs for the collection of the revenue of 1833, 72,930 93
Do. do. 1831, 1,189 00 74,119 93

Revenue collectable by Clerks, &c.—
From clerks, for taxes received on law process, deeds, seals, &c. 19,492 50
Do. Register of the Land Office, 330 18 20,242 68

Miscellaneous Receipts—
For taxes received for the redemption of residents' land forfeited to the state, &c. 46 29

Lands west of Tennessee River—
For the sale of lands, by Edmund Cord, Receiver of Public Moneys west of Tennessee river, in Commonwealth's paper,
Do. do. in specie, 25,723 26 12,985 52 38,708 80
(Amount forwarded,) $137,520 44
JOURNAL OF THE

Bank of Kentucky—
For dividend declared 1st March, 1834, in specie,

Bank of the Commonwealth of Kentucky—
For the net profits of said bank from the 30th November, 1832, to 30th November, 1833, (no report made since said date,) For amount of solvent debts due from individuals residing in the counties of Pike, Lawrence and Floyd, transferred to the commissioners for the improvement of Big Sandy River,

Bank of Louisville—

For tax of 25 cents per share, on 1150 shares of stock of said bank, subscribed for and held by individuals, in specie,

Of which is in specie,

Ditto in Commonwealth's paper,

COMMONWEALTH'S PAPER
Warrants reported to have been paid by the Treasurer from the 11th day of October, 1833, to the 10th day of October, 1834, inclusive, Advance at 5 per cent, allowed on $12,985 52, specie, paid by Receiver of Public Moneys west of Tennessee River (as per act of assembly),

Total amount paid,

From which deduct the amount of receipts as above enumerated,

Leaving a balance due from government on the 10th October, 1834, of (Commonwealth paper)

SPECIE
Amount of receipts in specie, as above enumerated,

From which deduct the amount of warrants reported to have been paid by the Treasurer from the 10th of October, 1833, to the 10th of October, 1834,

Leaving a balance of specie remaining in the Treasury on the 10th October, 1834, of
No. 2.

A Statement of Warrants drawn by the Auditor of Public Accounts on the Treasurer, from the 11th day of October, 1833, to the 10th day of October, 1834, inclusive; showing the amount drawn for each source of expenditure; and also the amount of Warrants paid and unpaid during the same period, viz:

**Jailors—**

<table>
<thead>
<tr>
<th>Source of Expenditure</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Attendance on courts, furnishing fuel, &amp;c.</td>
<td>$2,850 63</td>
</tr>
<tr>
<td>Committing and releasing criminals</td>
<td>141 38</td>
</tr>
<tr>
<td>Dieting criminals</td>
<td>5,270 09</td>
</tr>
<tr>
<td>Ironing criminals</td>
<td>27 00</td>
</tr>
</tbody>
</table>

**Executive Offices—**

<table>
<thead>
<tr>
<th>Source of Expenditure</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Fuel, stationery, &amp;c. furnished the Secretary's office</td>
<td>$915 52</td>
</tr>
<tr>
<td>(spec., $29 50—commonwealth paper, $915 52)</td>
<td>945 09</td>
</tr>
<tr>
<td>Do.</td>
<td>1,079 59</td>
</tr>
<tr>
<td>Do.</td>
<td>263 50</td>
</tr>
<tr>
<td>Do.</td>
<td>755 70</td>
</tr>
</tbody>
</table>

**Distributing Acts and Journals, December Session, 1832—**

<table>
<thead>
<tr>
<th>District</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Middle District</td>
<td>$3,043 81</td>
</tr>
<tr>
<td>First District</td>
<td>114 75</td>
</tr>
<tr>
<td>Second District</td>
<td>409 00</td>
</tr>
</tbody>
</table>

**Criminal Prosecutions—**

<table>
<thead>
<tr>
<th>Source of Expenditure</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Constables conveying criminals to jail</td>
<td>82 59</td>
</tr>
<tr>
<td>Do. apprehending criminals</td>
<td>1,363 40</td>
</tr>
<tr>
<td>Do. summoning witnesses</td>
<td>359 78</td>
</tr>
<tr>
<td>Do. whipping criminals</td>
<td>60 77</td>
</tr>
<tr>
<td>Guards, for guarding criminals in jail, to jail, and to the penitentiary</td>
<td>3,151 97</td>
</tr>
<tr>
<td>For the attendance of venire men</td>
<td>4,134 00</td>
</tr>
<tr>
<td>Do. witnesses</td>
<td>2,837 62</td>
</tr>
<tr>
<td>Sheriffs summoning venires</td>
<td>408 84</td>
</tr>
<tr>
<td>Do.</td>
<td>852 03</td>
</tr>
<tr>
<td>Do. apprehending criminals</td>
<td>360 00</td>
</tr>
<tr>
<td>Do. conveying criminals to jail</td>
<td>1,246 42</td>
</tr>
<tr>
<td>Do. executing process for contempt</td>
<td>19 93</td>
</tr>
<tr>
<td>Do. hanging condemned persons</td>
<td>36 26</td>
</tr>
<tr>
<td>Coroners summoning witnesses</td>
<td>1 05</td>
</tr>
<tr>
<td>Do.</td>
<td>7 00</td>
</tr>
<tr>
<td>Do. apprehending criminals</td>
<td>2 00</td>
</tr>
<tr>
<td>Do. attending court</td>
<td>19 00</td>
</tr>
</tbody>
</table>

(Amount forwarded) | $26,734 52 |
# Journal of the Public Communications

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>By the Governor and Secretary, (in specie $185 13, in Commonwealth's paper, $152 97,)</td>
<td>338 10</td>
</tr>
<tr>
<td>By Auditor of Public Accounts, (in specie $383 61; in Commonwealth's paper, $94 32)</td>
<td>477 93</td>
</tr>
</tbody>
</table>

## Contingent Expenses

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>For rent of office for Quartermaster General</td>
<td>50 00</td>
</tr>
<tr>
<td>Blanks for Quartermaster General and Adjutant General</td>
<td>80 50</td>
</tr>
<tr>
<td>Repairing public buildings and yard</td>
<td>450 32</td>
</tr>
<tr>
<td>Work and materials on Government House and lot</td>
<td>573 79</td>
</tr>
<tr>
<td>To the Sergeant and Tipstaff of the court of appeals, attending that court and the general court, furnishing fuel, &amp;c., for same</td>
<td>410 80</td>
</tr>
<tr>
<td>Salary of, and blanks, &amp;c., for Receiver of Public Moneys west of Tennessee river</td>
<td>150 00</td>
</tr>
<tr>
<td>Binding laws, &amp;c., of other states for Secretary and Librarian</td>
<td>186 70</td>
</tr>
<tr>
<td>Printing Governor's Proclamation and blanks for Treasurer's office</td>
<td>17 22</td>
</tr>
<tr>
<td>Shelving room for Library, work done in the Register's office, painting, &amp;c.</td>
<td>314 60</td>
</tr>
<tr>
<td>To Commissioners for invoicing tools, &amp;c., in the Penitentiary</td>
<td>168 00</td>
</tr>
</tbody>
</table>

## Salaries

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Annual salaries of Judiciary officers</td>
<td>18,333 13</td>
</tr>
<tr>
<td>Do. do. Executive officers</td>
<td>8,860 79</td>
</tr>
</tbody>
</table>

## Attorneys

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Annual salaries of the Commonwealth's Attorneys</td>
<td>4,437 76</td>
</tr>
</tbody>
</table>

## Military Expenditures

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Pay of Brigade Inspector, Provost Marshals, Judge Advocates, &amp;c.</td>
<td>464 12</td>
</tr>
</tbody>
</table>

## Lunatics

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>For the support of Idiots</td>
<td>13,765 82</td>
</tr>
</tbody>
</table>

## Decisions of the Court of Appeals

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>For the first volume of Dana's Reports</td>
<td>1,742 50</td>
</tr>
</tbody>
</table>

## Clerks' Services

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>For record books, presses and seals</td>
<td>2,144 61</td>
</tr>
<tr>
<td>For ex-officio services of the Clerks of the circuit courts and general court</td>
<td>3,740 00</td>
</tr>
<tr>
<td>For allowances to Clerks of county courts for copying commissioners' books</td>
<td>2,653 85</td>
</tr>
</tbody>
</table>

*(Amount brought forward,)* $26,734 52

*(Amount forwarded,)* $85,119 49
Institutions for the tuition of the Deaf and Dumb—
For the support of the indigent pupils, $85,113 49

Drawbacks on vacant Land—
For payment made on certificates of Commissioners, 1798, 2,417 84

Public Roads—
To Commissioners to view the road from Louisville to state line, in a direction to Knoxville, 85 50
Do. do. Mt. Sterling to Virginia, 3 00 88 50

Sheriffs Comparing Polls—
For Congress, Senate, &c. 515 19

Legislature, December Session, 1833—
Pay of Members of the Senate and House of Representatives, 16,775 70

Sheriffs for Revenue—
Amount overpaid for year 1819, 4 17
Do. do. 1833, 48 16 52 33

Slaves Executed—
By order of Adair circuit court: 500 00
Do. Christian do. 1223 00
Do. Fayette do. 700 00
Do. Henderson do. 375 00 2,600 00

Commissioners, of Tax—
For taking in lists of taxable property, 9,323 33

Tollpike Roads—(Specie.)
Maysville, Washington, Paris and Lexington, 21,000 00
Frankfort and Shelbyville, 5,000 00 26,000 00

Ditto—(Commonwealth's paper.)
Maysville, Washington, Paris and Lexington, 18,888 83
ruwport, do and Shelbyville 5,556 00
Shelby county, 3,000 00 27,448 85

Loans to the Penitentiary—
Amount paid J. J. Miles for balance due him, 137 59
Do. Jno. B. Wooldridge's Bills, 12 29 149 88

Appropriations: December Session, 1832—
To Benjamin Tobin, 15 00
J. Jennings, for the improvement of Big Caney creek, 300 00
Do. do. Green river, 600 00
George A. Robinson, (Librarian,) 500 00
Do. do. 500 00

(Carried over;) 1,915 00 170,708 14

(Amount forwarded,)
Appropriations December Session, 1832—

(Amount brought forward,)

Simpson Stout, for the improvement of the navigation of Greer river, $10,000
J. Jennings, do. do. $66
Simpson Stout, do. do. $2,333

Appropriations December Session, 1833—

To Robert Caldwell, (late Sheriff of Madison county,) $3110
Alfred Bowden, $83
Samuel Woodson, (clerk of Hopkins,) $8
Charles Wallace and Nicholas Hoeker, $81
A. G. Hodges, (Public Printer,) $4,946
Richard B. New, $248
William B. Holman, $215
Joseph Gray, $165
Samuel J. M. Major, $154
A. C. Keenan, $225
Anthony Crockett, $199
James Stonestreet, $570
Robert S. Todd, $530
A. M. Wigginton, $240
Benjamin Pollard, $383
John U. Price, $90
Thomas S. Page, $326
R. K. Stout, $65
James Shackleford, $333
Lewis Sanders, $250
Blaine and Bacou, $8

(Amount forwarded,)

11,232

(Continued over,)

179,708
### HOUSE OF REPRESENTATIVES

**Appropriations December Session, 1833—**

**$193,033 13**

*(Amount brought forward,)*

**$192,023 13**

*(Brought over,)*

<table>
<thead>
<tr>
<th>Name</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>James T. Morehead,</td>
<td>455 70</td>
</tr>
<tr>
<td>Keenan and Robertson.</td>
<td></td>
</tr>
<tr>
<td>Ditto</td>
<td>11,292 12</td>
</tr>
<tr>
<td>Hawkins Wickersham,</td>
<td>231 95</td>
</tr>
<tr>
<td>Charles H. Julian,</td>
<td>225 63</td>
</tr>
<tr>
<td>G. E. Russell,</td>
<td>182 20</td>
</tr>
<tr>
<td>P. Dudley, Adjutant General, (expenses of Governor's funeral,)</td>
<td>344 40</td>
</tr>
<tr>
<td>William Shackleford,</td>
<td>30 00</td>
</tr>
<tr>
<td>Silas M. Noel,</td>
<td>40 00</td>
</tr>
<tr>
<td>B. Ely, (expenses of Governor's funeral,)</td>
<td>16 00</td>
</tr>
<tr>
<td>A. R. Lindsa, (Ditto,)</td>
<td>2 35</td>
</tr>
<tr>
<td>E. Brown,</td>
<td>50 00</td>
</tr>
<tr>
<td>Lunatic Asylum,</td>
<td>40 00</td>
</tr>
<tr>
<td>A. G. Hodges, (Public Printer,)</td>
<td>16 00</td>
</tr>
<tr>
<td>James Allen, (for improvement of Muldrow's Hill)</td>
<td>10 00</td>
</tr>
<tr>
<td>May and Hallsley, (commissioners of road from Owensborough to Bowlinggreen,)</td>
<td>8 25</td>
</tr>
<tr>
<td>A. C. Keennon,</td>
<td>50 00</td>
</tr>
<tr>
<td>A. Shepperd, Jr. agent for road from Louisville, by way of Columbia to Tennessee, specie,</td>
<td>150 00</td>
</tr>
<tr>
<td>Do. do. for Big South Fork of Cumberland river,</td>
<td>600 00</td>
</tr>
<tr>
<td>William Johnston, for improvement of Tradewater, do.</td>
<td>2,000 00</td>
</tr>
<tr>
<td>William M. Smith and others, Commissioners for improvement of Big Sandy,</td>
<td>1,000 00</td>
</tr>
<tr>
<td>Do. do. do. specie,</td>
<td>2,791 31</td>
</tr>
<tr>
<td>Daniel Garrard and others, Commissioners for improvement of South Fork Kentucky river,</td>
<td>3,208 69</td>
</tr>
<tr>
<td>D. White, Commissioner of road from London, Laurel county, to the Tennessee line,</td>
<td>1,500 00</td>
</tr>
<tr>
<td>Charles H. Julian,</td>
<td>300 00</td>
</tr>
<tr>
<td>Keenan and Robertson,</td>
<td>131 25</td>
</tr>
<tr>
<td>John Harrison,</td>
<td>31 25</td>
</tr>
<tr>
<td>Total amount of warrants issued from 11th day of October, 1833, to the 10th day of October, 1834, inclusive,</td>
<td>37,668 41</td>
</tr>
</tbody>
</table>

**$329,691 54**

Of which is in specie, | 39,106 99 |

Do. in Commonwealth's paper, | 190,584 55 |

**$329,691 54**

### SPECIE

Warrants issued from the 11th day of October, 1833, to 10th October, 1834, | 39,106 99 |

From which, deduct the amount of warrants reported to have been paid by the Treasurer as in statement No. 1, | 29,663 03 |

Leaving amount of warrants unpaid on the 10th day of October, 1834, | $3,444 96 |
JOURNAL OF THE
COMMONWEALTH'S PAPER,
Warrants issued from the tenth day of October, 1833, to the 10th day of October, 1834,
Do. unpaid on the 10th day of October, 1833,
190,584 55
2,783 81
193,368 36
From which deduct the amount of warrants reported to have been paid by the Treasurer as in statement No. 1, 189,609 80
Leaving amount of warrants unpaid on the 10th day of October, 1834,
$3,758 56

No. 3. A Statement of debts due to government on the 10th day of October, 1834, viz:
Of Revenue collectable by Sheriffs—

| For the year | 1793 | 1794 | 1795 | 1796 | 1797 | 1798 | 1799 | 1800 | 1801 | 1802 | 1803 | 1804 | 1805 | 1806 | 1807 | 1808 | 1809 | 1810 | 1811 | 1812 | 1813 | 1814 | 1815 | 1816 | 1817 | 1818 | 1819 | 1820 | 1821 | 1822 | 1823 | 1824 | 1825 | 1826 | 1827 | 1828 | 1829 | 1830 | 1831 | 1832 | 1833 | 1834 |
|-------------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|
| 104 06 | 138 61 | 1,805 36 | 101 86 | 217 25 | 172 26 | 31 99 | 1,092 21 | 613 25 | 379 43 | 48 58 | 52 44 | 10 26 | 754 54 | 342 86 | 472 30 | 330 02 | 374 16 | 510 67 | 1,010 58 | 16 94 | 12 56 | 519 30 | 615 00 | 732 53

Debts receivable,
Tax on Bank stock, (Independent Bank),
Loans to the Penitentiary,
Treasurer, town of Columbus, (this amount retained in hands of the Treasurer, by the direction of the Trustees, to cover expenses of sales),
Clerks, for taxes received,
Total amount of debts due to Government on the 10th day of October, 1834,
$86,147 16
Lexington and Ohio Rail Road Company—
This amount of bonds issued, upon which the faith and
credit of this Commonwealth are pledged for payment,
in accordance to act of Assembly, approved 2d Febru-
ary, 1833,

STOCK OWNED BY THE STATE.

In the Bank of Kentucky, $108,000 00
In the Bank of the Commonwealth, in specie, 1,701 07

Ditto in Commonwealth’s paper, 462,613 19

471,319 26

Turnpike Roads—

Maysville, Washington, Paris and Lexington, Common-
wealth’s paper, 33,174 58
Shelby county, Do. 42,987 53
Franklin county, Do. 16,050 00

92,212 11

Maysville, Washington, Paris and Lexington, specie, 83,500 00
Shelby county, Do. 7,010 78
Franklin county, Do. 5,000 00

95,510 78

Taylorsville Bridge, in Commonwealth’s paper, 2,428 56
Ditto in specie, 850 00

3,278 56

Total amount of stock owned by the State on the 10th day
of October, 1834,

$731,660 71

No. 4.

A statement of debts due from government, on the 10th day of October, 1834, and
for which the Treasury is bound for payment, viz:

Sheriffs for Revenue—

For amount overpaid Revenue, 1819, $8 32
Do. 1822, 1 02
Do. 1830, 7 80
Do. 1837, 4 68

21 52

4,363 81

To purchasers of Non-Residents’ Lands, 275 77
To the Treasurer town of Waitsborough, 05
To the Penitentiary, 21,055 57

For warrants unpaid, as in statement No. 2, specie,

9,444 96

9,444 96

Do. do. Commonwealth’s
paper, 3,755 56

13,203 52

To Attorneys, for salaries due, 1,644 32
For salaries due to Judiciary and Executive Officers, 8,356 33

Total amount of debts due from Government, on the 10th
day of October, 1834,

$45,821 29
### No. 5.

**A statement showing the debits and credits of the Revenue account for 1833, as due from Sheriffs during the year ending on the 10th day of Oct. 1834, viz:**

#### DEBITS.

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Balance due on the 10th day of October, 1833</td>
<td>81,654 46</td>
</tr>
<tr>
<td>Additional lists charged</td>
<td>1,137 66</td>
</tr>
<tr>
<td>Warrants issued for amounts overpaid</td>
<td>48 16</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>82,830 28</strong></td>
</tr>
</tbody>
</table>

#### CREDITS.

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>By amount paid Treasurer, as in statement No. 1</td>
<td>72,930 93</td>
</tr>
<tr>
<td>Delinquents, forfeited lands, errors corrected and exonerations by court</td>
<td>2,148 77</td>
</tr>
<tr>
<td>Commission for collecting</td>
<td>6,049 56</td>
</tr>
<tr>
<td>Wolves killed</td>
<td>978 50</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>82,107 76</strong></td>
</tr>
</tbody>
</table>

Balance due Government on the 10th day of Oct. 1834, as in statement No. 3, $722 52

### No. 6.

**A statement showing the debits and credits of the accounts of Clerks, (Circuit, County, Court of Appeals, General Court and Registers' Office,) for the collection of tax on law process, deeds, seals, &c. accounted for, during the year ending on and including the 10th day of October, 1834, viz:**

#### DEBITS.

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Balance due on the 10th day of October, 1833</td>
<td>7,312 72</td>
</tr>
<tr>
<td>Amount of accounts rendered, (commission for collecting deducted,)</td>
<td>20,628 39</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>27,941 11</strong></td>
</tr>
</tbody>
</table>

#### CREDITS.

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>By amount paid the Treasurer, as in statement No. 1</td>
<td>20,343 68</td>
</tr>
<tr>
<td>Errors in double charges</td>
<td>95 75</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>20,438 43</strong></td>
</tr>
</tbody>
</table>

Balance due Government on the 10th day of Oct. 1834, as in statement No. 3, $7,603 68
A Statement of Moneys expected to be paid into the Treasury during the year ending on and including the 10th day of October, 1835, subject to the expenses of Government, viz:

The gross amount of Revenue collectable by Sheriffs for the year 1834, and made payable on the first Monday in December next, 138,108.26

The loss on the collection of the same, including credits for commissions, exonerations, delinquents, forfeited lands and compensation for killing wolves, is supposed will be about 12 per cent. amounting to $16,572.99

The delinquent Sheriffs will be, say 1,500.

Which leaves a sum that may be expected will be paid into the Treasury, of $120,035.27

Of the Revenue collectable by clerks, (including tax on Taverns, &c.) Register of the Land Office and Secretary of State, 20,000.00

Miscellaneous Receipts, 50.00

Tax on non-residents' land, 2,000.00

Do. from the Bank of Louisville, 2,575.00

For sale of warrants to be sold on vacant land, 1,870.00

For sale of land west of Tennessee river, 20,000.00

From the balances due Government as in statement No. 3, will be collected of the Revenue due by Sheriffs, 500.00

Do. do. by Clerks, 3,000.00

Total amount expected to be received during the year ending 10th day of October, 1835, $171,446.26

No. 8.

A Statement showing the probable amount of the Expenditures of Government for the year ending on and including the 10th day of October, 1835, viz:

Jailers, 8,500.00

Executive Offices, 3,100.00

Public Printer, 20.00

Distributing acts and journals, December session, 1833-4, 500.00

Criminal prosecutions, 13,000.00

Public Communications, 1,000.00

Contingent expenses, 2,500.00

Salaries of the Executive and Judicial Officers, 31,000.00

(Carried over,) 71,620.00
Military Expenditures, 71,620 00
For the support of Idiots, 600 00
Decisions of the Court of Appeals, 13,000 00
Clerks' services, 2,500 00
Deaf and Dumb Asylum, 9,000 00
Money refunded, 2,500 00
Public Roads, 400 00
Sheriffs comparing Polls, 400 00
Slaves executed, 2,000 00
Commissioners of Tax, 2,000 00
Sheriffs for Revenue overpaid, 9,000 00
Deaf and Dumb Asylum, 2,500 00
Money refunded, 400 00
Public Roads, 2,000 00
Legislature, December Session, 1834, including all expenses, supposing it to be of eight weeks duration, 40,000 00
Lunatic Asylum, 600 00
Appropriations December Session, 1833, unpaid, 22,000 00
Total amount expected to be expended during the year ending on the 10th October, 1835, $245,070 00
To which add balance due from Government as in statement No. 1, Commonwealth's paper, 59,038 41
Do. do. as in No. 4, is supposed will be drawn, 27,765 82
Making a sum that may be expected will be expended during the year ending 10th October, 1835, $331,864 23
From which deduct the expected Receipts as in statement No. 7, 171,446 26
Leaving a supposed balance due from Government on the 10th day of October, 1835, $160,417 97

Ordered, That the said report be laid on the table, and that the Public Printer forthwith print 150 copies thereof, for the use of the members of this House.

The Speaker also laid before the House, the annual report of the Keeper of the Penitentiary, which is in the following words:

Office Kentucky Penitentiary. Frankfort, 5th January, 1835.

Sir: Please lay before the House over which you preside, the following report on the condition of the Kentucky Penitentiary for the year 1834.

Very respectfully,

Your obedient servant,

THO. S. THEOBALD, A. & K. K. P.

Hon. CHARLES A. WICKLIFFE,
Speaker of the House of Representatives.
## REVENUE CHARGEABLE TO SHIRES

<table>
<thead>
<tr>
<th>County</th>
<th>Valuation of Property</th>
<th>Tax on Property</th>
<th>Auditor's additional charge</th>
<th>Rate per hundred dol.</th>
<th>Total Revenue chargeable to Shires &amp; Assessments</th>
<th>Amount of expenditures</th>
<th>NET REVENUE</th>
<th>Expenditure exceeding Revenue</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ash</td>
<td>1,877,984</td>
<td>9100.68</td>
<td>95.80</td>
<td>1.89</td>
<td>8,597.46</td>
<td>7,907.12</td>
<td>700.34</td>
<td>4,183.66</td>
</tr>
<tr>
<td>Boyle</td>
<td>938,783</td>
<td>4917.57</td>
<td>170.00</td>
<td>1.85</td>
<td>9,414.73</td>
<td>10,271.46</td>
<td>856.74</td>
<td>1,488.61</td>
</tr>
<tr>
<td>Boyd</td>
<td>2,317,522</td>
<td>10783.63</td>
<td>95.80</td>
<td>1.89</td>
<td>19,322.46</td>
<td>18,338.45</td>
<td>984.01</td>
<td>874.15</td>
</tr>
<tr>
<td>Breathitt</td>
<td>876,972</td>
<td>4548.06</td>
<td>140.00</td>
<td>1.85</td>
<td>8,283.56</td>
<td>8,696.44</td>
<td>412.88</td>
<td>433.95</td>
</tr>
<tr>
<td>Bourbon</td>
<td>6,039,930</td>
<td>28131.63</td>
<td>202.00</td>
<td>1.85</td>
<td>19,846.25</td>
<td>20,260.83</td>
<td>414.58</td>
<td>3,164.58</td>
</tr>
<tr>
<td>Boyle</td>
<td>2,075,785</td>
<td>10675.57</td>
<td>95.80</td>
<td>1.89</td>
<td>19,727.53</td>
<td>18,634.22</td>
<td>993.31</td>
<td>1,314.31</td>
</tr>
<tr>
<td>Breathitt</td>
<td>985,972</td>
<td>4260.63</td>
<td>140.00</td>
<td>1.85</td>
<td>8,164.06</td>
<td>8,572.44</td>
<td>408.38</td>
<td>450.02</td>
</tr>
<tr>
<td>Boone</td>
<td>3,211,435</td>
<td>15257.45</td>
<td>110.00</td>
<td>1.85</td>
<td>29,475.66</td>
<td>32,131.76</td>
<td>2,656.10</td>
<td>3,182.44</td>
</tr>
<tr>
<td>Boyle</td>
<td>2,661,580</td>
<td>12576.72</td>
<td>95.80</td>
<td>1.89</td>
<td>24,914.73</td>
<td>24,137.04</td>
<td>777.69</td>
<td>777.69</td>
</tr>
<tr>
<td>Breathitt</td>
<td>985,972</td>
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<td>2,656.10</td>
<td>3,182.44</td>
</tr>
</tbody>
</table>

**Note:** The table above represents a detailed revenue and expenditure report for various counties, showing the revenue chargeable to shires, the amount of expenditures, and the net revenue. Each county's data includes valuation of property, tax on property, auditor's additional charge, rate per hundred dollars, total revenue, and net revenue after expenditures are subtracted from revenue.
REPORT.

On making my first annual Report to the Legislature, I feel gratified in stating that the general prosperity of this Institution has fully realized every expectation of its friends. Its administration was by law confined to my agency on the 10th day of March last; and this report will present a statement of its affairs up to the 10th day of December last, embracing a period of nine months.

On the 10th March, there were then in confinement, 71 Prisoners,

Received since, 51

Total, 122

Discharged since, by expiration of sentence, 20
By Executive pardon, 10
By escape, 2

32

90

The following tables, also, I beg leave to present, believing they will prove interesting and useful to the Legislature, viz:

**Crimes of the Prisoners.**

<table>
<thead>
<tr>
<th>Crime</th>
<th>Ages</th>
</tr>
</thead>
<tbody>
<tr>
<td>Horse-stealing,</td>
<td>Between 16 and 20 years, 9</td>
</tr>
<tr>
<td></td>
<td>&quot; 20 30 43</td>
</tr>
<tr>
<td>Larceny,</td>
<td>&quot; 30 40 26</td>
</tr>
<tr>
<td>Highway Robbery,</td>
<td>&quot; 40 50 6 6</td>
</tr>
<tr>
<td>Manslaughter,</td>
<td>&quot; 50 65 6</td>
</tr>
<tr>
<td>Rape,</td>
<td></td>
</tr>
<tr>
<td>Counterfeiting coin,</td>
<td></td>
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<tr>
<td>Ditto bank notes,</td>
<td></td>
</tr>
<tr>
<td>Passing counterfeits,</td>
<td></td>
</tr>
<tr>
<td>Maiming with intent to kill,</td>
<td></td>
</tr>
<tr>
<td>Kidnapping Slaves,</td>
<td></td>
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<tr>
<td>Mail Robbery,</td>
<td></td>
</tr>
<tr>
<td>Total,</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Total, 90</td>
</tr>
</tbody>
</table>

**Nativity.**

<table>
<thead>
<tr>
<th>Nativity</th>
<th>Total, 24</th>
</tr>
</thead>
<tbody>
<tr>
<td>Kentucky</td>
<td>24</td>
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<tr>
<td>Other states of U. S.</td>
<td>51</td>
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<tr>
<td>Ireland</td>
<td>10</td>
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<tr>
<td>England</td>
<td>4</td>
</tr>
<tr>
<td>Canada</td>
<td>1</td>
</tr>
</tbody>
</table>

**Education.**

<table>
<thead>
<tr>
<th>Education</th>
<th>Total, 90</th>
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</thead>
<tbody>
<tr>
<td>Good</td>
<td>7</td>
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<tr>
<td>Ordinary</td>
<td>63</td>
</tr>
<tr>
<td>None</td>
<td>20</td>
</tr>
<tr>
<td>Total</td>
<td>90</td>
</tr>
</tbody>
</table>
The following is an exhibit of the financial condition on the 10th day of December last, viz:

Its Means are—

Raw Materials on hand, $5,798.33
Manufactured articles, 3,908.55
Sundry debtors, per notes and accounts, 9,109.09
Commonwealth, per account, 702.83
Do. estimated, for building new work shops, &c. in the prison, under act of last session, not charged, 3,000.00

Total, $22,608.83

From which sum deduct its liabilities, viz:

Sundry creditors, per notes and accounts, 2,376.15
Tho. S. Theobald, for credit on account, 2,758.97
Sundry debts not rendered, estimated, 4,000.00

Total, 12,135.12

Showing a balance to the favor of the Penitentiary on the 10th December, of $10,473.71

The result of a future settlement of the accounts will, doubtless, vary the amount of the estimates stated above; yet, they are as accurate as they can be made at this time. The building for which three thousand dollars are charged above against the Commonwealth, is a large brick workshop, &c. thirty-six feet wide, and two hundred and thirty feet long.

Owing to the failure of the old steam engine, heretofore in use, I have purchased and put up a new one, of excellent quality, which drives a corn mill and other machinery.

In choosing the branches of business, for the application of Convict labor, the following are the considerations of greatest weight—That the manufactured articles may be produced by the exercise of ordinary skill; the raw materials not subject to great waste; the product suited to general want and in demand; and yielding the largest profit from the least capital. With these views, the following are the branches, believed best adapted to the Institution, viz: Grinding corn; carding wool, and employing other machinery driven by a steam engine; wagon making; blacksmithing; stone-cutting; chair-making and painting; boot and shoe making; tailoring; coopering; making bagging and bale rope; dying; weaving carpets, jeans, linsey, &c. &c. together with many minor collateral branches.
The raw materials employed are of the best quality, and the articles produced, would, it is believed, do no discredit to the skill of any manufacturer of similar fabrics in the state. In some of the branches, indeed, such are their quality and reputation, that it is wholly impossible to supply the public demand.

The discipline of the prison has been administered on principles similar to those practised by my predecessor. In the exercise of that discretion however, which the law vests in the keeper, I have ventured, in some instances, to depart from his practice; but I should be ungrateful not to acknowledge the aid which his judgment and experience alike qualified him to offer, and which was bestowed with equal promptness and courtesy.

During the past year, the health of the prisoners has been remarkably good, with the exception of the spring months, when our operations were much interrupted and retarded by the frequent occurrence of cases of slight illness. But owing to the great attention and skill of Dr. Roberts, the attendant physician, no deaths have occurred; comparatively but few cases of serious illness, and none attributable to either local situation or prison discipline.

Of the intellectual and moral improvement of the convicts, I feel sincerely gratified in saying, that facts authorize the indulgence of encouraging and comfortable hopes; and the benevolent philanthropist will rejoice that the strong and blended lights of knowledge and religious truth are casting rays of brightness and warmth into their minds and hearts, dispelling much of the misery of their dark and cold abodes.

Under a new organization and arrangement of the schools on the Sabbath, which I have adopted, indications are decidedly apparent of an active spirit of mental improvement; and, from the labors of the ministers of the Gospel of various religious denominations, who have kindly lent the aid of their pious exertions, manifestations have been given of an unquestionably reformatory tendency.

In conclusion, give me leave to add, that there are many other subjects of importance, which would present interesting matter for legislative consideration, not belonging properly to an annual report, which I would feel it equally a duty and a pleasure to communicate either individually or in committee to the members of your honorable body.

All of which is respectfully submitted by

Your obedient servant,

THOMAS S. THEOBALD,
Agent and Keeper Kentucky Penitentiary.
Ordered, That the said report be referred to the Committee on the Penitentiary, and that the Public Printer forthwith print 150 copies, for the use of the members of this House.

The Speaker also laid before the House, a letter from Peter Dudley, Adjutant General, and Lewis Sanders, enclosing a compilation of the Militia laws of this State, made in pursuance of a resolution of the last Session of the Legislature, which was received, the reading thereof dispensed with, and referred to the Committee on Military Affairs.

The Speaker laid before the House a letter from the Treasurer of this Commonwealth, enclosing his annual report of the money received and paid out, during the last fiscal year, ending on the 10th day of October last, which is in the words following:

FRANKFORT, 5th January, 1835.

SIR:—You will please lay before the Honorable House over which you preside, the enclosed statement, which gives a concise view of the situation of the Treasury department from the 11th day of October, 1833, to the 10th day of October, 1834, inclusive:

I have the honor to be, very respectfully,

Your obedient servant,

JAMES DAVIDSON, Treasurer.

THE HONORABLE CHARLES A. WICKLIFFE,
Speaker of the House of Representatives.

REPORT

No. 1.

A Statement showing the amount of money received by the Treasurer (under their appropriate heads,) from the 11th day of October, 1833, to the 10th day of October, 1834, inclusive:

BANK STOCK FUND.

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>From Headright Lands</td>
<td>$60 95</td>
</tr>
<tr>
<td>Land Warrants</td>
<td>2,097 01</td>
</tr>
<tr>
<td>Clerks for Taxes</td>
<td>2,158 05</td>
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<tr>
<td>Register of the Land Office</td>
<td>19,548 99</td>
</tr>
<tr>
<td>Non-residents' Lands</td>
<td>693 69</td>
</tr>
<tr>
<td>(Amount forwarded,)</td>
<td>20,242 68</td>
</tr>
<tr>
<td></td>
<td>1,781 01</td>
</tr>
<tr>
<td></td>
<td>$24,181 74</td>
</tr>
</tbody>
</table>
JAN. 5.] HOUSE OF REPRESENTATIVES. 59

(Amount brought forward,)
Lands west of Cumberland river, $24,181 74
Lands west of Tennessee river, in specie, 168 68
Lands west of Tennessee river, in Commonwealth's paper, 12,985 52
The Bank of Louisville, in specie, 25,074 01
Sheriffs for Revenue, 2,875 00
Miscellaneous Receipts, 74,119 93
Bank of the Commonwealth, (net profits,) 46 29
Bank of Kentucky, (distribution of stock,) 4,204 43

BANK OF THE COMMONWEALTH.
Amount of solvent debts from the counties of Pike, Floyd and Lawrence, for the improvement of Big Sandy river, (see acts,) 14,917 50

Advance of five per cent. on 12,985 52, in specie, received from E. Curd, Receiver of public money west of Tennessee river, 2,791 31

Total amount received during the year ending on the 10th of October, 1834, 649 27

Of which is in specie, 30,778 02
Do. Commonwealth's paper, 131,230 66
Total as above, $162,008 68

No. 2.

A Statement showing the amount of Warrants paid by the Treasurer (under their appropriate heads,) from the 11th day of October, 1833, to the 10th day of October, 1834, inclusive:

On criminal prosecutions, 14,930 16
For Lunatics, 12,784 57
Clerks' services, 8,455 47
To Jailers, 8,301 30
Attorneys for the Commonwealth, 4,352 76
For salaries of the Judicial and Executive Departments, 27,308 91

(Amount forwarded,) $76,173 17
(Amount brought forward,)

Contingent Expenses, $78,173 17
Executive Offices, in specie, 2,410 36
in Commonwealth's paper, 3,014 25
Commissioners of Tax, 3,043 81
Military Expenses, 9,317 33
Money refunded, 464 12
Distributing the acts and journals, 10 00
Turnpike Roads, in specie, 16,750 00
Turnpike Roads, in Commonwealth's paper, 27,496 89
Public Roads, 85 50
Decisions of the Court of Appeals, 1,742 50
Slaves executed, 2,600 00
Public Communications, in specie, 373 78
Do. in Commonwealth's paper, 247 29
Sheriffs comparing Polls, 515 19
Appropriations December Session, 1832, 21,314 99
Appropriations December Session, 1833, in Commonwealth's paper, 18,159 72
Appropriations December Session, 1833, in specie, 12,508 69
Deaf and Dumb Asylum, 2,417 84
Lunatic Asylum, 6,000 00
Legislature, December Session, 1833, 16,775 70
Loans to Penitentiary, 149 88
Sheriffs for Revenue, 49 33
Advance of 5 per cent. on 12,985 52, specie, received from E. Curd, Receiver of Public Money west of Tennessee river, (see acts,) 649 27

Total amount of warrants paid from the 11th day of October, 1833, to the 10th day of October, 1834, inclusive, $219,621 10

Of which is in specie, 29,692 03
Do. in Commonwealth's paper, 190,259 07 219,621 10

From which deduct the Receipts per Statement No. 1, 182,008 68

Balance due from Government on the 10th day of October, 1834, 57,912 42
There is due from the Treasury in Commonwealth's paper, $59,028.41
There is in the Treasury, specie, 1,115.99
Balance as above, $57,912.42

JAMES DAVIDSON, Treasurer.

Ordered, That the said Report be referred to the Committee of Ways and Means.

1. Mr. Beaseman presented the petition of Mary C. Coleman, praying a divorce from her husband, William A. Coleman.
2. Mr. Mansfield presented the petition of sundry citizens of Barren county, praying to be added to the county of Allen.
3. Mr. Gorin presented the remonstrance of sundry citizens of Barren, against the petition to be added to Allen county.
4. Also the petition of William Nevill, administrator and guardian of the infant heirs of Thomas Wilcoxen, deceased, praying for the passage of a law, authorizing the sale of the real estate of said decedent.
5. Mr. Daniel presented the petition of Major and Samuel King, and sundry citizens of Estill county, praying the passage of a law, authorizing the erection of a mill on the Kentucky river.
6. Mr. Stevenson presented the petition of Eli Stout, guardian of the infant heirs of Isaac Stout, deceased, praying the passage of a law, authorizing the sale of the real estate of said heirs.
7. Mr. Hart presented the petition of the trustees of the Hopkins Academy, praying permission to relinquish to the state their lands, and locate them elsewhere; and that the fines and forfeitures of Hopkins county may be appropriated to the use of the Academy of said county.
8. Mr. J. V. Walker presented the petition of sundry citizens of Logan county, praying that an election precinct may be established at Keysburgh, in said county.
9. Also the petition of Elizabeth Campbell, and James Campbell, executrix and executor of A. M. Campbell, deceased, praying the passage of a law to authorize them to sell the slaves, belonging to the estate of said decedent.
10. Mr. McClure presented the petition of sundry citizens of Russell county, praying that an election precinct may be established in said county, at Creelsburgh.
11. Mr. Faulkner presented the petition of Henry Reynolds, and sundry citizens of Garrard and Jessamine counties, praying the passage of a law, allowing said Reynolds to erect a floating mill on the Kentucky river.
12. Also the remonstrance of sundry citizens against said petition.
13. Mr. Murray presented the petition of sundry citizens of McCracken county, praying the incorporation of a floating dock company, at Paduca, in said county.
14. Mr. W. C. Marshall presented the petition of sundry citizens of Bracken county, praying for the establishment of a Bank at Maysville.
15. Also the petition of sundry citizens of said county, praying that the place of voting in the Snag precinct may be changed.
16. Mr. Trimble presented the petition of William A. Coleman, praying to be divorced from his wife, Mary Coleman.
17. Mr. Drake presented the petition of sundry citizens of Pendleton county, praying for an appropriation to improve the road from Cynthiana to Newport.
18. Mr. Lewis presented the petition of Susan Henderson, and sundry citizens of Graves county, praying that the quarter section of land, on which said Susan Henderson lives, may be donated to her.
19. Mr. McClure presented the petition of Samuel Dunn, praying for a divorce from his wife, Mary Ann Dunn.
20. Mr. Williams presented the petition of B. Hayden, of Wayne county, praying the passage of a law, authorizing the county court of Wayne, to grant him a license to retail spirits, &c.
21. Mr. Andrews presented the petition of sundry citizens of Fleming county, praying for the incorporation of a Bank at Maysville.
22. Mr. Andrews presented the petition of James Young and others, citizens of Fleming county, praying that the said Young, administrator of Robert S. Young, deceased, may be permitted, by the passage of a law to that effect, to vest the money of said decedent in lands, in Indiana, for the benefit of the heir of said R. S. Young.
23. Mr. Hanks presented the petition of sundry citizens of Green county, praying the passage of a law changing the place of voting in a precinct in Green county, from the house of William Elmore, to that of George Elmore.
24. Mr. Triplett presented the petition of the citizens of Mason county, praying for the incorporation of a Bank at Maysville.
25. Mr. Sudduth presented the petition of sundry citizens of Bath county, praying for the incorporation of a Bank at Maysville.
26. Also the petition of Anna Hagan, widow of John Hagan, praying the passage of a law, authorizing the administrator of her deceased husband to sell the real estate, to discharge the debts.
27. Mr. Collins presented the petition of Hugh McLlvaine, and
Richard Wells, guardians of the heirs of Daniel Wood, praying the passage of a law, authorizing them to sell the real estate of the decedent, to pay the debts against the estate.

28. Also the petition of Jane Morrison and others, heirs of David Morrison, deceased, praying the passage of a law, authorizing the guardian of said heirs, to sell the real estate and vest the proceeds in other lands.

29. Mr. Speaker presented the petition of sundry citizens of Mercer and Lincoln counties, praying for the formation of a new county, out of parts of each of said counties.

30. Mr. Murray presented the petition of the citizens of Calhoun and McCracken counties, praying the passage of a law, to appropriate the school lands of said counties, to the opening and improvement of roads and building of bridges in said counties.

31. Mr. Eaves presented the petition of Moses Wickliffe, praying the passage of a law, authorizing the Treasurer to refund to him money paid by him into the Treasury through mistake.

32. Mr. Trapnall presented the petition of William Lampkin, praying to be divorced from his wife, Mary Lampkin.

Which petitions were severally received, the reading thereof dispensed with and referred; the first, sixteenth, nineteenth and thirty-second, to the Committee of Religion; the second, third, sixth, eighth, eighteenth, twenty-third and twenty-ninth, to the Committee of Propositions and Grievances; the fourth, ninth, fourteenth, twentieth, twenty-first, twenty-second, twenty-fourth, twenty-fifth, twenty-sixth, twenty-seventh and twenty-eighth, to the Committee of Courts of Justice; the fifth, eleventh, twelfth, seventeenth and thirtieth, to the Committee on Internal Improvement; the seventh, to the Committee on Education; the tenth, to a select Committee of Messrs. McClure, Williams, Winfrey; the thirteenth to a select Committee of Messrs. Murray, Burnett, Lewis and Hart; the fifteenth to a select Committee of Messrs. W. C. Marshall, Harsford and Gaines; and the thirty-first, to the Committee of Claims.

Leave was given to bring in the following bills:

On the motion of Mr. Sudduth—1. A bill incorporating the Licking Navigation Company, and for other purposes.

On the motion of Mr. Gorin—2. A bill to incorporate the Glasgow and Munfordsville Turnpike Company.

On the motion of Mr. Gaines—3. A bill to authorize the clerk of the county court of Boone, to record certain deeds.

On the motion of Mr. Phelps—4. A bill to incorporate the Covington Fire Insurance Company.

On the motion of Mr. Hanson—5. A bill for the benefit of the constables of Clarke county.

On the motion of Mr. Murray—6. A bill to legalize the offi-
cial bonds of the Calloway and McCracken circuit and county court clerks.

On the motion of Mr. Andrews—7. A bill authorizing the insertion of advertisements in the Kentucky Whig and Fleming Advertiser.

On the motion of Mr. Woolley—8. A bill to repeal certain acts regulating roads in the county of Fayette.

On the motion of Mr. Turpin—9. A bill allowing an additional justice of the peace and constable, to the town of Warsaw, in the county of Gallatin.

On the motion of Mr. Lewis—10. A bill to incorporate the Graves county Seminary, and for other purposes.

On the motion of Mr. Trimble—11. A bill providing for transcribing certain books belonging to the county court clerks' office of Harrison county.

On the motion of Mr. Sterett—12. A bill for the benefit of William Compton.

On the motion of Mr. Conway—13. A bill to legalize the proceedings, and to extend the powers of the town of Elizabeth, in the county of Hardin.

On the motion of Mr. Garvin—14. A bill to change the law in relation to tavern keepers, in this Commonwealth, and for other purposes.

On the motion of Mr. Hart—15. A bill to authorize the improvement of the navigation of Pond River.


On the motion of Mr. Wilson—17. A bill for the benefit of the Wilderness road.

On the motion of Mr. C. C. Marshall—18. A bill for an appropriation to build a bridge across Kinnoconick, where the same crosses the state road leading to Virginia.

On the motion of Mr. Bugan—19. A bill to improve the State road leading from Mountsterling, by way of Prestonsburg, to the Virginia line.

On the motion of Mr. Drake—20. A bill establishing an election precinct, in the county of Pendleton.


On the motion of Mr. Bristow—22. A bill to incorporate the Green River Female Academy, located at Elkton.


On the motion of Mr. Williams—24. A bill to appropriate a further sum of money to improve the navigation of the Big south fork of Cumberland river.
On the motion of Mr. Gaines—25. A bill to increase the salary of the circuit judges.

On the motion of Mr. Gorin—26. A bill for the benefit of Benjamin Frazer.

On the motion of Mr. W. C. Marshall—27. A bill to regulate the public roads and highways, in Bracken county.

On the motion of Mr. Burks—28. A bill to make an appropriation for the improvement of the road over Elk hill, in Hart county, Kentucky.

On the motion of Mr. Hanson—29. A bill for the benefit of the Winchester and Lexington Turnpike road Company.

On the motion of Mr. Burks—30. A bill to subject the real estate of James Riddlesbarger, deceased, to sale.

On the motion of Mr. Hollingsworth—31. A bill for an appropriation to build a bridge over Little Sandy river, at its mouth.

On the motion of Mr. Anderson—32. A bill to legalize the proceedings of the Court of Assessment, held on the last Monday in October, 1834, in Greensburg, by the 16th Regiment, Kentucky Militia.

On the motion of Mr. Trapnall—33. A bill for the benefit of the sheriff of Washington county.

On the motion of Mr. Breck—34. A bill for the benefit of the heirs of William A. Clark.

On the motion of Mr. Phelps—35. A bill to provide for the improvement of the road leading from the town of Newport, in Campbell county, by the way of Alexandria, Falmouth and Cynthiana, to the city of Lexington.

On the motion of Mr. Doohoney—36. A bill altering the law, classifying tobacco.

Messrs. Sudduth, Andrews, Trimble, Phelps, Beaseman and Breck, were appointed a Committee to prepare and bring in the first; Messrs. Gorin, Garvin and Murrell the second; the Committee for Courts of Justice the third, twenty-first, twenty-third, thirtieth, and thirty-sixth; Messrs. Phelps, John Thomas and Gaines the fourth; Messrs. Hanson, Ryon and Harrow the fifth; Messrs. Murray, Burnett and Lewis the sixth; Messrs. Andrews, Blair and Trimble the seventh; Messrs. Woolley, Tompkins and Dunlap the eighth; Messrs. Turpin, Sterett and O'Brien the ninth; the Committee on Education the tenth; Messrs. Trimble, Beaseman and Chevis the eleventh; Messrs. Sterett, Eaves and Dyer the twelfth; Messrs. Conway, Helm and Richardson the thirteenth; Messrs. Garvin, Gorin, Murrell, James Thomas, Conway and Spring the fourteenth; the Committee of internal improvements the fifteenth, seventeenth, eighteenth and thirty-first; Messrs. Brown, Alsop, Helm and Williams the sixteenth; Messrs. Dugan, Andrews and Sudduth the nineteenth; Messrs. Drake, Trimble and Sudduth the twentieth; Messrs. Bristow, Morrow and Gorin the twentieth.
ty-second; Messrs. Williams, Breck, Gorin, Winfrey, Wilson, Hansford, Bailey and McClure the twenty-fourth; Messrs. Gaines, Breck, Woolley, Gorin and Phelps the twenty-fifth; Messrs. Gorin, Murrell and James Thomas the twenty-sixth; Messrs. W. C. Marshall, Breck and Collins the twenty-seventh; Messrs. Burks, Gorin, Anderson and Garvin the twenty-eighth; Messrs. Hanson, Woolley and Ryon the twenty-ninth; the Committee on military affairs the thirty-second; Messrs. Trappall, Palmer, Gorin and Garvin the thirty-third; Messrs. Breck, Williams and Gorin the thirty-fourth; Messrs. Phelps, Beaseman, Trimble, Drake and John Thomas the thirty-fifth.

On motion—

Ordered, That Messrs. Wilson and Williams be added to the Committee of Internal Improvements; and Mr. Collins to the Committee for Courts of Justice.

A message was received from the Senate, announcing the passage of a bill which originated in this House entitled, an act for the benefit of the sheriff of Campbell county.

The passage of a bill entitled, an act to enlarge the constables district, in the town of London, Laurel county.

And the adoption of a resolution to appoint joint Committees to examine the offices of the Auditor, Treasurer and Register.

Mr. Mitchell moved the following resolution:

Resolved, That the Committee for Courts of Justice be instructed to inquire into the expediency of amending the several laws, appointing and fixing salaries of the Judges of the circuit courts of this Commonwealth, and that said Committee report by bill or otherwise.

Which being twice read, was adopted.

The House took up for consideration the resolution offered by Mr. Breck, fixing on a day for the election of a Senator in Congress, which being twice read and the blank therein filled with the 9th instant, was adopted.

Ordered, That the clerk carry the said resolution to the Senate and request their concurrence.

On motion—

Ordered, That Mr. Sprigg be added to the Committee appointed to prepare and bring in a bill to amend an act for the settlement of the accounts of executors, administrators and guardians.

A resolution from the Senate to appoint joint Committees to examine the offices of the Auditor, Treasurer and Register, was taken up, twice read and concurred in.

Whereupon, Messrs. Hanson, Collins, Conway, Samuel, Sharp and Dohoney, were appointed a Committee on the part of this House, to examine the Auditor's Office; Messrs. Graves, O'Brian, Pomeroy, Kendall, Jordan and Banks, the Treasurer's Office; and
Messrs. Williams, Cunningham, Andrews, W. C. Marshall, Simpson and Murray, the Register's Office.

Ordered, That the clerk inform the Senate thereof.

A bill from the Senate entitled, an act to enlarge the constable's district for the town of London, in Laurel county, was read the first time and ordered to be read a second time.

And thereupon the rule of the House, constitutional provision, and second and third readings of said bill having been dispensed with,

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

Ordered, That the clerk inform the Senate thereof.

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

By Mr. W. C. Marshall—1. A bill to change the place of voting, at an election precinct in Bracken county.

By Mr. Wortham—2. A bill to improve the navigation of Bear creek.

By Mr. Beaseman—3. A bill to take the sense of the good people of this Commonwealth, as to the propriety of calling a Convention.

By Mr. Lewis—4. A bill to reduce the price of the public lands, West of the Tennessee river, and for other purposes.

By Mr. Burnett—5. A bill to improve the navigation of Little river.

By Mr. Woolley—6. A bill for the benefit of Transylvania University.

By Mr. Turpin—7. A bill allowing an additional justice of the peace and constable, to the town of Warsaw, in the county of Gallatin.

And by Mr. Hanson—8. A bill for the benefit of the constables of Clarke county.

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

And thereupon the rule of the House, constitutional provision and second reading of the first, second, fourth, fifth, sixth, seventh, and eighth bills having been dispensed with, the second and fifth were referred to the Committee of Internal Improvement; the fourth to the Committee of Ways and Means; the seventh, to a select Committee of Messrs. Hayden, Turpin and Eaves; and the first, sixth and eighth, were ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of the first, sixth and eighth bills having been dispensed with, and the same being engrossed:

Resolved, That the said bills do pass, and that the titles thereof be as aforesaid.
Ordered, That the clerk carry the said bills to the Senate, and request their concurrence.
And then the House adjourned.

TUESDAY, JANUARY 6, 1835.

Mr. Thomas Jasper, a member returned to serve in this House, from the county of Pulaski, appeared, produced a certificate of his election, and of his having taken the several oaths required by the constitution of the United States and constitution and laws of this State, and took his seat.

A message was received from the Senate, announcing the passage of bills of the following titles:
An act to amend the charter of the Fireman's Insurance Company of Louisville.
An act to amend the several acts for opening a road from Taylorsville, to Jefferson town; and the passage of bills which originated in this House, of the following titles;
An act for the benefit of Jacob Mayo, clerk of the Floyd circuit and county courts.
An act prescribing the mode of appointing Judges and other officers to hold the election in Livingston county, on the 14th January, 1835.
An act for the benefit of the sheriff of Calloway county, with an amendment to the latter bill.
The said amendment was then taken up, twice read and concurred in.

Ordered, That the clerk inform the Senate thereof.

Mr. Anderson, from the Committee of Enrollments, reported that the committee had examined an enrolled bill of the following title:

An act for the benefit of the sheriff of Campbell county.
Whereupon the Speaker affixed his signature thereto,

Resolved, That Mr. Anderson inform the Senate thereof.

1. Mr. Helm presented the petition of Richard S. Jordan, and sundry citizens of Hardin county, praying that said Jordan may be divorced from his wife, Catharine Jordan.
2. Also the petition of the heirs of Joseph Vertreese, deceased, praying for the passage of a law authorizing the sale of the real estate of the decedent.
3. Also the petition of William P. Shelton, guardian of the heirs of Henry Shelton, deceased, praying the passage of a law authorizing him to execute a parol contract which the decedent made in his lifetime, with Alexander Patterson, in relation to land.
4. Mr. Gaines presented the petition of the infant heirs of Lewis Riddle, deceased, praying the passage of a law, to authorize the sale of a lot of ground in Burlington, to Willis Calvert.

5. Mr. Gorin presented the petition of Elizabeth Holeman, and sundry citizens of Barren county, praying that the said Elizabeth may be divorced from her husband, Nathaniel H. Holeman.

6. Mr. Daniel presented the petition of sundry citizens of Perry county, praying the passage of a law authorizing the county court of said county to appoint a commissioner to settle with Robert S. Brashears, in relation to a land warrant issued to him, to be applied to improve a certain road in said county, and for the proceeds of which he has failed to account.

7. Mr. J. V. Walker presented the petition of Lewis Ragsdale, praying for a divorce from his wife, Nancy Ragsdale.

8. Mr. Wilson presented the petition of Elizabeth Sharp, praying for the passage of a law authorizing her to sell the land of her deceased husband, and vest the proceeds in other lands.

9. Mr. Beaseman presented the petition of William Babcock, praying the passage of a law to change his name from William Babcock to that of William Henry Austin.

10. Mr. Sterett presented the petition of Nancy Stirman, administratrix of Thomas Stirman, deceased, praying the passage of a law, authorizing her to sell the land of her deceased husband.

11. Mr. Bailey presented the memorial of sundry citizens, of Lincoln county, remonstrating against the formation of a new county, out of the counties of Mercer and Lincoln.

12. Mr. Cunningham presented the memorial of sundry citizens of Mercer county, on the same subject.

13. Also the memorial of the citizens of Perryville, in Mercer county, remonstrating against the division of Mercer county, for the purpose of forming a new county; but in the event of a new county being formed, as contemplated by the petitions, then praying that the seat of justice thereof may be located at Perryville.

14. Mr. Sterett presented the petition of sundry citizens of Daviess county, praying for an appropriation to build a Hospital in said county.

15. Mr. Murray presented the petition of the clerk of Calloway county, praying the passage of a law, legalizing his official bond.

16. Mr. Williams presented the petition of Celia Spencer, praying to be divorced from her husband, John Spencer.

17. Mr. McClure presented the petition of Hickman Smith, praying to be divorced from his wife, Jane Smith.

18. Mr. Andrews presented the petition of Simeon B. Allen, guardian of the infant heir of Thomas and Malinda Jenkins, praying the passage of a law, authorizing the sale of the real estate of said infant.
19. Mr. Sudduth presented the petition of Rachael Alfry, praying the passage of a law, authorizing the sale of the real estate of her deceased husband.

20. Also the petition of Charles W. Summers, praying the passage of a law, authorizing the sale of some negroes devised to his children, and the proceeds thereof to be vested in lands.

21. Also the petition of John Dickson and Sarah Freeland, administrator and administratrix of Stephen Freeland, praying the passage of a law, authorizing the sale of a tract of land, belonging to the estate of the decedent.

22. Also the petition of Joshua Grayson, praying to be divorced from his wife, Polly Grayson.

23. Mr. O'Brien presented the petition of J. S. Crutchfield, administrator of Samuel Abbott, deceased, praying the passage of a law, authorizing the sale of a negro man slave, belonging to the estate of the decedent.

24. Mr. Speaker presented the petition of sundry citizens of Nelson county, praying a repeal or modification of the law incorporating the "Kentucky Baptist Education Society."

25. Mr. Murray presented the petition of John L. Henderson, praying the passage of a law, authorizing him to enter a tract of vacant land, in lieu of one lost by an interference with a military claim.

26. Mr. Pomeroy presented the petition of John Holt, praying the Legislature to grant him a pension.

27. Also, the petition of the voters in the Shippingport precinct, in Jefferson county, praying that the place of voting in said precinct, may be changed from the house of Andrew Wybrant, in Shippingport, to the house of Jacob W. Earick, in Portland.

28. Also, the petition of sundry citizens of Portland, praying the passage of a law, granting further powers to the trustees of said town.

29. Mr. Stevens presented the petition of sundry citizens of Caldwell county, praying for an additional justice of the peace for said county.

30. Mr. Murray presented the petition of Enos Lassetter, and Thomas D. Parker, praying the passage of a law, authorizing them to locate other vacant land, in lieu of that entered by them through mistake.

Which petitions were severally received, the reading thereof dispensed with, and referred; the first, fifth, seventh, sixteenth, seventeenth, twenty-second and twenty-eighth, to the Committee on Religion; the second, third, fourth, eighth, tenth, eighteenth, nineteenth, twentieth, twenty-first and twenty-third, to the Committee of Courts of Justice; the sixth and fourteenth, to the Committee on Internal Improvement; the ninth to a select Committee of Messrs. Beaseman, Trimble, Chevis; the eleventh, twelfth, thir-
tenth, twenty-fifth, twenty-sixth, twenty-seventh, twenty-eighth, and thirtieth, to the Committee of propositions and grievances; the fifteenth, to the Committee appointed to prepare and bring in the bill for the benefit of the clerk of Calloway county; and the twenty-fourth was ordered to be laid on the table.

The Speaker laid before the House a letter from the President of the Bank of the Commonwealth, covering a statement, exhibiting the state of that institution, which is in the following words:

REPORT.

BANK OF THE COMMONWEALTH,

January 5th, 1835.

Sir: I have the honor to communicate, herewith, a statement exhibiting the situation of this Institution, on the 30th day of November, 1834.

In making this communication to the Legislature, I deem it my duty to mention some of the causes that have operated to obstruct the collections during the last year, as, in the absence of some explanation, a want of fidelity on the part of those concerned might be inferred.

The Bank had gone on in successful operation for more than ten years, before it seems to have entered into the minds of any of its debtors, that they were not legally as well as morally bound to refund and pay back the money which they had borrowed from it. But when the Bank could extend no further favors, and was seeking a return of those already bestowed, the alternative was taken of canceling the obligation by an appeal to the courts rather than with dollars and cents. The Circuit Court at first, without an exception, decided in favor of the Bank, and of the power of the Legislature to create such a corporation, and they have, in every instance, been sustained by the Supreme Court of the state. Nothing is easier than for men to consent to that which their interest dictates they should believe; and under the influence of this principle, a combination was soon formed, by which all the questions involved were taken up to the Supreme Court of the United States, and argued, though not decided at the last term, in consequence as it is understood of the absence of two of the Judges, and a difference of opinion among the others, which resulted in an order for a re-argument of the cause at the next term, before a full court. In the meantime it has been given out in prophetic letters and speeches, as well as published opinions, that the decision of the Supreme Court would be adverse; that the Bank must go down, and with regard to its debtors, a little Jubilee was nigh at hand. During this time, the Bank has endeavored to pursue the even
tenor of its way; and where payment has been withheld, to ask of the constituted authorities of the country, that which is due to the most humble citizen, impartial justice, and nothing more. It has been decided in some cases, that the Circuit Courts were not bound by the decisions of the Appellate Court, because their reasons were not given in extenso; whilst in other sections, where it was supposed the courts would decide in favor of the Bank, the causes have been removed from place to place by changes of venue; and finally some have been continued to await the decision of the Supreme Court of the nation! These, with other causes of a kindred character, have had the effect to paralyze, to a great extent, the efforts that have been made to coerce payments, particularly of the larger debts, and consequently to diminish the profits of the last year's business.

The collections, however, during the year ending 30th November, 1834, have exceeded the sum of $140,000; leaving a sum now due the Bank in good debts and real estate, over and above the sum necessary to redeem the notes in circulation, of about $300,000.

For the purpose of curtailing the expenses as rapidly as possible, the Board of Directors, early in last year, adopted a resolution which took effect on the 1st day of July, reducing the aggregate compensation to the agents, from the sum of $4,900, to the sum of $3,300; the office of Second Clerk was abolished at the same time, and the compensation to the Directors, was also reduced so as not to exceed $25 per annum to each member of the board. By a subsequent regulation, commencing with the current year, the number of agents has been reduced to four; and their annual compensation to the gross sum of $2,200.

Pursuant to the provisions of the 11th section of "an act to improve the navigation of Big Sandy River," approved 22d February, 1834, the sum of $2,791 31 of solvent debts due the Bank, has been transferred to the Commissioners for that purpose.

Of the sum of $70,261 32 charged to the Treasurer as over drafts; the sum of $33,212 18 has been paid in par funds, in aid of works of Internal Improvement, and will be charged to the account of stock. The sum of $1,613 23 being the balance of an appropriation of $4,000 for the improvement of Cumberland river, has also been paid during the past year.

In obedience to a resolution of the General Assembly, approved 24th February, 1834, the sum of $100,000 of the notes of the Bank has been cancelled by burning, leaving only an equal sum now in existence, of almost $3,000,000 originally issued—$43,516 68 of which
are in the vaults of the Bank; and the entire amount may confidently be expected to be cancelled during the present year.

Very respectfully, Sir,

Your obedient servant,

H. WINGATE, President.

HON. CHARLES A. WICKLIFFE, Speaker House Representatives.

A Statement of the situation of the Bank of the Commonwealth of Kentucky, on the 30th day of November, 1834.

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>To amount of Stock,</td>
<td>$471,319.26</td>
</tr>
<tr>
<td>To amount of Notes payable,</td>
<td>100,000.00</td>
</tr>
<tr>
<td>To amount of Discounts,</td>
<td>14,290.39</td>
</tr>
<tr>
<td>To amount due Individual Depositors,</td>
<td>7,785.12</td>
</tr>
<tr>
<td>To amount due Literary Fund,</td>
<td>140,917.44</td>
</tr>
<tr>
<td>To amount due William D. Barrett, late Cashier,</td>
<td>43.18</td>
</tr>
<tr>
<td>To amount due other Banks,</td>
<td>180.62</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$734,536.01</strong></td>
</tr>
</tbody>
</table>

By amount of Notes under Discount, $63,220.87
By amount of Notes in Suit, 394,944.44

By amount due from the Bank of Kentucky, 7,956.00
By amount of Real Estate, 35,874.08
By amount of General Expenses, 11,688.38
By amount due from Treasurer, 79,201.32
By amount of Profit and Loss, 59,932.62
By amount due from Delinquent Cashiers, 35,394.35
By amount due from Delinquent Attorneys, 3,055.58
By amount due from A. Waggener's Administrators, 162.10
By amount due from Wm. Field, Sheriff Jefferson County, 50.00
By amount due from Farmers' Bank of Harrodsburg, 1,671.94
By amount due from Kentucky Exporting Company, 507.00
By amount due for Individual Tickets, 708.63
By amount paid Appropriation to Cumberland River, 4,000.00
By amount of Cash on hand, viz:
  In Notes of Eastern Banks and Bank United States, $10,441.72
  In Notes of the Bank of the Commonwealth of Kentucky, 43,516.68

**Total** $734,536.01
For the purpose of exhibiting a more concise view of what may yet be realized from the Bank, throwing out of view the accounts of Stock, Literary Fund, and the amount due from the Treasurer, the following Estimate is subjoined:

### LIABILITIES.

<table>
<thead>
<tr>
<th>Item</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Notes in Circulation</td>
<td>$56,468.32</td>
</tr>
<tr>
<td>Estimated Loss on Real Estate</td>
<td>$14,600.00</td>
</tr>
<tr>
<td>Estimated Loss by Bad and Doubtful Debts</td>
<td>$178,601.83</td>
</tr>
<tr>
<td>Due Individual Depositors</td>
<td>$7,755.12</td>
</tr>
<tr>
<td>Due William D. Barrett, late Cashier</td>
<td>$45,180.62</td>
</tr>
<tr>
<td>Due other Banks</td>
<td></td>
</tr>
</tbody>
</table>

**Excess of Means over Liabilities:**

$252,694.07

### MEANS.

<table>
<thead>
<tr>
<th>Item</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Notes under Discount and in Suit</td>
<td>$458,165.31</td>
</tr>
<tr>
<td>Real Estate</td>
<td>$35,764.08</td>
</tr>
<tr>
<td>Due from Bank of Kentucky</td>
<td>$7,056.00</td>
</tr>
<tr>
<td>Due from Delinquent Cashiers</td>
<td>$35,304.35</td>
</tr>
<tr>
<td>Due from Delinquent Attorneys</td>
<td>$3,287.68</td>
</tr>
<tr>
<td>Due from Independent Banks &amp;c.</td>
<td>$2,387.57</td>
</tr>
<tr>
<td>Specie Funds on hand</td>
<td>$10,441.72</td>
</tr>
</tbody>
</table>

**Excess of Means over Liabilities:**

$553,986.71

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EDMUND H. TAYLOR, Cashier.

Ordered, That the said letter and accompanying documents be referred to the Committee of Ways and Means; and that the Public Printer forthwith print 150 copies thereof, for the use of the members of this House.

Mr. Hanson, from the Committee for Courts of Justice, made the following report:

The Committee of Courts of Justice have had under consideration the petition of Elizabeth Hudson and others, and have come to the following resolution thereon:

Resolved, That said petition be rejected.

Which being twice read, was concurred in.

On motion—

Ordered, That the Committee for Courts of Justice be discharged
from the further consideration of the petition of Dorinda M. Elliott; and that the same be committed to the Committee of Religion.

The Speaker laid before the House, the Annual Report of the receiver of public money, for lands sold West of the Tennessee river, which is in the following words:

FRANKFORT, KENTUCKY,

January 6, 1835.

To the Honorable Charles A. Wickliffe, Esq.
Speaker of the House of Representatives:

In obedience to an Act of Assembly, approved 21st December, 1831, I respectfully submit the following Report of Lands sold West of Tennessee River, since my last report as Receiver of Public Moneys, to-wit:

Lands sold from the 12th day of December, 1833, to the 18th December, 1834, (as per my Reports to the Auditor of Public Accounts)...

$26,084 25

CREDITS.

By am't. paid Treasurer in Comm'th's. paper, ...

$19,001 25

" Ditto, in Specie and United States paper, ...

6,460 00

" Advance of 5 per cent. allowed on same, as per Act of Assembly, ...

323 00

" Am't. of my commission retained, ...

300 00

Making, ...

$26,084 25

Which you will please lay before the House of Representatives, and oblige

Your obedient Servant,

EDMUND CURD,

Receiver of Public Moneys West of Tennessee River.

Ordered, That the said report be committed to the Committee of ways and means; and that the Public Printer forthwith print 150 copies thereof, for the use of the members of this House.

The Speaker also laid before the House, a letter from the late Keeper of the Penitentiary, in relation to the concerns of that institution, which was received, the reading dispensed with and referred to the committee of claims.

Ordered, That the Public Printer forthwith print 150 copies thereof, for the use of the members of this House.

Mr. Hanson, from the committee for courts of justice, to whom
was referred a bill (No. 5.) to amend the charter of the city of Lexington, reported the same without amendment.

The said bill was then ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

Mr. Hanson, from the same committee, reported a bill, authorizing the appointment of additional justices of the peace and constables in certain counties, and for other purposes.

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

And thereupon the rule of the House, constitutional provision and second and third readings of said bill having been dispensed with, (the same having been amended at the second reading,) and the same being engrossed:

The question was then taken on the passage of said bill, which was decided in the negative; and so the said bill was rejected.

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


On the motion of Mr. Hanson—

Resolved, That the vote rejecting said bill be re-considered, and that the same be re-committed to the committee for courts of justice.

Mr. Turpin, from the select committee, to whom was referred a bill, (No. 18.) allowing an additional justice of the peace and constable to the town of Warsaw, in the county of Gallatin, reported the same with an amendment, which being twice read,
was concurred in, and the said bill as amended, ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed:

Resolved, That the said bill do pass, and that the title thereof be "an act allowing additional justices of the peace and constables to certain counties."

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

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

1. By Mr. Phelps, from the committee of propositions and grievances—A bill for the benefit of George Delong.

2. By Mr. Breck, from the committee of internal improvements—A bill to establish a Mechanics' Institute in the city of Louisville.

3. By Mr. Murray—A bill to legalize the official bonds of such clerks of this Commonwealth, as have failed in time to comply with the provisions of an act entitled, an act requiring clerks to renew their bonds, &c. approved Feb. 21, 1834, and for other purposes.

4. By Mr. Williams—A bill to appropriate a further sum of money to improve the navigation of the Big south fork of Cumberland river.

5. By Mr. Breck—A bill for the benefit of the heirs of Tho. A. Clarke and others.

6. By Mr. Gaines—A bill to increase the pay of the circuit judges of this Commonwealth.

7. By Mr. Phelps—A bill to incorporate the Covington Fire Insurance Company.

8. By Mr. Helm—A bill to repeal in part and amend in part an act entitled, an act to incorporate a company to establish a Turnpike road from the city of Louisville, by way of the mouth of Salt river, Elizabethtown, Munfordville and Bowling green, to the State line, in a direction to Nashville.

9. By Mr. Murray—A bill to incorporate the Paducah Dock company.

10. By Mr. Conway—A bill to legalize the proceedings, and to extend the powers of the trustees of the town of Elizabeth in the county of Hardin.

11. By Mr. Sterett—A bill for the benefit of William Compton.

By Mr. Woolley—14. A bill to repeal certain acts regulating roads in the county of Fayette.

By Mr. Gorin—15. A bill for the benefit of Benjamin Frazer.

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

And thereupon the rule of the House, constitutional provision and second reading of said bills having been dispensed with, the first, third, sixth, eleventh and twelfth, were severally ordered to be engrossed and read a third time; the second was committed to a select committee of Messrs. Breck, Worthing, Hansford, Murray, Wilson and Palmer; the fourth, seventh and eighth, were committed to the committee for courts of justice; the fifth, ninth, tenth, thirteenth and fourteenth, were committed to the committee on internal improvements; and the fifteenth to the committee of religion.

And thereupon the rule of the House, constitutional provision and third reading of the first, third, sixth, eleventh and twelfth bills having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

And then the House adjourned.

WEDNESDAY, JANUARY 7, 1835.

1. Mr. Sprigg presented sundry petitions, praying a repeal or modification of the charter of the Kentucky Baptist Education Society.

2. Mr. Williams presented the petition of the citizens of Wayne county, praying for an additional appropriation to improve the navigation of the south fork of Cumberland river.

3. Mr. Bullock presented the petition of the citizens of Mason county, praying for the establishment of a bank at Maysville.

4. Mr. Trimble presented the petition of the citizens of Harrison county, on the same subject.

5. Mr. Matson presented the petition of the citizens of Bourbon county, on the same subject.

6. Mr. Woolley presented the petition of Thomas B. Megowan, praying the passage of a law, granting him compensation for keeping and clothing a negro man committed to the jail of Fayette county, as a runaway slave, by the proper authority, but who proved to be a lunatic, and has since been removed to the Lunatic Asylum, and it is not ascertained whether he is a slave or not.

7. Mr. Jasper presented the petition of Obed Denham, and
sundry citizens of Pulaski county, praying that a law may pass, granting said Denham, a sum of money to support his sister, Abigail Shanks, who is a lunatic.

8. Mr. Harris presented the petition of sundry citizens of Floyd and Pike counties, praying the passage of a law, authorizing John Auxier to erect a mill dam across John's Creek.

9. Mr. Pomeroy presented the petition of sundry citizens, praying the passage of a law, authorizing the sale of the real estate of the heirs of George Pomeroy, deceased.

10. Mr. Dugan presented the petition of Elizabeth Evans, praying to be divorced from her husband, Levi Evans.

11. Mr. Simpson presented the petition of the citizens of Spencer county, praying that a law may pass, authorizing the erection of a mill dam across Salt river.

12. Mr. Hayden presented the petition of Elizabeth Jackson, praying for a divorce from her husband, Jordan Jackson.

13. Mr. Lewis presented the petition of Polly Roby, praying for a divorce from her husband, Samuel Roby.

14. Mr. Jasper presented the petition of Elizabeth Maxey, and sundry citizens of Pulaski county, praying that said Elizabeth may be divorced from her husband, Josiah Maxey.

15. Mr. Cunningham presented the petition of sundry citizens of Mercer county, praying a repeal or modification of the charter of the Kentucky Baptist Education Society.

16. Mr. Farmer presented the petition of the citizens of Harlan county, praying for an appropriation to build a bridge across Straight creek in said county, near its mouth.

17. Mr. Stevens presented the petition of sundry citizens of Caldwell county, praying that Donaldson's fork of Tradewater, may be declared navigable from the mill of Allen and H. B. Pearce, to the mouth thereof.

Which petitions were severally received, the reading thereof dispensed with, and referred; the first and fifteenth, were ordered to lie on the table; the second, eighth, eleventh, sixteenth and seventeenth, were referred to the committee of internal improvement; the third, fourth, fifth and ninth, to the committee for courts of justice; the sixth and seventh, to the committee of claims; the tenth, twelfth, thirteenth and fourteenth, to the committee of religion.

A message was received from the Senate, announcing the passage of bills which originated in this House of the following titles:

An act to change the place of voting in a precinct in Bracken county.

And an act for the Transylvania University.

And the passage of bills, of the following titles:

---
An act to amend the charter of the Louisville Marine and Fire Insurance Company.
An act to repeal in part the act entitled, an act to establish the Louisville Bank of Kentucky.
An act to reduce the number of justices and constables in Logan county.
An act to amend the charter of the Louisville Turnpike Company.
An act to change the location of a part of the State road leading from the seat of Government through Flemingsburg, to the mouth of Big Sandy.
An act for the benefit of Benjamin Webb.
An act to reduce the number of justices of the peace in Barren county.
An act to extend the bounds of the town of Lebanon, in Marion county.
And the adoption of a resolution, in relation to the stock held by individuals, in the Louisville and Portland canal company.
Mr. Anderson from the joint committee of enrollments, reported that the committee had examined enrolled bills, and a resolution, of the following titles, and had found the same truly enrolled viz:
An act to enlarge the constable's district for the town of London, in Laurel county.
An act prescribing the mode of appointing judges and other officers, to hold the election in Livingston county, on the 14th day of January, 1835.
An act for the benefit of the sheriff of Calloway county.
An act for the benefit of Jacob Mayo, clerk of the Floyd circuit and county courts, and a resolution appointing joint committees to examine the Auditor's, Treasurer's and Register's Offices.
Whereupon the Speaker affixed his signature thereto.
Leave was given to bring in the following bills:
Ordered, That Mr. Anderson inform the Senate thereof.
On the motion of Mr. W. C. Marshall—1. A bill to amend an act, entitled an act regulating the action of replevin, approved Jan. 29, 1830.
On the motion of Mr. Murrell—2. A bill to change the place of voting in the Tracey precinct, in Barren county.
On the motion of Mr. Davis—3. A bill to modify and reduce into one, the several laws regulating the acknowledgment, proof and authentication of deeds and powers of attorney.
On the motion of Mr. Phelps—4. A bill to incorporate the Kentucky Trust and Banking Company, located in the city of Covington.
On the motion of Mr. Stevens—5. A bill to establish an election precinct in the county of Caldwell.
On the motion of Mr. Wilson—6. A bill to extend the Goose
creek or Salt Works' Turnpike, to Wilson and Quarrier's Furnace.

On the motion of Mr. Samuel—7. A bill for the improvement of the navigation of the Kentucky river, and for an appropriation of money for the same.

On the motion of Mr. Harris—8. A bill to authorize the clerks of the circuit courts, to allow witnesses to claim their attendance at any time within ten days from the adjournment of court.

On the motion of Mr. Faulkner—9. A bill to amend an act entitled, an act to incorporate the Danville, Lancaster and Nicholasville Turnpike Road Company.

On the motion of Mr. Lewis—10. A bill to incorporate Seminaries of Learning, in the counties of Barren and Graves.

On the motion of Mr. Wortham—11. A bill to open and improve a road from the mouth of Salt river, to Bowling Green.

On the motion of Mr. Garvin—12. A bill to establish in part the line ran between the counties of Barren and Hart.

On the motion of Mr. Graves—13. A bill to authorize writs of error, with supersedences in criminal cases.

On the motion of Mr. Wilson—14. A bill to repeal so much of the law as compels stage passengers to pay toll on the Wilderness road, and so much of it as compels wagons loaded with salt passing through the gate above Cumberland Ford, from paying toll.

On the motion of Mr. Richardson—15. A bill to establish an election precinct, in the county of Meade.

On the motion of Mr. Cunningham—16. A bill to amend the act entitled, an act to provide for the improvement of the road from Franklin county to Crab Orchard, in Lincoln county, approved 22d Feb. 1834.

On the motion of Mr. Breck—17. A bill for the benefit of the heirs of Delaney Miller, deceased.

On the motion of Mr. Eaves—18. A bill to appropriate vacant lands in the county of Muhlenburg, to build a bridge across Pond River.

On the motion of Mr. Simpson—19. A bill compelling hawkers and peddlers to obtain a license in each and every county in this Commonwealth, before they vend their articles of trade, and for other purposes.

On the motion of Mr. Hayden—20. A bill to authorize the opening of a State road from Frankfort to Williamstown, in Grant county.

On the motion of Mr. McClure—21. A bill to repeal in part and amend an act entitled, an act to establish a road from Louisville to the State line, in a direction to Knoxville, approved Jan. 22, 1833.
On the motion of Mr. Ford—22. A bill for the benefit of Isaac Collier.

On the motion of Mr. Sprigg—23. A bill to alter the terms of the Shelby circuit court.

On the motion of Mr. Johnson—24. A bill to amend the act of incorporation of the Kentucky Baptist Education Society.

On the motion of Mr. Estis—25. A bill for the benefit of the subscribers of the Evangelical Episcopal church, in Shelby county.

On the motion of Mr. Lewright—26. A bill for the benefit of David Carrier and Jacob Carrier.

On the motion of Mr. Agun—27. A bill for the benefit of Richard S. Fox, Sarah Ann Fox, his wife, and their infant children.

On the motion of Mr. Palmer—28. A bill to incorporate the Springfield and Bardstown Turnpike road Company.

On the motion of Mr. Williams—29. A bill for the benefit of John Jones.

On the motion of Mr. Estis—30. A bill allowing to the Spencer circuit court, one additional week at their May term.

31. A bill for appropriating money for the repair of the bridge at Taylorsville, Spencer county.

On the motion of Mr. Sprigg—32. A bill for the benefit of the heirs of George Gill, deceased.

On the motion of Mr. Burke—33. A bill to extend the terms of the Green circuit court, and for other purposes.

On the motion of Mr. Garvin—34. A bill to authorize Bartlett L. Graves to erect two gates across the old road leading from Glasgow to Greensburg.

Messrs. W. C. Marshall, Gaines and Collins, were appointed a committee to prepare and bring in the first; Messrs. Murrell, Gorin and James Thomas the second; the committee for courts of justice the third, eighth and thirtieth; Messrs. Phelps, Gaines, Jno. Thomas and Hayden the fourth; the committee of propositions and grievances, the fifth and nineteenth; the committee of internal improvements the sixth, seventh, fourteenth and thirty-first; Messrs. Faulkner, Mitchell, Hansford, Breck and Cunningham, the ninth; the committee of Education the tenth; Messrs. Wortham, Alsop, Helm, Covington and Hines the eleventh; Messrs. Garvin, Murrell and Gorin the twelfth; Messrs. Graves, Breck, Brown, Wolley and Trimble the thirteenth; Messrs. Richardson, Sterett, Helm and Conway the fourteenth; Messrs. Cunningham, Hansford, Samuel and Bailey the sixteenth; Messrs. Breck, Daniel and Faulkner the seventeenth; Messrs. Davis, Dyer and Hart the eighteenth; Messrs. Hayden, Drake, Hart, Phelps and Samuel the twentieth; Messrs. McClure, Dobney, Williams and Simpson the twenty-first; Messrs. Ford, Sprigg, Palmer, Alsop and Estis the twenty-second; Messrs. Sprigg, Ford, Graves, O'Bannon, Turpin.
and Samuel the twenty-third; the committee of religion the twenty-fourth and twenty-ninth; Messrs. Estis, Sprigg, Alsop and Miller the twenty-fifth; Messrs. Lewright, Barnett and Lewis the twenty-sixth; Messrs. Agun, Gorin and Williams the twenty-seventh; Messrs. Palmer, Sprigg, Trapnall, Dever and Alsop the twenty-eighth; Messrs. Sprigg, Helm and Trapnall the thirty-second; Messrs. Burks, Gorin, Anderson and Williams the thirty-third; and Messrs. Gorin, Burks and Murrell the thirty-fourth.

Mr. Breck from the committee on internal improvements, made the following report:

The committee on internal improvements have had under consideration the petition of Henry Reynolds, praying the passage of an act authorizing him to build a floating mill upon the Kentucky River; and also the remonstrances against granting said petition; and report the following resolution:

Resolved, That the prayer of said petition is unreasonable.

Which being twice read, was concurred in.

Mr. Breck from the same committee, to whom was referred a bill to improve the navigation of Little river, reported the same without amendment.

Ordered, That the said bill be engrossed and read a third time to-morrow.

Mr. Gaines moved the following resolution.

Resolved, That the following be adopted as one of the standing rules of the House, viz:

No rule of the House shall be dispensed with or its operation suspended, unless by a majority of two-thirds of the members present.

Which being twice read, was adopted.

Mr. Drake moved the following resolution:

Resolved, That the committee on internal improvement be instructed to inquire into the practicability, propriety, &c. of improving the navigation of Licking River, from the Lower Blue Licks to its mouth, and report by bill or otherwise.

Which being twice read, was adopted.

Mr. Conway moved the following resolution:

Resolved by the House of Representatives, That the committee on courts of justice be, and they are hereby instructed to inquire into the propriety and expediency of compelling physicians of this Commonwealth, to obtain first a diploma of their qualifications before they shall be permitted to practice medicine, and report by bill or otherwise.

Which being twice read, was adopted.

Mr. Dyer moved the following resolution, viz:

Resolved, That the committee on internal improvements be instructed to inquire into the expediency of adopting the system of slack water navigation, in the improvement of the navigation of
the principal rivers of this Commonwealth, and report by bill or otherwise.

Which being twice read, was adopted.

Mr. Bristow moved the following resolution:

Resolved, That the committee of courts of justice be instructed to report a bill, authorizing advertisements in any newspaper published in the State, upon the editor of said paper filing with the clerk of the circuit court, for the counties in which said paper is located, the name of the paper, and receiving from the clerk a certificate, to that effect.

Which being twice read, was adopted.

The Speaker presented the petition of sundry citizens of the counties of Boone, Gallatin and Grant, praying for the establishment of a new county out of parts of each of said counties.

Which was received, the reading thereof dispensed with, and referred to the committee of propositions and grievances.

Mr. Tompkins moved the following resolution:

Resolved, That J. Clarke, Editor of the Lexington Intelligencer, be permitted to take a seat within the bar of this House, for the purpose of taking notes of its proceedings.

Which being twice read, was adopted.

Mr. Sprigg moved the following resolution:

Resolved, That the committee of ways and means be instructed to examine into, and report to this House, what available funds the State now has on hand, and what is owing to her, together with what amount has been appropriated by law, and not yet paid out of the Treasury.

Which being twice read, was adopted.

Mr. Alsop moved the following resolution, which was twice read and adopted, in the following words:

Resolved, That the Secretary of State be required to furnish this House with the number of justices of the peace, in commission in each county in this Commonwealth.

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

By Mr. Phelps from the committee of propositions and grievances—1. A bill to establish an election precinct at Keasburgh, in the county of Logan.

By Mr. Helm from the committee of claims—2. A bill for the benefit of Greenberry A. Grifhier.

By Mr. Hanson from the committee of courts of justice—3. A bill further to regulate appeals from justices of the peace, and to alter the law of costs in suits brought by executors or administrators.

Also—4. A bill to explain the powers of the several county courts in this Commonwealth, in regard to allowances to clerks and sheriffs for ex officio services.

By Mr. James Thomas—5. A bill for an appropriation to the
county of Monroe, for establishing a common school, and for other
purposes.

By Mr. Gorin—6. A bill to incorporate the Glasgow and Man-
foresville Turnpike road company.

By Mr. Sadduth—7. A bill to incorporate the Owingsville,
Mountsterling and Winchester Turnpike company.

By Mr. Gorin—8. A bill to amend and reduce into one, the
several acts concerning the town of Glasgow.

By Mr. Andrews—9. An act to authorize the insertion of ad-
vertisements in the "Kentucky Whig and Fleming Advertiser,"
and "Baptist Banner and Journal of Health."

By Mr. Burks—10. A bill to make an appropriation for the im-
provement of the road over Elk Hill, in Hart county.

By Mr. Trimble—11. A bill for the benefit of the surveyor of
Harrison county.

By Mr. O'Brien—12. A bill to form an additional constable's
district in the county of Oldham; and

By Mr. Agun—13. A bill for the benefit of Richard L. Fox
and Sarah Ann Fox, his wife, and their infant children.

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

And thereupon the rule of the House, constitutional provision
and second reading of the first, second, fifth, seventh, eighth,
ninth, tenth, eleventh, twelfth, and thirteenth, having been dispen-
sed with; the first, second and ninth, were ordered to be engrossed
and read a third time; the fifth was committed to the committee
on education; the sixth, seventh and tenth, to the committee of
internal improvement; the eighth, eleventh, twelfth, and thir-
teenth, to the committee for courts of justice.

Thereupon the rule of the House, constitutional provision and
third reading of the first, second and ninth having been dispensed
with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate and
request their concurrence.

A bill to take the sense of the good people of this Common-
wealth, as to the propriety of calling a convention, was read a
second time.

And the question being taken on engrossing and reading the
said bill a third time, it was decided in the affirmative.

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

YEAS—Messrs. Andrews, Austin, Beaseman, Blair, Bowling,
Bristow, Brown, Burks, Burnett, Chevis, Conway, C. M. Cunning-
ham, Dugan, Drake, Dyer, Gaines, Garvin, Gorin, Grubbs, Harris,
The following bills from the Senate were severally read the first time, and ordered to be read a second time, viz:

1. An act to amend the several acts for opening a road from Taylorsville to Jeffersontown.
2. An act to amend the charter of the Fireman's Insurance Company of Louisville.
3. An act to amend the charter of the Louisville Marine and Fire Insurance Company.
4. An act to repeal in part the act entitled, an act to establish the Louisville Bank of Kentucky.
5. An act to reduce the number of justices and constables in Logan county.
6. An act to amend the charter of the Louisville Turnpike company.
7. An act to change the location of a part of the State road leading from the Seat of Government through Flemingsburg, to the mouth of Big Sandy.
8. An act for the benefit of Benjamin Webb.
9. An act to reduce the number of justices of the peace, in Barren county; and
10. An act to extend the bounds of the town of Lebanon, in Marion.

And thereupon the rule of the House, constitutional provision and second and third readings of the first, second, third, sixth, seventh, ninth and tenth bills (and the second reading of the fourth bill, which was referred to the committee for courts of justice) having been dispensed with,

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

Ordered, That the clerk inform the Senate thereof.

A resolution from the Senate, in relation to the stock held by individuals in the Louisville and Portland canal, was taken up, twice read and concurred in.

Ordered, That the clerk inform the Senate thereof.
Mr. Stevenson offered a resolution, requesting the acting Governor to cause a federal salute to be fired on to-morrow morning at sunrise, in commemoration of the victory at New Orleans, on the 8th January, 1815.
Which being twice read, and an amendment having been moved thereto by Mr. Wortham, was laid on the table.
And then the House adjourned.

THURSDAY, JANUARY 8, 1835.

A message was received from the Senate, announcing the passage of bills, of the following titles:
An act for the benefit of the sheriff of Logan county.
An act to repeal an act entitled an act repealing the law, authorizing the people of Rockcastle, Knox, Harlan and Laurel counties, to pass the turnpike and Wilderness road, without paying toll, approved Feb. 24, 1834.
An act for the benefit of the sheriff of Casey county.
An act amendatory to an act, to authorize the sale of the real and personal estate of Samuel Monson, deceased; and
An act for the benefit of the Headright settlers of this Commonwealth, and concurring in a resolution, fixing on a day for the election of a Senator in Congress.

Mr. Williams presented a letter from John A. Moore, a member of this House, from the counties of Rockcastle and Laurel, announcing a resignation of his seat, as a member of this House. 
Resolved, That a writ of election issue to the counties of Rockcastle and Laurel, to elect a member to supply the vacancy occasioned by the resignation of John A. Moore, and that said election be held on the 19th, 20th, and 21st inst.
1. Mr. Beaseman presented the petition of Jane Turner, praying a divorce from her husband, John Turner.
2. Mr. Burnett presented the petition of Jesse Reid, praying that a law may pass to change his name to that of Jesse Cook.
3. Mr. Anderson presented the petition of sundry citizens of Green county, praying that a law may pass to compel the owners of Cutlip’s mill dam on Green river, to lower the height of said dam.
4. Mr. Davis presented the petition of William Garrard and Henry T. Duncan, praying that a law may pass to exonerate them from liability on their bond executed to the Commonwealth, for the return of some of the public arms, (some of which have been lost) obtained by said Capt. William Garrard, while in command of a troop of cavalry, in Bourbon county.
5. Mr. O'Brien presented the petition of Martha Ann Harris, praying a divorce from her husband, Joseph Harris.

6. Mr. Hansford presented the petition of Catharine Sampson, praying a divorce from her husband, Stephen Sampson.

7. Mr. Murray presented the petition of sundry citizens of Calloway county, representing that the sum of $200, was appropriated by the Legislature at its last session, for the purpose of improving the navigation of Blood river. The said sum is too small to be of essential service in effecting that object, and praying that a law may pass to authorize the same to be appropriated to building bridges across said river.

8. Mr. Stevens presented the petition of the trustees of the town of Princeton, praying that a law may pass to legalize certain conveyances made by them of lots in said town.

Which petitions were severally received, read and referred; the first, fifth and sixth to the committee of religion; the second and third to the committee of propositions and grievances; the fourth to a select committee of Messrs. Davis, Matson and Hanson; the seventh to the committee of internal improvement; and the eighth to the committee for courts of justice.

Mr. Phelps from the committee of propositions and grievances, made the following report:

The committee of propositions and grievances have, according to order, had under consideration several petitions to them referred, and have come to the following resolutions thereupon, to wit:

1. Resolved, That the petition of sundry citizens of Green county, praying a change in the place of voting in one of the election precincts of said county, be rejected.

2. Resolved, That the petition of John Holt, praying that a pension be granted him for life, be rejected.

3. Resolved, That the petition of several citizens of Jefferson county, praying a change in the place of taking the vote in one of the election precincts of said county, be rejected.

4. Resolved, That the petition of a portion of the citizens of Caldwell county, praying that an additional justice of the peace be allowed said county, is reasonable.

Which being twice read, was concurred in.

Ordered, That the said committee prepare and bring in a bill pursuant to the fourth resolution.

Mr. Hanson from the committee for courts of justice, made the following report:

The committee of courts of justice have, according to order, had under consideration sundry petitions to them referred, and have come to the following resolutions thereon, viz:

1. Resolved, That the petition of B. Haden be rejected.

2. Resolved, That the petition of Simeon B. Allen be rejected.
3. Resolved, That the petition of Elizabeth Campbell and James Campbell be rejected.

4. Resolved, That the committee be discharged from the further consideration of the petition of Sally Sismore, and that the same be referred to the committee of religion.

Which being severally twice read, were concurred in.

Mr. Hanson from the same committee made the following report:

Resolved, That the committee of courts of justice be discharged from the further consideration of the resolution instructing them to inquire into the expediency of passing a law, authorizing the circuit and county court clerks of the county of Washington, to fill up the blank bonds left in their respective offices, by the late clerk.

Which being twice read, was concurred in.

Mr. Hanson from the same committee made the following report:

The committee of courts of justice, to whom was referred the petition of sundry citizens of Creelsborough, in Russell county, have had the same under consideration, and come to the following resolution thereon, to-wit:

Resolved, That said petition be rejected.

They have also had under consideration the title of two bills to them referred; one entitled,

"A bill for the benefit of Jonathan Hobson, clerks of the Warren circuit court, and of the Warren county court;" and the other entitled,

"A bill for the benefit of Chasteen T. Duncan, sheriff of Warren county.

And report the following resolution:

Resolved, That the committee be discharged from the further consideration thereof.

Which being twice read, was concurred in.

Mr. Hanson from the same committee, to whom was referred,

A bill (No. 22.) authorizing the appointment of additional justices of the peace and constables in certain counties, and for other purposes.

A bill (No. 24.) to legalize the official bonds of such clerks of this Commonwealth, as have failed in time to comply with the provisions of an act, entitled an act requiring clerks to renew their bonds, &c. approved Feb. 22, 1834, and for other purposes; and

A bill to incorporate the Covington Fire Insurance company.

Reported the first with, and the two last without amendment. The amendments to the first bill were taken up twice, read and concurred in.

And the said bills were severally ordered to be engrossed and read a third time.
And thereupon the rule of the House, constitutional provision and third reading of said bills having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate, and request their concurrence.

Mr. Stevenson from the committee of religion, made the following report:

1. The committee of religion have had under consideration the petition of Wiley Edwards, praying to be divorced from his wife, Jane Edwards.

2. The petition of Richard S. Jourdan, praying to be divorced from his wife, Catharine Jourdan.

3. Also, the petition of Lewis Ragsdale, praying to be divorced from his wife, Nancy Ragsdale, and have come to the following resolution thereupon,

Resolved, That the said petitions be rejected.

Which being twice read, was concurred in.

Mr. Breck from the committee of internal improvements, to whom was referred a bill, (No. 30.) to incorporate the Paducah Dock Company.

A bill, (No. 13.) to improve the navigation of Bear creek; and

A bill, No. 29.) to repeal in part and amend in part an act, entitled an act to incorporate a company to establish a turnpike road from the city of Louisville, by way of the mouth of Salt river, Elizabethtown, Munfordville and Bowlinggreen, to the State line, in a direction to Nashville.

Reported the same without amendment.

The said bills were then ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of bill (No. 30.) having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

On motion—

Ordered, That Mr. Davis be added to the committee appointed to prepare and bring in a bill to amend an act, entitled an act to settle the accounts of executors, administrators and guardians.

Mr. Sudduth moved the following resolution, which was twice read and adopted, viz:

Resolved, That the committee of ways and means report to this House at the earliest convenient day, the whole amount of stock which the Commonwealth holds in works of internal improvement;
the amount held in each object; the amount remaining unpaid of the stock of each, and the annual dividend, if any, accruing on the stock paid in each, to the Commonwealth.

Mr. Sterett moved the following resolution, which was twice read and adopted, viz:

Resolved, That the committee on internal improvements be instructed to inquire into the propriety of building a bridge across Main Rough, on the road leading from Hardinsburg to Litchfield.

Mr. Andrews moved the following resolution, which was twice read and adopted, viz:

Resolved, That the committee on the judiciary be instructed to inquire by the examination of witnesses, and such other legal method as they may choose to adopt, into the conduct of the circuit judges of this Commonwealth, and to report the facts to this House, and their opinion, whether the defect in the administration of justice arises from the nature of the system, the want of legal abilities and qualifications of the judges, or their habits of life disqualifying them from the discharge of their public duties, and if so, to report the name or names of such judge with the facts.

The Speaker laid before the House, the annual report of the managers of the Lunatic Asylum at Lexington, which is in the following words.

To the Honorable, the General Assembly,

of the Commonwealth of Kentucky.

In pursuance of the act of Assembly, 1824, the Commissioners of the Lunatic Asylum, at Lexington, respectfully beg leave to submit the following Report:

The annexed paper marked A., exhibits the number of patients at present in the Asylum, their age, disease, date when received, and the county or state from which they came. Within the last year fifty-one patients have been received; making, together with those in the house at the date of last report, one hundred and seventeen; of whom, four have eloped; nineteen have been discharged; ten cases of mortality have occurred. There remain in the Asylum at this time, eighty-four, viz: forty-two males and forty-two females. By this document you will perceive that since the opening of the institution in 1824, there have been received four hundred and forty-eight patients; of whom one hundred and sixty-nine have died, (forty-five of whom of cholera) one hundred and sixty-seven have been discharged, and twenty-eight have eloped.

The pleasing hope is entertained, that many of those remaining will ere long be restored to their friends and society.

Your commissioners refer you to the document marked B., which exhibits the income and expenditure of the institution for the past year. It is a pleasing reflection, that these unfortunate beings are comfortably lodged, clothed and fed by your munificence; besides
having the daily attendance of a regular physician, and the watchfulness and care of experienced attendants and nurses.

The receipts for the year, together with the balance on hand at the end of last year, amount to nine thousand and forty-three dollars, seventy-five and three-fourth cents, and the expenditure to six thousand one hundred and eighty-nine dollars eighty-one and one fourth cents; leaving a balance in the chairman's hands this day, of two thousand eight hundred and fifty-three dollars ninety-four and one half cents.

And your commissioners would recommend an appropriation of five thousand dollars, for the support of the institution for the insuing year.

All which is respectfully submitted,

Lexington, January 1st, 1835.

[5.

LIST OF PATIENTS,

Remaining in the Lunatic Asylum, Lexington, December 31st, 1834.

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<th>DISEASE</th>
<th>COUNTY</th>
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<td>Nov. 21, 1831</td>
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<td>38</td>
<td>309</td>
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<tr>
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<td>37</td>
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<tr>
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<tr>
<td>Oct. 25, 1832</td>
<td>Female</td>
<td>36</td>
<td>384</td>
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<tr>
<td>Nov. 23, 1832</td>
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<td>388</td>
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<td>Male</td>
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<td>411</td>
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<td>25</td>
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<tr>
<td>June 26, 1834</td>
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<td>July 14, 1834</td>
<td>Male</td>
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<td>420</td>
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<td>July 29, 1834</td>
<td>Male</td>
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<td>29</td>
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<td>Sept. 19, 1834</td>
<td>Male</td>
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<td>Nov. 1, 1834</td>
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<td>Male</td>
<td>69</td>
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<tr>
<td>Dec. 2, 1834</td>
<td>Male</td>
<td>25</td>
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<tr>
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<td>15</td>
<td>435</td>
<td>Mania</td>
<td>Clarke</td>
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<tr>
<td>Dec. 16, 1834</td>
<td>Male</td>
<td>15</td>
<td>436</td>
<td>Mania</td>
<td>Missouri</td>
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<tr>
<td>Dec. 22, 1834</td>
<td>Male</td>
<td>24</td>
<td>437</td>
<td>Mania</td>
<td>From a fall</td>
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<tr>
<td>Dec. 27, 1834</td>
<td>Male</td>
<td>24</td>
<td>438</td>
<td>Mania</td>
<td>Tennessee</td>
</tr>
</tbody>
</table>

Total—Male: 42—Females: 42—Remaining on the 31st December, 1834, 84.
Remained in Hospital, December 31st, 1833, (per last report),
Of whom have since died,
discharged,

Received since last report, to December 31st, 1834,
Of whom have died,
clipped,
discharged,

Remain December 31st, 1834,
Of whom are boarders,
paupers,

From May, 1834, to the 31st Dec. 1834, there have been received Patients,
Of whom have died,

Of whom have died, of Cholera or its effects,
discharged,
clipped,

Remaining,
Males,
Females,

The Patients at present in the Asylum, are from the following Counties, and States:

Allen, 3  Mason, 1
Breckenridge, 3  Montgomery, 1
Barren, 3  Niles, 1
Bourbon, 2  Nicholas, 1
Brecken, 1  Ohio, 1
Clarke, 2  Owen, 2
Christian, 1  Pendleton, 1
Campbell, 1  Pike, 1
Cumberland, 1  Rockcastle, 1
Davies, 9  Shelby, 4
Fayette, 1  Simpson, 3
Franklin, 1  Spencer, 2
Fleming, 2  Warren, 1
Greenup, 2  Washington, 1
Hart, 1  Wayne, 1
Harrison, 1  Woodford, 6
Henry, 2  
Jefferson, 5  
Jessamine, 2  Mississippi, 84
Logan, 3  Tennessee, 1
Laurel, 1  Indiana, 2
Livingston, 1  Missouri, 1
Lewis, 1  
Madison, 1  
McCracken, 5  
Mercer,  

= 90
Abstract of the Receipt and Expenditure of the Lunatic Asylum for the year ending December 31st, 1834.

**CHARGE.**

<table>
<thead>
<tr>
<th>Date</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>January 11, 1834</td>
<td>To balance in Chairman’s hands, this day</td>
<td>$2,756.00</td>
</tr>
<tr>
<td>January 11, 1834</td>
<td>To State Appropriation</td>
<td>4,000.00</td>
</tr>
<tr>
<td>January 11, 1834</td>
<td>To Cash received from Boarders</td>
<td>893.15</td>
</tr>
</tbody>
</table>

**Total Charge:** $9,043.75 ¾

**DISCHARGE.**

<table>
<thead>
<tr>
<th>Date</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>December 31, 1834</td>
<td>By Amount paid for Clothing</td>
<td>$786.68</td>
</tr>
<tr>
<td>December 31, 1834</td>
<td>By Amount paid for Furniture, Bedding, &amp;c.</td>
<td>491.64</td>
</tr>
<tr>
<td>December 31, 1834</td>
<td>By Amount paid for Provision, &amp;c.</td>
<td>1,378.43</td>
</tr>
<tr>
<td>December 31, 1834</td>
<td>By Amount paid for Fuel</td>
<td>557.60</td>
</tr>
<tr>
<td>December 31, 1834</td>
<td>By Amount paid for Salaries and Hire</td>
<td>380.48</td>
</tr>
<tr>
<td>December 31, 1834</td>
<td>By Amount paid for Medicine and Attendance</td>
<td>143.37 ¾</td>
</tr>
<tr>
<td>December 31, 1834</td>
<td>By Amount paid for Conveying Patients</td>
<td>550.25</td>
</tr>
<tr>
<td>December 31, 1834</td>
<td>By Amount paid for Extra and Repairs</td>
<td>182.65</td>
</tr>
<tr>
<td>December 31, 1834</td>
<td>By Amount paid to Recovered Patients, per act 1828</td>
<td>5.00</td>
</tr>
<tr>
<td>December 31, 1834</td>
<td>By Amount paid Discount on Commonwealth Notes</td>
<td>594.16</td>
</tr>
<tr>
<td>December 31, 1834</td>
<td>By Balance in Chairman’s Hands</td>
<td>2,853.94 ½</td>
</tr>
</tbody>
</table>

**Total Discharge:** $9,043.75 ¾

**E. & O. E.**

$9,043.75 ¾

January 1, 1835, To balance brought down, $2,853.94 ½

Lexington, January 1st, 1835.

Ordered, That the said report be committed to the committee of ways and means, and that the Public Printer forthwith print 150 copies thereof for the use of the members of this House.

The Speaker also laid before the House, a letter from the Secretary of State, enclosing a statement of the number of justices of the peace in the several counties, which was received and laid on the table.

Ordered, That the Public Printer forthwith print 150 copies thereof, for the use of the members of this House.

Mr. Anderson from the joint committee of enrollments, reported that the committee had examined enrolled bills of the following titles, and had found the same truly enrolled:

An act for the benefit of Transylvania University; and
An act to change the place of voting at a precinct in Bracken county.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Anderson inform the Senate thereof.

On motion—

Ordered, That Mr. Bristow be added to the committee for courts of justice.
Leave was given to bring in the following bills:

On the motion of Mr. Williams—1. A bill to authorize the appointment of judges and clerks of an election to be held in the counties of Laurel and Rockcastle.

On the motion of Mr. Hollingsworth—2. A bill to amend the revenue laws, that slaves hired shall be listed, and the tax on them paid in the county in which they shall be hired.

On the motion of Mr. Conway—3. A bill to provide for the improvement of the public roads in the county of Hardin, and for other purposes.

On the motion of Mr. O'Bannon—4. A bill for the benefit of the sheriff of Henry county.

On the motion of Mr. Pomeroy—5. A bill to amend the several acts to suppress the practice of duelling in this Commonwealth.

On the motion of Mr. Mitchell—6. A bill appropriating a sum of money to remove the fish dams in the Kentucky river.

On the motion of Mr. Breck—7. A bill to incorporate the Richmond Female Academy.

On the motion of Mr. Simpson—8. A bill authorizing the county court of Nelson county, to correct its proceedings at their court of claims, in November 1834, and for other purposes.

On the motion of Mr. Dyer—9. A bill for the further improvement of Green river.

On the motion of Mr. Jasper—10. A bill to appropriate a sum of money to build a bridge across Buck creek, where the road now crosses, from Somerset to the Coal Mines, in Pulaski county.

On the motion of Mr. Sprigg—11. A bill to remove the disabilities of infant feme covert.

On the motion of Mr. Stevenson—12. A bill to repeal so much of the revenue laws, as requires persons making out a list of their taxable property, to add to said list the value thereof on oath, and in lieu thereof, to require the commissioner to value the same; and

On the motion of Mr. Dever—13. A bill to regulate the fines and forfeitures in Marion county.

Messrs. Williams, Hansford and Bailey, were appointed a committee to prepare and bring in the first; Messrs. Hollingsworth, Sudduth, Andrews and C. C. Marshall the second; Messrs. Conway, Helm and Richardson the third; Messrs. O'Bannon, Graves and O'Brian the fourth; Messrs. Pomeroy, Alsop and Graves the fifth; the committee on internal improvement the sixth, ninth and tenth; Messrs. Breck, C. J. Walker and Williams the seventh; the committee for courts of justice the eighth; Messrs. Sprigg, Trapnall, Graves and Helm the eleventh; the committee of ways and means the twelfth; and Messrs. Dever, Trapnall and Palmer the thirteenth.

The following bills were reported from the several committees appointed to prepare and bring in the same, viz:
By Mr. Williams—1. A bill authorizing the appointment of judges and clerks, of an election to be held in the counties of Laurel and Rockcastle.

By Mr. Phelps from the committee of propositions and grievances—2. A bill for the benefit of the heirs of Isaac Stout, deceased.

By Mr. Hanson from the committee for courts of justice—3. A bill for the benefit of the heirs of Thomas Wilcoxen, deceased.

4. A bill to authorize the clerk of the county court of Boone, to record certain deeds.

By Mr. Stevenson from the committee of religion—5. A bill for the benefit of Celia Spencer.

By Mr. Breck from the committee of internal improvements—6. A bill to authorize the improvement of the navigation of Pond river—7. A bill to improve the navigation of the north fork of Kentucky river.

By Mr. W. C. Marshall—8. A bill to amend an act regulating the action of replevin, approved Jan. 29, 1830.

By Mr. Murrell—9. A bill to change the place of voting in certain precincts in certain counties.

By Mr. Gorin—10. A bill to establish in part the line run between the counties of Barren and Hart.

By Mr. Burks—11. A bill to authorize Bartlett L. Graves to erect two gates across the old road leading from Glasgow to Greensburg.

By Mr. Beaseman—12. A bill for the benefit of William Babcock.

By Mr. Trimble—13. A bill to provide for transcribing certain books of the office of the Harrison county court, and for other purposes.

By Mr. Richardson—14. A bill to establish an election precinct in Meade county.

By Mr. Breck—15. A bill to incorporate the Richmond Female Academy.

By Mr. Hayden—16. A bill to provide for the erection of a bridge across main Eagle, at Saunders' mill, on the road leading from Lexington to Indianapolis.

By Mr. McClure—17. A bill to repeal in part and amend in part the several acts establishing a road from Louisville to the State line, in a direction to Knoxville.

By Mr. Estis—18. A bill for the benefit of the subscribers to the Evangelical Episcopal church.

By Mr. Trapnell—19. A bill for the benefit of the sheriff of Washington county.

By Mr. Phelps—20. A bill to change the present mode of summoning jurors in this Commonwealth, and to provide for their compensation.
Which bills were severally received and read the first time, and ordered to be read a second time.

Ordered, That the Public Printer forthwith print 150 copies of the twentieth bill, for the use of the members of this House.

And thereupon the rule of the House, constitutional provision and second reading of said bills (the sixth, seventh and eighteenth, excepted) having been dispensed with, the first, second, third, fourth, fifth, ninth, tenth, eleventh, twelfth and fourteenth, were severally ordered to be engrossed and read a third time; the eighth, thirteenth and twentieth, were committed to the committee for courts of justice; the fifteenth, to the committee on education; the sixteenth and seventeenth, to the committee on internal improvements; and the nineteenth, to the committee of ways and means.

And thereupon the rule of the House, constitutional provision and third reading of the first, second, third, fourth, fifth, tenth, eleventh, twelfth and fourteenth bills having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

On motion—

Ordered, That an engrossed bill, entitled an act, to take the sense of the good people of this Commonwealth, as to the propriety of calling a convention be postponed to, and made the order of the day for Tuesday next.

An engrossed bill entitled an act, to improve the navigation of Little river, was read a third time.

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

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

The following bills from the Senate were severally read a second time.

1. An act to reduce the number of justices of, and constables in Logan county.
2. An act for the benefit of Benjamin Webb.

The first was ordered to be read a third time, and the second was committed to the committee of claims.

And thereupon the rule of the House, constitutional provision and third reading of the first bill having been dispensed with,

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

Ordered, That the clerk inform the Senate thereof.

The following bills were severally read a second time, and ordered to be engrossed and read a third time, viz:
1. A bill further to regulate appeals from justices of the peace, and to alter the law of costs on suits brought by executors or administrators.

2. A bill to explain the powers of the several county courts of this Commonwealth, in regard to allowances to clerks and sheriffs for ex officio services.

The following bills from the Senate were severally read the first time, and ordered to be read a second time, viz:

1. An act for the benefit of the Headright settlers of this Commonwealth.

2. An act amendatory to an act, to authorize the sale of the real and personal estate of Samuel Monson, deceased.

3. An act for the benefit of the sheriff of Casey county.

4. An act to repeal an act, entitled an act repealing the law, authorizing the people of Rockcastle, Knox, Harlan and Laurel counties to pass the turnpike and Wilderness road, without paying toll, approved Feb. 24, 1834.

5. An act for the benefit of the sheriff of Logan county.

And thereupon the rule of the House, constitutional provision and second reading of the second, third, fourth and fifth bills having been dispensed with, the second was committed to the committee for courts of justice; the third to the committee of ways and means; the fourth to the committee of internal improvements; and the fifth was ordered to be read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with,

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

Ordered, That the clerk inform the Senate thereof.

A message was received from the Senate, announcing the passage of a bill which originated in this House, entitled an act authorizing the appointment of judges and clerks of an election to be held in the counties of Laurel and Rockcastle.

And then the House adjourned.

FRIDAY, JANUARY 9, 1835.

1. Mr. Dyer presented the petition of Wm. B. Williams, praying to be divorced from his wife, Polly Williams.

2. Mr. Gorin presented the petition of the trustees of Augusta College, praying for a loan of money from the State.

3. Mr. Sprigg presented the petition of sundry citizens, praying a repeal or modification of the Kentucky Baptist Education Society.
4. Mr. Williams presented the petition of Thomas Isbell, praying a divorce from his wife, Sally Isbell.

5. Mr. Wortham presented the petition of sundry citizens of Breckenridge, Hancock, Ohio and Grayson, praying for an appropriation of money for the improvement of the great falls of Rough creek.

Which petitions were severally received and referred; the first and fourth to the committee on religion; the second to a select committee of Messrs. Gorin, W. C. Marshall, Covington; the third (together with sundry petitions on the same subject) to the committee on education; and the fifth to a select committee of Messrs. Wortham, Dyer, Sterett.

Mr. Anderson from the joint committee of enrollment, reported that the committee had examined enrolled bills, and a resolution of the following titles, and had found the same truly enrolled, viz:

- An act for the benefit of the sheriff of Logan county.
- An act authorizing the appointment of judges and clerks of an election to be held in the counties of Laurel and Rockcastle; and
- A resolution fixing on a day for the election of a Senator in Congress.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Anderson inform the Senate thereof.

The Speaker laid before the House the annual report of the president and managers of the Maysville, Washington, Paris and Lexington Turnpike Road Company, enclosing sundry documents, exhibiting the state of the affairs of said company, which was received, the reading thereof dispensed with, and referred to the committee of internal improvements.

Ordered, That the Public Printer forthwith print 150 copies thereof, for the use of the members of this House.

The Speaker also presented the annual report of the trustees of the Cumberland Hospital, which was received, the reading thereof dispensed with, and referred to the committee of propositions and grievances.

Ordered, That the public printer forthwith print 150 copies of said report, for the use of the members of this House.

A message was received from the Senate, announcing the passage of bills which originated in this house, of the following titles:

- An act to legalize the proceedings, and to extend the powers of the trustees of the town of Elizabeth, in the county of Hardin.
- An act for the benefit of the Glasgow Academy.

An act for the benefit of the sheriffs of Pulaski and Garrard counties, with an amendment to the latter bill; and the passage of bills of the following titles:
An act authorizing the trustees of the town of Russellville, to sell certain streets, or parts thereof, in said town.

An act to amend an act, to amend an act, to incorporate the Lewis Pottery Company, for the purpose of manufacturing of queensware and china, at Louisville.

An act for the benefit of Edmund Curd;

And the adoption of a resolution, authorizing the committee appointed to examine the Auditor’s office, to employ a clerk.

Mr. Hanson from the committee for courts of justice, made the following report:

The committee of courts of justice, have had under consideration sundry petitions to them referred, and have come to the following resolutions thereon.

Resolved, That the petition of Nancy Sterman, praying that a law may pass, authorizing the administrator of Thomas Sterman, deceased, or the guardian of his heirs, to sell certain land in said petition mentioned, be rejected.

Resolved, That the petition of Charles W. Summers and Samuel Wilson, praying that a law may pass, authorizing them to vest a certain negro and money belonging to their children, in land, be rejected.

Which being twice read, was concurred in.

Mr. Hanson from the same committee, to whom was referred

A bill, (No. 48.) for the benefit of Richard L. Fox, and Sarah Ann Fox, his wife, and their infant children.

A bill, (No. 47.) to form an additional constable’s district in the county of Oldham.

A bill, (No. 46.) for the benefit of the surveyor of Harrison county, reported the first with, and the two last without amendment: the amendment to the first having been read and concurred in.

The said bills were severally ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bills having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

On motion—

Ordered, That the committee for courts of justice be discharged from the further consideration of leave given to bring in a bill altering the law classifying tobacco.

Mr. Stevenson from the committee of religion, made the following report:

The committee of religion have had under consideration the petition of Polly Roby, praying to be divorced from her husband, Samuel Roby.
Also, the petition of Isaac Pennix, praying to be divorced from his wife, Sally Pennix, and have come to the following resolution thereon.

Resolved, That the said petitions be rejected.

Which being twice read, (the second resolution having been amended by striking out the words be rejected, and inserting in lieu thereof, the words is reasonable, was concurred in.

Ordered, That the said committee prepare and bring in a bill pursuant to the last resolution.

Mr. Breck from the committee of internal improvements, to whom was referred,

A bill, (No. 25.) to appropriate a further sum of money, to improve the navigation of the Big south fork of Cumberland river.

A bill, (No. 41.) to incorporate the Glasgow and Munfordsville turnpike company.

A bill, (No. 34.) to repeal certain acts regulating roads in the county of Fayette.

A bill (No. 65.) to repeal in part, and amend in part, the several acts establishing a road from Louisville to the State line, in a direction to Knoxville, reported the first with an amendment, and the three latter without amendment; the amendment to the former bill having been concurred in, the said bills were severally ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of the last bill (No. 65.) having been dispensed with and the same being engrossed:

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

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

A message from the acting Governor by Mr. Cox.

Mr. Speaker—I am directed by the acting Governor, to inform this House, that he did, on this day, approve and sign enrolled bills and resolutions which originated therein, of the following titles:

An act for the relief of the sheriff of Campbell county.

An act to prescribe the mode of appointing judges and other officers, to hold the election in Livingston county, on the 14th Jan. 1835.

An act for the benefit of Jacob Mayo, clerk of the Floyd circuit court.

An act for the benefit of the sheriff of Calloway county.

An act for the benefit of Transylvania University.

An act to change the place of voting at a precinct in Bracken county.

An act to authorize the appointment of judges and clerks of an election to be held in the counties of Laurel and Rockcastle.
A resolution fixing on a day for the election of a Senator in Congress.

Ordered, That Mr. Anderson inform the Senate thereof.

The Speaker laid before the House a letter from the President of the Bank of Kentucky, covering a statement exhibiting the situation of that institution, which is in the following words:

**Bank of Kentucky, January 6, 1835.**

Hon. Charles A. Wickliffe, Speaker House of Representatives:

Sir—I have the honor to enclose herewith, a general statement showing the condition of this Institution on the 31st ult.

The stock now held in the bank, consists of 16,118 shares, amounting nominally to the sum of $321,104, of which corporate and individual stockholders own 10,151 shares, amounting to $201,764, and the State of Kentucky owns 5,967 shares, amounting to $119,340.

Since the adjournment of the last Legislature, the President and Directors ordered a distribution of the funds of the bank to be made and paid to the stockholders, based on the principles contained in a report submitted to the Senate on the 10th Dec. 1832, by which the state of Kentucky was entitled to receive, and was paid through its Treasurer, the sum of $14,917 50 in specie.

This distribution equalizes all the stock held in the Institution, whether retained or residuary, and hence all the stock being now on a perfect equality, subsequent distributions of the means of the bank among the stockholders will be made pro rata, each share being entitled to the same amount.

Since the 31st December, 1833, a redemption of 1,030 shares of the capital stock of the bank, amounting to $20,600, has been effected by means of compromises for bad and doubtful debts, and for the sale of unproductive real estate. And within the ensuing sixty days, such arrangements have been made by the President and Directors as to insure a redemption of about 500 shares more for like purposes.

The real estate sold and disposed of within the year ending the 31st ult., amounts to the sum of $16,844 25, leaving that which remains on hand and unsold at a cost to the bank of $106,172 12, a small proportion of which, comparatively, will ever be realized.

Within the current year, notes of the institution amounting to the sum of $472 50 have been redeemed by payment in silver, which have been cancelled and burnt; leaving in circulation, or lost and destroyed, the sum of $31,070 69. Not more than 10 per cent. of which, it is confidently believed, will ever be presented for payment.
The current expenses of the institution, for the year ending the 31st ult., amounted to the sum of $4,230 62, and the current profits for the same period, to the sum of $6,537 84, showing an excess of profits over the expenses of $2,307 22.

The time prescribed by law for closing the concerns of the institution expires on the 31st day of December next, and however desirable it may be to the Legislature, or to the individual stockholders, that it shall be effected within that period, it is impracticable, under the laws which at present control the President and Directors, without incurring immense sacrifices to the remaining interests of the institution, both in real estate and individual debts. The President and Directors have more than once respectfully presented to the consideration of the Legislature, the propriety of authorizing them to sell at public auction, all the bad and doubtful debts and unincumbered real estate, with such limitations, and under such restrictions as they, (the Legislature,) might think just and proper, but no joint action of the two houses being had, thus again, in the most respectful manner present the subject to the consideration of the present Legislature, and ask that such power be given as will enable them to close the concerns of the bank with the least possible delay, consistent with its interest.

It will be impossible to close sales of all the real estate, owned or claimed by the institution the present year, or to collect all the good debts; of the real estate, a portion of it is not only in dispute, but in the possession of adverse claimants, and under the champerty law, sales of such disputed property would ensure to the benefit of the occupant. Special provision ought, therefore, to be made, to enable the bank to dispose of its claim, without coming in contact with the law referred to. There is, also, a considerable amount of good debt, well secured by mortgage or lien on real estate, and arising from the sale of such real estate now in suit, but such are the slow operations of the law, and particularly chancery causes, that it will be accident, rather than otherwise, if that description of cases are finally disposed of by the courts, and the money collected during the present year; and the near approach of the period allowed the bank for the collection of its debts, offers every inducement to those who might be disposed to avail themselves of the extinction of its chartered privileges, to procrastinate and harry collections, by resorting to every means of defence which the law allows them, knowing that with the expiration of the charter, ceases the right of the bank to enforce the collection of its debts. To prevent, therefore, an interregnum which would be fatal to the interest of the bank in all outstanding debts, it is respectfully submitted whether it would not be proper to make such pro-
vision by law, as may be thought necessary to enable the institution to enforce the collection of all debts remaining unsettled at the expiration of its present charter. Provision should also be made for the disposition and safe deposit of the numerous books and papers of the bank, to which reference is often had in settling contests between individuals, growing out of their bank transactions.

The banking house, now occupied by the Bank of Kentucky, will, in all probability, be desired by the new bank, for the use of an office for its branch, which is to be located in this place. I, therefore, respectfully suggest whether it would not be good policy for the state to purchase it, on account of its remaining interest in this institution, on such terms as shall be mutually agreed on, and transfer it as stock to the new bank, or permit the branch to occupy it on lease.

I have the honor to be, very respectfully,

P. PUDLEY, President.

Statement of the situation of the Bank of Kentucky, Dec. 31, 1834.

Due to other Banks, $7,967 88
Notes issued, 31,543 39
Surplus profits, 221,380 01
Current profits, 6,537 84
Stock, 321,104 00
Due to individuals, 65,436 78

$553,969 90

Current expenses, $4,230 62
Due from other Banks, 7,401 70
Real estate, 105,172 12
Due from individuals, 403,346 86
Defalcation at branches, 20,678 67
Cash on hand:
Silver, 2,284 43
Notes of specie Banks, 14,513 80
Notes of Bank of Commonwealth, 5,807 95
Notes of uncurrent Banks, 12 00
Notes of Bank of Kentucky, 461 75

23,136 93

$553,969 90

Attest, H. BLANTON, Clerk.
Ordered, That the said letter and statement be referred to the committee of ways and means, and that the Public Printer forthwith print 150 copies thereof, for the use of the members of this House.

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

By Mr. Hanson from the committee for courts of justice—1. A bill to extend the May term of the Spencer circuit court.
2. A bill to modify and reduce into one, the several acts regulating the acknowledgment, proof and authentication of deeds.

By Mr. Stevenson from the committee of Religion—4. A bill to amend the act to incorporate the trustees of the Baptist Education Society, approved Jan. 15, 1829.
5. A bill to amend and reduce into one, the laws concerning divorces and alimony.
6. A bill for the benefit of Elizabeth Maxey.
7. A bill for the benefit of Maj. King and others.
8. A bill to improve the navigation of Goose creek; and
9. A bill to legalize the proceedings of the court of assessment of the 16th Regiment of Kentucky Militia.

Which bills were severally received and read the first time, and ordered to be read a second time, with the exception of the third, which was laid on the table until the first day of June next.

Ordered, That the Public Printer forthwith print 150 copies of the second bill, for the use of the members of this House.

And thereupon the rule of the House, constitutional provision and second reading of the first, fourth, sixth, seventh and ninth bills having been dispensed with, the first, sixth, seventh, and ninth, were severally ordered to be engrossed and read a third time; and the fourth was committed to the committee on education.

And thereupon the rule of the House, constitutional provision and third reading of the first, sixth, seventh and ninth bills having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

Mr. Ford nominated Mr. John J. Crittenden as a proper person to fill the office of Senator from this State, in the Congress of the United States; and Mr. Trimble nominated Mr. James Guthrie.

Ordered, That Mr. Ford inform the Senate of the said nomina-
tion: and that this House is now ready by a joint vote with the Senate, to proceed to the said election.

A message was received from the Senate by Mr. Blackburn, announcing that the Senate was now ready by joint vote with this House, to proceed to the election of a Senator in Congress, and that Messrs. Crittenden and Guthrie were also on nomination before the Senate.

The House then proceeded to take a vote, which stood thus:


A committee was then appointed on the part of this House, to meet a committee from the Senate, to compare the votes, and report the state of the joint votes.

The said committee then retired, and after a short time returned, when Mr. Breck from said committee, reported that the joint vote stood thus:

For Mr. J. J. Crittenden, 94.
For Mr. Guthrie, 40.

Whereupon, Mr. John J. Crittenden having received a majority of all the votes, was declared duly elected Senator to represent this State, in the Congress of the United States, for six years from and after the 4th day of March next.

And then the House adjourned.

SATURDAY, JANUARY 10, 1835.

1. Mr. Anderson presented the petition of sundry citizens of Green county, praying the passage of a law to amend the several acts to suppress riots, routs, &c.
2. Mr. Mitchell presented the petition of sundry citizens of the town of Nicholasville, praying that a law may pass, granting to the trustees of said town, or the county court of Jessamine, further powers in relation to opening and keeping open sundry passways heretofore used as streets and alleys in said town, and which have lately been closed by the proprietors.

3. Mr. Johnson presented the petition of John Peach, praying a divorce from his wife Jane, late Jane Dutton.

4. Mr. Dever presented the petition of the administrators of William Edmonson, deceased, praying the passage of a law to authorize the sale of a house and lot of ground in Lebanon, the proceeds thereof to be applied in aid of the personal estate to the payment of the debts of the decedent, and to provide for the support of his family.

5. Mr. Burks presented the petition of sundry citizens of Green county, praying that a law may pass to authorize Carey A. Griffin and Joel D. Atkinson to build a dam and erect a mill on Green River in said county.

6. Mr. Stevenson presented the memorial of the officers and non-commissioned officers of the 17th and 36th regiments of militia, praying certain amendments to the militia laws.

7. Mr. Matson presented the petition of William P. Griggs, praying the passage of a law to release him from the bonds of matrimony, contracted with Sophia Griggs, who obtained a divorce at the last Session of the Legislature.

8. Mr. Drake presented the petition of the trustees of Williamstown, in Grant county, praying the passage of a law, for the better regulation of said town.

9. Mr. Covington presented the petition of sundry citizens of this Commonwealth, praying a repeal or modification of the charter incorporating the Baptist Education Society in Georgetown.

10. Mr. Stevens presented the petition of sundry citizens of Caldwell county, praying that a law may pass to exempt John Long, a citizen of Eddyville, from the penalties and operation of an act of the last Session, regulating taverns.

11. Mr. Lewis presented the petition of Bennet B. Jones, praying a divorce from his wife Matilda, late Matilda Smith.

Which petitions were severally received, read and referred; the first, second, fourth and eighth, to the committee for courts of justice; the third, seventh and eleventh, to the committee of religion; the fifth, to the committee of internal improvements; the sixth, to the committee on military affairs; the ninth, to the committee on education; and the tenth, to the committee of propositions and grievances.

Mr. Phelps from the committee of propositions and grievances, made the following report:

The committee of propositions and grievances have, according
to order, had under consideration the petition of the trustees of Portland, in the county of Jefferson, praying that a law be passed, authorizing them to license and regulate groceries' keepers, coffee-house keepers, and retailers of spirituous liquors—and have come to the following resolution thereon, viz:

Resolved, That said petition be rejected.

Which being twice read, was concurred in.

A message was received from the Senate, announcing the passage of bills of the following titles:

An act continuing in force the law providing for the appointment of Commonwealth's attorneys; and

An act to extend and continue in force, an act for the benefit of Stephen Langford, approved Jan. 30, 1833, and for other purposes.

Mr. Trimble from the committee for courts of justice, to whom was referred,

A bill to provide for transcribing certain books of the office of the Harrison county court, and for other purposes, reported the same without amendment.

The said bill was thereupon ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

Mr. Stevenson from the committee of religion, made the following report:

The committee of religion have had under consideration the petition of Elizabeth Evans, praying to be divorced from her husband, Levi Evans—and have come to the following resolution thereon:

Resolved, That the said petition be rejected.

Which being twice read, was concurred in.

Mr. Breck from the committee of internal improvements, to whom was referred,

A bill to incorporate the Owingsville, Mountsterling and Winchester turnpike company, reported the same without amendment.

Ordered, That the said bill be laid on the table.

Mr. Breck from the same committee, to whom was referred,

A bill from the Senate entitled an act, to repeal an act entitled, an act repealing the law, allowing the people of Rockcastle, Knox, Harlan and Laurel counties, to pass the turnpike and Wilderness road, without paying toll, approved Feb. 21, 1834—reported the same without amendment.
Ordered, That the said bill be read a third time on Monday next.

Leave was given to bring in the following bills:

On the motion of Mr. W. C. Marshall—1. A bill to amend an act entitled, an act for building a bridge across Main Licking at Claysville.

On the motion of Mr. Sterett—2. A bill to incorporate the Methodist Church, in the town of Brandenburg.

On the motion of Mr. Gaines—3. A bill to amend an act entitled an act, providing for opening a State road from the turnpike between Georgetown and Cincinnati, to the Ohio river, near Lawrenceburg, approved Jan. 23, 1827.

On the motion of Mr. Austin—4. A bill for the benefit of Eliza Ferguson.

On the motion of Mr. Phelps—5. A bill to create a new judicial circuit, to be composed of the counties of Campbell, Boone, Gallatin, Owen and Grant.

On the motion of Mr. Daniel—6. A bill to improve the road from Irvine, Estill county, by the way of Perry court house, to the Virginia line.

On the motion of Mr. Stevens—7. A bill to revise and amend the militia law, so far as to abolish all mustering in this Commonwealth, but regimental.

On the motion of Mr. Blair—8. A bill to repeal in part an act entitled an act, to prevent the sale of growing crops, approved Feb. 22, 1831.

On the motion of Mr. Harris—9. A bill for the further improvement of Big Sandy River, and for other purposes.

On the motion of Mr. Anderson—10. A bill to lessen the height of Cutlip's mill dam across Green river, in the county of Edmondson.

On the motion of Mr. Lewis—11. A bill to alter the time of holding the circuit courts of Livingston, Caldwell and Hickman counties, and to lengthen the term of the latter.

On the motion of Mr. Beaseman—12. A bill for the benefit of Thomas Rankins.

On the motion of Mr. Conway—13. A bill to remove the seat of government to some suitable and healthy situation.

On the motion of Mr. Helm—14. A bill to make a donation for the purpose of building a seminary of learning in the town of Brandenburg, county of Meade.

On the motion of Mr. Hansford—15. A bill for the purpose of applying the fine money assessed in the town of Crab Orchard, in Lincoln county, to the erection of a school house in said town.

On the motion of Mr. Richardson—16. A bill to alter the time of holding the county courts of Meade county.
On the motion of Mr. Breck—17. A bill for the benefit of the sheriff of Madison county.

On the motion of Mr. Stevenson—18. A bill to establish the Georgetown Female Academy.

On the motion of Mr. Bristow—19. A bill making an appropriation to the Green river Female Academy.

On the motion of Mr. Covington—20. A bill to amend an act entitled an act, to incorporate the Bowlinggreen bridge company; and

On the motion of Mr. Trapnall—21. A bill incorporating the Lebanon Male and Female Academy.

Messrs. Marshall, Trimble, Beaseman, were appointed to prepare and bring in the first; Messrs. Sterrett, Richardson, Conway, Helm the second; the committee on internal improvement, the third, sixth and ninth; the committee on religion the fourth; Messrs. Phelps, W. C. Marshall, Gaines, Drake, Hayden, Turpin the fifth; the committee on military affairs the seventh; the committee of courts of justice the eighth and eleventh; Messrs. Anderson, Helm, Sterrett, Burks the tenth; Messrs. Beaseman, Hanson, Trimble, Stevens the twelfth; the committee of propositions and grievances the thirteenth; Messrs. Helm, Conway, Richardson the fourteenth; the committee on education the fifteenth and nineteenth; Messrs. Richardson, Helm, Conway the sixteenth; Messrs. Breck, Walker, Williams, the seventeenth; Messrs. Helm, Hines, Johnson the eighteenth; Messrs. Covington, Hines, Gorin the twentieth; and Messrs. Trapnall, Gorin, Dever the twenty-first.

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

By Mr. Phelps from the committee of propositions and grievances—1. A bill for the benefit of Enos Lassater, Thomas D. Parker and John L. Henderson.

2. A bill for the benefit of Jesse Reid.

3. A bill for the benefit of Susan Henderson.

By Mr. Trimble from the committee for courts of justice—4. A bill to authorize the county court of Nelson, to correct its proceedings at the court of claims in November, 1834, and for other purposes.

By Mr. Hines from the committee of religion—5. A bill for the benefit of Jane Turner.

6. A bill for the benefit of John Jones.

7. A bill for the benefit of Isaac Pennix.

8. A bill for the benefit of Catharine Sampson.

By Mr. Breck from the committee of internal improvements—9. A bill to continue and extend the Salt Works' turnpike road from C. and J. White's Furnace, to Wilson and Quarryer's Furnace.
By Mr. Davis—10. A bill for the benefit of William Garrard and Henry T. Duncan.
By Mr. Gorin—11. A bill for the benefit of Augusta College.
By Mr. Burks—12. A bill to extend the terms of the Green circuit court, and for other purposes.
By Mr. Hollingsworth—13. A bill to amend the revenue laws of this Commonwealth.
By Mr. Wortham—14. A bill to open and improve a road from the mouth of Salt River to Bowling Green.
By Mr. Pomeroy—15. A bill to amend the several acts, to suppress the practice of dueling in this Commonwealth.
By Mr. Wilson—16. A bill for the benefit of the heirs of Patsey Patton; and
And by Mr. McClure—17. A bill establishing an election precinct in Russell county, and changing the place of voting in a precinct in Green county.
Which bills were severally received and read the first time, and ordered to be read a second time.
And thereupon the rule of the House, constitutional provision and second reading of the first, second, third, fourth, seventh, eighth, ninth, eleventh, twelfth, thirteenth, fourteenth, sixteenth and seventeenth bills having been dispensed with, the first, second, third, fourth, seventh, eighth, ninth, twelfth and seventeenth, were severally ordered to be engrossed and read a third time; the eleventh was committed to the committee of education; the thirteenth to the committee of ways and means; the fourteenth to the committee of internal improvements; and the sixteenth to the committee for courts of justice.
And thereupon the rule of the House, constitutional provision and third reading of the first, second, third, fourth, seventh, eighth, ninth, twelfth and seventeenth bills having been dispensed with, and the same being engrossed,
Resolved, That the said bills do pass, and that the titles thereof be as aforesaid.
Ordered, That the clerk carry the said bills to the Senate and request their concurrence.
Mr. Myers moved the following resolution, viz:
Resolved, That an invitation be given by the members of this House, to the Rev. H. B. Bascom, to occupy their Hall at the hour of 12, on Wednesday next, for the purpose of delivering an address on the subject of education; and that a committee be appointed to wait on him, and inform him of that fact.
Which being twice read, was adopted.
And Messrs. Myers, Hines, Covington and Williams, appointed a committee pursuant thereto.
Mr. Murrell moved the following resolution, which was twice read and adopted.
Resolved, That the use of the Representative Hall, after the adjournment of the House on Thursday next, be tendered to the Kentucky Colonization Society, for the purpose of delivering their annual address.

Mr. Burnett moved the following resolution, which was twice read and adopted, viz:

Resolved, That the committee on claims be directed to inquire into the propriety of exonerating the sheriff of Calloway county, from the payment of $451, the same being part of the revenue tax due the Commonwealth, from the county of Calloway, for the year 1834, and which appears to have been lost by robbery, after the same had been forwarded in good faith for the payment, by the said sheriff.

Mr. Drake moved the following resolution, which was twice read and adopted, viz:

Resolved, That the committee on internal improvements be instructed to inquire into the expediency of establishing a permanent board of internal improvements.

Mr. Mitchell moved the following resolution, which was twice read and adopted, viz:

Resolved, That the committee on education be instructed to inquire into the expediency of incorporating the Bardstown common school society.

The amendments proposed by the Senate, to a bill which originated in this House, entitled an act for the benefit of the sheriffs of Pulaski and Garrard counties, were twice read and concurred in.

Ordered, That the clerk inform the Senate thereof.

Mr. Anderson from the joint committee of enrollments, reported that the committee had examined enrolled bills, and a resolution of the following titles, and had found the same truly enrolled, viz:

An act to amend the charter of the Louisville Turnpike Company.

An act to amend the several acts for opening a road from Taylorsville to Jeffersontown.

An act to amend the charter of the Fireman's Insurance Company of Louisville.

An act to reduce the number of justices of the peace in Barren county.
An act to extend the bounds of the town of Lebanon, in Marion county.

And a resolution, in relation to the stock held by individuals, in the Louisville and Portland Canal.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Anderson inform the Senate thereof.

Mr. Tompkins then moved at 12 o'clock, m. that the House do now adjourn.

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

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


NAYS—Messrs. Austin, Bell, Chevis, Davis, Dohoney, Eaves, Estis, Garvin, Harris, Hudspeth, Kendall, Lewright, McClure, Matson, Mitchell, Murrell, Sprigg, Williams, Winfrey, Worthingam—19.

And the House then adjourned.

MONDAY, JANUARY 12, 1835.

1. Mr. Wilson presented the petition of the citizens of Whitley county, praying for the passage of a law, authorizing the reduction of the number of justices of the peace in said county.

2. Also, the petition of the citizens of Whitley county, praying that the law authorizing the erection of a bridge across Gillico river be so amended as to change the location of said bridge.

3. Mr. Cunningham presented the petition of Joseph Mitchell, one of the devisees of Wm. Bacey, deceased, praying for the passage of a law, authorizing the sale of the tract of land devised to said Mitchell and his brothers.

Which were severally received, read and referred; the first to a select committee of Messrs. Wilson, Williams and Gorin; the second to the committee on internal improvement; and the third to the committee for courts of justice.

Mr. Covington from the joint committee of enrollments report-
ed that the committee had examined an enrolled bill which originated in this House, of the following title:

An act for the benefit of the sheriffs of Pulaski and Garrard counties.

And thereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Covington inform the Senate thereof.

Mr. Hines from the committee on religion made the following report:

The committee of religion have had under consideration the petition of Martha Ann Harriss, praying to be divorced from her husband, Joseph Harriss, and have come to the following resolution:

Resolved, That said petition be rejected.

Which being twice read, was concurred in.

Mr. Covington from the committee on education, to whom was referred a bill entitled,

An act to incorporate the Richmond Female Academy, reported the same without amendment.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

Mr. Turpin presented the petition of sundry citizens of Gallatin, Boone, Grant and Oldham, praying that a portion of Grant and Boone be added to Gallatin, and the formation of a new county from the counties of Gallatin, Oldham and Henry, which was received, read and referred to the committee on propositions and grievances.

Mr. Covington from the committee on education, to whom was referred a bill entitled,

An act for an appropriation to the county of Monroe, for establishing a common school, and for other purposes, reported the same without amendment; and the question being taken on engrossing and reading the bill the third time, it was decided in the negative; and so the said bill was rejected.

A message was received from the Senate, announcing the passage of a bill which originated in that House, of the following title:

An act for the benefit of the sheriff of Spencer county.

And the passage of bills which originated in this House of the following titles:

An act allowing additional justices and constables to certain counties.

An act for the benefit of the constables of Clarke county; and
An act to authorize the clerk of the county court of Boone to record certain deeds: with amendments to each.

Mr. Davis from the committee appointed to prepare and bring in a bill to equalize taxation, made the following report:

The select committee, to which was referred the leave of the house to bring in a bill to equalize taxation, beg leave to report:

That in this country, government being constituted for the exclusive benefit of the whole people, it owes to them protection, and as incident to such relation, holds their reciprocal obligation for its support. Appropriate personal services and the payment of such taxes, as may be necessary to the due administration of the government, are the modes in which this duty is to be performed by the citizen: and it is a political postulate, that these burdens ought to be borne by all, proportionally to the benefit derived from their appropriation. No other principle of taxation can be equal and just; for it could not be so, to make one individual uphold the governing power, for the distinct protection it afforded to another—and such would inevitably be the result, in a greater or less degree, of every other system. No rule of assessment can be devised, that will unerringly establish this equitable proportion: the one that most nearly approaches it, should be adopted. An uniform capititation tax, would not meet the inequality with which property is distributed: and the ad valorem principle, embracing one or several classes of property, would press unequally on their owners, by giving all the advantages of the government to those who possessed other kinds, without requiring any thing to be paid by them towards its expenses. In our happy country, as a general rule, every citizen owns some estate, visible or invisible; and in all its diversified forms, it is alike guaranteed, in its ownership and enjoyment, to the proprietor. It then follows as a corollary of political justice, that the entire mass of property, without discrimination, should be taxed according to its true value, to maintain the government and the laws, from whence is received this protection. By this mode, the public imposts, particularly in those countries where their amounts are limited, would press lightest on each individual, because they would be distributed among all. A people might possibly be so circumstanced as to require some difference between articles of luxury and of prime necessity: but from the difficulty of drawing the line between them, as well as from the general individual independence in the condition of our people, the limited extent to which luxury prevails, and the exceedingly small amount of our revenue assessments, we deem it unnecessary and improper to attempt the introduction of that principle. Abstractedly considered, this general plan must receive the assent of every properly adjusted mind. But arguments may be, and are urged against its expediency, its convenience and
practicability. The amount, that in all probability, it will ever be necessary to impose, is too inconsiderable, to raise questions of policy: that it is altogether practicable, and reasonably convenient, the inexperienced judgment of every man will teach him. It has only usage and prejudice to combat; and their mists must yield to principles of right, and the satisfactory experiments made by old and enlightened states of this Union. In some of them, the principle broadly prevails; and in others, with such slight exceptions, as not to impair its truth and its force.

The Legislature of Pennsylvania has imposed a tax on all lands, lots of ground, houses, and ground rents; all grist mills, saw, rolling, slitting, hemp, oil, snuff, paper, and powder mills; all furnaces, forges, bloomeries, distilleries, sugar houses, malt houses, breweries, tanyards, and forges; all negro and mulatto slaves; all horses, mares, geldings, and cattle above the age of four years; all offices and posts of profit, trades, and occupations, including ministers of the gospel and schoolmasters, and all single free men above the age of 21 years, who do not follow any occupation or calling. And all estates, real, personal, or mixed, of the value of $250 passing from any person, who may die seized and possessed of such estate lying within said state, to any person or persons other than to and for the use of the father, mother, husband, wife, children, and lineal descendants, born in lawful wedlock, are subject to a state tax of two and one half per cent. on such estate; also, all money at interest, and all debts due from solvent debtors; all stocks on which a dividend or profit is received by the holder, except the stocks issued by the state, and all pleasure carriages are subject, the property to a yearly ad valorem tax, and the offices, professions, occupations, and callings to be rated by the assessors, having due regard to their profits. In addition, retail traders, auctioneers, tavern-keepers, peddlers, &c. &c. pay for a license.

In New York all property, real and personal, of every kind, is taxed on the ad valorem principle, excepting only public property belonging to the State or the United States—the property of the clergy, and such as is exempt from execution; and generally such as is devoted to religious, benevolent, or charitable purposes. Also, private stock and money at interest, belonging to resident citizens, above what they may be owing, and all moneyed and stock corporations are taxed.

The ad valorem principle prevails in Massachusetts; and attaches to all real estate; to public securities of all sorts; all bank and insurance stock and shares, or stock in any incorporated company for a bridge or turnpike road; or shares in any other incorporated company possessing taxable property, according to the just value thereof—and also the amount of all goods, wares, and merchandise, or any other stock in trade, including the stock employed in
manufactories; vessels of all kinds, at home or abroad, with all
their stores or appurtenances; all pleasure carriages, mules, horses,
neat cattle, of one year old or upwards, and swine of six
months old and upwards; and also the amount of incomes from
any profession, handicraft, trade, or employment, or gained by trad-
ing at sea or upon land; and all other property, excepting house-
hold furniture, of a less value than one thousand dollars, wearing
apparel, farming utensils, and tools of mechanics necessary for
carrying on their business. Also, all moneys at interest more than
interest is paid upon, all debts due, deducting the amount that the
person may be owing, and moneys of all kinds on hand are
taxed.

In the State of Maine, on being commissioned or licensed, She-
riffs pay $50; clerks of courts, $10; attorneys at law, $5; Judges
of probate, seven dollars; registers of probate, ten dollars; Ju-
tices of the Peace, five dollars, &c. There is also a tax levied,
both for general and local purposes, on bank stock, real estate,
money at interest more than interest may be paid upon, all debts
that are due to the individual, more than he may be owing, and
moneys of all kinds on hand; public securities of all sorts, all
stock in any incorporated bridge company, or shares in any other
incorporation, possessing taxable property, according to the just
value thereof; and also goods, wares, and merchandize, or any stock
in trade, including stock employed in manufactories not exempted
by law; vessels of all kinds, whether at home or abroad, with all
their stores and appurtenances; pleasure carriages, mules, horses,
and neat cattle of one year old and upwards, and swine six months
old and upwards; and also the amount of income from any pro-
fession, trade, employment, or by any annuity, legacy, or other
source, or gained by trading at sea or land; and all other property,
excepting forty head of sheep to each owner, household furniture,
wearing apparel, farming utensils, tools of mechanics necessary
for carrying on their trades; and also machinery in cotton and
woollen manufactories.

In Maryland all visible, real, and personal property, with some
very inconsiderable exceptions, are taxed on the ad valorem prin-
ciple, for general or local purposes: and in the City of Baltimore,
an ordinance has lately been passed, assessing tax on the whole
aggregate of ownership, of every nature.

Your committee have not had the means of examining and col-
lating the systems of many of the states; but they believe that the
synopsis of those that they have embodied in this report, demon-
strates not only the practicability, but the actual operation, sub-
stantially, of the one they recommend. Its general soundness and
policy are confirmed by the adherence of those great states to it:
there is nothing peculiar in our situation to require its rejection.
It is not the pecuniary amount involved that gives the matter in-
interest; it is the sacred and equal claims of justice. The power to impose taxes is one of the highest that appertains to political sovereignty; and its exercise is watched with most distrust by a free people. Where the burden is unequally imposed, he whom it presses feels and knows that his rights are sacrificed and his substance is required for the benefit of others more favored. As a natural consequence, he becomes dissatisfied and his affections are alienated from his government. Ours is not a government of power and force, but of opinion; and its bulwarks to be found in the confidence and affection of the citizen, or they are not. A portion of the people are dissatisfied because of the inequality of our revenue system: and now that it is becoming fashionable, rather to condemn our institutions, it is no time to permit the continuance of such political gangrenes. The enactment of the proposed system, we think, would demonstrate to them the impartiality of the Legislative branch of their government, hush their clamor, and draw their hearts closer to liberal principles. Influenced by these views, your committee report a bill.

Ordered, That the Public Printer forthwith print 150 copies thereof, for the use of the members of this House.

Mr. Gaines moved the following resolution, which was twice read and adopted:

Resolved, That the committee for courts of justice, in the discharge of their duties, under a resolution of this House, adopted on the 8th inst. instructing them to inquire by the examination of witnesses, and such other legal method as they may choose to adopt, into the conduct of the circuit judges of this Commonwealth, and to report the facts to this House, and their opinion, whether the defects in the administration of justice arises from the nature of the system, or the want of legal abilities and qualification of the judges, be instructed to give notice to such of the circuit judges, into whose conduct, legal abilities and qualifications they may deem it expedient to inquire, of the passage of said resolution, and of the time when said committee will proceed to make the inquiry proposed, in relation to such judge.

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

By the committee on religion—1. A bill for the benefit of William B. Williams.
Also—2. A bill for the benefit of Wm. Coy.
By the committee on education—3. A bill to incorporate seminaries of learning, in the counties of Hickman and Graves.
Also—4. A bill for the benefit of the Hopkins Academy.
By Mr. Davis—5. A bill to equalize taxation.
By Mr. Gorin—6. A bill to incorporate the Male and Female Academy in Lebanon.
By Mr. Phelps—7. A bill to form a judicial district, to be composed of the counties of Campbell, Boone, Gallatin, Owen and Grant.

By Mr. Drake—8. A bill to establish the Grassy creek election precinct in Pendleton county.

By Mr. Beck—9. A bill for the benefit of the sheriff of Madison county.

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

And thereupon the rule of the House, constitutional provision and second reading of the third, fifth, sixth, seventh, eighth and ninth bills having been dispensed with; the third was ordered to be engrossed and read a third time; the fifth was committed to the committee of ways and means; the sixth to the committee on education; the seventh to the committee for courts of justice; and the eighth to a select committee of Messrs. Phelps, Drake and John Thomas; and the ninth to the committee of ways and means.

And thereupon the rule of the House, constitutional provision and third reading of the third bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

On motion—

Ordered, That Mr. Davis be added to the committee of ways and means.

On the motion of Mr. Winfrey—

Ordered, That leave be given to bring in the following bill:

A bill to build a bridge across Marrowbone creek, at the first crossing of said creek, where the main road crosses from Burksville to Glasgow, and for other purposes; and that Messrs. Winfrey, Gorin, James Thomas, Hansford and McClure, be appointed a committee to prepare and bring in the same.

Mr. Woolley presented the petition of sundry citizens of Lexington, praying the establishment of a Bank at Lexington, which was received, read and laid on the table.

Mr. Helm moved the following resolution, which was twice read and adopted:

Resolved, That a committee of thirteen be appointed, whose duty it shall be to take into consideration, the resources and means of this Commonwealth, and devise some plan, if practicable, by which a specific fund can be raised, for the purpose of carrying on a comprehensive system of internal improvements, and establishing a system of common schools, and that they report to this House.

Whereupon Messrs. Helm, Bunnett, Hart, Bristow, Williams,
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Cunningham, Palmer, Graves, Breck, Tompkins, Sudduth, Davis, Phelps, were appointed said committee.

The amendments proposed by the Senate, to bills which originated in this House, of the following titles:

An act allowing additional justices of the peace, and constables to certain counties.

An act for the benefit of the constables of Clarke county.

An act to authorize the clerk of the county court of Boone to record certain deeds, were taken up, twice read and adopted.

Ordered, That the clerk inform the Senate thereof.

A bill from the Senate, entitled

An act to repeal an act, entitled an act, repealing the law authorizing the people of Rockcastle, Knox, Harlan and Laurel counties, to pass the turnpike and Wilderness road without paying toll, approved Feb. 24, 1834, was read the third time.

Resolved, That said bill do pass.

Ordered, That the clerk inform the Senate thereof.

An engrossed bill, entitled

An act to improve the navigation of Bear creek, was read a third time and laid on the table.

An engrossed bill, entitled

An act to repeal in part and amend in part an act, entitled an act to incorporate a company to establish a turnpike road from the city of Louisville, by way of the mouth of Salt river, Elizabethtown, Munfor~sville and Bowlinggreen, to the State line, in a direction to Nashville, was read a third time.

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

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

An engrossed bill, entitled

An act further to regulate appeals from justices of the peace, and to alter the law of costs in suits brought by executors or administrators, was read a third time, and an engrossed clause moved thereto by way of rider.

Ordered, That the said bill, with the proposed rider, be re-committed to the committee for courts of justice.

On the motion of Mr. Mitchell—

Ordered, That leave be given to bring in a bill for the benefit of John C. Wilmore: and that the committee of claims prepare and bring in the same.

A bill from the Senate, entitled

An act for the benefit of Edmund Curd, was read the first time, and ordered to be read a second time.

And thereupon the rule of the House, constitutional provision
and second reading of said bill having been dispensed with, the
same was committed to the committee of claims.
And then the House adjourned.

TUESDAY, JANUARY 13, 1835.

1. Mr. Dyer presented the petition of Hugh Henry and William
Elliott, and sundry citizens of Muhlenburgh county, praying that
a sum of money be paid to said Henry and Elliott, or the legal
representatives of Jas. Glenn, deceased, who were contractors to
complete dam No. 2, on Green river, and which was withheld by
the board of commissioners in making the contract, as a per-
centage, to insure a completion of the work.

2. Mr. C. J. Walker presented the petition of the citizens of
Richmond, Madison county; praying the incorporation of a Fire
Company in said town.

3. Mr. Sudduth presented the memorial of the officers of
the 17th and 36th Regiments Kentucky Militia, praying for the re-
vision and modification of the militia laws of this State.

4. Mr. Turpin presented the petition of sundry citizens of Gal-
latin county, praying for the formation of a new county, from the
counties of Gallatin, Oldham, and Henry; and the addition of a
part of the counties of Boone and Grant, to Gallatin.

5. Mr. Ford presented the petition of the Kentucky Baptist
Convention, praying for a repeal or modification of the charter of
the Kentucky Baptist Education Society.

6. Also, the petition of sundry citizens of Georgetown on the
same subject.

7. Also, the petition of sundry citizens of the counties of Adair,
Breckenridge, Ohio, Hardin, &c. on the same subject.

8. Mr. Palmer presented the petition of Thomas B. Hughes,
administrator of John Hughes, Jr. deceased, and sundry citizens
of Washington county, praying for the passage of a law, authoriz-
ing the sale of a part of the real estate of the decedent, to pay the
debts against the estate.

9. Mr. Cunningham presented the petition of Mary Ann Peck,
and sundry other citizens, praying for an appropriation for the sup-
port of said Mary Ann Peck.

10. Mr. Turpin presented the petition of the citizens of Ghent,
in Gallatin county, praying for an act of incorporation of said
town.

Which petitions were severally received, the reading thereof
dispensed with and referred; the first to the committee on internal
improvements; the second, fourth and ninth to the committee of propositions and grievances; the third to the committee on military affairs; the fifth, sixth and seventh to the committee on education; the eighth to the committee for courts of justice; and the tenth to a committee of Messrs. Turpin, Sterett, Gaines.

A message was received from the Senate, announcing the passage of bills which originated in that house, of the following titles:

An act to establish a road from Taylorsville, in Spencer county, in the direction of Harrodsburg, to intersect Delaney's old road, leading from Bardstown to Lexington.

An act to change the place of voting in the Furnace precinct, in Green county.

An act for the benefit of Samuel Kimbrough.

An act to amend the charter of the Bardstown and Louisville turnpike company.

And a resolution appointing a joint committee to examine the Lunatic Asylum and Transylvania University.

And the passage of bills which originated in this House, of the following titles:

An act to legalize the proceedings of the court of assessment of the 16th regiment of Kentucky militia.

An act to establish an election precinct at Keasburgh, in the county of Logan.

An act to authorize the insertion of advertisements in the Kentucky Whig and Fleming Advertiser, and the Baptist Banner and Journal of Health.

An act to change the place of voting in certain precincts in certain counties.

An act for the benefit of William Babcock.

An act for the benefit of the surveyor of Harrison county.

And their disagreement to the passage of bills which originated in this House, of the following titles:

An act to form an additional constable's district in the county of Ogdham.

An act for the benefit of William Compton.

An act for the benefit of Major King and others.

An act to authorize Bartlett L. Graves to erect two gates across the old road, leading from Glasgow to Greensburgh.

An act to authorize the appointment of additional justices of the peace and constables, in certain counties, and for other purposes.

Mr. Phelps from the committee of propositions and grievances, made the following report:

The committee of propositions and grievances, have had under their consideration, the petition of sundry citizens of the county of Barren, praying that a portion of said county be attached to
the county of Allen, and have come to the resolution that the
same be rejected.

Also, the petition of John Long and others, praying that a law
be passed to exempt said Long from the operations of the law, reg-
ulating tavernkeepers and retailers of spirituous liquors, passed
at the last Session of the Legislature, and have come to the reso-
lution that the same be rejected.

Which being twice read, was concurred in.

Mr. Anderson from the joint committee of enrollments, reported
that the committee had examined enrolled bills, of the following
titles, and had found the same truly enrolled, viz:

An act for the benefit of the Glasgow Academy.

An act to legalize the proceedings, and to extend the powers of
the trustees of the town of Elizabeth, in the county of Hardin.

An act to amend the charter of the Louisville Marine and Fire
Insurance Company.

An act to reduce the number of justices and constables in Logan
county; and

An act to change the location of a part of the State road lead-
ing from the Seat of Government through Flemingsburgh, to the
mouth of Big Sandy.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Anderson inform the senate thereof.

Mr. Helm from the committee of claims, to whom was referred
a bill from the Senate, entitled

An act for the benefit of Benjamin Webb,

Reported the same without amendment.

The said bill was then ordered to be read a third time.

And thereupon the rule of the House, constitutional provision
and third reading of said bill having been dispensed with,

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

Ordered, That the clerk inform the Senate thereof.

Mr. Trimble from the committee for courts of justice made the
following report.

The committee for courts of justice, to whom was referred the
petition of sundry citizens of Green county, praying certain
amendments to the laws, to suppress riots, routs and unlawful as-
semblies of the people, and have come to the following resolution
thereon:

Resolved, That said petition be rejected.

Which being twice read, was concurred in.

Mr. Trimble from the same committee, to whom was referred
a bill from the Senate, entitled,

An act to repeal in part the act, entitled an act to establish the
Louisville Bank of Kentucky; reported the same with an amend-
ment, which being twice read was concurred in—and the said bill as amended, ordered to be read a third time.

Mr. Trimble from the same committee, to whom was referred,

A bill for the benefit of the heirs of Patsey Patton—reported the same without amendment; and the question being taken on engrossing said bill and reading it a third time, it was decided in the negative; and so the said bill was rejected.

Mr. Trimble from the same committee, also reported for the adoption of the House, the following resolution:

Resolved, That the committee of courts of justice be authorized to employ a competent clerk at a reasonable rate of compensation, to take down the testimony which may be given before the said committee, in an inquiry directed by this House, into the character and qualifications of the judges of the circuit courts in this commonwealth, and the tendency of the circuit court system in its practical operation to accomplish the ends of law and justice.

Which being twice read, was adopted.

Mr. Hines from the committee on religion, made the following report:

The committee of religion have had under consideration the petition of Samuel Dunn, praying to be divorced from Mary Ann, his wife, and have come to the following resolution:

Resolved, That said petition be rejected.

The committee on religion have had under consideration the petition of Hickerson Smith, praying to be divorced from his wife, Jane Smith, and have come to the following resolution:

Resolved, That said petition be rejected.

Which being twice read, were concurred in.

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

By the committee of propositions and grievances—1. A bill authorizing the sale of certain estate belonging to Charles J. Riddle, Lafayette Riddle, and Mary Jane Riddle, infant children of Lewis Riddle, deceased.

Also—2. A bill to prevent pedlars from retailing certain wares without license.

Also—3. A bill to add an additional justice of the peace for Floyd and Pike counties.

By the committee of claims—4. A bill for the benefit of Moses Wickliffe.

Also—5. A bill for the benefit of James C. Wilmore.

By the committee of religion—6. A bill for the benefit of William P. Grigg.

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

And thereupon the rule of the House, constitutional provision and second reading of said bills having been dispensed with, the
first, second, fourth, fifth and sixth, were ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of the first, second, fourth, fifth and sixth having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

Mr. Trimble from the committee for courts of justice, to whom was referred leave to bring in a bill to increase the powers of the trustees of the town of Williamstown, in the county of Grant, and for other purposes, reported the same, which was received and read the first time, and the question being taken upon reading said bill a second time, it was decided in the negative; and so the said bill was rejected.

An engrossed bill, entitled

An act to take the sense of the good people of this Commonwealth, as to the propriety of calling a convention, was read a third time, and committed to a committee of the whole House, on the State of the Commonwealth.

The House then resolved itself into a committee of the whole House on said bill, Mr. Ford in the Chair; and after some time spent therein, the Speaker resumed the Chair, and Mr. Ford reported that the committee had, according to order, had under consideration the said bill, and made some progress therein, but not having time to go through the same, had instructed him to ask for leave to sit again, which was granted.

Mr. Myers from the select committee appointed for that purpose, made the following report:

The committee appointed under resolution of the House, to wait on the Rev. Mr. Bascom, to tender him the invitation of the House, to deliver an oration on the subject of Education in the Hall of Representatives, have performed that duty, and beg leave to report his acceptance of the invitation, and recommend the adoption of the following resolution:

Resolved, That the House will adjourn on to-morrow at eleven o'clock.

Which being twice read, was adopted.

And then the House adjourned.

WEDNESDAY, JANUARY 14, 1835.

1. Mr. Gorin presented the petition of Terence Cooney, who intermarried with Eliza Jane, widow of Carter Foster, deceased, praying that a law may pass, authorizing the circuit court of Bar-
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ren county, to order the sale of a tract of land belonging to the estate of said Foster, deceased, for the benefit of his infant children.

2. Mr. Johnson presented the petition of the citizens of Georgetown and Scott county, praying a modification of the charter of the Kentucky Baptist Education Society.

3. Mr. Murray presented the petition of Jesse Padon, sheriff of Livingston county, praying for the passage of a law granting him further time to pay into the treasury the revenue of said county.

4. Mr. Stevenson presented the petition of the students of Georgetown College, praying that the said College may be permitted to proceed in its present prosperous condition.

5. Mr. Jordan presented the petition of Hiram McBrayer, guardian of William C. Twyman, praying the passage of a law, authorizing the sale of a negro man belonging to his ward, and the proceeds of the sale to be vested in the purchase of another negro.

6. Mr. Sudduth presented the petition of the officers and non-commissioned officers of the 17th and 36th Regiments of Kentucky Militia, praying for a revision of the militia laws of this State.

7. Mr. Murray presented the petition of the citizens of Livingston county, praying that an allowance be made to Douglass Merrill for apprehending and bringing to justice H. C. Shouse, who was tried and executed for the murder of Dinson B. Simpson, of said county.

8. Mr. Hanson presented the petition of John Owens, praying a divorce from his wife, Sally.

Which were severally received read and referred; the first to a select committee of Messrs Gorin, Murrell and Williams; the second and fourth to the committee on education; the third to the committee on propositions and grievances; the fifth to the committee for courts of justice; the sixth to the committee on military affairs; the seventh to the committee on claims; and the eighth to the committee on religion.

A message was received from the Senate, announcing their disagreement to a bill which originated in this House, of the following title:

An act for the benefit of Isaac Pennix.

And the passage of bills which originated in this House of the following titles:

An act establishing an election precinct in Russell county, and changing the place of voting in a precinct in Green county.

An act to establish an election precinct in Meade county.

An act to amend the charter of the city of Lexington, with an amendment to the latter bill.

And the passage of bills of the following titles:
An act to prescribe certain duties to the Secretary of State, Treasurer and Auditor.

An act to amend an act, to encourage the publication of a new Digest of the Statute Laws of Kentucky, approved Feb. 8, 1834.

An act to amend an act, entitled an act for incorporating the Hartford bridge Company, approved Feb. 7, 1834.

And that the senate had received official information, that the Lieutenant and acting Governor had approved and signed enrolled bills which originated in that House of the following titles:

An act to enlarge the constable's district for the town of London, Laurel county.

A resolution to appoint joint committees to examine the offices of the Auditor, Treasurer and Register.

An act for the benefit of the sheriff of Logan county.

An act to amend the several acts for opening a road from Taylorsville to Jeffersontown.

An act to amend the charter of the Louisville Turnpike Company.

An act to reduce the number of justices of the peace in Barren county.

An act to extend the bounds of the town of Lebanon, in Marion county.

And a resolution, in relation to the stock held by individuals, in the Louisville and Portland Canal.

An act to amend the charter of the Fireman's Insurance Company of Louisville.

Mr. Johnson from the committee of ways and means, made the following report:

Amount of money expected to be paid into the Treasury during the year ending on the 10th day of October, 1835, exclusive of the fund set apart by "an act to provide for the payment of subscriptions and appropriations to objects of Internal Improvements," approved Feb. 22, 1834.

The net revenue collected by sheriffs for the year 1834, and made payable on the 1st Monday of December, $120,035 27

The revenue collected by clerks (including the tax on taverns, &c.) Register of the Land Office and Secretary of State, 20,000 00

Amount carried over, $140,035 27
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Amount brought forward, $140,035 27
Miscellaneous receipts, 50 00
Tax on non-residents’ land, 2,000 00
Tax on the Bank of Louisville, payable 1st day of July 1835, and balance remaining unpaid of the tax payable the 1st day of July 1834, 6,300 00
Sale of warrants to be laid on vacant lands, 1,870 00
Amount that will be collected of sheriffs and clerks of the revenue due the government on the 10th day of October 1834, 3,500 00
Specie remaining in the Treasury on the 10th day of October 1834, 1,115 90
Total amount of revenue expected to be received into the Treasury during the year ending the 10th day of October 1835, $154,871 26
Total amount expected to be expended during the year ending the 10th day of October 1835, exclusive of turnpike roads, $170,070 00
Leaving an excess of expenditure over expected receipts of $15,198 74

The foregoing estimate is taken from the report of the auditor of public accounts. The committee having made a few corrections where error appeared in said report.

[INTERNAL IMPROVEMENTS.

Appropriations to Turnpike Corporations, to wit:

1. The road from the city of Louisville by the mouth of Salt river, Elizabethtown, Munfordsville, Bowlinggreen, to the state line in the direction to Nashville, when a like amount has been subscribed and paid by individuals, approved Feb. 2, 1833, and Feb. 22, 1834, $60,000 00

2. The road from Franklin county to Crab Orchard in Lincoln county, when a like amount has been subscribed and paid by individuals, approved Feb. 22, 1834, 65,000 00

Amount forwarded, $125,000 00
Amount brought forward, $125,000

3. The road from Danville, Lancaster, Nicholasville and Lexington, when seventy thousand dollars are subscribed by individuals, approved Feb. 22, 1834, $30,000

4. The road from Covington, through Williamstown and Georgetown to Lexington, when a like amount has been subscribed and paid by individuals, approved Feb. 22, 1834, $50,000

5. The road from Lexington to Georgetown, when twenty thousand dollars are subscribed by individuals, approved Feb. 22, 1834, $10,000

6. The road from Richmond to Lexington, when fifty thousand dollars are subscribed by individuals, approved Feb. 14, 1834, $25,000

7. The road from Hopkinsville to the counties of Caldwell and Livingston, to some point on the Ohio river, under the name of the "Green river Turnpike Road Company," when a like amount is subscribed by individuals, approved Feb. 22, 1834, $50,000

8. The road from Frankfort to Lexington by Versailles, when a like amount is subscribed by individuals, approved Feb. 22, 1834, $25,000

9. The road from Winchester to Lexington, when a like amount is subscribed and paid by individuals, approved Feb. 22, 1834, $30,000

10. The Louisville and Bardstown turnpike road company, when a like amount is subscribed by individuals, approved Feb. 11, 1834, $50,000

11. The Rolling Fork Bridge Company, when four thousand dollars are subscribed and paid by individuals, approved Feb. 22, 1834, $2,000

12. The bridge across Barren river, when two thousand dollars are subscribed by individuals, approved Feb. 22, 1834, $1,000

13. The Hartford Bridge Company, when two thousand dollars are subscribed by individuals, approved Feb. 7, 1834, $2,000

14. To balance of stock due Maysville, Washington and Lexington Turnpike Road Company, (see their report of December 22, 1834.) $12,473

Total amount, $412,473
APPROPRIATIONS.

1. To remove obstructions to the navigation at Falls of Green River, approved Feb 2, 1834, and Feb. 2, '33, $70,000 00
2. To aid in the repairs of the Sandy Road, approved February 1, 1834, 10,000 00
3. To the bridge across Rockcastle River, on the Madison Fork of the Turnpike and Wilderness Road, approved December 2, 1831, and Feb. 22, 1834, 3,000 00
4. To the erection of a bridge at Claysville, Harrison county, when the like amount is subscribed by individuals, approved Feb. 22, 1834, 3,000 00
5. To improve the navigation of the Cumberland River at Smith's Shoals, and the Big South Fork of said River, from the Coal Mines to the mouth thereof, approved Feb. 22, 1834, 7,000 00
6. To the road from Bowling-green to Clover Port, and upon that part of said road lying in the county of Breckenridge, approved February 22, 1834, 300 00
7. To the road from the Rocky Springs, in Harrison county, by Colemansville to Williamstown, in Grant county, when five hundred dollars are subscribed by individuals, approved Feb. 22, 1834, 500 00
8. To improve the navigation of Muddy River, approved Feb. 22, 1834, 500 00
9. To improve the navigation of Tradewater, approved Feb. 22, 1834, 1,000 00
10. To the road from Owensborough to Bowlinggreen, when four hundred dollars are paid by individuals, approved Feb. 22, 1834, 400 00
11. To improve the navigation of Big Sandy River, when one thousand dollars are subscribed by work and labor—the debts due the Bank of the Commonwealth in the counties of Pike, Lawrence and Floyd, to be first applied, and out of the Treasury for the balance, approved Feb. 22, 1834, 6,000 00
12. To improve the road from Carlisle, Flemingsburg, &c. to the mouth of Big Sandy, when one thousand dollars are subscribed at 50 cents per day in labor, approved February 22, 1834, 4,000 00

Amount carried over, $105,700 00
<table>
<thead>
<tr>
<th>Item</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>13</td>
<td>To improve the road from Lexington to Nashville, where it passes over Muldrow’s Hill, approved Feb. 22, 1834</td>
<td>$12,000.00</td>
</tr>
<tr>
<td>14</td>
<td>To improve the navigation of Nolin, approved Feb. 22, 1834</td>
<td>$500.00</td>
</tr>
<tr>
<td>15</td>
<td>To improve the navigation of Big Barren, approved Feb. 24, 1834</td>
<td>$1,000.00</td>
</tr>
<tr>
<td>16</td>
<td>To improve the navigation of Blood River, approved Feb. 24, 1834</td>
<td>$200.00</td>
</tr>
<tr>
<td>17</td>
<td>To improve the South Fork of the Kentucky River, from its junction with the North Fork to Goose Creek Salt Works, approved February 24, 1834</td>
<td>$1,500.00</td>
</tr>
<tr>
<td>18</td>
<td>To a bridge across the Beech Fork in Washington county, when one thousand dollars are subscribed, approved Feb. 24, 1834</td>
<td>$1,000.00</td>
</tr>
<tr>
<td>19</td>
<td>To the road from the city of Louisville to the Tennessee state line in the direction to Knoxville, approved Feb. 35, 1834</td>
<td>$600.00</td>
</tr>
</tbody>
</table>

**Total amount:** $122,500.00

---

**Amount reported by the Auditor of Public Accounts and President of the Bank of the Commonwealth, as paid of the foregoing Appropriations, viz:**

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>For improvement of Green River</td>
<td>$20,000.00</td>
</tr>
<tr>
<td>For improvement of Muldrow’s Hill</td>
<td>$6,000.00</td>
</tr>
<tr>
<td>For the road from Owensborough to Bowlinggreen</td>
<td>$400.00</td>
</tr>
<tr>
<td>For improvement of Big Sandy</td>
<td>$6,000.00</td>
</tr>
<tr>
<td>For improvement of Tradewater</td>
<td>$1,000.00</td>
</tr>
<tr>
<td>For the road from the city of Louisville by way of Columbia to the Tennessee line</td>
<td>$600.00</td>
</tr>
<tr>
<td>For improvement of the South Fork of Kentucky River</td>
<td>$1,500.00</td>
</tr>
<tr>
<td>For improvement of Big South Fork of Cumberland River</td>
<td>$2,000.00</td>
</tr>
<tr>
<td>For improvement of Cumberland River</td>
<td>$4,000.00</td>
</tr>
<tr>
<td>For improvement of road from Bowlinggreen to Clover Port</td>
<td>$300.00</td>
</tr>
</tbody>
</table>

**Total amount:** $41,800.00
Subscriptions by the Governor in the following Turnpike Companies, on behalf of the Commonwealth, viz:

- In the Lexington and Georgetown Turnpike Company, $10,000.00
- In the Danville, Lancaster, and Nicholasville Turnpike Companies, $30,000.00
- In the Winchester and Lexington Turnpike Company, $30,000.00
- In the Frankfort, Lexington and Versailles Turnpike Co., $25,000.00
- In the Louisville and Bardstown Turnpike Company, $50,000.00
- In the respective boards of internal improvement for the counties of Anderson, Mercer, and Lincoln, $55,000.00
- In the Louisville, mouth of Salt River, Elizabethtown, Munsfordville, and Bowlinggreen, Turnpike Road, to the State line in the direction to Nashville, $50,000.00

Total amount, $250,000.00

RECAPITULATION.

- Amount authorized to be subscribed as stock in incorporations for turnpike roads, bridges, &c. where the state is to receive a dividend, as per statement [E] $412,473.98
- Amount authorized to be appropriated where the state is to receive no dividend, as per statement [C] $122,500.00
- Deduct this amount (as paid) of the foregoing estimate, per statement [D] $41,800.00
- Balance remaining unpaid of subscriptions and appropriations, $403,173.98
- This sum of the foregoing amount as subscribed by the governor as aforesaid, per statement [F] $250,000.00
- Leaving this amount which has not been subscribed by the Governor or drawn from the Treasury, $243,173.98

The committee would respectfully refer your honorable body to the report made by the presidents of the Bank of the Commonwealth and the Bank of Kentucky, and to the report of the receiver of public moneys for lands west of the Tennessee river, for the amount of funds that is
or may be hereafter available for the payment of subscriptions of stock and appropriations to works of internal improvement.

Amount reported by the Bank of the Commonwealth "in good debts and real estate over and above the sum necessary to redeem notes in circulation," of about $300,000 00

Amount reported by the old Bank of Kentucky, "of stock owned in said Bank (nominally) $119,340 00, of which may be realized, of about 35,082 50

(See letter from P. Dudley, President, below.)

Amount reported by the auditor, of moneys "expected to be received for lands west of the Tennessee, during the year ending Oct. 10, 1835, $20,000; and the total amount which may be hereafter received on account of the public lands west of the Tennessee river, about the sum of 50,000 00

Bank of Kentucky,

January 15, 1835.

Sir—In reply to your inquiry as to the probable amount which the state will realize from her interest in this institution, I have to state, that the sum may be safely estimated at $35,082 50.

I have the honor to be,

Respectfully,

P. DUDLEY, President.

Gen. Wm. Johnson, Chairman, &c.

House of Representatives.

Ordered, That the public printer forthwith print 150 copies of said report, for the use of the members of this House.

Mr. Sudduth from the same committee, reported the following joint resolution:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the payment of all appropriations for the purposes of internal improvement, be charged on the funds which have or may hereafter be set apart for the purposes of internal improvement, and that the ordinary revenue of the State shall not, in any possible event, be liable to meet any part of such appropriations.

Resolved, That the Auditor of Public Accounts be required within ninety days after the adjournment of any Session of the General Assembly of Kentucky, to make out in a book for that
purpose, a full and complete account of all appropriations made at such session, for the purpose of internal improvement, the respective date of such appropriations, distinguishing therein such as are contingent, from such as are absolute; and that he constantly keep in connection with said list in said book, a regular account of the amount paid on each appropriation, and report said account thus made out to each succeeding Legislature during the first week of its sitting.

Which being read, was laid on the table:

Ordered, That the Public Printer forthwith print 150 copies of said resolution, for the use of the members of this House.

Mr. Ford from the committee on military affairs, to whom was referred a bill from the Senate, entitled An act for the benefit of the sheriff of Casey county, reported the same without amendment.

The said bill was then ordered to be read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with,

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

Ordered, That the clerk inform the Senate thereof.

The following bills were reported from the several committees appointed to prepare and bring in the same.

By Mr. Mitchell from the committee of internal improvements —1. A bill establishing a board of internal improvement, and for other purposes—2. A bill to improve and open the road from Gaines’ cross roads, by way of Union and Burlington, to the Ohio river, opposite Lawrenceburg, in the State of Indiana; and

By Mr. Ford from the committee on military affairs—3. A bill to amend and reduce into one the militia law.

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

And thereupon the rule of the House, constitutional provision and second reading of the first and third bills having been dispensed with, the same were committed to a committee of the whole House; the first, for the nineteenth, and the third for the twenty-first inst.

Ordered, That the Public Printer forthwith print 150 copies of the first bill, for the use of the members of this House.

Mr. Helm moved the following resolution, which being twice read, was adopted, in the following words:

Resolved, That a committee be appointed to superintend the arrangement of seats for the Governor, Senate, and government officers in this Hall on to-day, while the same is occupied by the Rev. Mr. Bascom.
Ordered, That Messrs. Helm, Johnson, Gorin and Alsop, be appointed a committee pursuant to said resolution:

Leave was given to bring in the following bills:

On the motion of Mr. Anderson—1. A bill making appropriations to defray some contingent expenses in the improvement of Muldrow's hill, unprovided for in the appropriation to the bill; and

On the motion of Mr. Gorin—2. A bill to incorporate a company to make a turnpike road from Danville, through Lebanon, Greensburg, Scottsville, to the State line in a direction to Nashville.

Messrs. Anderson, Burks and Gorin, were appointed a committee to prepare and bring in the first; and Messrs. Gorin, Cunningham, Trapnall, Burks, Garvin and Mansfield the second.

And the House then adjourned.

THURSDAY, JANUARY 15, 1835.

1. Mr. Chevis presented the petition of sundry citizens of Nicholas county, praying for the establishment of an election precinct in said county, at Moorefield.

2. Mr. Jordan presented the petition of sundry citizens of the counties of Anderson and Washington, praying for the appropriation of a portion of the forfeited lands of this Commonwealth, to build a mill on Beaver creek.

3. Mr. Jasper presented the petition of Elizabeth Watson, praying to be divorced from her husband, Samuel Watson.

Which petitions were received, read and referred; the first to Messrs. Chevis, Hart, Jordan; the second to the committee on claims; and the third to the committee on religion.

A message was received from the Senate, announcing the passage of bills which originated in this House, of the following titles:

An act to establish a Mechanic's Institute in the city of Louisville.

An act to incorporate the Paducah Dock Company.

An act to repeal in part, and amend in part an act, entitled an act, to incorporate a company to establish a turnpike road from the city of Louisville, by the way of the mouth of Salt river, Elizabethtown, Mumfordville and Bowlinggreen, to the State line, in a direction to Nashville.

An act for the benefit of George Delong, with amendments to the latter bill.

And the passage of a bill, of the following title:

An act to amend the several acts, concerning the town of Hopkinsville;
And requesting leave to withdraw their report, announcing their
disagreement to a bill which originated in this House, entitled
An act for the benefit of Isaac Pennix.

Whereupon,
Resolved, That leave be given to withdraw the said bill, with
the report of the Senate thereon.

Mr. Anderson from the joint committee of enrollments, reported
that the committee had examined enrolled bills, of the follow­ing
titles, and had found the same truly enrolled, viz:

An act to authorize the clerk of the county court of Boone to
record certain deeds.

An act for the benefit of the constables of Clarke county; and

An act allowing additional justices of the peace and constables
to certain counties; and had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Anderson inform the Senate thereof.

The House then, according to the standing order of the day, re­solved itself into a committee of the whole House, on the bill to
take the sense of the good people of this Commonwealth, as to the
propriety of calling a Convention, Mr. Ford in the Chair; and
after some time spent therein, the Speaker resumed the Chair,
and on motion, it was

Ordered, That the committee of the whole House be discharged
from the further consideration of said bill.

The said bill was then read a third time, as follows:

Sec. 1. Be it enacted by the General Assembly of the Common­wealth of Kentucky, That it shall be the duty of the sheriffs and judges, at the several places appointed to hold the annual elec­tions in the year 1833, to open columns in their several poll books, for qualified voters to vote for a convention; and it shall be the duty of the several sheriffs aforesaid, to make a true and faithful return to the Secretary of State, within thirty days after the close of the polls, of all the votes which may have been given within their respective counties for a convention, to be laid before the General Assembly, at their next annual session, within the first week thereof.

Sec. 2. Be it further enacted, That any sheriff failing to transmit by mail his official statement of the votes given, as above provided, shall be subject to a fine of six hundred dollars, to be recovered by action of debt, by any person suing for the same, in any court having competent jurisdiction thereof, and shall also be subject upon conviction of such failure, to removal from office.

Sec. 3. Be it further enacted, That it shall be the duty of the several sheriffs of this Commonwealth to read, or cause to be read, this act, at their several places of voting in their respective coun­ties, at the opening of the polls on each day of the next annual elections; and in case of failure so to do, the said officer shall be
subject to the same penalties which are above prescribed, for his failing to transmit his official statements.

Sec. 4. Be it further enacted, That the public printers shall, upon a separate leaf or sheet, print twelve hundred copies of this act and furnish them to the Secretary of State, who shall send to each county at the time of forwarding the acts of Assembly, &c. to the clerk's office of the county court of each county in this State, ten of these copies; and the Secretary shall take a receipt of the carriers thereof, who shall take the receipts of the respective clerks to whom he may deliver them, and the respective clerks of the county courts, shall deliver the same to the high sheriff of his county and take his receipt for the same, a copy of which shall be by such sheriff, delivered to each of his deputies, to be by them read at their several precincts, as required by this act.

The question was then taken on the passage thereof, which was decided in the negative.

The yeas and nays being required thereon by Messrs. Harris and Williams, were as follows:


And then the House adjourned.

FRIDAY, JANUARY 16, 1835.

The Speaker laid before the House the annual report of the President and Directors of the Bank of Louisville, which is in the following words:
A Statement of the condition of the Bank of Louisville, as it existed November 1, 1834.

LIABILITIES OF THE BANK.

To capital stock subscribed, $1,150,000 00
Capital stock remaining unpaid, 23,500 00
Amount due to other Banks, 132,725 43
Amount due Treasurer of the United States, 21,339 25
Amount due General Post Office, 50 00
Amount due Thomas Posey, Pension Agent, 6,857 43
Amount due C. A. Ogden, Capt. Engineers, 11,594 34

Two per cent. fund, reserved under the charter on account of stock paid in, 1st July, 21,104 00
Dividend No. 1, unclaimed, 1,130 00

Notes in circulation, of 5's, 136,680 00
Notes in circulation, of 10's, 117,490 00
Notes in circulation, of 20's, 391,360 00
Notes in circulation, of 50's, 42,950 00
Notes in circulation, of 100's, 79,600 00
Post notes payable in Philadelphia, of 5's, 6,680 00
Post notes payable in Philadelphia, of 10's, 8,000 00

Deduct post notes in transit, 10,440 00

Individual deposits, 500,290 00

$1,126,500 00

MEANS OF THE BANK.

In notes discounted, $394,468 45
In bills of exchange, 736,693 36
In amount due from other Banks, 71,856 95
In permanent expenses to be liquidated in semi-annual payments, 3,000 00
In cost of real estate, on which to erect a Banking house, and present value thereof, 13,000 00
Cash on hand:
Notes of Bank U. S. and Branches, in vault, $80,700 00
Notes of other Banks, 8,228 00
Gold, $1,867 97; silver, $302,048 50, 203,315 87
Balance to credit of profit and loss account, 302,843 87

$512,660 00

$1,375,054 42

A Dividend of 5 per cent was declared 1st Monday in July on all stock, the regular instalments on which had been fully paid.

BANK OF LOUISVILLE, Jan. 4, 1835,

A. THRUSTON, Cashier.
Ordered, That the Public Printer forthwith print 150 copies thereof, for the use of the members of this House.

The Speaker laid before the House the annual report of the board of trustees of the Asylum, for the tuition of the deaf and dumb, at Danville, which is in the following words, viz:

To the Honorable, the General Assembly
of the Commonwealth of Kentucky.

The Trustees of the Asylum for the tuition of the Deaf and Dumb, respectfully report:

That the pupils are doing well, and enjoy good health. They have the same teachers, improved by experience, and the same superintendent and matron, as at the time of our last annual report.

By a reference to the annexed list of pupils, (marked A,) you will see that the number is reduced since our last report, several having left during the last year, because the time allowed by law for their instruction had expired. We find it difficult to persuade the parents of Deaf and Dumb persons to send them to the asylum, and especially such as live at a distance. There are many in the state who ought to be receiving instruction. We would respectfully request the members of the General Assembly to use their influences in their several counties with the parents of Deaf and Dumb children, as a much larger number could be educated with very little additional expense.

The statement (marked B,) exhibits the condition of the finances of the institution. It will be perceived that our agent, Col. Allin, has remitted to us only one thousand dollars during the last year, and we have no account from him of any sales of land during that period. Although our confidence in our agent is undiminished, we thought it advisable to send Mr. James Harlan to Florida, to consult with Col. Allin concerning the asylum lands and bring us full information; as it is the wish of the trustees that the sales should be closed without delay. We are looking for information from Col. Allin and Mr. Harlan, and if received in time, will be communicated to the Legislature during its present session.

In our last annual report, we laid before you a statement taken from an abstract furnished by Col. Allin of sales of land for the asylum, to wit: eight thousand three hundred and twenty acres, at an average of four dollars and twenty-nine and one half cents per acre; but being sold on long credit, we suppose that less than one third of the whole amount has been paid to our agent.

Respectfully submitted, by order of the trustees,

JOHN TODD,
P. G. RICE.
Pupils in the Asylum, Nov. 3, 1834.

<table>
<thead>
<tr>
<th>NO.</th>
<th>NAMES</th>
<th>AGE</th>
<th>WHERE FROM</th>
<th>REMARKS</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Zulima Kincheloe</td>
<td>19</td>
<td>Nelson county, Ky.</td>
<td>Indigent.</td>
</tr>
<tr>
<td>2</td>
<td>Jesse Van Winkle</td>
<td>14</td>
<td>Wayne county, Ky.</td>
<td>Indigent.</td>
</tr>
<tr>
<td>3</td>
<td>Jacob N. Johnson</td>
<td>13</td>
<td>Bourbon county, Ky.</td>
<td>Indigent.</td>
</tr>
<tr>
<td>4</td>
<td>John C. Woods</td>
<td>17</td>
<td>Franklin, Tenn.</td>
<td></td>
</tr>
<tr>
<td>5</td>
<td>Walter W. Wood</td>
<td>16</td>
<td>Natchez, Miss.</td>
<td></td>
</tr>
<tr>
<td>6</td>
<td>Charles A. Welden</td>
<td>13</td>
<td>Bracken county, Ky.</td>
<td>Indigent.</td>
</tr>
<tr>
<td>7</td>
<td>Eleanor Mills</td>
<td>13</td>
<td>Jefferson county, Ky.</td>
<td>Indigent.</td>
</tr>
<tr>
<td>8</td>
<td>Oseo D. Grisom</td>
<td>14</td>
<td>Adair county, Ky.</td>
<td>Indigent.</td>
</tr>
<tr>
<td>9</td>
<td>George Adams</td>
<td>13</td>
<td>Rockcastle county, Ky.</td>
<td>Indigent.</td>
</tr>
<tr>
<td>10</td>
<td>John Ham</td>
<td>12</td>
<td>Madison county, Ky.</td>
<td>Indigent.</td>
</tr>
<tr>
<td>11</td>
<td>Benjamin Talbert, jr.</td>
<td>26</td>
<td>Butler county, Ky.</td>
<td>Indigent.</td>
</tr>
<tr>
<td>12</td>
<td>James Caroy</td>
<td>18</td>
<td>Clark county, Ky.</td>
<td>Indigent.</td>
</tr>
<tr>
<td>13</td>
<td>Perry Bailey</td>
<td>22</td>
<td>Albemarle, Va.</td>
<td></td>
</tr>
<tr>
<td>14</td>
<td>Mary Robertson</td>
<td>18</td>
<td>Fayetteville, Tenn.</td>
<td></td>
</tr>
<tr>
<td>15</td>
<td>Jacob Todhunter</td>
<td>15</td>
<td>Jessamine county, Ky.</td>
<td></td>
</tr>
<tr>
<td>16</td>
<td>Waller Rodes</td>
<td>18</td>
<td>Fayette county, Ky.</td>
<td></td>
</tr>
<tr>
<td>17</td>
<td>Jesse Forsythe</td>
<td>25</td>
<td>Pendleton county, Ky.</td>
<td>Indigent.</td>
</tr>
</tbody>
</table>

Statement showing the situation of the funds of the Institution on the third November, 1834.

1. Balance on hand 3rd Nov. 1833, $ 6,598.85
2. Amount received from the treasury for the support of indigent pupils from 3d Nov. 1833, to 3d Nov. 1834, 2,153.84
3. Cash received for tuition fees, 121.97
4. Cash received from agent in Florida, 1,000.00
5. Cash received from Mr. B. in part, 223.50
6. Amounts paid Mr. Jacobs, principal teacher, 750.00
7. Amount paid Mr. Kerr, assistant teacher, 500.00
8. Cash paid Dr. Munsel for board of indigent pupils for 1 year ending 3d Nov. 1834, 1,195.30
9. Fuel for school room, 30.00
10. Insurance to January 1835, 18.00

Amount forwarded, $2,493.30
Amount brought forward, $2,493 30
11. Advertising, 12 00
12. Building stables and sundry repairs, including materials and hauling, 331 38
13. Paid town tax, 3 19
14. Paid books and stationery; this includes books prepared and printed for the pupils by the principal teacher, 218 17
15. Sundry incidental charges, 17 71
16. Expenses of Mr. Jacobs and a pupil in going to and returning from Frankfort, 9 38
17. Medicine, 7 00
18. Cash advanced J. Harlan, as agent to Florida, 150 00
19. Amount allowed treasurer for more than 10 years service, but chiefly since the institution was endowed by Congress, 250 00
20. Postage paid in this year, 2 00

$3,494 13

Amount of credits brought over, $10,398 16
Amount of debits brought over, $3,494 13
$6,904 03

Of the above balance, near $6,000 is upon loan in specie at 6 per cent interest.

Note.—In the above items, No. 1 is part in commonwealth's notes, and part in specie; No. 2 and No. 8 are in commonwealth's notes, the balance in specie.

Officers of the Asylum.


DANVILLE, Jan. 10, 1835.

Ordered, That the Public Printer forthwith print 150 copies thereof, for the use of this House.

1. Mr. Stevenson presented the petition of the citizens of Georgetown, praying amendments to the act incorporating said town.

2. Mr. Sudduth presented the petition of Flamstead R. Wright
praying the passage of a law remitting a fine assessed against him for a breach of the peace.

3. Also, the petition of Jesse H. Rice, Elizabeth G. Rice and Rezin R. Rice, praying the passage of a law directing and authorizing the Register to issue a patent to them, as the heirs of Lar­kin Rice, deceased, for a tract of land lying in Muhlenburgh county.

4. Mr. O'Bannon presented the petition of sundry citizens of Henry county, praying for the establishment of a precinct in said county, to be called "Pleasureville precinct."

5. Mr. Collins presented the petition of the officers and members of the Maysville Light Infantry Company, praying to be exempted from attending the Regimental Battalion and Drill muster of the Regiment to which they are attached.

6. Mr. Pomeroy presented the petition of the citizens of Jeff­erson county, praying for the division of said county, by making the city of Louisville a separate and distinct county.

7. Mr. Trapnall presented the petition of Nancy Bosby and others, infants of the said Nancy Bosby, praying the passage of a law, authorizing the sale of some negroes belonging to said heirs, and the investment of the proceeds thereof in lands, in the State of Indiana.

8. Mr. Estis presented the petition of the citizens of Mount Eden, in Spencer county, praying for an additional justice of the peace and constable, to reside in Mount Eden.

9. Mr. O'Bannon presented the petition of the officers of the 38th Regiment, praying for a revision of the militia laws of this State.

10. Mr. Sharp presented the petition of James M. Overton and sundry citizens of Daviess county, praying that the said Over­ton may be divorced from his wife, Mary G. Overton.

11. Mr. Trimble presented the petition of David Rees, security for James Patton, late sheriff of Harrison county, praying to be released from the penalties of his bond as security.

Which petitions were severally received, the reading dispensed with and referred; the first, second, sixth, eighth and eleventh to the committee of propositions and grievances; the third and seventh to the committee for courts of justice; the fourth to a select committee of Messrs. O'Bannon, Graves, O'Brian, Turpin; the fifth and ninth to the committee on military affairs; and the tenth to the committee on religion.

A message was received from the Senate, announcing the passage of bills which originated in this House, of the following titles:

An act to authorize the county court of Clarke to increase the pay to patrollers of said county.

An act to repeal, in part and amend in part, the several acts es-
Establishing a road from Louisville to the State line, in a direction to
Knoxville.

An act to establish in part the line run between the counties of
Barren and Hart.

And the passage of bills of the following titles:
An act to amend the charter of the city of Louisville.
An act to repeal the act establishing the lower precinct in
Butler county.
An act to authorize the county court of Pulaski, to have roads
opened to and from certain places, and a resolution in relation to
an armory.

Mr. Thelps from the committee of propositions and grievances,
made the following report:

The committee of propositions and grievances, have had under
their consideration the petition of sundry citizens of the counties
of Mercer and Lincoln, praying that a new county be formed out
of portions of said counties: as also the remonstrance of sundry
citizens of the same counties against said petition, and have come
to the following resolution thereon, viz:

Resolved, That said petition is unreasonable.
Which being twice read, was postponed until Friday, the 23d
instant.

Mr. Murray from the same committee, reported the following
resolution, viz:

Resolved, That it is the sense of two thirds of the members of
the House of Representatives, that the Seat of Government shall
be removed to some more suitable place than the town of Frank­
fort, having due regard to central situation, the convenience of
the people of the Commonwealth, and the terms that may be of­
ered by the citizens of the place proposed for the location of the
Seat of Government, in the making of donations for the purpose
of putting up and furnishing the Commonwealth with a suitable
capitol and other public buildings.

And the question being taken on the adoption of the said reso-
lution, it was decided in the negative.

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

YEAS—Messrs. Alsop, Bristow, Burks, Burnett, Collins, Con-
way, Dyer, Estis, Garvin, Gorin, Grubbs, Hart, Helm, Hudspeth,
Jasper, Lewright, Lewis, Mansfield, W. C. Marshall, Matson,
Miller, Morrow, Murray, Murrell, Myers, Pomeroy, Richardson,
Sharp, Sterett, Stevens, James Thomas, J. T. Walker, J. V.
Walker—29.

NAYS—Mr. Speaker, Agun, Andrews, Austin, Bailey, Beaseman,
Bell, Blair, Bowling, Breck, Brown, Bullock, Chevis, Cunningham,
Daniel, Davis, Dever, Dochoney, Dugan, Drake, Dunlap, Daves,
Farmer, Faulkner, Ford, Gaines, Graves, Hansford, Hanson, Harris,
Mr. Hines from the committee of religion, made the following report, which was twice read and concurred in, viz:

The committee on religion have had under consideration the petition of Mary Coleman, praying to be divorced from her husband, William A. Coleman.

Also, the petition of William A. Coleman, praying to be divorced from his wife, Mary Coleman, and are of opinion that each of said petitions be rejected.

The committee on religion have had under consideration the petition of Bennet B. Jones, praying to be divorced from his wife, Matilda Jones, and have come to the following resolution:

Resolved, That said petition be rejected.

The committee on religion have had under consideration the petition of Joshua Grayson, praying to be divorced from his wife, Polly Grayson, and have come to the following resolution thereon:

Resolved, That said petition be rejected.

Mr. Johnson from the committee of ways and means, to whom was referred a bill for the benefit of the sheriff of Madison county, reported the same with an amendment, which being twice read was concurred in: and the said bill as amended, ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with,

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

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

Mr. Collins from the committee on education, to whom was referred a bill for the benefit of Augusta College, reported the same without amendment: the said bill was then ordered to be engrossed and read a third time to-morrow.

Mr. Helm from the committee of claims, to whom was referred a bill from the Senate entitled, an act for the benefit of Edmund Curd, reported the same with an amendment, which being twice read, was concurred in: and the said bill as amended, ordered to be read a third time to-morrow.

Mr. Garvin moved the following resolution:

Resolved, That the committee on courts of justice be directed to report a bill requiring resident plaintiffs and complainants, to give security for costs in certain cases.

Mr. J. V. Walker moved the following resolution:

Resolved, That the committee of courts of justice be requested
to inquire into the expediency of extending the time for the collection of merchant's accounts, and report by bill.

Which being twice read, was adopted.

Leave was given to bring in the following bills:

On the motion of Mr. Hart—1. A bill to change the time of the annual Session of the Legislature.

On the motion of Mr. Pomeroy—2. A bill to remove the election precinct from the house of Andrew Wybrant, in Shippensburg, to the house of J. W. Earick, in Portland, Jefferson county.

On the motion of Mr. Alsop—3. A bill to appropriate a part of the State tax or bonus, on the stock of the Bank of Louisville, to the State and Marine Hospital at Louisville.

On the motion of Mr. Mitchell—4. A bill to incorporate a company to construct a turnpike road from Nicholasville through Harrodsburgh, to Perryville.

On the motion of Mr. Wilson—5. A bill to extend the limits of the town of Barboursville.

On the motion of Mr. James Thomas—6. A bill to repeal in part and amend in part an act, entitled an act, to establish seminaries of learning in the counties of Monroe, Grant, Todd, Trigg, Ohio and Daviess, approved Dec. 13, 1820.

On the motion of Mr. Breck—7. A bill to amend the charter incorporating the Richmond and Lexington turnpike road company.

The committee for courts of justice were directed to prepare and bring in the first and third; Messrs. Pomeroy, Miller and Alsop the second; the committee for internal improvement the fourth; Messrs. Wilson, Daniel and Sudduth the fifth; Messrs. James Thomas, Dyer, Burnett and Trimble the sixth; and Messrs. Breck, Tompkins, Woolley, C. J. Welker and Dunlap the seventh.

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

By the committee on religion—1. A bill for the benefit of Dorinda Ann Elliott.

By the same—2. A bill for the benefit of Thomas Isbell.

By the committee on ways and means—3. A bill concerning the Bank of the Commonwealth of Kentucky, and the old Bank of Kentucky.

By the committee for internal improvement—4. A bill incorporating the Frankfort, Georgetown and Paris turnpike road company.

By the same—5. A bill to build a bridge across Buck creek, in Pulaski county.

By Mr. Richardson—6. A bill to change the time of holding the county courts of Meade and Russell.

By Mr. Eaves—7. A bill to appropriate vacant lands in Muhlenburgh county, to build a bridge across Pond river.
By Mr. Sprigg—8. A bill to amend an act entitled an act, regulating the mode of settling the accounts of executors, administrators and guardians, approved Feb. 24, 1834.

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

And thereupon the rule of the House, constitutional provision and second reading of the third, sixth, seventh and eighth bills having been dispensed with, the third was committed to the committee of ways and means; the sixth was ordered to be engrossed and read a third time; the seventh was committed to the committee on internal improvements; and the eighth to the committee for courts of justice.

And thereupon the rule of the House, constitutional provision and third reading of the sixth having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

The amendments proposed by the Senate to bill which originated in this House, of the following titles, were twice read and concurred in, viz:

An act to amend the charter of the city of Lexington.
An act for the benefit of George Delong; and
An act to incorporate the Covington Fire Insurance Company.

Ordered, That the clerk inform the Senate thereof.

A bill from the Senate, entitled an act to repeal in part the act, entitled an act, to establish the Louisville Bank of Kentucky, was read a third time as amended.

Resolv'd, That the said bill as amended do pass.

Ordered, That the clerk inform the Senate thereof, and request their concurrence in the said amendments.

An engrossed bill, entitled an act to explain the powers of the several county courts in this Commonwealth, in regard to allowances to clerks and sheriffs for ex officio services, was read a third time; and the question being taken on the passage thereof, it was decided in the affirmative.

The yeas and nays being required on the passage thereof by Messrs. ———, were as follows, viz:

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

Engrossed bills of the following titles were severally read a third time.

1. An act to appropriate a further sum of money to improve the navigation of the Big south fork of Cumberland river; and
2. An act to repeal certain acts, regulating roads in the county of Fayette.

The first was laid on the table.

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

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

A bill from the senate entitled, An act for the benefit of the Headright settlers of this Commonwealth.

Was read a second time and ordered to be read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with,

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

Ordered, That the clerk inform the Senate thereof.

The following bills were severally read a second time, viz:

1. A bill to incorporate the Owingsville, Mountsterling and Winchester turnpike company.
2. A bill to authorize the improvement of the navigation of Pond river.
3. A bill to improve the navigation of the north fork of Kentucky river.

The first and second were severally ordered to be engrossed and read a third time to-morrow; and the third was committed to the committee of internal improvement.

On motion—

Ordered, That Mr. Bowling have leave of absence from the service of this House, until Wednesday next.

Leave was given to bring in the following bills:

On the motion of Mr. Breck—1. A bill to amend an act concerning the troop of cavalry attached to the seventh Regiment and thirteenth Brigade of Kentucky Militia.

On the motion of Mr. Agun—2. A bill to amend and reduce into one, the several acts incorporating a company to turnpike a road from Frankfort to Lexington, by way of Versailles.
On the motion of Mr. Burks—3. A bill to repeal in part and amend in part, an act entitled an act, reducing into one the execution laws of this State, passed Feb. 12, 1828.

On the motion of Mr. Simpson—4. A bill to repeal the second section of an act approved Dec. 19, 1801, which prohibits a commissioner of the tax from qualifying as deputy sheriff.

By Mr. Lewis—5. A bill to authorize the improvement of Big Bayou De Chien, from the town of Moscow, Hickman county, to the Mississippi river.

On the motion of Mr. Woolley—6. A bill for the benefit of the heirs of James Fleming.

On the motion of Mr. McClure—7. A bill to appropriate a further sum of money to improve the road from Columbia, by the way of Jamestown to the Tennessee line, in a direction to Knoxville.

On the motion of Mr. Hudspeth—8. A bill to repeal an act, entitled an act to amend the law prohibiting the importation of slaves into this State, approved Feb. 2, 1833; and

On the motion of Mr. Trapnall—9. A bill regulating the circuit and county courts of the county of Marion.

Messrs. Breck, Walker and Gorin, were appointed a committee to prepare and bring in the first; the committee of internal improvement the second; the committee for courts of justice the third, sixth and eighth; Messrs. Simpson, Hanson, Woolley and Hollingsworth the fourth; Messrs. Lewis, Murray, Burnett and Lewright the fifth; Messrs. McClure, Williams and Dohoney the seventh; and Messrs. Trapnall, Dever, Palmer and Burks the ninth.

And the House then adjourned.

SATURDAY, JANUARY 17, 1835.

Mr. Anderson from the joint committee of enrollments, reported that the committee had examined sundry enrolled bills, and had found the same truly enrolled, viz:

An act for the benefit of Benjamin Webb.
An act to repeal an act, entitled an act, repealing the law authorizing the people of Rockcastle, Knox, Harlan and Laurel counties, to pass the turnpike and Wilderness road without paying toll, approved Feb. 24, 1834.
An act for the benefit of the sheriff of Casey county.
An act to incorporate the Paducah Dock Company.
An act to repeal in part and amend in part an act, entitled an act to incorporate a company to establish a turnpike road from the city of Louisville, by way of the mouth of Salt river, Elizabeth-
town, Munfordsville and Bowlinggreen, to the State line, in a
direction to Nashville.

An act to establish a Mechanics’ Institute, in the city of Louisville.

An act to legalize the proceedings of the court of assessment of
the 16th regiment of Kentucky Militia.

An act to establish an election precinct at Keasburgh, in the
county of Logan.

An act for the benefit of the surveyor of Harrison county.

An act to change the place of voting in certain precincts in
certain counties.

An act for the benefit of William Babcock.

An act to authorize the insertion of advertisements in the Ken­
tucky Whig and Fleming Advertiser, and the Baptist Banner
and Journal of Health.

An act establishing an election precinct in Russell county, and
to change the place of voting in a precinct in Green county.

An act to establish an election precinct in Meade county.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Anderson inform the senate thereof.

The Speaker laid before the House the annual report of the
President and Directors of the Louisville and Portland Canal
Company, which is in the following words:

Ten Year Annual Report of the President and Directors of the Louisville
and Portland Canal Company.

The period has again arrived, when it becomes the duty of the Board to report to the
Stockholders their proceedings for the year that has passed.

By the last Annual Report it will be seen, that the sum of $10,850, payable in the
new Stock of the Company, remained to be issued; of which sum, $10,100 has been
called for, and 161 shares of Stock have been delivered to Stockholders, leaving a
balance of $750 due on that account.

The Board have proceeded to appropriate the funds of the Company, under the act
of December 12th, 1831, towards the completion of the Canal, which by said act is to
form a part of the Capital Stock; and they have authorized the Commissioners of their
loans in Philadelphia, to borrow as much money as will replace the sums expended in
finishing the work—this additional loan to be on the footing of those heretofore made.

The following account will show the receipts and expenditures of the year. The
Company now owe, in unsold accounts, about $2,500, and have claims for stone
sold during the year, for about $2,000.

The General Account of the Company for the year is as follows:

<table>
<thead>
<tr>
<th>DR.</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Balance on hand by last Report</td>
<td>$36,498.94</td>
</tr>
<tr>
<td>Received for Tools in the year 1834</td>
<td>61,848.17</td>
</tr>
<tr>
<td>Received for Stone sold, &amp;c.</td>
<td>1,575.60</td>
</tr>
<tr>
<td>Received for Iron sold</td>
<td>1,045.49</td>
</tr>
<tr>
<td>Commissioners of Loans in Philadelphia</td>
<td>12,000.00</td>
</tr>
<tr>
<td></td>
<td>$122,878.30</td>
</tr>
</tbody>
</table>
CR.

Paid Dividend No. 1, January, 1834, $36,000 00
Paid on account of Div. No. 2, in July last, 3 per cent. on 7,714 shares, 23,142 00
Paid interest on Loans, 8,713 99
Paid on account of Superintendence and Labor on Locks, 4,618 76
Paid on account of Repairs, &c. 3,231 31
Paid on account of completing the Canal, 11,927 45
Paid Lightning and Watching, 1,033 28
Paid incidental expenses, 1,088 53
Paid on account of Repairs, 11,980 88
Paid balance in the Treasury, 12,000 00

$112,878 20

By adding the amount of cash on hand to the sum in the hands of the Commissioners, it will be seen, that the effective funds of the Company are $23,980 88, which will warrant a final dividend for the half year, of 3 per cent. on the entire stock of the company, of 7,716 shares. And the Board recommend to the Stockholders, that a dividend to that amount be now made and paid out.

From the yet incomplete state of the Canal, the expenditures are continued much beyond what they will be when it shall be entirely finished; the piles of stone on the banks still continue to fall into the Canal from the action of the weather, and the jostling of steam boats, except in places from which they have been removed. In times of high water, it is found that there is an increased deposit of mud, where the banks are not sufficiently high to confine the water. To remedy these evils, a considerable force has been employed at such seasons as they could work to advantage, in removing the stone from the most dangerous places, and in building it into permanent walls on the sides of the Canal, which is found to have the most beneficial effect. 1st. By preventing the slides that so frequently obstruct the Canal. 2d. In entirely stopping the wash of the banks, which, notwithstanding their being paved, were constantly undermining and washing into the Canal. 3d. By the perpendicular position of the walls on the bar-rock, boats are kept in the channel, and make the passage of the Canal with much less difficulty—lastly, by preventing the mud deposited in high water on the low ground in the upper section of the Canal from being returned into the Canal when the water recedes. During the past season, about 2800 yards of this wall have been laid, and it is proposed to continue the work until the Canal is walled the whole length, or in such parts as require it. From the frequency of the meeting of boats in the Canal, by not conforming to the regulations established on that subject, one or more turn out places are found to be necessary, one at the upper angle has been commenced, and so far completed, as to answer the purpose required in high stages of water—another was originally designed below the bridge, which will require a heavy expense to complete, and may be suspended until the increased business of the Canal shall more imperiously demand it. In August, the water was shut off from the Canal, and all the men that could be procured, were employed in removing the stone that had fallen in, and in cleaning out the mud that had been deposited in the upper section of the Canal; the rock was blasted from the upper point, so as to widen the entrance about 15 feet, and walls were built on both sides to prevent the difficulty that had been experienced in that part of the Canal. New segments have been substituted for the gate rollers to run on, in place of those originally put down, that were found to be of an imperfect construction. The whole line was put in perfect order as possible, and the water let in on the 21st September, since
which no difficulties have been experienced in the navigation. At the request of a
large number of Stockholders, a meeting was called on the 3d of November, to take into
consideration the expediency of raising the tolls. On this subject, there was a diversity
of opinion, and the meeting, after mature deliberation, decided to continue the tolls on
Steam Boats at 40 cents per ton, actual measurement, and to modify that of Flat Boats,
Keel Boats, &c. by charging two cents per square foot of their area, instead of the
specific sums herefore charged;—this alteration is found to be more equitable for all
parties.

The result of the business of the year 1834, as shown by the amount of tolls received,
and the subjoined list of boats that have passed through the Canal, cannot fail to be
highly cheering to the Stockholders, when the peculiar circumstances are taken into
consideration. The depressed state of commerce in the first and most active part
of the year, diminished the importations more than one half. The floods of the winter
and spring, brought down an unprecedented quantity of mud, by which the navigation of the
Canal was frequently impeded. To remove obstructions and make the repairs above
recited, the Canal was closed more than five weeks; notwithstanding the accumulation
these untoward events, the aggregate amount of tolls exceeds that of 1833 by $1,111 25.

By order of the Board,

SIMEON S. GOODWIN, Secretary.


Abstract of the Boats that have passed, and Tolls received on the L. & P. Canal:

1831, 406 Steam Boats, 421 Flat and Keel Boats, 76,923 tons, $13,750 77
1832, 453 Steam Boats, 172 Flat and Keel Boats, 70,160 tons, 25,756 12
1833, 875 Steam Boats, 710 Flat and Keel Boats, 169,883 tons, 60,736 92
1834, 938 Steam Boats, 623 Flat and Keel Boats, 162,000 tons, 61,846 17

2,672 1,933 478,317 $161,091 98

At a meeting of the Stockholders of the Louisville and Portland Canal Company, at
their Office in the City of Louisville, January 5th, 1835, the Report of the President
and Directors was received and ordered to be printed.

The following persons were then elected President and Directors for the present year:

JAMES MARSHALL, President.
SIMEON S. GOODWIN, Directors.
JOHN HULME.
ELIHU CHAUNCEY.
THOS. C. ROCKHILL.

Resolved, That the Board of President and Directors be directed to make and pay
out to the Stockholders, a final dividend of THREE DOLLARS PER SHARE for the last
six months, on the whole number, being 7,716 Shares, of the Stock of this Company, to
be paid to the persons in whose names the Stock stands on the books of the Company
on this day.

W. G. BAKEWELL, Chairman.

[Extract from the Minutes.]

S. S. GOODWIN, Sec'y.
A List of the different named Steam Boats, as furnished by the Collector, that have passed through the Canal in 1834, with the Tonnage and Toll of each for every passage through the Locks:

<table>
<thead>
<tr>
<th>Names of Boats</th>
<th>Measurement</th>
<th>Canal Tolls at 40 cents</th>
<th>No.</th>
<th>Trips 1834</th>
</tr>
</thead>
<tbody>
<tr>
<td>Argus,</td>
<td>191 Tons 89</td>
<td>$48.75</td>
<td>13</td>
<td></td>
</tr>
<tr>
<td>Arkansas,</td>
<td>115</td>
<td>46.00</td>
<td>4</td>
<td></td>
</tr>
<tr>
<td>Atlante,</td>
<td>120</td>
<td>48.00</td>
<td>1</td>
<td></td>
</tr>
<tr>
<td>Belfast,</td>
<td>435 89</td>
<td>174.34</td>
<td>6</td>
<td></td>
</tr>
<tr>
<td>Baltic,</td>
<td>407 83</td>
<td>163.13</td>
<td>4</td>
<td></td>
</tr>
<tr>
<td>Boonslick,</td>
<td>366 51</td>
<td>118.20</td>
<td>1</td>
<td></td>
</tr>
<tr>
<td>Bonnets O'Blue</td>
<td>177 78</td>
<td>71.11</td>
<td>8</td>
<td></td>
</tr>
<tr>
<td>Boston,</td>
<td>148 14</td>
<td>59.25</td>
<td>12</td>
<td></td>
</tr>
<tr>
<td>Black Hawk,</td>
<td>137 27</td>
<td>54.90</td>
<td>8</td>
<td></td>
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<tr>
<td>Banner,</td>
<td>84</td>
<td>33.68</td>
<td>20</td>
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<tr>
<td>Bravo,</td>
<td>50</td>
<td>32.20</td>
<td>2</td>
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<tr>
<td>Chancellor,</td>
<td>440</td>
<td>176.00</td>
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<tr>
<td>Convoi,</td>
<td>315</td>
<td>126.00</td>
<td>6</td>
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<tr>
<td>Constitution,</td>
<td>263</td>
<td>104.80</td>
<td>6</td>
<td></td>
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<tr>
<td>Caledonia,</td>
<td>235 78</td>
<td>118.31</td>
<td>7</td>
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<tr>
<td>Cincinnati,</td>
<td>236 63</td>
<td>94.41</td>
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<td>Chief Justice Marshall,</td>
<td>196 55</td>
<td>78.62</td>
<td>10</td>
<td></td>
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<td>Champion,</td>
<td>195 58</td>
<td>78.23</td>
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<td>Chester,</td>
<td>214 68</td>
<td>85.87</td>
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<tr>
<td>Choctaw,</td>
<td>107 23</td>
<td>43.89</td>
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<td></td>
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<tr>
<td>Chickasaw,</td>
<td>149 65</td>
<td>59.62</td>
<td>1</td>
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<td>Commerce,</td>
<td>170 20</td>
<td>68.08</td>
<td>1</td>
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<td>Caledonia,</td>
<td>132 90</td>
<td>49.16</td>
<td>9</td>
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<td>Courier,</td>
<td>114 53</td>
<td>45.81</td>
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<td>Conveyance,</td>
<td>90 37</td>
<td>36.14</td>
<td>13</td>
<td></td>
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<tr>
<td>Charleston,</td>
<td>80 71</td>
<td>33.28</td>
<td>6</td>
<td></td>
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<tr>
<td>Cavalier,</td>
<td>98 65</td>
<td>39.46</td>
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<tr>
<td>Citizen,</td>
<td>37 25</td>
<td>35.90</td>
<td>14</td>
<td></td>
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<tr>
<td>Companion,</td>
<td>69 45</td>
<td>35.78</td>
<td>11</td>
<td></td>
</tr>
<tr>
<td>Champlain,</td>
<td>86 50</td>
<td>34.72</td>
<td>3</td>
<td></td>
</tr>
<tr>
<td>Canton,</td>
<td>103 81</td>
<td>41.12</td>
<td>2</td>
<td></td>
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<tr>
<td>Cygnus,</td>
<td>66 30</td>
<td>26.75</td>
<td>4</td>
<td></td>
</tr>
<tr>
<td>Cuba,</td>
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In addition to the above, there passed through the Canal six hundred and twenty-three Flats and Keels.

Ordered, That the public printer forthwith print 150 copies thereof, for the use of the members of this House.

Mr. Burnett presented the petition of sundry citizens of Calloway county, praying the passage of a law to remit the amount of revenue due from John Copeland, sheriff of said county, he having forwarded the amount of said revenue by the representative of his county, and of which said representative was robbed.

Which was received, read, and referred to the committee of claims.

Mr. Helm from the committee of claims reported the following resolution, which was twice read and adopted, viz:

Resolved, That the committee of claims be discharged from the further consideration of the report of Joel Scott, late keeper of the Kentucky Penitentiary, and recommend the appointment of a joint committee on the part of the House of Representatives and Senate, to investigate said report.

Mr. Hanson, from the committee for courts of justice, made the following report:

The committee of courts of justice have, according to order, had under consideration the following petitions to them referred, to-wit:
The petition of James Pomeroy and others, praying that a law may pass, authorizing the sale of a certain tract of land in Shelby county, late the property of George Pomeroy, deceased.

And the petition of Jane Morrison and others, praying that a law may pass, authorizing the sale of a certain tract of land belonging to the heirs of David Morrison, deceased, and have come to the following resolution thereof:

Resolved, That said petition be rejected.

Which being twice read, was laid on the table.

Mr. Hanson from the same committee, made the following report:

The committee of courts of justice have had under consideration, the resolution instructing them to bring in a bill extending the act of limitations to merchants' accounts, and ask leave to be discharged from the further consideration of the subject.

Which being twice read, was disagreed to.

Mr. Hanson from the same committee, whom was referred a bill from the Senate, entitled an act, amendatory to an act, to authorize the sale of the real and personal estate of Samuel Monson, deceased, reported the same without amendment: the said bill was then ordered to be read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with,

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

Ordered, That the clerk inform the Senate thereof.

Mr. Hanson from the same committee, to whom was referred, a bill to amend and reduce into one, the several acts concerning the town of Glasgow, reported the same with an amendment, which being twice read, was concurred in—and the said bill as amended, ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

A message was received from the Senate, announcing their disagreement to bills which originated in this House, of the following titles, viz:

An act for the benefit of the heirs of Isaac Stout, deceased.
An act for the benefit of the heirs of Thomas A. Clark and others.
An act for the benefit of Celia Spencer.
An act for the benefit of Elizabeth Maxey.
And the passage of bills of the following titles:
An act for the benefit of Catharine Sampson.

An act for the benefit of Greenberry A. Gaither.

An act to legalize the official bonds of such clerks of this Commonwealth, as have failed in time, to comply with the provisions of an act, entitled an act, requiring clerks to renew their bonds, &c. approved Feb. 22, 1834, and for other purposes—with amendments to each.

And the passage of a bill, of the following title:

An act to amend the act, approved the 22d Feb. 1834, to improve the navigation of Big Sandy river.

On motion of Mr. Hanson—

Ordered, That the committee for courts of justice, be discharged from bringing in a bill to appropriate a part of the State tax or bonus, on the stock of the Bank of Louisville, to the State and Marine Hospital at Louisville.

Mr. Hanson, from the Committee for Courts of Justice, to whom was referred an engrossed bill, entitled an act, further to regulate appeals from the justices of the peace, and alter the law of costs in suits brought by executors or administrators, reported the same with an amendment, which being twice read, was agreed to: and the said bill being further amended and concurred in,

Ordered, That said bill be re-engrossed and read a third time on Monday next.

A resolution from the Senate to appoint a joint committee to examine the Lunatic Asylum and Transylvania University, was twice read and concurred in.

Whereupon, Messrs. Woolley, Trimble, O'Brian, Burnett, Williams, Burks and Sterett, were appointed a committee on the part of this House.

Ordered, That the clerk inform the Senate thereof.

On motion—

Ordered, That Mr. John J. Thomas have leave of absence from the service of this House, until Friday next.

A message was received from the Senate, announcing the passage of a resolution to appoint a joint committee to settle with Joel Scott, late keeper of the Penitentiary.

A bill for the benefit of the subscribers to the Evangelical Episcopal Church of Shelby county, was read a second time, and ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of the said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.
The following bills were reported by the several committees appointed to prepare and bring in the same:

By the committee for courts of justice—1. A bill concerning the liabilities and duties of executors and administrators.

By the same—2. A bill concerning witnesses’ claims for attendance.

By the same—3. A bill to alter the time of meeting of the General Assembly.

By Mr. Stevenson—4. A bill to incorporate the Georgetown Female Academy.

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

Ordered, That the Public Printer forthwith print 150 copies of the first bill for the use of the members of this House.

And therupon the rule of the House, constitutional provision and second reading of the third and fourth bills having been dispensed with, the third was committed to the committee for courts of justice; and the fourth to the committee of education.

Mr. Murray from the committee of ways and means, to whom was referred a bill to reduce the price of the public lands West of the Tennessee river, and for other purposes, reported the same without amendment.

The question was then taken on engrossing the said bill and reading it a third time, which was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Sprigg and Lewis, were as follows:


A resolution from the Senate, authorizing the committee appointed to examine the Auditor’s Office, to employ a clerk, was twice read and concurred in.

Ordered, That the clerk inform the Senate thereof.

And then the House adjourned.
1. Mr. Mansfield presented the petition of sundry citizens of Barren and Allen counties, praying the passage of a law, authorizing Samuel Hatler, to build a dam across Big Barren river.

2. Mr. Brown presented the petition of the citizens of Louisville, praying that said city may be separated from the county of Jefferson, and formed into a separate and distinct county.

3. Mr. Burnett presented the petition of Gustavus A. Brown, praying the passage of a law, reinstating him in the fee simple of twenty acres of land lying on the Ohio river, at the mouth of Cumberland river.

4. Mr. Sudduth presented the petition of Elizabeth Tomlinson, widow of Archibald Tomlinson, deceased, praying the passage of a law, authorizing a division of the slaves of said estate among the heirs, and the sale of the land, and the proceeds vested in other lands in a new country.

Which petitions were severally received, the reading dispensed with, and referred; the first and second to the committee of propositions and grievances; the third and fourth to the committee for courts of justice.

A message was received from the Senate, announcing their concurrence in the amendments proposed by this House, to a bill which originated in that, of the following title:

- An act to repeal in part, the act entitled an act, to establish the Louisville Bank of Kentucky.

And the passage of a bill which originated in this House, entitled,

- An act to authorize the county court of Nelson to correct its proceedings at the court of claims in Nov. 1834, and for other purposes.

And the passage of bills of the following titles:

- An act to establish a State road from Hopkinsville to Smithland.

- An act authorizing a patent to issue to the heirs of Henry Banks.

- An act for the benefit of the devisees of John C. Richardson, Sen. and

- An act to authorize the trustees of the town of Versailles to sell part of a street in said town.

Mr. Francis G. Montgomery, a member returned to serve in this House, from the county of Christian, appeared, produced a certificate of his election, and of his having taken the oaths required by the constitution of the United States and the constitution and laws of this State, took his seat.
Mr. Williams from the committee for internal improvement, made the following report:

The committee on internal improvements have had under consideration the petition of Cary A. Griffin, Joel D. Atkinson and others, praying permission to erect a mill dam across Green river, in Green county, and have come to the following resolution:

Resolved, That said petition be rejected.

The committee have also had under consideration a resolution of this House, directing an inquiry into the propriety of building a bridge across Main Rough, on the road leading from Hardinsburg to Litchfield, and have come to the following resolution:

Resolved, That it is inexpedient for the Commonwealth to make any appropriation for the erection of said bridge.

Also the petition of Edward C. Hayden and others, praying permission to erect a mill dam across Salt river, and have come to the following resolution:

Resolved, That said petition be rejected.

Which being twice read, was adopted:

Mr. Williams from the same committee, to whom was referred a bill to make an appropriation for the improvement of the road over Elk Hill, in Hart county; and a bill to open and improve a road from the mouth of Salt river to Bowling-green, reported the same without amendment.

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

Mr. Hanson from the select committee, to whom was referred a bill to establish the Bank of Maysville, reported the same without amendment.

Ordered, That the said bill be postponed to, and made the order of the day for Thursday next, and that the Public Printer forthwith print 150 copies thereof, for the use of the members of this House.

Mr. Hanson from the same committee, to whom was referred a bill to amend the revenue laws of this Commonwealth, reported the same without amendment; and the question being taken upon engrossing and reading said bill a third time, it was decided in the negative—and so the said bill was rejected.

Mr. Ford from the committee on military affairs, made the following report:

The committee on military affairs have had under consideration the petition to them referred, from the Light Infantry Company at Maysville, and have directed me to report thereon by resolution:

Resolved, That said petition is unreasonable.

Which being twice read, was concurred in.

Leave was given to bring in the following bills:
On the motion of Mr. Eaves—1. A bill for the benefit of Michael Goodnight.

On the motion of Mr. O'Brien—2. A bill appropriating a portion of the vacant land West of the Tennessee river, to the counties of Oldham and Anderson, for purposes of education.

On the motion of Mr. Ford—3. A bill to amend an act, entitled an act, to establish the Shelbyville Library Company.

On the motion of Mr. Stevenson—4. A bill to authorize the Governor to appoint commissioners, to take the acknowledgment of deeds and other instruments of writing, in the several states and territories of the United States.

On the motion of Mr. Hines—5. A bill for the benefit of Daniel Smith.

On the motion of Mr. Sudduth—6. A bill authorizing the sale of the real estate belonging to the heirs of Thomas Hord, dec'd.

On the motion of Mr. Phelps—7. A bill to incorporate the Kentucky Independent College, to be established on the manual labor system, and to be located in the county of Campbell.

On the motion of Mr. Farmer—8. A bill to appropriate some of the vacant lands of Harlan and Clay, to improve the roads in said counties.

On the motion of Mr. Sharp—9. A bill to make an additional appropriation to finish the State road, leading from Owenborough to Bowling-green, where it crosses the flats of Panther creek.

On the motion of Mr. Samsel—10. A bill to repeal in part the 23d section of an act, entitled an act, to amend and reduce into one the several acts constituting boards of internal improvements for Shelby and Franklin counties, approved Feb. 8, 1834.

On the motion of Mr. Harris—11. A bill to equalize the punishment of the crime of counterfeiting.

On the motion of Mr. Drake—12. A bill to amend the several acts establishing and regulating the Pendleton Academy.

On the motion of Mr. Trimble—13. A bill to regulate the service of process and notices upon corporations.

On the motion of Mr. Conway—14. A bill for the benefit of tavern keeper in the county of Hardin, and for other purposes.

The committee of claims was directed to prepare and bring in the first; the committee of education the second; Messrs Ford, Sprigg and Graves, were appointed a committee to prepare and bring in the third; Messrs. Stevenson, Phelps, Helm and Sprigg the fourth; Messrs. Hines, Covington and Lewis the fifth; the committee for courts of justice the sixth; Messrs. Phelps, Gaines and W. C. Marshall the seventh; the committee of internal improvements the eighth, ninth and tenth; Messrs. Harris, Dyer, Woolley and Helm the eleventh; Messrs. Drake, Trimble and Chevis the twelfth; Messrs. Trimble, Collins, Andrews and Harris the thirteenth; and Messrs. Conway, Helm and Richardson the fourteenth.
Mr. Myers moved the following resolution, which was twice read and adopted, viz:

Resolved, That the committee on internal improvements, be instructed to inquire into the expediency of so modifying the charter of the Louisville and Shepherdsville turnpike road company, as to permit them to pass directly into Louisville, instead of intersecting the Louisville and Bardstown turnpike road, leaving it, however, at the option of said company, which way they shall go.

Mr. Turpin presented petitions from sundry citizens of Boone, Gallatin, Oldham and Henry counties, praying the formation of a new county out of parts of the counties of Gallatin, Oldham and Henry, and for adding parts of the counties of Boone and Grant to the county of Gallatin. Also, petitions counter thereto.

Which was received, the reading thereof dispensed with, and referred to the committee of propositions and grievances.

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

By Mr. Williams, from the committee of internal improvements—1. A bill to improve the road from Irvine, in the county of Estill, to the Virginia line.

Also—2. A bill for the benefit of the legal representatives of James Glenn, deceased.

By the committee of claims—3. A bill for the benefit of Obed Denham.

By the committee for courts of justice—4. A bill to alter the limitation of actions brought upon merchants' accounts.

Also—5. A bill for the benefit of Mary Ann Parish.

6. A bill for the benefit of Nancy Whalen.

By Mr. James Thomas—7. A bill to repeal in part, and amend in part, an act to establish seminaries of learning in the counties of Monroe, Grant, Todd, Trigg, Ohio and Daviess, approved December 13, 1820.

By Mr. Chevis—8. A bill to establish election precincts in the counties of Nicholas, Bourbon, Pendleton and Campbell.

By Mr. McClure—9. A bill for the erection of a bridge across Marrowbone, in Cumberland county.

By Mr. Lewright—10. A bill for the benefit of David Carrier and Jacob Carrier.

By Mr. Agun—11. A bill for the benefit of the infant heirs and devises of Carter B. Foster, deceased.

By Mr. Dever—12. A bill regulating the fines and forfeitures of Marion county.

By Mr. Trapnell—13. A bill regulating the circuit and county courts of Marion county.

By Mr. Hanson—14. A bill concerning the office of Sheriff.

By Mr. Wortham—15. A bill to improve the navigation of Rough creek, at the great falls.
By Mr. Helm—16. A bill to appropriate $1,500, for the purpose of building a seminary of learning in the town of Brandenburg, in Meade county.

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

And thereupon the rule of the House, constitutional provision and second reading of the second, third, fifth, sixth, seventh, eighth, ninth, tenth, eleventh, twelfth, thirteenth, fourteenth, fifteenth and sixteenth bills having been dispensed with, the second, third, sixth, seventh and eighth were severally ordered to be engrossed and read a third time; the ninth and fifteenth were committed to the committee of internal improvements; the tenth, eleventh and thirteenth, were committed to the committee for courts of justice; the twelfth and fourteenth to the committee of ways and means; and the sixteenth to the committee of education.

And thereupon the rule of the House, constitutional provision and third reading of the second, third, fifth, sixth, seventh and eighth bills having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

The House then, according to the standing order of the day, resolved itself into a committee of the whole House, on a bill to amend and reduce into one the militia laws—Mr. Gorin in the Chair; and after some time spent therein, the Speaker resumed the Chair, and Mr. Gorin reported that the committee had, according to order, had the said bill under consideration, and had instructed him to ask to be discharged from a further consideration of the same; the question was then put on discharging the committee from the further consideration of said bill, which was decided in the affirmative.

The said bill was then laid on the table.

A bill from the Senate, entitled an act for the benefit of Edmund Curd, was read a third time as amended; and the question being taken on the passage thereof, it was decided in the negative; and so the said bill was rejected.

Ordered, That the clerk inform the Senate thereof.

Mr. Anderson from the joint committee of enrollments, reported that the committee had examined enrolled bills, of the following titles, and had found the same truly enrolled, viz:

An act to amend the charter of the city of Lexington.
An act to authorize the county court of Clarke, to increase the pay to patrollers in said county.
An act for the benefit of Polly Delong.
An act to establish in part the line run between the counties of Barren and Hart.

An act to repeal in part and amend in part, the several acts establishing a road from Louisville to the State line, in a direction to Knoxville.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Anderson inform the Senate thereof.

And the House then adjourned.

TUESDAY, JANUARY 20, 1835.

A message was received from the Senate, announcing the passage of bills which originated in this House, of the following titles:

An act to repeal certain acts regulating roads in the county of Fayette.

An act to change the time of holding the county courts of Meade and Russell.

And the passage of a bill, of the following title:

An act for the benefit of the heirs of Peter Carney, deceased.

1. Mr. Ford presented the petition of sundry citizens of Shelby county, praying the passage of a law, authorizing the sale of a tract of land belonging to the heirs of Thomas Ellis, deceased.

2. Mr. Turpin presented the petition of sundry citizens of Gallatin county, praying for a repeal of the law declaring Eagle creek a navigable stream.

3. Mr. Alsop presented the petition of Amanda M. Rankin, and sundry other citizens of Louisville, praying that the said Amanda M. Rankin may be divorced from her husband, John W. Rankin.

4. Mr. Montgomery presented the petition of Mary N. Gwyn, widow of Daniel Gwyn, deceased, praying the passage of a law, authorizing the sale of a part of the real estate of said decedent, to pay his debts.

5. Mr. Trimble presented the petition of sundry citizens of Harrison county, praying the passage of a law, releasing David Rees, one of the securities of James Paton, late sheriff of Harrison county, from his responsibility to the State, on his official bond for the collection of revenue.

6. Mr. Trapnall presented the petition of sundry citizens of Marion county, praying for the establishment of a ferry across the Rolling fork, near where the road to Green river crosses the same.

7. Mr. Pomeroy presented the petition of sundry citizens of Jefferson county, praying a separation of said county from the city of Louisville.
8. Mr. Graves presented the petition of sundry citizens of Henry county, remonstrating against the formation of a new county out of the counties of Henry, Gallatin and Oldham.

9. Mr. Austin presented the petition of sundry citizens of Butler county, praying the repeal of the law establishing two precincts in said county.

Also, the remonstrance of sundry citizens of the same county, residing in the Renfro precinct, against the repeal of the law establishing said precinct.

10. Also, the petition of sundry citizens of Butler and Warren counties, praying that a part of Warren county be added to the county of Butler.

Which petitions were severally received, the reading thereof dispensed with, and referred; the first and fourth were referred to the committee for courts of justice; the second and sixth to the committee on internal improvements; the third to the committee on religion; and the fifth, seventh, eighth, ninth and tenth to the committee on propositions and grievances.

Ordered, That the petition of Mays' heirs, presented at the last Session of the Legislature, be referred to the committee for courts of justice.

On motion—

Ordered, That Mr. Montgomery be added to the committee on internal improvements.

Mr. Anderson from the joint committee of enrollments, reported that the committee had examined an enrolled bill and resolution, and had found the same truly enrolled, viz:

An act for the benefit of the headright settlers of this Commonwealth—and a joint resolution authorizing the committee appointed to examine the Auditor's Office, to employ a clerk.

Thereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Anderson inform the Senate thereof.

Mr. Hanson from the committee for courts of justice, made the following report:

The committee of courts of justice have, according to order, had under consideration, a resolution instructing them to inquire into the propriety and expediency of compelling physicians of this Commonwealth, to obtain a diploma of their qualifications before they shall be permitted to practice, and have come to the following resolution thereupon:

Resolved, That it is inexpedient to legislate on that subject.

Which being twice read, was concurred in.

Mr. Hanson from the same committee, to whom was referred, a bill entitled, an act for the benefit of the infant heirs of Carter B. Foster, deceased, reported the same without amendment.

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

Mr. Hines from the committee on religion made the following report:
The committee on religion have had under consideration the petition of Elizabeth Bradshaw, praying to be divorced from her husband, Lott Bradshaw, and have come to the following resolution thereon:

Resolved, That said petition be rejected.

The committee on religion have had under consideration the application of Benjamin Frazer for a divorce from his wife, Elizabeth, and have come to the following resolution thereon:

Resolved, That said petition be rejected.

The committee on religion have had under consideration the petition of James M. Overton, praying to be divorced from his wife, Mary G., and have come to the following resolution thereon:

Resolved, That said petition be rejected.

The committee on religion have had under consideration the petition of Elizabeth Holeman, praying to be divorced from her husband, Nat. H. Holeman, and have come to the following resolution thereon:

Resolved, That said petition be rejected.

Which being twice read, and the first resolution amended, by striking out the words "be rejected," and inserting in lieu thereof, the words "is reasonable," was concurred in.

Ordered, That the committee prepare and bring in a bill pursuant to said first resolution.

Mr. Johnson from the committee of ways and means, to whom was referred, a bill entitled, an act concerning the office of sheriff, reported the same without amendment.

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

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

Mr. Williams from the committee of internal improvements, to whom was referred a bill entitled an act, to appropriate vacant lands in the county of Muhlenburgh, to build a bridge across Pond river, reported the same without amendment.

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

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

Leave was given to bring in the following bills:
On motion of Mr. Sudduth—1. A bill incorporating the Owingsville and Big Sandy turnpike company, and for other purposes.

On the motion of Mr. Gorin—2. A bill to authorize the county court to increase the pay of patrollers in Woodford county.

On the motion of Mr. Murrell—3. A bill for the benefit of the widow and heirs of Anthony Thornton, deceased.

On the motion of Mr. Montgomery—4. A bill to change the place of voting in the southern precinct in Christian county.

On the motion of Mr. Daniel—5. A bill to improve the road from Irvine, Estill county, by the way of Manchester, Clay county, to the Wilderness road.

On the motion of Mr. Sharp—6. A bill to increase the pay of the members of the Legislature.

On the motion of Mr. Andrews—7. A bill to authorize the county court of Fleming, to allow additional pay to patrollers in said county.

On the motion of Mr. Samuel—8. A bill to provide for the erection of a bridge across Main Elkhorn.

On the motion of Mr. Burks—9. A bill to make an appropriation for the improvement of Little Barren river.

On the motion of Mr. Hollingsworth—10. A bill to subject to county levy all such slaves as may each year hereafter be hired, or otherwise introduced into the county of Greenup, and for other purposes.

On the motion of Mr. Helm—11. A bill to amend the law in relation to search warrants; and

On the motion of Mr. Wilson—12. A bill for the benefit of a road leading from the town of Barboursville to the Tennessee line, to intersect Wheeler's turnpike.

Messrs. Sudduth, Harrow, Dugan, were appointed a committee to prepare and bring in the first; Messrs. Gorin, Agun, C. J. Walker the second; Messrs. Murrell, Burks, Williams, Gorin, Anderson the third; Messrs. Montgomery, Morrow, Lewright the fourth; the committee on internal improvement the fifth, eighth and twelfth; the committee of propositions and grievances the sixth; Messrs. Andrews, Blair, Collins the seventh; Messrs. Burks, Gorin, Murrell, Anderson the ninth; Messrs. Hollingsworth, C. C. Marshall, Drake the tenth; Messrs. Helm, Conway, Richardson the eleventh.

Mr. Dohoney read and laid on the table the following resolution:

Resolved by the General Assembly of the Commonwealth of Kentucky, That they adjourn on the 14th day of Feb. next, sine die.

On motion—

Ordered, That Mr. Dohoney be excused from, and Mr. Johnson be added to the committee to examine the Auditor's Office.
Mr. Alsop moved the following resolution:

Resolved, That the committee on education be instructed to inquire into the expediency of employing some competent person to furnish a general index to the Session Acts, from the year 1792, to that of 1835, inclusive.

And the question being taken on the adoption thereof, it was decided in the negative.

Mr. Collins moved the following resolution, which being twice read, was adopted, viz:

Resolved, That a committee of five members be appointed to take into consideration, the propriety of sending a memorial from this General Assembly, to the Legislatures of the States of Indiana and Ohio—setting forth the difficulties under which the citizens of this State labor in reclaiming their slaves that flee to, and secrete themselves in those States; and praying that laws may be passed by those Legislatures, authorizing the judicial and ministerial officers of said States, to issue and execute warrants for the arrest of such fugitives from labor, to enable their owners to avail themselves of the provisions of the act of Congress concerning fugitives from service, &c.

And Messrs. Collins, Gaines, Phelps, Cunningham and Agan, were appointed a committee pursuant thereto.

A resolution from the Senate, appointing a joint committee to settle with Joel Scott, late keeper of the Penitentiary, was taken up, twice read and adopted.

Whereupon, Messrs. Collins, Stevenson, Cunningham, Samuel, Drake and Morrow, were appointed a committee on the part of this House.

Ordered, That the clerk inform the Senate thereof.

Mr. Woolley from the committee for courts of justice, to whom was referred a bill, to establish the Bank of the city of Lexington, reported the same with an amendment.

Ordered, That said bill and amendment be laid on the table, and that the Public Printer forthwith print 150 copies of said amendment, for the use of the members of this House.

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

By the committee for courts of justice—1. A bill to amend an act, entitled an act, vesting circuit courts with power to authorize the sale of infants' real estate in certain cases, approved 3d Feb. 1813.

By the committee of religion—2. A bill for the benefit of Eliza Ferguson.

By the committee of internal improvement—3. A bill to amend and reduce into one, the several acts incorporating a company to turnpike a road from Frankfort to Lexington, by way of Versailles.
By same—4. A bill to authorize an appropriation of money to build a bridge across Main Eagle creek.

Also—5. A bill appropriating a sum of money to remove the fish dams out of the Kentucky river.

By Mr. Conway—6. A bill concerning tavern keepers in the county of Hardin.

By Mr. Mitchell—7. A bill to repeal in part, and amend in part, the Danville, Lancaster and Nicholasville turnpike road charter.

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

Ordered, That the public printer forthwith print 150 copies of the first bill, for the use of the members of this House.

And thereupon the rule of the House, constitutional provision and second reading of the second, third, sixth and seventh bills having been dispensed with, the sixth was referred to the committee of ways and means; and the third and seventh to the committee for internal improvements.

And thereupon the rule of the House, constitutional provision and third reading of the second bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

The amendments proposed by the Senate, to bills which originated in this House of the following titles:

An act to legalize the official bonds of such clerks of this Commonwealth, as have failed in time, to comply with the provisions of an act, entitled an act, requiring clerks to renew their bonds, &c, approved Feb. 22, 1834, and for other purposes.

An act for the benefit of Greenberry A. Gaiter.

An act for the benefit of Catharine Sampson.

Were taken up, twice read and concurred in.

Ordered, That the clerk inform the Senate thereof.

An engrossed bill entitled,

An act to reduce the price of the public lands West of the Tennessee river, and for other purposes, was read a third time, and amended by an engrossed clause, by way of Ryder.

It was then moved and seconded to postpone the further consideration of said bill until the first day of June next, and the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Spriigg and Lewis, were as follows:

YEAS—Mr. Speaker, Agun, Alsop, Bailey, Bristow, Bullock, Collins, Conway, Covington, Daniel, Davis, Dever, Dugan, Faulkner, Ford, Gaines, Gorin, Graves, Grubbs, Hansford, Hanson, Har-


The question was then taken on the passage of said bill, which was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Sprigg and Murray, were as follows:


Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

And then the House adjourned.

WEDNESDAY, JANUARY 21, 1835.

1. Mr. Mitchell presented the petition of Sophia Wilson, praying the repeal of the law passed 1832, extending the limits of the town of Nicholasville.

2. Mr. Gorin presented the petition of sundry citizens of Barren county, praying that a law may pass, making an appropriation of money to improve the navigation of Green river, as high as the town of Munfordsville, and for improving the road from Munfordsville to Glasgow.
3. Mr. Drake presented the remonstrance of the citizens of Grant county, against the formation of a new county out of the counties of Grant, Gallatin and Boone.

4. Mr. Jordan presented the petition of sundry citizens of Anderson county, praying for an additional justice of the peace and constable in said county.

5. Mr. Brown presented the remonstrance of sundry citizens of the city of Louisville, against the separation of the said city of Louisville from the county of Jefferson, for the formation of a new county.

6. Mr. Stevenson presented the petition of Lewis Suggett, praying the passage of a law authorizing the sale of the real estate of Charles Taylor, deceased.

7. Mr. Morrow presented the petition of James Brown, praying the passage of a law authorizing the appointment of a commissioner to convey to said Brown a tract of land belonging to the heirs of W. D. Cope, deceased, in pursuance of a contract made by said Cope in his lifetime, with said Brown.

8. Mr. Turpin presented the petition of the citizens of Port William, in Gallatin county, praying the passage of a law authorizing the trustees of said town, to levy a tax to pave the streets and sidewalks of said town.

9. Mr. Blair presented the petition of Nancy Jones and others, praying the passage of a law authorizing her to sell a portion of the real estate of her deceased husband, for the payment of the debts due from the estate.

Which were severally received, the reading thereof dispensed with, and referred; the first, seventh and ninth to the committee for courts of justice; the second to the committee on internal improvement; the third, fourth, fifth and sixth to the committee of propositions and grievances; and the eighth to a select committee of Messrs. Turpin, Graves and O'Brien.

Mr. Phelps from the committee of propositions and grievances, made the following report:

The committee of propositions and grievances have had under their consideration, the petition of Samuel Hatler and others, praying for the passage of a law to authorize said Hatler to make certain alterations in his mill dam across the Big Barren river, and have come to the following resolution thereon, viz:

Resolved, That said petition is reasonable.
Which being twice read, was concurred in.
Ordered, That said committee prepare and bring in a bill pursuant thereto.

A message was received from the Senate, announcing the passage of bills which originated in this House, of the following titles:
An act for the benefit of the subscribers to the Evangelical Episcopal Church in Shelby county.
An act to incorporate the Richmond Female Academy.
An act to incorporate seminaries of learning in the counties of Graves and Hickman—with amendments to the latter bill.
And the passage of bills of the following titles:
An act to amend the law, as to proceedings against non-resident and absent defendants, and unknown heirs.
An act to change the time of holding the Greenup and Lewis circuit courts.
An act to amend the laws relative to the estate of the late John Breckenridge, deceased.
An act for the benefit of the widow and heirs of Benjamin Quin, deceased.
An act to amend the law in relating to the constables in this Commonwealth.
An act for the benefit of Samuel Moore and others.
An act to incorporate Van Doren's College for young ladies.
And that the Senate had received official information, that the Governor had signed and approved enrolled bills which originated therein, of the following titles, viz:
An act to amend the charter of the Louisville Marine and Fire Insurance Company.
An act to change the location of a part of the State road leading from the Seat of Government through Flemingsburg, to the mouth of Big Sandy.
An act to reduce the number of justices and constables in Logan county.
An act for the benefit of the sheriff of Casey county.
An act to repeal an act, entitled an act, repealing the law authorizing the people of Rockcastle, Knox, Harlan and Laurel counties, to pass the turnpike and Wilderness road without paying toll, approved Feb. 24, 1834.
An act for the benefit of Benjamin Webb.
Mr. Williams from the committee on internal improvements, to whom was referred a bill for the erection of a bridge across Marrowbone creek, in Cumberland county, reported the same with an amendment—which being twice read, was concurred in.
Ordered, That said bill be engrossed and read a third time.
Mr. Williams from the same committee, to whom was referred leave to bring in a bill to repeal in part, an act, entitled an act, to amend and reduce into one the several acts, constituting boards of internal improvements for Shelby and Franklin counties, reported the same, which was read the first time: and the question being taken on reading said bill a second time, it was decided in the negative—and so the said bill was rejected.
Mr. Williams from the same committee, to whom was referred
a bill to improve the navigation of Rough creek, at the great falls, reported the same with amendments, which being twice read, was concurred in—and the said bill was ordered to be engrossed and read a third time.

Mr. Williams from the same committee, made the following report:

The committee of internal improvements have had under consideration, the petition of John Auxier, asking the passage of a law, permitting him to erect a mill dam across Johnson's creek, of Big Sandy, and have come to the following resolution thereon:

Resolved, That said petition be rejected.

Which being twice read, was concurred in.

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

By the committee of propositions and grievances—1. A bill to amend an act, entitled an act, to enlarge the boundaries of Georgetown, and for other purposes, approved 22d Feb. 1834.

By the committee of religion—2. A bill for the benefit of Elizabeth Bradshaw.

By the committee on education—3. A bill for the benefit of Oldham and Anderson counties.

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

And thereupon the rule of the House, constitutional provision and second and third readings of the first and second bills having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate, and request their concurrence.

On motion—

Ordered, That the committee on education be discharged from the consideration of the petition of Mann Butler.

Mr. Covington from the committee on education, to whom was referred a bill to incorporate the Lebanon male and female Academy—and the bill to incorporate the Georgetown female Academy, reported the first with an amendment, and the latter without an amendment—the amendment being twice read, was concurred in.

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

And thereupon the rule of the House, constitutional provision and third reading of said bills having been dispensed with, and the same being engrossed,

Resolved, That the said bills do pass, and that the titles of the first be amended by adding thereto the words, "and the female Academy at Glasgow"—and that of the latter be as aforesaid.
Ordered, That the clerk carry the said bills to the Senate, and request their concurrence.

On the motion of Mr. Hayden—

Ordered, That leave be given to bring in a bill for the benefit of Francis Q. Runyan: and that the committee of propositions and grievances prepare and bring in the same.

The House then, according to the standing order of the day, resolved itself into a committee of the whole House, on a bill establishing a board of internal improvements, and for other purposes—Mr. Phelps in the Chair; and after some time spent therein, the Speaker resumed the Chair, and Mr. Phelps reported that the committee had, according to order, had under consideration, the bill aforesaid, and had made some progress therein, but not having time to go through the same, had instructed him to ask for leave to sit again.

The question was then taken on giving said committee leave to sit again, which was decided in the negative.

Ordered, That the said bill be re-committed to the committee of internal improvements.

And then the House adjourned.

THURSDAY, JANUARY 22, 1835.

The Speaker laid before the House the annual report of the President and Directors of the Danville, Lancaster and Nicholasville turnpike road company, which was received, and referred to the committee on internal improvement.

1. Mr. Breck presented the petition of the Kentucky Colonization Society, praying for the passage of a law, incorporating said society.

2. Mr. Murray presented the petition of sundry citizens of McCracken county, praying for four additional justices of the peace in said county.

3. Mr. Cunningham presented the petition of the citizens of Perryville, in Mercer county, praying the passage of a law authorizing the sale of a part of the public ground in said town.

4. Mr. Austin presented the petition of sundry citizens of Edmonson county, praying for an appropriation to support Benjamin Pierce, a lunatic.

Which petitions were severally received, the reading thereof dispensed with, and referred; the first to the committee of claims; the second to Messrs. Murray, Lewis and Montgomery; the third to Messrs. Cunningham, Trapnall, Bowling; and the fourth to the committee on claims.

Mr. Hanson from the committee for courts of justice, to whom
was referred a bill to change the present mode of summoning jurors in this Commonwealth, and to provide for their compensation, reported the same without amendment.

Ordered, That the said bill be committed to a committee of the whole on the 28th inst.

A message was received from the Senate, announcing their disagreement to a bill which originated in this House, entitled

An act for the benefit of Isaac Pennix.

And the passage of bills of the following titles:

An act for the benefit of Jesse Reid.

An act to extend the terms of the Green circuit court, and for other purposes—with amendments to the latter bill.

And the passage of an act to establish and change certain constables' districts in the counties of Oldham and Henry; and a resolution in relation to the establishment of a military school in Kentucky.

Mr. Hanson from the committee for courts of justice, to whom was referred leave to bring in a bill to repeal the act prohibiting the importation of slaves into this State, approved 2d Feb. 1833, reported the same, which was received and read the first time—and the question being taken on reading said bill a second time, it was decided in the negative; and so the said bill was rejected.

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

By the committee of propositions and grievances—1. A bill to authorize Samuel Hatler, to erect, upon conditions, a mill dam across Big Barren river.

By the committee for courts of justice—2. A bill concerning the town of Nicholasville.

By same—3. A bill to establish circuit courts and to establish in lieu thereof, district courts within this Commonwealth—and the further consideration of the third bill was postponed until Monday next.

And thereupon the rule of the House, constitutional provision and second reading of the first and second bills having been dispensed with, and the first having been amended—the first was committed to the committee for internal improvement, and the second ordered to be engrossed and read a third time on to-morrow.

And thereupon the rule of the House, constitutional provision and third reading of the second bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

The following bills from the Senate were severally read the first time, and ordered to be read a second time, viz:
1. An act authorizing the trustees of the town of Russellville, to sell certain streets, or parts thereof, in said town.
2. An act to amend an act to incorporate the Lewis Pottery Company, for the purpose of manufacturing of queensware and china, at Louisville.
3. An act continuing in force the law providing for the appointment of Commonwealth's attorneys.
4. An act to extend and continue in force, an act for the benefit of Stephen Langford, approved Jan. 30, 1833, and for other purposes.
5. An act for the benefit of the sheriff of Spencer county.
6. An act for the benefit of Samuel Kimbrough.
7. An act to change the place of voting in the Furnace precinct, in Green county.
8. An act to establish a road from Taylorsville, in Spencer county, in the direction of Harrodsburgh, to intersect Delaney's old road, leading from Bardstown to Lexington.
9. An act to amend the charter of the Bardstown and Louisville turnpike company.
10. An act to prescribe certain duties to the Secretary of State, Treasurer and Auditor.
12. An act to amend an act, to encourage the publication of a new Digest of the Statute Laws of Kentucky, approved Feb. 8, 1834.

And thereupon the rule of the House, constitutional provision and second reading of the first, second, third, fifth, sixth, ninth, tenth, eleventh and twelfth bills having been dispensed with, the third was committed to the committee for courts of justice; the sixth to the committee of claims; the ninth and eleventh to the committee on internal improvement; and the tenth and twelfth to the committee on ways and means.

And thereupon the rule of the House, constitutional provision and third reading of the first, second and fifth bills having been dispensed with,

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

Ordered, That the clerk inform the Senate thereof.
And then the House adjourned.
FRIDAY, JANUARY 23, 1835.

1. Mr. Turpin presented the petition of the administrator and heirs of William E. King, praying the passage of a law authorizing the sale of the lands and negroes of said decedent.

2. Mr. Pomeroy presented the petition of sundry citizens of Jefferson county, praying the separation of said county from the city of Louisville, and said city erected into a separate and distinct county.

3. Also the petition of J. P. Blankenbeker, and James Blankenbeker, executrix and executor of Samuel Blankenbeker, deceased, praying the passage of a law authorizing the sale of a part of the real estate of said decedent, to pay the debts against the estate.

4. Mr. O'Brian presented the petition of Sampson Sparks, and sundry other citizens of Oldham county, praying the passage of a law authorizing an appropriation to said Sparks, for keeping William Sparks, a lunatic.

Which petitions were severally received, the reading thereof dispensed with, and referred; the first to the committee of courts of justice; the second to the committee of propositions and grievances; the third to a select committee of Messrs. Pomeroy, Alsop and Brown; and the fourth to the committee on claims.

Mr. Hines from the committee on religion, made the following report:

The committee of religion have had under consideration the petition of William ——, (alias William Lampken,) and after due consideration, have come to the following resolution thereon:

Resolved, That said petition be rejected.

Which being twice read, was concurred in.

A message was received from the Senate, announcing the passage of bills which originated in this House, of the following titles:

An act for the benefit of Susan Henderson.
An act for the benefit of Enos Lasseter, Thomas D. Parker and John L. Henderson.

And the passage of a bill entitled an act, to establish a State road from the mouth of Salt river, to the Ohio river, opposite to Shawneetown, so as to pass through the towns of Plain Dealing, Hardinsburgh, Knottsville, Owenborough, Henderson and Morganfield.

Mr. Sudduth from the committee of ways and means, to whom was referred a bill from the Senate, entitled an act to prescribe certain duties to the Secretary of State, the Treasurer and Au-
editor, reported the same with an amendment, which being twice read, was concurred in.

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

Mr. Johnson from the same committee, to whom was referred a bill from the Senate, entitled an act to amend an act, to encourage the publication of a new Digest of the Statute Law of Kentucky, approved Feb. 8, 1834—reported the same with an amendment—which being twice read, was concurred in.

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

And thereupon the rule of the House, and constitutional provision having been dispensed with, the said bill was read a third time as follows:

Sec. 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Secretary of State is hereby directed to distribute a copy of Morehead and Brown's Digest of the Statute Laws of Kentucky, to each member of both branches of the Legislature; one to the Clerk of the Senate, and one to the Clerk of the House of Representatives: Provided, that no individual shall have more than one copy.

Sec. 2. Be it further enacted, That making distribution of said Digest, it shall be the duty of the Secretary of State to take a receipt or cause one to be taken in a book to be provided for that purpose, from each person to whom a copy of said Digest shall be delivered; which book, after the distribution of the work, shall be kept in his office.

And the question being taken on the passage of said bill, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Estis and ——, were as follows:


Ordered, That the clerk inform the Senate thereof.

Mr. Mitchell from the committee of internal improvements, to whom was referred a bill to amend and reduce into one, the several
acts incorporating a company to turnpike a road from Frankfort to Lexington, by way of Versailles—reported the same with amendments, which being twice read, were concurred in—and the said bill as amended, ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

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

By the committee of religion—1. A bill for the benefit of Amanda M. Rankin.

By the committee of internal improvement—2. A bill to amend the act, entitled an act, to incorporate a company to construct a turnpike road from Covington through Williamstown and Georgetown, to Lexington, in Fayette county, approved Feb. 22, 1834.

By same—3. A bill to authorize the trustees of the town of Russellville to levy money for Macadamizing the streets in said town, and for other purposes.

By Mr. Gorin—4. A bill to incorporate a company to make a turnpike road through Lebanon, Greensburg, Glasgow, and Scottville, to the State line in a direction to Nashville; and

By Mr. Palmer—5. A bill to incorporate the Springfield and Bardstown turnpike road company.

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

And thereupon the rule of the House, constitutional provision and second reading of said bills having been dispensed with, the third was committed to the committee for courts of justice; the fourth and fifth to the committee of internal improvements; and the first and second, ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of the first and second bills having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate, and request their concurrence.

Mr. Hanson from the committee for courts of justice, to whom was referred a bill from the Senate, entitled an act continuing in force the law providing for the appointment of Commonwealth's attorneys, reported the same without amendment—Mr. Phelps having moved an amendment to said bill, and the hour of twelve having
arrived, the House proceeded to the special order of the day, viz: The report of the committee of propositions and grievances, rejecting the petition of sundry citizens of Mercer and Lincoln counties, praying the formation of a new county.

Mr. Brown then moved to re-commit the said report to the committee of propositions and grievances; and the question being taken thereon, it was decided in the affirmative.

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


A bill from the Senate, entitled an act to amend the several acts concerning the town of Hopkinsville—was read the first time, and ordered to be read a second time.

And thereupon the rule of the House, constitutional provision and second and third reading of said bill having been dispensed with,

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

Ordered, That the clerk inform the Senate thereof,

A bill to establish the Bank of the city of Lexington, with the amendment moved thereto by Mr. Woolley, by way of substitute, was taken up, and re-committed to the committee for courts of justice.

Mr. Anderson from the joint committee of enrollments, reported that the committee had examined enrolled bills and resolutions of the following titles, and had found the same truly enrolled, viz:

An act to repeal in part, the act entitled an act, to establish the Louisville Bank of Kentucky.

An act amendatory to an act, to authorize the sale of the real and personal estate of Samuel Monson, deceased.

An act to give further time to clerks to renew their official bonds.
An act to provide for the payment of attorneys prosecuting pleas of the commonwealth, in certain cases.
An act for the benefit of Catharine Sampson.
An act to authorize the county court of Nelson to correct its proceedings at the court of claims in Nov. 1834, and for other purposes.
An act to incorporate the Covington Fire Insurance Company; and
An act to change the time of holding the county court of Meade and Russell.
A resolution to appoint a joint committee to examine the Lunatic Asylum and Transylvania University; and
A resolution to appoint a joint committee to settle with Joel Scott, late keeper of the Penitentiary.
Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Anderson inform the Senate thereof.

Ordered, That an engrossed bill, entitled an act, for the benefit of Augusta College, be re-committed to the committee of education.

Leave was given to bring in the following bills:
On the motion of Mr. Woolley—1. A bill for the benefit of Jeremiah Rogers.
On the motion of Mr. Harris—2. A bill to repeal the law declaring Rockcastle creek and John's creek navigable streams; and
On the motion of Mr. Stevenson—3. A bill to amend the act, entitled an act to establish the Lexington and Covington turnpike road company, and that part of said road between Lexington and Georgetown.

The committee for courts of justice were directed to prepare and bring in the first; the committee of internal improvements the second; and Messrs. Stevenson, Johnson, Phelps, Galues and Woolley the third.

Mr. Alsop read and laid on the table the following joint resolution:

Whereas it is represented to the General Assembly of the Commonwealth of Kentucky, That Mann Butler, Esq. is now engaged in adding to his History of Kentucky, and wishes the use of some of the State's papers.

Be it resolved by the Senate and House of Representatives, That the Secretary of State be, and he is hereby required to furnish the said Mann Butler with the whole or any part of said documents, upon the said Butler's executing his bond, in the penalty of one thousand dollars, payable to the Commonwealth of Kentucky, conditioned to return the said documents to the office of Secretary of State, within twelve months from the date of said bond.

A bill from the Senate, entitled an act to establish a State road
from the mouth of Salt river, to the Ohio river, opposite Shawneetown, so as to pass through the towns of Plain Dealing, Harrodsburg, Knottsville, Owennoborough, Henderson and Morganfield, was read the first time, and ordered to be read a second time. And thereupon the rule of the House, constitutional provision and second reading of said bill having been dispensed with, the same was committed to the committee of internal improvement. And then the House adjourned.

SATURDAY, JANUARY 24, 1835.

A message was received from the Senate, announcing the passage of bills which originated in this House, of the following titles:

An act to continue and extend the Salt Works' turnpike road from C. and J. White's furnace, to Wilson's and Quarrier's furnace.

An act to establish election precincts in the counties of Nicholas, Bourbon, Pendleton and Campbell.

An act to repeal in part and amend in part, an act to establish seminaries of learning, in the counties of Monroe, Grant, Todd, Trigg, Ohio and Daviess, approved Dec. 13, 1820.

An act concerning the town of Nicholasville.

An act for the benefit of William P. Grigg.

And the passage of bills of the following titles:

An act regulating the tax on merchandise.

An act for the benefit of Lavinia Off.

Mr. Alsop presented the petition of Daniel B. Dorser, and sundry citizens of the city of Louisville, praying that the said Dorser may be divorced from his wife, Mary.

Which was received, the reading dispensed with, and referred to the committee on religion.

On motion of Mr. Hayden—

Ordered, That the vote rejecting the bill to increase the powers of the trustees of the town of Williamstown, in the county of Grant, and for other purposes, be re-considered.

Ordered, That said bill be read a second time.

And thereupon the rule of the House, constitutional provision and second reading of said bill having been dispensed with, the same was referred to a select committee of Messrs. Gaines, Drake Andrews, Hayden, Phelps.

On motion—

Ordered, That the committee for courts of justice have permission to hold their sessions during the session of the House.

Mr. Hanson from the committee for courts of justice, to whom
was referred a bill to establish the Bank of the city of Lexington, and the amendment moved thereto, reported the same without amendment.

Ordered, That the said bill be committed to a committee of the whole House for Tuesday next.

Mr. Hanson from the same committee, to whom was referred a bill to increase the pay of the circuit judges of this Commonwealth, reported the same without amendment.

Ordered, That the said bill be committed to a committee of the whole House for Monday next.

The amendment reported by the committee for courts of justice on yesterday, to a bill from the Senate, entitled an act continuing in force the law providing for the appointment of Commonwealth's attorneys, was taken up and read.

Ordered, That the said bill with the amendment, be re-committed to the committee for courts of justice.

Mr. Breck from the committee of internal improvements, to whom was referred, a bill from the Senate, entitled an act to amend an act for incorporating the Hartford bridge company, approved Feb. 7, 1834, reported the same without amendment.

Ordered, That the said bill be read a third time on Monday next.

Leave was given to bring in the following bills:

On the motion of Mr. Sterett—1. A bill to improve the road from Cloverport to Bowlinggreen.

On the motion of Mr. Samuel—2. A bill to improve the navigation of the principal rivers in this Commonwealth.

On the motion of Mr. Lewis—3. A bill to incorporate a turnpike road from Hopkinsville through Cadiz, Canton, Wadborough, Mayfield, Clinton and Moscow, to Mills' Point, on the Mississippi river.

On the motion of Mr. Drake—4. A bill to amend the laws in relation to the appointment of jailers, and for other purposes.

On the motion of Mr. Worham—5. A bill supplementary to an act, entitled an act to improve the navigation of Nolin, approved Feb. 22, 1834.

On the motion of Mr. Mitchell—6. A bill to incorporate a company to construct a turnpike road from Nicholasville to Versailles.

On the motion of Mr. Wilson—7. A bill declaring Collins' Fork, one of the branches of Goose creek, navigable to the mouth of Disappointment creek.

On the motion of Mr. Farmer—8. A bill to improve the navigation of the south and middle fork of the Kentucky river.

On the motion of Mr. C. C. Marshall—9. A bill to change the place of voting in the Kinniconick precinct in Lewis county.
On the motion of Mr. Richardson—10. A bill to amend an act, to reduce into one the several acts concerning strays, approved Feb. 10, 1798, so as to increase the pay of the takers up of boats, canoes, or other vessels adrift on the Ohio river.

On the motion of Mr. James Thomas—11. A bill for an appropriation of land warrants to improve the road leading from Tompkinsville to Dicken's ferry, on the Cumberland river, in Monroe county.

On the motion of Mr. Chevis—12. A bill to amend an act, entitled an act to improve the road from Carlisle, to the mouth of Big Sandy, approved Feb. 22, 1834.


On the motion of Mr. McClure—14. A bill to appropriate a sum of money to improve the navigation of Cumberland river, from the mouth of the Big South fork, to the Tennessee State line.

On the motion of Mr. Sprigg—15. A bill to amend the laws prescribing the mode of advertising memorials and petitions, praying for the division of a county, and for other purposes.

On the motion of Mr. Burnett—16. A bill to authorize the Register of the Land Office, to issue patents, so soon as plats are filed in his office, instead of receipts, as the law now directs.

On the motion of Mr. Dever—17. A bill providing for settlements with executors, administrators and guardians, in Marion county.

On the motion of Mr. Helm—18. A bill for the benefit of William Simmons.

Messrs. Sterett, Wortham and Austin, were appointed a committee to prepare and bring in the first; the committee on internal improvement the second, sixth, seventh, eighth and twelfth; Messrs. Lewis, Burnett, Murray, Stevens and Montgomery the third; Messrs. Drake, Mansfield and Trimble the fourth; Messrs. Wortham, Conway, Helm, Garvin the fifth; Messrs. C. C. Marshall, W. C. Marshall, Andrews the ninth; the committee for courts of justice the tenth and seventeenth; Messrs. Thomas, Murrell, Burks, Garvin the eleventh; Messrs. Dyer, Covington, Hart the thirteenth; Messrs. McClure, Williams, Winfrey, James Thomas the fourteenth; Messrs. Sprigg, Alsop, Helm, Richardson the fifteenth; Messrs. Burnett, Helm, Lewis, Murray the sixteenth; and Messrs. Helm, Myers and Richardson the eighteenth.

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

By the committee of claims—1. A bill for the benefit of Michael Goodnight.

By the committee for courts of justice—2. A bill to amend the act, entitled an act, to prevent the sale of growing crops, approved Feb. 22, 1834.
By the committee on education—3. A bill for the benefit of the Free School, in the town of Crab Orchard.

By Mr. W. G. Marshall—4. A bill to repeal in part an act, entitled an act, for building a bridge across Main Licking, at Claysville.

By Mr. Sudduth—5. A bill to incorporate the Licking navigation company.

By Mr. Montgomery—6. A bill to change the place of voting in McGee's precinct, in Christian county.

By Mr. Murray—7. A bill to allow additional justices of the peace to the county of McCracken, and for other purposes.

By Mr. Anderson—8. A bill making further appropriations for the completion of the improvements on Muldrow's Hill.

By Mr. Burks—9. A bill for the benefit of Ann Thornton and her children.

By Mr. Hollingsworth—10. A bill to subject to county levy all slaves that may each year hereafter be hired or otherwise introduced into the county of Greenup.

By Mr. Turpin—11. A bill establishing the town of Ghent in Gallatin county.

By Mr. Beaseman—12. A bill more effectually to protect the occupants of lands which have been forfeited to the State for taxes.

By Mr. Garvin—13. A bill to change the law in relation to tavern keepers in this Commonwealth, and for other purposes.


By Mr. Stevenson—15. A bill to authorize the appointment of commissioners to take the acknowledgments of deeds, and other instruments of writing under seal.

By Mr. Hines—16. A bill for the benefit of Daniel Smith.

By Mr. Williams—17. A bill to reduce the number of justices of the peace of Whitley county; and

By Mr. Graves—18. A bill to authorize writs of error, with supersedeas in criminal cases.

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

And thereupon the rule of the House, constitutional provision and second reading of said bills (the first and second excepted) having been dispensed with, the third, sixth, ninth and fourteenth, were severally ordered to be engrossed and read a third time; the fourth, fifth, eighth and eleventh, were committed to the committee of internal improvements; the seventh, twelfth, fifteenth, seventeenth and eighteenth to the committee for courts of justice; the tenth to the committee of propositions and grievances; the thirteenth to the committee of ways and means; and the sixteenth to the committee of claims.
Ordered, That the Public Printer forthwith print 150 copies of the eighteenth bill, for the use of the members of this House. And thereupon the rule of the House, constitutional provision and third reading of the third, sixth, ninth and fourteenth bills having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate, and request their concurrence.

Mr. Andrews moved the following resolution, which was twice read and adopted, viz:

Resolved, That in future, this House will adjourn to meet at 9 o'clock, A. M. during the remainder of the present session.

The House took up for consideration the joint resolution offered by Mr. Alsop on yesterday, which was twice read and adopted.

Ordered, That the clerk carry the said resolution to the Senate and request their concurrence.

Mr. Dugan moved the following resolution, which was twice read and adopted, viz:

Resolved, That the committee of courts of justice be directed to bring in a bill granting further time to the sheriffs of this Commonwealth, to pay into the Treasury the revenue by them collected in each year.

Mr. Bristow moved the following resolution, which was twice read and adopted, viz:

Resolved, That the committee on military affairs, be instructed to bring in a bill abolishing all musters in this Commonwealth, except one general or regimental muster.

Mr. Burks moved the following resolution, which was twice read and adopted, viz:

Resolved, That the committee of courts of justice be directed to inquire into the expediency of exchanging the Digest of the Statute Law, and reports of the decisions of the court of appeals of Kentucky, for copies of the Statute Laws and reports of the decisions of the supreme courts of the other States of the Union, and what legislative provisions are necessary for that purpose.

On motion—

Ordered, That an engrossed bill, entitled,

An act to incorporate the Owingsville, Mountsterling and Winchester turnpike road, be postponed to, and made the order of the day for Monday the 2d day of February.

The following bills from the Senate were severally read the first time, and ordered to be read a second time, viz:

1. An act to authorize the county court of Pulaski, to have roads opened to and from certain places.
2. An act to repeal the act establishing the lower precinct in Butler county.
3. An act to amend the charter of the city of Louisville.
4. An act to amend the act, approved the 22d Feb. 1834, to improve the navigation of Big Sandy river.
5. An act to establish a State road from Hopkinsville to Smithland.
6. An act authorizing a patent to issue to the heirs of Henry Banks.
7. An act to authorize the trustees of the town of Versailles to sell part of a street in said town.
8. An act for the benefit of the devisees of John C. Richardson, Sen.
9. An act for the benefit of the heirs of Peter Carney, deceased.
10. An act for the benefit of the widow and heirs of Benjamin Quin, deceased.
11. An act to amend the laws relative to the estate of the late John Breckenridge, deceased.
12. An act to incorporate Van Doren's College for young ladies.
13. An act to amend the law in relation to constables in this Commonwealth.
14. An act for the benefit of Samuel Moore and others.
15. An act to amend the law as to proceedings against non-resident absent defendants, and unknown heirs.
16. An act to establish and change certain constables' districts in the counties of Henry and Oldham.
17. An act to change the time of holding the Greenup and Lewis circuit courts.

And thereupon the rule of the House, constitutional provision, and rule of the House requiring bills to be read on three several days, having been dispensed with, the first, second, third, thirteenth, sixteenth and seventeenth, were severally ordered to be read a third time—the twelfth was committed to the committee on education; and the fifteenth to the committee for courts of justice.

And thereupon the rule of the House, constitutional provision and third reading of the first, second, third, thirteenth, sixteenth and seventeenth bills having been dispensed with,

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

Ordered, That the clerk inform the Senate thereof.

A resolution from the Senate, in relation to an armory; and a resolution in relation to the establishment of a military school in Kentucky—

Were taken up, twice read and concurred in.

Ordered, That the clerk inform the Senate thereof.

A bill from the Senate entitled,

An act to prescribe certain duties to the Secretary of State, the Treasurer and Auditor, was read a third time as amended,
Resolved, That the said bill as amended do pass, and that the title thereof be as aforesaid.

Ordered, That the clerk inform the Senate thereof, and request their concurrence in the said amendments.

The following bills were severally read a second time:

1. A bill to modify and reduce into one the several acts regulating the acknowledgment, proof and authentication of deeds.
2. A bill to amend and reduce into one the law concerning divorces and alimony.
3. A bill to improve the navigation of Goose creek.
5. A bill for the benefit of John Jones.
7. A bill to amend the several acts to suppress the practice of duelling in this Commonwealth.
10. A bill to add an additional justice of the peace for Floyd and Pike counties.
11. A bill to improve and open the road from Gaines' cross roads, by way of Union and Burlington, to the Ohio river, opposite Lawrenceburg, in the State of Indiana.
13. A bill for the benefit of Thomas Isbell.
14. A bill concerning the liabilities and duties of executors and administrators.
15. A bill to alter the time of meeting of the General Assembly.
16. A bill to alter the limitation of actions brought upon merchants' accounts; and
17. A bill for the benefit of the Hopkins Academy.

The first, second, seventh, tenth and fourteenth, were committed to the committee for courts of justice; the third was committed to the committee of internal improvements; the fourth, fifth, eighth, ninth, eleventh, twelfth, thirteenth, fifteenth and sixteenth, were severally ordered to be engrossed and read a third time; the sixth was committed to the committee on military affairs; and the seventeenth to the committee on education.

And thereupon the rule of the House, constitutional provision and third reading of the fifth, eighth, ninth, twelfth and thirteenth bills having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

And then the House adjourned.
Mr. Richard Miles, a member returned to serve in this House from the county of Livingston; and Mr. Jarvis Jackson, a member returned from the counties of Laurel and Rockcastle—severally appeared, produced certificates of their election, and of their having taken the several oaths required by the constitution of the United States and the constitution and laws of this State, took their seats.

1. Mr. Williams presented the petition of sundry citizens of Wayne county, praying for an additional constable for said county.

2. Mr. Lewis presented the petition of Ruth McKim, praying to be divorced from her husband, Patrick McKim.

3. Mr. Andrews presented the petition of sundry citizens of Morgan and Fleming counties, praying that a portion of Morgan county may be added to the county of Fleming.

4. Mr. Pomeroy presented the petition of the citizens of Jeffersontown, praying the passage of a law authorizing the trustees of said town, to have the foot-ways thereof paved.

5. Mr. Montgomery presented the petition of sundry citizens of Christian county, praying for the passage of a law abolishing the punishment of death.

6. Mr. Jackson presented the petition of sundry citizens, praying for the repeal of the law establishing the Goose creek turnpike gate, and all laws regulating the same.

7. Mr. Murray presented the petition of sundry citizens of Calloway county, praying for an appropriation to build a bridge across Blood river, in said county.

Which petitions were severally received, the reading thereof dispensed with, and referred; the first to a select committee of Messrs. Williams, Gorin, Hansford; the second to the committee on religion; the third and fourth to the committee of propositions and grievances; the fifth to the committee for courts of justice; the sixth to a select committee of Messrs. Jackson, Breck, Hansford and Wilson; and the seventh to the committee on internal improvements.

On motion—

Ordered, That Mr. Hayden have leave of absence from the service of this House, until Wednesday next.

Mr. Phelps from the committee of propositions and grievances, reported a bill for the benefit of Francis Q. Runyan—which was received, and read the first time, and the question being taken on reading the said bill a second time, it was decided in the negative: and so the said bill was rejected.
Mr. Covington from the committee on education, to whom was referred a bill for the benefit of the Hopkins academy—reported the same with an amendment, which being twice read was concurred in, with amendments.

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

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

A message was received from the Senate, announcing their disagreement to a bill which originated in this House, entitled an act for the benefit of Nancy Whelan.

The passage of bills which originated in this house, of the following titles:

An act for the benefit of Richard L. Fox and Sarah Ann Fox his wife, and their infant children; and
An act to extend the May term of the Spencer circuit court—with an amendment to the latter bill.

And the passage of bills, of the following titles:

An act for the benefit of the heirs of Mathew Hawkins; and
An act for the benefit of the widow and heirs of Robert Ramsey.

Mr. Mitchell presented the petition of Steele and Lamore, praying the passage of a law authorizing them to erect a dam on the Kentucky river, for the purpose of manufacturing.

Which was received, read, and referred to the committee on internal improvements.

Leave was given to bring in the following bills:

On the motion of Mr. Murray—1. A bill to establish the town of Concord, in the county of Calloway.

On the motion of Mr. Burks—2. A bill to amend the law in relation to summoning guards to conduct convicts to the penitentiary, approved Nov. 18, 1831.

On the motion of Mr. Bailey—3. A bill allowing the sheriff of Lincoln county further time to return his delinquent list of muster fines, for the year 1834.

On the motion of Mr. Jackson—4. A bill for the benefit of the sheriff of Laurel county.

On the motion of Mr. Collins—5. A bill to continue in force, and amend the act incorporating the Maysville Insurance Company.

On the motion of Mr. Harrow—6. A bill to authorize the sale
of Mount Carmel meeting house, in Montgomery county, for the
benefit of the Methodist Episcopal Church.

On the motion of Mr. Chevis—7. A bill to prohibit the circu-
lation within this Commonwealth, of bank notes of a less denomi-
nation than five dollars; and

On the motion of Mr. Hudspeth—8. A bill amending the law in
regard to taking depositions.

Messrs. Murray, Lewis and Sterett, were appointed a committee
to prepare and bring in the first; the committee for courts of jus-
tice the second, fifth, sixth and eighth; Messrs. Bailey, Hansford
and Williams the third; Messrs. Jackson, Bailey and Breck the
fourth; and Messrs. Chevis, Helm and Cunningham the seventh.

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

By the committee of propositions and grievances—1. A bill for
the benefit of David Rees.

By Mr. Gorin—2. A bill allowing an additional constable to
Wayne county, and for other purposes.

By Mr. Wortham—3. A bill to improve the road from Clover-
port to Bowlinggreen.

By Mr. Trimble—4. A bill to regulate the service of process,
and notices upon corporations.

By Mr. Graves—5. A bill to establish an election precinct in
the town of Pleasureville, in Henry county.

By Mr. Pomeroy—6. A bill authorizing the sale of a portion of
the real estate of Samuel Blackenbecker, deceased, to pay his
debts.

By Mr. James Thomas—7. A bill for an appropriation of land
warrants, to improve the road leading from Tompkinsville to Dick-
ens’ ferry, on the Cumberland river, in Monroe county.

By Mr. McClure—8. A bill to appropriate a sum of money to
improve the road from the city of Louisville, to the Tennessee
State line, in a direction to Knoxville.

By Mr. Bristow—9. A bill to incorporate the Green river Fe-
male Academy.

By Mr. Covington—10. A bill to amend the act, entitled an act,
to incorporate the Bowlinggreen bridge company; and

By Mr. Agun—11. A bill to authorize the county courts to in-
crease the pay of patrollers in Woodford, Henry and Oldham
counties.

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

And thereupon the rule of the House, constitutional provision
and second reading of said bills having been dispensed with, the
first and fourth were committed to the committee for courts of jus-
tice: the second, fifth, sixth and eleventh, (the second having been
amended) were ordered to be engrossed and read a third time; the
third, seventh, eighth and tenth, were committed to the committee on internal improvement; and the ninth to the committee on education.

And thereupon the rule of the House, constitutional provision and third reading of the second, fifth, sixth and eleventh bills having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate, and request their concurrence.

Mr. Drake moved the following resolution, which being twice read was adopted, viz:

Resolved, That the committee on courts of justice be instructed to report a bill giving a separate chancery term of one week, to the county of Pendleton, commencing on the first Monday in December.

The amendments proposed by the Senate, to a bill which originated in this House, entitled an act to extend the terms of the Green circuit court, and for other purposes, were taken up, twice read, and concurred in.

Ordered, That the clerk inform the Senate thereof.

A message was received from the Senate, announcing the adoption of a resolution for a recess of the General Assembly—and requesting leave to withdraw their report announcing the passage of a bill which originated in the Senate, entitled an act regulating the tax on merchandize.

Whereupon, leave was given to withdraw said bill.

The House then, according to the standing order of the day, resolved itself into a committee of the whole House, on a bill to increase the pay of the circuit judges of this Commonwealth—Mr. Helm in the Chair; and after some time spent therein, the Speaker resumed the Chair, and Mr. Helm reported that the committee had, according to order, had said bill under consideration, and had made some progress therein, but not having time to go through the same, had instructed him to ask for leave to sit again.

The question was then taken on granting said committee leave to sit again, which was decided in the negative; the said bill was then committed to a select committee of Messrs. Collins, Andrews, Phelps, Breck, Graves, Sprigg and Murray.

A bill to abolish circuit courts, and establish in lieu thereof district courts within this Commonwealth, was taken up; and the question being taken on reading the said bill a second time, it was decided in the affirmative.

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

YEAS—Mr. Speaker, Aguna, Alsop, Andrews, Austin, Bell, Blair, Breck, Bristow, Brown, Bullock, Burks, Burnett, Col-
And thereupon the rule of the House, constitutional provision and second reading of said bill having been dispensed with, the same was committed to a select committee of Messrs. Collins, Andrews, Phelps, Breck, Graves, Sprigg and Murray.

And then the House adjourned.

TUESDAY, JANUARY 27, 1835.

1. The Speaker laid before the House the petition of William Clark, praying to be divorced from his wife, Catharine Clark.

2. Mr. Agun presented the remonstrance of sundry citizens of Versailles, against the passage of a law closing one of the streets of said town.

3. Mr. Jackson presented the petition of sundry citizens of Whitley county, praying to be added to the county of Laurel.

Which petitions were severally received, the reading thereof dispensed with, and referred; the first to the committee on religion; the second to Messrs. Agun, Gorin and Mitchell; and the third to the committee of propositions and grievances.

Mr. Helm from the committee of claims, to whom was referred a bill for the benefit of Daniel Smith, reported the same without amendment.

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

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

On the motion of Mr. Helm—
Ordered, That the committee of claims be discharged from the further consideration of the petition of Thompson Sparks.

Mr. Hines from the committee of Religion, made the following report:

The committee of religion have had under consideration the petition of Elizabeth Watson, praying to be divorced from her husband, Samuel Watson, and have come to the following resolution thereon:

Resolved, That said petition be rejected.

The committee of religion have had under consideration the petition of Ruth McKim, praying to be divorced from her husband, Patrick McKim, and have come to the following resolution thereon:

Resolved, That said petition be rejected.

The committee of religion have had under consideration the petition of John Peach, praying to be divorced from his wife, Jane, and have come to the following resolution thereon:

Resolved, That said petition be rejected.

The committee of religion have had under consideration the petition of Sally Sismore, praying to be divorced from her husband, George Sismore, and have come to the following resolution thereon:

Resolved, That said petition be rejected.

Which being twice read, was concurred in.

On the motion of Mr. Hines, from the committee on religion—

Ordered, That said committee be discharged from the duty of preparing and bringing in a bill to amend the incorporation of the trustees of the Kentucky Baptist Society.

A message was received from the Senate announcing the passage of bills of the following titles:

An act to enlarge the jurisdiction and powers of the trustees of the town of Owensborough, in the county of Daviess.

An act allowing additional justices of the peace, and constables to certain counties.

Mr. Johnson from the committee of ways and means, to whom was referred a bill regulating the fines and forfeitures of Marion county, reported the same with an amendment, which being twice read, was concurred in; and the said bill as amended, was ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

Mr. Johnson from the same committee, to whom was referred,
a bill to change the law in relation to tavern keepers in this Commonwealth, and for other purposes, reported without amendment.

Ordered, That said bill be re-committed to the committee of ways and means.

Mr. Breck from the committee on internal improvements, to whom was referred bills of the following titles:

1. A bill to appropriate $1,500, for the purpose of building a seminary of learning in the town of Brandenburgh, in Meade county.

2. A bill to incorporate a company to make a turnpike road through Lebanon, Greensburgh, Glasgow, Scottville, to the State line, in a direction to Nashville.

3. A bill to incorporate the Springfield and Bardstown turnpike road company—reported the same without amendment.

Ordered, That the first bill be re-committed to the committee on education, and the second and third be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of the second bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

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

By Mr. Helm from the committee of claims—1. A bill for the benefit of the sheriff of Calloway county.

By Mr. Hines from the committee of religion—2. A bill for the benefit of Daniel B. Dorser.

By the committee of internal improvements—3. A bill repealing the law declaring John’s creek a navigable stream.

4. A bill to amend an act, entitled an act, to build a bridge across Jillico river, in Whitley county.

5. A bill to build a bridge over Blood river.

6. A bill to repeal the law declaring Eagle creek a navigable stream from Sanders’ lower mills to its mouth, approved January 18, 1829.

7. A bill declaring Collins’ fork of Goose creek a navigable stream from its mouth, to the mouth of Disappointment creek.

8. A bill for the benefit of Steele and Lamme.

9. A bill making an appropriation for the improvement of the State road between Cynthiana and Newport; and

By Mr. Breck—10. A bill for the benefit of the sheriff of Laurel county.

Which bills were severally received and read the first time, and ordered to be read a second time.
And thereupon the rule of the House, constitutional provision and second reading of the second, third, fourth, fifth, sixth, eighth, ninth and tenth bills having been dispensed with, the second, third, fourth, fifth, sixth and eighth, were severally ordered to be engrossed and read a third time; the ninth was committed to a select committee of Messrs. Phelps, Drake, John J. Thomas and Beaseman; and the tenth to the committee of ways and means.

And thereupon the rule of the House, constitutional provision and third reading of the second, third, fourth, sixth and eighth bills having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

Mr. Breck from the committee of internal improvement, to whom was referred a bill to repeal in part an act, entitled an act, for building a bridge across Main Licking, at Claysville; also,

A bill establishing the town of Ghent in Gallatin county,

Reported the same without amendment.

The said bills were then ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bills having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

Mr. Anderson from the joint committee of enrollments, reported that the committee had examined enrolled bills, of the following titles, and had found the same truly enrolled, viz:

An act to amend an act, to incorporate the Lewis Pottery Company, for the purpose of manufacturing of queensware and china, at Louisville.

An act authorizing the trustees of the town of Russellville, to sell certain streets, or parts thereof, in said town.

An act for the benefit of the sheriff of Spencer county.

An act for the benefit of Enos Lasseter, Thomas D. Parker and John L. Henderson.

An act for the benefit of Susan Henderson.

An act for the benefit of the subscribers to the Evangelical Episcopal Church in Shelby county.

An act to incorporate the Richmond Female Academy.

An act to repeal certain acts regulating roads in the county of Fayette.

An act for the benefit of Jesse Reed.
Whereupon the Speaker affixed his signature thereto.

Ordered, That the clerk inform the Senate thereof.

Mr. Covington from the committee of education, to whom was referred a bill from the Senate, entitled,

An act to incorporate Van Dorens' College for young ladies—reported the same with an amendment—
Which being twice read, was concurred in—and the said bill as amended, ordered to be read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with,

Resolved, That the said bill as amended do pass.

Ordered, That the clerk inform the Senate thereof, and request their concurrence in said amendment.

Mr. Covington from the same committee, to whom was referred a bill to incorporate the Green river Female Academy—reported the same without amendment.

The said bill was then ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

Mr. Ford from the committee of military affairs, to whom was referred a bill for the benefit of William Garrard and Henry T. Duncan—reported the same with an amendment—which being twice read, was concurred in with an amendment.

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

Mr. Trimble from the committee for courts of justice, reported for the adoption of the House, the following resolution, viz:

Resolved, That the committee for courts of justice be discharged from the inquiry into the conduct of judges Brown and Kelly, and that select committees, consisting of five each, be appointed to inquire into the conduct of said judges.

Which being twice read, was adopted.

Whereupon Messrs. Breck, W. C. Marshall, Cunningham, Covington and Murray, were appointed a committee to inquire into the official conduct, &c. of Judge Brown; and Messrs. Andrews, Williams, Sprigg, Dyer and Hart, into that of Judge Kelly.

The House then, according to the standing order of the day, resolved itself into a committee of the whole House, on a bill to establish the northern Bank of Kentucky—Mr. Williams in the Chair; and after some time spent therein, the Speaker resumed
the Chair, and Mr. Williams reported, that the committee had, according to order, had under consideration the bill aforesaid, and had made some progress therein, but not having time to go through the same, had instructed him to ask for leave to sit again—which was granted.

A resolution from the Senate for a recess of the General Assembly, was taken up, twice read and adopted.

Ordered, That the clerk inform the Senate thereof.

Mr. Andrews moved the following resolution, which was twice read and adopted, viz:

Resolved, That this House, in future, meet at the hour of 10, A.M., instead of 9, as at present.

And then the House adjourned.

WEDNESDAY, JANUARY 28, 1835.

Mr. Hollingsworth moved to send a message to the Senate, requesting to withdraw a report of their concurrence in a resolution for a recess of the General Assembly—and the question being taken thereon, it was decided in the negative.

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

YEAS—Mr. Speaker, Agun, Alsop, Bailey, Benson, Brown, Burnett, Chevis, Cunningham, Deyer, Dohoney, Dugan, Eaves, Garvin, Gorin, Graves, Harris, Harrow, Helm, Hudspeth, Jackson, Jasper, Johnson, Kendall, Lewright, Lewis, McClure, Mansfield, Miles, Murray, James Thomas, J. T. Walker, Williams, Winfrey—34.


A message was received from the Senate, announcing their disagreement to a bill which originated in this House, entitled an act for the benefit of Moses Wickliffe.

And the passage of an act of the following title:

An act to prevent justices of the peace from being taken or received as securities in bonds executed in their courts.

1. Mr. Winfrey presented the petition of sundry citizens of Wayne and Cumberland counties, praying the formation of a new county out of said counties.
2. Mr. Alsop presented the petition of sundry citizens of Louisville and Jefferson county, remonstrating against the separation of the city of Louisville and Jefferson county.

3. Mr. Wilson presented the remonstrance of sundry citizens of Whitley county, against adding a part of Whitley county to the county of Laurel.

4. Mr. Harris presented the petition of sundry citizens of Perry county, praying for Legislative aid, to improve the roads in said county.

Which petitions were severally received, the reading thereof dispensed with and referred; the first, second and third, to the committee on propositions and grievances; and the fourth to the committee on internal improvement.

Mr. Anderson from the joint committee of enrollments, reported that the committee had examined sundry enrolled bills, and had found the same truly enrolled, viz:

An act to authorize the county court of Pulaski, to have roads opened to and from certain places.

An act to establish and change certain constable's districts in the county of Henry and Oldham.

An act to amend the law in relation to constables in this Commonwealth.

An act to change the time of holding the Greenup and Lewis circuit courts.

An act to repeal the act, establishing the lower precinct in Butler county.

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

A resolution in relation to the establishment of a military school in Kentucky.

A resolution in relation to an armory.

An act to repeal in part, and amend in part, an act to establish seminaries of learning in the counties of Monroe, Grant, Tragg, Todd, Ohio and Daviess, approved Dec. 13, 1820.

An act to establish election precincts in the counties of Nicholas, Bourbon, Pendleton and Campbell.

An act to continue and extend the Salt Works' turnpike road from C. and J. White's furnace, to Wilson's and Quarrier's furnace.

An act concerning the town of Nicholasville.

An act for the benefit of William P. Grigg.

An act for the benefit of Richard L. Fox and Sarah Ann Fox his wife, and their infant children.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Anderson inform the Senate thereof.

A message was received from the Senate, asking leave to withdraw their report announcing their disagreement to a bill which originated in this House, entitled an act for the benefit of Nancy Whelan.
On motion—

Ordered, That leave be granted.

Mr. Phelps from the committee of propositions and grievances, made the following report, viz:

The committee of propositions and grievances, to whom was re-committed the petitions of sundry citizens of the counties of Mercer and Lincoln, praying for the formation of a new county out of portions of said counties; as also, the remonstrance of sundry citizens of the same counties against said petition, and have come to the following resolution thereon:

Resolved, That said petition is reasonable.

Which was twice read;

And Mr. Bailey moved to amend the same by striking out the words, "is reasonable," and inserting in lieu thereof, "be rejected." The hour for taking up the orders of the day having arrived,

The House then, according to the standing order of the day, resolved itself into a committee of the whole House, on a bill to establish the Northern Bank of Kentucky—Mr. Williams in the Chair; and after some time spent therein, the Speaker resumed the Chair, and Mr. Williams reported that the committee had, according to order, had under consideration the bill aforesaid, and had made some progress therein, but not having time to go through the same, had instructed him to ask for leave to sit again—which was granted.

And then the House adjourned.

THURSDAY, JANUARY 29, 1835.

1. Mr. Williams presented the petition of sundry citizens of Wayne county, praying for an appropriation to aid in improving the road from the Russell county line, through Monticello, in Wayne county, in a direction to Knoxville.

2. Mr. McClure presented the petition of sundry citizens of Russell county, praying for an appropriation for the improvement of the road from Columbia to the State line, in a direction to Knoxville.

3. Mr. Trapnall presented the petition of George Clements, committee of Charles Boon, a lunatic, praying the passage of a law authorizing him to sell a tract of land belonging to said Boon.

4. Also, the petition of John C. Moffett, administrator of Robert Crouch, deceased, praying the repeal of an act passed 1830, directing the county court of Washington to open a road through the lands of said Crouch, and that the road may be opened elsewhere.

5. Mr. Tompkins presented the petition of Henry Toland and
Robert Toland, trustees for Sarah Maccoun and her children, praying the passage of a law authorizing the sale of the real estate belonging to said Sarah and her children.

6. Mr. Daniel presented the petition of William McClane, praying the passage of a law granting him further time to return his delinquent list for militia fines.

7. Mr. Faulkner presented the petition of Clarinda Rose, praying to be divorced from her husband, John Rose.

8. Mr. Gorin presented the memorial of sundry citizens of Barren county, praying for the establishment of a turnpike road from Danville, by way of Lebanon, Greensburgh, Glasgow and Scottville to the State line, in a direction to Nashville,—and that the turnpike road from Louisville to Nashville, may be carried through Glasgow.

Which petitions were severally received, the reading thereof dispensed with, and referred; the first, second, fourth and eighth, to the committee on internal improvements; the third and fifth to the committee for courts of justice; the sixth to Messrs. Daniel, Walker and Wilson; and the seventh to the committee on religion.

Leave was given to bring in the following bills:

On the motion of Mr. Sudduth—1. A bill to change the mode of procuring teams and materials in repairing the public roads, and for other purposes.

On the motion of Mr. J. J. Thomas—2. A bill to incorporate a company to construct a rail road from the city of Covington to the Latonian Springs.

On the motion of Mr. Farmer—3. A bill for the benefit of Eliaha Green.

On the motion of Mr. Faulkner—4. A bill for the benefit of James Harris.

On the motion of Mr. Hansford—5. A bill to incorporate a company to construct a turnpike road from Lancaster, in Garrard county, to Crab Orchard, in Lincoln county.

On the motion of Mr. Miles—6. A bill to apply the fines and forfeitures of Livingston county, towards lessening the county levy.

On the motion of Mr. Triplett—7. A bill to appropriate the fines and forfeitures of Mason county, to the reduction of the county levy of said county.

On the motion of Mr. Sprigg—8. A bill to establish an additional election precinct in Shelby county.

On the motion of Mr. Hudspeth—9. A bill for the benefit of Isaac Smith.

On the motion of Mr. Hines—10. A bill annexing a proviso to the fourth section of an act, entitled an act, to authorize a Fire
Company in the town of Bowlinggreen, and for other purposes, approved Nov. 26, 1831.

On the motion of Mr. Dohoney—11. A bill altering the law regulating tax on stud horses.

Messrs. Sudduth, Garvin and Andrews, were appointed a committee to prepare and bring in the first; Messrs. J. J. Thomas, Phelps and Chevis the second; the committee on claims the third; the committee for courts of justice the fourth; the committee on internal improvements the fifth; Messrs. Miles, Burnett and Murray the sixth; Messrs. Triplett, Collins and Bullock the seventh; Messrs. Sprigg, Ford and O'Bannon the eighth; Messrs. Hudspeth, Hines, Covington and Gorin the ninth; Messrs. Hines, Covington, Gorin and Murrell the tenth; and Messrs. Dohoney, Anderson and Jordan the eleventh.

Mr. Morrow moved the following resolution:
Resolved by the House of Representatives, That hereafter, during the present Session, on all motions to adjourn made earlier than 2o'clock, P. M. that the time of day shall be noted in the journals, with the name of the mover of such adjournment.

Which being twice read, was laid on the table.

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

By Mr. Murray—1. A bill to establish the town of Concord, in Calloway county, and for other purposes.

By Mr. Woolley—2. A bill for the benefit of the Winchester and Lexington turnpike road company.

By Mr. Lewis—3. A bill to improve the navigation of Bayou De Chein, in Hickman county.

By Mr. Garvin—4. A bill supplementary to an act, entitled an act to improve the navigation of Nolin, approved Feb. 22, 1834.

By Mr. Wilson—5. A bill to extend the limits of Barboursville.

By Mr. Bailey—6. A bill for the benefit of the sheriff of Lincoln county, and for other purposes.

By Mr. Collins—7. A bill to continue in force and amend the act incorporating the Maysville insurance company; and

By Mr. Breck—8. A bill regulating the public roads and highways, in Bracken county.

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

And thereupon the rule of the House, constitutional provision and second reading of said bills having been dispensed with, the first was committed to a select committee of Messrs. Murray, Davis and Lewis; the second, fourth, fifth, sixth and seventh, were ordered to be engrossed and read a third time; the third and eighth were committed to the committee on internal improvements.

And thereupon the rule of the House, constitutional provision
and third reading of the second, fourth, fifth, sixth and seventh bills having been dispensed with, (the sixth being amended) and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

A message was received from the Senate, announcing their concurrence in the amendments proposed by this House, to bills which originated in the Senate, of the following titles:

An act to prescribe certain duties to the Secretary of State, the Treasurer and Auditor.

An act to incorporate Van Doren's College for young ladies.

And the passage of bills which originated in this House, of the following titles:

An act to amend an act, entitled an act, to incorporate a company to construct a turnpike road from Covington through Williams town and Georgetown, to Lexington, in Fayette county, approved Feb. 22, 1834.

An act to amend an act entitled an act, to establish the Shelbyville Library Company.

An act to establish an election precinct in the town of Pleasureville, in Henry county.

An act to incorporate the male and female Academy of Lebanon, and the female Academy of Glasgow.

An act for the benefit of Ann Thornton and her children.

An act to incorporate the Georgetown Female Academy.

An act for the benefit of James C. Wilmore.

An act for the benefit of the legal representatives of James Glenn, deceased.

An act to amend and reduce into one the several acts concerning the town of Glasgow— with amendments to the latter bill.

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

An act concerning the dower and jointures of widows, approved Dec. 19, 1796.

An act to incorporate the Versailles Savings Institution.

An act for the benefit of the Clay county Seminary.

And that the Senate had received official information, that the Lieutenant and acting Governor had approved and signed enrolled bills which originated in the Senate, of the following titles:

An act amendatory to an act, to authorize the sale of the real and personal estate of Samuel Monson, deceased.

An act to repeal in part, the act entitled an act, to establish the Louisville Bank of Kentucky.

A resolution to appoint a committee to examine the Lunatic Asylum, and Transylvania University.
A resolution to appoint a joint committee to settle with Joel Scott, late keeper of the Penitentiary—and on the 28th inst.

An act authorizing the trustees of the town of Russellville, to sell certain streets or parts thereof, in said town.

An act to amend an act, to incorporate the Lewis Pottery Company, for the purpose of manufacturing of queensware and china, at Louisville.

An act for the benefit of the sheriff of Spencer county.

A bill, entitled an act, for the benefit of the sheriff of Calloway county, was taken up, and read a second time, and committed to the committee on claims.

A bill from the Senate, entitled an act, to authorize the trustees of the town of Versailles to sell part of a street in said town, was taken up, read a second time, and committed to Messrs. Agun, Gorin and Mitchell.

Mr. Trimble from the committee for courts of justice, to whom was referred a bill to amend the several acts to suppress the practice of duelling in this Commonwealth, reported the same without amendment.

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

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

Mr. Trimble from the same committee, to whom was referred a bill for the benefit of David Rees—reported the same with an amendment—which being twice read was concurred in—and said bill as amended, ordered to be engrossed and read a third time.

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


Mr. Trimble from the same committee, to whom was referred a bill to regulate the service of process, and notices upon corporations—reported the same with an amendment—which being twice read, was concurred in.

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

Mr. Breck from the committee of internal improvements, to whom was referred a bill establishing a board of internal improvement, and for other purposes—reported the same with amendments.

Ordered, That said bill and amendments be committed to a committee of the whole House on Wednesday the 4th Feb. next.

Ordered, That the Public Printer forthwith print 150 copies of said amendments, for the use of the members of this House.

Mr. Murray from the committee, to whom was referred a bill to establish the town of Concord, in Calloway county, and for other purposes—reported the same with an amendment—which being twice read, was concurred in.

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

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispersed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

The amendments proposed by the Senate, to a bill which originated in this House, entitled an act to amend and reduce into one the several acts concerning the town of Glasgow—were taken up, twice read and concurred in.

Ordered, That the clerk inform the Senate thereof.

And then the House adjourned.

MONDAY, FEBRUARY 2, 1835.

1. Mr. Harris presented the petition of Eliza Franklin and Martin Franklin, praying for the sale of a mill belonging to the estate of Samuel May, deceased, to pay his debts.

2. Mr. Murray presented the petition of sundry citizens of Calloway county, praying for an additional constable to said county, in the neighborhood of Peyton Utterback.

3. Mr. Triplett presented the petition of the heirs of John Shortwell, Sen. deceased, praying the passage of a law authorizing the sale of a lot of ground in the town of Maysville.

4. Mr. Mitchell presented the petition of the citizens of Nich
Olasville, praying the repeal of the law establishing a fire company in said town.

Which petitions were severally received, the reading thereof dispensed with and referred; the first, to Messrs. Harris, O'Bannon and Dohoney; the second to the committee for courts of justice; the third to Messrs. Triplett, Collins and Sudduth; and the fourth to the committee of ways and means.

A message was received from the Senate, announcing the passage of a bill which originated in this House, entitled,

An act to change the place of voting in McGee's precinct, in Christian county.

And the passage of an act which originated in the Senate, entitled,

An act to appropriate some of the vacant lands of Pulaski county, to the improvement of the road leading from Somerset to the Coal Mines.

On motion of Mr. Hanson—

Ordered, That the committee for courts of justice be discharged from inquiring into the official conduct of Judge Robbins, and that Messrs. Helm, Cunningham, Murray, Palmer and Ford, be appointed a committee to discharge said duty.

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

On the motion of Mr. Dohoney—1. A bill making an appropriation of vacant lands for the purpose of building a bridge across Russell's creek, on the road from Greensburgh to Burksville.

On the motion of Mr. Phelps—2. A bill to incorporate the Covington manufacturing company.

On the motion of Mr. Hanson—3. A bill concerning the office of auditor of public accounts.

On the motion of Mr. Murray—4. A bill to establish a tobacco inspection in the town of Paducah.

On the motion of Mr. Daniel—5. A bill to authorize the trustees of the town of Irvine, to impose a fine on all auctions in said town.

On the motion of Mr. Andrews—6. A bill to incorporate the Flemingsburgh Lyceum and Library company.

On the motion of Mr. Helm—7. A bill for the benefit of the heirs of John Stith, Jr. deceased.

On the motion of Mr. Jackson—8. A bill further to regulate the Wilderness turnpike road and gates.

On the motion of Mr. Estis—9. A bill to establish the town of Mount Eden; and

On the motion of Mr. Richardson—10. A bill to allow an additional justice of the peace to Meade county.

Messrs. Dohoney, Anderson, Burks, Winfrey and McClure, were appointed a committee to prepare and bring in the first; Messrs. Phelps, J. J. Thomas and Hayden the second; the com-
committee for courts of justice the third; Messrs. Murray, Helm and Lewis the fourth; Messrs. Daniel, Wilson and Hanson the fifth; the committee on education the sixth; Messrs. Helm, Richardson and Hart the seventh; Messrs. Jackson, Breck, Hansford, Wilson and Farmer the eighth; Messrs. Estis, Simpson and Sprigg the ninth; and Messrs. Richardson, Hart and Helm the tenth.

Mr. Hines from the committee of Religion, made the following report:

The committee of religion have had under consideration the petition of William Clark, praying to be divorced from his wife, Catharine Clark, and have come to the following resolution thereon:

Resolved, That said petition be rejected.

Which being twice read, was concurred in.

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

By Mr. Sudduth—1. A bill incorporating the Owingsville and Big Sandy turnpike road company, and for other purposes.

By Mr. Hayden—2. A bill allowing an additional justice of the peace, and two constables to the county of Owen, and for other purposes.

By Mr. Sprigg—3. A bill to establish an additional election precinct in Shelby county.

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

And thereupon the rule of the House, constitutional provision, and second reading of said bills having been dispensed with, the first was committed to the committee for internal improvements; and the second and third ordered, to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of the second and third bills having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

The House resumed the consideration of the report of the committee of propositions and grievances, in favor of forming a new county out of the counties of Lincoln and Mercer.

Mr. Cunningham then moved to lay the said report on the table; and the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Hanson and Cunningham, were as follows:

YEAS—Messrs. Anderson, Burnett, Cunningham, Dohoney, Hansford, Harris, Hayden, Hudspeth, Jordan, Lewright, McClure,
Mansfield, Miles, Murray, Phelps, Sprigg, Stevens, James Thomas, John Thomas, J. V. Walker—20.


Ordered, That the further consideration of said report, be postponed until Thursday next.

Mr. Harris moved that the committee for courts of justice be discharged from the further consideration of a bill from the Senate, entitled an act continuing in force the law providing for the appointment of Commonwealth's attorneys, with a view to have the same taken up and acted on.

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

The yeas and nays being required thereon by Messrs. Burnett and Harris, were as follows:


On the motion of Mr. Alsop—

Ordered, That the vote concurring in the report of the committee of religion, rejecting the petition of Harris, praying for a divorce, be re-considered, and that said petition be re-committed to the committee on religion.

And then the House adjourned.

TUESDAY, FEBRUARY 3, 1835.

1. Mr. Sudduth presented the petition of sundry citizens of Bath county, praying that the place of voting in the Sharpsburgh precinct in said county, may be changed.

2. Mr. Wilson presented the petition of Andrew Craig, praying to be released from a debt due the Bank of the Commonwealth.

Which petitions were severally received, the reading thereof dispensed with, and referred; the first to Messrs. Sudduth, Trip-
Mr. Hanson from the committee for courts of justice, to whom was referred a bill to reduce the number of justices of the peace in Whitley county—reported the same without amendment.

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

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

Mr. Hanson from the committee, to whom was referred a bill allowing additional justices of the peace to McCracken county, and for other purposes—reported the same without amendment.

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

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

Mr. Hanson from the committee, to whom was referred a bill to add an additional justice of the peace for Floyd and Pike counties—reported the same with an amendment—which being twice read, was concurred in—and the said bill as amended, ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

Mr. Hanson from the committee, to whom was referred a bill to authorize the trustees of the town of Russellville, to levy money for McAdamizing the streets in said town, and for other purposes—reported the same without amendment.

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

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

Resolved, That the said bill do pass, and that the title thereof be as aforesaid.
Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

Mr. Hanson from the same committee, to whom was referred a bill concerning witnesses’ claims for attendance—reported the same with an amendment—which being twice read, was concurred in.

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

Mr. Hanson from the same committee, to whom was referred a bill from the Senate, entitled an act to amend the law as to proceedings against non-resident and absent defendants, and unknown heirs—reported the same without amendment.

Ordered, That the further consideration of said bill be postponed until the first day of June next.

Mr. Anderson from the joint committee of enrollments, reported that the committee had examined sundry enrolled bills, and had found the same truly enrolled, viz:

An act for the benefit of the representatives of James Glenn, deceased.

An act for the benefit of James C. Wilmore.

An act to establish an election precinct in the town of Pleasureville, in Henry county.

An act to amend an act entitled an act, to establish the Shelbyville Library Company.

An act to amend an act, entitled an act, to incorporate a company to construct a turnpike road from Covington through Williamstown and Georgetown, to Lexington, in Fayette county, approved Feb. 22, 1834.

An act to extend the terms of the Green circuit court, and for other purposes.

An act to incorporate the male and female Academy of Lebanon, and the female Academy of Glasgow.

An act to incorporate the Georgetown Female Academy.

An act for the benefit of Ann Thornton and her children.

An act to amend the several acts concerning the town of Hopkinsville.

An act to prescribe certain duties to the Secretary of State, the Treasurer and Auditor.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Anderson inform the Senate thereof.

A message was received from the Senate, announcing the passage of bills which originated in this House, of the following titles, viz:

An act concerning the office of sheriff.

An act for the benefit of the free school in the town of Crab Orchard—with amendments to the latter bill.

And the passage of a bill which originated in the Senate, entitled,
An act changing the time of holding the Logan and Simpson county courts.

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

By the committee for courts of justice—1. A bill to incorporate the Colonization Society of Kentucky.

By same—2. A bill concerning the office of Auditor of public accounts.

By the committee on religion—3. A bill for the benefit of Clarinda Rose.

By same—4. A bill for the benefit of Martha Ann Harris.

By Mr. Sudduth—5. A bill to change the mode of paying for teams and materials, for repairing roads.

By Mr. Murray—6. A bill to establish an inspection of tobacco and other articles of commerce, in the town of Paducah.

By Mr. Tompkins—7. A bill for the benefit of Shannon Reed and his wife.

By Mr. Harris—8. A bill to sell the real estate of Samuel May, deceased, to pay the debts, and for other purposes.

By Mr. Helm—9. A bill for the benefit of Elizabeth Logan and her children, devisees of George Gill, deceased.

By Mr. Richardson—10. A bill to allow an additional justice of the peace, to the county of Meade.

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

Ordered, That the Public Printer forthwith print 150 copies of the first bill, for the use of the members of this House.

And thereupon the rule of the House, constitutional provision and second reading of the third, fourth, fifth, sixth, seventh, eighth, ninth and tenth bills having been dispensed with, the third, fourth, sixth, eighth and tenth bills were ordered to be engrossed and read a third time; the sixth was committed to the committee on internal improvements; the seventh was committed to a select committee of Messrs. Sprigg, Tompkins and Helm; the ninth to the committee for courts of justice.

And thereupon the rule of the House, constitutional provision, and third reading of the third, fourth, sixth, eighth and tenth bills having been dispensed with, and the same being engrossed.

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

Leave was given to bring in the following bills:

On the motion of Mr. Winfrey—1. A bill granting to Granville Bowman, of Cumberland county, leave to erect a gate or gates across a certain road that runs through his farm, leading from
Burksville to the valley crossing Cumberland river, at said Bowman’s Ferry.

On the motion of Mr. Turpin—2. A bill providing for the compensation of grand jurors of this Commonwealth.

On the motion of Mr. Eaves—3. A bill to allow an additional justice of the peace, and two constables, to the county of Muhlenburgh.

On the motion of Mr. Hayden—4. A bill to authorize the county court of Owen, to open and establish a road leading from Brocks’ ford, to the Twin meeting house, in said county.

On the motion of Mr. Sprigg—5. A bill for the benefit of the widow and heirs of Daniel Leach.

Messrs. Winfrey, McClure, Hansford and Bailey, were appointed a committee to prepare and bring in the first; the committee for courts of justice the second; Messrs. Eaves, Sterett and Austin the third; Messrs. Hayden, Turpin and J. J. Thomas the fourth; and Messrs. Sprigg, Miller and Ford the fifth.

Mr. Doboney moved to take up for consideration, a resolution fixing on a day for an adjournment of the General Assembly; and the question being taken thereon, it was decided in the affirmative.

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


The said resolution was then amended by striking out the 14th February.

It was then moved and seconded to lay the said resolution on the table; and the question being taken thereon, it was decided in the affirmative.

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

YEAS—Mr. Speaker, Alsop, Anderson, Andrews, Austin, Beaseman, Bell, Bowling, Brown, Bullock, Burks, Collins, Daniel, Drake, Dunlap, Estis, Farmer, Hanson, Harris, Hart, Hayden, Helm, Hollingsworth, Jackson, Kendall, Miller, Mitchell, Montgomery, Palmer, Phelps, Pomeroys, Richardson, Sharp, Simpson,
Sprigg, Sterett, Sudduth, Tompkins, Trapnell, Turpin, Wilson, Woolley—42.


Mr. Anderson moved the following resolution, which was twice read and adopted, viz:

Resolved, That a committee of five members be appointed to take into consideration the propriety of sending a memorial from this General Assembly, to the Legislature of Louisiana, setting forth the difficulties to which our citizens are subject, in consequence of an act of the Legislature of that State, classifying tobacco.

Whereupon, Messrs. Anderson, J. V. Walker, Grubbs, Bristow and Montgomery, were appointed said committee.

Mr. Collins from the select committee, to whom was referred a bill to abolish circuit courts, and to establish in lieu thereof district courts, within this Commonwealth—

Reported the same with an amendment.

Ordered, That the said bill, with the proposed amendment, be committed to a committee of the whole House, and made the order of the day for the 9th instant.

Mr. Hudspeth from the select committee appointed for that purpose, reported a bill for the benefit of Isaac Smith—which was received.

The House then, according to the standing order of the day, resolved itself into a committee of the whole House, on a bill to establish the Northern Bank of Kentucky—Mr. Williams in the Chair; and after some time spent therein, the Speaker resumed the Chair, and Mr. Williams reported that the committee had, according to order, had under consideration the bill aforesaid, and had made sundry amendments thereto, which he handed in at the clerk's table.

And then the House adjourned.

WEDNESDAY, FEBRUARY 4, 1835.

1. Mr. Beaseman presented the petition of sundry citizens of Harrison county, praying that the sum of money appropriated at the last of the Legislature, to opening and repairing the road from Cynthiana to Williamstown, in Grant county, be appropriated the
ensuing year, or that all persons residing within four miles of said road, may be compelled to work on the same.

2. Mr. Williams presented the petition of sundry citizens of Wayne county, remonstrating against the formation of a new county out of said county and the county of Cumberland.

3. Mr. Lewis presented the petition of Henry Carter, praying the passage of a law refunding to him the amount paid for a tract of land which has been lost, or permitting him to locate other lands west of the Tennessee river.

4. Mr. Stevenson presented the petition of the citizens of Scott county, praying an amendment of the law incorporating the Georgetown and Lexington turnpike company.

5. Mr. Matson presented the petition of John Peters and Nancy Gaines, praying the passage of a law authorizing them to make a title to a lot of ground sold by Strother Gaines, deceased.

6. Mr. Murray presented the petition of the citizens of Calhoun county, praying for an additional justice of the peace for said county.

7. Mr. Davis presented the petition of Thomas P. Burnett, praying to be divorced from his wife, Lucy Burnett.

8. Mr. Gorin presented the petition of David Hardin and Michael Chism, executors of James Chism, deceased, praying the passage of a law releasing them from the duties of executors, and appointing others.

9. Mr. Hines presented the petition of Robert W. Ragland, praying that the names of his illegitimate children may be hereafter Ragland, and that they may inherit his estate.

10. Mr. Gaines presented the petition of sundry citizens of Boone and Campbell counties, praying for a modification of the law incorporating the Covington and Lexington turnpike road company, so as to allow said citizens to make the road from Florence to Covington.

11. Mr. Sterett presented the remonstrance of the citizens of Hancock, against the opening of a State road from the mouth of Salt river, through Plain Dealing, Hardinsburgh and to Shawneetown, and praying that the same may be carried through Hawkinsville, &c.

12. Mr. Trapnall presented the petition of Joseph G. McClelland, his wife and children, praying the passage of a law authorizing the sale of a lot of ground in New Market, in Marion county.

13. Mr. Murray presented the petition of James L. Linebaugh, praying to be divorced from his wife, Evelina.

14. Mr. Samuel presented the petition of James G. Dana, praying for the patronage of the State in re-publishing the first volume of A. K. Marshall's reports, which is now out of print.
15. Mr. Turpin presented the petition of sundry citizens of Henry county, praying that the new county proposed to be formed from the counties of Oldham, Gallatin and Henry, may be established.

16. Mr. Hansford presented the petition of the citizens of the town of Crab Orchard, praying for an extension of the limits of said town.

Which petitions were severally received, the reading dispensed with and referred; the first, fourth, tenth, eleventh and sixteenth, to the committee on internal improvements; the second and fifteenth to the committee on propositions and grievances; the third to the committee on claims; the fifth, sixth, eighth, ninth and twelfth to the committee for courts of justice; the seventh and thirteenth to the committee on religion; and the fourteenth to Messrs. Samuel, Sprigg, Graves and Agun.

A message was received from the Senate announcing the passage of a bill which originated in this House, entitled an act to continue in force, and amend the act incorporating the Maysville insurance company.

And the passage of bills which originated in the Senate of the following titles:

An act for the benefit of Holbert McClure and William Fish, both of Rockcastle county.

An act to amend the law for the benefit of Frances Kercheval.

And a resolution directing a tomb stone to be placed over the grave of John Breathitt, Esq. late Governor of Kentucky.

Mr. Phelps from the committee of propositions and grievances made the following report, viz:

The committee of propositions and grievances have had under consideration the petition of sundry citizens of the town of Richmond, praying that an act be passed to incorporate a fire company, and have come to the following resolution thereon, viz:

Resolved, That said petition is reasonable.

Also, the petition of Mary Peck, praying that a law be passed allowing her a sum of money out of the public treasury for her support, and have come to the following resolution thereon, viz:

Resolved, That said petition be rejected.

Also, the petition of F. R. Wright, praying that a law be passed to refund to him the amount of a certain fine heretofore imposed on him for a breach of the peace, and have come to the following resolution thereon, viz:

Resolved, That said petition be rejected.

Which being twice read, was concurred in.

Ordered, That the said committee prepare and bring in a bill pursuant to the first resolution.

The following bills were reported from the several committees, appointed to prepare and bring in the same, viz:
By the committee of propositions and grievances—1. A bill to add part of Whitley county to the county of Laurel.

2. A bill to allow additional justices of the peace and constables to certain counties.

By the committee for courts of justice—3. A bill to authorize the sale of the real estate of Jesse M. Coffey and Thomas H. Coffey, deceased.

4. A bill for the benefit of the administrator and heirs of Robert S. Young, deceased.

By the committee of ways and means—5. A bill to prevent the payment of ten thousand dollars subscribed to the Lexington and Georgetown turnpike company.

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

And thereupon the rule of the House, constitutional provision and second reading of the second, third, fourth and fifth bills having been dispensed with, the second, third, and fourth were severally ordered to be engrossed and read a third time; and the fifth was committed to the committee for courts of justice.

And thereupon the rule of the House, constitutional provision and third reading of the second, third and fourth bills having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate, and request their concurrence.

Mr. Sudduth from the committee of ways and means, to whom was referred a bill for the benefit of the sheriff of Laurel county, reported the same with an amendment—which being twice read, was concurred in; and the said bill as amended, ordered to be engrossed and read a third time to-morrow.

Mr. Hanson from the committee for courts of justice, to whom was referred a bill to amend an act, entitled an act, regulating the mode of settling the accounts of executors, administrators and guardians, approved Feb. 24, 1834—

Reported the same with an amendment.

Ordered, That the said bill and amendment be re-committed to the committee for courts of justice.

The House resumed the consideration of the amendments proposed by the committee of the whole House, to a bill to establish the northern Bank of Kentucky; and the same having been twice read, were concurred in.

Mr. Gorin then moved further to amend the said bill, by adding thereto the following proviso:

Provided, however, That for all bills or notes put into circulation by said Bank or its branches, as well as for debts, dues or demands contracted and liabilities incurred by said bank, the shareholders in
the same shall be individually liable, jointly and severally, in proportion to the amount of his or their shares held in said bank at the time said bills or notes were put into circulation, or said debts or liabilities were contracted; and in case of the failure of said bank to redeem said bills or notes, or pay said debts or liabilities, suit may be brought, jointly or severally, against said shareholders in chancery or at law, by the creditor, at his discretion, in which said suit, the said corporation may be made a party, and such proceedings be had, as may be necessary to secure the payment of said bills, notes, debts or liabilities: Provided, further, That if the State becomes a stockholder in said bank, the State shall be liable out of the revenue, for the liabilities of said institution, in proportion to the amount of stock held in said bank by the State, in the same way and manner that individual shareholders are to be held responsible out of their private property.

And the question being taken on the adoption thereof, it was decided in the negative.

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


The reading of the fourth section of said bill was called for, and the same was read as follows, viz:

SEC. 4. The said bank shall not, at any time owe, whether by bond, bill, note, or other contract, an amount exceeding twice the amount of the capital stock actually paid in, exclusive of sums due on deposits; and in case of excess, the President and Directors, under whose administration it shall have taken place, shall be liable for any or all of the debts of said bank, in their individual capacities, by a joint or several actions of debt against them or any of them, their heirs, executors or administrators, in any court having jurisdiction thereof, by any creditor or creditors of said bank, and shall be proceeded to judgment and execution, any condition or agreement to the contrary notwithstanding: Provided,
That if the President or any of the Directors may be absent when the excess may be contracted or created, or being present, shall dissent from the act, by which the excess is about to be contracted or created, he or they shall not be liable, under this section, if he or they shall, within ten days from the creation of such excess, or discovery thereof, make affidavit of their absence or dissent, and file the same for record with the recording officer of the city or county; and shall moreover, within ten days, give notice thereof in one of the public newspapers printed in this state, and transmit a copy thereof to the Governor of this state, for the time being; and shall in said notice call a meeting of the shareholders, which they are hereby authorized to do.

Mr. Gorin then moved to strike out from said section, in the second and third lines, the words, "twice the amount of."

And the question being taken on adopting the amendment proposed, it was decided in the negative.

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


The reading of the thirty-eighth section of the bill was then called for, and the same was read as follows, viz:

Sec. 38. Be it further enacted, That the bills or notes of said corporation, originally made payable to bearer, shall be receivable in all payments to the state, and on account of county levies, unless otherwise directed by law.

Mr. Gorin then moved to amend said bill by striking out said section; and the question being taken thereon, it was decided in the negative.

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

YEAS—Messrs. Austin, Gaines, Gorin, Helm, Lewright, O'Bannon, Williams, Winfrey 8.

And then the House adjourned.

THURSDAY, FEBRUARY 5, 1835.

1. Mr. Sprigg presented the petition of Hezekiah Dugan and sundry citizens of Shelby county, praying that the said Dugan may be divorced from his wife, Fanny Dugan.

2. Mr. Woolley presented the petition of sundry citizens of the city of Lexington, praying a repeal of the law passed at the present session, permitting the trustees of Transylvania University to close a certain street in said city.

Which petitions were severally received, the reading dispensed with and referred; the first to the committee on religion; and the second to the committee of propositions and grievances.

On the motion of Mr. Breck—

Ordered, That Messrs. Alsop, Simpson and Ford be appointed a committee to examine the model of a bridge invented by Mr. William Moran, and report to this House their opinion of its usefulness.

Mr. Sudduth presented the report of the commissioners appointed to superintend the improvement of the road from John M. Rice's, in Bath county, to the mouth of Big Sandy, which is in the following words:

The Commissioners, John M. Rice, Henry S. Powers and Gabriel Scott, appointed by an act of Assembly, approved Jan. 15th, 1831, to superintend and to aid in the further improvement of the Sandy Road, from John M. Rice's, in Bath county, to the mouth of Big Sandy, in Greenup county, Ky, beg leave to present the following report of their operations:
<table>
<thead>
<tr>
<th>Year</th>
<th>Item Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1832</td>
<td>Amount of Gabriel Scott’s expenditure,</td>
<td>$198.53</td>
</tr>
<tr>
<td></td>
<td>Amount paid Lewis Williams per job, for work on Harlow’s hill,</td>
<td>175.00</td>
</tr>
<tr>
<td></td>
<td>Amount of James Orfield for winding bridge,</td>
<td>47.75</td>
</tr>
<tr>
<td></td>
<td>Amount of John L. Kouns for work on Miller’s hill,</td>
<td>60.00</td>
</tr>
<tr>
<td></td>
<td>Amount of Daniel Berry,</td>
<td>46.50</td>
</tr>
<tr>
<td></td>
<td>Amount of H. Catlett, for work on C.’s hill,</td>
<td>152.00</td>
</tr>
<tr>
<td></td>
<td>Amount of John Garvin, for work on Garrett’s hill,</td>
<td>99.00</td>
</tr>
<tr>
<td></td>
<td>Amount of Gabriel Scott, per. lot,</td>
<td>35.45</td>
</tr>
<tr>
<td></td>
<td>Amount of John Thompson,</td>
<td>12.00</td>
</tr>
<tr>
<td></td>
<td>Amount of Jesse England,</td>
<td>64.50</td>
</tr>
<tr>
<td></td>
<td>Amount of James Hunt,</td>
<td>15.00</td>
</tr>
<tr>
<td></td>
<td>Amount of H. S. Powers,</td>
<td>238.00</td>
</tr>
<tr>
<td>1833</td>
<td>G. Scott expended,</td>
<td>141.43</td>
</tr>
<tr>
<td></td>
<td>do, do</td>
<td>120.41</td>
</tr>
<tr>
<td></td>
<td>H. S. Powers,</td>
<td>253.03</td>
</tr>
<tr>
<td></td>
<td>J. M. Rice, paid for building Byron bridge,</td>
<td>120.00</td>
</tr>
<tr>
<td></td>
<td>Sundry expenses, amounting to,</td>
<td>160.00</td>
</tr>
<tr>
<td></td>
<td>Working road from J. M. Rice’s head of Triplett creek,</td>
<td>143.06</td>
</tr>
<tr>
<td>1834</td>
<td>H. S. Powers,</td>
<td>84.87</td>
</tr>
<tr>
<td></td>
<td>G. Scott, do</td>
<td>179.54</td>
</tr>
<tr>
<td></td>
<td>do. do</td>
<td>178.62</td>
</tr>
<tr>
<td></td>
<td>J. M. Rice, hiring labor and contingent expenses on S. Road,</td>
<td>55.58</td>
</tr>
<tr>
<td></td>
<td><strong>Amount expended,</strong></td>
<td><strong>$2,510.30</strong></td>
</tr>
</tbody>
</table>

The Legislative appropriation and individual subscriptions, amount to, **$2,000.00**

Amount drawn from tollgate, **510.30**

Net Amount of tolls expended in improving the road, yet in the hands of the gate-keeper, **150.00**

All which is respectfully submitted.

Cr. claimed for services rendered by the commissioners, by virtue of an act of Assembly, approved Feb. 24, 1834.

J. M. Rice, thirty-six days, at 75 cts. per day, **$27.00**

H. S. Powers, forty days, do. do. **30.00**

G. Scott, forty days, at 75 cts. per day, **30.00**

J. M. RICE,  
H. S. POWERS,  
GABRIEL SCOTT,  

Commrs.
Note.—The sums raised by subscription have been paid in money and labor, with the exception of an inconsiderable amount, under the supervision of the commissioners.

January 1, 1835.

Ordered, That the Public printer forthwith print 150 copies thereof, for the use of the members of this House.

On the motion of Mr. Covington—

Ordered, That the committee of education have leave to hold their sessions during the session of the House.

A message was received from the Senate, announcing the passage of bills which originated in this House, of the following titles, viz:

An act authorizing the sale of a portion of the real estate of Samuel Blackenbecker, deceased, to pay his debts.

An act for the benefit of Nancy Whelan.

An act authorizing the sale of certain estate belonging to Charles J. Riddle, Lafayette Riddle and Mary Jane Riddle, infant children of Lewis Riddle, deceased.

An act for the benefit of Mary Ann Parish.

An act for the benefit of the heirs of Thomas Wilcoxen, deceased.

An act to amend an act, entitled an act, to enlarge the boundaries of Georgetown, and for other purposes, approved Feb. 22, 1834—with an amendment to the latter bill.

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

An act to amend the laws relating to changing the venue of causes.

An act to discontinue the inspection of tobacco, at the warehouse of William H. Boothe, in the city of Louisville.

An act to provide a remedy for religious societies or communities.

An act to incorporate the Louisville Museum Company.

An act for the benefit of Emigrants.

An act for the benefit of Aylett H. Buckner and Charlotte, his wife.

An act for the benefit of the heirs of George and John Graham.

An act for the better confirmation of the estate of persons holding or claiming under conveyances from married women, and under conveyances not recorded in proper time.

Mr. Johnson from the committee of ways and means, to whom was referred a bill to change the law in relation to tavern keepers in this Commonwealth, and for other purposes—reported the same without amendment.

Ordered, That said bill be re-committed to the committee for courts of justice.
Mr. Johnson from the same committee, to whom was referred a bill to equalize taxation—reported the same with an amendment, which being twice read, was concurred in.

Ordered, That said bill be postponed to, and made the special order of the day for the 11th inst.

Mr. Breck from the committee on internal improvements, to whom was referred a bill for an appropriation of land warrants, to improve the road leading from Tompkinsville to Dickens' ferry, on the Cumberland river, in Monroe county—reported the same without amendment.

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

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

Mr. Helm from the committee of claims, to whom was referred a bill from the Senate, entitled,—An act for the benefit of Samuel Kimbrough—reported the same without amendment.

The said bill was then ordered to be read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with,

Resolved, That said bill do pass.

Ordered, That the clerk inform the Senate thereof.

Mr. Phelps from the committee of propositions and grievances, reported a bill to increase the pay of the members of the General Assembly—which was received and read the first time, and ordered to be read a second time.

And thereupon the rule of the House, and constitutional provision requiring said bill to be read on three several days, having been dispensed with, the same was read a third time;

And the question being taken on the passage of said bill, it was decided in the negative—and so the said bill was rejected.

The yeas and nays being required thereon by Messrs. McClure and ———, were as follows:


NAYS—Messrs. Agun, Anderson, Andrews, Beaseman, Breck, Bristow, Burks, Burnett, Chevis, Cunningham, Daniel, Dever, Do-

Mr. Williams, from the majority on the vote, by which the aforesaid bill was rejected, moved a re-consideration of said vote; and the question being taken thereon, it was decided in the affirmative.

The vote ordering said bill to a third reading, was then re-considered.

The House resumed the consideration of a bill, to establish the northern Bank of Kentucky; and after making some further amendments thereto,

The House adjourned.

FRIDAY, FEBRUARY 6, 1835.

1. Mr. Daniel presented the petition of John Hall, praying for a divorce from his wife, Ruth Hall.

2. Mr. Sterett presented the memorial of sundry citizens of Hancock county, remonstrating against the route of a state road from the mouth of Salt river, to Shawneetown.

Which were severally received, the reading dispensed with and referred; the first to the committee on religion; and the second to the committee of internal improvement.

A message was received from the Senate announcing their disagreement to bills which originated in this House, of the following titles:

An act for the benefit of Eliza Ferguson.
An act for the benefit of Wm. B. Williams.
An act for the benefit of Elizabeth Bradshaw.

And the passage of bills which originated in this House, of the following titles:

An act to establish an election precinct in Shelby county.
An act for the benefit of Daniel Smith.
An act for the benefit of Daniel B. Dorser.
An act incorporating the Green river Female Academy.
An act to repeal in part an act, entitled an act, for building a bridge across Main Licking, at Claysville.
An act to appropriate vacant lands in the county of Muhlenburgh, to build a bridge across Pond river.
An act allowing an additional justice of the peace, and two constables to the county of Owen, and for other purposes.

An act to incorporate a company to make a turnpike road through Lebanon, Greensburgh, Glasgow and Scottville, to the state line in a direction to Nashville—with amendments to the four latter bills.

And a resolution to furnish Mann Butler with certain documents.

And the passage of bills which originated in the Senate of the following titles:

An act to authorize Carroll C. Blincoe, and Emeline Blincoe, his wife, to sell and convey a tract of land lying in Nelson county.

An act to amend an act, entitled an act, for the improvement of the road from Franklin county to the Crab Orchard, in Lincoln county.

An act to amend an act, entitled an act, to prevent further confliction in land claims, and to secure to settlers and improvers a preference of location to lands improved by them, approved Jan. 15, 1831.

An act for the benefit of the heirs of Patsey Patton.

An act to provide for the more certain collection of the tax on sales at auction, in the city of Louisville.

An act to change the name of the Princeton Seminary, and increase the number of trustees.

An act to establish an election precinct at Crittenden, in the county of Grant.

An act to incorporate a company to turnpike the road from Nicholasville to Perryville, by way of Shakertown and Harrodsburgh.

The amendments proposed by the Senate, to a bill which originated in this House, entitled an act to extend the May term of the Spencer circuit court, were taken up and committed to the committee for courts of justice.

Mr. Anderson from the joint committee of enrollments, reported that the committee had examined sundry enrolled bills, and had found the same truly enrolled, viz:

An act for the benefit of Mary Ann Parish.

An act for the benefit of the heirs of Thomas Wilcoxen, deceased.

An act concerning the office of sheriff.

An act to change the place of voting in McGee's precinct, in Christian county.

An act to continue in force, and to amend an act, incorporating the Maysville Insurance Company.

An act to amend and reduce into one the several acts concerning the town of Glasgow.

Whereupon the Speaker affixed his signature thereto.
Ordered, That Mr. Anderson inform the Senate thereof.

Mr. Stevenson then moved, at 3 o'clock, P. M. that the House do now adjourn; and the question being taken thereon, it was decided in the negative.

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


The House resumed (previous to a recess taken at two o'clock) the consideration of a bill to establish the northern Bank of Kentucky—and the amendment by way of substitute, offered by Mr. Brown.

The question was then taken on the adoption of the substitute by way of amendment, which was decided in the negative.

The question was then taken on engrossing the said bill as amended, and reading it a third time, which was decided in the affirmative.

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


And thereupon the rule of the House, and third reading of said bill having been dispensed with, and the same being engrossed,
Resolved, That the said bill do pass, and that the title thereof be as aforesaid.

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


Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

And then the House adjourned.

SATURDAY, FEBRUARY 7, 1835.

1. The Speaker presented the petition of John Smith, praying compensation for keeping and supporting Jacob Funk, a fugitive from justice from this state.

2. Mr. Breck presented the petition of Thomas C. Davis, praying the passage of a law paying him for a lot of his which is enclosed by the penitentiary wall.

3. Mr. Samuel presented the petition of Benjamin Hensley, praying that a debt which he owes to the Bank of the Commonwealth may be cancelled, in consideration of money subscribed and paid by him many years since to build the State House.

4. Mr. Gaines presented the petition of sundry citizens of Boone county, praying an appropriation to improve the road from Burlington to Petersburgh.

5. Also, the petition of sundry citizens of Boone county, praying that the town of Landing may be established.

6. Mr. Palmer presented the petition of sundry citizens of Marion county, praying that Judge Kelly may be retained in his office as Circuit Judge.

Which petitions were severally received, the reading dispensed.
with and referred; the first, second and third to the committee on claims; the fourth to the committee on internal improvements; the fifth to the committee of propositions and grievances; and the sixth to the select committee appointed to investigate the charges against Judge Kelly.

A message was received from the Senate announcing the passage of a bill which originated in this House, entitled,

An act for the benefit of the Hopkins Academy—with amendments thereto.

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

An act to amend the penal laws of this Commonwealth, and the better to secure and guard the right of suffrage and freedom of election therein.

An act for the benefit of Ann C. Riggs.

The House resumed the consideration of a bill, to increase the pay of the members of the General Assembly; and the same was amended to read as follows:

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That hereafter, the members of the General Assembly of this Commonwealth, shall each be entitled to receive the sum of three dollars per day in lieu of their present per diem allowance, subject in all other respects to the existing laws of this Commonwealth.

This act shall commence and be in force from and after the first Monday in August next.

The said bill was then ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, which was decided in the negative.

The yeas and nays being required thereon by Messrs. Hudspeth and McClure, were as follows:


NAYS—Messrs. Anderson, Andrews, Bailey, Beaseman, Breck, Bristow, Burks, Burnett, Chavis, Conway, Daniel, Dever, Donovan, Dugan, Drake, Eaves, Faulkner, Ford, Garvin, Gorin, Grubbs, Hansford, Hanson, Harrow, Hart, Heim, Hollingsworth, Hudspeth, Jasper, Lewright, McClure, Mansfield, Miles, Miller, Montgomery,
Mr. Phelps from the committee of propositions and grievances, made the following report, viz:

The committee of propositions and grievances have had under consideration the petition of sundry citizens of the counties of Gallatin, Oldham and Henry, praying that a new county be formed out of parts of said counties, and have come to the following resolution thereon, viz:

Resolved, That said petition is reasonable.

It was then moved and seconded to amend the said report by striking out the words, "is reasonable," and inserting in lieu thereof, the words, "be rejected."

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

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

YEAS—Mr. Speaker, Austin, Bailey, Bell, Bowling, Breck, Brown, Bullock, Burks, Chevis, Cunningham, Daniel, Dever, Farmer, Faulkner, Graves, Hansford, Hudspeth, Jasper, McClure, Miles, Miller, Mitchell, Morrow, Myers, O'Bannon, Palmer, Richardson, Ryon, Sprigg, Stevens, J. V. Walker, Williams, Woolley, Wortham—35.


The said resolution was then concurred in.

Ordered, That the said committee prepare and bring in a bill pursuant to the said resolution.

Mr. Hanson from the committee for courts of justice, reported a bill to change the time of holding the Livingston, Caldwell and Hickman circuit courts, and for other purposes—which was received and read the first time, and ordered to be read a second time.

And thereupon the rule of the House, constitutional provision and second and third readings of said bill having been dispensed with, and the same being engrossed,

Resolved, That the said bill do pass, and that the title thereof be as aforesaid.
Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

Mr. Collins from the select committee appointed for that purpose, reported a memorial and resolution, for the adoption of the House, requesting the passage by the Legislature of Ohio, of a law in relation to fugitive slaves from this State.

And thereupon the rule of the House and constitutional provision having been dispensed with, the said memorial and resolution was taken up, twice read and adopted.

Ordered, That the clerk carry the same to the Senate, and request their concurrence.

Leave was given to bring in the following bills:

On the motion of Mr. Sprigg—1. A bill for the benefit of Henry Bibbins.

On the motion of Mr. Burks—2. A bill to make an appropriation of six thousand acres of land warrants west of the Tennessee river, for the erection of a bridge across Pittman’s creek, below Barnet’s mill, in Green county, where the road crosses leading from Greensburg to Louisville.

On the motion of Mr. Harris—3. A bill to incorporate the town of Pikeville.

On the motion of Mr. Miles—4. A bill for the benefit of the sheriff of Livingston county.

Messrs. Sprigg, Ford and Trapnell, were appointed a committee to prepare and bring in the first; Messrs. Burks, Murrell and Anderson the second; Messrs. Harris, Kendall and Miles the third; and Messrs. Miles, Burnett and Lewis the fourth.

Mr. Breck from the select committee appointed to make inquiry into the official conduct of Judge Brown, made a report, accompanied by a resolution, asking to be discharged from that subject.

And then the House adjourned.

MONDAY, FEBRUARY 9, 1835.

1. Mr. J. V. Walker presented the petition of sundry citizens of Logan county, praying the passage of a law establishing a tobacco inspection in the town of Russellville.

2. Mr. Lewright presented the petition of Elizabeth Thompson, widow of Thomas Thompson, and sundry citizens of Union county, praying the passage of a law authorizing the sale of the real estate of said Thomas Thompson to pay his debts.

3. Also, the petition of Francis Wathin, guardian of Mary Jane Coomes, praying the passage of a law authorizing him to sell the real estate of his ward, and invest the proceeds in property more valuable and productive.
4. Mr. Tompkins presented the report of Roger Quarles, President of the Lexington and Georgetown turnpike company, accompanied by a petition to amend the charter of said company.

5. Mr. Richardson presented the petition of sundry citizens of Meade county, praying an alteration in the Bowlinggreen and Salt river road.

6. Mr. Trimble presented the petition of Henry Maffet's heirs, praying for the sale of the tract of land and negro belonging to said heirs.

7. Mr. Farmer presented the petition of sundry citizens of Harlan county, praying for an appropriation to build bridges across certain streams in said county.

Which petitions were severally received, the reading thereof dispensed with and referred; the first to Messrs. J. V. Walker, Grubbs and Chevis; the second, third and sixth to the committee for courts of justice; the fourth and seventh to the committee on internal improvement; and the fifth to Messrs. Richardson, Worthington and Conway.

A message was received from the Senate announcing their disagreement to bills which originated in this House, of the following titles:

- An act for the benefit of William Coy.
- An act for the benefit of Thomas Isbell.
- An act for the benefit of Dorinda Ann Elliott.
- And the passage of bills, of the following titles:
  - An act for the benefit of Martha Ann Harris.
  - An act for the benefit of Steele and Lamm.
  - An act to authorize the county courts to increase the pay to patrolmen in Woodford, Henry and Oldham counties.
  - An act regulating the fines and forfeitures of Marion county.
  - An act for the benefit of John Jones.
  - An act to amend the several acts to suppress the practice of duelling.
  - An act to amend and reduce into one the several acts incorporating a company to turnpike a road from Frankfort to Lexington by way of Versailles— with an amendment to the latter bill.
  - And the passage of bills which originated in the Senate, of the following titles:
    - An act to authorize justices of the peace to render judgments against constables and their securities, for failing to return executions, and paying over moneys collected by them.
    - An act to regulate the gauging of spirituous liquors in the city of Louisville.
    - An act to regulate the duties of Commonwealth's attorneys, and for other purposes.
    - An act to amend an act, entitled an act, to establish a medical institute in the city of Louisville.
An act for the benefit of Ann T. Mallary.
And had received official information that the Lieutenant and
acting Governor did sign and approve sundry enrolled bills of the
following titles:
A resolution in relation to an armory.
A resolution in relation to the establishment of a military school
in Kentucky.
An act to amend the charter of the city of Louisville.
An act to repeal the act establishing the lower precinct in But-
ler county.
An act to authorize the county court of Pulaski, to have roads
opened to and from certain places.
An act to establish and change certain constables' districts in
the counties of Henry and Oldham.
And on the third instant, enrolled bills of the following titles:
An act to change the time of holding the Greenup and Lewis
circuit courts.
An act to amend the law in relation to constables in this Com-
monwealth.
An act to prescribe certain duties to the Secretary of State, the
Treasurer and Auditor.
An act to amend the several acts concerning the town of Hop-
kinsville.
Mr. Hanson from the committee for courts of justice, to whom
was referred a bill for the benefit of Elizabeth Logan and her
children, devisees of George Gill, deceased—reported the same
without amendment.
The said bill was then ordered to be engrossed and read a third
time.
And thereupon the rule of the House, constitutional provision
and third reading of said bill having been dispensed with, and
the same being engrossed,
Resolved, That the said bill do pass, and that the title thereof
be as aforesaid.
Ordered, That the clerk carry the said bill to the Senate and
request their concurrence.
Mr. Hines from the committee of Religion, made the following
report:
The committee of religion have had under consideration the
petition of James L. Lenebaugh, praying to be divorced from his
wife, Evaline.
Also the petition of Hezekiah Duzan, praying to be divorced
from his wife, Fanny, and have come to the following resolution
thereon:
Resolved, That said petitions be rejected.
Which being twice read, were concurred in.
Mr. Anderson from the joint committee of enrollments, reported that the committee had examined an enrolled bill entitled,
An act to incorporate Van Dorens' College for young ladies.
And had found the same truly enrolled.
Whereupon the Speaker affixed his signature thereto.
Ordered, That Mr. Anderson inform the Senate thereof.

Mr. Mitchell from the committee of internal improvements, to whom was referred a bill from the Senate, entitled,
An act to establish a state road from the mouth of Salt river to the Ohio River, opposite to Shawneetown, so as to pass through the towns of Plain Dealing, Hardinsburg, Knottsville, Owenborough, Henderson and Morganfield—
Reported the same without amendment.
The said bill was then ordered to be read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with,
Resolved, That the said bill do pass, and that the title thereof be as aforesaid.
Ordered, That the clerk inform the Senate thereof.

Mr. Mitchell from the same committee, made the following report:
The committee of internal improvements have had under consideration a petition of some of the citizens of Campbell and Boone, praying a charter for a company to make a road from Florence to Covington, and have come to the following resolution:
Resolved, That said petition is unreasonable.
Which being twice read, was concurred in!

The amendments proposed by the Senate, to bills which originated in this House of the following titles, were twice read and concurred in, viz:
An act allowing an additional justice of the peace and two constables to Owen county, and for other purposes.
An act to incorporate a company to make a turnpike road through Lebanon, Greensburgh, Glasgow and Scottsville, to the state line, in a direction to Nashville.
An act to appropriate vacant lands in the county of Muhlenburgh, to build a bridge across Pond river.
An act to repeal in part an act, entituled an act, for building a bridge across Main Licking, at Claysville.
An act to amend an act, entituled an act, to enlarge the boundaries of Georgetown, and for other purposes, approved Feb. 22, 1834.
An act to incorporate seminaries of learning in the counties of Hickman and Graves.
An act for the benefit of the Hopkins Academy.
An act for the benefit of the free school in the town of Crab Orchard.
An act to amend and reduce into one the several acts, incorporating a company to turnpike a road from Frankfort to Lexington, by way of Versailles.

Ordered, That the clerk inform the Senate thereof.

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

By the committee of propositions and grievances—1. A bill to establish a new county out of parts of the counties of Gallatin, Oldham and Henry.

By the committee of claims—2. A bill for the benefit of Henry Carter.

By the committee for courts of justice—3. A bill for the benefit of James Fleming's heirs.


5. A bill for the benefit of Nancy Bosley, and her children.

6. A bill for the benefit of the heirs of James Monks.

7. A bill for the benefit of William Edmonson's heirs.

8. A bill for the benefit of Cardwell Breathitt's children.

By the committee of religion—9. A bill for the benefit of Thomas P. Burnett.

By the committee of internal improvement—10. A bill to establish a state road from Hardinsburg to Owenborough, so as to pass through Cloverport, Hawesville and Yelvington.

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

And thereupon the rule of the House, constitutional provision and second reading of said bills having been dispensed with, the first was committed to the committee for courts of justice; the second to a select committee of Messrs. Lewis, Burks, Helm, Gorin, Breck and Bristow; and the third, fourth, fifth, sixth, seventh, eighth, ninth and tenth, ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of the third, fourth, fifth, sixth, seventh, eighth, ninth and tenth bills having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

The House then, according to the standing order of the day, resolved itself into a committee of the whole House, on a bill to alter the present mode of summoning jurors in this Commonwealth, and to provide for their compensation—Mr. Helm in the Chair;
and after some time spent therein, the Speaker resumed the Chair, and Mr. Helm reported that the committee had, according to order, had said bill under consideration, and had gone through the same with sundry amendments, which he handed in at the clerk’s table.

And then the House adjourned.

TUESDAY, FEBRUARY 10, 1835.

1. Mr. Jackson presented the petition of Daniel B. Tucker, who stands charged with felony in the Clay circuit court, praying a change of venue.

2. Mr. Agun presented the petition of sundry citizens of Woodford county, praying for an additional constable to said county.

3. Mr. Hansford presented the petition of the citizens of Crab Orchard, praying for the corporation of a Female Academy in said town.

4. Mr. Bowling presented the petition of sundry citizens of Mercer county, and also a remonstrance thereto, praying for an additional constable to said county.

Which petitions were severally received, the reading thereof dispensed with and referred; the first and second to the committee for courts of justice; the third to the committee on education; and the fourth to the committee of propositions and grievances.

Mr. Phelps from the committee of propositions and grievances, to whom was referred a bill to subject to county levy all slaves that may, each year hereafter be hired, or otherwise introduced into the county of Greenup—reported the same without amendment.

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

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

A message was received from the Senate, announcing the passage of bills which originated in this House, of the following titles, viz:

An act to repeal the law declaring Eagle creek a navigable stream from Sanders’ lower mill, to its mouth, approved Jan. 16, 1829.

An act to change the time of holding the Livingston, Caldwell and Hickman circuit courts, and for other purposes.

An act for the benefit of Amanda M. Rankin.
And the passage of a bill which originated in the Senate, entitled,
An act to establish an election precinct in the north part of Washington county.

On the motion of Mr. Hanson—
Ordered, That the committee for courts of justice be discharged from the further consideration of a bill to establish a new county out of the counties of Oldham, Henry and Gallatin.

Ordered, That the said bill be committed to the committee of propositions and grievances.

On the motion of Mr. Hanson, from the same committee—
Ordered, That said committee be discharged from bringing in a bill for the benefit of Jeremiah Rogers.

Mr. Hanson from the same committee, made the following report—which being twice read, was concurred in.

The committee of courts of justice have had under consideration the petition of John Peters and Nancy Gaines, administrators of Francis S. Gaines, deceased, and have come to the following resolution thereon, to-wit:
Resolved, That said petition be rejected.

Mr. Hanson from the committee for courts of justice, to whom was referred a bill for the benefit of David Carrier and Jacob Carrier, reported the same with an amendment, which being twice read was concurred in; and the said bill as amended, ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

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

By the committee of claims—1. A bill for the benefit of the jailer of Fayette county.

By the committee for courts of justice—2. A bill for the benefit of the heirs of John Hughes, jr.

3. A bill for the benefit of Daniel Gwyn’s heirs.

4. A bill to authorize the sale of certain real estate belonging to Terah T. Craig, an infant.

5. A bill for the benefit of the heirs of William E. King.

6. A bill for the benefit of the heirs of Thomas Ellis.

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

And thereupon the rule of the House, constitutional provision
and second and third readings of said bills having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

Mr. Hanson from the same committee, to whom was referred a bill to change the law in relation to tavern keepers in this Commonwealth, and for other purposes—reported the same with an amendment.

It was then moved and seconded to postpone the further consideration of said bill and amendment, until the first day of June next.

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

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


Mr. Gorin then moved to amend said amendment, by adding thereto the following additional section:

Be it further enacted, That the several county courts of this Commonwealth shall grant to any white person over the age of twenty-one years of age, who shall apply for the same, a license to retail spirits, upon their executing bond and security, as in cases of licensed tavern keepers: Provided, That said applicant shall first pay to the clerk of said court twenty-five dollars, which shall be accounted for and paid into the Treasury of this Commonwealth, by the said clerk: Provided, That nothing in this section shall require tavern keepers to pay more than ten dollars.

Be it further enacted, That all acts, or parts of acts, which come within the purview of this act, be and the same are hereby repealed.
And the question being taken on the adoption of the said amendment, it was decided in the negative.

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


The hour of 12, m. having arrived, the House proceeded to the orders of the day, and took up for consideration the amendments proposed by the committee of the whole House, to a bill to change the present mode of summoning jurors in this Commonwealth, and to provide for their compensation.

Mr. Gorin then moved to lay the 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. Helm and Williams, were as follows:


The said amendments were then twice read and concurred in.

Mr. Williams then moved an amendment by way of substitute for the said bill as amended, and after some discussion thereon, Mr. Faulkner moved the previous question, which call being sustained by the House, the question was put, "shall this bill as amended, be engrossed and read a third time?" which was decided in the affirmative.

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


And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with,

Mr. Faulkner again demanded the previous question, which being sustained by the House, the question was then put, "shall this bill pass?"

Which was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Dohoney and Faulkner, were as follows:


NAYS—Messrs. Agun, Anderson, Austin, Bailey, Bell, Bowing, Breck, Bullock, Cunningham, Daniel, Davis, Dohoney, Dunlap, Dyer, Eaves, Faulkner, Gorin, Hansford, Harris, Hart, Hayden,

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

And then the House adjourned.

WEDNESDAY, FEBRUARY 11, 1835.

1. Mr. Wortham presented the petition of sundry citizens of Grayson county, praying the establishment of an election precinct in said county.

2. Mr. Dugan presented the petition of the officers of the 31st Regiment Ky. Militia, praying for a modification of the Militia system.

3. Mr. Sprigg presented the petition of Abraham Jones and Elizabeth Leach, on behalf of the infant heirs of Daniel Leach, deceased, praying for the sale of the real estate of said heirs.

4. Mr. Morrow presented the petition of sundry citizens of Christian county, praying for three additional justices of the peace to said county.

Which petitions were severally received, the reading thereof dispensed with and referred; the first to the committee of privileges and elections; the second to the committee on military affairs; and the third and fourth to the committee for courts of justice.

A message was received from the Senate announcing the passage of a resolution, requesting the acting Governor to engage counsel on the part of the Commonwealth, in the trial of John U. Waring.

The said resolution was then taken up, twice read, and concurred in.

Ordered, That the clerk inform the Senate thereof.

Mr. Covington from the joint committee on enrollments, reported that the committee had examined sundry enrolled bills of the following titles, and had found the same truly enrolled, viz:

An act to authorize the erection of a school house, in the town of Crab Orchard.

An act for the benefit of Amanda M. Rankin.

An act to repeal the law declaring Eagle creek a navigable stream from Sanders' lower mills to its mouth, approved January 16, 1829.

An act for the benefit of Martha Ann Harris.

An act for the benefit of Steele and Lamm.
An act to authorize the county courts to increase the pay of pat­rollers in Woodford, Henry and Oldham counties.

An act regulating the fines and forfeitures of Marion county.

An act to repeal in part an act, entitled an act for building a bridge across Main Licking at Claysville.

An act to appropriate vacant lands in the county of Muhlen­burg, to build a bridge across Pond river.

An act for the benefit of Nancy Whelan.

An act to amend the several acts to suppress the practice of du­elling.

An act allowing additional constables to certain counties.

An act to incorporate a company to make a turnpike road through Lebanon, Greensburgh, Glasgow and Scottville, to the state line, in a direction to Gallatin.

An act to amend an act entitled an act to enlarge the bound­aries of Georgetown, and for other purposes, approved February 22d, 1834.

An act for the benefit of John Jones.

An act for the benefit of the Hopkins and Union Academies.

An act authorizing the county court of Graves county, to con­vey to John Anderson and Matthias Travis one quarter section of land each, for their services, in locating the Seminary lands of said county;

And a resolution requiring the acting Governor to employ counsel on behalf of the Commonwealth, in the trial of John U. Wa­ring.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Covington inform the Senate thereof.

Mr. Hines from the committee on Religion, made the following report, which being twice read, was concurred in.

The committee of religion have had under consideration the application of John Hall, requiring to be ,divorced from his wife, Ruth, and have come to the following resolution thereon:

Resolved, That said application be rejected.

The House proceeded to consider the amendments proposed by the committee for courts of justice, to a bill to change the law in relation to tavern keepers in this Commonwealth, and for other purposes; and an amendment having been proposed to the amend­ments, Mr. Garvin moved the previous question—which call be­ing sustained by the House, the question was then put upon engrossing and reading the original bill a third time—which was de­cided in the affirmative.

The yeas and nays being required thereon by Messrs. Harris and Breck, were as follows:

YEAS—Messrs. Alsop, Austin, Beaseman, Bristow, Burnett, Collins, Conway, Daniel, Dohoney, Dugan, Drake, Dyer, Daves, Estis, Farmer, Ford, Garvin, Gorin, Grubbs, Harrow, Hart, Hay...
Mr. Hanson from the committee for courts of justice, to whom was referred a bill to prevent the payment of ten thousand dollars subscribed to the Lexington and Georgetown turnpike company—reported the same without amendment, accompanied by a resolution, that said bill ought not to pass.

Ordered, That said bill be committed to the committee on internal improvement.

A message was received from the Senate, requesting leave to withdraw their report, announcing their disagreement to a bill which originated in this house, entitled,

An act for the benefit of Major King and others.

Ordered, That said leave be granted.

Mr. Sadduth from the committee of ways and means, reported the following resolution for the adoption of the house:

Resolved, That it is proper at this time, to pass a law requiring all corporations in which the Commonwealth holds stock, to report annually to the Legislature, during the first week of its session, and pay to the Treasurer all dividends due the Commonwealth, on any such stock.

Which being twice read, was concurred in.

On the motion of Mr. Mitchell, from the committee on internal improvement—

Ordered, That said committee be discharged from the further consideration of a resolution to inquire into the expediency of exempting foot passengers on the Wilderness turnpike road, from the payment of toll.

Mr. Mitchell from the same committee, to whom was referred a bill from the Senate entitled,

An act to amend the charter of the Bardstown and Louisville turnpike company.

Reported the same without amendment.

And thereupon the rule of the House constitutional provision and third reading of said bill having been dispensed with.
Resolved, That the said bill do pass, and that the title thereof be as aforesaid.

Ordered, That the clerk inform the Senate thereof.

Mr. Mitchell from the same committee, to whom was referred a bill to improve the road from Cloverport to Bowling-green.

Also, a bill regulating the public roads and highways in Bracken county.

Reported each of said bills without amendment.

The said bills were then severally ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision, and third reading of the latter bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

Mr. Mitchell from the same committee, to whom was referred a bill to improve the navigation of Goose creek.

Reported the same without amendment.

Ordered, That the said bill be engrossed and read a third time to-morrow.

Mr. Covington from the committee on education, to whom was referred a bill for the benefit of Augusta College.

Reported the same with amendments.

Which being twice read, was concurred in.

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

A bill for the benefit of Isaac Smith, was read the first time, and ordered to be read a second time.

And thereupon the rule of the House, constitutional provision and second reading of said bill having been dispensed with,

Ordered, That said bill be committed to the committee on claims.

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

By the committee for courts of justice—1. A bill for the benefit of William Clark Twyman.

By the same—2. A bill allowing an additional constable to Woodford county, and for other purposes.

By the committee on ways and means—3. A bill to repeal an act, entitled an act to organize a fire company in the town of Nicholasville, approved Nov. 26, 1831.

By the committee on internal improvement—4. A bill to repeal the act declaring Rockcastle creek navigable.

By the same—5. A bill to enlarge the bounds of the town of Crab Orchard.
By Mr. Hines—6. A bill to amend an act, entitled an act, establishing a fire company in the town of Bowlinggreen, and for other purposes.

By Mr. Sudduth—7. A bill to change the place of voting in the Sharpsburg precinct in Bath county.

By Mr. Winfrey—8. A bill authorizing Granville Bowman to erect a gate across a certain road in Cumberland county.

By Mr. Drake—9. A bill to regulate the appointment of jailers in this Commonwealth, and for other purposes.

By Mr. Burnett—10. A bill to appropriate the fines and forfeitures in Livingston, Mason and Cumberland counties, to the reduction of the levies of said counties.

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

And thereupon the rule of the House, constitutional provision and second and third readings of said bills having been dispensed with, and the same being engrossed.

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

The house then took up for consideration the resolution of the select committee appointed to inquire into the official conduct of Henry O. Brown, which being twice read, was concurred in, as follows:

Resolved, That the committee of five, raised to inquire into the official conduct and qualifications of the Hon. Henry O. Brown, be discharged from the further consideration of the matters referred to them by said resolution, there appearing nothing to demand the further action of the Legislature, against the said Henry O. Brown. The committee return therewith an abstract of the testimony brought before them.

Mr. Gaines moved that the testimony taken in said investigation, be spread on the journal; and the question being taken thereon, it was decided in the affirmative.

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


NAYS—Messrs. Agun, Anderson, Austin, Bristow, Brown, Da-

The testimony aforesaid is in the following words:

J. Phelps, having been called upon by the committee of courts of justice, to state, whether there existed any complaint as to the qualifications and judicial conduct of Judge Brown, and having, together with others, responded in the affirmative, deems it due to himself, as well as those he represents, to suggest to the select committee, appointed by the House of Representatives, to inquire into the qualifications and conduct of said Judge, evidence which will prove or tend to prove, the incompetency and want of qualifications of said Judge, and for that purpose, would suggest and propose that the following evidence be received and procured by said select committee, viz:

That copies of petitions and affidavits of the parties thereto, for change of venue, in some thirty or more causes, which have been taken from said Judge's district to other districts, on account of causes applicable to said judge, as tending to show undue prejudices and partialities, on the part of the Judge, towards suiters, &c. as also his unfitness for the discharge of the duties of his office.

That the records and certified copies from the records of the different courts in his district, together with the evidence of individuals as to many particular facts, be received by the committee, for the purpose of proving frequent contradictions and inconsistencies, in the decisions of said Judge, in many palpable cases, which will show or tend to show, not only incompetency, but also partiality and prejudice on the part of said Judge.

January 29, 1835.

W. M. K. Wall—States that he is, and has been, the prosecuting attorney in Judge Brown's district, ever since he (the said Brown) was appointed Judge; witness believes the people of the district are generally well satisfied with the Judge; formerly there was considerable dissatisfaction, which has now subsided. He believes Judge Brown's legal attainments are such as to make him a respectable Judge; that he is not obnoxious to any charge of moral dereliction, his integrity and impartiality being such as are not to be questioned; that he is vigilant on the bench and attentive to business. Witness believes, that considering the salaries of the Judges now presiding in the State, which are not such as to command the best talents, Judge Brown's legal talents are respectable; that it is true, he, the said witness, has sometimes been dissatisfied with
the Judge's decisions—but that he has found such decisions, upon appeal, were frequently affirmed.

W. K. Wall—Stated that a man was indicted in Boone county, upon a charge for an attempt to commit a rape; that witness was the prosecuting attorney; thought the testimony was such as would have induced him to join in a petition to the Governor for pardon, had he been condemned; that one of the jury left, in consequence of the sickness of his family, or something of that kind, so that the case could not be disposed of that term by a verdict; that it was the fall term; that in order to save expense to the Commonwealth, he consented that the attorney for defendant, might, at that time, move to quash the indictment; he waived all objections to the motion being then made; the motion was accordingly made, and the indictment quashed, and the man discharged. Witness did not think proper to pray him into custody, and proceed further against him. He did not recollect whether the jury were brought into court after they were sent out first, or not. Did not recollect any act on the part of Judge Brown, reprehensible, during the trial.

That witness and Judge Brown read law together; thought he was as well read in the elementary principles of law, as most young lawyers who come to the bar; that when he was appointed Judge, there was a general opinion among the bar, that he was not qualified on the score of legal attainment; he had then, for some time, been engaged in other pursuits; that he has improved much since he had been upon the bench, particularly in the decisions of the court of appeals; that he thinks the best legal attainments in the country ought to be upon the bench, particularly in the decisions of the court of appeals; that in that point of view, he considered Judge Brown not qualified—but considering the present system, he thought him respectable; thought there was more satisfaction with the Judge latterly; thought the members of the bar had been in the habit of speaking lightly of Judge Brown's legal attainments, but that he had been dealt unfairly with; that he had been made the scape goat of lawyers, to bear all the blame of their failures; that he did not recollect having heard any lawyer say he was qualified on the score of legal attainment; but, he thought the opinions against, and even his own, had been frequently produced by failures in their causes. I do not think Judge Brown's friends have even set up claims for him, for superior legal attainments.

William Southgate—States that he resides in Campbell county, in which and in Boone, and occasionally in Grant, he has for several years been a practicing lawyer. Witness believes there is no general dissatisfaction with the Judge in any of the counties in which he practices. The people of Campbell are generally satisfied. In Boone there is more dissatisfaction, which he
thinks is confined to a few. He knows nothing of the state of feeling in Grant; has heard of no dissatisfaction. Witness believes Judge Brown's legal attainments are respectable; that he is altogether impartial as a Judge; that if he has errors, that they are not of the heart; that he is vigilant and attentive to business; and that his integrity and moral character are irreproachable. Witness has known Judge Brown to give judicial opinions in one cause or at one court, and afterwards at a different court, or in another cause, to give different opinions where the same legal principles were involved; but generally, if reminded of his former decisions, the Judge would state that he had there decided wrong and was disposed to correct his decisions. He has sometimes thought that the Judge gave contradictory decisions in the same cause, but in this, he may have been mistaken, as his capacity was perhaps not such as to enable him always to judge of the correctness of the Judge's decisions. Witness has never been able to discover any partiality of the Judge towards the lawyers, and believes there can be no well founded complaint. Judge Brown is always willing to certify and sign bills of exceptions when fairly presented. Believes there is less difficulty with him in this respect, than any Judge he ever knew. He never knew of its being necessary to resort to bystanders, except once.

Lewis Sanders—States that he practiced before Judge Brown from 1829, till May last. Where witness practiced, there was considerable dissatisfaction with him as a judge. He was complained of on the ground of incompetency. Witness had difficulties with Judge Brown, and had prejudices against him; he may be somewhat influenced thereby. He never discovered any partiality of the Judge between litigants. He has thought the Judge was partial to lawyers, and that Mr. Phelps and himself had been objects of the Judge's displeasure; that the Judge's moral character is now unexceptionable. Witness has known better Judges and worse ones; that the Judge was once thought to be negligent in attention to his courts, but that witness had heard of no complaints on that ground during the last two terms that he practiced before him; that he has practiced in Grant, and occasionally in Boone and Campbell. Witness believes that the opinions of the people of the district have not undergone much change as to the Judge's incompetency.

John J. Marshall—States that he had been in the habit of attending the Boone circuit court until the last two years, within which time he has been but once to said court. Witness did not attend court for the purpose of practicing as a lawyer, except in two cases. In one of the cases he presented several legal points for the Judge's decision, all of which were decided against him,
and be then thought the Judge's decisions on such points, palpably wrong; upon appeal, all the decisions of the Judge upon the points presented in said case, were reversed, so far as they were examined by the appellate court.

In the other case witness presented several points which were all decided against him, and he believed erroneously. He did not stay however to finish the case, as his client suggested to him the propriety of abandoning the case, as he thought the Judge was prejudiced against witness, and would not decide any point in his favor. Witness, however, did not think the Judge was prejudiced against him, nor that his decisions were given from any such motives. He left the case, however, and on the next day, another lawyer, who had been associated with him, was more fortunate, as the Judge changed his opinions on some points presented before by witness—and the case was gained.

Witness then attributed the inconsistent decisions of the Judge to his want of capacity—and from the members of the bar's being in the habit of speaking lightly of the Judge's qualifications, he had concluded that the opinion of his incompetency was generally entertained. He never saw the Judge behave improperly as to mere behaviour, nor ever witnessed in him anything which he thought could be attributed to partiality; and he believed his integrity and moral character unimpeachable. Witness heard a general complaint of the Judge's incompetency among the members of the bar, but his attendance on court was not such as to enable him to decide for himself, as to the Judge's capacity. In one case the Judge's decision was pronounced wrong by all the bar, with the exception of the successful lawyers; upon appeal, however, the Judge's decision was affirmed.

JAMES SUNDIN—States that Judge Brown's moral character is excellent. He has not regularly practiced before Judge Brown, and has no general acquaintance in his district, having only occasionally practiced in Nicholas. Has never discovered in the Judge the slightest partiality. From what witness has seen of him, he could not say he was an incompetent Judge. He had believed that in the management of some cases, the Judge had manifested a want of decision and firmness. The cases, however, were difficult and perplexing land suits, which had been thrown into his district. He thought him an attentive and industrious Judge.

THOMAS D. CARNEAL—States that he has known Judge Brown from boyhood, and has resided in his district till within the last few years; that the Judge's moral character is excellent—and that he is impartial as a Judge, so far as comes within his knowledge, and an attentive one to business. Witness does not conceive himself capable of judging whether Judge Brown is legally competent or
not, not being himself a lawyer. He thinks him a good Judge so far as integrity is concerned, but believes he once decided wrong against him. Witness has heard some of the lawyers speak very contemptibly of him as a Judge, when he would decide against them—whilst others would speak very well of him; has heard several of the old farmers speak hard of him on account of his long charges to the grand jury—but has heard no general complaint from the country.

James R. Currie—States that he resides in Harrison county, and is a practicing lawyer in Judge Brown's district; that Judge Brown's character is good; and that he has never seen an instance in which he indicated any thing like partiality, prejudice or unwarrantable passion. He believes the Judge's integrity unimpeachable. Practices himself in but two counties, Harrison and Pendleton. Witness has heard some complaints, but thinks they are not general. He supposes that an increase of salary would not bring to the bench a Judge of better attainments; but considering Judge Brown's industry, his integrity, his independence, and his good moral character, he believes he comes up, at least to mediocrity, in his qualifications as a Judge.

James Southgate—States that he has been a practicing lawyer in Campbell county for the last four years; has never heard the Judge's moral character questioned, and believes him to be a man of integrity; that he is generally attentive to his duties as a Judge, and dispatches business with the usual vigilance; believes him impartial between the lawyers. Owing to some difficulty between the Judge and Mr. Phelps, witness has thought that the Judge, on some occasions, cut him short, by speaking to him in a short and abrupt manner, but without using any offensive expression.—The Judge's manner of speaking to lawyers when on the bench, was generally the same, and he had often spoken in the same short manner to witness himself; could not say that the Judge's manner of speaking to Mr. Phelps was owing to feeling, as he could discover no partiality in his decisions of the law. In point of legal capacity, witness does not think Judge Brown a first rate lawyer, but believes him as respectable as many of the circuit Judges;—does not think there is any general complaint against him.

T. B. Woodyard—Came to the bar in Harrison about two years, and has practiced before Judge Brown, during that time; practice confined to Harrison; believes him an impartial Judge, and an attentive one to business; that there is no general complaint.

Thomas N. Landsey has practiced before Judge Brown for some four or five years; his evidence is substantially the same as the foregoing witnesses.
ANDREW Moore resides in Harrison—his evidence corresponds with the evidence of Mr. Woodyard.

JOHN Trimble knows Judge Brown well; practices before him in three courts, and has heard of no general complaint; has never seen anything in him like partiality; thinks him an attentive Judge to business; thinks he stands on an equal footing in point of legal capacity with a majority of the Judges of this Commonwealth,—and that the business in his court is attended to by him, with as much dispatch as any Judge he has practiced before.

Charles H. Lamrime, resident of Harrison, agrees with the former.

John N. Talliaferro, Clerk of Campbell, thinks him an impartial Judge; that he has never seen him treat lawyers or litigants with partiality or impropriety; thinks there is no general complaint against him; has heard some complaints, which were confined to lawyers or litigants.

Jesse Henry, sheriff of Harrison; no general complaint against Judge Brown, either on account of integrity or impartiality—good character.

William Moore, same evidence.

Wm. H. Lacy, sheriff of Campbell—Judge Brown very attentive; seen nothing like tyranny or oppression on his part—agrees with Henry and Moore.

Samuel Winston, of Campbell, Newport—same evidence.

Richard Southgate, of Campbell—has never heard of any complaints against Judge Brown's integrity or impartiality as a Judge.

John M. Caldwell—same evidence.

Sidney Sherman—same evidence.

The House then, according to the standing order of the day, resolved itself into a committee of the whole House, on a bill establishing a board of internal improvements, and for other purposes—Mr. Ford in the Chair; and after some time spent therein, the Speaker resumed the Chair; and Mr. Ford reported that the committee had, according to order, had said bill under consideration, and had made some progress therein, but not having time to go through the same, had instructed him to ask for leave to sit again—which was granted.

Mr. Bristow from the select committee appointed for that purpose, reported the following preamble and resolution:

Whereas, it is represented to the General Assembly of Kentucky, that great injury is sustained by the growers of tobacco in
this Commonwealth, by reason of the law of the State of Louisiana regulating the inspection of tobacco, at the port of New Orleans. This law requires, that the tobacco inspected, shall be put into three distinct classes; and custom has made a difference of one dollar per hundred, in the respective classes, viz.—The difference of one dollar between the first and second, and the same difference between the second and third, when, in truth, there is no difference in the quality of the tobacco, which can be detected by the strictest scrutiny of the purchaser. This fact has been amply demonstrated, by removing the slip of paper on which is inscribed the class of tobacco, according to the inspector’s judgment, and thus presented to the purchaser; wherefore,

_B: it resolved, That the Legislature of Louisiana be respectfully requested to take the law regulating the inspection of tobacco, at New Orleans, under consideration, and so amend it, as to obviate the evils of the existing law of that state on this subject._

_Further resolved, That the acting Governor of this state do forward a copy of the foregoing preamble and resolution to his Excellency, the Governor of the State of Louisiana, with the request that he will communicate the same to the Legislature of that state._

And thereupon, the rule of the House having been dispensed with, the same was taken up, twice read and adopted.

_Ordered, That the clerk carry the same to the Senate, and request their concurrence._

Mr. Agun from the select committee, to whom was referred a bill from the Senate, entitled,

_An act to authorize the trustees of the town of Versailles to sell part of a street in said town._

_Reported the same without amendment._

And the question being taken on reading the said bill a third time, it was decided in the negative; and so the said bill was disagreed to.

_Ordered, That the clerk inform the Senate thereof._

_Leave was given to bring in the following bills:_

_On the motion of Mr. Williams—1. A bill to authorize the clerk of the Wayne county court, to transcribe certain records in their office._

_On the motion of Mr. Austin—2. A bill to amend the several acts in relation to the town of Morgantown._

_On the motion of Mr. Gorin—3. A bill to appropriate six thousand acres of land in the district of country west of the Tennessee river, for the purpose of building a bridge across Skeegs’ creek, in Barren county, where the Gallatin road crosses the same._

_On the motion of Mr. Phelps—4. A bill to amend the several_
laws in relation to the establishment and regulation of ferries in this Commonwealth.

On the motion of Mr. Hanson—5. A bill to regulate the election precincts in Clarke county.

On the motion of Mr. Murray—5. A bill for the benefit of John S. Stokes.

On the motion of Mr. Blair—7. A bill to incorporate a company for the purpose of constructing a turnpike road from Millersburg, in Bourbon county, to the mouth of Big Sandy, by the way of Carlisle, Flemingsburg and Greenupburg.

On the motion of Mr. Samuel—8. A bill to authorize the erection of a bridge across the Kentucky river, from North to South Frankfort.

On the motion of Mr. Wortham—9. A bill appropriating some of the vacant lands west of the Tennessee river, to build a seminary of learning in the county of Grayson.

On the motion of Mr. Helm—10. A bill to incorporate a company to construct a rail road from Louisville, passing through, or in the vicinities of Elizabethtown, Munfordsville and Bowling green to the state line, in the direction to Nashville.

On the motion of Mr. Conway—11. A bill concerning jailers in this Commonwealth.

On the motion of Mr. Garvin—12. A bill for the benefit of the heirs of Thomas Harris, deceased, and for other purposes.

Messrs. Williams, Gorin and Breck were appointed a committee to prepare and bring in the first; Messrs. Austin, Dyer and Harris the second; Messrs. Gorin, Murrell and Mansfield the third; Messrs. Phelps, J. J. Thomas, Gaines, Turpin and Murray the fourth; Messrs. Hanson, Ryan, Dugan and Harrow the fifth; the committee of propositions and grievances the sixth; Messrs. Blair, Andrews, Collins, Chevis, Triplett and C. C. Marshall the seventh; the committee of internal improvement the eighth; Messrs. Wortham, Pomeroy and Hart the ninth; Messrs. Helm, Graves, Brown, Alsop, Gorin, Garvin and Covington the tenth; Messrs. Conway, Helm and Richardson the eleventh; and Messrs. Garvin, Trumble and James Thomas the twelfth.

Mr. Davis moved to obtain leave to bring in a bill to repeal so much of the act to increase the revenue, approved February 13, 1834, as excepts fifty dollars worth of cattle from taxation.

The question being taken on granting leave to bring in said bill, it was decided in the negative—and so the said motion was disagreed to.

The yeas and nays being required thereon by Messrs. Davis and—-, were as follows, viz:

**YEAS—** Messrs. Cunningham, Davis, Drake, Faulkner, Hanson, Hollingsworth, Matson, Murray, O'Brian, Sprigg, Stevenson—11.

Mr. Tompkins from the select committee, to whom was referred a bill for the benefit of Shannon Reid and wife—reported the same without amendment; the said bill was then ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

Mr. Farmer moved the following resolution, which was twice read and adopted, viz:

Resolved by the House of Representatives of the Commonwealth of Kentucky, That the committee of courts of justice, be instructed to inquire into the practice of citizens of the adjoining states, of driving their stock into this state for the purpose of range, and if practicable, to report a bill to prevent the same, by imposing a tax on the stock, or otherwise.

Mr. Brown moved the following resolution, which was twice read and adopted, viz:

Resolved, That the committee of propositions and grievances be discharged from the further consideration of the petition of the citizens of Louisville for a new county, and the remonstrance thereto.

And also the petition of the voters of Jefferson county, praying to be separated from the citizens of Louisville, and referred to a select committee.

Whereupon, Messrs. Brown, Alsop, Pomeroy, Miller, Conway and Estis were appointed a committee pursuant thereto.

Mr. Burks from the select committee appointed for that purpose, reported a bill appropriating six thousand acres of land warrants west of the Tennessee river, for the erection of a bridge across Pitman's creek, below Barnett's mill, in Green county, where the road crosses from Greensburg to Louisville—which was
received and read the first time, and ordered to be read a second time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

The yeas and nays being required on the passage of said bill by Messrs. Montgomery and Burks, were as follows:


Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

Mr. Anderson from the select committee appointed for that purpose, reported a bill providing for removing obstructions in Green river;

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

And thereupon the rule of the House, constitutional provision and second reading of said bill having been dispensed with, the same was committed to the committee for courts of justice.

Mr. Mitchell moved that a message be sent to the Senate, requesting leave to withdraw the report of the passage of a bill, entitled:

An act to change the mode of summoning jurors in this Commonwealth, and to provide for their compensation.

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

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

YEAS—Messrs. Agun, Beaseman, Bowling, Breck, Cunningham, Daniel, Drake, Dunlap, Dyer, Eaves, Faulkner, Ford, Graves, Harris, Hart, Hayden, Helm, Jackson, Johnson, Jordan, Kendall, McClure, Miles, Mitchell, Montgomery, O'Brian, Samuel, Sprigg,
Feb. 12.] HOUSE OF REPRESENTATIVES.


And then the House adjourned.

THURSDAY, FEBRUARY 12, 1835.

A message was received from the Lieutenant and acting Governor, announcing that he had signed and approved sundry enrolled bills which originated in this house, of the following titles, viz:

An act for the benefit of the sheriff of Pulaski and Garrard counties.

An act for the benefit of the Glasgow Academy.

An act to legalize the proceedings, and to extend the powers of the trustees of Elizabeth, in the county of Hardin.

Approved 13th Jan. 1835.

An act to authorize the clerk of the county court of Boone, to record certain deeds.

An act for the benefit of constables.

An act allowing additional justices of the peace and constables, to certain counties.

Approved 16th Jan. 1835.

An act to repeal in part, and to amend in part an act, entitled an act, to incorporate a company to establish a turnpike road from the city of Louisville, by the way of the mouth of Salt river, Elizabeth-town, Munfor’dsville and Bowling-green, to the State line, in a direction to Nashville.

An act to establish a mechanic’s institute in the city of Louisville.

An act establishing an election precinct in Russell county, and to change the place of voting in a precinct in Green county.

An act to establish an election precinct in the county of Meade.

An act to authorize the insertion of advertisements in the Kentucky Whig and Flemingsburg Advertiser, and the Baptist Banner and Journal of Health.

An act for the benefit of William Babcock.

An act for the benefit of the surveyor of Harrison county.
An act to change the place of voting in certain precincts in certain counties.

An act to legalize the proceedings of the court of assessment of the 16th regiment of Kentucky militia.

An act to establish an election precinct at Keasburg, in the county of Logan.

Approved 17th Jan. 1835.

An act to repeal in part, and amend in part the act, establishing a road from Louisville to the State line, in a direction to Knoxville.

An act to establish in part the line run between the counties of Barren and Hart.

An act to authorize the county court of Clarke to increase the pay to patrolers of said county.

An act for the benefit of Polly Delong.

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

Approved 20th Jan. 1835.

An act providing for the payment of attorneys prosecuting pleas of the Commonwealth in certain cases.

An act giving further time to clerks to renew their official bonds.

An act to incorporate the Covington Fire Insurance Company.

An act to change the time of holding the county courts of Meade and Russell.

An act for the benefit of Catharine Sampson.

An act to authorize the county court of Nelson to correct its proceedings at the court of claims in November, 1834, and for other purposes.

Approved 24th Jan. 1835.

An act to incorporate the Richmond Female Academy.

An act for the benefit of the subscribers to the Evangelical Episcopal Church in Shelby county.

An act for the benefit of Jesse Reid.

An act to repeal certain acts regulating roads in the county of Fayette.

An act for the benefit of Susan Henderson.

An act for the benefit of Enos Lasseter, Thomas D. Parker and John L. Henderson.

Approved 28th Jan. 1835.

An act concerning the town of Nicholasville.

An act to continue and extend the Salt Works' turnpike road from C. and J. White's furnace, to Wilson's and Quarrrier's furnace.

An act for the benefit of William P. Grigg.

An act for the benefit of Richard L. Fox and Sarah Ann Fox his wife, and their infant children.
An act to establish election precincts in the counties of Nicholas, Bourbon, Pendleton and Campbell.

An act to repeal in part, and amend in part, “an act to establish seminaries of learning in the counties of Monroe, Grant, Todd, Trigg, Ohio and Daviess, approved December 13, 1820.”

Approved 29th Jan. 1835.

An act to incorporate the male and female Academy of Lebanon, and the female Academy of Glasgow.

An act to amend an act, entitled an act to incorporate a company to construct a turnpike road from Covington through Williamstown and Georgetown, to Lexington, in Fayette county, approved Feb. 24, 1834.

An act to extend the terms of the Green circuit court, and for other purposes.

An act to amend an act entitled an act, establishing the Shelbyville Library Company.

An act to establish an election precinct in the town of Pleasantville, in Henry county.

An act for the benefit of Ann Thornton and her children.

An act to incorporate the Georgetown Female Academy.

An act for the benefit of James C. Wilmore.

An act for the benefit of the representatives of James Glenn, deceased.

Approved 3d Feb. 1835.

An act concerning the office of sheriff.

An act to change the place of voting in McGee's precinct, in Christian county.

An act to reduce into one the several acts concerning the town of Glasgow.

An act to continue in force, and to amend an act, incorporating the Maysville Insurance Company.

An act for the benefit of Mary Ann Parish.

An act for the benefit of the heirs of Thomas Wilcoxen.

Approved 9th Feb. 1835.

An act to incorporate a company to make a turnpike road through Lebanon, Greensburgh, Glasgow and Scottsville, to the state line, in a direction to Gallatin.

An act allowing additional constables to certain counties.

An act to amend an act, entitled an act, to enlarge the boundaries of Georgetown, and for other purposes, approved Feb. 22, 1834.

An act for the benefit of John Jones.

An act for the benefit of the Hopkins and Union Academies.

An act to amend the several acts to suppress the practice of duelling.
An act to authorize the county court of Graves county, to convey to John Anderson and Matthias Travis one quarter section of land each, for their services, in locating the Seminary lands of said county.

An act for the benefit of Nancy Whelan.

An act to repeal in part an act, entitled an act for building a bridge across Main Licking at Claysville.

An act to appropriate vacant lands in the county of Muhlenburg, to build a bridge across Pond river.

An act regulating the fines and forfeitures of Marion county.

An act to authorize the county courts to increase the pay of patrolers in Woodford, Henry and Oldham counties.

An act for the benefit of Steele and Lamm.

An act for the benefit of Martha Ann Harris.

An act to authorize the erection of school house in the town of Crab Orchard.

An act for the benefit of Amanda M. Rankin.

An act to repeal the law declaring Eagle Creek a navigable stream from Sanders' lower mills to its mouth, approved January 16, 1829.

Ordered, That the clerk inform the Senate thereof.

A message was received from the Governor, by Mr. Cox, which was taken up, and read as follows, viz:

GENTLEMEN OF THE HOUSE OF REPRESENTATIVES:

In compliance with a resolution of the House of Representatives, at the last session, making it my duty to correspond with the Executive of the State of Tennessee, on the subject of the boundary line between the two States, I wrote to Governor Carroll sometime during the last summer, and now transmit to you the result of the correspondence.

By the first article of the compact or treaty, entered into by commissioners on the part of Kentucky and Tennessee, on the second day of February, 1820, it was stipulated, that the line run by the Virginia commissioners, in the year 1779, or 1780, commonly called Walker's line, as the same is reputed, understood and acted upon by the said states, their officers and citizens, from the south-east corner of Kentucky to the Tennessee River," &c. "shall be the line of boundary and separation between the States of Kentucky and Tennessee."

By the third article, it was further stipulated, that "whenever the Governor of either State shall deem it expedient to have the boundary between the two States, which is east of the Tennessee River, or any part thereof, run and plainly marked, he shall cause a notification thereof to be communicated to the Governor of the other State, and thereupon, with all convenient dispatch, two surveyors shall be appointed for that purpose, one by
the Governor of each State; and the surveyors so appointed, shall have power to employ a competent number of chain carriers and assistants; and they shall ascertain, survey and mark said line plainly and durably, having due respect to the provisions of the first article hereof; and it shall be the duty of said surveyors to make out and sign duplicate plats and reports of their surveys and proceedings, to be communicated, by each surveyor, to the Governor of his respective State, to be deposited and preserved in the office of the Secretary of State, for a testimony and memorial of the boundary between said States," &c.

No controversy now subsists in respect to the boundary, except on the line from the corner of Monroe and Allen counties, to the Tennessee River; and in the year 1830, surveyors were appointed, by the proper authorities of the two States, to run and mark the same. They made their reports according to the terms of the last mentioned article—one of which, together with a plat of their survey, is now on file in the office of the Secretary of State.

In relation to the only disputed parts of the line, namely: those which separate the counties of Simpson and Trigg from the State of Tennessee, the surveyors report:

"We then, in the same manner extended the same (line) along the county of Simpson, until we came to a certain beech tree, in the line near Drake's creek. Here we were informed by the citizens, both of Kentucky and Tennessee, that the reputed line took an offset S. 62. W. to a certain Black Jack standing in the road leading from Nashville to Lexington; and thence again, taking another offset, northwardly, to a certain gum tree standing in Walker's original line. Not conceiving it to be our duty, nor feeling disposed to settle the question relative to the true line of separation between the two States, adjoining this part of Simpson county, we concluded to lay down correctly every object necessary to be understood for its final settlement by the proper authority, and then to extend and mark Walker's original line, which we readily found, from the beech to the gum (see plat.)

"Having performed all that we deemed necessary or expedient, along the counties of Allen and Simpson, we repaired to the S. East corner of Trigg county, which we found plainly marked on Walker's original line. We then retraced and marked Walker's line, which we found without much difficulty, except at intervals through the barrens, all along adjoining the county of Trigg; until we came within about a mile of the Cumberland river, where it suddenly terminated; but we extended the same, according to the course of its termination, across to the Tennessee River—marking it all along in the usual way, supposing it to have been originally run by Walker; and not knowing at the time, that any other line in the neighborhood had been run by him. We then ran due north from where we struck the Tennessee River, until we intersected
another line, said to have been run by Walker, from the Tennessee River, eastward, by way of correction, after he stopped on the Cumberland River, near the mouth of Saline creek, supposing himself to have been there in an error. To satisfy ourselves that this line, commencing on the Tennessee River, and running eastward, was really run by Walker, we cut from a large oak tree standing near where we first intersected the line after running due north, a block containing the marks of Walker's original line—which are a blaze with two chops above and two below it. After counting the annual growths of the tree contained in the block, from the bark to where we discovered the mark of the axe, we ascertained that they were precisely fifty, which corresponds with the date of Walker's survey of the line.

"Being perfectly satisfied, therefore, that this line, also, was run and marked by Walker, we retraced and marked the same eastwardly, so far as we could find any ancient marks. (see plat.)

"We would further report, that no 'doubt exists as to the true boundary line between the States of Tennessee and Kentucky,' adjoining the aforementioned counties; nor do the 'citizens' of either State 'experience' any 'difficulty or inconvenience,' with regard to the same, except in the territory represented on the plat by the triangular space between the beech, black jack and gum; and in the territory represented on the plat by the space east of the Tennessee River, and the north and south line drawn between Walker's two lines east of the Cumberland River. But we are informed, and believe that the State of Tennessee has ever exercised jurisdiction over the latter; and the inhabitants, amounting to between 60 and 80 families, have ever considered themselves as citizens of that State, and acted accordingly; and we are also informed and believe, that the State of Kentucky has ever exercised jurisdiction over the former; and the inhabitants, amounting to between 10 and 15 families, have ever considered themselves as citizens of that State, and acted accordingly.

"In conclusion; without presuming to transgress the legitimate bounds of our duty, or intending, in the least, to dictate to the respective authorities under which we act—we would respectfully beg leave to suggest and recommend, that the whole controversy be ended and settled in the following way:

"Let Tennessee yield to Kentucky her claim to the triangular territory; and let Kentucky yield to Tennessee her claim to the other territory in dispute; provided such an arrangement can be made without prejudicing the private claims of citizens of either State. We would finally remark, that our motives for making this suggestion, are influenced by no other considerations than those arising from that justice and expediency which the peculiar circumstances of the case seem to require; and we confidently be-
believe that we represent the feelings and wishes of a great majority
of the citizens of both States, who are interested."

In this condition the line was left, no act of satisfaction having
passed by either State, as far as is known to this department. It is
not conceived that any was indispensably necessary to give valid-
ity to the line as run and marked by the surveyors. Inasmuch as
the article of the compact, before quoted, seemed to regard the
report of the surveyors as conclusive on the subject.

The Legislature of Tennessee, however, at its session 1833,
passed the resolution asserting the jurisdiction of that State over
the disputed territory on the line of Simpson county, which gave
rise to the action of the House of Representatives at the last ses-
sion. That resolution, it seems by the letter of Governor Carroll,
a copy of which is herewith transmitted, was not properly ad-
vised, and has never been attempted to be enforced.

You will find among the papers enclosed, a plat of the disputed
territory, copied from the report made by the surveyors.

I submit the whole to your consideration, with a recommenda-
tion, on my part, that the controversy be now settled by the estab-
lishment of the line as surveyed and marked by the surveyors,
Messrs. Munsell and Bright, in 1830.

J. T. MOREHEAD.

February 12, 1835.

Letter of the Governor of Kentucky to the Governor of Tennessee,
dated, 26th July, 1834.

EXECUTIVE DEPARTMENT.

Frankfort, 26th July, 1834.

SIR:—I have the honor to enclose you a copy of a report and
resolution of the House of Representatives of this State, adopted
by that house at the last session of the General Assembly, to
which it is made my duty to solicit your Excellency's attention.—
Having no official information that such a resolution as that alluded
to in the report of the committee, has been passed by the Legisla-
ture of Tennessee, I can do no more for the present than very
respectfully to make the inquiry of your Excellency. Should it
result that such an act is in force in Tennessee, and that it is in-
tended to assert the jurisdiction of that State over the territory
which is included within the limits embraced by the triangle repre-
sented on the plat of the survey made by Messrs. Bright and
and Munsell, in 1830, and a copy of which is no doubt on file in
the Executive Department of your State, I would call the atten-
tion of your Excellency, to the terms of the report made by
those gentlemen, and especially to the compact or agreement made
by commissioners of our respective States in Frankfort, on the 2d
of February 1820, which was duly ratified by the General As-
sembly of Kentucky, on the 11th of February of the same year.
Waiving, in this communication, any examination into the validity
or invalidity of the title, which the State of Tennessee may have to the territory which has been so long the subject of negotiation and dispute, I shall feel myself indebted to your Excellency for a copy of any act which the Legislature of Tennessee may have adopted, of late, on the subject, and a suggestion of the views, if known to your Excellency, which, on the part of the Legislature, may have led to its adoption. It is alike due to the faith of the respective States, and the mutual good understanding which subsists between them, and which it shall be my endeavor carefully to maintain, that the policy of either, in relation to the contested question of the boundary between them, should be reciprocally understood, so that its adjustment may be founded on a friendly and satisfactory basis. It has not, I venture to say, entered into the contemplation of the Legislative authority of this State, that any further legislation was necessary on the part of either State, on the subject of the boundary,—especially since the report of Messrs. Bright and Munsell, had shown so satisfactorily, that the reputed line from the beech to the black jack, and from the black jack to the gum, on the Simpson county line, was regarded and observed by the citizens of Tennessee and Kentucky respectively, as the true boundary line; and that the jurisdiction of this State over the territory included within those limits had not, by those citizens, been seriously called in question; thus bringing that line within the terms of the stipulation contained in the first article of the compact or agreement, signed by the commissioners in 1820. If a different view has been entertained by your Excellency, and has led to the adoption of any measures, inconsistent with the construction which the people of Kentucky have placed on that stipulation, I would be thankful to your Excellency for a full and ample expression of it, in order that the grounds on which the State of Tennessee now rests her claims to jurisdiction over the territory in question, may be distinctly understood, and that an opportunity may be afforded for a final settlement of the claims of the two States.

I have the honor to be, &c. &c.

JAMES T. MOREHEAD.

HIS EXCELLENCY, GOV. CARROLL.

LETTER OF THE GOVERNOR OF KENTUCKY, TO THE GOVERNOR OF TENNESSEE:

Dated, 13th October, 1834.

EXECUTIVE DEPARTMENT,
FRANKFORD, 13th OCT. 1834.

SIR:—I had the honor to address you, on the 26th of July last, in obedience to a resolution of the House of Representatives, at the last session of the Legislature of this State, respecting that part of the boundary line between Kentucky and Tennessee, which
separates the county of Simpson from the latter; and I enclose a copy of the resolution, by virtue of which it became my duty to call your attention to the subject.

Having received no reply to my letter, and apprehending that it may not have reached you, I now take the liberty to enclose a copy, and to solicit the early attention of your Excellency to its contents.

Very respectfully,
I have the honor to be, &c.
J. T. MOREHEAD.

His Excellency, Gov. Carroll.

Letter of the Governor of Tennessee, to the Governor of Kentucky, dated, 25th October, 1834.

EXECUTIVE OFFICE, TENNESSEE.
Nashville, October 25th, 1834.

SIR:—I have the honor to acknowledge the receipt of your letter of the 13th instant, in relation to a part of the boundary line between Kentucky and Tennessee.

The resolution referred to in the report of the committee of your Legislature, was introduced by a member from Robertson county, and passed by our General Assembly, without giving to the subject the attention which its importance deserved. It is to be remarked, however, that no steps have been taken by Tennessee to execute that resolution.

I deem it very important that the boundary line between the two States should be permanently established; and it appears to me that the plan suggested by Messrs. Bright and Munsell is in strict accordance with the treaty of 1820, and that ought to be adopted. Should this be your view of the subject, I would respectfully ask, that you recommend its adoption to your Legislature.

It is proper that I should acknowledge the receipt of your letter of the 26th of July, which came to hand at a time when I was so much afflicted with rheumatism in the right shoulder, that I was unable to write, which must be my apology for not giving it immediate attention.

Most respectfully, I have the honor to be
Your obedient Servant,
W.M. CARROLL.

His Excellency, J. T. MOREHEAD, Frankfort, Ky.

Ordered, That the said message, with the accompanying documents, be referred to the committee for courts of justice.

A message was received from the Senate, announcing the passage of bills which originated in this House, of the following titles, viz: An act to extend the limits of the town of Barboursville.
An act to establish the town of Concord, in Calloway county, and for other purposes.

An act for the benefit of the sheriff of Lincoln county, and for other purposes.

An act establishing the town of Ghent, in Gallatin county.

An act to allow an additional justice of the peace to the county of Meade.

An act to establish an inspection of tobacco and other articles of commerce, in the town of Paducah.

An act to allow additional justices to the county of McCracken, and for other purposes.

An act to authorize the trustees of the town of Russellville, to levy money for McAdamizing the streets in said town, and for other purposes.

An act for the benefit of the sheriffs of Madison, Henderson and Washington counties.

An act allowing an additional constable to Wayne county, and for other purposes.

An act to allow an additional justice of the peace for Floyd and Pike counties— with amendments to the two latter bills.

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

An act to dispose of the seminary building near Greenup'sburg.

An act for the benefit of the devisees of John Aldridge, deceased.

An act for the benefit of the first Presbyterian church in Lexington.

An act to apply the fines and forfeitures of Bourbon county, to the lessening the county levy.

An act to establish the Louisville chancery court.

An act to amend the law, as to dower slaves.

An act to repeal in part an act, to regulate ferries on the Tennessee river, and part of Cumberland river.

An act for the benefit of Cordelia M. Peck.

An act to amend an act, entitled an act, to compel the speedy adjustment of land claims, approved Feb. 9, 1809.

An act allowing further time to redeem land stricken off to the State, for the non-payment of taxes, and providing for the sale of all land not redeemed in time.

1. Mr. Bell presented the petition of Wyatt H. Ingram and Elijah King, and sundry citizens of Henderson county: and also, the remonstrance of sundry citizens of said county thereto, praying the passage of a law allowing said Ingram and King, to erect gates across a public road in said county.

2. Mr. McClure presented the petition of the justices of Russell county, praying a change of the time of holding the county court of said county.
3. Mr. Trapnell presented the petition of Wm. Blackburn, praying that the deficiency in the lands donated to the seminary of Springfield, may be made up to him.

Which petitions were severally received, the reading thereof dispensed with and referred to the committee of propositions and grievances.

Mr. Phelps from the committee of propositions and grievances, made the following report, viz:

The committee of propositions and grievances have, according to order, had under their consideration the petition of the citizens of Jefferson town, praying that a law be passed to authorize the trustees of said town, to cause the side walks in said town to be paved, and have come to the following resolution thereon, viz:

Resolved, That said petition is reasonable.

Which being twice read, was concurred in.

Ordered, That the said committee prepare and bring in a bill pursuant to said report.

The following bills were reported from the committees appointed to prepare and bring in the same:

By the committee of propositions and grievances—1. A bill for the benefit of the sheriff of Livingston county.

2. A bill to change the time of holding the Russell county court.

By Mr. Breck—3. A bill to repeal the sixth section of an act, further to regulate the Wilderness and turnpike road, approved Feb. 22, 1834.

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

And thereupon the rule of the House, constitutional provision, and second and third readings of said bills having been dispensed with, and the same being engrossed,

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

Mr. Phelps from the same committee, to whom was referred a bill to establish a new county out of parts of the counties of Oldham, Henry and Gallatin—reported the same with an amendment in lieu of the original bill, which being twice read, was concurred in.

The hour of 12, n. having arrived, the orders of the day were called for.

The House then resolved itself into a committee of the whole House, on a bill establishing a board of internal improvements, and for other purposes—Mr. Ford in the Chair; and after some time spent therein, the Speaker resumed the Chair, and Mr. Ford reported that the committee had, according to order, had the said bill under consideration, and made some further progress therein, but not having time to go through the same, had instructed him to ask for leave to sit again—which was granted.
On the motion of Mr. Faulkner—

Ordered, That leave be given to incorporate an association at Lexington, for the purpose of encouraging an improvement of the breed of stock; and that Messrs. Faulkner, Williams, Pomeroy and Woolley, be appointed a committee to prepare and bring in the same.

Mr. Alsop from the select committee appointed for that purpose, made the following report, which was received, read and laid on the table, viz:

The committee appointed by the House of Representatives of the legislature of Kentucky, to examine and report their opinion in relation to a model for the construction of bridges across water courses, which model is now at the Seat of Government, and presented to us by Mr. William Moran, who is a citizen of Madison county, in this State, and claims to be the inventor thereof, are of the opinion, that a bridge constructed on the plan of the aforesaid model, would have great strength, provided the abutments were substantial, and of unyielding character. It appears to the committee, that the greater the weight thrown on the bridges, the more firm and unshaken it appears to be. The committee are of the opinion, that the invention will be of much public utility in the construction of bridges on the above plan.

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

Resolved by the General Assembly of the Commonwealth of Kentucky, That they will, by joint vote of both houses, on the 16th day of this instant, February, eighteen hundred and thirty-five, proceed to the election of a Treasurer, Public Printer, Librarian, a President and Directors of the Bank of Kentucky and a President and Directors of the Bank of the Commonwealth of Kentucky.

And thereupon the rule of the House having been dispensed with, the said resolution was taken up, twice read and adopted.

Ordered, That the clerk carry the said resolution to the Senate, and request their concurrence.

Mr. Jackson from select committees appointed for that purpose, reported a bill to amend the several acts concerning the Wilderness turnpike road and gates.

Also, a bill to amend and reduce into one the several acts concerning the Goose creek turnpike road.

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

And thereupon the rule of the House constitutional provision and second reading of said bills having been dispensed with, the same were committed to the committee of internal improvements.

And then the House adjourned.
FRIDAY, FEBRUARY 13, 1835.

A message was received from the Senate, announcing the passage of bills which originated in this House, of the following titles, viz: 

An act to allow additional justices of the peace and constables to certain counties.

An act making an appropriation of land warrants, to improve the road leading from Tompkinsville to Dicken's ferry, on the Cumberland river, in Monroe county.

An act for the benefit of Obed Denham.

An act to reduce the price of public lands West of the Tennessee river, and for other purposes—

With an amendment to the latter bill.

And the passage of bills of the following titles:

An act authorizing Hancock county court to contract for the location of her seminary lands.

An act for the benefit of feme covertis and their heirs.

An act to allow some additional grounds to be attached to the town of Maxville, in Washington county.

An act for the benefit of Shelton Morris and others.

An act to amend an act, approved 22d Feb. 1831, authorizing the construction of a bridge across Big Barren river.

An act to amend the law establishing a turnpike road from Louisville, in the direction to Nashville, by way of Elizabethtown, Munfordsville and Bowlinggreen.

Mr. Jasper presented the petition of the citizens of Somerset, in Pulaski county, praying that a law may pass authorizing the trustees of said town to sell a certain street.

Which was received, the reading dispensed with and referred to the committee of propositions and grievances.

The house took up for consideration a bill to establish a new county out of parts of the counties of Gallatin, Oldham and Henry, which is in the following words:

SEC. 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That from and after the first day of April, 1835, that part of the counties of Gallatin, Henry and Oldham, contained in the following bounds, to-wit:—Beginning on the Ohio river, at the mouth of the Kentucky river, and down said river Ohio, to the mouth of Patton's creek, thence up said creek, and with a continuation of a line of the general course thereof, to the farm formerly occupied by Elsey Hucker, thence a straight line to William Milligan's, in Henry county, leaving him in the same, thence a
straight line to where the line between Gallatin and Henry counties crosses the main fork of Mill creek; about three quarters of a mile above Chadwell's mill, thence with said line to the Kentucky river, thence to the beginning; shall be, and the same is hereby created into one distinct county, to be called and known by the name of Trimble; and that the seat of justice thereof, be and the same is hereby established at Bedford.

Sec. 2. Be it further enacted, That the county of Trimble shall be entitled to nine justices of the peace, who, after having been commissioned, shall, on the second Monday of April, 1835, meet at the house of Reuben Gatterwood, in the town of Bedford, and after the necessary oaths of office and qualifying their sheriff; they shall proceed to appoint a clerk, to whose permanent appointment a majority of all the justices in commission, in and for said county, shall concur; but if such majority cannot be had in favor of any one, then the court may appoint one pro tem, until a majority of said court shall concur in said appointment.

Sec. 3. Be it further enacted, That the county courts of Gallatin, Henry and Oldham, and the justices of the peace of said counties, shall have jurisdiction in law and equity, in all cases instituted in their courts before this act takes effect.

Sec. 4. Be it further enacted, That it shall be lawful for the sheriffs, constables and collectors in the several counties of Gallatin, Henry and Oldham, to collect all money, and execute all processes, as the law directs, which may be in their hands at the time this act takes effect, and account for the same according to law.

Sec. 5. Be it further enacted, That the county court of Trimble shall appoint commissioners of tax for the year 1835, who shall be governed by the laws which may be in force on that subject.

Sec. 6. Be it further enacted, That it shall be lawful for the trustees of the town of Bedford, for the time being, to convey to the county court of said county of Trimble, the public square in said town, or for said county court to purchase the same, or other necessary ground in said town for the erection of public buildings, and to make provision for the payment of the purchase money; and the said county court shall, as soon as may be, after the acquisition or purchase of said square or ground, proceed to cause a suitable court house and jail, with such other public buildings as they may think necessary or proper, to be erected thereon; and until such public buildings are erected, it shall be the duty of the county court, at the expense of their county, to select and procure some suitable house in said town, in which the sessions of the county and circuit courts in and for said county, may be held, until the court house shall be completed and prepared for that purpose.

Sec. 7. Be it further enacted, That the county of Trimble shall be allowed six constables, to be appointed by the county court, a
majority of justices being present, who shall, at the same time, lay off the said county into districts pursuant to laws now in force on that subject; and the qualified voters in said county of Trimble shall vote at all elections held for senators and representatives in the State Legislature, and for members of Congress or other officers, in the same manner as though the county had not been established; and the sheriff of Trimble shall meet and compare the votes at such times and places as are now provided for such purposes by the laws regulating elections in the several counties out of which said county of Trimble is formed.

Sec. 8. Be it further enacted, That the annual election in said county shall be held in the town of Bedford, and at one precinct as now established by law on Mill creek, in the county of Gallatin.

Sec. 9. Be it further enacted, That the sheriffs of the several counties out of which said county of Trimble is formed, and the collectors of the county levy for said counties shall have power and authority to collect the county levy and revenue tax for the present, within the bounds of Trimble county, and account for the same in the same manner as though the said county had not been established.

Sec. 10. Be it further enacted, That George Srother, of Gallatin county, Charles T. Chilton of Henry county, and Robert English of Oldham county, be, and they are hereby appointed to survey and mark the lines of the county of Trimble, which divide the same from the counties of Henry and Oldham, who shall plainly mark the same; and when so marked, all officers shall be governed thereby. Said commissioners shall be allowed to employ such aid as may be necessary to complete said demarcation, and shall be allowed the sum of two dollars per day each, for the time they may be concerned in said business, to be paid out of the county levy of said county of Trimble.

Sec. 11. Be it further enacted, That all that part of the counties of Boone and Grant, lying in the following boundaries, to wit: beginning at the mouth of Big Bone Lick creek, thence up the same to the mouth of Mud Lick creek, thence up Mud Lick creek to G. W. Black's, including him, thence a straight line to John Kennedy's, leaving his residence in Boone, thence continuing the same course to the Grant county line, thence to tenmile creek, thence down said creek to the mouth thereof in Eagle creek, thence down the same to the Gallatin county line; and with it to the Ohio river, and up the same to the beginning, be, and the same is hereby added to the county of Gallatin.

Sec. 12. Be it further enacted, That the several sheriffs and constables of the said counties of Boone and Grant, shall have full power and authority to serve all process, and to collect all moneys
which may be in their hands at the time this act shall take effect, in the same manner as if this law had not been passed.

The question was then taken on engrossing the said bill as amended, and reading it a third time, which was decided in the negative; and so the said bill was rejected.

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


Mr. Covington from the joint committee of enrollments, reported that the committee had examined sundry enrolled bills of the following titles, and had found the same truly enrolled, viz:

An act for the benefit of Daniel Smith.

An act to establish an election precinct in Shelby county.

An act to authorize the sale of a portion of the real estate of Samuel Blarckenbecker, deceased, to pay his debts.

An act authorizing the sale of certain estate belonging to Charles J. Riddle, Lafayette Riddle and Mary Jane Riddle, infant children of Lewis Riddle, deceased.

An act for the benefit of Daniel B. Dorser.

An act incorporating the Green river Female Academy.

And a resolution to furnish Manu Butler with certain documents.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Covington inform the Senate thereof.

Mr. Williams from the committee of privileges and elections, made the following report, viz:

The Committee of Privileges and Elections have, according to order, had under consideration the returns of all the members returned, and now serving in this house at the present session, and report that the following gentlemen are now serving as members of the House of Representatives, in the General Assembly, to wit:

From the county of Adair, Chapman Dohoney; from the county of
Allen, George W. Mansfield; from the county of Anderson, John G. Jordan; from the county of Bourbon, Garrett Davis and Robert Matson; from the county of Barrett, William C. Marshall; from the county of Bullitt, John H. Myers; from the county of Bath, James Sudduth; from the county of Barren, Franklin Gerin and James Murrel; from the counties of Breckenridge and Hancock, William Sterrett; from the county of Boone, John P. Gaines; from the counties of Butler and Edmondson, John P. Austin; from the county of Campbell, Jefferson Phelps and John J. Thomas; from the county of Caldwell, Jesse Stevens; from the county of Cumberland, Francis H. Winfrey; from the county of Christian, William Morrow and Francis G. Montgomery; from the county of Clarke, Samuel Hanson and John B. Ryan; from the counties of Clay and Harlan, James Farmer; from the counties of Calloway and McCracken, John L. Murray; from the county of Casey, James T. Walker; from the county of Daviess, William T. Sharp; from the counties of Estill and Perry, Ansil Daniel; from the county of Franklin, Jamison Samuel; from the county of Fleming, Landaff W. Andrews and William W. Blair; from the county of Fayette, Aaron K. Woolley, Gwyu R. Tompkins, and John R. Dunlap; from the counties of Floyd and Pike, Henry C. Harris; from the county of Garrard, John Faulkner; from the county of Green, Alfred Anderson and Benjamin G. Barks; from the county of Greenup, John Hollingsworth; from the county of Gallatin, Philip O. Turpin; from the counties of Graves and Hickman, Robert N. Lewis; from the counties of Grant and Pendleton, William H. N. Drake; from the county of Grayson, Charles Wortham; from the county of Harrison, John Trimble and John O. Beaseman; from the county of Hardin, John L. Helm and William Conway; from the county of Hart, Valentine Garvin; from the county of Hopkins, Iredell Hart; from the county of Henderson, James Bell; from the county of Henry, William J. Graves and William O'Bannon; from the county of Jefferson, James Pennyroy and Warwick Miller; from the city of Louisville, Samuel M. Brown and Walker Alsop; from the county of Jessamine, James W. S. Mitchell; from the counties of Knox and Whitley, John C. Wilson; from the counties of Lawrence and Morgan, James P. Kendall; from the county of Lincoln, Winford G. Bailey and William Hansford; from the county of Lewis, Charles C. Marshall; from the county of Livingston, Richard Miles; from the county of Logan, James V. Walker and John Grubbs; from the counties of Laurel and Rockcastle, Jarvis Jackson; from the county of Mason, William G. Bullock, Richard Collins, and John Triplett; from the county of Mingo, Daniel S. Richardson; from the county of Monroe, James Thomas; from the county of Mercer, Charles M. Cunning-
ham and Dred Bowling; from the county of Madison, Daniel Breck and Charles J. Walker; from the county of Montgomery, Hugh Dugan and Joseph Harrow; from the county of Muhlenburg, John S. Eaves; from the county of Nelson, Charles A. Wickliffe and Jonathan Simpson; from the county of Nicholas, Thomas M. Chevis; from the county of Oldham, Robert O'Brien; from the county of Ohio, Dillis Dyer; from the county of Owen, Benjamin Hayden; from the county of Pulaski, Thomas Jasper; from the county of Russell, Nathan McClure; from the county of Shelby, James C. Sprigg and James Ford; from the county of Scott, Job Stevenson and William Johnson; from the county of Simpson, Joel Hudspeth; from the county of Spencer, Elisha W. Estis; from the county of Todd, Francis M. Bristow; from the county of Trigg, Isaac Burnett; from the county of Union, John S. Lewright; from the county of Warren, Euclid M. Covington and James Hines; from the counties of Washington and Marion, James Dever, Robert C. Palmer, and Frederick W. Trapnell; from the county of Wayne, Sherrod Williams; from the county of Woodford, William Agan.

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

By the committee for courts of justice—1. A bill authorizing Spotswood Wilkinson to sell an interest in certain real estate, for the devisees of E. P. Wilkinson, deceased.
2. A bill to authorize the sale of Mount Carmel meeting house, for the benefit of the Methodist Episcopal Church.
3. A bill to allow two additional justices of the peace to Christian county.
4. A bill for the benefit of Joseph Mitchell and others, devisees under the will of William Basey, deceased.
5. A bill for the benefit of the heirs of Daniel Wood, deceased.
6. A bill for the benefit of Charles Boone.

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

And thereupon the rule of the House, constitutional provision and second and third readings of said bills having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

The House then, according to the standing order of the day, resolved itself into a committee of the whole house, on a bill establishing a board of internal improvements, and for other purposes—and after some time spent therein, the Speaker resumed the Chair, and Mr. Ford reported that the committee had, according
to order, had said bill under consideration, and had gone through the same with sundry amendments, which he handed in at the clerk's table—the first, second and third of which being concurred in.

Mr. Wortham moved to amend the fourth amendment, by adding thereto the following words:

That the sum of two thousand dollars to Nolin; one thousand dollars to Rough creek; five hundred dollars to Bear creek; and one thousand dollars on the road from the mouth of Salt river to Bowlinggreen.

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

The yeas and nays being required thereon by Messrs. Wortham and Burks, were as follows:


The fourth amendment proposed by the committee, was to add to the bill the following, as an additional section:

Be it further enacted, That the governor of this commonwealth be, and he is hereby authorized and directed to subscribe for stock, on the part of this commonwealth, in companies now chartered, or which may be hereafter chartered, for turnpiking the following roads, and agreeably to the provisions of said charters, as follows: The road from Danville leading to Nashville, seventy-five thousand dollars; the road from Louisville to Nashville, seventy-five thousand dollars; the road from Bowlinggreen to the mouth of Cumberland, seventy-five thousand dollars; the road from Glasgow to Munfordville, twenty-five thousand dollars; the road from Georgetown to Newport, fifty thousand dollars; the road from Lexington, through Richmond, to the intersection of the Crab Orchard road in Laurel county, seventy-five thousand dollars; the road from Winchester, through Mountsterling, towards the Virginia line, fifty thousand dollars; the road from Lexington, through Lancaster and Stan-
ford, to the Crab Orchard, thirty thousand dollars; the road from Bardstown, through Springfield, to Danville, fifty thousand dollars; the road from Frankfort, through Danville, to the Cumberland Gap, thirty-five thousand dollars; the road from Frankfort, through Georgetown to Paris, thirty thousand dollars; the road from Versailles to Nicholasville, twenty-five thousand dollars; the road from Augusta, in Bracken county, through Claysville and Cynthiana, to Georgetown, forty thousand dollars. Provided, nevertheless, That no greater subscription shall, in any case, be made, on the part of the state, than is made by individual subscriptions.

Mr. Phelps then moved to amend the said amendment, by striking out the whole of said section, after the words “as follows,” in the fifth line, and inserting in lieu thereof, the following:

The sum of one thousand dollars for each and every mile of the extent of the respective roads, viz: The road from Danville leading to Nashville; the road from Louisville to Nashville; the road from Bowling green to the mouth of Cumberland; the road from Glasgow to Moundsville; the road from Lexington to Covington; the road from Lexington, through Richmond, to the intersection of the Crab Orchard road in Laurel county; the road from Winchester, through Mount sterling, towards the Virginia line; the Danville, Lancaster and Nicholasville turnpike road company; and to a road from Lancaster to the Crab Orchard; the road from Bardstown, through Springfield, to Danville; the road from Frankfort, through Georgetown to Paris; the road from Versailles to Nicholasville; the road from Augusta, through Claysville and Cynthiana, to Georgetown. Provided, nevertheless, That no greater subscription shall, in any case, be made, on the part of the state, than is made by individual subscription: And provided further, That the sums hereby authorized to be subscribed, shall be so expended as to complete each mile of the respective roads that may be commenced, before other portions shall be put in progress.

And the question being taken thereon, it was decided in the negative—the house being equally divided.

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

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The said bill, with the amendments proposed, was then recommitted to the committee of internal improvements.

On the motion of Mr. Kendall—

Ordered, That leave be given to bring in a bill authorizing the trustees of the town of West Liberty, to sell a part of Water street, in said town.

Also, a bill to change the time of holding the circuit courts in the counties of Morgan, Floyd, Pike and Lawrence; that Messrs. Kendall, Davis and Dever, be appointed a committee to prepare and bring in the first; and Messrs. Kendall, Davis and Sprigg the second.

And then the House adjourned.

SATURDAY, FEBRUARY 14, 1835.

A message was received from the Senate announcing the passage of bills which originated in this House, of the following titles:

An act for the benefit of Thomas P. Burnett.
An act to repeal the act declaring Rockcastle Creek navigable.
An act to change the place of voting at the Sharpsburg precinct in Bath county.
An act to repeal the sixth section of an act further to regulate the Wilderness and Turnpike Road, approved Feb. 22, 1834.
An act to enlarge the bounds of the town of Crab Orchard.
An act to authorize the sale of the real estate of Jesse M. Coffey and Tho. H. Coffey, deceased.
An act to amend an act, entitled an act establishing a fire company in the town of Bowling Green, and for other purposes.
An act to repeal an act, entitled an act to organize a Fire Company in the town of Nicholasville, approved Nov. 28, 1831.
An act for the benefit of William Clark Twyman.
An act for the benefit of the administrator and heir of Robert S. Young, deceased.
An act to sell the real estate of Samuel May, deceased, to pay his debts, and for other purposes.

A resolution requesting the Legislature of Ohio to pass a law in relation to fugitive slaves from this State.

An act to appropriate the fines and forfeitures in Livingston, Mason and Cumberland counties, to the reduction of the county levies of said counties.

With an amendment to the latter bill.

And the passage of bills of the following titles:

An act allowing an additional justice of the peace and constable to the county of Shelby.

An act to allow further time for the independent banks to close their concerns.

An act to provide for making a road from Bowling Green, by the way of South Union, Russellville, and Elkton, to Hopkinsville.

An act to repeal the road law in Greenup county.

An act to amend an act, in relation to the Mountsterlings, Big Sandy and Flemingsburg turnpike road, passed Dec. 1831.

Mr. Helm presented the petition of sundry citizens of Hardin, Meade, Bullitt and Jefferson, praying for the formation of a new county out of said counties.

Which was received, the reading dispensed with and referred to the committee of propositions and grievances.

The amendments proposed by the Senate to bills of this House, of the following titles, were twice read and concurred in, viz:

An act to appropriate the fines and forfeitures in Livingston, Mason and Cumberland counties, to the reduction of the county levies of said counties.

An act to reduce the price of public lands west of the Tennessee river, and for other purposes.

An act allowing an additional constable to Wayne county, and for other purposes.

Ordered, That the clerk inform the Senate thereof.

The amendments proposed by the Senate, to a bill entitled, an act to add an additional justice of the peace for Floyd and Pike county—were taken up, twice read and disagreed to.

Ordered, That the Clerk inform the Senate thereof.

The following bills from the Senate were severally read a second time.

1. An act to amend the laws relative to the estate of the late John Breckenridge, deceased.

2. An act for the benefit of Samuel Moore and others.

3. An act to amend the act, approved the 22d Feb. 1834, to improve the navigation of Big Sandy river.

4. An act to establish a State road from Hopkinsville to Smithland.
5. An act authorizing a patent to issue to the heirs of Henry Banks.
6. An act for the benefit of the devisees of John C. Richardson, Sen.
7. An act for the benefit of the heirs of Peter Carney, deceased.
8. An act for the benefit of the widow and heirs of Benjamin Quin, deceased.

The first and fourth were severally ordered to be read a third time; the second, fifth, sixth, seventh and eighth, were committed to the committee for courts of justice; and the third to the committee on internal improvements.

And thereupon the rule of the House, constitutional provision and third reading of the first and fourth bills having been dispensed with,

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

Ordered, That the clerk inform the Senate thereof.

The following bills from the Senate were severally read the first time, and ordered to be read a second time, viz:

1. An act for the benefit of Lavina Off.
2. An act for the benefit of the widow and heirs of Robert Ramsey.
3. An act for the benefit of the heirs of Mathew Hawkins.
4. An act to enlarge the jurisdiction and powers of the trustees of the town of Owensboro, in the county of Daviess.
5. An act allowing additional justices of the peace, and constables to certain counties.
6. An act to amend an act, concerning the dower and jointures of widows, approved Dec. 19, 1836.
7. An act to incorporate the Versailles savings institution.
8. An act for the benefit of the Clay county Seminary.
9. An act to change the place of voting in the Furnace precinct, in Green county.
10. An act to extend and continue in force an act for the benefit of Stephen Langford, approved January the 30th, 1833, and for other purposes.
11. An act to establish a road from Taylorsville, in Spencer county, in the direction of Harrodsburg, to intersect Delaney's old road, leading from Bardstown to Lexington.
12. An act to prevent justices of the peace from being taken or received as securities in bonds executed in their courts.
13. An act to appropriate some of the vacant lands of Pulaski county, to the improvement of the road leading from Somerset to the Coal Mines.
14. An act to amend an act, entitled an act, for incorporating the Hartford bridge company, approved Feb. 7, 1834.
15. An act changing the time of holding the Logan and Simpson county courts.
16. An act for the benefit of Holbert McLure and William Fish, both of Rockcastle county.
17. An act to amend the law for the benefit of Frances Kercheval.
18. An act for the better confirmation of the estate of persons holding or claiming under conveyances from married women, and under conveyances not recorded in proper time.
19. An act to discontinue the inspection of tobacco, at the warehouse of William H. Boohe, in the city of Louisville.
20. An act for the benefit of Aylett H. Buckner and Charlotte, his wife.
22. An act for the benefit of the heirs of Patsey Patten.
23. An act for the benefit of the heirs of George and John Graham.
24. An act to provide a remedy for religious societies or communities.
25. An act to incorporate the Louisville Museum Company.
26. An act to change the laws relating to changing the venue of causes.
27. An act to change the name of the Princeton Seminary, and to increase the number of trustees.
28. An act to establish an election precinct at Crittenden, in the county of Grant.
29. An act to provide for the more certain collection of the taxes on sales at auction, in the city of Louisville.
30. An act to authorize Carroll C. Blinco, and Emeline Blinco, his wife, to sell and convey a tract of land lying in Nelson county.
31. An act to amend an act, entitled an act, to prevent further confliction in land claims, and to secure to settlers and improvers a preference of location to lands improved by them, approved Jan. 15, 1831.
32. An act to incorporate a company to turnpike the road from Nicholasville to Perryville, by way of Shakertown and Harrodsburg.
33. An act to amend an act, entitled an act, for the improvement of the road from Franklin county to the Crab Orchard, in Lincoln county.
34. An act for the benefit of Ann C. Riggs.
35. An act to amend the penal laws of this Commonwealth, and the better to secure and guard the right of suffrage and freedom of election therein.
37. An act to amend an act, entitled an act, to establish a medical institute in the city of Louisville.
38. An act to regulate the duties of Commonwealth's attorneys, and for other purposes.
39. An act to regulate the gunging of spirituous liquors in the city of Louisville.
40. An act to authorize justices of the peace to render judgments against constables and their securities, for failing to return executions, and paying over moneys collected by them.
41. An act to establish an election precinct in the north part of Washington county.
42. An act to dispose of the seminary building near Greenupburg.
43. An act for the benefit of the devisees of John Aldridge, deceased.
44. An act for the benefit of the first Presbyterian church in Lexington.
45. An act to apply the fines and forfeitures of Bourbon county, to the lessening the county levy.
46. An act to establish the Louisville chancery court.
47. An act to amend the law, as to dower slaves.
48. An act to repeal in part an act, to regulate ferries on the Tennessee river, and part of Cumberland river.
49. An act to amend an act, entitled an act, to compel the speedy adjustment of land claims, approved Feb. 9, 1839.
50. An act for the benefit of Cordelia M. Peck.
51. An act allowing further time to redeem land stricken off to the State, for the non-payment of taxes, and providing for the sale of all land not redeemed in time.
52. An act for the benefit of Shelton Morris and others.
53. An act to amend an act, approved 22d Feb. 1831, authorizing the construction of a bridge across Big Barren river.
54. An act authorizing Hancock county court to contract for the location of her seminary lands.
55. An act for the benefit of time coverts and their heirs.
56. An act to allow some additional ground to be attached to the town of Maxville, in Washington county.
57. An act to amend the law establishing a turnpike road from Louisville, in the direction to Nashville, by way of Elizabethtown, Munfordville and Bowlinggreen.
58. An act allowing an additional justice of the peace and constable to Shelby county.
59. An act to repeal the road law in Greenup county.
60. An act to allow further time for the independent banks to close their concerns.
61. An act to amend an act, in relation to the Mountsterling, Big Sandy and Flemingsburg turnpike road, passed Dec. 1831.
62. An act to provide for making a road from Bowlinggreen by the way of South Union, Russellville and Elkton, to Hopkinsville.
And thereupon the rule of the House, constitutional provision and third reading of said bills having been dispensed with, the first, thirty-fourth and fiftieth were committed to the committee on religion; the second, third, fourth, sixth, seventh, eighteenth, twenty-first, twenty-third, twenty-sixth, twenty-eighth, twenty-ninth, thirty-first, thirty-fifth, thirty-eighth, fortieth, forty-third, forty-sixth, forty-eighth, forty-ninth, fifty-first, fifty-second, fifty-fifth and sixtieth, were committed to the committee for courts of justice; the fifth, tenth, eleventh, twelfth, sixteenth, seventeenth, eighteenth, twenty-second, twenty-fifth, twenty-seventh, thirteenth, thirty-sixth, thirty-seventh, thirty-ninth, forty-first, forty-second, forty-fourth, forty-fifth, fifty-sixth and fifty-eighth (the fifth and fifty-sixth having been amended at the clerk's table, were severally ordered to be read a third time; the eighth and fifty-fourth, were committed to the committee on education; the ninth, eleventh, and fifty-ninth, were laid on the table; and the thirteenth, fourteenth, thirty-second, thirty-third, thirty-seventh, sixty-first and sixty-second, were committed to the committee of internal improvement.

And thereupon the rule of the House, constitutional provision and third reading of the fifth, tenth, eleventh, twelfth, sixteenth, seventeenth, eighteenth, twenty-second, twenty-fifth, twenty-seventh, thirteenth, thirty-sixth, thirty-seventh, thirty-ninth, forty-first, forty-second, forty-fourth, forty-fifth, fifty-sixth and fifty-eighth bills having been dispensed with,

Resolved, That the said bills do pass, (the fifth and fifty-sixth as amended.)

Ordered, That the clerk inform the Senate thereof, and request their concurrence in the amendments proposed to the fifth and fifty-sixth bills.

A resolution from the Senate directing a tombstone to be placed over the grave of John Breathitt, late Governor of Kentucky, was taken up, twice read, amended and concurred in.

Ordered, That the clerk inform the Senate thereof, and request their concurrence in the said amendment.

Mr. Anderson from the joint committee of enrollments, reported that the committee had examined enrolled bills, of the following titles, and had found the same truly enrolled, viz:

An act for the benefit of Samuel Kimbrough.

An act to establish a state road from the mouth of Salt river to the Ohio River, opposite to Shawneetown, so as to pass through the towns of Plain Dealing, Hardinsburg, Knottsville, Owenboro', Henderson and Morganfield.

An act to repeal the sixth section of an act further to regulate the Wilderness road, approved Feb. 22. 1834.
An act to change the place of voting in the Sharpsburg precinct in Bath county.
An act to repeal an act declaring Rockcastle creek navigable.
An act for the benefit of Thomas P. Burnet.
An act to enlarge the bounds of the town of Crab Orchard.
An act to amend an act, entitled an act, establishing a fire company in the town of Bowling Green, and for other purposes.
An act to amend and reduce into one the several acts incorporating a company to turnpike a road from Frankfort to Lexington by way of Versailles.
Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Anderson inform the Senate thereof.

Mr. Brown presented the remonstrance of sundry citizens of Louisville, and of the county of Jefferson, against the petition praying for the erection of a new county, within the bounds of the city of Louisville—which was received, the reading thereof dispensed with, and referred to the committee to whom said petitions were referred.

On the motion of Mr. W. C. Marshall—
Ordered, That leave be given to bring in a bill to incorporate a company to construct a turnpike road from Augusta, through Clarksville and Cynthiana, to Georgetown.
And that the committee of internal improvement prepare and bring in the same.

The following bills were severally read a second time:
1. A bill incorporating the Frankfort, Paris and Georgetown turnpike road company.
2. A bill to build a bridge across Buck creek, in Pulaski county.
3. A bill to improve the road from Irvine, in the county of Estill, to the Virginia line.
4. A bill to authorize an appropriation of money to build a bridge across Main Eagle creek.
5. A bill for the benefit of Anderson and Oldham counties.

The first and third were committed to the committee of internal improvement; the second and fourth were severally ordered to be engrossed and read a third time; and the fifth was committed to the committee on education.

The House took up for consideration a resolution fixing on a day for an adjournment of the General Assembly—and after some discussion thereon, Mr. Breck moved to lay the same on the table.

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

The yeas and nays being required thereon by Messrs. Burnett and ———, were as follows:

YEAS—Mr. Speaker, Alsop, Austin, Breck, Brown, Bullock,


And then the House adjourned.

**MONDAY, FEBRUARY 16, 1835.**

A message was received from the Senate, announcing the passage of bills which originated in this House, of the following titles, viz:

An act allowing two additional justices of the peace to Christian county.

An act to establish a State road from Hardinsburg to Owensboro', so as to pass through Cloverport, Hawesville and Yelvington.

An act supplementary to an act, entitled an act to improve the navigation of Nolin, approved February 22, 1834.

An act for the benefit of Joseph Mitchell and others, devisees under the will of William Basey, deceased.

An act for the benefit of John Hughes, jr.'s heirs.

An act to subject to county levy all slaves, that may each year hereafter be hired, or otherwise introduced into the county of Greenup.

An act for the benefit of Cardwell Breathitt's children.

An act for the benefit of James Fleming's heirs.

An act for the benefit of the heirs of James Monks, deceased.

An act to change the time of holding the Russell county court.

An act to reduce the number of justices of the peace in Whitley county.

With amendments to the two latter bills.

And a resolution fixing on a day for the election of public officers.

And the passage of bills of the following titles:

An act to amend the laws concerning public roads.

An act for the benefit of William H. Eades, husband of Julia A. Eades.
An act to reduce the time allowed for prosecuting writs of right in certain cases.

An act to amend an act, entitled an act, to establish an election precinct in Harrison county, approved Nov. 26, 1831.

An act for the benefit of Thomas Mitchell, jailer of Lewis county.

An act for the benefit of Jane Degallon and Salina Cirode.

An act for the benefit of John H. Baker.

The Speaker presented the report of the commissioners of Big Sandy river, which was received, read and referred to the committee on internal improvement.

1. Mr. Kendall presented the petition of sundry citizens of Morgan county, praying for an appropriation to improve a road and build a bridge in said county.

2. Mr. Turpin presented the petition of sundry citizens of Gallatin county, praying a repeal of part of the law establishing the town of Warsaw, in said county.

3. Mr. Lewis presented the petition of G. W. L. Marr, praying the repeal of the law establishing the town of Mills Point, in Hickman county.

4. Mr. Sprigg presented the petition of John W. Rankin, praying to be divorced from his wife, Amanda M. Rankin.

5. Mr. Trappall presented the petition of Susanna Mills, the widow, and others, the children of Martin Mills, praying for the passage of a law authorizing the sale of a lot of ground in Lebanon.

6. Mr. Johnson presented the petition of sundry citizens of Scott county, praying for a repeal of the fifth section of the act to amend the revenue law.

Which petitions were severally received, the reading thereof dispensed with and referred; the first to the committee on internal improvement; the second to the committee for propositions and grievances; the third and fifth to the committee for courts of justice; the fourth to the committee on religion; and the sixth to the committee of ways and means.

Mr. Stevenson from the committee appointed for that purpose, made the following report—which being twice read, was adopted:

The committee to whom was referred so much of the Governor's message as relates to the Penitentiary, having had the same under consideration, beg leave to present the following report:

The committee concur with His Excellency that "the affairs of the Penitentiary, whether viewed in their connexion with the finances, or the administration of the criminal justice of the state, are entitled to the attentive consideration of the Legislature," and "that it is realizing the objects that may have been expected to result from the present mode
of its disposal." They have made a personal examination of the Institution, both in its character of a prison, and a manufacturing establishment. In the former character, they believe its discipline well adapted to secure the ends aimed at, in the substitution of a mode of confinement, for the sanguinary punishment of death. Its government is conducted upon fixed principles, deriving their origin from the condition of the convicts, as affected by all the bearings of Penitentiary punishment. The system is wholly based upon silent labor during the day, and solitary confinement during the night; and all its details are drawn from this primary source. Silence is, indeed, the distinguishing feature recognized in all the reformed Penitentiaries in the United States. The administration of the system contemplates the past habits and character—applies to the present condition—and looks to the future circumstances of the prisoners. Their habitual associates were depraved, and they became tainted with corruption; here they are separated, and denied the means of communicating deeper pollution. In their solitary isolation, reflection brings them to repent and deplore the wicked and infatuated perversion of morals, which has thus deprived them of liberty, and overwhelmed them with degradation and infamy. Ignorance had misled them, and the vicious contaminations of the world had banished the principles of virtue; here they are educated, and the reclaiming influences of religious instruction are extended to them. Idleness has produced want—misery led to crime; here they are taught habits of industry, and the means of an honorable livelihood, on liberation, are given them in the knowledge of a useful art. Having violated their country's laws, they must endure their penalties; and if this mode of punishment, and this treatment shall tend to reform and purify their morals, they will re-enter society whose laws they will now respect, and become useful and happy citizens. Such is a sketch of the outlines of the system; the organization and operation of which, the committee believe, are wise, just, and benevolent. Its administration is stern, rigid, inflexible; it bends to the hardy, indomitable spirit of no offender; countenances no insubordination; yields to no compromise; relaxes no restraint; it contemplates and enforces unqualified submission and obedience. Rigorous as this may seem, the convicts yield a prompt acquiescence in its necessity, and its requirements have rarely been disregarded. So much on the moral government of the Penitentiary.

The buildings of the prison next occupied the attention of the committee. By a law of the last session, the legislature directed the erection of new workshops. This was an improvement of great importance, and the keeper has nearly completed one third of the work, having built
a house two hundred and thirty, by thirty-six feet; and it is contemplated to complete the whole during the next season. The want of a hospital and chapel has been deplorably felt, and the committee rejoice in anticipating the speedy completion of apartments so necessary and beneficial to the prisoners. The night cells drew the especial notice of the committee, and they regret to report that they are not all of them as comfortable and safe as they should be. Many in the old block need alterations and repairs; and some should be torn down and re-constructed upon a model having regard equally to the health, comfort and safekeeping of the inmates. This is the more necessary, as the number of cells is barely sufficient to lodge the present number of convicts. It cannot be long ere the increase of criminals will compel a resort to the dangerous and corrupting expedient of confining two in one cell. This would uproot the foundation of the present excellent discipline and defeat its benevolent ends.

The office of the Penitentiary is an insignificant and ill-constructed house, wholly unfit for the purposes of its design. Five feet wide at one end, and but twenty at the other, it is too contracted and inconvenient in size and form to transact the necessary business of the institution. There is no place for a counting room, and still less space for the exhibition of the articles on sale, which require a large store-room. It should be a building on a scale of importance corresponding with its business, and creditable to the State; and the committee are surprised that a suitable one was not ordered to be erected along with the new work shops.

The introduction of labor-saving machinery, giving the most profitable direction to the labor of the convicts, and rendering the capital employed more productive, is of vast moment to the finances of the Penitentiary. It is indispensably necessary to have ready and constant supplies of bread and clothing; and unless they can be produced within the walls, it is easy to see that the prisoners must sometimes inevitably suffer the want of both; and in such event, the Penitentiary would be subjected to great expense and loss in procuring them. This actually occurred during low water last season, after the failure of the old engine. With these facts in full view, and anticipating the sanction of the legislature to his employment of the means of the Penitentiary, for its own benefit, in the erection of all necessary machinery, the committee are gratified to state that the Keeper has erected an excellent steam engine, by which he is enabled to supply the prison with bread. By attaching wool cards and other machinery to the engine, he might, also, produce all the wearing apparel and bedding needed, and thus bring about a
great saving of expenditure. This, as well as the erection of other necessary machinery, for facilitating the production of manufactures, the Keeper assured the committee he designs performing.

The books are kept upon the approved system of double entry; and the general account of the Penitentiary, and the separate accounts of the Commonwealth and the Keeper, were properly exhibited, corresponding with the Keeper’s report to the legislature.

J. STEVENSON,
JNO. HOLLINGSWORTH,
JAMES FORD,
JNO. P. GAINES.

The committee offer the following resolution for the adoption of the House:

Resolved, That the finances of the Penitentiary are in a prosperous condition; and that its discipline is wise, and judiciously administered, and ought to be continued. And that a law ought to pass authorizing the erection of a new office and storehouse for the use of the Penitentiary, and for the erection of necessary machinery therein, out of the means of the same; and for the improvement of the cells, and the erection of new ones in case of necessity; and making further provision for the education and religious instruction of the convicts.

Ordered, That the committee prepare and bring in a bill pursuant thereto.

Ordered, That an engrossed bill to incorporate the Glasgow and Munfordsville turnpike company, be referred to the committee on internal improvement.

And that an engrossed bill for the benefit of the infant heirs and devisees of Carter B. Foster, deceased, be referred to the committee for courts of justice.

Mr. Hanson from the committee for courts of justice, to whom was referred bills from the Senate of the following titles:

An act for the benefit of the devisees of John C. Richardson, Sen.
An act for the benefit of Samuel Moore and others.
An act for the benefit of the widow and heirs of Robert Ramey.
An act for the benefit of the heirs of Matthew Hawkins.
An act to enlarge the jurisdiction and powers of the trustees of the town of Owenboro, in Daviess county.
An act for the benefit of the heirs of Peter Carney, deceased.
An act for the benefit of the devisees of John Aldridge, deceased.
An act to provide for the more certain collection of the taxes on sales at auction, in the city of Louisville.
An act for the benefit of the heirs of George and John Graham. Reported each of said bills without amendment.

Ordered, That said bills be read a third time.
And thereupon the rule of the House, constitutional provision and third reading of said bills having been dispensed with,

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

Ordered, That the clerk inform the Senate thereof.

Mr. Hanson from the same committee, to whom was referred a bill from the Senate, entitled,

An act for the benefit of the widow and heirs of Benjamin Quin, deceased.

Reported the same with an amendment.

Which being twice read, was concurred in.

Ordered, That said bill as amended, be read a third time.
And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with,

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

Ordered, That the clerk inform the Senate thereof, and request their concurrence in the proposed amendment.

Mr. Hanson from the same committee, to whom was referred a bill for the removal of obstructions in Green River.

Reported the same without amendment.

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

Mr. Hanson from the same committee, to whom was referred a bill from the Senate, entitled,

An act continuing in force the law providing for the appointment of Commonwealth's attorneys.

Reported the same with an amendment—which being twice read, was adopted.

Ordered, That the said bill be re-committed to the committee for courts of justice.

Mr. Hanson from the same committee, made the following report:

The committee of courts of justice have had under consideration the petition of sundry citizens, praying that a law may pass abolishing capital punishment, so far as regards white persons, and have come to the following resolution thereon:

Resolved, That said petition be rejected.

And said committee have also had under consideration the resolution instructing them to inquire into the practice of citizens of the adjoining States, driving their stock into this State, for the purpose of range, and if practicable, to report a bill to prevent
the same, by imposing a tax on the stock, or otherwise, have come
to the following conclusion thereon:

Resolved, That it is inexpedient to legislate on that subject.
Which being twice read, was concurred in.

Mr. Hanson from the same committee, to whom was referred a
bill from the Senate, entitled,
An act to incorporate the Versailles savings institution.
Reported the same without amendment.
Ordered, That said bill be read a third time on to-morrow.

Mr. Anderson from the joint committee of enrollments, reported
that the committee had examined enrolled bills of the following
titles, and had found the same truly enrolled, viz:
An act to sell the real estate of Samuel May, deceased, to pay
his debts, and for other purposes.
An act to repeal an act, entitled an act to organize a Fire Com-
pany in the town of Nicholasville, approved Nov. 26, 1831.
An act for the benefit of William Clark Twyman.
An act to authorize the sale of the real estate of Jesse M. Coffey
and Tho. H. Coffey, deceased.
An act for the benefit of the administrator and heir of Robert
S. Young, deceased.
An act to establish the town of Concord, in Calloway county,
and for other purposes.
An act establishing the town of Ghent in Gallatin county.
An act to establish an inspection of tobacco and other articles
of commerce, in the town of Paducah.
An act for the benefit of the sheriffs of Madison, Henderson
and Washington counties.
An act for the benefit of the sheriff of Lincoln county, and
for other purposes.
An act to allow an additional justice of the peace to the county
of Meade.
An act to allow additional justices to the county of McCracken,
and for other purposes.
An act to extend the limits of the town of Barboursville.
An act to authorize the trustees of the town of Russellville to
levy money for McAdamizing the streets in said town, and for other
purposes.
An act making an appropriation of land warrants to improve
the road leading from Tompkinsville to Dicken's ferry on Cumber-
land river, in Monroe county.
An act for the benefit of Obed Denham.
An act to allow additional justices of the peace and constables
in certain counties.
An act to change the time of holding the Livingston, Caldwell
and Hickman circuit courts, and for other purposes.
And a resolution requesting the Legislature of Ohio, to pass a
law in relation to fugitive slaves from this State.
Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Anderson inform the Senate thereof.
The House proceeded to consider the resolution fixing on a
day for the adjournment of the Legislature.

Mr. Andrews moved to lay said resolution on the table.
And the question being taken thereon, it was decided in the
negative.

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

YEAS—Mr. Speaker, Messrs. Alsop, Anderson, Andrews, Ball,
Blair, Breck, Brown, Burks, Collins, Covington, Dever, Dunlap, Dyer,
Estis, Farmer, Harris, Helm, Hines, Hollingsworth, Jackson, Mansell,
Montgomery, Myers, Palmer, Phelps, Pomeroy, Richardson, Samuel,
Sprigg, Tompkins, Trapp, Trampl, Trippett, Woolley, Wortham—35.

NAYS—Messrs. Austin, Bailey, Beaseman, Bowling, Bristow, Bur­
nett, Chevis, Conway, Cunningham, Daniel, Davis; Dohoney, Dugan,
Drake, Eaves, Funkner, Garvin, Gorin, Grubbs, Hansford, Hanson,
Hart, Haydon, Hudspeth, Jasper, Johnson, Kendall, Lawright, Lewis,
McCure, Mansfield, W. C. Marshall, Miles, Miller, Mitchell, Morrow,
Murray, Murrell, Myon, Sharp, Simpson, Sterett, Stevens, Stevenson,
Sudduth, James Thomas, John Thomas, Turpin, C. J. Walker, J. T.
Walker, J. V. Walker, Williams, Winfrey—53.

The blank in said resolution was then filled with the 28th inst.
and adopted.

Ordered, That the clerk carry the said resolution to the Senate,
and request their concurrence.

A message was received from the Senate announcing a readiness
on their part to proceed to the election of public officers, pursuant
to a joint resolution of both houses.

Whereupon, Mr. James Davidson, was nominated as Treas­
er of this Commonwealth.

Mr. Albert G. Hodges, Public Printer.

Mr. Peter Dudley, President of the Bank of Kentucky.

Messrs. James Shannon and Charles S. Morehead, Directors
of the Bank of Kentucky.

Mr. Henry Wingate, President of the Bank of the Common­
wealth.

Messrs. Leander J. Sharp, Thomas S. Page, Edward P. Johnson
and James Davidson, Directors of the Bank of the Commonwealth.
And Mr. George Alexander Robertson, Librarian.

Ordered, That a message be sent to the Senate informing them
of said nominations, and that this house is now ready to proceed by joint vote to the election.

Ordered, That Mr. Helm carry said message.

A message was received from the Senate announcing that the same persons stood on nomination before the Senate.

The house then proceeded to the election of said officers; and after taking a vote, and having a comparison of the joint vote by a joint committee of both houses, it appeared that said persons had received the unanimous vote of both houses.

Whereupon, they were declared duly elected to the offices for which they were respectively nominated.

Mr. Johnson from the committee of ways and means, to whom was referred a bill concerning the Bank of the Commonwealth of Kentucky, and the old Bank of Kentucky—

Reported the same without amendment; the said bill was then amended, and ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

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

By Mr. Brown—1. A bill to establish the county of Louisville, and for other purposes.

By the committee for courts of justice—2. A bill for the benefit of Elizabeth Sharp and children, of Whitley county.

3. A bill authorizing Henry Toland and Robert Toland, trustees of Sarah Maccoun and her children, to sell real estate.

4. A bill for the benefit of Samuel Abbott's heirs.

5. A bill for the benefit of Henry Shelton's heirs.

6. A bill to supply the State Library with books of American law.


By the committee of internal improvement—8. A bill to incorporate the Augusta, Cynthiana and Georgetown Turnpike company.

9. A bill to amend the law in relation to writs of ad quod damnum.

By the committee of Military affairs—10. A bill to amend the militia law.
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By Mr. Kendall—11. A bill authorizing the trustees of West Liberty to sell part of Water street in said town.

By Mr. Hansford—12. A bill to authorize the clerk of the county court of Wayne, to transcribe certain minutes and records in his office.

By Mr. Collins—13. A bill to secure to persons taking up slaves that escape from their masters, compensation for their services.

By Mr. Richardson—14. A bill to regulate jailers of this Commonwealth.

By Mr. James Thomas—15. A bill for the benefit of the heirs of Thomas Harness, deceased, and for other purposes.

By Mr. C. J. Walker—16. A bill to amend an act concerning the troop of cavalry attached to the seventh regiment and thirteenth brigade Kentucky militia.

By Mr. Chevis—17. A bill to incorporate the Covington and Latonian Springs rail road company.

By Mr. Dyer—18. A bill for the protection of public works.

By Mr. Hayden—19. A bill to authorize the county court of Owen, to open and establish a road leading from Brock's Ford, on Eagle creek, to the Twin meeting house, in said county.

By Mr. Stevenson—20. A bill to amend an act, entitled an act, to construct a turnpike road from Covington through Williamstown and Georgetown to Lexington, in Fayette county.

By Mr. Sprigg—21. A bill for the benefit of Henry Robbins, a free man of color.

By Mr. Sudduth—22. A bill to amend the execution laws of this Commonwealth.

By Mr. Austin—23. A bill to amend the several acts in relation to Morgantown.

By Mr. Phelps—24. A bill to amend the several laws in relation to the establishment and regulation of ferries, in this Commonwealth.

By Mr. Daniel—25. A bill to impose a duty on sales at auction, in the county of Estill.

By Mr. Samuel—26. A bill to encourage the republication of the first volume of Marshall's Reports.

By Mr. Turpin—27. A bill for the benefit of the town of Port William.

By Mr. Wortham—28. A bill to authorize the county court of Hardin to sell the Poor House lands.

By Mr. Heim—29. A bill for the benefit of the heirs of John Stith, Jr., deceased.

By Mr. Hart—30. A bill to amend the law in relation to search warrants.

By Mr. Brown—31. A bill in addition to an act to amend and reduce into one, the execution laws of this State.
Which bills were severally received and read the first time, and (with the exception of the tenth bill, which was laid on the table until the first day of June next,) were ordered to be read a second time.

And thereupon the rule of the House, constitutional provision and second reading of said bills having been dispensed with, (the tenth excepted) the first, ninth, thirteenth, fourteenth, fifteenth, eighteenth, twenty-second, twenty-fourth, twenty-fifth, twenty-sixth and thirty-first, were committed to the committee for courts of justice; the second, third, fourth, fifth, seventh, eighth, eleventh, twelfth, sixteenth, seventeenth, nineteenth, twentieth, twenty-first, twenty-third, twenty-eighth, twenty-ninth and thirty-first, were severally ordered to be engrossed and read a third time; the sixth was committed to the committee of ways and means; and the twenty-seventh to the committee of internal improvements.

And thereupon the rule of the House, constitutional provision and third reading of the second, third, fourth, fifth, seventh, eighth, eleventh, twelfth, sixteenth, seventeenth, nineteenth, twentieth, twenty-first, twenty-third, twenty-eighth, twenty-ninth and thirtieth bills having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

Mr. Breck from the committee of internal improvement, to whom was referred a bill establishing a board of internal improvements and for other purposes,

Reported the same with an amendment in lieu of the bill.

The sixth section of said bill was then read as follows:

Sec. 6. That there shall be, and is hereby appropriated, for the purpose of carrying into effect and completing the improving the navigation of Green and Barren rivers, the sum of one hundred thousand dollars; to improve the navigation of Kentucky river, the sum of one hundred thousand dollars; to improve the navigation of Licking river, fifty thousand dollars; of Salt river and the Beech and Rolling forks thereof, forty thousand dollars; to Cumberland river from the mouth of Laurel creek, in Whitley county, to the Tennessee line, thirty thousand dollars; of Big Sandy, twenty-five thousand dollars; of Bayou De Chien, one thousand five hundred dollars; of Kentucky river above the three forks, and for removing fish dams from any part of said river, five thousand dollars; of the Big south fork of Cumberland river, ten thousand dollars; of Pond river, five thousand dollars; of Rockcastle river, nine thousand five hundred dollars; of Green river from Greensburg to
to Page's warehouse, three thousand dollars: Provided, That the appropriations herein made to the foregoing rivers, with the exception of Green river, and five thousand dollars to Kentucky river, shall not be drawn, nor any loan or sale of bonds or scrip made with reference thereto, until a survey shall have been made and a plan of said improvement, with the estimated cost thereof, shall have been submitted by the engineer to the board of internal improvement, and by them approved; and said report of the engineer and board shall also be submitted to and receive the sanction of the legislature, before said appropriations shall be expended.

Mr. Williams then moved to amend said section by striking out therefrom the words printed in italics.

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

The yeas and nays being required thereon by Messrs. Williams and Breck, were as follows:


The amendment reported by said committee, was then concurred in.

The question was then taken on engrossing the said bill as amended, and reading it a third time—which was decided in the affirmative.

The yeas and nays being required thereon by Messrs. ——, and ———, were as follows:

YEAS—Mr. Speaker, Alsop, Andrews, Austin, Bailey, Bell, Blair, Bowling, Breck, Bristow, Brown, Bullock, Collins, Covington, Cunningham, Daniel, Davis, Dugan, Dunlap, Dyer, Estis, Farmer, Gaines, Garvin, Gorin, Graves, Hansford, Hanson, Harris, Harrow, Hart, Hay—
Ordered, That the third reading of said bill be made the order of the day for Thursday next,—and that the Public Printer forthwith print 150 copies thereof for the use of the members of this House.

Mr. Breck from the same committee, to whom was referred a bill to change the mode of paying for teams and materials, for repairing public roads—

Reported the same without amendment.

The said bill was then ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

Mr. Breck from the same committee, to whom was referred an engrossed bill, entitled,

An act to incorporate the Glasgow and Munfordsville turnpike company—

Reported the same with an amendment—which being twice read, was concurred in; and the said bill as amended, ordered to be re-engrossed and again read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

Mr. Breck from the same committee, to whom was referred a bill from the Senate, entitled,

An act to appropriate some of the vacant lands of Pulaski county, to the improvement of the road leading from Somerset to the Coal Mines.
Reported the same without amendment.
The said bill was then ordered to be read a third time.
And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with,
Resolved, That the said bill as amended, do pass.
Ordered, That the clerk inform the Senate thereof, and request their concurrence in the said amendment.
Mr. Breck from the same committee, to whom was referred,
A bill authorizing Samuel Hatler to erect, upon conditions, a mill dam across Big Barren river.
Reported the same with an amendment.
Which being twice read, was concurred in—and the said bill as amended, ordered to be engrossed and read a third time.
And thereupon the rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,
Resolved, That the said bill do pass, and that the title thereof be as aforesaid.
Ordered, That the clerk carry the said bill to the Senate and request their concurrence.
Mr. Breck from the same committee, to whom was referred,
A bill to prevent the payment of ten thousand dollars subscribed to the Lexington and Georgetown turnpike company.
Reported the same without amendment.
Ordered, That the said bill be laid on the table.
On the motion of Mr. Ford—
Ordered, That the committee on military affairs be discharged from the further consideration of the petition of the officers of the 17th and 36th regiments militia.
Leave was given to bring in the following bills:
On the motion of Mr. Jackson—1. A bill for the benefit of John H. Slaughter and J. T. Curd.
On the motion of Mr. Miles—2. A bill for the benefit of the executor of David Woods, deceased.
On the motion of Mr. Anderson—3. A bill making some disposition of land forfeited for the non-payment of taxes.
On the motion of Mr. Jackson—4. A bill to authorize the county court of Laurel county, to sell her seminary land, and apply the proceeds to the building of a suitable house in the town of London.
On the motion of Mr. Harrow—5. A bill for the benefit of Samuel Coma.
On the motion of Mr. Simpson—6. A bill to increase the pay of guards in transmitting criminals from one county to another.
On the motion of Mr. Hines—7. A bill to amend the execution laws of this Commonwealth, and for other purposes.
On the motion of Mr. Williams—8. A bill to appropriate some of the vacant lands in Casey county, to the improvement of the roads in said county.

On the motion of Mr. Helm—9. A bill to amend an act, entitled an act to incorporate a company to establish a turnpike road from the city of Louisville, by the way of the mouth of Salt river, through Elizabethtown, Munfordsville and Bowlinggreen to the State line, in a direction to Nashville, so far as that part of said is concerned, as lies between Elizabethtown and the State line.

On the motion of Mr. Mansfield—10. A bill to appropriate some of the vacant land in this Commonwealth, to aid in building a bridge across Tramel’s creek, in Allen county.

On the motion of Mr. Davis—11. A bill to establish the Paris Female Academy.

On the motion of Mr. Gorin—12. A bill to appoint trustees to the Republican meeting house, in Barren county.

On the motion of Mr. Murray—13. A bill for the benefit of certain settlers in the district West of the Tennessee river.

On the motion of Mr. Harris—14. A bill to appropriate a portion of the vacant lands in Pike county, to improve the road in said county.

On the motion of Mr. Garvin—15. A bill for the benefit of the sheriff of Bath county.

On the motion of Mr. Graves—16. A bill authorizing the trustees of the town of Newcastle, to close and dispose of a street in said town.

The committee of internal improvement were directed to prepare and bring in the first, eighth, ninth and fourteenth; the committee for courts of justice the second and thirteenth; Messrs. Anderson, Grubbs, Burks and Breck the third; Messrs. Jackson, Breck, Hansford and Williams the fourth; the committee of propositions and grievances the fifth; the committee of ways and means the sixth; Messrs. Hines, Trimble and Sudduth the seventh; Messrs. Mansfield, Murrell, Thomas, Burks and Gorin the tenth; the committee of education the eleventh; Messrs. Gorin, Murrell and Garvin the twelfth; Messrs. Garvin, Sudduth and Hudspeth the fifteenth; and Messrs. Graves, Turpin and O’Bannon the sixteenth.

Mr. Breck moved the following resolution, which was twice read and adopted, viz:

Resolved, That the house will, for the remainder of the session, meet at 9 o’clock, A. M. take a recess at 2 o’clock, P. M. and meet again at 3 o’clock, P. M.

Mr. Dever from the select committee, to whom was referred a bill for the benefit of Henry Carter—

Reported the same with an amendment—which being twice
read, was concurred in—and the said bill as amended, ordered to
be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision
and third reading of said bill having been dispensed with, and the
same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate, and
request their concurrence.

Mr. Pomeroy from the joint committee, appointed to examine
the treasurer's office, made the following report:

The joint committee of the Senate and House of Representatives
have discharged the duty to them assigned, of examining the Treasurer's
Office, report: That they have examined each voucher, with its entry,
up to the 10th of October, 1834, and having found them all correctly
entered, they caused the vouchers for the payment of money to be de­
stroyed. The statement, heretofore reported by the Treasurer, exhib­
is the true situation of the Treasury up to the 10th of October, 1834.
All of which is respectfully submitted.

WILLIAM B. BLACKBURN,
PRICE NUTTALL,

From the Senate.

JAMES POMEROY,
JOHN G. JORDAN,
JAS. P. KENDALL,

From the House of Representatives.

Which being twice read, was laid on the table.

The following bills were severally read a second time:
1. A bill concerning the office of auditor of public accounts.
2. A bill appropriating a sum of money to remove the fish dams
out of the Kentucky river.

The first was committed to the committee for courts of justice;
and the second to the committee of internal improvements.

And then the House adjourned.

TUESDAY, FEBRUARY 17, 1835.

A message was received from the Senate announcing that the
Senate recede from their amendment, proposed to a bill which
originated in this House, entitled,
An act to add an additional justice of the peace for Floyd and Pike county.
And that they concur in the amendments proposed by this house, to a bill which originated in the Senate, entitled,
An act to allow some additional ground to be attached to the town of Mayville, in Washington county.
And that they concur in the amendments proposed by this house, to a bill which originated in the Senate, entitled,
An act allowing additional justices of the peace, and constables to certain counties—with amendments.
And that they disagree to the amendment proposed by this house, to a resolution which originated in the Senate, directing a tombstone to be placed over the grave of John Breathitt, late Governor of Kentucky.
And that they disagree to the passage of bills which originated in this House, of the following titles:
An act allowing an additional constable to Woodford county, and for other purposes.
An act for the benefit of Shannon Reed and wife.
And the passage of bills of the following titles:
An act for the benefit of the jailer of Fayette county.
An act to regulate the appointment of jailers of this Commonwealth, and for other purposes—with amendments to each.
And the passage of bills which originated in the Senate, of the following titles:
An act to establish a state road from Stanford, in Lincoln county, to Somerset, in Pulaski county.
An act to amend an act, entitled an act, for classing tobacco in this Commonwealth, and for other purposes, approved December 13, 1820.
An act to authorize the county court of Owen, to provide for the support of John Simms; and
An act for the benefit of the devisees and heirs of James F. Moore and Elizabeth Moore, deceased.
Mr. Anderson from the joint committee of enrollments, reported that the committee had examined enrolled bills, of the following titles, and had found the same truly enrolled, viz:
An act to establish an election precinct in the north part of Washington county.
An act for the benefit of Ann T. Mallary.
An act to extend and continue in force an act for the benefit of Stephen Langford, approved January the 30th, 1833, and for other purposes.
An act to establish a State road from Hopkinsville to Smithland.
An act to amend the laws relative to the estate of the late John Breckenridge, deceased.
An act to prevent justices of the peace from being taken and received as securities in bonds executed in their courts.

An act changing the time of holding the Logan and Simpson county courts.

An act for the benefit of Holbert McLure and William Fish, both of Rockcastle county.

An act to change the name of the Princeton Seminary, and to increase the number of trustees.

An act allowing an additional justice of the peace and constable to Shelby county.

An act to apply the fines and forfeitures of Bourbon county, to the lessening the county levy of said county.

An act for the benefit of the first Presbyterian church in Lexington.

An act for the benefit of Aylett H. Buckner and Charlotte, his wife.

An act to amend an act, entitled an act, to establish a medical institute in the city of Louisville.

An act to amend the law for the benefit of Frances Kercheval.

An act to dispose of the seminary building near Greenup'sburg.

An act to amend the charter of the Bardstown and Louisville Turnpike Company.

An act to add an additional justice of the peace for Floyd and Pike county.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Anderson inform the Senate thereof.

Mr. Phelps from the committee of propositions and grievances, made the following report, viz:

The committee of propositions and grievances have, according to order, had under consideration the petition of citizens of the city of Lexington, praying the repeal of a law, which authorizes the trustees of the Transylvania University, to close a certain street in said city, and have come to the following resolution thereon, viz:

Resolved, That said petition be rejected.

Which being twice read, was concurred in.

Ordered, That a message be sent to the Senate, requesting leave to withdraw the message announcing the passage of a bill to incorporate the Augusta, Cynthiana and Georgetown turnpike company, and after a short time, the messenger returned with said bill.

Mr. Helm from the committee of claims, to whom was referred a bill for the benefit of the sheriff of Calloway county—

Reported the same without amendment.

The said bill having been amended, the question was then taken
on engrossing the said bill as amended, and reading it a third time, which was decided in the affirmative.

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


And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

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

1. A bill to authorize the sale of a street in the town of Somerset.
2. A bill to amend the several laws establishing and regulating Jeffersontown.
3. A bill for the benefit of John S. Stokes.
4. A bill to establish a new county out of parts of Cumberland and Wayne counties.

By the committee of privileges and elections—5. A bill to establish an election precinct in Grayson county; and

By Mr. Dohoney—6. A bill for the erection of a bridge across Russell's creek.

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

And thereupon the rule of the House, constitutional provision and second reading of said bills having been dispensed with, the first, second, third and fifth were severally ordered to be engrossed and read a third time; the fourth was committed to the committee for
courts of justice; and the sixth to the committee of internal improvements.

And thereupon the rule of the House, constitutional provision and third reading of the first, second, third, and fifth bills, having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

Mr. Hanson from the committee for courts of justice, to whom was referred a bill to establish the county of Louisville, and for other purposes—reported the same without amendment.

The said bill having been amended, and the hour of 12 ½ having arrived, the House proceeded to the consideration of the orders of the day—and took up the report of the committee of propositions and grievances, favorable to the establishment of a new county, out of the counties of Mercer and Lincoln.

Mr. Cunningham then moved to postpone the further consideration of said report and resolution, until the first day of June next.

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

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


On motion—

Ordered, That an engrossed bill, entitled an act to incorporate the Owingsville, Mountsterling and Winchester turnpike company, be made the order of the day for Friday next.

The House then resolved itself into a committee of the whole House, on a bill to abolish circuit courts, and to establish in lieu
thereof, district courts within this Commonwealth—Mr. Helm in the Chair; and after some time spent therein, the Speaker resumed the Chair, and Mr. Helm reported that the committee had, according to order, had under consideration the said bill, and had gone through the same with an amendment in lieu of the bill, which he handed in at the clerk's table, and read as follows.

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That so much of each and every act, or acts of the General Assembly, as lays off and divides the several counties of the Commonwealth into sixteen judicial districts, be, and the same is hereby repealed.

SEC. 2. That hereafter, there shall be established in this State, twelve judicial circuits only; and the several counties of the Commonwealth shall be so arranged in the several districts, that the judicial labors in each circuit shall be as nearly equal as may be; and until otherwise provided by law, there shall be only two terms of the circuit court held in each county, in each year, except where by law or the order of the Judge, a chancery term, or a term for the trial of penal or criminal cases, has or may be ordered.

SEC. 3. That each circuit Judge hereafter appointed, shall receive an annual salary of — dollars, payable quarterly.

SEC. 4. That when, by the arrangement of counties into judicial circuits, two of the present judges shall be thrown into the same circuit, it shall be the duty of both judges, to hold court in each county in the district.

SEC. 5. That in those circuits in which two of the present Judges may reside, no new appointment of Judge shall be made by the Governor, until both offices shall become vacant, and then only one shall be appointed—and the other office is declared to be abolished.

It was then moved and seconded to fill the blank in the third section of the amendment, with the sum of "Fifteen hundred dollars," as the annual salary of the circuit Judges, hereafter to be appointed.

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

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


NAYS—Messrs. Anderson, Austin, Beaseman, Burnett, Chevis, Conway, Daniel, Dever, Dohoney, Dugan, Drake, Dyer, Elves,

Mr. Gorin then moved to postpone the further consideration of said bill and amendments, until the first day of June next.

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

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


The Speaker laid before the house the annual report of the public Librarian, which was received, and read as follows, viz:

LIBRARY ROOM, Frankfort, Feb. 16, 1835.

Sir:—You will please lay before the honorable House, over which you preside, the accompanying report, which contains a catalogue of all the books received in the State Library the past year, 1834.

Yours respectfully,

GEO. A. ROBERTSON, Librarian

Hon. C. A. Wickliffe, Speaker House of Representatives.

A Catalogue of Books received in the Public Library from the Secretary of State in 1834.

LAWS OF NEW YORK.

<table>
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<th>2 vols. for the year 1835</th>
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<td>Revised Statutes of New York</td>
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<td>Laws of Massachusetts</td>
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<td>Georgia</td>
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<td>Rhode Island</td>
<td>2 vols. for the years 1817, 1825, 1827, 1829, 1 vol. for the year 1829, 2 do. do. 1831</td>
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<td>Indiana</td>
<td>1 vol. for the year 1822, 2 do. do. 1826, 1829, 3 do. do. 1833</td>
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<td>Michigan</td>
<td>1 vol. for the year 1830.</td>
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<td>New Hampshire</td>
<td>1 vol. for the years 1816 to 1820, 2 do. do. 1816 to 1821, 3 do. do. 1821, 1 do. do. 1824, 5 do. do. 1826, 3 do. do. 1830</td>
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<td>South Carolina</td>
<td>1 vol. for the years 1795 to 1804, 1 do. do. 1799 to 1800, 1 do. do. 1823, 1 vol. for the years 1820, 1828, 1830</td>
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<tr>
<td>Illinois</td>
<td>3 vols. for the years 1820, 1829, 12 vols. revised code for 1831, 2 do. revised code 1829</td>
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<td>Missouri</td>
<td>1 vol. for the year 1820, 1 do. do. 1820, 1828, 1830, 1 Digest, 2 vols. 1825</td>
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<td>Ohio</td>
<td>1 vol. for the year 1816, 1 do. do. 1820, 1 do. do. 1825, 1 vol. statutes, 1 vol. for the year 1831</td>
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<td>Louisiana</td>
<td>3 vols. for the year 1833.</td>
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<td>Florida</td>
<td>3 vols. for the year 1833.</td>
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<td>Virginia</td>
<td>1 vol. for the year 1833.</td>
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<td>Other titles</td>
<td>1 copy Moreau and Carleton's Partidas, 2 vols., Chitty's Criminal Law, 3 do., Chitty's Blackstone, 4 do.</td>
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1 do. Gordin's Digest, 1 do.
1 do. Versey's Reports, 2 do.
1 do. Cooper's Justinian, 1 do.
50 do. J. J. Marshall's Reports, 7 do.

J. J. MARSHALL'S REPORTS.

No. 1, year 1831, 1 vol. | No. 4, year 1832, 1 vol.
2, do. 1831, 3 do. | 6, do. 1833, 1 do.
3, do. 1832, 1 do. | 7, do. 1834, 1 do.

MONROE'S REPORTS.

No. 1, year 1825, 1 vol. | No. 4, do. 1828, 3 do.
2, do. 1826, 1 do. | 5, do. 1829, 3 do.
3, do. 1827, 1 do. | 6, do. 1829, 3 do.

LITTELL'S REPORTS.

No. 1, year 1823, 1 vol. | No. 2, do. 1824, 1 do.
No. 5, year 1824, 1 vol.

BIBB'S REPORTS.

No. 2, year 1816, 1 vol. | No. 3, year 1817, 1 vol.
No. 4, year 1817, 3 vols.

HARDIN'S REPORTS.

On hand, 96 volumes.

DANA'S REPORTS.

No. 1, year 1834, 48 volumes.

Acts of Kentucky, for 1833 and '34, 190 vols.
Senate Journals of Kentucky, for 1833, and '34, 9 vols.
House do. do. do. 11 do.

PIRTLE'S DIGEST.

Nov. 7, 1834—1 copy handed over to Henry Pirtle by the direction of the secretary of state.
5 copies delivered to John J. Hardin, by the direction of the secretary of state, in exchange for Hardin's Reports.
1 copy delivered to John G. Park, as clerk of Nicholas county, by direction of the secretary of state.
1 copy delivered to Jacob Swigert, in exchange for Hardin's Reports.

Expenditures of the Public Library, in 1834:
To this sum paid John J. Vest, for articles furnished the Library Room, and work done in the same, as per bill, $246.07
To this sum paid J. H. Anderson, as per bill rendered, 3 93½
To this sum paid Thomas J. Mayhall, as per bill rendered, 55 20
To this sum paid A. C. Keenon, as per bill rendered, 11 82
To this sum paid Mrs. S. Watson, as per bill rendered, 18 00½
To this sum paid A. S. Parker, as per bill rendered, 29 52

$359 55½
Books purchased by the court of appeals:
In 1833, (Commonwealth's paper,) $415 69
In 1834, do. do. do. 551 08

Two years appropriation in Commonwealth paper, $996 75

Leave a balance on hand in Commonwealth paper, 1000 00

Books misplaced by the court of appeals, viz.,
1 copy Toller on Executions,
1 copy Adams on Ejectment,
1 copy Piers William's Reports,
1 copy Coxe's Digest,
5th volume Condensed Reports, Supreme Court, U. S.
7th volume Johnson's Chancery Reports,
1st volume Chitty's General Practice.

All of which is respectfully submitted to your consideration.

GEORGE A. ROBERTSON.

Mr. Woolley from the joint committee, appointed to examine and report the state of the Lunatic Asylum and Transylvania University, made the following report:

The Joint Committee, raised for the purpose of examining the condition of the Lunatic Asylum and Transylvania University, and to report what legislative action is necessary to effect the objects of those institutions, have performed that duty, and beg leave to report:

That in pursuance of the resolution, by which they were appointed, they repaired to Lexington, and visited each of those institutions, and take pleasure in communicating to the Legislature, that the Lunatic Asylum is managed and conducted so as to meet their unqualified approbation. That the unfortunate persons, who are there confined, are treated with indulgence and humanity, well clothed. The rooms, which they inhabit, clean, warm and comfortable; and they are abundantly supplied with all such other accommodations as are suited to their distressed and unhappy condition.

The lunatics in the Asylum, under the course of salutary discipline, to which they are subject at occasional periods, when deemed necessary in order to aid their intellectual restoration, are employed at moderate labor in the cultivation of the land, not exceeding ten acres, belonging to the State, and adjoining the Asylum. The commissioners, superintending this humane and benevolent institution, entertain the opinion, in which your committee concur, that to extend and increase the benefits and advantages, which certainly result from employing the lunatics as stated, that it would be advisable to purchase an additional quantity of land adjoining the present ownership of the State, of at least ten acres. Without taking into consideration the existing necessity for such a purchase, which is obvious to your committee, it is reasonable to anticipate, from our rapidly increasing population, that the number of lunatics will considerably augment. If the purchase of the land contemplated and recommended, is delayed, the price will, in all probability, be very much increased, in consequence of the internal improvements progressing in the vicinity of Lexington, and the continuing prosperity of that city, and perhaps the purchase itself rendered impracticable. We therefore recommend that
provision be made, at the present session of the Legislature, for the acquisition of the
ten acres of land proposed to be purchased.

We beg leave also to recommend a sufficient appropriation of money, to enable the
commissioners of the Asylum, to enclose the land adjoining the Asylum, the property of
the State, and also such additional land, if any, as may be purchased, in consequence
of this report, with a good and substantial plank fence, sufficient to prevent the escape
of the lunatics, when they are employed in the enclosures, or permitted to be there to
take the benefits of free air and exercise.

Your committee have understood from the commissioners superintending the Asylum,
that the State has expended in the erection of that building, about thirty thousand
dollars, or that its present estimated value amounts to that sum or thereabouts; they
have also been informed by the commissioners, that the Asylum, from the very nature
and character of the disordered inmates of the institution, is very much exposed to
destruction by fire, and your committee entirely accord with the commissioners in their
representations in relation to this matter, and recommend that provision be made by
law to effect an insurance against fire, on the Asylum and the buildings connected
therewith; which insurance will, they are advised, not exceed one per cent per annum
on the amount aforesaid.

The inclemency of the weather, and other circumstances, prevented their making as
thorough an examination of the University, as they could have desired. It is with
pride and pleasure, however, they are enabled to communicate to the Legislature, the
high stand, which the Medical Department of the University has assumed—a stand,
which your committee are satisfied, it well deserves, from the high qualifications and
distinguished abilities of the different professors. Your committee had not an opportunity
in person to witness the lecturing of the law classes; they are satisfied, nevertheless, from
the acknowledged abilities and attainments of the gentlemen, who are the professors of law
in the institution, that this department of the University, under their management,
promises to become eminently useful as a Law School; and though comparatively, it is
now in its infancy, the time is not remote when it may become as celebrated as the
Medical Department already is.

However desirable to see the literary department of this ancient and valuable institu-
tion placed on a more permanent basis, and free from the occasional declension to which
all such are more or less liable, your committee are not prepared to make any recom-
mandation for appropriations for its benefit. The number and respectability of such
institutions in our State, an inability to endow them all, and the impropriety of dis-
criminating between them, together with the present (though we hope only momentary)
derangement of our finances, in our opinion forbid it.

The Trustees of the University, through their Chairman, communicated to us, by
letter, the means and the wants of the institution, which is herewith communicated, as
well as a catalogue of the students and officers thereof. All of which is most respect-
fully submitted to the consideration of the Legislature.

WM. T. WILLIS,
STILWELL HEADY,
RICHD. SOUTHGATE,
Committee on the part of the Senate.
A. K. WOOLLEY,
JOHN TRIMBLE,
BENJ. G. BURKS,
W. STERRETT,
SHERROD WILLIAMS,
Committee on the part of the House of Representatives.
Mr.:-The Board of Trustees of Transylvania University are not insensible to the honor done them by the Legislature, in appointing a Joint Committee of the two Houses to visit the University; and in order that the committee may be able to make a satisfactory report of its proceedings, the Trustees will now proceed to give to them a statement of its present condition and wants. And that the committee may be informed of all things appertaining to this State institution, the Trustees will first endeavor succinctly to state the estimated value of the property of the academical department, its income and expenditure.

The old lot, upon which are situated the Preparatory Department and Janitor's House, estimated at $6,000

The ten acre lot, upon which is situated the Morrison College, estimated at $35,000

The Morrison Fund for the endowment of the Morrison Professorship, $20,000

Amount due from Joel Higgins for the purchase of the Macoun lot, $2,120

Stock in the Frankfort Bridge Company, $1,000

Escheated Property, $500

Library and Philosophical Apparatus, $2,000

$66,620

Present Liabilities of the Department,
To Gideon Shryock, for a balance yet unpaid for building Morrison College, amounting to about $2,500

For Apparatus purchased, about 200

For Arrears of Salaries to Officers of the Department, 510

$3,210

Annual Income,
Interest of the Morrison Fund, $1,200

Tuition Fees of Morrison College, 600

Tuition Fees of the Preparatory Department, 1,000

Fines and Forfeitures in Fayette County, averaged at 150

Auction Tax in the City of Lexington, averaged at 130

$3,280

From which sum deduct the Tuition Fees in the Preparatory Department of Students sent on the Arrears due from Subscriptions to the University, amounting during the last year to 250

Net Amount of Income, $3,030

Annual Expenditure,
Salary of the Professor of Mathematics, $600

Salary of the Professor of Languages, (one half of the Tuition Fees,) 400

Salary of the Secretary and Treasurer, 150

Salary of the Principal of the Preparatory Department, 500

Salary of the Assistant of the Preparatory Department, 200

Wages of Janitor and Servant of College, 158

Insurance on Building, 112

$2,430

In addition to which are incidental expenses, of repairs, furniture, stationery and fuel, which vary too much to be accurately estimated.
Number of Students,
In Morrison College, 290
In Preparatory Department, 40
In Medical Department, 255
In Law Department, 43
Total, 358

The names of all the Officers of the University are hereunto appended.

The residuary legacy of the late Col. James Morrison has not been specially mentioned. So much of this fund as has been received has been expended in the purchase of the Morrison College lot, and in the erection of the College building. The Trustees have, besides, advanced towards its erection, in aid of the said legacy, upwards of thirteen thousand dollars, with which amount that legacy stands chargeable; and the trustees may, in addition to this sum, out of their own funds and property, be compelled to pay the balance, which will be due to the undertaker of the Morrison College buildings, which is estimated at $2,500.

From all of which it appears, that the present income of the academical department is hardly sufficient for the employment of two ill-paid professors in the College Proper, and a principal and assistant in the preparatory department, with the other necessary contingent expenses. A President, to discharge some of the duties now imposed upon the two professors of the College Proper, a professor of natural philosophy, and one of modern languages, are necessary for giving to the students the ample and complete education which can be obtained at any similar institution in the United States. But the funds of the University are entirely inadequate, without legislative aid, to so desirable an object.

By the burning of the old College buildings, and the loss in books and philosophical apparatus, the University lost about $30,000; and although some books have been purchased since, and a valuable addition made to the library by the British government, in copies of some of the very ancient records and statutes of that kingdom, and some additions made to the philosophical apparatus, they are both in a very imperfect and mutilated condition; and the present revenue is too small to enable the Trustees to make the necessary additions to both, and the future prospect of increased prosperity does not justify the expectation that they will be able to make them usefully complete within any reasonable time.

In order that the expense of education may be lessened; that combinations to raise the price of boarding to students may be defeated, and the conduct of the young men themselves be brought more immediately under the inspection of their instructors, than it can be by their being dispersed among the various boarding houses of the city, a suitable house is wanted for boarding and lodging the students of the University. The Trustees are aware of the many difficulties that must be surmounted before such an establishment can be made to answer the intended object; but as the greater part of the ancient Universities had such appendages, and many of the modern ones, they think the experiment worthy of a trial. Were their funds sufficient for it. But this object, as well as those of greater importance before mentioned, they declare themselves utterly unable to accomplish for the want of means.

To the Legislature, therefore, they prefer their cause, and urge it to appropriate the sum of four thousand dollars per annum for ten years; the trustees have no doubt that with prudent management, the University would be able to realize the most sanguine expectations of the friends of literature and science everywhere. And when it is
borne in mind that ignorance is the parent of error—that it generates selfish and contracted views and boundless wishes—that it endangers public freedom and prosperity, and individual security; and when combined with vice, as it too frequently is, it is one of the greatest evils that can befall any people, and when we consider what a mighty influence the highly educated classes do, and must always wield over the opinions and the conduct of men, by enlightening their minds, expanding their views, restraining their desires within reason's limits, and thereby better securing all the blessings of freedom, security, and consequent prosperity; the Trustees cannot do less than hope that the Legislature will do even more for the cause of knowledge and wisdom, by the advancement of Transylvania University to prosperity and usefulness, than they have ventured to ask.

All which is most respectfully submitted to your consideration.

ROBERT WICKLIFFE, Chairman, B. T. T. U.

HON. WM. T. WILLIS, Chairman of Joint Com. of Gen. Assembly, Ky.

OFFICERS OF TRANSYLVANIA UNIVERSITY.


Faculty.


Benjamin Winslow Dudley, M. D. Professor of Anatomy and Surgery.

Charles Caldwell, M. D. Professor of the Institutes and Clinical Practice.

John Esten Cooke, M. D. Professor of the Theory and Practice of Medicine.

William Hall Richardson, M. D. Professor of Obstetrics and the Diseases of Women and Children.

Charles Wilkins Short, M. D. Professor of Materia Medica and Medical Botany, and Dean of the Medical Faculty.

Lunsford Pitts Yandell, M. D. Professor of Chemistry and Pharmacy.

Robert Peter, M. D. Secretary and Librarian of the Medical Faculty.

Hon. Daniel Mayes and Hon. George Robertson, Professors of Law.

Charles Caldwell, M. D. Professor of Medical Jurisprudence.

John Lutz, Professor of Mathematics and Natural Philosophy.

Robert Peter, M. D. Professor of Chemistry in Morrison College.

Rev. Samuel V. Marshall, Professor of Languages.

Charles E. Bains, Principal of the Preparatory Department.

Lyman W. Seely, Assistant.

Madison C. Johnson, Secretary of the Board of Trustees.
Which was received and referred to the committee appointed on the part of this house, to examine said institutions, with instructions to prepare and bring in a bill pursuant to the recommendations of said report.

On the motion of Mr. Alsop—

Ordered, That leave be given to bring in a bill to amend the charter of the city of Louisville; and that Messrs. Alsop, Brown and Miller, be a committee to prepare and bring in the same.

And then the House adjourned.

WEDNESDAY, FEBRUARY 18, 1835.

1. Mr. Wortham presented the petition of Rhodes S. Wilson, praying a divorce from his wife, Hannah Ann Wilson.

2. Mr. Myers presented the petition of sundry citizens of Bullitt county, praying for an additional constable to said county.

3. Mr. Agun presented the petition of sundry citizens of Mortonsville, in Woodford county, praying for the passage of a law establishing said town.

4. Mr. Mitchell presented the petition of Eleanor L. Morton and others, praying the passage of a law authorizing the sale of a tract of land belonging to the estate of Richard Morton, deceased.

Which petitions were severally received, the reading thereof dispensed with and referred; the first to the committee on Religion; and the second, third and fourth to the committee for courts of justice.

On the motion of Mr. Sudduth—

Ordered, That the petition of Charles W. Summers be recommitted to the committee for courts of justice.

A message was received from the Senate announcing their disagreement to bills which originated in this House, of the following titles:

An act for the benefit of the heirs of William T. King.

An act for the benefit of Nancy Bosley and her children.

An act for the benefit of the heirs of Thomas Ellis.

And the passage of bills of the following titles:

An act for the benefit of Daniel Gwyn's heirs.

An act for the benefit of David Carrier and Jacob Carrier.

An act for the benefit of Charles Boone.

An act for the benefit of William Edmonson's heirs.

With an amendment to the latter bill.
And the passage of bills which originated in the Senate, of the following titles:

An act for the benefit of the county of Jefferson and the city of Louisville.

An act to incorporate the Flemingsburgh and Mayslick turnpike road company.

A bill to establish the county of Louisville, and for other purposes, was ordered to be engrossed and read a third time tomorrow.

Mr. Hanson from the committee for courts of justice, to whom was referred a bill concerning the Auditor of public accounts—Reported the same with amendments.

Mr. Breck then 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. Hanson and Sprigg, were as follows:


Mr. Hanson from the same committee, to whom was referred a bill to amend an act regulating the action of replevin, approved January 29, 1830.

Reported the same without amendment.

Ordered, That the said bill be laid on the table.

A message was received from the Senate, announcing the passage of a bill originating in this House, entitled,

An act appropriating six thousand acres of land warrants West of the Tennessee river, for the erection of a bridge across Pitman's creek below Barnett's mill, in Green county, where the road crosses from Greensburgh to Louisville.

And the passage of a bill, entitled,
An act to amend an act authorizing the erection of a bridge across Main Licking river, at or near its junction with the Ohio, approved Feb. 28. 1834.

And the passage of bills which originated in this House, of the following titles:

An act to authorize the sale of Mount Carmel meeting house, for the benefit of the Methodist Episcopal church; and

An act for the benefit of the heirs of Daniel Wood, deceased.

Mr. Tompkins from the committee for courts of justice, made a report in the case of Judge Reed, which was received, read and concurred in, as follows, viz:

The committee for courts of justice, under the resolution of this House, in discharge of the duties imposed on them, issued a notice requiring the attendance of Judge Walker Reid, Judge of the first district; that said Reid appeared, and the committee proceeded to examine sundry witnesses, touching his legal abilities and qualifications, as well as his habits of life, which would be likely to affect the discharge of his public duties as Judge of the circuit courts in this Commonwealth: and also, examined all such witnesses as were summoned and introduced in behalf of said Reid—all which testimony was reduced to writing, and is herewith reported to the House; from an examination and hearing of which testimony, your committee are of opinion, that the Judge is not, for want of legal attainments, disqualified for the administration of the laws, but that his disposition, while on the bench, and during the progress of causes, to assume the cognizance of facts, greatly interfered with the right of trial by jury in his circuit; that in his judicial conduct, he has suffered himself to be betrayed into vacillations of opinion, from what appears to the committee, upon proof, to have been an overweening desire to please all parties. But the committee do not feel warranted, upon the developments of the inquiry on this branch of the resolution, to recommend the application of the extreme remedy of the constitution by address.—That in regard to the habits of life of the Judge, although they have had evidence of observations which do not challenge the commendation of this committee, yet they do not think there is sufficient ground for the opinion, that he is thereby disqualified for the bench; wherefore,

Resolved, That the committee be discharged from the further consideration of the case of said Reid.

A bill to equalize taxation, was taken up,—and the amendment proposed thereto, concurred in.

Mr. Wortham then moved to lay the 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. Wortham and Davis, were as follows, viz:


NAYS—Mr. Speaker, Alsop, Anderson, Breck, Bristow, Brown, Burke, Cunningham, Davis, Dever, Dugan, Estis, Farmer, Faulkner, Gaines, Garvin, Graves, Grubbs, Hanson, Harris, Hines, Hollingsworth, Jackson, Matson, Montgomery, Myers, O'Brian, Phelps, Sprigg, Sudduth, John Thomas, Tompkins, C. J. Walker—33.

The amendments proposed by the Senate, upon concurring in those proposed by this House, to a bill from the Senate, entitled, An act allowing additional justices of the peace and constables to certain counties, were twice read and concurred in.

Ordered, That the clerk inform the Senate thereof.

The House proceeded to re-consider their amendment proposed to a resolution from the Senate, directing a tombstone to be placed over the grave of John Breathitt, late Governor of Kentucky.

Resolved, That this House recede from their said amendment.

Ordered, That the clerk inform the Senate thereof.

The amendments proposed by the Senate, to bills which originated in this House, of the following titles, were twice read and concurred in, viz:

An act for the benefit of the heirs of James Monks, deceased.
An act to reduce the number of justices of the peace in Whitley county.
An act for the benefit of the jailer of Fayette county.
An act appropriating six thousand acres of land warrants West of the Tennessee river, for the erection of a bridge across Pitman's creek, below Barnett's mill, in Green county, where the road crosses from Greensburg to Louisville.
An act to regulate the appointment of jailers in this Commonwealth, and for other purposes.
An act for the benefit of Wm. Edmonson's heirs.
Ordered, That the clerk inform the Senate thereof.

The following engrossed bills were severally read a third time, to wit:
1. An act to appropriate a further sum of money to improve the navigation of the Big South fork of Cumberland river.

2. An act to open and improve a road from the mouth of Salt river to Bowling Green.

3. An act for the benefit of David Rees.

4. An act to regulate the service of process and notices upon corporations.

5. An act for the erection of a bridge across Marrowbone creek, in Cumberland county.

6. An act further to regulate appeals from justices of the peace, and to alter the law of costs in suits brought by executors or administrators.

7. An act to improve and open the road leading from Gaines' cross roads, by way of Union and Burlington, to the Ohio river, opposite Lawrenceburg, in the State of Indiana.

8. An act to alter the time of the meeting of the General Assembly.

9. An act to improve the navigation of Rough creek, at the great falls.

10. An act for the benefit of Jane Turner.

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

An engrossed bill, entitled "an act to improve the navigation of Bear creek," was read a third time, as follows, viz:

Sec. 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That there is hereby appropriated, out of ny money in the treasury not otherwise appropriated, the sum of three hundred dollars, for the improvement of the navigation of Bear creek, and that Jacob Duvall, of the county of Edmondson, Jedediah McLane and John Rogers, of the county of Grayson, be, and they are hereby appointed commissioners to superintend the work to be done on said stream.

Sec. 2. Be it further enacted, That the said commissioners, before they enter upon the duties prescribed in the first section of this act, shall enter into bond in their respective county courts, with good security in the penal sum of six hundred dollars, conditioned as the law directs, for the improvement of said stream, commencing at the mouth, and extending upwards, as far as the Horse shoe bottom, on said stream.

Sec. 3. Be it further enacted, That the auditor of public accounts is hereby directed to issue his warrant on the treasury, for the aforesaid sum of three hundred dollars, whenever satisfactory evidence is given of a majority of said commissioners having en-
entered into bond as required by this act, and that the treasurer
be required to pay the said sum of three hundred dollars, out of
any money not otherwise appropriated.

Sec. 4. Be it further enacted, That the said commissioners be
allowed the sum of one dollar per day each, out of the money
hereby appropriated, for every day they may be necessarily em-
ployed in superintending said work.

Sec. 5. Be it further enacted, That said stream is hereby de-
clared navigable as high up as the Horse shoe bottom, on said
stream.

And the question being taken thereon, it was decided in the
negative; and so the said bill was rejected.

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

YEAS—Mr. Speaker, Alsop, Austin, Bell, Collins, Davis,
Drake, Estis, Farmer, Garner, Harris, Hayden, Helm, Jasper,
Johnson, Mansfield, W. C. Marshall, Manson, Miller, Mitchell,
Murray, O'Brian, Pomeroy, Sharp, Simpson, John Thomas, Tomp-
kins, Triplett, Williams, Winfrey, Woolley, Wortham—32.

NAYS—Messrs. Aguin, Andrews, Blair, Bullock, Burnett,
Cheris, Conway, Cunningham, Daniel, Daves, Faulkner, Gaines,
Gorin, Hanson, Harrow, Hines, Hudspeth, Jackson, Kendall, Le-
wright, McClure, C. C. Marshall, Miles, Montgomery, Murrell,
O'Bannon, Phelps, Richardson, Samuel, Sprigg, Sterett, Stevenson,

An engrossed bill, entitled an act, to allow the limitations of
actions brought on merchants' accounts, was read a third time and
laid on the table.

An engrossed bill, entitled an act for the benefit of William
Garrard and Henry T. Duncan, and for other purposes, was read
a third time.

It was then moved and seconded to postpone the further con-
sideration of said bill, until the first day of June next.

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

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

YEAS—Messrs. Andrews, Austin, Blair, Bullock, Burnett, Cov-
ington, Daniel, Dever, Dohomey, Drake, Estis, Faulkner, Garner,
Gorin, Graves, Grubbs, Hansford, Harris, Helm, Hines, Hollings-
worth, Hudspeth, Jackson, Jasper, McClure, W. C. Marshall,
Murrell, O'Bannon, Phelps, Simpson, Stevens, James Thomas,
Triplett, Turpin, J. T. Walker, J. V. Walker, Williams, Worth-
am—38.

The said bill having been amended by an engrossed clause, by way of rider—Mr. Matson demanded the previous question, which call having been sustained by the House,

The question was put on the passage of said bill, which was decided in the affirmative.

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


Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

Mr. Hanson from the committee of courts of justice, to whom was referred a bill from the Senate, entitled an act, to establish the Louisville chancery court—reported the same without amendment.

Ordered, That the said bill be postponed to, and made the order of the day for Friday next—and that the Public Printer forthwith print 150 copies thereof, for the use of the members of this House.

On the motion of Mr. Mitchell—

Ordered, That leave be given to bring in a bill to repeal the law allowing a constable to Corn's fork of Watts' creek; and that Messrs. Alsop, Trapnell and Wilson, be appointed a committee to prepare and bring in the same.

And then the House adjourned.
Mr. Covington moved the following resolution:

Resolved, That the eastern committee room, on the lower floor of the Capitol, be offered to the ladies of the Benevolent Society, for the Fair to be held on this evening.

Which being twice read, was adopted.

A message was received from the Senate announcing their disagreement to a bill which originated in this House, entitled,

An act for the benefit of John and Susannah Dye, and their children.

The passage of bills which originated in this House, of the following titles:

An act to authorize Granville Bowman to erect a gate across a certain road in Cumberland county; and

An act repealing the law declaring John's Creek a navigable stream—with amendments to each.

And the passage of bills of the following titles:

An act to provide for the service of process on corporations; and

An act to establish a tobacco inspection at the town of Russellville.

Mr. Williams from the select committee, appointed to examine into the qualifications and official conduct of Judge Wm. L. Kelly, and to report thereon, made the following report:

A majority of the select committee, in the case of the Hon. Wm. L. Kelly, circuit Judge of the ninth judicial district, hereby report, and submit to the House the testimony taken in said case, and without intimating any conclusion to which they have or might arrive, whether said Judge should, or should not be addressed out of office, and ask leave to be discharged from the further consideration of said case.

Mr. Gorin thereupon submitted, for the consideration of the House, the following resolution:

Resolved, That the report be referred back to the select committee, with instructions to draw up an address, for the removal of Judge Kelly.

The said resolution was then amended, by striking out the words printed in italics, and inserting in lieu thereof, the words "report the facts and their opinion thereon."

Mr. —— then demanded the previous question, which call having been sustained by the House, the question was then put on
the adoption of the resolution reported by the select committee, which was decided in the negative.

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


Mr. Murrell from the joint committee on enrollments, reported that the committee had examined sundry enrolled bills of the following titles, and had found the same truly enrolled, viz:

An act to establish a State road from Hardinsburg to Owenboro', so as to pass through Cloverport, Hawesville and Yelvington.

An act to reduce the price of public lands west of the Tennessee river, and for other purposes.

An act for the benefit of James Fleming's heirs.

An act for the benefit of Joseph Mitchell and others, devisees under the will of William Basey, deceased.

An act for the benefit of Cardwell Breathitt's children.

An act allowing two additional justices of the peace to Christian county.

An act supplementary to an act, entitled an act to improve the navigation of Nolin, approved February 19, 1834.

An act for the benefit of John Hughes, jr's. heirs.

An act for the benefit of the heirs of James Monks, deceased.

An act to subject to county levy all slaves that may each year hereafter be hired, or otherwise introduced into the county of Greenup.

An act to appropriate the fines and forfeitures in Livingston, and Cumberland counties, to the reduction of the levies of said counties.

An act allowing an additional constable to Wayne county, and for other purposes.
A resolution fixing on a day for the election of Public Officers.
An act for the benefit of Samuel Moore and others.
An act for the benefit of the heirs of George and John Graham.
An act to allow some additional ground to be attached to the town of Mixville, in Washington county.
An act to enlarge the jurisdiction and powers of the trustees of the town of Owenboro, in Daviess county.
An act to provide for the more certain collection of the taxes on sales at auction, in the city of Louisville.
An act for the benefit of the heirs of Matthew Hawkins.
An act for the benefit of the widow and heirs of Robert Ramey.
An act for the benefit of the devisees of John C. Richardson, Sen.
An act for the benefit of the heirs of Palsey Patton.
An act to authorize Carroll C. Blinco, and Emeline Blinco, his wife, to sell and convey a tract of land lying in Nelson county.
An act to incorporate the Louisville Museum Company.
An act to regulate the guaging of spirituous liquors in the city of Louisville.
An act to establish a road from Taylorsville, in Spencer county, in the direction of Harrodsburg, to intersect Delaney's old road, leading from Bardstown to Lexington.

Whereupon the Speaker affixed his signature thereto;

Ordered, That Mr. Murrell inform the Senate thereof.

Mr. Gaines presented the petition of Lewis Conner, guardian of Joel Glassen, an infant, praying the passage of a law legalizing a sale made by him, of two negro slaves, belonging to his said ward.

Which was received, read and referred to the committee for courts of justice.

An engrossed bill, entitled an act establishing a board of internal improvement, and for other purposes—was read a third time.

Mr. Gorin then moved to attach to said bill, the following engrossed clause, by way of rider, viz:

Be it further enacted, That the board of internal improvements, in subscribing for stock under this act, in the several turnpike roads now chartered, or which may be hereafter chartered, shall not subscribe more than one third of the sum hereby authorized to be borrowed, for the purpose of making such roads on the north side of the Kentucky river; and in like manner, not more than one third of the sum aforesaid, on roads between the Kentucky and Green rivers; and in like manner, not more than one third of the aforesaid sums on roads on the south side of Green river; Provided, That if the said board of in-
ternal improvements should not be called on, according to the provisions of this act, to subscribe the full amount of money authorized to be borrowed under this act for making turnpike roads, within one year, then, and in that event, the aforesaid board of internal improvements may subscribe the sum which may remain unsubscribed, in turnpike roads in any part of this commonwealth where individuals or corporate bodies may have subscribed and paid in the like amount which the said board of internal improvements may be required to subscribe.

And the question being taken on adopting the said ryder, it was decided in the affirmative.

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


Mr. Murray then moved to attach to said bill, the following engrossed sections, by way of ryder to the bill, viz:

Be it further enacted, That the proceeds of the vacant and unappropriated public lands in the district of county west of the Tennessee river, which may have been entered after the fiftieth day of January, 1835, or which may hereafter be entered, shall be, and the same are hereby appropriated and set apart to be equally divided between the counties of Calloway, Graves, Hickman, and McCracken, for the purpose of improving the most important roads, and clearing out the obstructions to the navigation of the most important navigable streams of said counties; and which shall be applied in manner and form as hereinafter directed; for the accomplishment of which objects, all the vacant and unentered lands in said district, from and after the passage of this act, are hereby appropriated to the said counties, and their proceeds set apart for the above named purposes.

Be it further enacted, That Jeremiah C. Wilkins, John Irvin, Reuben
E. Rowland, Elisha Hardy, and John Sample, of the county of Calloway, shall be, and they are hereby constituted a board of commissioners for said county; that Crawford Anderson, Lewis Gray, Henry Wheeler, Jonathan Pryor, and Amos Atkinson, of the county of Graves, shall be, and they are hereby constituted a board of commissioners for said county; that Thomas Holt, William Hunt, Richard P. Wright, E. A. Daniel, and Benjamin Davis, of the county of Hickman, shall be, and they are hereby constituted a board of commissioners for said county; and that John McElyea, A. W. Naylor, John Hardin, Francis A. Harrison, and John Crive, of the county of McCracken, shall be, and they are hereby constituted a board of commissioners for said county. And it shall be the duty of the said several boards of commissioners to superintend the application of their respective shares of the money hereby appropriated to the improvements contemplated by this act, the particular objects of which they shall have full power to select, having due and primary regard: first, to the building and erecting of bridges on the most important public roads, at the most eligible sites of the impassable streams; next, to the cross-waying of the bottoms and swamps on the most important public roads; and lastly, to the clearing out of the obstructions to the navigation of the navigable streams of their respective counties.

Be it further enacted, That the said several boards shall have power to fill vacancies which may, from time to time, happen in their bodies; and shall keep a full and complete record of their proceedings; and at their first or second meeting, select one of their own body as a treasurer, who shall enter into bond with good security, to be approved of by the county court, in such penalty as the court shall prescribe, payable to the members of the board for the time being and their successors, and conditioned for the safe-keeping of all such moneys as may come to his hand, as treasurer of said board, and for the faithful delivery thereof to his successor, or for the disbursement of the same, in pursuance of the order of the board.

Be it further enacted, That it shall be the duty of the receiver of the public moneys to make an equal division of the proceeds of the lands entered in his office, between the said counties, after deducting therefrom his per centage, once every six months from and after the 15th of January, 1835, and pay over to the treasurer of each board their respective share, taking from the treasurer his receipt therefor; all of which the receiver shall report to the legislature at their annual sessions. And all laws requiring said receiver to make settlements with the auditor of public accounts, or to pay over the proceeds of said lands to the treasurer of the commonwealth, or to make semi-annual reports,
and all laws inconsistent with the provisions of this act, shall be, and the same are hereby repealed.

Be it further enacted, That when any of said boards shall select any object of improvement, such as is contemplated by this act, they shall employ some competent person or persons to examine such object so selected, and estimate the cost thereof, who shall report to the board the best practicable plan of such improvement, and the probable cost thereof; after which, the said board, if to them, upon consideration, it shall seem expedient, shall proceed to let the making or erection of the same to the lowest bidder, which shall be done at the door of the court house, on the first day of some public court, unless for good cause, the board shall otherwise order and direct: Provided, That the said board shall first advertise the letting thereof, at three of the most public places in the county, for thirty days previous thereto; in which advertisements, shall be designated the nature and plan of such improvement: And provided further, That upon letting the same, they shall take from the undertaker bond with approved security, in such penalty as the board shall prescribe, payable to the members of the board, for the time being, and their successors, and conditioned for the faithful performance of his undertaking.

Be it further enacted, That whenever any such undertaker shall have finished and completed such work or improvement, he shall make report to the board, who shall appoint two of their own body to examine the work; and if they find that the same has been well performed, according to the contract, this report shall be received in full discharge of the bond of the undertaker, and shall be recorded by the board as part of their proceedings.

Be it further enacted, That the members of the said boards of commissioners shall each receive one dollar per day, for every day they may be necessarily employed in attending to the duties devolving upon them, by virtue of this act, to be paid out of the county levy of the county for which they shall have been appointed; and any persons employed by the board, shall receive a compensation to be fixed by the county court, and paid out of the county levy.

And the question being taken on adopting the said sections, as a rider to the bill, it was decided in the affirmative.

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

YEAS—Mr. SPEAKER, Messrs. Alsop, Austin, Bell, Blair, Bristow, Brown, Bullock, Burnet, Chevis, Davis, Dever, Dugat, Drake, Dunlap, Dyer, Eaves, Estis, Farmer, Hanson, Harris, Hart, Hayden, Helm,
Mr. Graves thereupon moved the following resolution in relation thereto, viz:

Resolved, That the bill be re-committed to the committee on internal improvement, with instructions to amend said bill, by striking out the following words in the sixth section: "With the exception of Green river, and five thousand dollars to Kentucky river."

Mr. Wortham then demanded the previous question, which call having been sustained by the House, the question was then taken on the passage of said bill, which was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wortham and Breck, were as follows:


Ordered; that the clerk carry the said bill to the Senate and request their concurrence.

A message was received from the Senate, announcing the passage of a bill which originated in this House, entitled, An act to establish the Northern Bank of Kentucky.

And the passage of bills of the following titles:
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An act for the benefit of John Woods.
An act for the benefit of Mary Eliza Thruston.
An act to abolish an election precinct in Franklin county, and to change the place of voting in an election precinct in Jefferson county.
An act to establish the town of Elizaville, in the county of Fleming.

Mr. Hanson from the committee for courts of justice, made a report under the resolution of the 8th January, in relation to John M. Hewitt, Judge of the fifth judicial district, recommending his removal from office, which was received and read.

And then the House adjourned.

FRIDAY, FEBRUARY 20, 1835.

1. Mr. Farmer presented the petition of Elisha Green, praying for compensation in going to, and returning from Tennessee, after George Rowlin, who was charged with felony.

2. Mr. Covington presented the petition of the common school society, praying that the commissioners of tax may be compelled to list the number of children.

3. Mr. Murray presented the petition of the citizens of Moscow, praying that Searce’s Warehouse, in said town, may be established, and inspectors appointed.

4. Mr. Trapnell presented the petition of Susannah Hays and others, praying for the passage of a law authorizing the sale of the real estate of Justice Hays, deceased.

5. Also, the petition of Levens and John Blackford, praying for an election precinct in Mercer county.

Which petitions were severally received, the reading thereof dispensed with and referred; the first to the committee on claims; the second to the committee on education; the third to the committee of propositions and grievances; the fourth to the committee for courts of justice; and the fifth to Messrs. Trapnell, Dever and Palmer.

A message was received from the Senate, announcing the passage of a bill, entitled,

An act to incorporate the Versailles Hotel company.

Mr. Murrell from the joint committee of enrollments, reported that the committee had examined enrolled bills of the following titles, and had found the same truly enrolled, viz:

An act to establish the Northern Bank of Kentucky.
An act for the benefit of the jailer of Fayette county.
An act to regulate the appointment of jailers in this Commonwealth, and for other purposes.
An act to authorize the sale of Mount Carmel Meeting House, for the benefit of the Methodist Episcopal Church.
An act for the benefit of the heirs of Daniel Wood, deceased.
An act for the benefit of William Edmondson's heirs.
An act appropriating six thousand acres of land west of Tennessee river, for the erection of a bridge across Pitman's creek, below Barnett's mill, in Green county, where the road crosses from Greensburg to Louisville.
An act for the benefit of David Carrier and Jacob Carrier.
An act for the benefit of Daniel Gwyn's heirs.
An act for the benefit of Charles Boone.
Whereupon the Speaker affixed his signature thereto.
Ordered, That Mr. Murrell inform the Senate thereof.

Mr. Murray from the majority on the vote, by which a bill to establish a new county out of parts of the counties of Oldham, Henry and Gallatin, was rejected, moved a reconsideration of said vote.
And the question being taken thereon, it was decided in the negative.
The yeas and nays being required thereon by Messrs. Gaines and Turpin, were as follows, viz:


On the motion of Mr. Gaines—
Ordered, That leave be given to bring in a bill to take the sense of the people of Gallatin and Oldham counties, as to the propriety of forming a new county out of parts thereof, and that Messrs. Gaines, Turpin and O'Brian, be appointed a committee to prepare and bring in the same.
Mr. Helm from the select committee, appointed to inquire into the qualifications, official conduct, &c. of Silas W. Robbins, one of the circuit judges, made the following report:

The select committee raised to inquire into the official conduct and qualifications of the Hon. Silas W. Robbins, one of the circuit court judges of this commonwealth, have performed that duty, and beg leave to submit the following report thereupon:

Before presenting the resolution, which it is their purpose to submit for the adoption of the House, the committee would premise, that the matters of inquiry, embraced by the resolution under which they have acted, were originally confided to the committee on courts of justice. In succeeding that committee in its investigations, they received from its chairman a written memorial, containing fourteen distinct charges and specifications against Judge Robbins, some of which were designed to impeach his private integrity, and others his public official competency and impartiality. It contained, also, a list of witnesses, by whom, it was alleged, the truth of the charges would be substantiated, but it was not verified by the oath, or even by the signature of any individual, nor did any person appear before the committee to avow its authorship, or maintain its justice. It had been handed in, as they were informed by the chairman of the judiciary committee, by a member of the bar, who practiced in some of the courts of Judge Robbins' district, but who was not then present, or within reach of the process of the House.

The committee caused to come before them, as many of the witnesses referred to, in said memorial, as could be brought by the authority with which they were clothed, together with all such others as they were given to understand would shed any light upon the subjects falling within the scope of the resolution of the House directing this inquiry.

The testimony of those witnesses in writing, together with the response of Judge Robbins to the allegations of that memorial, accompany this report.

The committee do not feel it incumbent upon them, to refer in detail, to the issues made up by the memorial and response, or to the testimony adduced in their support. To do so accurately, would swell this report to an unnecessary and burdensome extent. They are before the House, and accessible to all who may desire their examination.

The committee, however, deem it due to Judge Robbins to declare, as they now do unanimously and deliberately, that in their opinion, the researches which they have made, have led to the discovery of nothing, which, justly considered, should impair the public confidence in his uprightness as a man, or his usefulness and respectability as a judge.
How far they contribute to show him well entitled to that confidence, it is, perhaps, not their province to say, seeing that they have been charged to look out for obstructions and abuses in the administration of public justice, rather than to bestow commendation upon its functionaries.

They, therefore, recommend for the adoption of the House, the following resolution:

Resolved, That the select committee of five, raised to inquire into the official conduct and qualifications of the Hon. Silas W. Robbins, one of the circuit court judges of this commonwealth, be discharged from the further consideration of the matters of said inquiry, nothing appearing to the committee demanding the further action of the legislature against said Robbins.

Which being twice read, was concurred in.

The House resumed the consideration of the report of the committee for courts of justice, recommending the removal of John M. Hewitt from his office of circuit judge of this Commonwealth.

Ordered, That said report be committed to a committee of the whole house for Monday next; and that said judge be, on that day, permitted to appear before said committee on that day, by himself, a counsel.

Mr. Hanson from the committee of courts of justice, to whom to whom was referred an engrossed bill, entitled,

An act for the benefit of the infant heirs and devisees of Carter B. Foster, deceased.

Reported the same without amendment.

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

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

Mr. Hanson from the same committee, to whom was referred a bill from the Senate, entitled,

An act continuing in force the law providing for the appointment of Commonwealth’s attorneys.

Reported the same with an amendment in lieu of the original bill, providing for the appointment of Commonwealth’s attorneys, which being twice read, was concurred in.

It was then moved and seconded to fill the blank in said bill, with the sum of four hundred dollars, as the annual salary of each attorney for the Commonwealth.

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

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


The said blank was then filled with three hundred dollars—and said bill as amended, was ordered to be read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with,

Resolved, That the said bill as amended, do pass.

Ordered, That the clerk inform the Senate thereof, and request their concurrence in the said amendments.

Mr. Hanson from the same committee, to whom was referred a bill from the Senate, entitled,

An act to establish an election precinct at Crittenden, in the county of Grant.

Reported the same with amendments—which having been twice read, were concurred in; and the said bill as amended, ordered to be read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with,

Resolved, That the said bill as amended, do pass.

Ordered, That the clerk inform the Senate thereof, and request their concurrence in the said amendments.

Mr. Hanson from the same committee, to whom was referred a bill to secure to persons taking up slaves that escape from their masters, compensation for their services—reported the same without amendment.

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

Mr. Hanson from the same committee, to whom was referred, a bill for the establishment of a new county out of the counties of Cumberland and Wayne—reported the same without amendment.

The first section of said bill was then read as follows:

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That from and after the first day of April, 1835, all that part of
the counties of Cumberland and Wayne, contained in the following bounds, to-wit: Beginning on the state line due north from the Wolf river; thence a straight line to the plantation of Alexander Smith, (Abner Brison's old place,) leaving it in the new county; thence a straight line to the mouth of Tar creek on Cumberland river; thence up the same to the line of Russell county; thence with the line of said county to Beaver creek; thence up said creek to Shirk's old mill; thence to the thirteen mile post on the road leading from Monticello to Stockton's valley, by the plantation of Peter Harget Stockton, leaving Captain William Davis' house where he resides, in Wayne county; thence to the state line at the nearest approach to Carpenter's rock house; thence with the state line to the beginning; shall be, and the same is hereby erected into one distinct county, to be known by the name of Crittenden.

Mr. Williams then moved to strike out the words printed in italics, and to insert in lieu thereof the following: "To the Wayne county line, thence with the Wayne county line, dividing Wayne and Cumberland counties, to the Tennessee State line, thence with said line to the beginning."

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

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


The question was then taken on engrossing the said bill, and reading it a third time, which was decided in the affirmative.

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

YEAS—Messrs. Alsop, Andrews, Blair, Bristow, Collins, Dugan, Estis, Faulkner, Ford, Gaines, Garvin, Gorin, Grubbs, Hanson, Harris, Hart, Hayden, Helm, Hines, Hollingsworth, Jackson, Kendall, Lewright,


Mr. Johnson from the committee of ways and means, to whom was referred a bill to supply the State Library with the books of American law.

Mr. Harris then moved to postpone the further consideration of said bill, until the first day of June next.

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

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


A message was received from the acting Governor by Mr. Cox.

Mr. Speaker—I am directed by the Lieutenant and acting Governor, to inform this house, that he has approved and signed enrolled bills and resolutions, which originated this house, of the following titles:

An act for the benefit of Daniel B. Dorser.

A resolution to furnish Mann Butler with certain documents.

An act to authorize the sale of a portion of the real estate of Samuel Blankenbecker, deceased, to pay his debts.
An act authorizing the sale of certain estate belonging to Charles J. Riddle, Lafayette Riddle, and Mary Jane Riddle, infant children of Lewis Riddle, deceased.

An act to establish an election precinct in Shelby county.

An act for the benefit of Daniel Smith.

An act incorporating the Green river Female Academy.

An act to amend and reduce into one the several acts incorporating a company to turnpike a road from Frankfort to Lexington by way of Versailles.

An act to change the place of voting in the Sharpsburg precinct in Bath county.

An act to repeal the sixth section of an act further to regulate the Wilderness and turnpike road, approved Feb. 22, 1834.

An act to enlarge the bounds of the town of Crab Orchard.

An act to amend an act, entitled an act, establishing a fire company in the town of Bowling green, and for other purposes.

An act to repeal an act declaring Rockcastle creek navigable.

An act for the benefit of Thomas P. Burnett.

Approved 14th Feb. 1835.

An act to change the time of holding the Livingston, Caldwell and Hickman circuit courts, and for other purposes.

An act for the benefit of Obed Denham.

An act making an appropriation of land warrants to improve the road leading from Tompkinsville to Dicken's ferry on Cumberland river, in Monroe county.

An act to allow additional justices of the peace and constables in certain counties.

A resolution requesting the Legislature of Ohio to pass a law in relation to fugitive slaves from this State.

An act to authorize the trustees of the town of Russellville to levy money for Macadamizing the streets in said town, and for other purposes.

An act to extend the limits of the town of Barbourville.

An act for the benefit of the sheriff of Lincoln county, and for other purposes.

An act for the benefit of the sheriffs of Madison, Henderson and Washington counties.

An act to establish the town of Concord, in Calloway county, and for other purposes.

An act to sell the real estate of Samuel May, deceased, to pay the debts, and for other purposes.

An act for the benefit of the administrator and heir of Robert S. Young, deceased.

An act to authorize the sale of the real estate of Jesse M. Coffey and Tho. H. Coffey, deceased.
An act to repeal an act, entitled an act to organize a Fire Company in the town of Nicholasville, approved Nov. 26, 1831.

An act for the benefit of William Clark Twyman.

An act to establish an inspection of tobacco and other articles of commerce, in the town of Paducah.

An act establishing the town of Ghent in Gallatin county.

An act to allow additional justices to the county of McCracken, and for other purposes.

An act to allow an additional justice of the peace to the county of Meade.

Approved 16th Feb. 1835.

An act to establish the Northern Bank of Kentucky.

An act to add an additional justice of the peace to Floyd and Pike county.

An act to reduce the price of public lands west of the Tennessee river.

An act to establish a road from Hardinsburg to Owensboro', so as to pass through Cloverport, Hawesville and Yelvington.

An act for the benefit of Joseph Mitchell and others, devisees under the will of William Basye, deceased.

An act for the benefit of James Fleming's heirs.

An act to subject to county levy all slaves that may each year hereafter be hired, or otherwise introduced into the county of Greenup.

An act for the benefit of the heirs of James Monks, deceased.

An act to appropriate the fines and forfeitures in Livingston, and Cumberland counties, to the reduction of the levies of said counties.

An act allowing an additional constable to Wayne county, and for other purposes.

An act allowing two additional justices of the peace to Christian county.

A resolution fixing on a day for the election of public officers.

An act for the benefit of Cardwell Breathitt's children.

An act supplementary to an act, entitled an act to improve the navigation of Nolin, approved February 22, 1834.

Approved 20th Feb. 1835.

Ordered, That the clerk inform the Senate thereof.

The following bills were reported from the several committees appointed to prepare and bring in the same, viz: By the committee for courts of justice—1. A bill for the benefit of Wm. Mayo.


3. A bill to allow an additional constable to Bullitt county.

4. A bill for the benefit of the heirs of Charles Taylor, deceased.
5. A bill to authorize the taking depositions in civil causes, depending before justices of the peace.

By the committee of internal improvement—6. A bill to amend an act, entitled an act, to improve and open the road from Rocky Spring, in Harrison county, to Williamstown, in Grant county.

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

And thereupon the rule of the House, constitutional provision and second and third readings of the third, fourth, fifth and sixth bills having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

Mr. Breck from the committee of internal improvement, to whom was referred a bill from the Senate, entitled,

An act to amend the act, approved the 22d of Feb. 1834, to improve the navigation of Big Sandy river.

Reported the same with an amendment, which being twice read, was concurred in—and the said bill as amended, ordered to be read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with,

Resolved, That the said bill as amended do pass.

Ordered, That the clerk inform the Senate thereof, and request their concurrence in the said amendments.

Mr. Breck from the same committee, to whom was referred a bill to amend the several acts concerning the Wilderness turnpike road and gates.

Also, a bill to amend and reduce into one the several acts, concerning the Goose creek turnpike road—reported the same with an amendment, in lieu of said bills, which being twice read, was concurred in—and the said bill as amended, ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision, and third reading of said bill having been dispensed with, and the same being engrossed,

Resolved, That the said bill do pass, and that the title thereof be, "an act to amend the several acts concerning the Wilderness and Goose creek turnpike roads."

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

Mr. Breck from the same committee, to whom was referred a bill, incorporating the Owingsville and Big Sandy turnpike road company, and for other purposes—reported the same without amendment; the said bill having been amended, the question was
then taken on engrossing the said bill and reading it a third time—which was decided in the affirmative.

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


Mr. Andrews moved the following resolution:

Resolved, That the clerk of this House be permitted to employ an additional clerk, for the remainder of the Session.

Which being twice read, was concurred in.

A message was received from the Senate announcing their disagreement to a bill which originated in this House, entitled,

An act for the benefit of Henry Carter.

And the passage of bills which originated in this House, of the following titles:

An act for the benefit of Harry Bibbins, a free man of color.
An act to authorize the county court of Hardin to sell their poor house land.
An act to establish an election precinct in Grayson county.
An act to amend the several laws establishing and regulating Jefferson town.
An act to authorize the sale of a street in the town of Somerset.
An act to amend an act concerning the troop of cavalry attached to the 7th regiment and 15th brigade of the Kentucky Militia.
An act for the benefit of Eleanor F. Ragland, Martha C. Ragland, Nancy Ragland, Andrew J. Ragland and Sarah M. Ragland.
An act authorizing the trustees of West Liberty to sell part of Water street, in said town.
An act for the benefit of Samuel Abbott's heirs.
An act for the benefit of Maj. King and others.
An act to amend an act, entitled an act to build a bridge across Jellico river, in Whitley county.
An act regulating the public roads and highways in Bracken county.

A resolution fixing on a day for an adjournment of the General Assembly.

And the passage of bills of the following titles:

An act for the benefit of the holders of headright certificates.

An act to prohibit the circulation within this Commonwealth, of Bank notes of a less denomination than five dollars.

An engrossed bill, entitled, an act to incorporate the Owingsville, Mountsterling and Winchester turnpike company—was read a third time.

And the question being taken on the passage thereof, it was decided in the affirmative.

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


Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

The House took up for consideration a bill from the Senate, entitled, an act to establish the Louisville chancery court.

The question was then taken on reading the said bill a third time, and it was decided in the affirmative.

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

YEAS—Mr. Speaker, Messrs. Agun, Alsop, Austin, Breck, Bristow, Brown, Bullock, Burks, Burnett, Collins, Covington, Cunningham, Davis, Dover, Dyer, Estis, Farmer, Gaines, Gorin, Graves, Hanson, Harrow, Hart, Helm, Hines, Hollingsworth, Lewright, Lewis, C. C. Marshall, W. C. Marshall, Miller, Mitchell, Montgomery, Morrow, Murray, Murrell, Myers, O'Brian, Phelps, Pomeroy, Samuel, Sharp, Simpson,


And then the House adjourned.

SATURDAY, FEBRUARY 21, 1835.

I. Mr. Burks presented the petition of John U. Waring, praying the passage of a law changing the venue of his case from Franklin to Woodford county; and that he may be removed to the jail of Woodford county.

Which was received, read and referred to the committee for courts of justice.

A message was received from the Senate, announcing the passage of bills which originated in this House, of the following titles, viz:

An act for the benefit of the heirs of John Stith, jr. deceased.
An act to authorize the county court of Owen to open and establish a road leading from Brock's ford, on Eagle creek, to the Twin Meeting House, in said county.
An act to prevent pedlars from retailing certain wares without license—with amendments to each.

And the passage of a bill of the following title:
An act to amend the act, to encourage the manufacture of Queensware.

On the motion of Mr. Graves, leave was granted to bring in a bill to incorporate a company to construct a turnpike road from Frankfort to King's ferry, in Gallatin county.

Ordered, That the committee for internal improvement prepare and bring in the same.

Mr. Gaines from the select committee, to whom was referred a bill to increase the powers of the trustees of the town of Williams-town, in the county of Grant, and for other purposes.

Reported the same with an amendment—which being twice read, was concurred in.

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

And thereupon the rule of the House, constitutional provision
and third reading of said bill having been dispensed with, and the
same being engrossed,
Resolved, That the said bill do pass, and that the title thereof
be as aforesaid.
Ordered, That the clerk carry the said bill to the Senate and
request their concurrence.

Mr. Breck from the committee on internal improvement, to
whom was referred a bill incorporating the Frankfort, Georgetown
and Paris turnpike road company—
Reported the same with an amendment—which being twice
read, was concurred in.
Ordered, That said bill as amended, be engrossed and read a
third time.
And thereupon the rule of the House, constitutional provision
and third reading of said bill having been dispensed with, and the
same being engrossed,
Resolved, That the said bill do pass, and that the title thereof
be as aforesaid.
Ordered, That the clerk carry the said bill to the Senate and
request their concurrence.

Mr. Breck from the same committee, to whom was referred a
bill for the benefit of the town of Port William—
Reported the same with an amendment—which being twice
read, was concurred in.
Ordered, That said bill as amended, be engrossed and read a
third time.
Thereupon the rule of the House, constitutional provision
and third reading of said bill having been dispensed with, and the
same being engrossed,
Resolved, That the said bill do pass, and that the title thereof
be as aforesaid.
Ordered, That the clerk carry the said bill to the Senate and
request their concurrence.

Mr. Breck from the same committee, to whom was referred bills
from the Senate, of the following titles:

An act to amend an act, approved 22d Feb. 1834, authorizing
the construction of a bridge across Big Barren river.
An act to amend an act, entitled an act, for incorporating the
Hartford bridge company, approved Feb. 7, 1834.
Reported each bill without amendment.
Ordered, That said bills be read a third time.
Thereupon the rule of the House, constitutional provision and
third readings of said bills having been dispensed with,
Resolved, That the said bills do pass, and that the titles thereof
be as aforesaid.
Ordered, That the clerk inform the Senate thereof.
Mr. Morrow from the joint committee of enrollments, reported that the committee had examined sundry enrolled bills of the following titles, and had found the same truly enrolled, viz:

An act for the benefit of the devisees of John Aldridge, deceased.

An act for the benefit of the heirs of Peter Carney, deceased.

A resolution directing a tombstone to be placed over the grave of John Breathitt, late Governor of Kentucky.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Morrow inform the Senate thereof.

Mr. Breck from the committee on internal improvements, to whom was referred a bill from the Senate, entitled an act to incorporate a company to turnpike the road from Nicholasville to Perryville, by way of Shaktown and Harrodsburg—reported the same without amendment.

Ordered, That said bill be read a third time.

Thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with,

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

Ordered, That the clerk inform the Senate thereof.

Mr. Breck from the same committee, to whom was referred a bill to amend the act, entitled an act to incorporate the Bowling-green bridge company.

Reported the same without amendment.

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

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

Mr. Breck from the committee of internal improvement, to whom was referred bills from the Senate, of the following titles:

An act to provide for making a road from Bowling-green by the way of South Union, Russellville and Elkton, to Hopkinsville.

An act to amend an act, in relation to the Mountsterling, Big Sandy and Flemingsburgh turnpike road, passed Dec. 1831.

Reported each of said bills without amendment.

Ordered, That said bills be read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bills having been dispensed with,

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

Ordered, That the Clerk inform the Senate thereof.
The following bills were reported from the several committees appointed to prepare and bring in the same, viz:

By Mr. Anderson—1. A bill making a disposition of the forfeited lands of this Commonwealth.

By Mr. Jackson—2. A bill for the benefit of the Laurel county Seminary.

By Mr. Wilson—3. A bill to repeal an act allowing an additional constable to Whitley county.

By the committee on internal improvement—4. A bill for the benefit of John H. Slaughter and James T. Curd.

By same—5. A bill to incorporate a turnpike road company, from Versailles to Nicholasville.

By same—6. A bill to incorporate a turnpike company from Lancaster to Crab Orchard.

By same—7. A bill to appropriate some of the vacant lands in Casey county, to the improvement of the roads in said county.

By same—8. A bill to incorporate the Bardstown and Green river turnpike road company.

By same—9. A bill appropriating certain lands, for improving certain roads in Harlan and Clay counties.

10. A bill to incorporate the Louisville and Nashville rail road company.

11. A bill to appoint trustees of the Republican Meeting House, in Barren county.

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

And thereupon the rule of the House, constitutional provision and second reading of said bills having been dispensed with, the first was committed to the committee for courts of justice; the second, third, fifth, seventh, eighth, ninth and eleventh, were severally ordered to be engrossed and read a third time; the fourth was committed to the committee of ways and means; and the sixth and tenth to the committee of internal improvements.

And thereupon the rule of the House, constitutional provision, and third reading of the second, third, fifth, seventh, eighth and ninth bills having been dispensed with, and the same being engrossed,

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

Ordered: That the clerk carry the said bills to the Senate and request their concurrence.

Mr. Breck from the committee of internal improvement, to whom was referred a bill from the Senate, entitled,

An act to amend the law establishing a turnpike road from Louisville, in the direction to Nashville, by way of Elizabethtown, Munfordsville and Bowlinggreen.

Reported the same without amendment.
The said bill having been amended, and the hour of 12, m. having arrived, the House proceeded to the orders of the day.

The amendments proposed by the Senate, to bills which originated in this House, of the following titles—were twice read and concurred in, viz:

An act to prevent pedlars from retailing certain wares without license.

An act for the benefit of the heirs of John Stith, jr. deceased.

An act to authorize the county court of Owen to open and establish a road leading from Brock's ford, on Eagle creek, to the Twin meeting house.

An act repealing the law declaring John's Creek a navigable stream.

An act to authorize Granville Bowman to erect a gate across a certain road in Cumberland county.

Ordered, That the clerk inform the Senate thereof.

An engrossed bill, entitled, an act concerning witnesses' claims for attendance, was read a third time as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That hereafter, the clerks of courts shall allow the claims of witnesses at any time within ten days after the expiration of the term at which the cause is decided or continued, or at any time before the emanation of the first execution on the final judgment or decree, or order for payment of costs; and when execution shall be issued before the expiration of the term, the clerk shall tax in the bill of costs the claims of witnesses then allowed; and for the claims of witnesses afterwards allowed within ten days, as above provided for, their clerk shall issue a second execution.

And the question being taken on the passage thereof, it was decided in the negative; and so the said bill was rejected.

The yeas and nays being required thereon, were as follows, viz:


An engrossed bill, entitled an act to change the law in relation...
to tavern keepers in this Commonwealth, and for other purposes, was read a third time.

It was then moved and seconded to lay the 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. Williams and Wortham, were as follows, viz:


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

The yeas and nays being required on the passage thereof, by Messrs. Williams and Harris, were as follows, viz:


Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

Mr. Breck from the committee of internal improvements, to whom was referred a bill to incorporate the turnpike company from Lancaster to Crab Orchard—reported the same without amendment.
The said bill was then ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

On the motion of Mr. W. C. Marshall—

Ordered, That the vote on the engrossment and passage of a bill, entitled, an act to incorporate the Augusta, Cynthiana and Georgetown turnpike company, be re-considered.

The said bill having then been amended, was with the amendments, ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

The House having taken a recess at 2 o'clock, again assembled at 3 o'clock; at which hour, it was moved and seconded, that the House do now adjourn.

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

The yeas and nays being required thereon by Messrs. Andrews and ———, were as follows:


An engrossed bill, entitled an act to improve the road from Cloverport to Bowlinggreen, was read a third time.

And the question being taken on the passage thereof, it was decided in the negative; and so the said bill was rejected.

An engrossed bill, entitled, an act for the benefit of Augusta College, was read a third time.
And the question being taken on the passage thereof, it was decided in the negative; and so the said bill was rejected.

The yeas and nays being required thereon by Messrs. Simpson and W. C. Marshall, were as follows, viz:


An engrossed bill, entitled, an act to build a bridge across Buck creek, in Pulaski county, was read a third time.

The question being taken on the passage thereof, it was decided in the negative; and so the said bill was rejected.

The following engrossed bills were severally read a third time, viz:

1. An act to build a bridge across Blood River.
2. An act to incorporate the Springfield and Bardstown turnpike road company.
3. An act for the benefit of the sheriffs of Laurel and Scott counties.

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

And then the House adjourned.

MONDAY, FEBRUARY 23, 1835.

A message was received from the Senate announcing their disagreement to bills which originated in this House, of the following titles:

An act to authorize the sale of certain real estate belonging to Zerah T. Craig, an infant.

An act allowing Spotswood Wilkinson to sell an interest in certain real estate, for the devisees of F. P. Wilkinson, deceased.
An act authorizing Henry Toland and Robert Toland, trustees of Sarah Macconn and her children, to sell real estate.

An act to change the mode of paying for teams and materials for repairing public roads.

An act further to regulate appeals from justices of the peace, and to alter the law of costs in suits brought by executors or administrators.

And the passage of bills which originated in this House, of the following titles:

An act for the benefit of Elizabeth Sharp and children, of Whitley county.

An act to provide for transcribing certain books in the office of the Harrison county court, and for other purposes.

An act to explain the powers of the several county courts in this Commonwealth, in regard to allowances to clerks and sheriffs for ex officio services.

An act for the benefit of David Rees.

An act authorizing Samuel Hatler to erect, upon certain conditions, a mill dam across Big Barren river.

An act for the benefit of Clarinda Rose.

An act to incorporate the Glasgow and Munfordsville turnpike company.

An act for the benefit of Henry Shelton's heirs.

An act for the benefit of John S. Stokes.

An act to amend the several acts in relation to Morgantown—with amendments to the latter bill.

And the passage of bills which originated in the Senate of the following titles:

An act to incorporate the town of Frankfort.

An act to legalize the proceedings of the Bracken county court.

An act for the benefit of Sarah Pepper.

An act to authorize the Governor to transmit certain books to the executives of our sister States, in exchange for other books.

An act authorizing the city of Louisville to establish gas lights in said city.

Mr. Murrell from the joint committee of enrollments, reported that the committee had examined enrolled bills, of the following titles, and had found the same truly enrolled, viz:

An act to authorize the sale of a street in the town of Somerset.

An act to establish an election precinct in Grayson county.

An act to amend an act concerning the troop of cavalry attached to the 7th regiment and 13th brigade of the Kentucky Militia.

An act for the benefit of Eleanor F. Ragland, Martha C. Ragland, Nancy Ragland, Andrew J. Ragland and Sarah M. Ragland.

An act authorizing the trustees of West Liberty to sell part of Water street, in said town.
An act for the benefit of Harry Bibbins, a free man of color.
An act to authorize the county court of Hardin to sell their poor house land.
An act for the benefit of Maj. King and others.
An act for the benefit of Samuel Abbott's heirs.
An act to amend the several laws establishing and regulating Jeffersontown.
An act to amend an act entitled an act to build a bridge across Jellico river, in Whitley county.
An act to amend an act approved 22d Feb. 1834, authorizing the construction of a bridge across Big Barren river.
An act, to amend an act, in relation to the Mountsterling, Big Sandy and Flemingsburg turnpike road, passed Dec. 1831.
An act to provide for making a road from Bowlinggreen, by the way of South Union, Russellville, and Elkton, to Hopkinsville.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Murrell inform the Senate thereof.

M. Sprigg presented the annual report of the board of internal improvements of Shelby county, which was received and read, as follows:

To the Legislature of Kentucky:
The law incorporating "the Board of Internal Improvements for Shelby county," having made it the duty of said board to make an annual report to your honorable body, we would respectfully submit the following as our report for the year 1834, ending on the 21st of November last:

The turnpike through Shelby county, (a distance of twenty-two and a half miles,) was completed, and the last gate erected on the 9th of July last. The total amount expended in the construction of said road was $98,795 48. In this sum, is included the money disbursed in the purchase of sites for toll houses, the building of said houses, and the erection of four elegant and permanent bridges. Of the above-mentioned sum, disbursed in the construction of the road, $45,000 was originally contributed by the state in the way of subscriptions for stock. The sum of $43,266 29, was subscribed by individuals, and $7,168 83, by the county court of Shelby. By an act of the legislature, approved December 23, 1831, this board was authorized to appropriate the dividends accruing from the stock of the state, up to the 1st of January 1834, to the extension of the road, and allow the state an increase of stock proportioned to the amount so received and expended. By an order of the county court of Shelby, the board was empowered to make a similar use of the dividends from their stock. Thus the amount of the stock belonging to the state has been augmented to $47,759 54, and that of the county court to $7,770 65; which amounts, added to the $43,266 29,
subscribed by individuals, makes the total amount aforesaid, of $98,795 48, expended upon the road, and due in stock in the above recited proportions to the state, the Shelby county court, and individual subscribers, and for which scrip will be issued on demand. After defraying all contingent expenses, the net proceeds of the whole road, from the establishment of the first gate, up to the 21st November last, amounted to $7,272 60, which sum is due to stockholders, and will be distributed in the following proportions; to the state, $3,667 69; to the county court of Shelby, $601 82; and the remainder to individual stockholders. Of the sum above reported as due to the state, $2,759 54 has been applied to the extension of the road, by virtue of the before mentioned act, and scrip will be issued for that amount of stock accordingly. This will leave the board debtor to the state, on account of dividends, $908 15. This sum, however, is subject to a deduction of $978 26, for that amount lost to the board in exchanging into specie, the paper of the bank of the commonwealth, which had been paid by the state on account of her subscription, which will leave a balance of $829 89 due the state. The county has received the full amount of dividends due up to the 21st of November last, in stock; and there is now due to individuals, and subject to their order, the sum of $3,003 09.

All of which is respectfully submitted by your humble servant,

SAML. HARDISON, Chairman.

1. Mr. Johnson presented the petition of sundry citizens of Scott county, praying for an additional constable in said county.

2. Mr. Blair presented the petition of Susannah Shockey and others, praying for the passage of a law authorizing the sale of some real estate belonging to John Shockey, deceased.

3. Mr. Phelps presented the petition of the citizens of the city of Covington, praying for an amendment to the charter of said city.

Which petitions were severally received, the reading thereof dispensed with and referred; the first and third to the committee of propositions and grievances; and the second to the committee for courts of Justice.

Mr. Andrews from the select committee, appointed to inquire into the official conduct of Judge Kelly, made a report recommending his removal from office.

Ordered, That said report be committed to a committee of the whole house, on Wednesday next, and that Judge Kelly be permitted to appear within the bar of the house, in person or by counsel.

The house took up for consideration a bill from the Senate, entitled, an act to amend the law establishing a turnpike road from
Louisville, in a direction to Nashville, by way of Elizabethtown, Munfordsville and Bowlinggreen.

Mr. Phelps then moved to amend said bill by attaching thereto, the following amendment, viz:

*Be it further enacted, That the said board of internal improvements be, and they are hereby authorized to subscribe to the Lexington and Covington turnpike road company, according to the provisions of the charter of said company, and of the act of general assembly creating said board, two dollars for each one that may be subscribed for by individuals: Provided, That the same shall not exceed fifty thousand dollars: And provided further, That the amount authorized to be subscribed, shall be expended upon said road between Georgetown and Covington.*

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

The yeas and nays being required thereon by Messrs. Phelps and Helm, were as follows:


The question was then taken on reading said bill a third time as amended—and it was decided in the affirmative.

The yeas and nays being required thereon, were as follows, viz:


**NAYS**—Mr. Speaker, Messrs. Anderson, Bailey, Beaseman, Blair, Burns, Chevis, Collins, Daniel, Dever, Dobney, Faulkner, Graves, Grubbs, Hansford, Harrow, Hollingsworth, Jackson, Johnson, McClure, Mansfield, C. C. Marshall, Myers, O'Bannon, O'Brian, Phelps, Pomeroy,

Mr. Breck from the committee on internal improvements, to whom was referred a bill for the erection of a bridge across Russell's creek—reported the same without amendment.

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

Mr. Breck from the same committee, to whom was referred a bill to repeal in part, and amend in part, the Danville, Lancaster and Nicholasville turnpike road charter.

Reported the same with an amendment—which being twice read, was concurred in.

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

Thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

Mr. Covington from the committee of education, to whom was referred bills from the Senate, of the following titles:

An act authorizing Hancock county court, to contract for the location of her Seminary lands.
An act for the benefit of the Clay county Seminary.

Reported the same without amendment.

Ordered, That said bills be read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bills having been dispensed with,

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

Ordered, That the Clerk inform the Senate thereof.

Mr. Morrow from the joint committee of enrollments, reported that the committee had examined sundry enrolled bills of the following titles, and had found the same truly enrolled, viz:

An act to appropriate some of the vacant lands in Pulaski county, to the improvement of the road leading from Somerset to the Coal Mines.

An act for the benefit of the widow and heirs of Benjamin Quin, deceased.

An act allowing additional justices of the peace and constables to certain counties.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Morrow inform the Senate thereof.
The following bills were reported from the several committees appointed to prepare and bring in the same, viz:

By the committee on internal improvement—1. A bill to incorporate the Frankfort, New Castle and Bedford turnpike road company, and for other purposes.

By same—2. A bill to appropriate certain land warrants in Pike county.

By same—3. A bill appropriating land warrants to improve a road from Barboursville, to intersect Wheeler's turnpike.

By the committee on education—4. A bill to incorporate the Flemingsburg Lyceum.

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

And thereupon the rule of the House, constitutional provision and second and third readings of the first, third and fourth bills having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

Mr. Trimble from the minority of the committee, in the case of Judge Hewitt, presented his report, which was received and read, and referred to the committee of the whole house.

Mr. Covington from the committee of education, reported a bill to amend the act incorporating the Kentucky Baptist education society—which was received and read the first time.

The hour of 12, m. having arrived, the House then, according to the standing order of the day, resolved itself into a committee of the whole House—Mr. Mitchell in the Chair; and after some time spent therein, the Speaker resumed the Chair, and Mr. Mitchell reported, that the committee had, according to order, had under consideration the report of the committee for courts of justice, recommending the removal from office, of John M. Hewitt, one of the circuit Judges of this Commonwealth, and had made some progress therein, but not having time to go through the same, had instructed him to ask for leave to sit again—which was granted.

On the motion of Mr. Trapnall—

Ordered, That leave be given to bring in a bill to amend in part, and repeal in part, an act for the benefit of John Hughes, jr.'s, heirs, and that Messrs. Trapnall, Palmer and Dohoney, be appointed a committee to prepare and bring in the same.

And then the House adjourned.
An engrossed bill, entitled an act to authorize an appropriation of money to build a bridge across main Eagle creek, was taken up.

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

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

An engrossed bill, entitled an act incorporating the Owingsville and Big Sandy turnpike road company, and for other purposes, was taken up.

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

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

A message was received from the Senate, announcing their concurrence in the amendments proposed by this House, to bills which originated in the Senate, of the following titles:

An act to provide for the appointment of Commonwealth's attorneys.

An act to incorporate a company to turnpike the road from Nicholasville to Perryville, by way of Shakertown and Harrodsburg.

An act to amend the act, approved the 22d of Feb. 1834, to improve the navigation of Big Sandy river.

An act to establish election precincts in the counties of Grant, Bourbon, Madison, Clarke and Montgomery.

And the passage of bills which originated in this House, of the following titles:

An act to authorize the clerk of the Wayne county court to transcribe certain minutes and records in his office.

An act to regulate the service of process and notices upon corporations—with an amendment to the latter bill.

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

An act to amend an act, entitled an act to incorporate the Franklin insurance company.

An act to establish the Bowling green water company.

An act for the benefit of Samuel Chorn.

An act to reduce the number of justices of the peace in Caldwell county, and for other purposes.

An act, supplemental to the act, establishing the Northern Bank of Kentucky.
And had received official information that the Lieutenant and acting Governor had signed and approved bills which originated in the Senate, of the following titles:

On the 11th instant,
A resolution requesting the Acting Governor to engage counsel on the part of the Commonwealth, in the prosecution of John U. Waring.
An act to incorporate Van Dorens' College for Young Ladies.

On the 14th instant,
An act to establish a state road from the mouth of Salt river to the Ohio River, opposite to Shawneetown, so as to pass through the towns of Plain Dealing, Hardinsburg, Knottsville, Owenboro, Henderson and Morganfield.
An act for the benefit of Samuel Kimbrough.

On the 17th instant,
An act for the benefit of Ann T. Mallary.
An act to establish an election precinct in the north part of Washington county.
An act to amend the charter of the Bardstown and Louisville Turnpike Company.
An act to dispose of the seminary buildings near Greenupsburg.
An act to amend the law for the benefit of Frances Kercheval.
An act for the benefit of Aylett H. Buckner and Charlotte, his wife.
An act to amend an act, entitled an act, to establish a medical institute in the city of Louisville.
An act allowing an additional justice of the peace and constable to Shelby county.
An act to change the name of the Princeton Seminary, and to increase the number of trustees.
An act to prevent justices of the peace from being taken or received as securities in bonds executed in their courts.
An act to amend the laws relative to the estate of the late John Breckenridge, deceased.
An act for the benefit of Holbert McLure and William Fish, both of Rockcastle county.
An act changing the time of holding the Logan and Simpson county courts.
An act to extend and continue in force an act for the benefit of Stephen Langford, approved January the 20th, 1833, and for other purposes.
An act to establish a State road from Hopkinsville to Smithland.
An act for the benefit of the first Presbyterian church in Lexington.
An act to apply the fines and forfeitures of Bourbon county, to the lessening the county levy.

On the 20th instant,
An act to establish a road from Taylorsville, in Spencer county, in the direction of Harrodsburg, to intersect Delaney's old road, leading from Bardstown to Lexington.
An act to regulate the guaging of spirits in the city of Louisville.
An act for the benefit of the heirs of Patsey Patton.
An act to authorize Carroll C. Blinco, and Emeline Blinco, his wife, to sell and convey a tract of land lying in Nelson county.
An act for the benefit of the widow and heirs of Robert Ramey.
An act for the benefit of Samuel Moore and others.
An act for the benefit of the heirs of George and John Graham.
An act to enlarge the jurisdiction and powers of the trustees of the town of Owensboro, in Daviess county.
An act to allow some additional ground to be attached to the town of Maxville, in Washington county, and for other purposes.
An act to incorporate the Louisville Museum Company.
An act to provide for the more certain collection of the taxes on sales at auction, in the city of Louisville.
An act for the benefit of the heirs of Matthew Hawkins.
An act for the benefit of the devisees of John C. Richardson, deceased.

And on the 21st instant,
A resolution directing a tombstone to be placed over the grave of John Breathitt, late Governor of Kentucky.
An act for the benefit of the devisees of John Aldridge, deceased.
An act for the benefit of the heirs of Peter Carney, deceased.

And asked leave to withdraw their report, announcing their disagreement to a bill which originated in this House, entitled, an act authorizing Spotswood Wilkinson to sell an interest in certain real estate, for the devisees of E. P. Wilkinson, deceased, which was granted.

The House then, according to the standing order of the day, resolved itself into a committee of the whole house—Mr. Helm in the Chair; and after some time spent therein, the Speaker resumed the Chair, and Mr. Helm reported that the committee had, according to order, had under consideration the report of the committee for courts of justice, with the resolution proposing an address to the Governor, for the removal from office of John M. Hewitt, Judge of the fifth judicial district of this Commonwealth, and had gone through the same without amendment.
The report and resolution presented by Mr. Trimble, a member of the committee for courts of justice.

Also, a report by Mr. Harris, a member of said committee, on the subject of said report and resolutions, were each offered as a substitute for the report of the committee for courts of justice, and were read, as follows, viz:

Having examined the evidence which has been taken and reported to this House, by the committee for courts of justice, in the case of judge Hewitt, I deem it my duty, as one of the members of that committee, to dissent from the report made by the majority of the committee to the House. I am of opinion that the evidence does not sustain said report, and therefore recommend to the House, the adoption of the following resolution in lieu of the resolution which has been recommended by the committee for courts of justice.

Resolved, That the committee for courts of justice be discharged from the further consideration of the charges against John M. Hewitt, judge of the fifth judicial district of this commonwealth.

John Trimble.

The undersigned, one of the committee of courts of justice, to whom was referred the resolution of the House of Representatives, to inquire into the conduct of the circuit judges of this commonwealth, have had the same under consideration, and have investigated the conduct of the Hon. John M. Hewitt, one of the circuit judges of this commonwealth; and he begs leave to report: That, in his opinion, the facts disclosed in the testimony are sufficient to warrant the removal of the Hon. J. M. Hewitt from office by impeachment.

1. That the said Hewitt has been guilty of prostituting his official station, as means of private revenge, in the person of Mr. Breckenridge and Benham.

2. That his imprisoning Col. Robertson in the progress of a trial in which he was engaged as counsel, and the imprisoning Lawson the witness, is a species of judicial tyranny that ought not to be tolerated in a free country.

And he therefore proposes the adoption of the following resolution:

Resolved, That an impeachment of the Hon. John M. Hewitt, one of the circuit judges of this commonwealth, "ought to take place," and that two members of this House be appointed to draw up articles of impeachment, and manage the same before the Senate; and shall lodge the same with the clerk of the Senate, stating that the Hon. John M. Hewitt stands impeached by the House of Representatives.

All of which is respectfully submitted.

Henry C. Harris.
The previous question was then demanded by Mr. Williams, which call having been sustained by the house.

The question was then taken on the adoption of the report, resolution and address, in the following words:

The committee of courts of justice, pursuant to a resolution of the House, passed January 8th, last past, requiring said committee to inquire, by the examination of witnesses, &c. into the conduct of the circuit judges of this commonwealth, and to report the facts to this house, and their opinion whether the defect in the administration of justice arises from the nature of the system, the want of legal abilities and qualifications of the judges, or their habits of life disqualifying them from the discharge of their public duties, and to report the name or names of such judge with the facts.

Have, in the performance of the duties assigned them, required the personal attendance of the Hon. John M. Hewitt, judge of the fifth judicial district of this commonwealth, before said committee, and on his appearing, the committee have proceeded, from day to day, to examine such witnesses as the committee were advised possessed information touching the subject matters of their inquiry, and also, all such witnesses as were introduced by the said John M. Hewitt on his behalf, all which testimony was given under oath, and reduced to writing, and is herewith reported to the House.

Your committee having heard said testimony delivered, and carefully examined the same since reduced to writing, find the following facts to be true, in their opinion, as established by said testimony:

1st. That said Hewitt, as judge, in the administration of the penal laws, has been guilty of oppression and partiality. That he refused to postpone for a day, or any shorter time, the trial of a slave indicted for murder, although the counsel for the slave and his witnesses were absent casually, neither expecting the cause to be called. The judge, without good cause, committed to prison —— Lawson, an important witness for the prisoner, during the progress of the trial.

2nd. That in the discharge of his official duties, the said Hewitt, permits himself to be influenced by his passions, prejudices and partialities; his partiality for some members of the bar, and prejudices against others, renders his decisions vacillating and contradictory upon questions of law, as well as practice.

3d. That he avails himself of his judicial station, and abuses the powers of the court, when on the bench, for the purpose of redressing and avenging his supposed private griefs and wrongs.

4th. That he, without good cause, but wantonly and oppressively sentenced James Robertson, a member of the bar, to prison, and caused the
order to be immediately executed, while said Robertson was engaged in the trial of a cause, thereby depriving said Robertson of his personal liberty, and his client of his personal services.

5th. That he, as circuit judge, does not regard the decisions of the appellate court of this commonwealth as binding, except in the very case decided, but has laid it down as a rule of decision in his court, "that he would follow the common law, disregarding the decisions of the court of appeals, when he differed in opinion with said court."

6th. He obstructs the administration of justice by frequently refusing to counsel the legal right of excepting to his opinions, and not signing such bills of exceptions as are presented to him, setting forth truly the facts; thereby depriving the party of a right secured to him by law, of having his cause revised in the appellate court.

From all which facts, well established, this committee are of opinion that the said John M. Hewitt is unqualified, for want of a clear and discriminating mind, and a knowledge of, or respect for the decisions of the superior courts of the country, to be a circuit judge; and from passion and prejudice, and the free exercise and display of those bad feelings on the bench, he is unfit to discharge the duties of said office. Your committee, therefore, recommend the adoption of the following resolution:

Resolved, That the acting governor of this commonwealth be addressed, (if two thirds of each house of the General Assembly concur therein,) to remove said John M. Hewitt, as judge of the 5th judicial circuit from his said office, and that the House adopt the joint address herewith filed, and which reads as follows, viz:

To His Excellency James T. Morehead, Acting Governor of the Commonwealth of Kentucky:

The General Assembly of the Commonwealth of Kentucky (two thirds of each house concurring therein) request your Excellency to remove the Hon. John M. Hewitt from the office of circuit judge of this commonwealth; and this General Assembly state, as causes for his removal, the following, viz:

1. That said Hewitt, as judge, in the administration of the penal laws, has been guilty of oppression and partiality; that he refused to postpone for a day, or any shorter time, the trial of a slave indicted for murder, although the counsel for the slave and his witnesses were absent casually, neither expecting the cause to be called; the judge, without good cause, committed to prison —— Lawson, an important witness for the prisoner, during the progress of the trial.

2. That, in the discharge of his official duties, the said Hewitt permits himself to be influenced by his passions, prejudices, and partiali-
ties. His partialities for some members of the bar, and prejudices against others, renders his decisions vacillating and contradictory, upon questions of law as well as practice.

3. That he avails himself of his judicial station, and abuses the powers of the court, when on the bench, for the purpose of redressing and avenging his supposed private griefs and wrongs.

4. That he, without good cause, but wantonly and oppressively, sentenced James Robertson, a member of the bar, to prison, and caused the order to be immediately executed, while said Robertson was engaged in the trial of a cause, thereby depriving said Robertson of his personal liberty, and his client of his professional services.

5. That he, as circuit judge, does not regard the decisions of the appellate court of this commonwealth as binding, except in the very case decided; but has laid it down as a rule of decision in his court, "that he would follow the common law, disregarding the decisions of the court of appeals, when he differed in opinion with said court.

6. He obstructs the administration of justice by frequently refusing to counsel the right of excepting to his opinions, and signing such bills of exceptions as are presented to him, setting forth truly the facts; thereby depriving the party of a right secured to him by law, of having his cause reversed in the appellate court.

And the General Assembly have caused this address to be entered on the Journals of each House.

The yeas and nays being taken pursuant to the provisions of the constitution, were as follows, viz:


A majority of two thirds of the members present, not concurring in the adoption of said resolution and address, the Speaker declared the same to be rejected.

And then the House adjourned.
Mr. Morrow from the joint committee of enrollments, reported that the committee had examined enrolled bills of the following titles, and had found the same truly enrolled, viz:

An act declaring John's Creek a navigable stream.
An act authorizing Granville Bowman to erect a gate across a certain road in Cumberland county, and for other purposes.
An act authorizing Samuel Hatler to erect, upon certain conditions, a mill dam across Big Barren river.
An act to incorporate the Glasgow and Munfordsville turnpike company.
An act to provide for transcribing certain books in the office of the Harrison county court, and for other purposes.
An act to prevent peddlers from retailing certain wares without license.
An act for the benefit of Clarinda Rose.
An act to explain the powers of the several county courts in this Commonwealth, in regard to allowances to clerks and sheriffs for ex officio services.
An act to authorize the county court of Owen to open and establish a road leading from Brock's ford, on Eagle creek, to the Twin meeting house in said county, and from Brock's ford to Warsaw.
An act for the benefit of the heirs of John Suth, jr.'s representatives.
An act for the benefit of John S. Stokes.
An act for the benefit of Elizabeth Sharp and children, of Whitley county.
An act to reduce the number of justices of the peace in Whitley county.
An act regulating the public roads and highways in Bracken county.
An act for the benefit of Henry Shelton's heirs.
An act for the benefit of David Rees.
An act to provide for the appointment of Commonwealth's attorneys.
An act to amend an act, entitled an act, for incorporating the Hartford bridge company, approved Feb. 7, 1834.
An act to incorporate a company to turnpike the road from Nicholasville to Perryville, by way of Shakerstown and Harrodsburg.

Whereupon the Speaker affixed his signature thereto.  
Ordered, That Mr. Anderson inform the Senate thereof.
On motion—

Ordered, That leave be given to withdraw the petitions, memorials and remonstrances for a new county, out of the counties of Mercer and Lincoln; and

Also, the petitions, memorials and remonstrances for a new county out of the counties of Gallatin, Henry and Oldham.

A message was received from the Senate, announcing the passage of a bill which originated in this House, entitled,

An act to incorporate the Covington and Latonian Spring railroad company—with an amendment.

And the passage of bills of the following titles:

An act to appropriate the vacant lands in this Commonwealth, north and east of the Tennessee river, to the counties in which they lie, for the purposes of internal improvement.

An act to establish the town of Landing, in Boone County.

An act further to improve the navigation of Green river.

The amendments proposed by the Senate, to a bill which originated in this House, entitled,

An act to appropriate the vacant lands in this Commonwealth, north and east of the Tennessee river, to the counties in which they lie, for the purposes of internal improvement.

An act to establish the town of Landing, in Boone County.

An act further to improve the navigation of Green river.

The amendments proposed by the Senate, to a bill which originated in this House, entitled,

An act to regulate the service of process and notices upon corporations—were twice read and concurred in, with an amendment.

Ordered, That the clerk inform the Senate thereof, and request their concurrence in said amendment.

The amendments proposed by the Senate, to a bill which originated in this House, entitled,

An act to incorporate the Covington and Latonian railroad company—were taken up, twice read, and concurred in.

Ordered, That the clerk inform the Senate thereof.

The amendments proposed by the Senate, to a bill which originated in this House, entitled,

An act to change the time of holding the Russell county court, were taken up, twice read and concurred in, with an amendment.

Ordered, That the clerk inform the Senate thereof, and request their concurrence in said amendment.

A message was received from the Senate, announcing the passage of a bill which originated in this House, entitled,

An act for the benefit of Wm. Garrard and Henry T. Duncan, and for other purposes—with amendments.

Ordered, That a message be sent to the Senate requesting leave to withdraw the report, announcing the disagreement of this House, to a bill which originated in the Senate, entitled an act to amend an act, to encourage the publication of a new Digest of the Statute law of Kentucky, approved February 8, 1834.
The following bills from the Senate were severally read the first time, and ordered to be read a second time, viz:

1. An act to incorporate the Flemingsburg and Mayslick turnpike road company.
2. An act to reduce the time allowed for prosecuting writs of right in certain cases.
3. An act to amend the laws concerning public roads.
5. An act to amend an act, entitled an act, to establish an election precinct in Harrison county, approved Nov. 26, 1831.
6. An act for the benefit of Thomas Mitchell, jailer of Lewis county.
7. An act for the benefit of Jane Degallon and Selina Cirode.
8. An act to amend an act, entitled an act, for classing tobacco in this Commonwealth, and for other purposes, approved Dec. 13, 1820.
9. An act to authorize the county court of Owen, to provide for the support of John Simms.
10. An act to establish a state road from Stanford, in Lincoln county, to Somerset, in Pulaski county.
12. An act for the benefit of the devisees and heirs of James F. Moore and Elizabeth Moore, deceased.
13. An act for the benefit of the county of Jefferson and the city of Louisville.
14. An act to provide a remedy for religious societies or communities.
15. An act to amend an act authorizing the erection of a bridge across Main Licking river, at or near its junction with the Ohio, approved Feb. 22, 1834.
16. An act to establish a tobacco inspection at the town of Russellville.
17. An act to provide for the service of process on corporations.
18. An act to abolish an election precinct on Flat creek, in Franklin county, and to change the place of voting in an election precinct in Jefferson county.
19. An act for the benefit of John Woods.
20. An act for the benefit of Mary Eliza Thruston.
21. An act to incorporate the Versailles Hotel company.
22. An act to establish the town of Elizaville, in the county of Fleming.
23. An act for the benefit of the holders of headright certificates.
24. An act to amend an act, to encourage the manufacture of Queensware.
Thereupon the rule of the House, constitutional provision and second reading of said bills (the eighth excepted) having been dispensed with, the second was committed to the committee for courts of justice; the thirteenth to a select committee of Messrs. Miller, Pomeroy, Brown, Alsop, Estis, Conway and Myers; the nineteenth to the committee of ways and means; and the first, third, fourth, fifth, sixth, seventh, ninth, tenth, eleventh, twelfth, fourteenth, fifteenth, sixteenth, seventeenth, eighteenth, twentieth, twenty-first, twenty-third and twenty-fourth (the eleventh, twelfth, seventeenth, eighteenth, twenty-first and twenty-fourth having been amended) were ordered to be read a third time.

And thereupon the rule of the House, constitutional provision and third reading of the first, third, fourth, fifth, sixth, seventh, ninth, tenth, eleventh, twelfth, fourteenth, fifteenth, sixteenth, seventeenth, eighteenth, twentieth, twenty-first, twenty-second, twenty-third and twenty-fourth bills having been dispensed with,

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

Ordered, That the Clerk inform the Senate thereof, and request their concurrence in said amendments.

The amendments proposed by the Senate, to a bill which originated in this House, entitled an act for the benefit of Wm. Garrard and Henry T. Duncan, and for other purposes—were taken up, twice read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

The amendments proposed by the Senate, to a bill which originated in this House, entitled,

An act to amend the several acts in relation to Morgantown,

Were taken up, twice read and disagreed to.

Ordered, That the Clerk inform the Senate thereof.

Mr. Hines, from the committee of Religion, to whom was referred a bill from the Senate, entitled,

An act for the benefit of Lavina Off.

Reported the same without amendment.

Thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with,

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

Ordered, That the Clerk inform the Senate thereof.

A bill from the Senate, entitled,

An act to incorporate the Versailles savings institution.

Was read a third time, and an engrossed clause added thereto by way of rider.

Resolved, That the said bill do pass, and that the title thereof be as aforesaid.
Ordered, That the clerk inform the Senate thereof, and request their concurrence in said amendment.

On motion—
Ordered, That the committee of the whole House be discharged from the consideration of the report of the select committee, in Judge Kelley's case.

Mr. Sprigg from the minority of said committee, made the following report, viz:

The minority of the select committee appointed to inquire into the qualifications, habits of life, &c. of the judge of the ninth judicial circuit, begs leave, respectfully, to report that there is not, in his opinion, sufficient evidence reported to the House, to authorize the resolution and address presented by the majority of the committee. The minority of the committee, therefore, respectfully urges upon the House the adoption of the following resolution, in lieu of the one reported by the majority of the select committee:

Resolved, by the House of Representatives, That the said committee be discharged from all further investigation of the inquiry referred to them.

The previous question was called for—which call having been sustained by the house, the question was then taken on the adoption of the resolution and address reported by the committee, which is in the following words:

The select committee raised for the purpose of investigating the conduct, qualifications, &c. of the Hon. W. L. Kelly, one of the judges of the circuit court of this commonwealth, and being required to report the facts and their opinion to this house, have, in the performance of the duties assigned them, required the personal attendance of several witnesses, whose testimony has been reduced to writing, and is herewith reported to the House.

The committee having carefully examined all the testimony, find the following facts to be true in their opinion:

1. That said Kelly, in the administration of the law, is invariably just and impartial to all concerned.

2. That his legal attainments are respectable, and that he is a gentleman of unequivocal integrity, and of excellent moral character, with the exception of intemperance.

3. That Judge Kelly has been in the habit of using ardent spirits to such an extent as greatly and materially to affect his usefulness as a judge; and in the opinion of this committee, that habit exists to such an extent as to endanger the administration of justice. From the existence
of the last fact set forth, this committee are of opinion that said Wm. L. Kelly is unqualified to discharge the duties of circuit judge. Your committee, therefore, recommend the adoption of the following resolution:

Resolved, That the acting governor of this commonwealth be addressed, (if two thirds of each house of the General Assembly concur therein,) to remove said Wm. L. Kelly, as judge of the 9th judicial circuit, from his said office, and that the House adopt the joint address herewith filed, and which reads as follows, viz:

To His Excellency James T. Morehead, Acting Governor of the Commonwealth of Kentucky:

The General Assembly of the Commonwealth of Kentucky (two thirds of each house concuring therein) request your Excellency to remove the Hon. Wm. L. Kelly from the office of circuit judge of this commonwealth; and this General Assembly state, as causes for his removal, the following, viz:

That the said Kelly, from habitual intoxication, has disqualified himself for the due discharge of his official duties as judge aforesaid, and that, on sundry occasions, the said Kelly has held courts in his circuit, while so much intoxicated with spirituous liquor, as to disqualify him, on such occasions, to discharge his official functions as judge; and this address has been spread on the journal of each house.

The yeas and nays having been taken in pursuance of the constitution, were as follows, viz:


A majority of two thirds of the members not concurring therein, the Speaker decided that said resolution was rejected.

An engrossed bill, entitled an act to establish a new county out
of parts of Cumberland and Wayne counties, was read a third time, as follows:

Sec. 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That from and after the first day of April 1835, all that part of the counties of Cumberland and Wayne contained in the following bounds, to-wit: Beginning on the state line due north from the mouth of Wolf river, thence a straight line to the plantation of Alexander Smith, (Abner Brison's old place,) leaving it in the new county, thence a straight line to the mouth of Tar coat on Cumberland river, thence up the same to the line of Russell county, thence with the line of said county to Beaver creek, thence up said creek to Shuck's old mill, thence to the thirteen mile post, on the road leading from Monticello to Stockton's valley by the plantation of Peter Harret Stockton, leaving Capt. Wm. Davis' house where he resides, in Wayne county, thence to the state line at the nearest approach to Carpenter's rock house, thence with the state line to the beginning, shall be, and the same is hereby erected into one distinct county, to be known by the name of Crittenden.

Sec. 2. Be it further enacted, That the county of Crittenden shall be entitled to seven justices of the peace, who, after having been commissioned, shall, on the first Monday of April 1835, meet at the house of Pleasant H. Williams in Cumberland county, and after the necessary oaths of office, and qualifying their sheriff, they shall proceed to appoint a clerk, to whose permanent appointment a majority of all the justices in commission, in and for said county, shall concur; but if said majority cannot be had in favor of any one, then the court may appoint one pro tem. until a majority of said court shall concur in said appointment.

Sec. 3. Be it further enacted, That the county courts of Wayne and Cumberland, and the justices of the peace of said respective counties, shall have jurisdiction in law and equity, in all cases instituted in their counties before this act takes effect.

Sec. 4. Be it further enacted, That it shall be lawful for the sheriff, constables, and collectors, in the counties of Wayne and Cumberland, to collect all moneys, and execute all process as the law directs, which may be in their hands at the time this act takes effect, and account for the same according to law.

Sec. 5. Be it further enacted, That the county court of Crittenden shall appoint commissioners of tax for the year 1835, who shall be governed by the laws now in force on that subject.

Sec. 6. Be it further enacted, That whenever the seat of justice for the county of Crittenden shall be located, the county court of said county shall have power to purchase ground for the erection of the public
buildings, and to make provision for the payment of the purchase money; and said county court shall, as soon as may be, cause to be erected suitable public buildings on said ground; and until said buildings are finished, it shall be the duty of said court, at the expense of the county, to procure a suitable house in the county of Cumberland, in which the sessions of the county and circuit courts shall be held.

Sec. 7. Be it further enacted, That the county of Crittenden shall be allowed five constables, to be appointed by the county court, a majority being present, who shall, at the same time, lay off said county into districts, pursuant to the laws now in force on that subject; and the qualified voters of said county of Crittenden shall vote at all elections held for senators and representatives in the state legislature, and for members of congress, or other officers, in the same manner as though the said county had not been established; and the sheriff of Crittenden shall meet and compare the votes at such time and places as are now prescribed by laws regulating elections in the counties out of which the county of Crittenden is formed.

Sec. 8. Be it further enacted, That the annual election in said county, shall be held at the town of Paoli.

Sec. 9. Be it further enacted, That the sheriffs of Cumberland and Wayne counties shall have power and authority to collect the revenue tax and county levy in the bounds of Crittenden county, and account for the same as though the county of Crittenden had not been established.

Sec. 10. Be it further enacted, That James Jones of Wayne, and Edward J. Bullock of Cumberland county, he, and they are hereby appointed commissioners to survey and mark the lines of the county of Crittenden, and when so marked, all officers shall be governed thereby; and said commissioners shall be allowed the sum of two dollars per day for each day they may be so engaged, to be paid out of the county levy of said county.

And the question being taken on the passage of said bill, it was decided in the negative.

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


NAYS—Mr. SPEAKER, Messrs. Agan, Anderson, Austin, Bailey, Bowling, Brock, Bullock, Burnett, Collins, Conway, Covington, Cum-

An engrossed bill, entitled an act to establish the county of Louisville, and for other purposes—was read a third time.

It was then moved and seconded 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. Beaseman and Alsop, were as follows:


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

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


NAYS—Mr. Speaker, Messrs. Agun, Anderson, Andrews, Bailey, Beaseman, Bowling, Bullock, Burnett, Chevis, Conway, Cunningham, Dever, Dohoney, Dugan, Drake, Eaves, Hansford, Harris, Harrow, Hayden, Helm, Hudspeth, Jackson, Jasper, Johnson, Jordan, Kendall, Lewright, McClure, Mansfield, W. C. Marshall, Miles, Murray, O'Bann-
non, Phelps, Sterett, Stevens, Stevenson, James Thomas, John Thomas, Trapnall, Trimble, J. V. Walker, Williams—46.

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

A message was received from the Senate, announcing the passage of a bill, entitled,

An act to provide for re-building the turnpike bridge across Licking river, on the Maysville road, and to complete said bridge.

An engrossed bill, entitled an act for the erection of a bridge over Russell's creek—was read a third time.

It was then moved and seconded 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. Simpson and Winfrey, were as follows, viz:

YEAS—Messrs. Austin, Breck, Bristow, Brown, Bullock, Burnett; Collins, Conway, Daniel, Davis, Dever, Dunlap, Eaves, Faulkner; Ford, Graves, Hansford, Hanson, Hart, Hines, Jackson, Lowry, Matson, Miles, Miller, Mitchell, Montgomery, Morrow, Murray, Myers, Phelps, Ryon, Samuel, Sharp, Simpson, Sprigg, Sterett, Stevens, Sudbury, Tompkins, Triplett, Wilson, Wodley, Wortham—44.


Engrossed bills of the following titles:

An act providing for the removal of obstructions in Green river,
An act to improve the navigation of Goose creek, were severally read a third time.

Ordered, That said bills be laid on the table.

An engrossed bill, entitled an act to secure to persons taking up slaves that escape from their masters, compensation for their services—was read a third time.

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

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

A bill from the Senate, entitled an act to establish the Louisville chancery court—was read a third time.

Mr. Williams then moved to lay the 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. --, were as follows, viz:


A message was received from the Senate, announcing the passage of bills, of the following titles:

An act allowing Wm. S. Grant to make conveyances in certain cases, of lands sold by Squire Grant, now deceased, and not here­fore conveyed.

An act to change the place of holding the election in the Middle­town precinct in Bourbon county.

On motion—

Ordered, That that the vote rejecting a bill from the Senate, entitled act to amend an act, to encourage the publication of a new Digest of the Statute law of Kentucky, approved February 8, 1834—be re-considered.

The question was then put on the passage of said bill as amend­ed, which was decided in the negative.

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


NAYS—Mr. Speaker, Aguah, Andrews, Austin, Bailey, Beaseman, Blair, Bullock, Burks, Burnett, Chevis, Collins, Conway, Dever, Dunlap, Garvin, Graves, Grubbs, Hansford, Hanson, Harris, Hart, Helm, Hines, Hollingsworth, Hudspeth, Jasper, Kendall, Lewright, McClure, Murrell, O'Bannon, Phelps, Richardson, Sprigg, Sterett,
On the motion of Mr. Wilson—
The vote rejecting said bill, was again reconsidered.
And the question being taken on the passage thereof, it was
decided in the negative.
The yeas and nays being required thereon by Messrs. Woolley
and Wilson, were as follows, viz:

YEAS—Messrs. Alsop, Bowling, Cunningham, Daniel, Dohoney,
Dyer, Eaves, Ford, Hansford, Harrow, Hayden, Jackson, Johnson,
Jordan, Mansfield, Miles, Mitchell, Myers, Pomeroy, Samuel, Sharp,

NAYS—Mr. Speaker, Agun, Andrews, Austin, Bailey, Beasman,
Blair, Burnett, Chevis, Dever, Drake, Faulkner, Garvin, Graves, Grubbs,
Hanson, Hart, Helm, Hollingsworth, Hudspeth, Jasper, Kendall, Le-
wright, McClure, Miller, Morrow, Richardson, Sudduth, James Thomas,
Triplett, J. T. Walker, J. V. Walker, Winfrey, Woolley, Wortham
—35.

Ordered, That the clerk inform the Senate thereof.

The following bills from the Senate were read the first time,
and ordered to be read a second time.

1. An act to prohibit the circulation within this Commonwealth,
of Bank notes of a less denomination than five dollars.
2. An act further to improve the navigation of Green river.
3. An act to provide for re-building the turnpike bridge across
Licking river on the Maysville road, and to complete said road.

And thereupon the rule of the House, constitutional provision
and second reading of the second and third bills having been dis-
pensed with, the same were referred to the committee of internal
improvement.

The following bills were reported from the committees appointed
to prepare and bring in the same:

By the committee for courts of justice—1. A bill regulating the
standing of stud horses and jacks.
By Mr. Alsop—2. A bill to amend the charters of the cities of
Louisville and Covington.

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

And thereupon the rule of the House, constitutional provision
and second reading of said bills having been dispensed with, the
first was committed to the committee for courts of justice; and the
second was ordered to be engrossed and read a third time.
And thereupon the rule of the House, constitutional provision and third reading of the second bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

And then the House adjourned.

THURSDAY, FEBRUARY 26, 1835.

The Speaker laid before the House, a communication from the Register of the land office—which was received, read, and referred to the committee on claims.

A message was received from the Senate announcing their disagreement to a bill which originated in this House, entitled,

An act to open and improve a road from the mouth of Salt river, to Bowling-green.

And the passage of bills which originated in this House, of the following titles:

An act for the benefit of the sheriff of Calloway county.
An act for the benefit of the sheriff of Livingston county.
An act for the benefit of the Winchester and Lexington turnpike road company.
An act incorporating the Owingsville and Big Sandy turnpike road company, and for other purposes.

With amendments to the two latter bills.

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

An act to improve the road from Perry county, to the Virginia line.
An act for the benefit of the sheriff of Hickman county.
An act authorizing the Bracken county court to settle with the sheriff of said county, for road tax in his hands.
An act to establish the Richmond fire company.
An act to incorporate the Carlisle, Flemingsburg and Green-upsburg turnpike road company.
An act to regulate certain circuit courts.
A message was received from the lieutenant and acting Governor by Mr. Cox, announcing that he had approved and signed sundry enrolled bills which originated in this house, of the following titles, viz:

An act for the benefit of Wm. Edmondson's heirs.
An act to authorize the sale of Mount Carmel Meeting House, for the benefit of the Methodist Episcopal Church.
An act for the benefit of the jailer of Fayette county.
An act to regulate the appointment of jailers in this Commonwealth, and for other purposes.
An act appropriating six thousand acres of land west of Tennessee river, for the erection of a bridge across Pitman's creek, below Barnett's mill, in Green county, where the road crosses from Greensburg to Louisville.
An act for the benefit of the heirs of Daniel Wood, deceased.
An act for the benefit of Charles Boone.
An act for the benefit of Daniel Gwyn's heirs.

Approved 20th Feb. 1835.

An act for the benefit of John Hughes, jr.'s heirs.
An act for the benefit of Eleanor F. Ragland, Martha C. Ragland, Nancy Ragland, Andrew J. Ragland and Sarah M. Ragland.
An act authorizing the trustees of West Liberty to sell part of Water street, in said town.
An act for the benefit of Samuel Abbott's heirs.
An act for the benefit of Maj. King and others.
An act to authorize the sale of a street in the town of Somerset.
An act to amend the several laws establishing and regulating Jeffersontown.
An act to amend an act, entitled an act to build a bridge across Jellico river, in Whitley county.
An act to establish an election precinct in Grayson county.
An act to amend an act concerning the troop of cavalry attached to the 7th regiment and 13th brigade of the Kentucky Militia.
An act to authorize the county court of Hardin to sell their poor house land.
An act for the benefit of Harry Bibbins, a free man of color.

Approved 23d Feb. 1835.

An act authorizing mill dams to be built across John's Creek.
An act authorizing Granville Bowman to erect a gate across a certain road in Cumberland county, and for other purposes.
An act to authorize the county court of Owen to open and establish a road leading from Brock's ford, on Eagle creek, to the Twin meeting house and from Brock's ford to Warsaw.
An act for the benefit of the heirs of John Stith's representatives.
An act authorizing Samuel Hatler to erect, upon conditions, a mill dam across Big Barren river.

An act to incorporate the Glasgow and Munfordsville turnpike company.

An act for the benefit of John S. Stokes.

An act for the benefit of Elizabeth Sharp and children, of Whitley county.

An act for the benefit of Henry Shelton's heirs.

An act for the benefit of David Rees.

An act to explain the powers of the several county courts in this Commonwealth, in regard to allowances to clerks and sheriffs for ex officio services.

An act for the benefit of Clarinda Rose.

An act to reduce the number of justices of the peace in Whitley and Madison counties.

An act to prevent pedlars from retailing certain wares without license.

An act to provide for transcribing certain books in the office of the Harrison county court, and for other purposes.

An act regulating the public roads and highways in Bracken county.

Approved 25th Feb. 1835.

Ordered, That the clerk inform the Senate thereof.

Mr. Brown presented the petition of the president and directors of the Bank of the State of Kentucky, at Louisville, praying for an amendment of the charter.

Which was received, read and referred to the committee for courts of justice.

A bill to amend the act incorporating the Kentucky Baptist Education Society, was ordered to be read a second time.

Mr. Covington from the committee of education, reported a bill for the benefit of the Green River Female Academy—which was received and read the first time, and ordered to be read a second time.

And thereupon the rule of the House, constitutional provision and second and third readings of said bill having been dispensed with, and the same being engrossed,

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

The yeas and nays being required on the passage of said bill by Messrs. — and Bristow, were as follows, viz:

YEAS—Mr. Speaker, Messrs. Agun, Alsop, Austin, Bailey, Benson, Bell, Bristow, Bullock, Collins, Covington, Davis, Drake, Dunlap, Farmer, Ford, Garvin, Grubbs, Hanson, Hart, Helm, Hines, Lewright, Mansfield, W. O. Marshall, Matson, Miller, Mitchell, Montgomery, Morrow, Murray, Murrell, Myers, O'Brien, Palmer, Pomeroy, Rich-
Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

Mr. Helm from the committee of claims, to whom was referred a bill for the benefit of Isaac Smith—

Reported the same without amendment.

The said bill was then ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

On motion—

Ordered, That the committee of claims be discharged from the further consideration of the petition of Benjamin Hensley.

Mr. Hanson from the committee for courts of justice, to whom was referred a bill to amend the law in relation to writs of _ad quod damnum_—

Also, a bill to regulate the standing of stud horses and jackasses.

Reported the same with amendments to each—which being twice read, were concurred in; and the said bills as amended, ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bills having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

Mr. Trimble from the same committee, to whom was referred a bill more effectually to protect the occupants of land, which have been forfeited to the State—

Reported the same with an amendment—which being twice read, was concurred in; and the said bill as amended, ordered to be engrossed and read a third time.

Thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,
Resolved, That the said bill do pass, and that the title thereof be as aforesaid.

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

Mr. Murrell from the joint committee of enrollments, reported that the committee had examined enrolled bills of the following titles, and had found the same truly enrolled, viz:

An act for the benefit of Wm. Garrard and Henry T. Duncan, and for other purposes.

An act to authorize the clerk of the Wayne county court to transcribe certain minutes and records in his office.

An act to incorporate the Covington and Latonian Spring railroad company.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Murrell inform the Senate thereof.

Mr. Hanson from the committee for courts of justice, to whom was referred a bill from the Senate, entitled,

An act for the benefit of Shelton Morris and others—Reported the same without amendment.

The said bill was then ordered to be read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with,

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

Ordered, That the clerk inform the Senate thereof.

Mr. Hanson from the same committee, to whom was referred a bill to amend the several laws in relation to the establishment and regulation of ferries in this Commonwealth—Reported the same without amendment.

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

Mr. Hanson from the same committee, to whom was referred a bill for the benefit of the heirs of Thomas Harris, deceased, and for other purposes—Reported the same without amendment.

The question being taken on engrossing the said bill, and reading it a third time, it was decided in the negative; and so the said bill was rejected.

Mr. Hanson from the same committee, to whom was referred a bill from the Senate, entitled an act to repeal in part an act to regulate ferries on the Tennessee river, and part of Cumberland river.

Reported the same without amendment.

The said bill was then ordered to be read a third time.

Mr. Hanson from the same committee, to whom was referred the petition of John U. Waring, praying a change of venue—
Reported the same with the following resolution:

Resolved, That said petition be rejected.

Which being twice read, was concurred in.

Mr. Hanson from the same committee, to whom was referred a bill to impose a duty on sales at auction, in the town of Irvine, in the county of Estill—

Reported the same without amendment.

The said bill was then ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate and request their concurrence.

Mr. Hanson from the same committee, to whom was referred a bill from the Senate, entitled,

An act to amend an act, entitled an act, to compel the speedy adjustment of land claims, approved Feb. 9, 1809; also,

An act to amend an act, entitled an act to prevent further complication in land claims, and to secure to settlers and improvers a preference of location to lands improved by them, approved Jan. 15, 1831; also,

An act to amend the laws relating to changing the venue of causes; and

An act for the benefit of "feme covert" and their heirs.

Reported each of said bills without amendment.

Ordered, That the said bills be laid on the table.

Mr. Hanson from the same committee, to whom was referred a bill from the Senate, entitled,

An act authorizing a patent to issue to the heirs of Henry Banks.

Also, a bill entitled, an act to amend an act, concerning the dower and jointures of widows, approved Dec. 19, 1796; also,

An act for the benefit of Emigrants.

Reported the same without amendment.

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

And thereupon the rule of the House, constitutional provision and third reading of the two latter bills having been dispensed with,

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

Ordered, That the clerk inform the Senate thereof.
Mr. Hanson from the same committee, to whom was referred a bill in addition to an act, to amend and reduce into one the execution laws of this State.

Also, a bill making a disposition of the forfeited lands of this Commonwealth—

Reported the same without amendment.

The former was laid on the table; and the question being taken on engrossing the latter bill and reading it a third time, it was decided in the negative; and so the said bill was rejected.

Mr. Hanson from the same committee, to whom was referred a bill from the Senate, entitled,

An act amending the laws as to dower slaves—reported the same without amendment.

And the question being taken on reading the said bill a third time, it was decided in the affirmative.

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


Mr. Hansen from the same committee, to whom was referred a joint resolution concerning appropriations of money, for purposes of internal improvement—

Reported the same without amendment.

Ordered, That the said resolution be re-committed to the committee of internal improvements.

Mr. Hanson from the same committee, to whom was referred a bill to amend an act, entitled an act, regulating the mode of settling the accounts of executors, administrators and guardians, approved Feb. 24, 1831—reported the same without amendment.

The said bill having been amended, it was then moved and seconded, to lay the 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. C. C. Marshall and Hanson, were as follows, viz:


Mr. Hanson from the same committee, to whom was referred a bill from the Senate, entitled, an act to authorize justices of the peace to render judgments against constables and their securities, for failing to return executions, and paying over moneys collected by them—reported the same without amendment.

The said bill was then ordered to be read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with,

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

Ordered, That the clerk inform the Senate thereof.

Mr. Hanson from the same committee, to whom was referred a bill from the Senate, entitled, an act to amend the penal laws of this Commonwealth, and the better to secure and guard the right of suffrage and freedom of elections therein,

Reported the same without amendment.

The said bill was then ordered to be read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with,

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

The yeas and nays being required on the passage of said bill by Messrs. C. C. Marshall and ———, were as follows, viz:

YEAS—Mr. Speaker, Messrs. Agun, Alsop, Bailey, Beaseman, Blair, Breck, Bristow, Brown, Bullock, Burks, Burnett, Chevis, Collins, Conway, Cunningham, Daniel, Davis, Dover, Dohoney, Dugan, Drake, Dunlap, Dyer, Eaves, Faulkner, Ford, Garvin, Graves, Grubbs, Hansford, Hanson, Harris, Harrow, Helm, Hines, Hollingsworth, Hud-
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Ordered, That the clerk inform the Senate thereof.

Mr. Hines from the committee of religion, to whom was referred a bill from the Senate, entitled an act for the benefit of Ann C. Rigg.

Ordered, That the said bills be read a third time. The said bills were then ordered to be read a third time. Thereupon the rule of the House, constitutional provision and third reading of said bills having been dispensed with,

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

Ordered, That the clerk inform the Senate thereof.

Mr. Hines from the committee on Religion, made the following report:

The committee of religion have had under consideration the petition of John W. Rankin, praying to be restored to all the rights and privileges of an unmarried man, and have come to the following resolution thereon, viz:

Resolved, That said petition be rejected.

Which being twice read, was concurred in.

On the motion of Mr. Pomeroy—

Ordered, That the vote by which a bill from the Senate, entitled an act to establish the Louisville chancery court, be re-considered, and that the said bill be committed to the committee for courts of justice.

Mr. Johnson from the committee of ways and means, to whom was referred a bill from the Senate, entitled an act for the benefit of John Woods—

Ordered, That the said bill be laid on the table.

Mr. Johnson from the same committee, to whom was referred a bill for the benefit of John H. Slaughter and James T. Curd—

Ordered, That the said bill be laid on the table.

The said bill was then ordered to be engrossed and read a third time.
And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

Mr. Breck from the committee of internal improvements, to whom was referred a bill from the Senate, entitled an act, to amend an act, entitled an act for the improvement of the road from Franklin county to Crab Orchard, in Lincoln county—

Reported the same with amendments—which being twice read, were concurred in; and the said bill as amended, ordered to be read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with,

Resolved, That the said bill as amended, do pass.

Ordered, That the clerk inform the Senate thereof, and request their concurrence in said amendments.

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

By Mr. Turpin—1. A bill authorizing the citizens of Gallatin county, to vote for and against the establishment of a new county.

By the committee of education—2. A bill to incorporate the common school society, of Bardstown.

By the committee of propositions and grievances—3. A bill to amend an act, entitled an act, to amend the law establishing the town of Warsaw, in Gallatin county.

4. A bill to establish an inspection of tobacco in the town of Moscow, Hickman county, and King's mill in Hardin county.

5. A bill to incorporate the Covington and Cincinnati manufacturing company.

By the committee of claims—6. A bill for the benefit of Thomas C. Davis.

By the committee for courts of justice—7. A bill for the benefit of Elizabeth Thompson.

8. A bill for the benefit of Wm. D. Cope's heirs.

9. A bill authorizing the sale of the real estate of John Hagan, for the payment of his debts.

10. A bill for the benefit of Robert Harris.

11. A bill to establish the town of Mortonsville, in Woodford county.

12. A bill to legalize the sale of certain slaves by James Collins, guardian of Joel McGlasson, infant heir of Wm. McGlasson, deceased.
14. A bill for the benefit of Marion county.
15. A bill providing for the sale of the land of John Lackey, deceased.
16. A bill to authorize the sale of a negro man belonging to the infant children of Charles W. Summers, and for other purposes.
17. A bill for the benefit of the heirs and widow of Joseph Vertrees.
18. A bill for the benefit of Wm. Simmons.
19. A bill to repeal an act, entitled an act to establish the town of Mills' Point, in the county of Hickman, and for other purposes, approved 8th Feb. 1834.
20. A bill to amend the act, entitled an act regulating the price of taking up boats on the Ohio river.

By the committee of religion—22. A bill for the benefit of Rhodes S. Wilson and Hannah Ann, his wife.
23. A bill for the benefit of John Owens.

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

And thereupon the rule of the House, constitutional provision and second reading of said bills (the fourteenth excepted) having been dispensed with, the said bills were severally ordered to be engrossed and read a third time.

And thereupon the rule of the house, constitutional provision and third reading of the first, third, fourth, fifth, seventh, eighth, ninth, tenth, eleventh, twelfth, thirteenth, fourteenth, fifteenth, sixteenth, seventeenth, eighteenth, nineteenth, twenty-first, twenty-second and twenty-third bills having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

A message was received from the Senate, announcing that the Senate recede from their amendments proposed to a bill which originated in this house, entitled an act to amend the several acts in relation to Morgantown.

That the Senate concur in the amendments proposed by this house, to bills which originated in the Senate, of the following titles:

An act to amend an act to encourage the manufacture of queensware,
An act to incorporate the Versailles Hotel company.
An act to abolish the election precinct on Flat creek in Franklin county, and to change the place of voting in an election precinct, in Jefferson county.

An act for the benefit of the devisees and heirs of James F. Moore and Elizabeth Moore, deceased.

An act for the benefit of John H. Baker.

An act to incorporate the Versailles savings institution.

That the Senate had passed a bill which originated in this house, entitled,

An act to amend an act, entitled an act to construct a turnpike road from Covington, through Williamstown and Georgetown, to Lexington, in Fayette county.

And that they had passed bills of the following titles:

An act to amend the act, incorporating the Kentucky Baptist Education Society.

An act to authorize the erection of machinery, and an office and store house, for the use of the Penitentiary, and for other purposes.

And that they concur in the amendments proposed by this house, upon concurring in those of the Senate, to bills from this house, of the following titles:

An act to regulate the service of process upon corporations.

An act to change the time of holding the Russell county court.

Mr. Hanson from the committee for courts of justice, to whom was referred a bill from the Senate, entitled an act, to repeal in part an act, to regulate ferries on the Tennessee river, and part of Cumberland river.

Reported the same without amendment.

The said bill was then ordered to be read a third time to-morrow.

A message was received from the Senate, announcing the passage of a bill which originated in this house, entitled an act for the internal improvement of the State of Kentucky—with amendments.

The amendments were then taken up, twice read, and the first, second, third, fourth, fifth and sixth, concurred in.

The seventh amendment, which proposes to add to the bill, the following, as an additional section, was also twice read, as follows, viz:

Sec. 28. Be it further enacted, That the said board of internal improvement, are hereby authorized and directed to subscribe for, and on behalf of the Commonwealth, for one hundred and ninety-two shares, in the stock of the Maysville, Washington, Paris and Lexington turnpike road company, and pay for said subscription
of stock out of the first proceeds of the bonds or scrip of the Commonwealth, herein authorized to be issued, to the President and Directors of said company, who shall apply the same to the reconstruction of the bridge across Licking river, and the completion of said road.

The question being taken on concurring in the said amendment, it was decided in the affirmative.

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


The remaining amendments were then concurred in.

Ordered, That the clerk inform the Senate thereof.

The amendments proposed by the Senate, to a bill which originated in this House, entitled,

An act incorporating the Owingsville and Big Sandy turnpike road company, and for other purposes.

Were twice read and concurred in.

Ordered, That the clerk inform the Senate thereof.

The amendments proposed by the Senate, to a bill which originated in this House, entitled,

An act for the benefit of the Winchester and Lexington turnpike road company—

Were twice read and concurred in, with amendments.

Ordered, That the Clerk inform the Senate thereof, and request their concurrence in the said amendments.

The following bills from the Senate were severally read a second time, (and the first being amended at the clerk's table) were ordered to be read a third time, viz:

1. An act to prohibit the circulation within this Commonwealth of Bank notes, of a less denomination than five dollars.

2. An act to amend an act, entitled an act, for classing tobacco in this Commonwealth, and for other purposes, approved Dec. 13, 1820.
2. An act to discontinue the inspection of tobacco, at the warehouse of William H. Boohe, in the city of Louisville.

Thereupon the rule of the House, constitutional provision and third readings of said bills having been dispensed with,

Resolved, That the said bills do pass.

Ordered, That the clerk inform the Senate thereof, and request their concurrence in the amendment proposed to the first bill.

The following bills from the Senate were severally read the first time, and ordered to be read a second time.

An act authorizing the city of Louisville to establish gas lights in said city.

An act for the benefit of Sarah Pepper.

And thereupon the rule of the House, constitutional provision and second and third readings of said bills having been dispensed with,

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

Ordered, That the clerk inform the Senate thereof:

And then the House adjourned.

FRIDAY, FEBRUARY 27, 1835.

A message was received from the Senate announcing the passage of a bill which originated in this house, entitled,

An act for the benefit of Jane Turner—with amendments.

The passage of bills, of the following titles:

An act to make copies from the books and papers of the Banks of this State, evidence.

An act, supplemental to an act, to reduce the number of justices of the peace and constables, of Logan county.

An act to amend the charters of the cities of Lexington and Louisville, and for other purposes.

And that the Senate had received official information, that the Lieutenant and acting Governor had approved and signed enrolled bills which originated in the Senate, of the following titles:

An act to provide for making a turnpike road from Bowlinggreen, by the way of South Union, Russellville, and Elkton, to Hopkinsville.

An act, to amend an act, in relation to the Mountsterling, Big Sandy and Flemingsburg turnpike road, passed Dec. 1831.

An act to amend an act approved 22d Feb. 1834, authorizing the construction of a bridge across Big Barren river.

Approved 23d instant, 1835.
An act to provide for the appointment of Commonwealth's attorneys.

An act, to amend an act, entitled an act for incorporating the Hartford bridge company, approved Feb. 7, 1834.

An act to incorporate a company, to turnpike a road from Nicholasville to Perryville, by way of Shakertown and Harrodsburg.

An act for the benefit of the widow and heirs of Benjamin Quin, deceased.

An act allowing additional justices of the peace and constables to certain counties.

An act to appropriate the vacant lands of Pulaski county, to the improvement of the road leading from Somerset to the Coal Mines, and for other purposes.

Approved 25th instapt, 1835.

On motion—

Ordered, That the vote rejecting an engrossed bill, entitled an act for the benefit of Augusta College, be re-considered.

The said bill was then amended by an engrossed clause, by way of rider.

The question was then taken on the passage of said bill, which was decided in the negative.

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


Mr. Hanson from the committee for courts of justice, to whom was referred a bill from the Senate, entitled,

An act to establish the Louisville chancery court.

Reported the same with sundry amendments, which being severally twice read, were concurred in.

The question was then taken on reading the said bill a third time as amended, which was decided in the affirmative.
The yeas and nays being required thereon by Messrs. Johnson and Alsop, were as follows, viz:


Mr. Helm then moved that the third reading of said bill should be had on this day. The Speaker declared his opinion that the said motion was out of order, believing that it required, by the constitution, four-fifths to concur in dispensing with the rule requiring bills to be read on three several days; from which decision of the Chair, Mr. Helm appealed to the House.

The question was then put: Is the decision of the Chair correct? which was decided in the affirmative.

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


A message was received from the Senate, announcing their concurrence in the amendments proposed by this house, to bills which originated in the Senate, of the following titles:

An act to prohibit the circulation within this Commonwealth, of Bank notes of a less denomination than five dollars.

An act to amend an act, entitled an act, for the improvement
of the road from Franklin county to the Crab Orchard, in Lincoln county.

And the passage of bills which originated in this House, of the following titles:

- An act to authorize the taking of depositions in civil causes depending before justices of the peace.
- An act to allow one additional constable to Bullitt county.
- An act to amend the several acts concerning the Wilderness and Goose Creek turnpike roads.
- An act to amend the laws in relation to search warrants.
- An act for the benefit of the heirs of Charles Taylor, deceased.

With amendments to the two latter bills.

The amendments proposed by the Senate, to bills which originated in this House, of the following titles, were twice read and concurred in:

- An act for the benefit of Jane Turner.
- An act to amend the law in relation to search warrants.

Ordered, That the clerk inform the Senate thereof.

The amendments proposed by the Senate, to a bill which originated in this house, entitled an act for the benefit of the heirs of Charles Taylor, deceased—were twice read and concurred in, with amendments.

Ordered, That the clerk inform the Senate thereof, and request their concurrence in the said amendment.

On motion—

Ordered, That the vote ordering to a third reading a bill from the Senate, entitled an act to amend the law establishing a turnpike road from Louisville, in the direction to Nashville, by way of Elizabethtown, Munfordsville and Bowlinggreen, be reconsidered; the said bill being amended, was ordered to be read a third time.

And thereupon the rule of the House, constitutional provision and third reading of said bill having been dispensed with,

Resolved, That the said bill as amended, do pass.

Ordered, That the clerk inform the Senate thereof, and request their concurrence in the said amendment.

A message was received from the Senate, announcing the passage of bills which originated in this House, of the following titles:

- An act for the benefit of the infant heirs and devisees of Carter B. Foster, deceased.
- An act to amend an act, entitled an act to improve and open the road from Rocky Spring, in Harrison county, to Williamstown, in Grant county.
An act to incorporate the Owingsville, Mount Sterling and Winchester turnpike company.

An act to amend an act, entitled an act to incorporate the Bowling Green bridge company.

An act to incorporate the Springfield and Bardstown turnpike road company.

An act to increase the powers of the trustees of the town of Williamstown in the county of Grant, and for other purposes.

An act to amend the charters of the cities of Louisville and Covington.

An act to incorporate the Flemingsburg Lyceum.

An act to incorporate the Frankfort, New Castle and Bedford turnpike road company; and for other purposes.

An act to secure to persons taking up slaves that escape from their masters, compensation for their services.

An act to incorporate the Bardstown and Green river turnpike road company.

An act to incorporate a turnpike road company from Lancaster to Crab Orchard.

An act to incorporate a turnpike road company from Versailles to Nicholasville.

An act for the benefit of Laurel county Seminary.

An act for the benefit of the town of Port William.

An act to incorporate the Augusta, Cynthiana and Georgetown turnpike company.

An act to repeal in part and amend in part an act concerning the Danville, Lancaster and Nicholasville turnpike road company.

An act for the benefit of the sheriffs of Laurel and Scott counties.

An act to repeal an act allowing an additional constable in the county of Whitley.

An act incorporating the Frankfort, Georgetown and Paris turnpike road company.

With amendments to the two latter bills.

The said amendments were then taken up, twice read, and concurred in.

Ordered, That the clerk inform the Senate thereof.

The following bills from the Senate, were severally read a third time:

1. An act to amend the law, as to dower slaves.
2. An act to repeal in part an act, to regulate ferries on the Tennessee river, and part of Cumberland river.

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

The following engrossed bills were severally read a third time:
1. An act to amend an act, entitled an act regulating the price of taking up boats in the Ohio river.
2. An act to amend the several laws in relation to the establishment and regulation of ferries in this Commonwealth.
3. An act for the benefit of Thomas C. Davis.
4. An act to incorporate the common school society of Bardstown.

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

The following bills from the Senate were severally read the first time, and ordered to be read a second time, viz:

1. An act to legalize the proceedings of the Bracken county court.
2. An act to incorporate the town of Frankfort.
3. An act to amend an act, entitled an act to incorporate the Franklin insurance company.
4. An act to establish the Bowlinggreen water company.
5. An act to reduce the number of justices of the peace in Caldwell county, and for other purposes.
6. An act, supplemental to the act establishing the Northern Bank of Kentucky.
7. An act to appropriate the vacant lands in this Commonwealth, north and east of the Tennessee river, to the counties in which they lie, for the purposes of internal improvement.
8. A bill to establish the town of Landing, in Boone County.
9. A bill to change the place of holding the election in the Middletown precinct in Bourbon county.
10. An act authorizing Wm. S. Grant to make conveyances in certain cases, of lands sold by Squire Grant, now deceased, and not heretofore conveyed.
11. An act to incorporate the Carlisle, Flemingsburg and Greenupburg turnpike road company.
12. An act to establish the Richmond fire company.
13. An act for the benefit of Samuel Chorn.
14. An act authorizing the county court of Bracken to settle with the sheriff of said county, for road tax in his hands.
15. An act for the benefit of the sheriff of Hickman county.
17. An act to amend the act incorporating the trustees of the Kentucky Baptist Education Society.
18. An act to authorize the erection of machinery, and an office and store house for the use of the Penitentiary, and for other purposes.

And thereupon the rule of the House, constitutional provision
and second and third readings of said bills (the thirteenth, seventeenth and eighteenth excepted) having been dispensed with,

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

Ordered, That the clerk inform the Senate thereof.

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

By the committee of claims—1. A bill for the appropriation of money.

By the committee of propositions and grievances—2. A bill to authorize the sheriff of Campbell county to execute bond at the March term of the Campbell county court.

By Mr. Graves—3. A bill for the benefit of the sheriff of Henry county.

By Mr. Helm—4. A bill to legalize the proceedings of the trustees of the town of Elizabeth.

By the committee of internal improvement—5. A bill to incorporate the Newcastle and Middletown turnpike road company.

6. A bill to amend an act, entitled an act to incorporate the Richmond and Lexington turnpike road company, approved Feb. 14, 1834.

7. A bill to build a bridge across Little Sandy river, in Greenup county.

8. A bill to superintend the improvement of the navigation of the Kentucky river.

A. bill to incorporate the Madison, Laurel, Knox and Harlan turnpike road company.

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

And thereupon the rule of the House, constitutional provision and second reading of said bills having been dispensed with, the first was committed to a committee of the whole house; the second, third, fourth, fifth, sixth, eighth and ninth were severally ordered to be engrossed and read a third time; and the seventh was laid on the table.

And thereupon the rule of the house, constitutional provision and third reading of the second, third, fourth, fifth, sixth, eighth and ninth bills having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

Mr. Breck from the committee of internal improvement, to whom was referred a bill to incorporate the Louisville and Nashville road company—
Reported the same without amendment.

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

Mr. Breck from the same committee, to whom was referred a bill to incorporate the Licking navigation company—

Reported the same without amendment.

Ordered, That the said bill be laid on the table.

On motion—

Ordered, That the Public Printer be directed to print 3000 copies of a list of the acts passed at the present session of the General Assembly.

A message was received from the Senate, announcing their concurrence in the amendments proposed by this House, to a bill from the Senate, entitled an act to amend the law establishing a turnpike road from Louisville, in the direction to Nashville, by way of Elizabethtown, Munfordsville, and Bowlinggreen.

Their concurrence in the amendments proposed by this house, to those proposed by the Senate, to a bill which originated in this house, entitled an act for the benefit of the heirs of Charles Taylor, deceased.

The passage of a bill which originated in this house, entitled an act for the benefit of the Green river female academy.

Their concurrence in the amendments proposed by this house, to a bill from the Senate, entitled an act to regulate certain circuit courts—with an amendment.

The passage of a bill, entitled an act to prevent the entry of military and treasury warrant lands, West of the Tennessee river.

The passage of a bill which originated in this house, entitled an act to authorize the sheriff of Campbell county, to execute bond at the March term of the Campbell county court.

And the adoption of resolutions, of the following titles:

A resolution authorizing an examination of the public works, on Green river.

And a resolution providing for the examination of the auditor's office.

The said two resolutions were then taken up, twice read and concurred in.

Ordered, That the clerk inform the Senate thereof.

A message was received from the Lieutenant, and acting Governor, by Mr. Cox, announcing that he had approved and signed sundry enrolled bills which originated in this house, of the following titles:

An act to authorize the clerk of the Wayne county court to transcribe certain minutes and records in his office.
An act to incorporate the Covington and Latonian Spring Rail Road Company.
An act for the benefit of Wm. Garrard and Henry T. Duncan, and for other purposes.
Approved February 26, 1835.
An act to incorporate the Owingsville and Big Sandy turnpike road company.
An act for the benefit of the sheriff of Livingston county.
An act for the benefit of the sheriff of Calloway county.
An act to amend the several acts in relation to Morgantown.
An act to regulate the service of process and notices upon corporations.
An act to change the time of holding the Russell county court, and Owen circuit court, and for other purposes.
An act to amend an act, entitled an act to construct a turnpike road from Covington, through Williamstown and Georgetown, to Lexington, in Fayette county.
Approved 27th Feb. 1835.

Ordered, That the clerk inform the Senate thereof.

Mr. Morrow from the joint committee of enrollments, reported that the committee had examined sundry enrolled bills of the following titles, and had found the same truly enrolled, viz:
An act to amend an act, entitled an act, to establish an election precinct in Harrison county, approved Nov. 26, 1831.
An act for the benefit of Thomas Mitchell, jailer of Lewis county.
An act to provide a remedy for religious societies or communities.
An act for the benefit of Jane Degallon and Selina Cirode.
An act to establish a state road from Stanford, in Lincoln county, to Somerset, in Pulaski county.
An act to authorize the county court of Owen, to provide for the support of John Simms.
An act to amend the act, approved 22d Feb. 1834, to improve the navigation of Big Sandy river.
An act for the benefit of the Clay county Seminary.
An act authorizing Hancock county court, to contract for the location of her Seminary lands.
An act to regulate the service of process and notices upon corporations.
An act to change the time of holding the Russell circuit court, and the Owen circuit court.
An act for the benefit of the sheriff of Livingston county.
An act to amend an act, entitled an act to construct a turnpike road from Covington, through Williamstown and Georgetown, to Lexington, in Fayette county.
An act for the benefit of the sheriff of Calloway county.
An act incorporating the Owingsville and Big Sandy turnpike road company, and for other purposes.
An act to amend the several acts in relation to Morgantown.
An act to establish a tobacco inspection at the town of Ruskerville.
An act for the benefit of Mary Eliza Thruston.
An act to amend an act authorizing the erection of a bridge across Main Licking river, at or near its junction with the Ohio, approved Feb. 22, 1834.
An act for the benefit of William H. Eades, husband of Julia A. Eades.
An act for the benefit of Lavina Off.
An act to amend the laws concerning public roads.
An act to establish the town of Elizaville, in the county of Fleming.
An act for the benefit of the holders of headright certificates.
An act for the benefit of the devisees and heirs of James F. Moore and Elizabeth Moore, deceased.
An act for the benefit of John H. Baker.
An act to abolish an election precinct on Flat creek, in Franklin county, and to change the place of voting in an election precinct in Jefferson county.
An act to amend an act, to encourage the manufacture of Queensware.
An act to establish election precincts in the counties of Grant, Bourbon, Madison, Clarke and Montgomery.
An act for the Internal Improvement of the State of Kentucky.
An act to incorporate the Flemingsburg and Mayslick turnpike road company.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Morrow inform the Senate thereof.

The sum of fifteen hundred dollars to the commissioners of the Lunatic Asylum of the city of Lexington, for the purpose of purchasing a lot of ground, belonging to the estate of James Harper, deceased, containing about ten acres, to be conveyed to the said
commissioners, for the benefit of said Asylum; and for the further purpose of enclosing the property of said Asylum.

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

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


Another amendment proposed by said committee to said bill, was then read as follows, viz:

"To the Register of the Land Office, for clerk hire, four hundred dollars."

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

The yeas and nays being required thereon by Messrs. Wortham and Simpson, were as follows:


The said bill as amended, was then ordered to be engrossed and read a third time.

Thereupon the rule of the house, constitutional provision and third reading of said bill having been dispensed with, and the same being engrossed,
Resolved, That the said bill do pass, and that the title thereof be as aforesaid.

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.

Mr. Sprigg moved the following resolution:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Auditor of the State be directed and ordered not to issue a warrant in which mileage is allowed, to any witness who has attended before the committee of courts of justice or select committees, appointed to examine the qualifications and conduct of the Judges, and which witnesses are members of either house.

Thereupon the rule of the house having been dispensed with, the said resolution was taken up, twice read and concurred in.

Ordered, That the clerk carry the said resolution to the Senate, and request their concurrence.

The amendments proposed by the Senate, upon concurring in those proposed by this house, to a bill from the Senate, entitled an act to regulate certain circuit courts—were taken up, twice read and concurred in.

Ordered, That the clerk inform the Senate thereof.

On motion—

Ordered, That the Public Printer print for the use of the members, 150 copies of an act, for the internal improvement of Kentucky.

And then the House adjourned.

SATURDAY, FEBRUARY 28, 1835.

A message was received from the Senate announcing their disagreement to a bill which originated in this house, entitled an act to impose a duty on sales at auction, in the county of Estill.

And the passage of bills which originated in this House, of the following titles:

An act for the benefit of Isaac Smith.

An act for the benefit of John H. Slaughter and James T. Card.

An act to amend an act, entitled an act, to amend the law establishing the town of Warsaw, in Gallatin county.

An act to establish an inspection of tobacco, in the town of Moscow, in Hickman county, and King's mill, in Hardin county.

An act to incorporate the Covington and Cincinnati manufacturing company.
An act for the benefit of Elizabeth Thompson.
An act for the benefit of Wm. D. Cope's heirs.
An act to establish the town of Mortonsville, in Woodford county.
An act to legalize the sale of certain slaves by James Conner, guardian of Joel McGlasson, infant heir of Wm. McGlasson, deceased.
An act to authorize the sale of a negro man belonging to the infant children of Charles W. Summers, and for other purposes.
An act to incorporate the Newcastle and Middletown turnpike road company.
An act to repeal an act, to establish the town of Mills' Point, in the county of Hickman, and for other purposes, approved 8th Feb., 1834.

With amendments to the latter bill.
The amendments to the latter bill were then taken up, twice read and concurred in.

Ordered, That the clerk inform the Senate thereof.

A bill from the Senate, entitled an act to establish the Louisville chancery court, was read a third time, as amended.
And the question being taken on the passage thereof, it was decided in the affirmative.
The yeas and nays being required thereon by Messrs. Johnson and Alsop, were as follows, viz:


Ordered, That the Clerk inform the Senate thereof, and request their concurrence in the said amendments.

An engrossed bill, entitled an act to appoint commissioners to superintend the improvement of the navigation of the Kentucky river—was read a third time.

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

Ordered, That the clerk carry the said bill to the Senate, and request their concurrence.
A bill from the Senate, entitled an act to amend the act, incorporating the Kentucky Baptist Education Society—was read a second time.

It was then moved and seconded to lay the 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. Burks and Johnson, were as follows, viz:


The said bill was then ordered to be read a third time.

A bill from the Senate, entitled an act authorizing a patent to issue to the heirs of Henry Banks—was read a third time, and laid on the table.

A bill from the Senate, entitled an act for the benefit of Samuel Chorn—was read a second time, and ordered to be read a third time.

A bill from the Senate, entitled an act to authorize the Governor to transmit certain books, to the executives of our sister states, in exchange for other books.

A bill from the Senate, entitled an act to prevent the entry of military and treasury warrant lands, west of the Tennessee river—were severally read the first time, and laid on the table.

The following bills from the Senate were severally read the first time:

1. An act, supplemental to an act, to reduce the number of justices of the peace and constables, for Logan county.
2. An act to amend the charters of the cities of Lexington and Louisville, and for other purposes.
3. An act to make copies from the books and papers of the banks of this State, evidence.

The first and second were severally ordered to be read a second time.

The question being taken on reading the third bill a second time, it was decided in the negative; and so the said bill was rejected.
And thereupon the rule of the House, constitutional provision and second reading of the first and second bills having been dispensed with.

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

Ordered, That the clerk inform the Senate thereof.

A bill to amend an act, entitled an act vesting the circuit courts with power to authorize the sale of infants' real estate, in certain cases, approved 3d Feb. 1813.

A bill declaring Collins' fork of Goose creek a navigable stream from its mouth, to the mouth of Disappointment creek—were severally read a second time, and ordered to be engrossed and read a third time.

And thereupon the rule of the House, constitutional provision and third readings of said bills having been dispensed with, and the same being engrossed,

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

Ordered, That the clerk carry the said bills to the Senate and request their concurrence.

A message was received from the Senate, announcing their concurrence in the amendments proposed by this house, to a bill from the Senate, entitled an act to establish the Louisville chancery court.

And the passage of bills which originated in this House, of the following titles:

An act to legalize the proceedings of the trustees of the town of Elizabeth.

An act to amend an act, entitled an act to incorporate the Richmond and Lexington turnpike road company, approved Feb. 14, 1834.

An act to incorporate the common school society of Bardstown.

An act more effectually to protect the occupants of lands, which have been forfeited to the State for taxes—with amendments to the two latter bills.

The said amendments were then taken up, twice read, and concurred in.

Ordered, That the clerk inform the Senate thereof.

A message was received from the Senate, announcing the passage of a bill which originated in this house, entitled an act for the appropriation of money—with amendments.

The said amendments were then taken up, twice read, the first second, third, fourth and sixteenth disagreed to; and the fifth, sixth, seventh, eighth, ninth, tenth, eleventh, twelfth, thirteenth, fourteenth, fifteenth, seventeenth, eighteenth, nineteenth and twenty-first, concurred in.
The twentieth amendment proposed by the Senate, proposing to add to the bill the following item, was read as follows:

To Silas W. Robbins, circuit judge, one hundred and fifty dollars, for his witnesses' attendance before a committee of the House of Representatives, at the Session of the General Assembly, in the year, 1824.

It was then moved and seconded, that this house disagree to the said amendment of the Senate.

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

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


NAYS—Mr. Speaker, Bell, Breck, Brown, Chevis, Covington, Ford, Gaines, Graves, Grubbs, Harris, Harrow, Hart, Hines, Jackson, Johnson, Jordan, Kendall, Morrow, Murray, Palmer, Spriggs, Stevenson, Sudduth, Triplett, Wilson, Woolley—27.

Ordered, That the clerk inform the Senate thereof.

A message was received from the Senate, announcing the passage of a bill which originated in this house, entitled an act to appoint commissioners to superintend the improvement of the navigation of the Kentucky river—with amendments.

Ordered, That the said bill and amendments, be laid on the table.

A message was received from the Senate, announcing the passage of a bill which originated in this house, entitled an act to establish the December chancery term, of the Pendleton circuit court.

And that the Senate recede from their first, third, fourth, sixteenth, and twentieth amendments, proposed to a bill from this house, entitled an act for the appropriation of money—and that they insist on their second amendment, to said bill.

The house then proceeded to re-consider the said amendment.

Resolved, That this house recede from their disagreement to the said amendment.

Ordered, That the clerk inform the Senate thereof.

A message was received from the Senate, announcing that the Senate had received official information, that the Lieutenant and acting Governor had signed and approved sundry enrolled bills which originated in the Senate, of the following titles:

An act for the benefit of Thomas Mitchell, jailer of Lewis county.
An act to amend an act, entitled an act to establish an election precinct in Harrison county, approved Nov. 26, 1831.
An act to authorize the county court of Owen to provide for the support of John Simms.
An act to provide a remedy for religious societies or communities.
An act to amend the act, approved the 22d of Feb. 1834, to improve the navigation of Big Sandy river.
An act to establish a State road from Stanford, in Lincoln county, to Somerset, in Pulaski county.
An act for the benefit of Jane Degallon and Selina Cirode.
An act authorizing Hancock county court, to contract for the location of her seminary lands.
An act for the benefit of the Clay county seminary.
An act to establish election precincts in the counties of Grant, Bourbon, Madison, Clarke and Montgomery.
An act for the benefit of the devisees and heirs of James F. Moore and Elizabeth Moore, deceased, and for the heirs of John Hughes, Jr.
An act to amend the laws concerning public roads.
An act for the benefit of Lavina Off.
An act for the benefit of the holders of headright certificates.
An act for the benefit of William H. Eades, husband of Julia A. Eades.
An act for the benefit of Mary Eliza Thruston.
An act to amend an act authorizing the erection of a bridge across Main Licking river at or near its junction with the Ohio, approved Feb. 22, 1834.
An act to establish a tobacco inspection at the town of Russellville.
An act to abolish the election precinct on Flat creek in Franklin county, and to change the place of voting in an election precinct, in Jefferson county.
An act for the benefit of John H. Baker.
An act to amend an act to encourage the manufacture of queensware.

Approved 27th Feb. 1835.

Mr. Morrow from the joint committee of enrollments, reported that the committee had examined enrolled bills and resolutions, of the following titles, viz:
An act to amend the several acts, concerning the Wilderness and Goose creek turnpike roads.
An act to secure to persons taking up slaves that escape from their masters, compensation for their services.
An act for the benefit of the Laurel county seminary.
An act for the benefit of Jane Turner, and Eliza Angelina Rogers.
An act to amend the law in relation to search warrants.
An act to allow one additional constable to Bullitt county.
An act to authorize the taking of depositions in civil causes, depending before justices of the peace.
An act to authorize the sheriff of Campbell county, to execute bond at the March term of the Campbell county court.
An act to repeal an act, allowing an additional constable in the county of Whitley.
An act for the benefit of the infant heirs and devisees of Carter B. Foster, deceased.
An act to amend the act, approved Feb. 22, 1834, to amend the charter of the city of Louisville, and to amend the charter of the city of Covington.
An act to legalize the sale of certain slaves by Lewis Conner, guardian of Joel McGlasson, infant heir of William McGlasson, deceased.
An act for the benefit of W. D. Cope's heirs.
An act for the benefit of John H. Slaughter, and James T. Curd.
An act to establish an inspection of tobacco in the town of Moscow, Hickman county, and King's mill, in Hardin county.
An act for the benefit of Elizabeth Thompson.
An act to repeal an act, to establish the town of Mills' Point, in the county of Hickman, and for other purposes, approved 8th Feb. 1834.
An act to incorporate the Flemingsburg Lyceum.
An act to incorporate the Augusta, Cynthiana and Georgetown turnpike company.
An act for the benefit of the heirs of Charles Taylor, deceased, and for other purposes.
An act to amend an act, entitled an act, to amend the law establishing the town of Warsaw, in Gallatin county.
An act for the benefit of Isaac Smith.
An act for the benefit of the Green river female academy.
An act incorporating the Frankfort, Georgetown and Paris turnpike road company.
An act to incorporate the Owingsville, Mountsterling and Winchester turnpike company.
An act to incorporate the Bardstown and Green river turnpike road company.
An act to incorporate a turnpike road company from Versailles to Nicholasville.
An act to repeal in part and amend in part an act concerning the Danville, Lancaster and Nicholasville turnpike road company.
An act for the benefit of the sheriffs of Laurel and Scott counties.
An act for the benefit of the town of Port William.
An act to amend an act, entitled an act to incorporate the Bowlinggreen bridge company.

An act to incorporate a turnpike road company from Lancaster to Crab Orchard.

An act to incorporate the Springfield and Bardstown turnpike road company.

An act to amend an act, entitled an act to improve and open the road from Rocky Spring, in Harrison county, to Williamstown, in Grant county.

An act to incorporate the Frankfort, New Castle and Bedford turnpike road company, and for other purposes.

An act to amend an act, entitled an act to incorporate the Richmond and Lexington turnpike road company, approved Feb. 14, 1834.

An act to incorporate the Newcastle and Middletown turnpike road company.

An act to legalize the proceedings of the trustees of the town of Elizabeth.

An act to authorize the sale of a negro man belonging to the infant children of Charles W. Summers, and for other purpose.

An act to increase the powers of the trustees of the town of Williamstown in the county of Grant, and for other purposes.

An act to incorporate the Covington and Cincinnati manufacturing company.

An act to establish the town of Mortonsville, in Woodford county.

An act more effectually to protect the occupants of lands, which have been forfeited to the State for taxes.

An act to incorporate the common school society of Bardstown.

An act to establish the December chancery term of the Pendleton circuit court.

An act for the appropriation of money.

An act to amend an act, concerning the dower and jointures of widows, approved Dec. 19, 1796.

An act for the benefit of Cordelia M. Peck.

An act for the benefit of Ann C. Riggs.

An act for the benefit of Emigrants.

An act to discontinue the inspection of tobacco, at the warehouse of Wm. H. Boothe, in the city of Louisville.

An act for the benefit of Sarah Pepper.

An act authorizing the city of Louisville to establish gas lights in said city.

An act to legalize the proceedings of the Bracken county court.

An act to authorize justices of the peace, to render judgments against constables and their securities, for failing to return executions, and paying over moneys collected by them.
An act to amend the penal laws of this Commonwealth, and the better to secure and guard the right of suffrage and freedom of election therein.

An act to amend an act, entitled an act, for classing tobacco in this Commonwealth, and for other purposes, approved Dec. 13, 1820.

An act for the benefit of Shelton Morris and others.

An act to change the place of holding the election in the Midletown precinct, in Bourbon county.

An act to repeal in part an act, to regulate ferries on the Tennessee river, and part of Cumberland river.

An act to amend the act, entitled an act to incorporate the Franklin Insurance Company.

An act supplemental to an act, establishing the Northern Bank of Kentucky.

An act to reduce the number of justices of the peace, in Caldwell county, and for other purposes.

An act to authorize the county court of Bracken, to settle with the sheriff of said county, for road tax in his hands.

An act to establish the town of Landing, in Boone county.

An act to prohibit the circulation within this Commonwealth, of Bank notes of a less denomination than five dollars.

An act to establish the Bowlinggreen water company.

An act to establish the Richmond fire company.

An act to amend an act, entitled an act, for the improvement of the road from Franklin county to the Crab Orchard, in Lincoln county.

An act to amend the law establishing a turnpike road from Louisville, in the direction to Nashville, by way of Elizabethtown, Munforville and Bowlinggreen.

An act to appropriate the vacant lands in this Commonwealth, north and east of the Tennessee river, to the counties in which they lie, for the purpose of Internal Improvements.

An act to amend the law as to dower slaves.

An act for the benefit of the sheriff of Hickman County.

An act authorizing Wm. S. Grant, to make conveyances in certain cases of lands sold by Squire Grant, now deceased, and not heretofore conveyed.

An act to incorporate the Versailles Hotel company.

An act to regulate certain circuit courts.

An act to amend the charters of the cities of Lexington and Louisville, and for other purposes.

An act supplemental to an act, to reduce the number of justices of the peace and constables, in Logan county.

An act to incorporate the Carlisle, Flemingsburg and Greenup'sburg turnpike road company.
An act to incorporate the Versailles savings institution.
An act to establish the Louisville chancery court.
An act to incorporate the town of Frankfort.
A resolution providing for an examination of the Auditor's Office.
A resolution authorizing an examination of the public works, on Green river.
And had found the same truly enrolled.
Whereupon the Speaker affixed his signature thereto.
Ordered, That Mr. Morrow inform the Senate thereof.
A message was received from the Lieutenant and acting Governor, announcing that he had signed and approved sundry enrolled bills which originated in this house, of the following titles:
An act to amend the law in relation to search warrants.
An act for the benefit of Jane Turner, and Eliza Angelina Rogers.
An act to authorize the sheriff of Campbell county, to execute bond at the March term of the Campbell county court.
An act to repeal an act, allowing an additional constable in the county of Whitley, and for other purposes.
An act for the benefit of the heirs of Charles Taylor, deceased, and others.
An act to incorporate the Augusta, Cynthiana and Georgetown turnpike company.
An act for the benefit of Isaac Smith.
An act to amend an act, entitled an act, to amend the law establishing the town of Warsaw, in Gallatin county.
An act for the benefit of the infant heirs and devisees of Carter B. Foster, deceased.
An act to amend the act, approved Feb. 22, 1834, to amend the charter of the city of Louisville, and to amend the charter of the city of Covington.
An act to authorize the taking of depositions in civil causes, depending before justices of the peace.
An act to allow an additional constable to Bullitt county.
An act for the benefit of the Laurel Seminary.
An act to secure to persons taking up slaves that escape from their owners, compensation for their services.
An act, to amend the several acts, concerning the Wilderness and Goose creek turnpike roads.
An act for the internal improvement of Kentucky.
An act to incorporate the Flemingsburg Lyceum.
An act for the benefit of the Green River Female Academy.
An act for the benefit of John H. Slaughter and James T. Curd.
An act for the benefit of Elizabeth Thompson.
An act for the benefit of Wm. D. Cope's heirs.
An act to legalize the sale of certain slaves by Lewis Conner, guardian of J. McGlasson, infant heir of W. McGlasson, deceased.
An act incorporating the Frankfort, Georgetown and Paris turnpike road company.
An act to amend an act, to establish the town of Mills' Point, in the county of Hickman, and for other purposes, approved 8th Feb. 1834.
An act to establish an inspection of tobacco in the town of Moscow, Hickman county, and King's mill, in Hardin county.
An act to incorporate the Owingsville, Mountsterling and Winchester turnpike company.
An act to incorporate a turnpike road company from Versailles to Nicholasville.
An act to incorporate the Bardstown and Green river turnpike road company.
An act for the benefit of the sheriffs of Laurel and Scott counties.
An act to repeal in part, and amend in part an act, concerning the Danville, Lancaster and Nicholasville turnpike road company.
An act for the benefit of the town of Port William.
An act to amend an act, entitled an act, to incorporate the Bowlinggreen bridge company.
An act to incorporate the Springfield and Bardstown turnpike road company.
An act to amend an act, entitled an act, to improve and open the road from Rocky Spring in Harrison county, to Williamstown, in Grant county.
An act to incorporate the Frankfort, Newcastle and Bedford turnpike company, and for other purposes.
An act to incorporate a turnpike road company, from Lancaster to Crab Orchard.
An act to establish the December term of the Pendleton circuit court.
An act for the appropriation of money.
An act to incorporate the common school society of Bardstown.
An act more effectually to protect the occupants of lands, which have been forfeited to the state, for taxes.
An act to establish the town of Mortonsville, in Woodford county.
An act to incorporate the Covington and Cincinnati manufacturing company.
An act to legalize the proceedings of the trustees of the town of Elizabethtown.

An act to amend an act, entitled an act, to incorporate the Richmond and Lexington turnpike road company.

Approved Feb. 14th, 1834.

An act to incorporate the Newcastle and Middletown turnpike road company.

An act to authorize the sale of a negro man belonging to the infant children of Charles W. Summers, and for other purposes.

An act to increase the powers of the trustees of the town of Williamstown, in the county of Grant, and for other purposes.

An act for the benefit of David Carrier and Jacob Carrier.

Ordered, That the clerk inform the Senate thereof.

A message was received from the Senate, announcing that the Senate had received official information, that the Lieutenant and acting Governor had approved and signed all the bills and resolutions which originated in the Senate, which had been signed on this day, by the Speakers of the Senate and House of Representatives.

The Speaker having retired from the Chamber, Mr. Helm was desired to take the Chair.

Whereupon, Mr. Breck moved the following resolution, which was twice read, and unanimously adopted, viz:

Resolved, That the thanks of this house be tendered to the Hon. Charles A. Wickliffe, for the able, impartial and independent manner, in which he has discharged the duties of Speaker, during the present Session.

Ordered, That a message be sent to the Senate, informing them that this house, having finished their legislative business, are now ready to close the present Session of the General Assembly, by an adjournment on their part, without day; that they have appointed a committee of Messrs. Breck, Burke, Hanson, Helm, Johnson and Hines, on their part, to act in conjunction with such committee, as may be appointed on the part of the Senate, to wait on the Lieutenant and acting Governor, and inform him that the General Assembly have closed their legislative business, and are now ready to adjourn without day, and to know if he has any further communications to make—and that Mr. Breck carry the said message, and request the appointment of a committee, on the part of the Senate.

A message was received from the Senate, announcing that the Senate having finished their legislative business, were now ready to close the present Session of the General Assembly, by an adjournment on their part, without day; and had, in pursuance of
the request of this house, appointed a committee on their part, to wait on the Lieutenant and acting Governor, and inform him of the proposed adjournment of the General Assembly, and to know if he had any further communications to make.

The committee, on the part of the house, then retired, and after a short time returned, when Mr. Breck, from the said committee, reported that the joint committee had discharged the duty assigned them, and were informed by the Lieutenant and acting Governor, that having, from time to time, during the Session, communicated his views to the General Assembly, he had now no further communications to make.

Whereupon, the Speaker having delivered a congratulatory and valedictory address, adjourned the house sine die.
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