MONDAY, DECEMBER 1, 1873.

At a General Assembly of the Commonwealth of Kentucky, begun and held at the Capitol in the city of Frankfort, on Monday, the first day of December, in the year of our Lord one thousand eight hundred and seventy-three, and the eighty-second year of the Commonwealth, that being the time fixed by law for the meeting thereof; on which day the following members of the House of Representatives, elected and returned to serve therein, viz:

From the county of Adair—H. C. Baker.
From the county of Allen—Thomas J. Morehead.
From the county of Ballard—Thomas H. Corbett.
From the county of Barren—Geo. C. Young.
From the counties of Bath and Menifee—H. L. Stone.
From the county of Boone—J. A. Wilson.
From the county of Bourbon—C. M. Clay, jr.
From the counties of Boyd and Carter—Richard D. Davis.
From the county of Boyle—J. B. McFerran.
From the county of Breckinridge—Thos. M. Miller.
From the counties of Bullitt and Spencer—W. H. May.
From the counties of Butler and Edmonson—Wm. L. Hazelip.
From the counties of Caldwell and Lyon—Thomas J. Morrow.
From the county of Calloway—W. W. Ayers.
From the county of Campbell—W. A. Morin and Jas. M. McArthur.
From the counties of Carroll and Trimble—John Preston.
From the counties of Casey and Russell—Robertson Peyton.
From the county of Christian—O. S. Parker.
From the counties of Clay and Owsley—John S. Herd.
From the counties of Cumberland and Clinton—W. Godfrey Hunter.
From the county of Crittenden—R. W. Wilson.
From the counties of Estill and Jackson—Isaac N. Cardwell.
From the county of Fleming—Stephen R. Campbell.
From the counties of Floyd and Johnson—Thomas J. Mayo.
From the county of Franklin—B. F. Duvall.
From the counties of Gallatin and Grant—Addison Gibson.
From the county of Garrard—Wm. Sellers.
From the county of Graves—James D. Watson.
From the county of Grayson—R. W. Brandon.
From the counties of Green and Taylor—A. S. Lewis.
From the county of Greenup—Samuel Ellis.
From the county of Hancock—Joshua D. Powers.
From the county of Hardin—George W. Strickler.
From the counties of Harlan and Perry—Geo. B. Turner.
From the county of Harrison—J. Q. Ward.
From the county of Hart—B. C. Craddock.
From the county of Hopkins—Washington Chandler.
From the county of Jefferson—W. H. Frederick.
From the county of Jessamine—Wm. Brown.
From the county of Kenton—C. C. Scales, Joseph Hermes, and John Wolfe.
From the county of Laurel—Samuel M. Sanders.
From the counties of Laurel and Rockcastle—R. P. Gresham.
From the county of Lawrence—Ulysses Garred.
From the counties of Letcher and Pike—Nelson Hamilton.
From the county of Lewis—Geo. M. Thomas.
From the county of Lincoln—Thomas B. Montgomery.
From the counties of Livingston and Marshall—C. H. Webb.
From the county of Logan—Church H. Blakey.
From the city of Louisville, 1st District—A. H. Marrett.
2d District—Pat. Campion.
3d District—Bart. W. Jenkins.
4th District—John Watts Kearny.
5th District—J. M. Wright.
6th District—R. A. Jones.
7th District—Edward Badger.
8th District—M. W. LaRue.

From the county of Madison—J. B. McCreary.
From the county of Marion—E. A. Graves.
From the county of Mason—Geo. L. Forman and W. W. Browning.
From the county of McCracken—B. G. Bidwell.
From the county of Meade—Wm. A. Allen.
From the county of Mercer—Thos. H. Reed.
From the county of Metcalfe—C. C. Harvey.
From the county of Monroe—Samuel Martin.

From the counties of Morgan, Rowan, Magoffin, and Elliott—Jas. W. Hannah.
From the county of Muhlenburg—D. H. Baker.
From the county of Nelson—W. N. Beckham.
From the counties of Nicholas and Robertson—W. A. Morris.
From the county of Ohio—James W. Meador.
From the county of Oldham—John Fible.
From the county of Owen—C. W. Threlkeld.
From the county of Pendleton—F. M. Lowe.
From the county of Pulaski—Allen Jones.
From the county of Scott—Newton Craig.
From the county of Shelby—Thos. W. Henton.
From the county of Simpson—Richard P. Finn.
From the county of Todd—S. E. G. Cole.
From the county of Trigg—Mat. McKinney.
From the county of Union—Geo. W. Riddle.
From the county of Warren—D. W. Wright.
From the county of Washington—Mat. Nunan.
From the county of Wayne—Pearson Miller.
From the county of Webster—Samuel C. Humphrey.
From the county of Whitley—J. T. Freeman.
From the county of Woodford—J. C. S. Blackburn.

Appeared, produced certificates of their election, and having taken the oath required by law, repaired to their seats.
Mr. Blackburn nominated the Hon. James B. McCreary, of Madison, as a suitable person to fill the office of Speaker.

Mr. Hunter nominated the Hon. Wm. Brown, of Jessamine, for the same office.

And the vote being taken as between them, it resulted thus:

Those who voted for Mr. McCreary, were—


Those who voted for Mr. Brown, were—


Mr. McCreary having received a majority of all the votes cast, was thereupon declared duly elected Speaker of this House for the present session; and being conducted to the chair by Messrs. Blackburn and Corbett, returned thanks for the honor conferred on him, and recommended the observance of order and decorum.

On motion of Mr. Graves, Micah T. Chrisman was declared duly elected Clerk of this House, and thereupon he took the oath required by law.
On motion of Mr. Corbett, Thomas S. Pettit was declared duly elected Assistant Clerk of this House, and thereupon he took the oath required by law.

At one o'clock, P. M., Mr. Scales moved that the House adjourn until ten o'clock, A. M., to-morrow.

And the question being taken on the motion of Mr. Scales, it was decided in the negative.

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

Those who voted in the affirmative, were—

Edward Badger, W. H. Frederic, W. H. May,
H. C. Baker, Addison Gibson, J. B. McFerran,
J. C. S. Blackburn, Nelson Hamilton, Thos. B. Montgomery,
W. W. Browning, James W. Hannah, Robertson Payton,
Stephen R. Campbell, Thomas W. Henton, John Preston,
Pat. Campion, Joseph Hermes, C. C. Scales,
Isaac N. Cardwell, Bart. W. Jenkins, C. W. Threlkeld,
Newton Corbett, Charles Scales,
B. F. Duvall, John Watts Kearny, O. B. Turner,
John Fible, M. W. LaRue, C. H. Webb,
Geo. L. Forman, F. M. Lowe, R. W. Wilson,

Those who voted in the negative, were—

Wm. A. Allen, R. P. Gresham, W. A. Morris,
W. W. Ayers, C. C. Harvey, Thomas J. Morrow,
D. H. Baker, Wm. L Hazelp, Mat. Nunan,
W. N. Beckham, John S. Herd, O. S. Parker,
B. G. Bidwell, Samuel C. Humphrey, Joshua D. Powers,
Church H. Blakey, W. Godfrey Hunter, Thomas H. Reed,
R. W. Brandon, Allen Jones, Geo. W. Riddle,
Wm. Brown, A. S. Lewis, Samuel M. Sanders,
Washington Chandler, Samuel Martin, Wm. Sellers,
C. M. Clay, jr., Thomas J. Mayo, H. L. Stone,
S. E. G. Cole, James M. McArthur, Geo. W. Strickler,
B. C. Craddock, James B. McCreary, G. M. Thomas,
Richard D. Davis, Matt. McKinney, J. Q. Ward,
Samuel Ellis, James W. Meador, James D. Watson,
Richard P. Finn, Pearson Miller, John Wolfe,
J. T. Freeman, Thomas M. Miller, D. W. Wright,
Ulysses Garred, Thos. J. Morehead, Geo. C. Young—53,
E. A. Graves, W. A. Morin,

The Speaker having announced that nominations for the office of Sergeant-at-Arms of this House were in order,

Mr. Blackburn nominated for that office James M. Lobban.
Mr. Corbett nominated W. T. Langridge.
Mr. Beckham nominated T. J. Prewitt.

Mr. LaRue nominated J. B. Parks.

And the vote being taken between those in nomination, it resulted thus:

Those who voted for Mr. Langridge, were—

W. W. Ayers, Thomas H. Corbett, Thomas J. Morrow, W. A. Morris,
E. G. Bidwell, Samuel Ellis, James J. Morrow, O. S. Parker,
Washington Chandler, Samuel C. Humphrey, C. H. Webb, Joshua D. Powers,

Those who voted for Mr. Lobban, were—

Wm. A. Allen, R. P. Gresham, W. A. Morris,
D. H. Baker, Nelson Hamilton, O. S. Parker,
H. C. Baker, James W. Hannah, Joshua D. Powers,
J. C. S. Blackburn, C. C. Harvey, Thomas H. Reed,
Church H. Blakley, Thos. W. Henton, Geo. W. Riddle,
R. W. Brandon, Joseph Hemes, C. C. Scales,
Wm. Brown, W. Godfrey Hunte, Wm. Sellers,
W. W. Browning, Allen Jones, H. L. Stone,
Stephen R. Campbell, A. S. Lewis, Geo. W. Strickler,
C. M. Clay, F. M. Lowe, G. M. Thomas,
Newton Craig, Samuel Martin, C. W. Threlkeld,
Richard D. Davis, Thomas J. Mayo, J. Q. Ward,
B. F. Duvall, J. B. McFerran, J. A. Wilson,
Richard P. Finn, Thomas M. Miller, John Wolfe,
Geo. L. Forman, Thos. B. Montgomery, D. W. Wright,
Addison Gibson, W. A. Morin,

Those who voted for Mr. Parks, were—

Edward Badger, Bart. W. Jenkins, James B. McCreary,
Pat. Campion, R. A. Jones, Pearson Miller,
Isaac N. Cardwell, John Watts Kearny, John Preston,
John Fible, M. W. LaRue, Geo. B. Turner,

Those who voted for Mr. Prewitt, were—

W. N. Beckham, Wm. L. Hazenip, James W. Meador,
B. C. Craddock, John S. Herd, Mat. Nunnan,
J. T. Freeman, W. H. May, Robertson Payton,
E. A. Graves, James M. McArthur, Sam'l M. Sanders—11.

Mr. James M. Lobban having received a majority of all the votes cast, was declared duly elected Sergeant-at-Arms for the present session, who thereupon took the oath required by law.

The Speaker then announced that nominations for the office of Door-keeper were in order.
And thereupon Mr. Wright offered the following resolution, viz:

Resolved, That on the third ballot, and upon each succeeding ballot, the name of the candidate receiving the smallest number of votes shall be dropped.

Which was adopted.

And then for the office of Door-keeper, Mr. Jones nominated G. T. Milton.

Mr. Morin nominated A. G. King.
Mr. Preston nominated B. T. Connell.
Mr. Sanders nominated Alexander Burns.
Mr. Blackburn nominated W. G. Revill.
Mr. Clay nominated O. W. Grimes.
Mr. Freeman nominated H. C. Wilson.
Mr. Ward nominated J. S. Lawson.
Mr. Herd nominated Isaac Langlin.

And the ballot being taken between those in nomination, it resulted thus:

Those who voted for Mr. King, were—

Wm. A. Allen,       Nelson Hamilton,       Thos. J. Morehead,
H. C. Baker,        Samuel C. Humphrey,   W. A. Morin,
Church H. Blakey,   A. S. Lewis,         Thomas H. Reed,
R. W. Brandon,      Thomas J. Mayo,      Geo. W. Strickler,
Washington Chandler, James M. McArthur,  John Wolfe,
Richard P. Finn,    J. B. McFerran,      D. W. Wright,
Ulysses Garred,     Thomas M. Miller,     Geo. C. Young—21.

Those who voted for Mr. Milton, were—

Edward Badger,      R. A. Jones,          James B. McCreary,
W. N. Beckham,      John Watts Kearny,   Pearson Miller,
Pat. Campion,       M. W. LaRue,         Thos. B. Montgomery,
W. H. Frederick,    A. H. Marrett,       Joshua D. Powers,

Those who voted for Mr. Langlin, were—


Those who voted for Mr. Connell, were—

John Fible,         John Preston,        Geo. W. Riddle—4.

For Mr. Burns—Samuel M. Sanders—1.

Those who voted for Mr. Revill, were—

J. C. S. Blackburn,  Addison Gibson,      C. C. Scales,
W. W. Browning,     James W. Hannah,     C. W. Threlkeld,
Geo. L. Forman,     Joseph Hermes,
Those who voted for Mr. Grimes, were—


Those who voted for Mr. Wilson, were—


Those who voted for Mr. Lawson, were—
Stephen R. Campbell, W. A. Morris, Isaac N. Cardwell, G. M. Thomas,

J. Q. Ward—5.

No one having received a majority of all the votes cast, no election was had.

The names of Messrs. Barns and Langlin were withdrawn.

The House then proceeded to take a second ballot as between those remaining in nomination, which resulted thus:

Those who voted for Mr. King, were—

W. A. Morin, Samuel M. Sanders, Geo. W. Strickler, John Wolfe, Geo. C. Young—22.

Those who voted for Mr. Milton, were—


Those who voted for Mr. Connell, were—
Newton Craig, John Preston, Geo. W. Riddle—3.

Those who voted for Mr. Revill, were—

Those who voted for Mr. Grimes, were—

W. W. Ayers, Thomas H. Corbett, James D. Watson,
S. E. G. Cole, H. L. Stone,

Those who voted for Mr. Wilson, were—

D. H. Baker, J. T. Freeman, Samuel Martin,
Wm. Brown, E. A. Graves, James W. Meador,
Isaee N. Cardwell, C. C. Harvey, Mat. Nunan,
B. C. Craddock, Wm. L. Hazelip, O. S. Parker,
Richard D. Davis, John S. Herd, Robertson Payton,
Samuel Ellis, W. Godfrey Hunter, Wm. Sellers—18.

Those who voted for Mr. Lawson, were—

W. A. Morris,

Under the resolution before adopted, the name of Mr. Connell was dropped.

Mr. Ward then withdrew the name of Mr. Lawson.

No one having received a majority of all the votes cast, and no election being had, the House proceeded to ballot a third time between those remaining in nomination, which resulted thus:

Those who voted for Mr. King, were—

Wm. A. Allen, Samuel C. Humphrey, W. A. Morin,
H. C. Baker, W. Godfrey Hunter, Thomas H. Reed,
Church H. Blakey, A. S. Lewis, Geo. W. Riddle,
R. W. Brandon, Thomas J. Mayo, Geo. W. Strickler,
Washington Chandler, James M. McArthur, John Wolfe,
Richard P. Finn, J. B. McFerran, D. W. Wright,
Ulysses Garred, Thomas M. Miller, Geo. C. Young—23.
Nelson Hamilton, Thomas. J. Morehead,

Those who voted for Mr. Milton, were—

Edward Badger, Allen Jones, Pearson Miller,
W. N. Beekham, R. A. Jones, Thos. B. Montgomery,
Pat. Campion, John Watts Kearny, Joshua D. Powers,
John Fible, M. W. LaRue, Samuel M. Sanders,
Bart. W. Jenkins, James B. McCreary,

Those who voted for Mr. Revill, were—

J. C. S. Blackburn, James W. Hannah, C. C. Scales,
W. W. Browning, Thos. W. Henton, C. W. Threlkeld,
B. F. Duvall, Joseph Hermes, Geo. B. Turner,
Addison Gibson, John Preston,
Those who voted for Mr. Grimes, were—

W. W. Ayers,
B. G. Bidwell,
Stephen R. Campbell,
C. M. Clay, jr.,
S. E. G. Cole,
J. T. Freeman,
W. H. Frederick,
R. P. Gresham,
Nelson Hamilton,

Those who voted for Mr. Wilson, were—

D. H. Baker,
Wm. Brown,
Isaac N. Cardwell,
B. C. Craddock,
Richard D. Davis,
Samuel Ellis,
E. A. Graves,
James W. Meador,
James W. Meador,
Mat. Nunan,
O. S. Parker,
Robertson Payton,
Wm. Sellers,

No one having received a majority of all the votes cast, and none being dropped under the rule adopted, the House proceeded to a fourth ballot, which resulted thus:

Those who voted for Mr. King, were—

W. A. Allen,
Church H. Blakey,
R. W. Brandon,
Washington Chandler,
Richard P. Fian,
Ulysses Garred,
Nelson Hamilton,

Those who voted for Mr. Milton, were—

Edward Badger,
W. N. Beckham,
Pat. Campion,
John Fible,
W. H. Frederick,
R. P. Gresham,

Those who voted for Mr. Revill, were—

J. C. S. Blackburn,
W. W. Browning,
B. F. Duvall,
Geo. L. Forman,
Addison Gibson,
James W. Hannah,

Those who voted for Mr. Grimes, were—

W. W. Ayers,
B. G. Bidwell,
Stephen R. Campbell,

Those who voted for Mr. Grimes, were—

Those who voted for Mr. Wilson, were—

D. H. Baker,
Wm. Brown,
Isaac N. Cardwell,
B. C. Craddock,
Richard D. Davis,
Samuel Ellis,
J. T. Freeman,

No one having received a majority of all the votes cast, and none being dropped under the rule adopted, the House proceeded to a fourth ballot, which resulted thus:

Those who voted for Mr. King, were—

W. A. Allen,
Church H. Blakey,
R. W. Brandon,
Washington Chandler,
Richard P. Fian,
Ulysses Garred,
Nelson Hamilton,

Those who voted for Mr. Milton, were—

Edward Badger,
W. N. Beckham,
Pat. Campion,
John Fible,
W. H. Frederick,
R. P. Gresham,

Those who voted for Mr. Revill, were—

J. C. S. Blackburn,
W. W. Browning,
B. F. Duvall,
Geo. L. Forman,
Addison Gibson,
James W. Hannah,
Dec. 1.]  

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<th>HOUSE OF REPRESENTATIVES.</th>
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Those who voted for Mr. Wilson, were—


No one having received a majority of all the votes cast, and none being dropped under the rule, the House proceeded to a fifth ballot, which resulted thus:

Those who voted for Mr. King, were—


Those who voted for Mr. Milton, were—


Those who voted for Mr. Revill, were—


Those who voted for Mr. Grimes, were—

Those who voted for Mr. Wilson, were—

D. H. Baker,  
Wm. Brown,  
Isaac N. Cardwell,  
B. C. Craddock,  
J. T. Freeman,  

C. C. Harvey,  
Wm. L. Hazelip,  
John S. Herd,  
W. Godfrey Hunter,  
Samuel Martin,  

James W. Meador,  
Mat. Nunan,  
O. S. Parker,  
Robertson Payton,  
William Sellers—15.

Under the rule, the name of Mr. Wilson was then dropped, and the House proceeded to the sixth ballot as between those remaining in nomination, which resulted thus:

Those who voted for Mr. King, were—

Wm. A. Allen,  
Church H. Blakey,  
R. W. Brandon,  
Washington Chandler,  
B. C. Craddock,  
Richard P. Finn,  
Ulysses Garred,  
Nelson Hamilton,  

C. C. Harvey,  
Wm. L. Hazelip,  
Samuel C. Humphrey,  
W. Godfrey Hunter,  
A. S. Lewis,  
Thomas J. Mayo,  
J. B. McCrerran,  
James W. Meador,  

Thomas M. Miller,  
Thos. J. Morehead,  
W. A. Morin,  
Thomas H. Reed,  
Sam'l M. Sanders,  
Geo. W. Strickler,  
D. W. Wright,  
Geo. C. Young—24.

Those who voted for Mr. Milton, were—

Edward Badger,  
W. N. Beckham,  
Pat. Campion,  
John Fible,  
W. H. Frederick,  
J. T. Freeman,  

C. C. Harvey,  
Wm. L. Hazelip,  
A. S. Lewis,  
R. A. Jones,  
M. W. LaRue,  

Thomas M. Miller,  
W. A. Morin,  
Sam'l M. Sanders,  
Thos. B. Montgomery,  

Those who voted for Mr. Revill, were—

J. C. S. Blackburn,  
W. W. Browning,  
Richard D. Davis,  
B. F. Duvall,  
Geo. L. Forman,  
Addison Gibson,  

James W. Hannah,  
Thos. W. Henton,  
Joseph Hermes,  
F. M. Lowe,  
John Preston,  

C. C. Scales,  
G. M. Thomas,  
C. W. Threlkeld,  
J. A. Wilson,  
John Wolfe—16.

Those who voted for Mr. Grimes, were—

W. W. Ayers,  
D. H. Baker,  
B. G. Bidwell,  
Stephen R. Campbell,  
Isaac N. Cardwell,  
C. M. Clay, jr.,  
S. E. G. Cole,  
Thomas H. Corbett,  
Newton Craig,  

Samuel Ellis,  
E. A. Graves,  
R. P. Gresham,  
Samuel Martin,  
W. A. Morris,  
Thomas J. Morrow,  

O. S. Parker,  
Geo. W. Riddle,  
Wm. Sellers,  
H. L. Stone,  
James D. Watson,  
C. H. Webb,  

The name of Mr. Revill was then dropped.
No one having yet received a majority of all the votes cast, the House proceeded to the seventh ballot as between those remaining in nomination, which resulted thus:

Those who voted for Mr. King, were—

Wm. A. Allen, Church H. Blakey, W. W. Ayers, D. H. Baker,
W. R. Brandon, Wm. Brown, B. G. Bidwell,
Washington Chandler, B. C. Craddock, B. F. Duvall,
Richard P. Finn, J. T. Freeman, Nelson Hamilton,
Ulysses Garred, Thomas M. Miller,
Nelson Hamilton,

C. C. Harvey, Wm. L. Hazelip, John S. Herd,
Joseph Hermes, W. Godfrey Hunter, A. S. Lewis,
Thomas J. Mayo, James T. Crawford,

Those who voted for Mr. Grimes, were—

W. W. Ayers, D. H. Baker, B. G. Bidwell,
J. C. S. Blackburn, W. W. Browning,
Stephen R. Campbell, Isaac N. Cardwell, C. M. Clay, Jr.,
S. E. G. Cole, Thomas H. Corbett, Newton Craig,
Richard D. Davis,

Samuel Ellis, Geo. L. Forman, Addison Gibson,
E. A. Graves, James W. Hannah, F. M. Lowe,
Samuel Martin, Matt. McKinney, James W. Meador,
Thomas J. Morrow, W. A. Morris,

Those who voted for Mr. Milton, were—

Edward Badger, W. N. Beckham, Pat. Campion,
John Fible, W. H. Frederick, R. P. Gresham,
Thomas W. Henton, Bart. W. Jenkins,
Allen Jones, R. A. Jones, John Watts Kearny,
M. W. LaRue, A. H. Marret, W. H. May,
James B. McCreaey, Pearson Miller,

Under the resolution before adopted, the name of Mr. Milton was then dropped.

Mr. Wm. Neal, the member returned to serve in this House from the county of Anderson, appeared, produced his certificate of election, and having taken the oath required by law, repaired to his seat.

No one in nomination for the office of Door-keeper having yet received a majority of all the votes cast, the House then proceeded
to the eighth ballot as between those remaining in nomination, which resulted thus:

Those who voted for Mr. King, were—

Wm. A. Allen,  Wm. L. Hazelip,  Wm. Neal,  
Church H. Blakey,  John S. Herd,  O. S. Parker, 
R. W. Brandon,  Joseph Hermès,  Robertson Payton, 
Wm. Brown,  Samuel C. Humphrey,  Joshua D. Powers, 
Pat. Campion,  W. Godfrey Hunter,  Thomas H. Reed, 
Washington Chandler,  R. A. Jones,  Geo. W. Riddle, 
B. C. Craddock,  M. W. LaRue,  Samuel M. Sanders, 
B. F. Duvall,  A. S. Lewis,  C. C. Scales, 
Richard P. Fina,  W. H. May,  Geo. W. Strickler, 
W. H. Frederick,  Thomas J. Mayo,  C. W. Threlkeld, 
J. T. Freeman,  James B. McCreary,  Geo. B. Turner, 
Ulysses Garred,  J. B. McFerran,  J. A. Wilson, 
R. P. Gresham,  Thomas M. Miller,  John Wolfe, 
Nelson Hamilton,  Thos. J. Morehead,  D. W. Wright, 
C. C. Harvey,  W. A. Morin,  Geo. C. Young—45.

Those who voted for Mr. Grimes, were—

W. W. Ayers,  Samuel Ellis,  Thos. B. Montgomery, 
Edward Badger,  John Fible,  W. A. Morris, 
D. H. Baker,  Geo. L. Forman,  Thomas J. Morrow, 
W. N. Beckham,  Addison Gibson,  Mat. Nunan, 
B. G. Bidwell,  E. A. Graves,  John Preston, 
J. C. S. Blackburn,  James W. Hannah,  Wm. Sellers, 
W. W. Browning,  Thomas W. Henton,  H. L. Stone, 
Stephen R Campbell,  Allen Jones,  G. M. Thomas, 
Isaac N. Cardwell,  John Watts Kearny,  James D. Watson, 
C. M. Clay, jr.,  F. M. Lowe,  C. H. Webb, 
S. E. G. Cole,  Samuel Martin,  R. W. Wilson, 
Newton Craig,  James W. Meador,  
Richard D. Davis,  Pearson Miller,  

Mr. A. G. King having received a majority of all the votes cast, was thereupon declared elected Door-keeper of this House for the present session, who took the oath required by law.

Mr. John S. Williams, the member returned to serve in this House from the counties of Clark and Montgomery, and Mr. John A. Prall, the member returned to serve in this House from the county of Fayette, each appeared, produced certificates of their election, and having taken the oath required by law, repaired to their seats.

Mr. Ayers moved the following resolution, viz:

Resolved, That the rules of the last House of Representatives, as first adopted by it, be now adopted as the rules of this House for its
Mr. Blakey moved to amend said resolution by striking out therefrom the words "and that the Public Printer forthwith print the usual number of copies for the use of this House."

Pending the consideration thereof, on motion of Mr. Scales, the House adjourned until to-morrow at ten o'clock, A. M.

TUESDAY, DECEMBER 2, 1873.

Mr. H. S. Chilton, the member returned to serve in this House from the county of Henry; Mr. W. W. Sawyers, the member returned to serve in this House from the counties of Knox and Bell; Mr. W. M. Stevens, the member returned to serve in this House from the county of McLean; Mr. Ben. Stout, the member returned to serve in this House from the county of Daviess; Mr. Henderson Conlee, the member returned to serve in this House from the counties of Breathitt, Wolfe, and Powell; Mr. W. T. Marshall, the member returned to serve in this House from the county of Bracken; and Mr. Isham Cottingham, the member returned to serve in this House from the county of Henderson, each appeared, produced certificates of their election, and having taken the oath required by law, repaired to their seats.

A message was received from the Senate, announcing that they had met, were duly organized, and ready to proceed with legislative business; and that they had appointed a committee on their part, to act with such committee as may be appointed on the part of this House, to wait upon the Governor, inform him of the organization of the two Houses, and of their readiness to receive such communication as he might be pleased to make to them.

Mr. Corbett moved the following resolution, viz:

Resolved, That a committee of three members of this House be appointed to wait upon the Senate, inform them that a quorum of this
House was present and duly organized, and are now ready to proceed to legislative business.

Which was adopted.

And thereupon Messrs. Corbett, J. M. Wright, and Williams were appointed on said committee, who, having retired, after a time returned and reported that they had discharged their duty.

The House then took up the resolution offered on yesterday by Mr. Ayers, together with the amendment proposed thereto by Mr. Blakey, in relation to the adoption of rules for the government of this House.

Mr. Blakey moved the following amendment by way of substitute for the original resolution and proposed amendment, viz:

Resolved, That a committee of five be appointed to draft and report a set of standing rules for this House; and, until the adoption of said rules, the printed rules adopted by the last House of Representatives shall govern this body.

The question was then taken on the adoption of the amendment by way of substitute proposed by Mr. Blakey, and it was decided in the affirmative.

The resolution, as amended, was then adopted.

On motion of Mr. Wright,

Ordered, That a committee of five be appointed, to act in conjunction with such committee as have been appointed by the Senate, to wait upon the Governor, inform him of the organization of the two Houses, and of their readiness to receive any communication he may be pleased to make to this General Assembly.

And thereupon the Speaker appointed on said committee Messrs. Wright, Montgomery, Preston, Beckham, and Thomas.

And after a time the committee came into the House, and reported that they had discharged that duty; and were informed by the Governor that he would in a short time communicate, by way of message, with each House in its respective chambers.

Mr. Corbett moved the following resolution, viz:

Resolved, That the State Librarian and Sergeant-at-Arms be directed to furnish the Chief and Assistant Clerks of this House such articles of stationery as they may require for their respective offices.

Which was adopted.
A message was received from the Governor by Mr. Craddock, Secretary of State, which was taken up and read as follows, viz;  

_Fellow-Citizens of the Senate and House of Representatives:_

In welcoming you to the Capital of the State in regular session, I congratulate you that you meet under auspices comparatively so favorable. While some portions of our country have been scourged with pestilence, and financial distress has prevailed in others, our own people have, in the main, been blessed with health, and are free from other embarrassment than that which results from depression at the money centers. Seasonable harvests and average crops have rewarded the labor of the past year, giving with other blessings abundant cause of gratitude to a benign Providence.

I regret to say that, while the general observance of the laws has been commendable, yet in certain localities of the Commonwealth deeds of violence have been committed with such evidence of organization and pernicious design as to call for special condemnation. I give the subject the first prominence in this message, as well to invite your most earnest attention as to indicate my purpose and desire to lend the whole weight of my official and personal influence towards the suppression of an evil which has too long brought shame to us at home and reproach upon us abroad.

It matters little what may have been the origin of this form of lawlessness for which, in its incipiency, some have claimed merit as intended to correct abuses and crimes springing from the unsettled condition of affairs at the close of the war. It is enough to know that any expedient to redress real or supposed grievances other than as provided by the statutes is wrong, and not to be justified by any argument that regards law as the truest foundation and safeguard for society. The history of all such combinations is, that however worthy may be the original object, or however deserving its authors, they degenerate in time into lawlessness worse than that which they were designed to suppress, and, in the hands of bad men, become instruments of oppression even to those who first conceived them. Certain it is that, whatever the occasion, or who the originators of the system, which has developed so much of that organized crime to which I now refer, those who engage in such practices as midnight marauding in disguise, should be regarded and treated as outlaws and the worst enemies of society. The indications are, that instead of being an organization extending over large districts,
the worst elements of the several counties are only locally organized, and
depend upon the popular terrorism which has sprung from the idea of a
powerful and widely diffused organization.
Whatever plausible pretexts may have been found in certain condi-
tions of society in other States to apologize for such unlawful combina-
tions, not the least ground of excuse can be found for their existence in
Kentucky. It could not be alleged that our Government had ever failed
to maintain law and order, to punish crime, or protect the rights of its
citizens when these night-prowling bands began their lawless career—a
career which has been productive of evil, and only evil, to the commu-

The safety of the citizen and the honor of the State alike require that
all lawful means should be employed for the prompt and thorough sup-
pression of such a condition of affairs. To this end the Legislature of
the State must come to the aid of its judicial and executive officers.
No additional legislation is needed for the punishment of these offenses,
Our statutes prescribe sufficient penalties for every crime that has been
committed, and our laws are ample to secure the conviction and punish-
ment of the guilty, if the officers of the law and juries do their duty.
The difficulty in bringing these offenders to justice lies upon the threshold
—in securing their detection and arrest. This difficulty, moreover, does
not arise altogether, or even mainly, from the secrecy and disguise with
which they seek to veil their crimes, or their facilities for concealment.
These circumstances contribute less to their escape, as I believe, than
the reluctance of men, whether from fear or favor, to disclose what they
know, and the apathy of terror which restrains the community, and, by
consequence, the officers of the law, from pushing investigation. Let
now a healthier tone of public sentiment prevail; let the manhood of
the community be roused; let them realize that they, the people, are
the true conservators of the peace and good order of society; that upon
them rests the defense of the laws of the Commonwealth and of the
rights of the citizen; and let them determine, with the courage of free-
men, that at all hazards these infamous outrages shall cease. Let this
be, and the doom of these marauders is sealed.
The adoption of some suitable means by which the citizen shall be
made to feel his responsibility in such cases would greatly promote the
more faithful execution of law throughout the Commonwealth. There
is to me painful evidence of a radical change in the political spirit of
some of our people—evidenced in their readiness to relinquish the duties
and functions of their local governments. There is an increasing tendency to ignore the local authorities and depend upon the chief State officer at Frankfort for the execution of the laws, even to the performance of police duty. The fact gives just cause for alarm. For such abdication of duty not only involves peril to the rights and liberty of the citizen, but tends to impede the administration of justice, and opens the door to gross abuses. Men have left their homes and traveled over a hundred miles to this office, to let the Executive know that a murderer was within seven or eight miles of their residence, who, with the aid of a thousand dollars to be furnished by the Governor, might be arrested. Others have informed the Executive by letter, that two or three of their neighbors were guilty of crime, which could be proved by competent witnesses, if the State would furnish money to secure their arrest; and I fear that, in some instances, criminals have been purposely left to go at large until proclamations offering rewards for their apprehension could be secured.

Appeals have been made to me, in a number of instances, to organize a select company of mounted militia, armed, equipped, and maintained at the expense of the State, to be sent into certain districts, charged with the duty of detecting, arresting, and bringing to trial unknown perpetrators of crime, as also with that of hunting up witnesses to secure their conviction. The effect of such extraordinary procedure would be to supersede the regular constabulary force of the county, established for the purpose of securing to each vicinity the right and power of preserving the peace and enforcing the laws by home officers of its own selection; and to transfer from the citizen to the Executive, and a squad of soldiers controlled by him, the exercise of a grave authority and duty, which the Constitution and laws have, in the interests of liberty, jealously guarded against being lodged in his hands. Under the Constitution "the Governor is commander-in-chief of the army and navy of this Commonwealth and of the militia thereof;" and article 3, section 14, of the Constitution, directs that "the Governor shall take care that the laws be faithfully executed." But the Legislature has restricted him in the use of the militia as a means of enforcing the law, and only allows him to call it out "to repel invasion, suppress insurrection, rebellion, riot, and to aid civil officers in the execution of the laws of the State," when the "posse comitatus shall be deemed insufficient for the enforcement of the laws," which, in my judgment, is as far as such authority should be vested in an Executive. Even then the power granted is not
an exclusive prerogative of the Executive, but one which is equally shared by the authorities of the county.

In obedience, therefore, to the letter and spirit of the Constitution and laws, and in hearty sympathy with their teaching, I have, whilst anxious and prompt to employ every lawful means of repressing the disorders which have afflicted certain localities of our State, steadfastly refused (in the face, too, of much inconsiderate censure) to comply with the repeated solicitations made to me, either to send select companies or call out the militia in the infected districts. Had I yielded to the urgent, importunate, and, at times, almost mandatory appeals for such action, I should have justly incurred the censure of all true and wise friends of law and order, and of political liberty and public justice. I should have done an act unauthorized by the Constitution and laws; and no exigency can justify the Chief Magistrate of a State in violating his oath of office. Had I been fully convinced of the policy of the measure, which I was not, its adoption would have been a gross act of executive usurpation. None of the conditions precedent necessary to authorize me to call out the militia existed. No application has been made to me by the authorities of any county in which these disorders exist for aid in executing the laws—except as I have been asked to issue a proclamation offering a reward. No riot caused by the marauders has called for suppression; no resistance has been offered to the warrant of a magistrate; no officer of the law has been impeded in the discharge of his duty, so far as I am informed. No posse comitatus has been summoned to aid in the arrest of such malefactors.

All the appeals to this office have been made through private and unofficial channels, and the entire outcry against the non-action of the Governor has been from such persons, and in such a form as rather to embarrass than aid the Executive in his efforts to bring the offenders to justice. Under these circumstances the Governor has no more authority to arm, equip, and employ troops than any private citizen, and to do so would constitute a malfeasance and usurpation of power furnishing just ground for his impeachment; and the soldiers thus employed would be, in the eye of the law, themselves marauders, indictable and punishable as disturbers of the peace. The Executive can be held responsible only for the use of the power intrusted to his hands; and to that extent I have strenuously employed all lawful means that suggested themselves to me for the suppression of this peculiar form of lawlessness. I am pained to confess, however, that these efforts have not accomplished the
desired end, and that I am satisfied that additional legislation, and even some extraordinary agencies, are needed for that purpose. Trusting that your wisdom will find an adequate remedy for a state of things which has become alike dangerous to the public welfare and a disgrace to the Commonwealth, I commend the subject to your earnest deliberation, with a few suggestions:

With regard to the officers of the law, I would suggest, that, as an incentive to greater faithfulness and diligence in the discharge of their duties, larger compensation be allowed for their services in executing the criminal law, at the same time heavier penalties be denounced against them for malfeasance in office and neglect of duty, especially as to jailers. The great number of escapes from jail through the State is ominous, and needs legislative attention.

I further recommend that the law shall provide that if, in any county or district where this character of disorders prevail, it shall be found that the people, either from complicity or sympathy with the wrong-doers, or from culpable indifference and disregard of their duty as citizens, shall make no earnest effort to detect and bring the perpetrators of crime in their midst to just punishment, then shall the Executive be empowered, without waiting for an application from the local authorities, to appoint a Commissioner of Inquiry, who, after being duly commissioned, and having taken an oath for the faithful performance of his duties, shall proceed to the county, district, or neighborhood where the disorder prevails, and hold an examining court, for the purpose of inquiring into the alleged offenses and securing the arrest of the guilty parties. And, that he may be fully protected while engaged in the discharge of his duties, as well as to secure the execution of his orders, he should be furnished with a sufficient guard of select men, vested with constabulary power, to be appointed and placed under his control by the Governor, with authority to increase their number should he deem it necessary. He should be invested, to the extent of his commission, with the same power and jurisdiction possessed by any other Court of Inquiry in the State, and also with the inquisitorial powers of a grand jury. He should be empowered to direct and cause to be arrested and brought before him all persons suspected of offenses to which his jurisdiction extends, hear the evidence in the case, and if, in his judgment, the proof establishes the guilt of any of the parties charged, or is sufficiently strong as that a trial should be had in the circuit court, he shall commit to jail or hold to bail such guilty parties for trial in the circuit court of the county.
The compensation for the services of such Commissioners should be sufficiently liberal to secure the acceptance of the position by men of the highest qualifications, and this, together with the expenses attending such examinations, should be payable from the Treasury of the State upon proper affidavit of the Commissioner and upon being duly audited after approval by the Executive.

STATE DEBT.

It is a source of great satisfaction to me, as doubtless it will be to you and the people of the State, to be able to announce that the State debt is virtually liquidated in full, with the exception of the school debt, which is a permanent loan, and therefore not redeemable.

At the close of the fiscal year ending the 10th day of October, 1872, the entire outstanding bonded indebtedness of the State was, as stated in my last annual message, $966,394. During the fiscal year which closed the 10th day of October, 1873, there was paid, of that amount, $435,000, leaving unpaid at that date the following bonds, to-wit:

<table>
<thead>
<tr>
<th>Bond Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>6 per cent. bonds past due</td>
<td>$149,394</td>
</tr>
<tr>
<td>5 per cent. bonds past due</td>
<td>71,000</td>
</tr>
<tr>
<td>6 per cent. bonds maturing in 1874</td>
<td>116,000</td>
</tr>
<tr>
<td>6 per cent. bonds maturing in 1875</td>
<td>19,000</td>
</tr>
<tr>
<td>6 per cent. bonds maturing in 1876</td>
<td>2,000</td>
</tr>
<tr>
<td>6 per cent. bonds maturing in 1894</td>
<td>109,000</td>
</tr>
<tr>
<td>6 per cent. bonds maturing in 1895</td>
<td>60,000</td>
</tr>
<tr>
<td>6 per cent. bonds maturing in 1896</td>
<td>5,000</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$531,394</strong></td>
</tr>
</tbody>
</table>

Since that date there have been redeemed and canceled of the foregoing bonds the following:

<table>
<thead>
<tr>
<th>Bond Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 6 per cent. bond maturing in 1874</td>
<td>$1,000</td>
</tr>
<tr>
<td>135 6 per cent. bonds matured in 1872</td>
<td>135,000</td>
</tr>
<tr>
<td>61 5 per cent. bonds matured in 1873</td>
<td>61,000</td>
</tr>
<tr>
<td>1 6 per cent. bond maturing in 1874</td>
<td>1,000</td>
</tr>
<tr>
<td>2 6 per cent. bonds maturing in 1874</td>
<td>2,000</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$200,000</strong></td>
</tr>
</tbody>
</table>

Thus leaving only $331,394 of bonds outstanding unredeemed and uncanceled. To meet that amount, the Commissioners of the Sinking Fund have deposited with the Bank of America in New York $350,000 of five-twenty gold-bearing interest bonds of the United States, worth a considerable premium in the market, with which to redeem said bonds,
with the accruing interest thereon. So that, the State having deposited with her fiscal agent in the city of New York an amount more than sufficient to pay her entire outstanding indebtedness, I feel justified in saying that she is virtually out of debt and free of her bonded obligations.

Among the outstanding and unredeemed bonds there are $165,000 in the possession of the Commissioners of the Sinking Fund, held by them for the benefit of the Agricultural College at Lexington. I respectfully recommend that an act be passed authorizing and directing the Commissioners to take up and cancel said $165,000 of bonds, and to substitute in lieu of them so many of the five-twenty bonds on deposit in New York as will be just and equitable to the College and to the State. Unless some provision of the kind suggested be adopted, the bonds mentioned cannot be redeemed for twenty years to come, as all of them are of the issue known as "military bonds."

In my judgment, sound policy and the best interests of the State alike demand that the last vestige of her indebtedness be wiped out, especially in view of the fact that she has the means with which to do it. It is better for her to exchange any security she may hold for her own paper when she can do it on fair terms.

REVENUE PROPER.

The Commissioners of the Sinking Fund, acting under the authority and by the direction of the act approved March 19, 1873, entitled "An act to amend the revenue laws of this Commonwealth," after investing so much of the means at their disposal in five-twenty gold-bearing interest bonds of the United States as was sufficient to provide for the payment of the whole amount of the redeemable bonded indebtedness of the State, as provided in said act, directed, by an order entered on their minutes on the 4th day of November, 1873, the Auditor to transfer all of the remaining resources of the Sinking Fund to the Revenue Proper, except the five cents tax on each one hundred dollars of taxable property to pay the interest on the school debt, which was accordingly done.

The wisdom and policy of that act will not be doubted when an examination is made of the Auditor’s report, which in due time will be laid before you. It will be seen, from that report, that the receipts into the Treasury for the fiscal year ending the 10th day of October, 1873, to the credit of the Revenue Proper, were as follows, to-wit:

9-11. R.
Received from sheriffs ........................................... $786,534 63
Received from corporations, &c ................................ 245,987 54

Whilst the expenditures for the same period amounted to . . . $1,182,601 48
Add deficit of October 10, 1872 ................................ 365,366 67

Amount of expenditures over receipts ................................ $515,435 08

It will thus be seen that the expenditures exceeded the receipts for the last fiscal year ending the 10th day of October, 1873, $515,435 08.

It will also be seen that the transfer made, in pursuance to the order of the Commissioners of the Sinking Fund, not only enabled the Auditor to liquidate the deficit shown to exist, but also to estimate the receipts into the Treasury for the current fiscal year ending the 10th day of October, 1874, at $2,334,334 34; whilst the expenditures for the same period are estimated at $2,085,455 01. Thus showing, according to his estimates, that the surplus likely to be in the Treasury at the date stated will be $248,879 33. With strict economy that amount may be materially increased.

This is indeed a flattering condition of our finances. But it must be understood that in the Auditor's estimate of receipts is embraced $801,027 56 in cash, transferred from the Sinking Fund under the act of March 19, 1873, and which cannot be included in any future estimate of receipts into the Treasury for succeeding fiscal years. I would have no one misled by the prosperous condition of our finances likely to exist during the present fiscal year.

Whilst I am fully persuaded that the present rate of taxation will prove amply sufficient to pay the ordinary current expenses of the State for many years to come, if a just and proper valuation of the taxable property of the State can be had, and a prompt and faithful collection and payment of the public revenue secured, yet I am not certain that it will continue sufficient for many years to come, unless some material changes are made in our revenue laws.

I have heretofore called the attention of the General Assembly to the unequal, unjust, and inefficient system of assessing for taxation the taxable property of the State.

My information is, that in many of the counties of the State there are large quantities of property not listed for taxation at all; and in still a greater number it is rated at not more than one half its real value, and, in but few, up to its full value. Whilst the rate of taxation is equal and uniform upon the assessed value of property throughout the
Commonwealth, the burden is not equally distributed, for want of uniformity in the rate of assessment. I do not refer to those fraudulent evasions and concealments of which the dishonest tax-payer is guilty in listing his property. The only means for the detection and punishment of these, further than the law now provides, would, perhaps, to be successful, involve an inquisitorial procedure vexatious to good citizens and more mischievous to the public interests than the fraud itself. I refer to that inequality in the rate of valuation for which assessors and supervisors are themselves responsible. If land, for instance, of the same market value, is assessed at fifty dollars per acre in one county, and at twenty-five dollars in another, it is clear that, whilst nominally a uniform rate of taxation is observed, the Government does practically and in fact exact from the citizens of the first county a tax double that which it requires from those of the second for the same amount of property; and, in such case, the theory of uniformity in the rate of taxation becomes a snare and a grievance. For, whilst it is but just that a citizen should bear his fair share of the public burdens, it is a grievance that the Government should increase the burden to him by permitting a discrimination in favor of others.

The Auditor’s report for 1872 shows that the total valuation of the property of the State for that year was $22,653,959 less than it was for the previous year, and his report for 1873 will show it to be $372,181 less than it was in 1872. Should this state of things continue many years longer, an increased rate of taxation will be inevitable, or the public credit will seriously suffer. There is a remedy for this condition of affairs, and it ought to be applied promptly and without hesitation.

I respectfully recommend that an act be passed creating a Board of Equalization in each county in the State, to be appointed by the State authorities.

It ought to be made the duty of the county boards to lay off their respective counties into revenue districts, and to require the assessors to list the property in each district separately, and to return their books to them, who shall immediately proceed to examine them and see that all the taxable property is listed, and equally and justly valued, as nearly as may be.

They should have full power to increase or decrease the valuation of each piece of property listed; and when they have completed their work, they should be required to return the books under oath to the county clerks, who shall immediately examine and correct any mistakes of extension or addition.
A State Board of Equalization should also be established, whose duty it should be to examine the assessments of each county after they are returned to the Auditor, and increase or diminish them, so as to secure uniformity and a just valuation throughout the State.

A number of our sister States have systems for regulating and fixing the values of taxable property similar to that recommended, and my information is that they have worked admirably well, and proved a great success.

In the discharge of my official duties I have heretofore recommended, in two successive messages, the repeal of the law giving sheriffs and collectors until the first of April in which to pay the revenue into the Treasury. That recommendation I renew. The reduction of the resources of the Sinking Fund has increased the necessity for an earlier collection and a more speedy payment of the revenue into the Treasury.

Hereafter there will be little or no surplus in the Treasury to the credit of that fund from which to borrow, in case of a deficiency in the revenue; and an exigency may therefore occur which will prevent the prompt payment of the legitimate demands upon the Treasury, and thus force the State to suspension.

This dilemma can and must be averted by requiring sheriffs to settle their revenue accounts by the first day of January in each year. The injurious effects of the present law were clearly demonstrated during the present year by the inability of the Treasurer to pay promptly the school money when due to the several counties. Much the larger portion of that fund due in July last was not paid until October, in consequence of it not having been paid into the Treasury by the sheriffs—thus seriously injuring and embarrassing the school interests of the State.

In my judgment, and that of the Auditor, our revenue system cannot be made to work harmoniously and successfully under the law as it now stands.

COLLECTION OF REVENUE, AND CORPORATIONS.

Among the subjects which will be presented for your deliberation none will have more urgent claims on your attention than the adoption of some measure for enforcing a more prompt and efficient collection of the public revenue. For many years past so tardy and deficient have been the payments into the public Treasury, that the Auditor has often been unable, for a length of time, to meet appropriations made by the Legislature or the just claims of citizens; and frequently has the poor, laborious teacher of a district school, been distressed by having to wait...
for the payment of his hard-earned wages because of the failure in payment of the State and school revenues. Had not, indeed, the plethoric Sinking Fund come to the relief of the revenue proper, the proud Commonwealth of Kentucky, rich in resources and with a merely nominal debt, would have been reduced to a condition of actual suspension of payment. And, although the defective collection of the current revenue was not the sole or chief cause of this financial embarrassment, it largely contributed to it. And, now that we have no longer the Sinking Fund to fall back upon, the prompt payment of every dollar of revenue raised at the present rate of taxation will be required to defray the ordinary expenses of Government; and should these delinquencies continue, they will inevitably create, at no distant day, a deficit, to meet which the State will be forced either to borrow money or increase the rate of taxation.

The increased delinquency of the last fiscal year is highly instructive. Although the taxes of 1872 were due from corporations and revenue collectors respectively January and April, yet on the 10th of October, the close of that fiscal year, the large sum of $251,238 68, including some back deficits due from corporations, and $229,387 96, due from sheriffs, making in all $480,626 64, remained unpaid. How much of revenue has been lost to the State in the last twenty years by the default of sheriffs alone is shown in the following exhibit furnished me by the Auditor:

<table>
<thead>
<tr>
<th>Year</th>
<th>Sheriffs' Revenue Unpaid</th>
</tr>
</thead>
<tbody>
<tr>
<td>1852</td>
<td>$98,568 82</td>
</tr>
<tr>
<td>1853</td>
<td>634 25</td>
</tr>
<tr>
<td>1854</td>
<td>4,752 94</td>
</tr>
<tr>
<td>1855</td>
<td>4,771 43</td>
</tr>
<tr>
<td>1856</td>
<td>552 87</td>
</tr>
<tr>
<td>1857</td>
<td>3,516 01</td>
</tr>
<tr>
<td>1858</td>
<td>18,241 20</td>
</tr>
<tr>
<td>1859</td>
<td>7,319 91</td>
</tr>
<tr>
<td>1860</td>
<td>26,886 68</td>
</tr>
<tr>
<td>1861</td>
<td>15,403 46</td>
</tr>
<tr>
<td>1862</td>
<td>15,180 81</td>
</tr>
<tr>
<td>1863</td>
<td>15,353 16</td>
</tr>
<tr>
<td>1864</td>
<td>14,576 28</td>
</tr>
<tr>
<td>1865</td>
<td>151 28</td>
</tr>
<tr>
<td>1866</td>
<td></td>
</tr>
<tr>
<td>1867</td>
<td>16,112 67</td>
</tr>
<tr>
<td>1868</td>
<td>1,719 32</td>
</tr>
<tr>
<td>1869</td>
<td>6,254 46</td>
</tr>
<tr>
<td>1870</td>
<td>36,212 14</td>
</tr>
<tr>
<td>1871</td>
<td>1,645 56</td>
</tr>
<tr>
<td>1872</td>
<td>229,387 96</td>
</tr>
</tbody>
</table>

$517,241 21
In this table of deficits, amounting to more than half a million of dollars, we find only two years (1857 and 1866) in which the entire amount of taxes collected by sheriffs was paid into the public Treasury; and yet I see no reason why a proper legislation cannot secure such a result every year.

This loss of revenue to the State is not caused by the delinquency of the tax-payers, but of the sheriffs, who improperly retain in their hands the money collected from the people. The office is often sought, not for the legal compensation it profers, but for the large profits made in handling the public money. Such a sheriff does not scruple to embarrass the public finances in using the people's money for his own private gain, and subject the Commonwealth to the vexatious delay and expense of a prosecution to wrest it from his hands. I say it with all courtesy, but with a firm conviction of its truth, that for this state of things the Legislature has been itself largely responsible in the indulgence which it has granted to such officers. It is a case of frequent occurrence that, when judgment has been rendered against a delinquent sheriff, a special act is obtained from the next Legislature releasing him from the damages assessed against him according to law. At every session much of the time of the General Assembly is consumed by cases of this kind; and, in considering the numerous applications, which are too generally granted, for extending the time of payment to individual sheriffs—an indulgence which has cost the State largely over fifty thousand dollars within the last ten years. I trust that you will observe greater caution in granting such indulgences than has been usual in the past.

Corporations are required to report their taxable property to the Auditor, and pay their taxes directly into the Treasury through their own officers, and at stated times during the fiscal year. How little regard has been paid to this requirement is shown in the fact stated above, that more than a quarter of a million of dollars due from these institutions remained unpaid at the close of the last fiscal year. Of such arrearages some (accumulating for years) are at length entirely lost, others are collected only by the expense and tedious process of a suit in chancery; and that many corporations evade taxation altogether is evidenced by the fact that every year the Auditor discovers that some of them have never reported to his office, nor paid a cent into the public Treasury.

The salutary amendments to the law on this subject incorporated by the revisors in the General Statutes will, if properly enforced, do much to abate the evil; and, whatever additional provisions may be needed to
complete the remedy, will, I trust, receive from you that attention which the importance of the subject demands.

In this connection I commend to your thoughtful consideration the peculiar immunities as to taxes, granted by charter to banks and other private corporations. When these institutions were first created by the Commonwealth it was thought wise to protect and encourage the investment of capital in enterprises which promised to be of such benefit to the public by a most liberal legislation, and, among the exclusive privileges, franchises, and immunities secured to them by charter, was an exemption from all taxation, except a stipulated specific tax upon their capital stock. When, afterward, similar corporations were multiplied, not so much for public accommodation as for purposes of private gain, the same, or even an increased exemption, was granted to them, without regard to the change which had taken place in the value of money, the financial condition of the country, or the fiscal requirements of the Government. The result is, that the surplus money of the wealthy, instead of being directed to the development of the resources of the country in the improvement of agriculture and other industrial pursuits, is aggregated in these institutions, where it receives an ample usury from the people, without sharing an equal part with them in the burdens of taxation.

The Auditor's report shows that on the 1st of January last we had eighty-seven banking institutions, employing a capital of twenty-two million one hundred and forty thousand dollars. Of these, fifty-two are required by law to pay a tax of fifty cents on each share of one hundred dollars of capital stock; thirty-four pay forty-five cents, and one is required to pay twenty-five cents. Besides these, one or more brokers' offices have received, by charter, a like exemption. None of these corporations pay any other tax whatever. Thus an aggregated money capital of over twenty-two millions of dollars, belonging to citizens of the Commonwealth, is so protected and exempted by the charters of these institutions as to escape its due share of the public burdens. It escapes all the city, county, and district taxes, which constitute at present so heavy a burden upon the citizens in many parts of the State, and refuses even to pay tax upon its surplus earnings. It is difficult to reconcile such a discrimination against the producing class of our citizens with the principle of "equal rights to all and exclusive privileges to none;" or with that other recognized maxim of political economy, that "taxation, to be just, must be equal and uniform." And upon what
ground can these institutions claim an immunity exempting them from the common obligations and responsibilities of property? Useful and convenient as they are to the business community, they are organized and operated, not for any beneficent purpose, but for gain; and their directors would be thought culpable in granting any favor or indulgence inconsistent with this purpose. I am happy to say that I am satisfied that our banks have been, in the main, conducted with integrity and to legitimate ends; and the manner in which they have met the recent and continuing financial crisis, assures us that they are in a sound and healthy condition. And, although they have not been able to afford to the citizens all the aid desired in this emergency, yet we have no cause of complaint, but rather commend the wise stewardship which secured their safety amid disaster, and cannot ask them to compromise their sufficiency by hazardous accommodations. Nevertheless a banking institution is simply aggregated capital, seeking through chartered privileges and under skillful financiers to secure larger and more punctual usury than it could otherwise obtain. And why should it, or any other corporation organized for like purposes, be granted an exemption from burdens which other property has to bear? It seems to me that a banking company, so weak and inefficient that it cannot make its business profitable without such immunity, is neither necessary or safe.

Our railroad companies enjoy a similar exemption. Our revenue laws fix the rate of assessment on these roads at $20,000, or, if narrow gauge, $10,000 per mile, upon which is to be paid the same rate of tax as is levied by law on real estate. This valuation includes their depot grounds and improvements, the right of way, engines, rolling stock, and all their investments for the uses and purposes of the road; and, as in the case of banking companies, they pay no other tax whatever. Some of them are exempted by law from all taxation for a number of years, and others, till their entire line of road is completed. When we take into consideration the large sums which have been consumed in the construction of these roads, raised by special tax levied upon the citizens of many counties, cities, and towns to pay for subscriptions of stock, imposed by voting majorities under authority of legislative enactments, and that the stock so subscribed is virtually a mortgage upon such localities, and has been, or is being, paid dollar for dollar, but is owned in many instances by the companies under purchases at greatly reduced prices, it does seem that the very improvements secured and built up by such taxation, and being operated at profit, ought to be made to assist in bearing all the burdens of taxation upon such localities.

"..."
Nor is it the present loss of revenue so much as the consequences which lie in the future that are just cause of alarm. The diversion of the surplus capital of the State to corporations enjoying such immunities must inevitably result in imposing an increased rate of taxation upon the real estate and producing classes, besides lodging a dangerous power in the hands of these privileged institutions. Already, in some of our neighboring States, the abuse of such power has excited great apprehensions, and given rise to the serious question how far the charters of such corporations are subject to revision by the Legislature in the interests of the public. It is often the case, especially in the great commercial centers of the country, that moneyed institutions are organized and operated in the interest of rings, and, instead of meeting the wants and relieving the necessities of the farmer and other producers, are ready to help the monopolist in his efforts to take advantage of the necessities of the producer, and control the market for purposes of richer speculation; while at the same time, colossal railroad companies abuse their chartered power in exacting capricious, exorbitant, and oppressive rates of freight from those who are compelled to use their roads.

Whilst, however, we should be vigilant to mark such abuses and discover proper remedies for them, we must be careful not to invade vested rights, or encourage a spirit of hostility to the institutions themselves. We must not forget that, to the employment of associated capital, more than to any other cause, is due the great increase in the wealth of States, and the wonderful material progress which characterize the age in which we live. Such corporations, aided by the inventive genius of the age, undertake and accomplish enterprises which neither individual capital nor State aid could successfully carry on. We need more of such associations among us to facilitate commerce, stimulate manufacturing and agricultural industry, and aid in developing the resources of the State. We have happily had no occasion in Kentucky to provide remedies for the abuses mentioned above; and without discussing the question how far, in certain exigencies, the charter of a corporation is subject to revision by the Legislature in the interest of the Commonwealth, as well as its own, I have desired simply to call your attention to the comparative immunity from public burdens enjoyed by certain institutions, and to submit to your wisdom to decide what remedy, if any, should be adopted to secure equality of taxation in their case.
TURNPIKE STOCK.

In my last annual message I called the attention of the General Assembly to some suggestions, the adoption of which would make the turnpike stock of the State more profitable. I respectfully renew the recommendations therein contained for your consideration.

I am gratified to be able to state that the Auditor reports a continued increase in the revenue derived from this source ($33,550 in last year, and $27,847 the year preceding). But still it is not as it ought to be. I am sure if a proper agency were employed to attend to the interest of the State in these corporations, and secure its equitable share of their earnings, the amount received from them by the public Treasury would be greatly increased. These roads are amongst the most valuable of our internal improvements, and if the large sum of the public money—near three millions of dollars—expended in their construction had not returned a cent of revenue, they have so greatly contributed to the convenience, comfort, and prosperity of our citizens, that there would be no cause to regret the expenditure. This fact, however, can neither justify us in abandoning these public enterprises to the grasp of a few private speculators, nor absolve the Government from its duty of seeing to it that the people, whose money has been thus invested, shall have returned to them every dollar of dividend which is fairly their due. With States as with individuals, a wise liberality must always rest upon a just and rigid economy; and were this source of revenue even less considerable than it is, still the duty of exacting it would not be lessened. I am convinced, moreover, that, under a more vigilant and economic management, these roads may be made to yield to the State an annual income of fully fifty thousand dollars, without increasing tolls or lessening their accommodations for travel. A vigilant and energetic commissioner, supervising the interest of the State in these roads, could readily effect any changes in their present management which may be found desirable; for, as the larger portion of the stock in the several companies is owned by the State, its representative, properly instructed, could secure the election of suitable directors in each to introduce the proposed reforms.

Entertaining these views, I feel it my duty earnestly to renew my former recommendations that the Legislature provide by law for the appointment of a Commissioner of Turnpike Roads.

JUDICIARY.

It will become the duty of the General Assembly, at its present ses-
sion, to readjust the judicial districts of the State. Whilst addressing yourselves to this duty, I would press upon your consideration the urgent necessity which exists for the establishment of additional courts, in order to secure a more prompt administration of justice, especially in the execution of the criminal law. In my last annual message I called the attention of the Legislature to the inevitable but vexatious delays occurring constantly in the trial of both civil and criminal causes, and the enormous expenses of criminal prosecutions consequent on such delays. My views, as expressed in that document, to which I respectfully call your attention, have been confirmed in my mind by subsequent reflection and information, and I renew the suggestions therein contained, together with the recommendations which I now make. It is for many reasons desirable that our judiciary system should be uniform in its constitution throughout the State, and doubtless it was intended so to be by the framers of our organic law in the use of the circuit court system; but the power of the Legislature has been so restricted in creating circuit court districts, that it has been compelled for many years to supplement other courts to particular districts and localities, where the business and convenience of the people so much demand it, until at this day the system is much checkered. The increase of the present number of circuit districts is conditioned in that instrument by the possession of a population of fifteen hundred thousand, and we have no sufficient evidence that the State has yet attained to that number; hence we are compelled to provide for the deficiency by creating more criminal and chancery courts, or courts of common pleas. It is a question of great doubt with many whether, even if we possessed the requisite population, the General Assembly has constitutional authority to establish more than one additional judicial district every four years.

Under such restriction, the establishment of circuit courts, as provided for in the Constitution, could bring no adequate relief to our present necessities. After mature deliberation upon the subject, I recommend, as the most expedient measure that has presented itself to me, that you repeal all laws establishing equity and criminal courts and courts of common pleas in the State, except as to the city of Louisville, and redistrict the State into sixteen circuit court districts, providing for the election of a judge in each next August; that you create, in addition, a system of chancery courts, dividing the State—excepting the city of Louisville—into a proper number of chancery districts—say eleven—besides the one above mentioned, and provide for the holding of a court, vested with
equity jurisdiction only, in every county twice a year; providing further for the election of a chancellor in each district at the same time, and for the same term as in the case of judges of the circuit courts; and that the circuit judges be relieved from the consideration and jurisdiction of all equity causes, and be vested with only common law and criminal jurisdiction, and required to hold one extra term of their courts annually in each county for the trial of criminal causes exclusively.

This measure would give to the State sixteen circuit judges, twelve chancellors, and one vice chancellor, besides the common pleas judge of Louisville—thirty in all—in place of the present number—twenty-four. It will secure a uniform judicial system throughout the Commonwealth, and give equal facilities for justice to all the citizens. The division of labor will also enable the judges to devote their attention more exclusively to, and perfect themselves in, their several departments of the law intrusted to their administration, and afford them more time for study and deliberation in forming their decisions. Nor will the adoption of this measure increase the public expenditure. I am well satisfied that the saving in witness claims, guards, and jailers' fees, which it would accomplish, would fully pay the expenses incurred in the support of these additional courts.

SCHOOL DEPARTMENT.

I regret to say that the condition of our Common Schools is such as to require prompt measures of relief. The Department of Public Instruction is suffering from a financial embarrassment, not attributable to any fault in its administration, or to an insufficiency in the provisions made for its maintenance. The Constitution and laws have provided a liberal endowment for its support. The embarrassment is due solely to defects in the laws governing the payment of the school revenue into the Treasury and its disbursement among the teachers; and the derangement must continue until the provisions of the statute in this respect are changed.

Formerly the school year ended 31st December, and on the next day the revenue was due and was required to be paid into the Treasury. The Auditor, having full reports of the number of children attending school during the year just closed, had no difficulty in ascertaining the pro rata for each child, and promptly paid the school claims according to the estimates. But in 1870 the system was changed in two important particulars. Under the statute enacted at that time, and still in force,
the Auditor is required a year in advance, and before the assessment upon which the tax is to be levied and collected can be known to him, to estimate and certify to the school department the amount of school money distributable in the ensuing year; and upon this the Superintendent of Public Instruction calculates the per capita allowance to the children who are expected to attend the schools. It will be readily seen how difficult it must be for either the Auditor or Superintendent to make an accurate approximation even to the facts, in estimates based upon such unreliable data as the ever-varying returns in the assessment and collection of public revenue, or the uncertain attendance of pupils in our Common Schools.

Another defect in the law is, that it makes the compensation due to teachers payable in installments at stated times during the year, and thus promises a disbursement of the school fund before it is collected and paid into the Treasury. I recommend a return to the former system of annual payments, and that the rate of distribution of the school fund be estimated upon the basis of the revenue actually paid in. The school year now ends June 30, and, under the General Statutes, which took effect the first of this month, payments to teachers are to be made November 15th, February 15th, May 15th, and July 1st. But inasmuch as, under the former law, January 10th, April 10th, and July 1st were the times fixed for payment, no teacher can be paid for services rendered during the present school year until February 15th, 1874. I trust that this worthy and deserving class of our public servants will not be again subjected to such disappointments as they have experienced within the last two years, but that you will devise means to meet promptly their claims upon the State.

I commend to your attention the instructive and interesting report of the Superintendent of Public Instruction, which will be laid before you. All must be gratified with the assurance it gives of the steady progress and increased popularity of the enterprise, and the cheering evidences of success in the efforts made to secure an improved management of the schools, and greater thoroughness in the character of instruction in them.

Whilst our colored population are struggling so earnestly, and with a measure of hopeful success, to educate their children, it occurs to me that we should shape out for them a system of schools, and offer them at least the countenance of our approval in their laudable efforts toward improvement. In each of the annual messages I have heretofore delivered to the General Assembly I called attention to this subject, and
made recommendations suggestive of my views. I now renew those recommendations, and earnestly invite your attention to this important interest. Our own sense of justice, it seems to me, will not allow us to longer ignore this demand.

CHARITABLE INSTITUTIONS.

When I came into office I found the two Lunatic Asylums full to their utmost capacity; so that large numbers of that class of sufferers, for whom they were provided, were compelled, in the absence of hospital accommodations, to be confined in the public jails or guarded in private hands. The attention of the Legislature was called to the subject two years ago, with an earnest recommendation to supply the deficiency; and accordingly, on the 21st of April last, an act was passed reconstructing and changing the system of conducting said Asylums, and some others of the charitable institutions of the State, by the terms and provisions of which, the building which had been provided by the State as a House of Reform for Juvenile Delinquents was set apart and directed to be used as an Asylum for the reception and treatment of chronic cases of lunacy. It was provided, also, that, in case this Asylum, in addition to the other two, should prove insufficient to meet the wants of the white lunatics of the State, the Institution for the Education of Feeble-minded Children should cease to be used for the purposes of its erection, and converted into a Lunatic Asylum. The act directed "the Governor to cause all the lunatics in the State to be located and provided for in conformity with its provisions, at as early a day as practicable after the first day of May, 1873."

Immediately after the adjournment of the Legislature, and after a Superintendent and Commissioners had been appointed for the said new Asylum, situated near Anchorage, in Jefferson county, I made with them a personal inspection of the buildings and grounds, with a view to carrying out the provisions of said law. Finding the buildings unfinished and unsuited in construction for the purposes of such Asylum, without water supplies or facilities for warming the apartments, and destitute of furniture, it was manifest that lunatics could not be suitably accommodated there without a large expenditure of money in finishing the buildings and reconstructing and adjusting their apartments to their new purpose, as well as in supplying them with heating apparatus, water, and furniture. The Legislature having failed to make any appropriation for these purposes, the alternative was forced upon me either to abandon the

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enterprise till the Legislature should reassemble, in the meantime leaving a multitude of poor lunatics unrelieved in their wretchedness, or to assume the responsibility of borrowing, in the name of the State, the money necessary to complete the improvement. I felt that, as Chief Magistrate of the Commonwealth, I was truly representing the hearts of a generous and humane people when, in compassion for the poor sufferers, I chose the latter alternative. I borrowed at once fifty thousand dollars from the Commissioners of the Sinking Fund, and proceeded to contract for materials and labor, furniture, &c., to secure the completion and readiness of said institution for occupation at the earliest day practicable—the amount expended, and to be paid under contract, being sixty thousand four hundred dollars. A special report on this subject will be laid before you; and I respectfully ask that you approve my action, and make provision enabling me to meet this liability.

The work and improvements having progressed so as to justify the risk, I issued a proclamation fixing the 15th day of October for the reception of inmates at that institution; and although the buildings and other necessary appendages are not entirely completed so as to supply their full capacity, yet about 143 inmates have been received, and are amply and comfortably provided for.

The Asylums at Lexington and Hopkinsville were relieved of a number of their chronic cases, in the hope that such reduction, affording more room to those remaining, would secure greater advantages; but these two, as well as the one at Anchorage, are again almost filled to their utmost capacity; and it is apprehended that the Institution for the Education of Feeble-minded Children, according to the provisions of the new law, will soon be required for the accommodation of lunatics. The buildings at the First Asylum for colored lunatics are filled, and yet there are many of that class unprovided for, confined in the common jails or under the care of committees. I recommend that you make provision for their reception at the Fourth Asylum. It need not cost a great sum of money to make ample and comfortable accommodations for the same number, or more than are at the First Asylum.

**Application of New Law to Institution for Feeble-minded Children.**

Construing the law of last April as not designed to divert the institution erected for the Education of Feeble-minded Children from the purpose for which it was originally established, until the other three Asylums were filled, and that contingency not having occurred, it has been conducted as heretofore, but under the new law, which has increased the
expense of its management by the amount of the additional salaries paid to the Steward and Assistant Physician. The reports of the Steward and Secretary, on file in my office, show that the receipts from the Treasury, added to the amount realized from the products of the garden attached to the institution, have been sufficient to pay the current expenses from first of May to first of November, except $1,881.61 paid for the purchase of coal, costing $2,500, which will supply the wants of the institution till April next; so that at that time there ought to be a surplus of funds on hand under the control of the Board of Commissioners.

Feeling that to abandon such a noble charity of the Commonwealth as this is, in the full tide of its successful experiment, in order to provide increased accommodations for another class of the afflicted, would be a source of profound regret to the friends of humanity who have watched its progress with so much interest, I recommend that some measure be adopted which will provide for the wants of the lunatic without interfering with the peculiar mission of mercy assigned to this institution.

Should its conversion into a Lunatic Asylum be persisted in, it will require an expenditure of from fifty to eighty thousand dollars to reconstruct and adapt the buildings to the purposes of a Lunatic Asylum; and, even then they will afford accommodations for but a limited number. I recommend, that, instead of this, you make an appropriation to enlarge the capacity of the Anchorage Asylum during the coming year, so as to receive about one hundred more lunatics. This, I believe, will secure ample accommodations for this class of our afflicted for many years to come, if the courts of the country will observe proper caution in sending inmates to such Asylums.

Operations of New Law.

Previous to the act which, in April last, reconstructed the Lunatic Asylums, the several Superintendents, who were appointed not in reference to their administrative ability, but solely in regard to their skill as physicians, were not only charged with the care and medical treatment of the inmates—the great object for which these homes for the afflicted were established—but were burdened with the entire financial management of the institutions, including the purchase of supplies, and the conduct of the farms and gardens attached to them. The General Assembly, believing that the welfare of the inmates required the constant attention, services, and skill of the medical officers to whose charge they...
were intrusted, relieved the Superintendents and their assistants of all other cares, and transferred the economical management of the institutions to the hands of Stewards (subjecting them to the scrutiny and oversight of a Board of Commissioners) appointed by the Governor.

I am gratified to be able to state that the experiment, within the first six months of its trial, has fully vindicated the wisdom of the change, and sustains the belief that it will not only prove a benefit to the afflicted, but lessen very considerably the charge upon the public Treasury.

I have endeavored to procure such information as to enable me to present a comparative statement of the cost of the several institutions during the first six months under the new system, and for the same period of last year. I have full reports of the expenses incurred under the new system; but, inasmuch as no monthly reports or settlements were required under the former law, I have not been able to arrive at an accurate exhibit of the expenses during the corresponding period of last year. By estimating, however, an average of the expenses for the year, it would appear that the cost of these institutions, under the new system, is less than under the former by from twenty to thirty thousand dollars per annum. The problem, however, will be fully solved by the end of the year. I have required the Stewards to contract no debt beyond the funds on hand to pay, and to settle and pay all contracts at the end of each month of the year.

The present Board of Commissioners have paid, as appears from the reports filed in my office, fifteen to eighteen thousand dollars of debts against the institutions contracted before last May; but, on the first day of November, no debt contracted under the new system remained unpaid, except that for coal for the Third Asylum during the coming winter. I am advised, however, by the former Board of Commissioners of the Institution for the Education of Feeble-minded Children, that there are debts contracted by them for improvements and supplies in carrying on the institution amounting to four thousand dollars, which remain unpaid. I recommend that provision be made for their payment. I also recommend that the annual salary of the Steward to the Fourth Lunatic Asylum be made equal with those of the First and Second Asylums.

Amendments Needed.

Our Lunatic Asylums, as well as the Institution for the Education of Feeble-minded Children, contain a few inmates from other States. These institutions were founded and have been maintained at a heavy public expense as a State charity; and whilst none should be excluded
from their benefits, so long as there is room to receive them, it does not seem to me just that patients from other States should be admitted until the large number of our own afflicted are fully accommodated.

The law should be amended also in reference to pay patients, so as to provide, that, in cases where they are able to pay, wholly or in part, the expenses of their accommodation, proper security for such payment should be required and means provided for collecting it.

The annual report of the Commissioners for each of these institutions will be laid before you, and I call your careful attention to their examination. The suggestions and recommendations of the Commissioners for the First Lunatic Asylum are, in my judgment, very valuable, and I heartily indorse and recommend their adoption.

House of Reform.

The law appropriating the buildings at Anchorage to the purposes of a Lunatic Asylum still requires the Superintendent and Commissioners to receive in charge and treat juvenile delinquents, as provided for in the original establishment of that institution. It is not matter of surprise, however, that they have not been called upon to receive any of this class of offenders. To unite crime with misfortune, the custody and reformatory discipline of juvenile delinquents with the sanitary treatment of maniacs in the same institution, and under the same management, requires a combination of incongruous duties which, to say the least, promises no satisfactory results. But, convinced as I am, that the establishment of a House of Reform is dictated by a wise statesmanship, as well as by a compassionate philanthropy—that the State assumes only a duty of beneficence worthy of a Christian people when it lays a restraining hand upon its erring children, and seeks by a wholesome discipline to restore them to virtue, I trust that the enterprise will not be abandoned, and that you will take measures for the establishment of a separate institution for this purpose. The alternative must be the continued consignment of youthful offenders to the baneful contagion of concentrated crime in our State Penitentiary. From fifty to one hundred acres of the land originally purchased for that purpose may be set apart, and suitable buildings and inclosures erected at a small cost, amply sufficient to meet the present requirements for such an institution; and I recommend that it be done, as well, also, as that the provisions of the present law requiring juvenile delinquents to be received at said Asylum be repealed.

INSURANCE.

The report of the Insurance Commissioner for the year ending 31st
December, 1872, shows that the amount insured at that time upon property and lives in this State was $107,699,684 61. Premiums paid during that year by the people of this State amounted to $2,684,567 81. The colossal magnitude of these enterprises, rendering necessary that surveillance in the interests of the people which has been provided by the establishment of our Insurance Bureau, is shown in the fact, that the amount of all the insurance in force in the companies admitted and doing business in this State—the whole of which is under the law subject to supervision by the Commissioner—was, at the close of last year, but little short of six thousand millions of dollars. The income of these companies for the year amounted to $130,707,584 27, and the expenditures during the same time to $105,130,855 94. The companies paid into the State Treasury as their revenue tax for the fiscal year ending October 10, 1873, the aggregate sum of $57,607 72, and in fees toward defraying expenses of our Statesupervision of insurance, $13,714 58; while the expense of that supervision under our laws amounted to $27,732 13.

Previous to the enactment of the general insurance laws in 1870, the tax on premiums collected by insurance companies of other States and foreign countries, doing business in this State, was five per cent. These laws reduced the tax to two and one half per cent., and required, in addition to taxes (which are paid into the Treasury as part of the public revenue) and license fees (which go to the Auditor), that the companies shall pay the expense of State supervision. To be of any real value to policy-holders or to honest, well managed companies, State supervision must be rigid and effective. This I am sure has been the case in Kentucky under the operations of our Insurance Bureau.

The peculiar and onerous services demanded in faithfully fulfilling the requirements of the law for the protection of these vast interests cannot be efficiently rendered without, of necessity, involving a considerable cost. In some of the States, life insurance premiums are not taxed at all; in others, the tax is less than with us; and in nearly all the States the tendency is to reduce it. But, in my judgment, whatever relief from taxation in other respects it may hereafter be found expedient to grant to these companies, they should, in all cases, be required to pay the expenses incurred for their proper supervision by the insurance department.

An assessment has been made by the Commissioner, as the law requires, upon companies doing business in the State, to supply the deficiency in the receipts of last year in meeting the expenses of that Bureau.
These assessments, it is believed, will be paid into the Treasury. But, in order to guard against such charge upon the Treasury in the future, I recommend that all companies proposing to do business in this State under the general insurance laws, shall be required to deposit in the Treasury, at the beginning of each year, a sum sufficient to not only pay the customary fees, but to cover also such assessment as the Commissioner may find necessary to impose upon them to meet any deficiency in the expenses of the Bureau for that year. Such provision, whilst affording a convenient relief to the public revenue, will impose no undue exaction upon any company.

In my last annual message I recommended the repeal of an act passed at the January session of 1871, entitled "An act to authorize life insurance companies to make special deposits of securities in the insurance department." I most respectfully call your attention to the subject, and earnestly renew my recommendation for its repeal. The State should not, in my judgment, incur any further liability under that law; nor should it remain on the statute book to be used as a delusion in the hands of designing men.

PENITENTIARY.

I cannot but regard the present system under which the State Penitentiary is leased and managed as a reproach to the Commonwealth. In thus expressing myself, I would not be understood as implying any censure of the present or any former keeper in charge of the institution. It is the system, not the officer acting under it, with which I find fault. Impressed with this conviction, and anxious that the subject should be dispassionately and carefully considered by a Legislature unembarrassed by a canvass for the election of keeper, I commended the matter to the attention of the General Assembly in my last annual message. As, however, it was not taken up for consideration by that body, and as further thought bestowed upon the subject has but more thoroughly convinced me of the correctness of the views presented at that time, I would respectfully invite you to take the subject into careful consideration. I still favor and recommend the adoption of the warden system, as proposed in my former message, as I am satisfied that it has, more fully than any other, subserved the ends for which the penitentiary was instituted. But should you determine to adhere to the present system, I feel constrained (respectfully but most earnestly) to call your attention to some serious defects in the law governing the subject as it now stands,
the correction of which is required alike by considerations of public interest and by motives of humanity.

In an economical point of view the leasing system has proved a costly experiment to the State. Since its adoption in 1857, the excess of expenditures over receipts has been, as shown by the Auditor's exhibit, largely over three hundred thousand dollars; and from 1865 to the present year, inclusive, the average annual charge of the institution on the public Treasury has reached the enormous amount of forty thousand dollars. This burden upon the State must continue, and probably be steadily increased, so long as the Penitentiary shall be leased upon terms now provided by the statute. The Legislature will be constantly called upon to make appropriations for the erection of new buildings, repair losses by fire, supply additional machinery, &c., whilst the only income derived from the institution to meet such outlay is the stipulated eight thousand dollars to be paid as annual rent by the keeper.

Now, whilst we cannot expect that any suitable and competent person will undertake the management of our convict labor unless it promises to be amply remunerative, I feel sure that the annual payment required of the lessee might be greatly increased, and still leave a large margin for profits. The hire of six hundred convicts at $8,000 per year, allows, as wages for each person's labor, less than twenty-six cents per week, or a fraction over four cents per day. When we take into consideration the fact that all the necessary buildings for the accommodation of the inmates, the workshops, machinery, tools, &c., are furnished by the State, that the food and clothing supplied are of the cheapest quality, and that the labor is under absolute control, it does seem to me that an increased amount might be profitably paid for that hard labor which the taskmaster is not only permitted, but required by law, to exact from each convict.

A more important amendment to the law is required in the interests of humanity; for a more thorough inspection of the management of the institution, which, while it will tend to secure a wholesome prison discipline, may guard against abuses of power, and insure a strict obedience of the requirements of the law. The keeper having given his bond conditioned for the faithful performance of his office, pays his rental and makes his annual report; but how shall the Governor or the public know that the provisions of the law have been fully complied with or at all observed within the walls of the prison? The means of obtaining information in this matter are at present very slender; and yet, it is the indis-
The journal of the State to see to it that its buildings and machinery, which have cost so much money, are properly guarded and taken care of, and to know that the prisoners are humanely treated, how they are fed and clothed, cared for in sickness, and supplied with spiritual instruction in the dying hour; and what is the character of the discipline employed, and how it is enforced, and what means are used, if any, for the reformation of the convicts. The provision made for this end (General Statutes, Chapter 85, Section 10) has not proved adequate to the purpose, and I recommend that it be so amended as to provide for the appointment of one inspector, with a sufficient salary (instead of the three therein mentioned), who shall be in daily attendance in the prison, and whose duty it shall be to examine into all the matters connected with the government, discipline, and police of the Penitentiary, and make a report thereof every month to the Governor. Provision should also be made for the appointment of a physician and chaplain, whose salaries, as well as that of the Inspector, shall be paid out of the rental collected from the keeper. And, as one object had in view in the change proposed is that the government may benefit by the observations of intelligent men upon the management of the institution made from the different stand-points in which their several duties may place them, I think that all these officers should be appointed and subject to removal by the Governor, and be required to report to him statedly, or whenever he may require.

I also recommend that it be especially provided that no person shall be punished for a violation of the rules of the prison unless in the presence of either the Inspector or Physician, and that in every case such punishment shall be inflicted only by the keeper, or in obedience to his express order.

**STRICT DRINK AT ELECTIONS.**

Under the conviction that the greater part of the undue excitement, lawless violence, riots, and personal encounters, often ending in bloodshed, as well as the corruption of voters and fraud, which so frequently disgrace our popular elections, is attributable to the free use of intoxicating drinks, I recommend that a law be passed forbidding, under stringent penalties, the vending or giving to any person ardent spirits, or other intoxicating liquor, on the day of any public election, at or within a specified distance from any place of voting. The elective franchise is the most precious birthright of a freeman; its free and intelligent
exercise the highest privilege and most responsible duty of a citizen. And among the duties of government, none are of higher obligation or greater moment to the public welfare, or to the interest of civil and political liberty, than that of guarding against every impediment or improper influence which may tend either to embarrass or prevent the free and honest expression of the popular will. He that corrupts a citizen commits a crime against liberty. There is, I believe, no one cause which tends so much to disturb the peace and corrupt the purity of elections, as the indulgence in intoxicating drinks on such occasions. It is neither patriotism nor party zeal that collects those noisy, turbulent, and riotous crowds which surround the polls, and often by their violence prevent the peaceful, quiet citizen, from casting his vote; which makes the voting place an arena for the settlement of old feuds in bloody conflict and the occasion of new ones. It is the inspiration of strong drink, and many men seem to look forward to election day as an anniversary for such indulgence. The adoption of the measure proposed will do much to disperse these crowds and abolish the disorders, and also remove from the final day of canvass that degrading form of bribery—a cheap price at which so many venal votes are sold. No man should be permitted to use it as a corrupting element in the election; nor should licensed vendors be allowed to profit on such occasions in its sale at such great cost and sacrifice to the public.

Such a law is now enforced with good results in other States, and in some of our local municipalities, and I recommend that it be extended to every election precinct in the State.

GEOLOGICAL SURVEY.

Under the law providing for the further prosecution of the Geological Survey of the State, I appointed, in June last, Professor N. S. Shaler, of Campbell county, as principal Geologist. On account, however, of his absence in Europe at the time of his appointment, he was not able to enter upon the duties of his office until August 23d, at which time the other officers provided for by law were also appointed by him, and their appointment concurred in by me. After the organization of the corps the Geological Survey of the eastern coal-field was at once resumed, and seven persons are now employed in the work—five in the field and two in the chemical laboratory—at the cost of about one thousand dollars per month for salaries, subsistence, and transportation.

The accompanying report of the superintendent of the Survey will exhibit his plans and estimates for the work which remains to be done.
Your special attention is called to his recommendation, that the work of the Survey be so extended as to include the water-powers and fisheries of the State, as also his plans for making special reports, accompanied by maps, of the territory adjacent to our several railways, whether already built or in process of construction. The execution of such a design, which will require additional force in the field, as also an office corps for the preparation of maps, cannot be accomplished without an increase in the appropriation made for the Survey.

The usefulness of such special reports upon the soils, medicinal waters, minerals, timber, and cultivated products of the lands lying within the reach of our railroads, cannot be doubted. The Geological, and its associated Surveys, constitute, in effect, an effort to obtain a complete account of our natural advantages, and exhibit them to the world, as a necessary preliminary step to the work of developing the resources of the State by attracting population and capital to its unoccupied fields.

Your attention is also called to the recommendation in reference to securing the aid of the United States Coast Survey. It is of the first importance that we should have the aid of this able scientific corps in the preparation of an accurate geographical and topographical map of the State. I again invoke the liberal support of the Legislature to an enterprise, the successful prosecution of which is fraught, as I believe, with great and lasting benefits to the Commonwealth.

PUBLIC OFFICES.

The State has expended one hundred and fifty-five thousand dollars in erecting and partly finishing the building in the Capitol grounds, commonly called Fire-proof Offices; and yet not more than one half of its room is fit for use and occupation. The State needs its apartments for the safe-keeping of valuable papers and the transaction of public business, and is compelled to rent insecure and inconvenient offices in private buildings to supply the deficiency. I invite your personal inspection of the building, and recommend that you decide for what purposes it shall be used, and provide by law for its early completion.

HONORED STATESMEN AND SOLDIERS.

By the terms of a resolution adopted and passed by the last General Assembly, it was made "the duty of the Governor to have the remains of Gen. CAREY H. FRY, Col. THEODORE O'HARA, and Adjutant GEORGE N. CARDWELL, brought to and deposited in the State military lot at
Frankfort, and their graves marked with appropriate stones." I was unable to comply with the requirements of the resolution, inasmuch as no provision was made under which the money could be drawn from the public Treasury to defray the necessary expenses; and in order that the duty may be performed, I recommend that you make the necessary provision.

A resolution was also passed by that General Assembly directing the Governor to cause monuments to be erected over the graves of Governors JOHN ADAIR, JOHN BREATHITT, and CHARLES S. MOREHEAD, which has been done, except as to the grave of Gov. Morehead. The appropriation for his monument was only twelve hundred dollars, whilst as to the others there was no restriction. Learning from his family that they designed to supply additional funds with a view to the erection of a monument which should not be inferior to any of those adorning the graves of other deceased Governors in the State cemetery, I have delayed taking action; and that there shall be no seeming discrimination made by the State in such commendable memorials of our honored dead, I recommend that the restriction above alluded to be removed.

IMMIGRATION.

Regarding it as matter of such momentous interest to the State, I feel constrained to again call the attention of the Legislature to the propriety and great need of adopting some measures to encourage immigration. Almost every other State is alive to this great means of enriching and strengthening their population; and whilst both older and younger States than ours have found such success as to stimulate them to increased effort, we have stood still. We have the room, and need a million more citizens, with strong arms, brains, and gold. Our soil, climate, and our institutions, with our mountains of coal and iron, stretching from the Big Sandy to the Mississippi river; our immense supply of minerals; our timber and water-powers, as also our light taxation, properly presented and made known, would soon bring to us great gains in citizenship, wealth, and power.

Shall we open the gateway and invite them to come in?

I also call your attention to the suggestions made in my last annual message in reference to the establishment of a Bureau of Statistics. Should you, however, not think it advisable to establish a Bureau so comprehensive in its design as was recommended at that time, I trust that
you will make provision for the collection and preservation of such statistics in some form which shall render them more accessible than at present.

CONCLUSION.

In conclusion, I call your attention to the large amount of time which is devoted at every session of the General Assembly to the consideration of bills and subjects of a purely local and private nature, and such as often are within the jurisdiction of the courts. The numerous demands made upon its attention by this kind of special legislation not only impede the dispatch of business, and prolong the sessions of the Legislature, at a great expense to the State, but, what is still more to be deprecated, consume the time requisite for careful and mature deliberation upon matters of grave and general public interest. Were the larger part of the applications for such private bills referred to local courts, which would be generally more competent to decide upon their merits than the State Legislature can be, I am satisfied that the work of legislation would be rendered more efficient, and that we could return, without any detriment to the public interest, to biennial sessions of the Legislature, as contemplated by the Constitution. However convenient such special legislation may be to the private citizen, its inconvenience and expense to the State are manifestly so great, that you could surely incur no censure from your constituents in providing by general law that, in a certain class of cases, the local courts shall have power to grant the same relief or franchise as is now given by special act of the Legislature.

Pledging you a faithful and earnest co-operation in your labor for the public welfare, I pray that you may be guided in all your deliberations by that wisdom which cometh from above, and directed in its light to the adoption of measures which shall be, under the blessing of Divine Providence, abundantly fruitful of good to the Commonwealth, whose representatives you are.

P. H. LESLIE.

Mr. Graves moved the following resolution, viz:

1. Resolved, That so much of the Governor's message as refers to the so-called Ku-klux, or to disguised and organized bands, by whatever named called, alleged to exist in certain counties, as well as the redistricting the State into an increased or decreased number of judicial districts, be referred to the Committee on the Judiciary.
2. That so much thereof as relates to the State debt, be referred to the Committee on the Sinking Fund.
Mr. Wright moved the following amendment by way of substitute for the original resolution, viz:

Resolved, That the several parts of the Governor's message be referred to the appropriate committees.

The question was then taken on the amendment proposed by Mr. Wright as a substitute for the original resolution, and it was decided in the affirmative.

The resolution, as amended, was then adopted.

Mr. Blakey moved the following resolution, viz:

Resolved, That the Sergeant-at-Arms be, and he is hereby, directed to furnish each member of this House with two daily or other newspapers, to be selected by the members, and also one copy of the Daily Yeoman.

Mr. Martin moved to amend the resolution offered by Mr. Blakey by striking out all after the word "resolved," and inserting in lieu thereof the following, viz:

That the members of this House be required to pay for all newspapers furnished them by the Sergeant-at-Arms out of their own private money.

The question was then taken on the adoption of the amendment proposed by Mr. Martin, and it was decided in the negative.
The yeas and nays being required thereon by Messrs. Sellers and Martin, were as follows, viz:—

Those who voted in the affirmative, were—


Those who voted in the negative, were—


Mr. Threlkeld moved to amend the original resolution by striking out the word "two," and inserting in lieu thereof the word "one."

And the question being taken on the amendment proposed by Mr. Threlkeld, it was decided in the negative.

The resolution as offered by Mr. Blakey was then adopted.

A message was received from the Senate, announcing that they had passed a bill, entitled

An act to regulate the times for holding the Christian quarterly courts.
Mr. Scales moved the following resolution, viz:

Resolved, That the message of the Governor be printed; and that the Public Printer be directed to furnish each member of this House with two hundred copies thereof, with paper covers, enveloped, postage paid, and ready for distribution by mail.

Mr. Corbett moved the following amendment as a substitute for said resolution, viz:

Resolved, That the message of the Governor be printed; and that the Sergeant-at-Arms furnish each member of this House with one hundred copies thereof, enveloped and postage paid, ready to be distributed by mail.

Mr. Finn moved to strike out the words "one hundred," and insert "fifty," in the amendment proposed by Mr. Corbett.

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

The question was then taken on the amendment (substitute) proposed by Mr. Corbett, and it was decided in the affirmative.

Mr. Graves moved to amend the amendment, as adopted, by striking out the words "one hundred," and inserting in lieu thereof the words "one hundred and fifty."

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

Mr. Sanders moved to strike out from the amendment, as adopted, the words "one hundred," and insert in lieu thereof the words "one hundred and twenty-five."

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

The resolution, as amended by the substitute of Mr. Corbett, was then adopted.

Mr. Corbett moved the following resolution, viz:

Resolved, That all reporters for newspapers, who desire to report the proceedings of this House from day to day, are invited to seats on this floor.

Which was adopted.

Mr. Blackburn presented the petition of N. D. Mile, contesting the right of Wm. Brown to a seat on this floor as the duly elected Rep-
representative from the county of Jessamine, and alleging that he is the duly elected Representative from said county, and praying to be admitted to a seat in this body.

Mr. Blackburn then moved the following preamble and resolution, viz:

WHEREAS, There is a contest between N. D. Miles and Wm. Brown as to which of them is entitled to a seat in this House as Representative from Jessamine county, therefore

Resolved, That in order to determine this contest, a committee of seven Representatives be selected, in the manner provided for by law, whose duty it shall be to inquire into and report to this House the facts in regard to the contest for the county of Jessamine, together with such recommendations in connection therewith as may by said committee be deemed proper.

Which were adopted.

The House then, in the form and manner prescribed by law, proceeded to organize and constitute a board for the purpose of hearing proof, and reporting to this House, in the matter of the contest aforesaid, and to take such action thereon as by law they are allowed.

And thereupon the names of the following members of this House were severally drawn and selected to constitute said board, viz: E. A. Graves, F. M. Lowe, Washington Chandler, Edward Badger, Samuel Ellis, J. B. McFerran, and J. C. S. Blackburn.

Messrs. Graves and Blackburn each filed affidavits, as required by law, and were each excused from serving on said board.

Thereupon the names of Messrs. Pearson Miller and Newton Craig were each, in the manner and form prescribed by law, drawn from the box, and their names added to said board, in the room and seat of Messrs. Graves and Blackburn.

The board was thus constituted of Messrs. F. M. Lowe, Washington Chandler, Edward Badger, Samuel Ellis, J. B. McFerran, Pearson Miller, and Newton Craig, to whom the Speaker administered the oath required by law.

Ordered, That the petition of N. D. Miles, and all depositions and papers in possession of the Clerk relating to said contested election be referred to said board.

Under the resolution this day adopted in regard to a revision of the rules of this House, offered by Mr. Blakey, the Speaker appointed the following committee, viz: Messrs. Blakey, LaRue, Blackburn, Clay, and H. C. Baker.
Mr. Blakey moved the following resolution, viz:

Resolved, That the Ministers of the several churches of this city be requested to open the daily sessions of this House with prayer.

Which was adopted.

And then the House adjourned.

WEDNESDAY, DECEMBER 3, 1873.

Mr. Prall presented the memorial and certain resolutions of a State Convention of colored citizens in relation to education.

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

Mr. B. R. Walker, the member returned to serve in this House from the counties of Hickman and Fulton, appeared, produced a certificate of his election, and having taken the oath prescribed by the Constitution, repaired to his seat.

A message was received from the Senate, announcing that they had adopted joint resolutions of the following titles, viz:

Resolution in relation to apportionment.

Resolution directing the furnishing of stationery to the Clerks of the Senate and House of Representatives.

The rule requiring the reference of the same to a committee being suspended, the said resolutions were taken up, twice read, and unanimously concurred in.

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

On motion of Mr. Corbett—
1. A bill to prohibit the sale of spirituous liquors in Hinkleville, Ballard county.

On motion of Mr. Stone—
2. A bill to amend the act, entitled “An act to incorporate Sherbourne Bridge Company.”

On motion of Mr. Thomas M. Miller—
3. A bill to grant the county court of Breckinridge county power to levy an additional tax to defray county expenses.
On motion of Mr. Williams—
4. A bill to incorporate the Mt. Sterling Coal Road Company.
On motion of Mr. Hunter—
5. A bill for the benefit of A. F. Keen, late sheriff of Cumberland county.
On motion of Mr. Cardwell—
6. A bill to regulate the sale of vinous or malt liquors in this State.
On motion of Mr. Prall—
7. A bill authorizing the sale of a portion of the road of the Centerville and Jacksonville Turnpike Road Company.
On motion of Mr. Sellers—
8. A bill for the benefit of Merrill Hardin, of Garrard county.
On motion of same—
9. A bill to regulate the sale of drugs in this Commonwealth.
On motion of Mr. Brown—
10. A bill to provide for a change of the Constitution of this Commonwealth.
On motion of same—
11. A bill to establish a system of common schools for the education of the colored children of this Commonwealth.
On motion of Mr. Scales—
On motion of Mr. Blakey—
13. A bill to increase the jurisdiction of justices of the peace in Logan county.
On motion of Mr. R. A. Jones—
14. A bill to take the sense of the people as to the necessity of calling a convention to amend the present Constitution of the State.
On motion of Mr. Graves—
15. A bill to repeal or modify the 3d section of article 3 of chapter 29, of the General Statutes, so as to abolish the death penalty.
On motion of same—
16. A bill for the benefit of Arnold S. Hardy, jailer of Marion county.
On motion of same—
17. A bill to repeal 2d article of chapter 60, and of the 15th section of chapter 22, of the General Statutes, so as to repeal the conventional interest feature, and to fix the legal rate of interest at six per cent. in lieu of the ten per cent. conventional rate.
On motion of Mr. Bidwell—
18. A bill to increase the jurisdiction of justices of the peace in McCracken county.
On motion of Mr. Beckham—
19. A bill to further provide for a Geological Survey of the State.
On motion of Mr. Threlkeld—
20. A bill allowing the town marshal of New Liberty, in Owen county, to appoint a deputy.
On motion of same—
21. A bill to incorporate the town of New Columbus, in Owen county.
On motion of Mr. Lowe—
22. A bill to provide a Bureau of Immigration and Statistics for this Commonwealth.
On motion of same—
23. A bill to amend the road law for Pendleton county.
On motion of same—
24. A bill to abolish the office of treasurer for the county of Pendleton.
On motion of same—
25. A bill to provide for taking the sense of the voters of this Commonwealth as to the necessity and expediency of calling a constitutional convention.
On motion of Mr. Badger—
On motion of Mr. Finn—
27. A bill to relieve all persons of this Commonwealth, who have attained to the age of sixty years, from paying poll-tax.
On motion of Mr. McKinney—
28. A bill to increase the jurisdiction of justices of the peace of Trigg county.
On motion of Mr. Riddle—
29. A bill to change the manner of electing supervisors of roads in Union county, and for other purposes.
On motion of same—
30. A bill for the benefit of William F. Berry and H. H. Morton, attorneys at law of Union county, to discharge the duties of county court clerk in said county.

5-H, R.
On motion of Mr. Meador—
31. A bill to increase the jurisdiction of justices of the peace in Ohio county to one hundred dollars on notes of hand.

On motion of Mr. Morrow—
32. A bill to increase the jurisdiction of magistrates in the county of Caldwell.

On motion of same—
33. A bill amending the town charter of the town of Princeton.

On motion of same—
34. A bill to regulate the sale of spirituous liquors in the county of Caldwell.

On motion of Mr. Hamilton—
35. A bill to repeal an act compelling the county court of Pike to furnish the clerk's office of said county with fire-proof safes.

On motion of Mr. McArthur—
36. A bill to amend the charter of Newport, Campbell county.

On motion of same—
37. A bill to amend the charter of the city of Dayton, in Campbell county.

On motion of Mr. Campbell—

On motion of Mr. Prall—
39. A bill to amend the common school law of Kentucky.

On motion of Mr. Blakey—
40. A bill to enable the county court of Logan county to draw the surplus school fund belonging to that county.

On motion of Mr. Riddle—
41. A bill abolishing the court of common pleas for Union county.

On motion of Mr. Thomas M. Miller—
42. A bill for the benefit of Harrison Lay, of Breckinridge county.

On motion of Mr. Riddle—
43. A bill to raise the jurisdiction of quarterly courts in Union county.

On motion of Mr. Ayers—
44. A bill to increase the jurisdiction of justices of the peace in Calloway county.

On motion of Mr. Sanders—
45. A bill to extend the jurisdiction of justices of the peace in Larue county to one hundred dollars.
On motion of Mr. Browning—
46. A bill to increase the jurisdiction of justices of the peace in Mason county.

On motion of Mr. D. H. Baker—
47. A bill to increase the jurisdiction of justices of the peace to one hundred dollars in Muhlenburg county.

On motion of Mr. Cardwell—
48. A bill increasing the jurisdiction of justices of the peace in this Commonwealth to one hundred dollars in all cases from ex contractu.

On motion of Mr. LaRue—
49. A bill to increase the jurisdiction of justices of the peace in Jefferson county and the city of Louisville to three hundred dollars.

On motion of Mr. Brandon—
50. A bill for the purpose of increasing the jurisdiction of magistrates in the county of Grayson.

On motion of Mr. Badger—
51. A bill to encourage immigration.

On motion of Mr. Riddle—
52. A bill for the improvement of Tradewater river.

Ordered, That the Committee on Religion prepare and bring in the 1st, 6th, and 34th; the Committee on Corporate Institutions the 2d, 21st, 33d, and 38th; the Committee on County Courts the 3d, 23d, 24th, 29th, 30th, 31st, 35th, 40th, 43d, and 47th; the Committee on Railroads the 4th; the Committee on Ways and Means the 5th; the Committee on the Judiciary the 7th, 8th, 10th, 14th, 15th, 25th, 26th, 36th, 37th, and 41st; the Committee on the Revised Statutes the 9th, 17th, 18th, 28th, 32d, 44th, 45th, 46th, 48th, 49th, and 50th; the Committee on Education the 11th and 39th; the Committee on Immigration and Labor the 12th, 22d, and 51st; the Committee on Claims the 16th; the Committee on Internal Improvement the 19th and 52d; the Committee on Propositions and Grievances the 20th, 27th, and 42d; and to a select committee, consisting of Messrs. Graves, Corbett, and Blakey, the 18th.

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

Resolved by the General Assembly of the Commonwealth of Kentucky, That it is the sense of this General Assembly that the population of the State of Kentucky exceeds one million five hundred thousand, and that the State ought to be divided into twenty-six judicial districts, having due regard to business, territory, and population.
Mr. Blakey moved the following resolution, viz:

Resolved, That all bills originating in the Senate, and reported to this House as passed therein, shall be regarded as having their first reading on the report of the Clerk of the Senate; immediately there-after the Clerk of this House shall read said bills by their titles, which shall be regarded as the second reading of said bills: when the Clerk of this House shall refer them to appropriate committees, unless otherwise ordered by the House.

Ordered, That said resolution be referred to the committee appointed to revise the rules of this House.

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

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Secretary of State be, and he is hereby, directed to furnish the Librarian, for the use of the members of the General Assembly, one hundred and fifty copies of the General Statutes.

On motion of Mr. Blackburn, the rule requiring joint resolutions to lie on the table one day was suspended, the said resolution taken up, twice read, and adopted.

On motion of Mr. Corbett, the rule requiring its reference to a committee was suspended, and the House took up a bill from the Senate, entitled

An act to regulate the time for holding the Christian quarterly courts.

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

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

Ordered, That said bill be read a third time.

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

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

Mr. Badger moved the following resolution, viz:

Resolved, That the committee on the contested election case of Miles vs. Brown be authorized to employ a competent clerk, whose pay shall not exceed twenty cents for each page of writing.

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

And then the House adjourned.
The following petitions were presented, viz:

By Mr. Craig—
1. The petition of certain members of the "Congregation of the Disciples of Christ," usually denominated Christians, at Georgetown, Scott county, praying for certain amendments to the charter of Kentucky University.

By Mr. Martin—
2. The petition of sundry citizens of Metcalfe county, praying the passage of an act to change the county lines of Metcalfe and Monroe counties.

By Mr. LaRue—
3. The petition of J. C. Elrod, asking compensation for expenses incurred in arresting a criminal.

By Mr. Young—
4. The petition of certain citizens of Barren county, praying the repeal of an act, passed at the session of 1872-73, prohibiting the sale of spirituous, vinous, or malt liquors in Cave City district of said county.

By Mr. Fible—
5. The petition of certain citizens of Henry county, praying to be attached to the county of Oldham.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on the Judiciary; the 2d and 5th to the Committee on Propositions and Grievances; the 3d to the Committee on Claims, and the 4th to the Committee on Moral and Religious Institutions.

Under the rules of this House, the Speaker appointed and laid before the same the following list of the Standing Committees of this House, viz:


Mr. Blackburn moved the following resolution, viz:

Resolved, That the usual number of copies of the Standing Committees of this House be printed, and the same be inserted in the printed rules of the House.

Which being twice read, was adopted.

A message was received from the Senate, announcing that they had adopted a joint resolution, entitled

Resolution relating to revising the Constitution.

The rule being suspended requiring said resolution to lie on the table one day, the same was taken up, twice read, and concurred in.
Mr. Corbett moved the following resolution, viz:

Resolved, That the resolution adopted by this House December 2d, 1873, relative to the message of the Governor, be, and the same is amended so as to read as follows: That the Public Printer be directed to furnish each member of this House with one hundred copies of the message of the Governor, with paper covers, enveloped, postage paid, ready for distribution by mail.

Said resolution being twice read, was adopted.

The Speaker laid before the House the following documents, viz:

The reports of the Commissioners of the First, Second, Third, and Fourth Kentucky Lunatic Asylums, and also of the Kentucky Asylum for the Education of the Blind.

[For Reports, see Legislative Documents Nos. 4, 5, 6, 7, and 8.]

Ordered, That said reports be referred to the Committee on Charitable Institutions.

Mr. Blakey, from the committee appointed to revise the rules of this House, reported rules for the government of the same.

Mr. Clay moved an amendment to rule 9, as reported by the committee.

Mr. Jones moved to lay the report of the committee, and the amendment proposed thereto, on the table.

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

The amendment proposed by Mr. Clay was then adopted.

Mr. Thomas moved an amendment to proposed rule No. 48. Which was rejected.

Mr. Graves moved an amendment to proposed rule No. 32. Said proposed rule is as follows, viz:

Upon calls of the House for yeas and nays on any question, the names of the members shall be called alphabetically; which call may be made at any time when a division or count may be had.

The amendment proposed by Mr. Graves is to add thereto the following, viz:

And it shall be the duty of the Clerk of this House to record, in the Journal thereof, immediately after the names of those voting in the affirmative and negative, those not voting on the call of the yeas and nays.

The question was then taken on the amendment proposed by Mr. Graves, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Graves and Brown, were as follows, viz:
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HOUSE OF REPRESENTATIVES.

Those who voted in the affirmative, were—

Wm. A. Allen, R. P. Grisham, Thomas M. Miller,
W. W. Ayers, Nelson Hamilton, Thomas J. Morrow,
H. C. Baker, Wm. L. Hazclip, W. W. Sawyers,
R. W. Brandon, John S. Herd, Wm. Sellers,
Wm. Brown, Samuel C. Humphrey, Geo. W. Strickler,
Isbham Cottingham, W. Godfrey Hunter, Geo. B. Turner,
Richard P. Finn, Allen Jones, B. R. Walker,
J. T. Freeman, A. S. Lewis, J. Q. Ward,
Ulysses Garce, Thomas J. Mayo, James D. Watson,

Those who voted in the negative, were—

Mr. Speaker (McCreary) Geo. L Forman, Mat. Nunan,
Edward Badger, W. H. Frederick, O. S. Parker,
D. H. Baker, Addison Gibson, Robertson Payton,
W. N. Beckham, James W. Hannah, Joshua D. Powers,
B. G. Bidwell, C. C. Harvey, John A. Prall,
J. C. S. Blackburn, Thomas W. Henton, John Preston,
Church H. Blakey, Joseph Hermes, Thomas H. Reed,
W. W. Browning, R. A. Jones, Geo. W. Riddle,
Stephen R Campbell, John Watts Kearny, Samuel M. Sanders,
Pat. Campion, M. W. LaRue, C. C. Scales,
Isaac N. Cardwell, F. M. Lowe, W. M. Stevens,
Washington Chandler, W. T. Marshall, H. L. Stone,
H. S. Chilton, Samuel Martin, Ben. Stout,
C. M. Clay, jr., W. H. May, G. M. Thomas,
S. E. G. Cole, James M. McArthur, C. W. Threlkeld,
Henderson Conlee, J. B. McFerran, John S. Williams,
Thomas H. Corbett, James W. Meador, J. A. Wilson,
B. C. Craddock, Pearson Miller, R. W. Wilson,
Newton Craig, Thos. B. Montgomery, John Wolfe,
Richard D. Davis, Thos. J. Morehead, D. W. Wright,
B. F. Duval, W. A. Morin, J. M. Wright,
Samuel Ellis, Wm. Neal, Geo. C. Young—68.

The rules reported by the committee, as amended by the amend-
ment of Mr. Clay, were then adopted.

Additional rules were proposed by Mr. LaRue.

Which were rejected.

Mr. J. M. Wright then proposed an additional rule as No. 66.

Mr Blakey moved an amendment to the rule proposed by Mr. J.
M. Wright.

Mr Graves moved an amendment to the amendment proposed by
Mr. Blakey.

6-n. r.
The amendment proposed by Mr. Graves to the amendment offered by Mr. Blakey was adopted.

The question was then taken on the adoption of the amendment offered by Mr. Blakey, as amended, and it was decided in the negative.

Mr. Graves moved an amendment to the rule proposed by Mr. J. M. Wright.

Mr. Blakey then moved to lay the rule proposed by Mr. J. M. Wright, and the amendment proposed thereto, on the table.

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

Mr. Scales moved the following resolution, viz:

Resolved, That the Public Printer be instructed to print, in the usual form, one hundred and twenty copies of the rules adopted for the government of this House, and deliver them for the use of the members and officers thereof; and that the committee of this House be instructed to confer with a like committee of the Senate, and arrange for the publication of the rules of both Houses in one pamphlet.

Which, being twice read, was adopted.

Mr. T. M. Miller read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Secretary of State is hereby ordered to furnish each one of the police judges in this Commonwealth a copy of the General Statutes.

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

Resolved by the General Assembly of the Commonwealth of Kentucky, That a joint committee of seven be appointed by the Speaker of the House, and five be appointed by the Speaker of the Senate, to whom shall be referred the report of the Commissioners to revise the Codes of Practice in civil and criminal cases in this Commonwealth.

Leave of absence, indefinitely, was granted to Mr. Jenkins.

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

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be, and he is hereby, directed to furnish each member of the present General Assembly a printed statement of the number of the white and colored voters in each of the several counties in this Commonwealth, as appears from the assessors' books in his office, for the year 1873.

And then the House adjourned.
FRIDAY, DECEMBER 5, 1873.

The following petitions and remonstrance were presented, viz:

By Mr. Morrow—
1. The petition of sundry citizens of Caldwell county, praying that the jurisdiction of magistrates in said county may be increased.

By Mr. Turner—
2. The petition of John Bailey, of Harlan county, praying for a change in a certain voting precinct in said county.

By same—
3. The petition of David Turner, sr., of Harlan county, praying the passage of an act allowing him, as administrator of Abner Lewis, deceased, to sell certain lands belonging to said estate.

By Mr. Morrow—
4. The remonstrance of certain citizens of Caldwell county against annual session of the Legislature.

Which were received, the reading dispensed with, and referred—
the 1st and 3d to the Committee on the Judiciary, and the 2d and 4th to the Committee on Propositions and Grievances.

A message was received from the Senate, announcing that they had adopted a joint resolution, entitled

Resolution calling for report from the Commissioners to revise the Codes of Practice.

That they had concurred in a resolution, which originated in this House, entitled

Resolution directing the furnishing of copies of the General Statutes to State Librarian for specified uses.

With a substitute by way of amendment thereto.

The House took up the substitute by way of amendment to the last named resolution, and the same being twice read, was concurred in.

Under the joint resolution heretofore adopted, directing that all questions concerning the revision of the Constitution should be referred to a joint committee of the two Houses, the Speaker appointed on said committee, on the part of this House, Messrs. R. A. Jones, Blackburn, H. C. Baker, Morrow, Blakey, Thomas, Beckham, Finn, and Gresham.
Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined an enrolled bill, which originated in the Senate, entitled

An act to regulate the times for holding the Christian quarterly courts;

And also enrolled joint resolutions, which originated in the Senate, of the following titles, viz:

Resolution directing the furnishing of stationery to the Clerks of the Senate and House of Representatives;

Resolution relating to revising the Constitution;

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

Mr. Clay moved to suspend the rules to allow him, at this time, to offer the following resolution, viz:

Resolved, That rule 37, of the rules for the government of this House, be repealed; and that rule 47 be so amended that the yeas and nays shall not be required on the motion to dispense with the reading of the Journal, bills, documents, or petitions, unless demanded by two members.

And the question being taken on the motion of Mr. Clay, it was decided in the affirmative.

The yeas and nays being taken thereon under the rule, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Mr. Creary) Ulysses Garret, Thos. J. Morrow,
Wm. A. Allen, Addison Gibson, Wm. Neal,
W. W. Ayres, E. A. Graves, Mat. Nunan,
Edward Badger, R. P. Gresham, O. S. Parker,
D. H. Baker, Nelson Hamilton, Robertson Payton,
H. G. Baker, C. C. Harvey, Joshua D. Powers,
W. N. Becham, Wm. L. Hazelip, John Preston,
B. G. Bidwell, Thos. W. Henton, Thos. H. Reed,
J. C. S. Blackburn, John S. Herd, Samuel M. Sanders,
Church H. Blakey, Joseph Hermes, W. W. Sawyers,
R. W. Brandon, Samuel C. Humphrey, C. C. Scales,
W. W. Browning, W. Godfrey Hunter, William Sellers,
Stephen R. Campbell, Allen Jones, W. M. Stevens,
Pat. Campion, R. A. Jones, H. L. Stone,
Isaac N. Cardwell, John Watts Kearny, Ten. Stout,
Washington Chandler, A. S. Lewie, Geo. W. Strickler,
H. S. Chilton, F. M. Lowe, G. M. Thomas,
C. M. Clay, jr., W. T. Marshall, C. W. Threlkeld,
S. E. G. Cole, Samuel Martin, Geo. B. Turner,
Henderson Conlee, W. H. May, B. R. Walker,

In the negative, Thomas H. Corbett—1.

Said resolution was then taken up and twice read.

Mr. Thomas moved the following amendment to said resolution, viz:

Strike out all after the word “repealed,” and insert these words: “and that rule 47 be so amended that the yeas and nays shall not be required unless demanded by two members.”

Mr. Badger moved the previous question.

And the question being taken on the motion of Mr. Badger, it was decided in the affirmative.

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

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—

The resolution, as proposed by Mr. Clay, was then adopted.

Mr. Corbett, from the Committee on County Courts, who were directed to prepare and bring in the same, reported a bill, entitled

A bill for the benefit of the county court of Breckinridge county.

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

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

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

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

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

Mr. Graves, from a select committee, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to increase the jurisdiction of justices of the peace in Logan county.

Which was read the first time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That justices of the peace in the county of Logan shall have jurisdiction concurrent with the quarterly and circuit courts in said county of all actions and proceedings for the recovery of money or personal property, when the matter in controversy does not exceed one hundred dollars in value, exclusive of interest and costs.

§ 2. That on each action or proceeding, where the amount in controversy, exclusive of interest and cost, exceeds fifty dollars, a tax of fifty cents shall be paid by the plaintiff, and taxed as costs; which tax shall be accounted for by the justice as judges of the quarterly courts are now required by law to account for the taxes collected by them.

§ 3. The pleadings may be oral and without verification; but before the summons is issued, the plaintiff shall file with the justice
the account, or the written contract, or a short written statement of
the facts on which the action is founded.
§ 4. This act shall take effect and be in force from its passage.
Ordered, That said bill be read a second time.
The rule of the House and constitutional provision as to the second
reading of said bill being dispensed with,
Mr. Bidwell moved an amendment to said bill.
Mr. Blakey moved the previous question
And the question being taken on the motion of Mr. Blakey, it was
decided in the affirmative.
Mr. Bidwell's amendment was then rejected.
Ordered, That said bill be engrossed and read a third time.
The rule of the House and constitutional provision as to the third
reading of said bill being dispensed with, and the same being en-
grossed,
Mr. Ward moved to recommit the bill to the Committee on General
Statutes, with directions to report a general bill on the subject.
Mr. Brown moved to lay the motion of Mr. Ward on the table.
And the question being taken thereon, it was decided in the affirmative.
The question was then taken on the passage of the bill, and it was
decided in the affirmative.
The yeas and nays being required thereon by Messrs. Ward and
Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary), J. T. Freeman, W. A. Morin,
Wm. A. Allen, Ulysses Garred, W. A. Morris,
W. W. Ayers, Addison Gibson, Thomas J. Morrow,
Edward Badger, E. A. Graves, Wm. Neal,
D. H. Baker, R. P. Gresham, Mat. Nunan,
B. G. Bidwell, Nelson Hamilton, O. S. Parker,
Church H. Blakey, C. C. Harvey, Robertson Payton,
R. W. Brandon, Wm. L. Hazelip, Thomas H. Reed,
Wm. Brown, Thomas W. Henton, Geo. W. Riddle,
W. W. Browning, John S. Herd, Samuel M. Sanders,
Stephen R. Campbell, Joseph Hermes, W. W. Sawyers,
Pat. Campion, Samuel C. Humphrey, C. C. Scales,
Isaac N. Cardwell, W. Godfrey Hunter, Wm. Sellers,
H. S. Chilton, Allen Jones, W. M. Stevens,
C. M. Clay, jr., R. A. Jones, Ben Stout,
S. E. G. Cole, John Watts Kearny, Geo. W. Strickler,
Henderson Conlee, W. T. Marshall, C. W. Threlkeld,
Thomas H. Corbett, Thomas J. Mayo, B. R. Walker,
Isham Cottingham, James M. McArthur, James D. Watson,
Those who voted in the negative, were—

H. C. Baker, F. M. Lowe, H. L. Stone,
W. N. Beckham, Samuel Martin, G. M. Thomas,
J. C. S. Blackburn, W. H. May, J. Q. Ward,
Washington Chandler, Thos. B. Montgomery, John S. Williams,
Richard P. Finn, Joshua D. Powers, John Wolfe—17.
A. S. Lewis, John Preston,

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

Mr. Scales moved to reconsider the vote by which said bill was passed.

Mr. Blakey moved to lay the motion of Mr. Scales on the table.

And the question being taken on the motion of Mr. Blakey, it was decided in the affirmative.

The hour of 12 o'clock, M., having arrived, the House took up from the orders of the day a resolution heretofore offered by Mr. Thomas, entitled

Resolution in relation to the increase of the judicial districts of this State.

On motion of Mr. Corbett, said resolution was referred to the Committee on the Judiciary.

The House also took up from the orders of the day a resolution heretofore offered by Mr. Thomas M. Miller, entitled

Resolution directing Secretary of State to furnish police judges in this Commonwealth with the General Statutes.

Mr. Ward moved an amendment thereto.
Which was adopted.

On motion of Mr. Stone, said resolution, as amended, was referred to the Committee on the General Statutes.

On motion of Mr. Ward, the resolution heretofore offered by him, directing the report of the Commissioners to revise the Codes of Practice to be referred to a select committee, was indefinitely postponed.

The House then took up the resolution offered by Mr. Stone, directing the Auditor to furnish certain statistical information to this House.
Mr. Blakey moved an amendment, which, by consent of the House, he subsequently withdrew.

Mr. Thomas then moved the following amendment as a substitute for the resolution proposed by Mr. Stone, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be requested to furnish this General Assembly a statement showing the number of qualified voters in each county in the State, as shown by the enumeration made by the county assessors in the year 1873.

The question was then taken on the adoption of the amendment (as a substitute) offered by Mr. Thomas, and it was decided in the affirmative.

The resolution, as amended, was then adopted.

Mr. Badger moved the following resolution, viz:

Resolved, That the board of members appointed by this House for determining the contest between Messrs. N. D. Miles and William Brown to the seat in this House now occupied by said Brown, be, and they are hereby, fully empowered and authorized to send for persons, papers, and records, and to issue attachments therefor; to issue commissions for taking evidence, and to swear witnesses. All summons, attachments, and other process necessary to effect the purposes of this resolution shall be signed by the chairman of said board; and shall be directed to, and executed by, any officer now authorized by law to execute similar process emanating from the courts of this State. All oaths necessary to be administered to witnesses before the board shall be administered by the chairman or clerk of said board. All depositions taken hereunder shall be transmitted as now required by law.

Which being twice read, was adopted.

And then the House adjourned.

7-H. R.
SATURDAY, DECEMBER 6, 1873.

The following petitions were presented, viz:
By Mr. Pearson Miller—
1. The petition of certain citizens of Monticello, Wayne county, praying the repeal of certain acts relating to said town.
By Mr. Webb—
2. The petition of sundry citizens of Livingston county, praying the passage of an act for the benefit of Mrs. Mary Davis.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on Moral and Religious Institutions, and the 2d to the Committee on Claims.

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

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Secretary of State be, and he is hereby, authorized to sell to each member of this General Assembly, who may desire to purchase, one copy of the General Statutes for the sum of three dollars per copy.

Mr. Sellers moved the following resolution, viz:

Resolved, That the Sergeant-at-Arms is hereby instructed to prepare an alphabetical list of the names of the members of this House, with the county each one represents, together with his post-office and occupation; and when completed, one hundred copies be printed for the use of the members of this House.

Which being twice read, was adopted.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined a joint resolution, which originated in this House, entitled

Resolution directing the furnishing of copies of the General Statutes to State Librarian for specified uses;
And had found the same truly enrolled.
Whereupon the Speaker affixed his signature thereto.
Ordered, That Mr. Thos. M. Miller inform the Senate thereof.
A message was received from the Senate, announcing that they had adopted a joint resolution, entitled

Resolution in relation to printing the Journals of the two Houses for the present session.
And that they had passed a bill, entitled
An act to authorize the voters of the city of Mayfield to vote upon
the proposition as to whether spirituous, malt, or vinous liquors shall
be sold within the corporate limits of said city, or within one mile
thereof.

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

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

Ordered, That said bill be referred to the Committee on Moral and
Religious Institutions.

Mr. Thomas read and laid on the table the following joint resolu-
tion, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky,
That the Superintendent of Public Instruction be requested not to pay for Collins' History of Kentucky, as authorized by a former act of
the Legislature, until compelled so to do by a court of competent
jurisdiction.

Mr. Bidwell moved the following resolution, viz:

WHEREAS, It appears from the message of the Governor that the
revenue lost to the State, in the last twenty years, by the default of
sheriffs, amounts to the sum of five hundred and seventeen thousand
two hundred and forty-one dollars and twenty-one cents; therefore,
be it

Resolved by the House of Representatives of the Commonwealth of Ken-
tucky, That the Auditor be requested to furnish this House, as early
as he can conveniently do so, all facts and information in his posses-
sion in reference to said defalcation; what efforts, if any, have been
made to collect said amount, or any part thereof, and why it has not
been done.

Which was adopted.

Mr. Martin read and laid on the table the following joint resolu-
tion, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky,
That the pay of the Sergeant-at-Arms, Door-keeper, and Enrolling
Clerk of each House of this General Assembly, shall not exceed five
dollars per day.

Leave of absence, indefinitely, was granted to Mr. Prall.

Mr. Craig read and laid on the table the following joint resolution,

Resolved by the General Assembly of the Commonwealth of Kentucky,
That the Secretary of State be directed to purchase for the State, and
place in the State Library, ten copies, substantially bound, of the
Holy Bible.
Mr. Craig moved the following resolution, viz:

Resolved, That the Speaker of this House appoint a committee of three members, who shall be styled the Committee on Retrenchment and Reform, whose duty it shall be to inquire into the condition, salaries, &c., of the different offices and its officers, in order to ascertain whether or not some of the offices may not be discontinued, and report to the House all the information to be obtained in regard to them.

Which being twice read, was adopted.

And thereupon the Speaker appointed on said committee Messrs. Craig, Preston, and Morrow.

Mr. Riddle, from the Committee on Propositions and Grievances, who were directed to prepare and bring in the same, reported a bill, entitled

A bill for the benefit of Harrison Lay, of Breckinridge county.

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

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

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

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

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

Mr. Ayers, from the Committee on Moral and Religious Institutions, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to prohibit the sale of spirituous or vinous or malt liquors within the corporate limits of the town of Hinkleville, Ballard county, or within two miles of the said incorporated limits.

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

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

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

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

Mr. Hermes moved to lay said bill on the table.
And the question being taken on the motion of Mr. Hermes, it was decided in the negative.

The question was then put, "Shall the bill pass?" and it was decided in the affirmative.

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

Mr. Hermes then moved to reconsider the vote by which said bill was passed.

Mr. Corbett moved to lay the motion to reconsider on the table.

And the question being taken on the motion of Mr. Corbett, it was decided in the affirmative.

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

Those who voted in the affirmative, were—

Mr. Speaker (McCready)Ulysses Garret,
Wm. A. Allen,
W. W. Ayers,
D. H. Baker,
H. C. Baker,
B. G. Bidwell,
J. C. S. Blackburn,
Church H. Blakey,
R. W. Brandon,
W. W. Browning,
Stephen R. Campbell,
Pat. Campion,
Isaac N. Cardwell,
H. S. Chilton,
S. E. G. Cole,
Henderson Conlee,
Thomas H. Corbett,
Isham Cottingham,
B. C. Craddock,
Newton Craig,
Richard D. Davis,
Samuel Ellis,
John Fible,
Richard P. Finn,
Geo. L. Forman,
W. H. Frederick,
J. T. Freeman,

Andreas Gibson,
E. A. Graves,
R. P. Gresham,
Nelson Hamilton,
James W. Hannah,
C. C. Harvey,
Wm. L. Hazelip,
Thos. W. Henton,
John S. Herd,
W. Godfrey Hunter,
Allen Jones,
R. A. Jones,
John Watts Kearny,
A. S. Lewis,
A. H. Marrett,
W. T. Marshall,
Thomas J. Mayo,
Matt. McKinney,
Pearson Miller,
Thomas M. Miller,
Thos. B. Montgomery,
Thos. J. Morehead,
W. A. Morin,
W. A. Morris,
Thomas J. Morrow,
Wm. Neal,
Mat. Nunan,
O. S. Parker,
Robertson Payton,
Joshua D. Powers,
John Preston,
Thomas H. Reed,
Geo. W. Riddle,
Sam'l M. Sanders,
W. W. Sawyers,
C. C. Scales,
Wm. Sellers,
W. M. Stevens,
H. L. Stone,
Ben. Stout,
Geo. W. Strickler,
G. M. Thomas,
C. W. Threlkeld,
Geo. B. Turner,
B. R. Walker,
J. Q. Ward,
C. H. Webb,
John S. Williams,
J. A. Wilson,
R. W. Wilson,
John Wolfe,
D. W. Wright,
Geo. C. Young—81.

Those who voted in the negative, were—

Joseph Hermes,
Samuel Martin,
James W. Meador—5.

Samuel C. Humphrey, W. H. May,
Leave was given to bring in the following bills, viz:

On motion of Mr. Corbett—

1. A bill to amend the charter of the Elizabethtown and Paducah
Railroad Company, so as to authorize said company to extend their road from Paducah, through North Ballard, to such point on the Ohio or Mississippi rivers as said company may select, within the county of Ballard.

On motion of same—
2. A bill to repeal the 5th section of chapter 65 of the General Statutes.

On motion of same—
3. A bill for the benefit of Lewis F. Marshall, sheriff of Ballard county.

On motion of Mr. Clay—
4. A bill to amend the charter of the Bourbon County Agricultural Society.

On motion of Mr. Davis—
5. A bill to amend the law incorporating the town of Grayson, in Carter county.

On motion of same—
6. A bill for the benefit of Stephen Nethercutt, of Carter county.

On motion of same—
7. A bill to amend an act providing for the payment of the militia, called out by the Governor during the year 1864, in Carter county.

On motion of Mr. Thomas M. Miller—
8. A bill for the benefit of Franklin Fraize, former sheriff of Breckinridge county.

On motion of Mr. Morrow—
9. A bill authorizing the jailer of Caldwell county to appoint a deputy.

On motion of Mr. Morrow—
10. A bill to extend the charter of the Alexandria and Flag Spring Turnpike Road Company, in Campbell county.

On motion of same—
11. A bill to enact a general stock law for Campbell county.

On motion of Mr. Williams—
12. A bill for the benefit of the sheriff of Montgomery county.

On motion of Mr. R. W. Wilson—
13. A bill for the benefit of Noah Allen, of Crittenden county.

On motion of same—
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On motion of same—
15. A bill to increase the jurisdiction of magistrates to one hundred dollars in Crittenden county.
On motion of same—
16. A bill to repeal an act in reference to the sale of spirituous liquors in Crittenden county, approved March 29, 1873.
On motion of same—
17. A bill for the benefit of James H. Cameron, sheriff of Crittenden county.
On motion of Mr. Cardwell—
18. A bill for the benefit of James M. Thomas, late sheriff of Lee county.
On motion of Mr. Duvall—
19. A bill for the benefit of John Haly.
On motion of Mr. Powers—
20. A bill to make it a penal offense for any officer of this Commonwealth to accept a free pass from any railroad or other corporation within this Commonwealth.
On motion of Mr. Turner—
On motion of Mr. Ward—
22. A bill to amend an act, entitled "An act to incorporate the Cynthiana and Millersburg Turnpike Company."
On motion of same—
23. A bill to amend section 6, chapter 31, of the General Statutes.
On motion of same—
On motion of same—
On motion of Mr. Cottingham—
26. A bill to increase the jurisdiction of the justices of the peace in Henderson county.
On motion of same—
27. A bill to increase the jurisdiction of the judge of the Henderson county court.
On motion of Mr. Walker—
28. A bill prescribing more distinctly the clerical duties of justices of the peace, and penalties for non-performance thereof.

On motion of same—
29. A bill to amend the revenue laws of this Commonwealth touching the mode of making assessments.

On motion of same—
30. A bill to forbid the law partner or partners of the Attorney General, Commonwealth and County Attorneys, of this State, to defend any person or persons whom, by the laws of the Commonwealth, it is made the duties of those officers to prosecute.

On motion of same—
31. A bill to amend the amendment to section 16, chapter 1, title 2, of the Civil Code, entitled "Court of Appeals."

On motion of same—
32. A bill to amend section 20, article 2, chapter 2, title 2, of the Code of Practice, entitled "Appellate Jurisdiction of Circuit Courts."

On motion of same—
33. A bill to amend section 24, article 2, chapter 3, title 2, of the Code of Practice," entitled "Quarterly Courts."

On motion of same—
34. A bill to amend section 29, article 2, chapter 3, of the Code of Practice, entitled "Appellate Jurisdiction from Justices over Five Dollars."

On motion of same—
35. A bill to amend section 26, chapter 5, article 2, of the Codes of Practice, entitled "Justices' Court."

On motion of Mr. Frederick—
36. A bill to repeal so much of an act concerning the various charitable institutions as relates to the Kentucky Institution for the Education of the Blind, approved 21st April, 1873.

On motion of Mr. Wolfe—
37. A bill to amend the charter of the town of West Covington, Kenton county.

On motion of Mr. Scales—
38. A bill to amend article 1, section 2, of chapter 28, of the General Statutes.

On motion of Mr. Sanders—
39. A bill to regulate the compensation of the officers of the Senate and House of Representatives.
On motion of Mr. Garred—
40. A bill for the benefit of George Carter, committee for J. B. Salter, a lunatic, of Lawrence county.
On motion of same—
41. A bill to regulate trials and proceedings before justices of the peace for Lawrence county.
On motion of same—
42. A bill to prevent the sale of intoxicating liquors upon election day.
On motion of Mr. Thomas—
43. A bill to amend the law of evidence in certain cases.
On motion of same—
44. A bill to amend an act, entitled "An act to incorporate the Vanceburg, Dry Ridge, and Kinniconick Creek Turnpike Road Company."
On motion of Mr. Webb—
45. A bill to amend an act, entitled "An act to charter the Evansville and Jackson Railroad Company."
On motion of Mr. Blakey—
46. A bill to amend an act, entitled "An act for the benefit of keepers of licensed stud horses, jacks, and bulls," approved April 13, 1873.
On motion of same—
47. A bill to amend section 2, article 4, chapter 106, of the General Statutes.
On motion of Mr. R. A. Jones—
48. A bill to amend the charter of the city of Louisville in reference to the Board of Health.
On motion of same—
49. A bill to remove the remains of Gen. Z. Taylor to the cemetery at Frankfort.
On motion of same—
50. A bill to take the sense of the people as to the necessity of calling the convention to amend the Constitution of the State.
On motion of Mr. Badger—
51. A bill to amend article 13 of chapter 38 of the General Statutes.

S-H. R.
On motion of same—
52. A bill to amend section 5 of chapter 79 of the General Statutes.

On motion of same—
53. A bill to amend the attachment law of this Commonwealth.

On motion of same—
54. A bill for the better security to the citizens of this Commonwealth of their lives, liberty, and property.

On motion of same—
55. A bill in relation to the registration of births, marriages, and deaths in Kentucky.

On motion of same—
56. A bill to legalize dissection in the surgical schools of this Commonwealth.

On motion of same—
57. A bill for the better protection of the women and children of this Commonwealth.

On motion of same—
58. A bill to amend the attachment law of this Commonwealth in relation to non-resident defendants.

On motion of Mr. Graves—
59. A bill to change the time of paying revenue into the Treasury.

On motion of same—
60. A bill to increase the jurisdiction of justices of the peace in Marion county.

On motion of same—
61. A bill to make it unlawful for any railroad company to give, tender, loan, or discount any pass to any officer of this Commonwealth.

On motion of same—
62. A bill to authorize the Secretary of State to purchase, for the use of the State Library, certain Congressional Globes.

On motion of Mr. Forman—
63. A bill to establish a work-house and infirmary in the county of Mason.

On motion of Mr. Reed—
64. A bill to charter Harrodsburg Library Association.

On motion of Mr. Martin—
65. A bill to increase the jurisdiction of justices of the peace of this Commonwealth.
On motion of same—
66. A bill to increase the jurisdiction of county court judges of this Commonwealth.
On motion of Mr. Beckham—
67. A bill to subject railroad property in Kentucky to county and municipal taxation.
On motion of same—
68. A bill to authorize George Boone and Robert Wimpsett to erect a fish-dam at Raper's Ford, on Beech Fork, Nelson county.
On motion of same—
On motion of Mr. Morris—
70. A bill for the benefit of H. L. Wilson, late sheriff of Robertson county.
On motion of Mr. Meador—
71. A bill to provide for the payment of jurors in justices' courts in this Commonwealth.
On motion of Mr. Lowe—
72. A bill to increase the jurisdiction of magistrates and county judges of this Commonwealth.
On motion of Mr. Henton—
73. A bill to amend section 2d of article 5th of chapter 18 of the General Statutes.
On motion of same—
74. A bill for the benefit of Joshua Sharp, of Shelby county.
On motion of same—
75. A bill to so amend an act, entitled "An act to amend chapter 28 of the General Statutes," as to more effectually suppress lawlessness in various parts of this Commonwealth.
On motion of Mr. Finn—
76. A bill to amend section 6, article 5, chapter 18, of the General Statutes.
On motion of same—
77. A bill to empower county courts to increase the jurisdiction of their respective justices of the peace.
On motion of Mr. Riddle—
78. A bill to provide for the education of colored children of Union county.
On motion of same—
79. A bill to repeal the attachment and garnishee law.

On motion of same—
80. A bill to reduce the number of jurors in civil suits before the courts of this Commonwealth.

On motion of Mr. Pearson Miller—
81. A bill for the benefit of the administrators of Wm. Simpson, late clerk of the Wayne circuit and county courts.

On motion of Mr. Blackburn—
82. A bill for the benefit of Andrew Mitchell, of Fayette county.

On motion of Mr. Stone—
83. A bill to amend an act to incorporate the Licking River Lumber and Mining Company, approved January 25, 1863.

On motion of Mr. Williams—
84. A bill to allow aliens to hold real estate in this Commonwealth.

On motion of Mr. Craig—
85. A bill to provide for the government and discipline of the Kentucky Penitentiary, and to repeal all laws and parts of laws inconsistent therewith.

On motion of Mr. Badger—
86. A bill amending the laws upon education in this Commonwealth.

On motion of Mr. Brandon—
87. A bill to erect a ferry across Green river, in Ohio county, at Cromwell.

On motion of same—
88. A bill to increase the jurisdiction of the county judge of Grayson county.

On motion of same—
89. A bill giving to the voters of Grayson county the privilege of voting for or against the present system of retailing spirituous, vinous, and malt liquors.

On motion of Mr. Bidwell—
90. A bill to regulate the assessment of property for taxation in this Commonwealth.

Ordered, That the Committee on Railroads prepare and bring in the 1st, 45th, and 61st; the Committee on the General Statutes the 2d, 6th, 9th, 15th, 18th, 23d, 28th, 30th, 33th, 41st, 46th, 42th, 51st, 52d, 53d, 54th, 55th, 58th, 65th, 66th, 73d, 75th, and 79th; the
Committee on Ways and Means the 3d, 8th, 12th, 14th, 17th, 29th, 49th, 59th, 67th, 70th, and 90th; the Committee on Agriculture and Manufactures the 4th and 11th; the Committee on Circuit Courts the 5th and 7th; the Committee on Internal Improvement the 10th, 44th, 68th, 69th, and 87th; the Committee on Claims the 13th, 19th, 74th, and 82d; the Committee on Propositions and Grievances the 40th and 42d; the Committee on the Judiciary the 20th, 25th, 42d, 56th, 57th, 77th, 80th, 83d, and 84th; the Committee on County Courts the 21st, 24th, 26th, 27th, 60th, 63d, 71st, 72d, 81st, and 88th; the Committee on Corporate Institutions the 22d, 37th, 48th, and 64th; the Committee on Codes of Practice the 31st, 32d, 33d, 34th, 35th, and 43d; the Committee on Charitable Institutions the 36th; the Committee on the Revision of the Constitution the 50th; the Committee on the Library the 62d; the Committee on Education the 76th, 78th, and 80th; the Committee on the Penitentiary the 85th; and the Committee on Moral and Religious Institutions the 89th.

And then the House adjourned.
MONDAY, DECEMBER 8, 1873.

The following petitions were presented, viz:

By Mr. Turner—
1. The petition of certain citizens of Harlan county, praying the repeal of an act prohibiting the sale of spirituous liquors in said county.

By Mr. Blackburn—
2. The petition of the congregation of the “Disciples of Christ,” at Grassy Springs, in the county of Woodford, praying the passage of an act to amend the charter of the Kentucky University.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on Moral and Religious Institutions, and the 2d to the Committee on the Judiciary.

A message was received from the Senate, announcing that they had concurred in a resolution, which originated in this House, entitled

Resolution directing the Auditor to furnish certain statistical information.

Mr. Corbett, from the Committee on County Courts, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to repeal an act, entitled “An act to regulate and create the office of county treasurer in the counties of Perry and Harlan,” approved April 21, 1873.

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

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

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

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

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

Mr. Corbett, from the same committee, who were directed to prepare and bring in the same, reported a bill, entitled

A bill for the benefit of George Brittain, of Bell county.
Which was read the first time and ordered to be read a second time.

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

Mr. Blakey moved an amendment thereto.

Which was adopted.

The question was then put, "Shall the bill, as amended, be engrossed and read a third time?" and it was decided in the negative.

And so said bill was rejected.

The Speaker laid before the House the following report of the Board of Visitors of Kentucky Military Institute, viz:

[For Report, see Legislative Document No. 10.]

Ordered, That the Public Printer print five hundred copies thereof for the use of this General Assembly.

The Speaker also laid before the House the report of the Commissioners of the Kentucky Asylum at Danville for the Tuition of the Deaf and Dumb, viz:

[For Report, see Legislative Document No. 9.]

The Speaker also laid before the House the following communication from the Auditor, viz:

STATE OF KENTUCKY,

OFFICE OF AUDITOR OF PUBLIC ACCOUNTS,

FRANKFORT, DECEMBER 8TH, 1873.

Hon. James B. McCreary, Speaker of House of Representatives:

Sir: I have the honor to submit herewith a statement showing the number of qualified voters in each county in this Commonwealth, as shown by the copies of the Assessors' books returned to this Department for the year 1873. From the counties marked "estimated," no returns of the qualified voters were made by the Assessors; consequently, they are only estimated for those counties.

I have the honor to be,

Very respectfully,

Your obedient servant,

D. Howard Smith, Auditor.
List of Qualified Voters, as shown by the copies of Assessors' books returned to the Auditor's Office for the year 1873.

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*Estimated.
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<td>Washington</td>
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*Estimated.
List of Qualified Voters—Continued.

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<th>COUNTIES</th>
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<td>Wolfe</td>
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<tr>
<td>Woodford</td>
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<td>1,008</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td>241,191</td>
<td>47,125</td>
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</table>

Attest: D. HOWARD SMITH, Auditor.

On motion of Mr. Blakey,

Ordered, That the Public Printer print six hundred copies thereof for the use of this General Assembly.

The House took up for consideration a resolution from the Senate, entitled Resolution calling for report from the Commissioners to revise the Codes of Practice.

Mr. Ward moved an amendment as a substitute therefor.

The amendment proposed by Mr. Ward was adopted.

Said resolution, as amended, was then concurred in.

The Speaker laid before the House the following report of the State Geologist, viz:

GENERAL REPORT OF THE GEOLOGICAL SURVEY OF KENTUCKY.

INTRODUCTORY LETTER.

To His Excellency, P. H. LESLIE, Governor of Kentucky:

Sir: When you did me the honor to appoint me Geologist of Kentucky, I was engaged in some work in England. A telegraphic notice of the fact came to me on the 25th day of June, but matters which I had in hand delayed my return, so that it was not until the 22d day of August that I arrived in Frankfort, and took the oath of office. Desiring to lose no time in getting to work, the same day I appointed, and you were pleased to confirm, Professor Robert Peter, M. D., of the Kentucky University, to be the chemical assistant, and Mr. A. R. Crandall to be the geological assistant in the survey—thus completing the list of officers required by the law. The following day Dr. Peter began the organization of the laboratory at Lexington, and I left for Greenup and Carter counties to begin, with Mr. Crandall, the work of completing...
the surveys of that district—it being provided in the bill for the reorganiza-
tion of the survey that the work should be a continuation of that
done under Dr. Owen. As soon as this work was well under way I
returned to Frankfort and began a search for the records of the old sur-
vey. To my great regret, I found that almost everything had been
destroyed by the burning of the offices of the State in 1869. The field
notes, manuscript maps, &c., and all the valuable collections, had been
lost in this manner. After much search, I found in Philadelphia the
copperplate of the unfinished map of Greenup, Carter, Boyd, and Law-
rence. This is worth several hundred dollars to the State. Dr. Peter
had carefully preserved the materials in his hands at the time the sur-
vey was suspended, so that something has been saved from the work.

The loss of the records of the survey is the more to be regretted from
the fact that the Legislature has ordered that this survey be a continua-
tion of that made by Dr. Owen. As far as possible, I have complied with
this order. Dr. Owen, however, left no distinct outline of his plan for the
conducting of the survey, and I have not been able to see clearly what his
plan was from the most attentive study of his reports. I have, therefore,
thought it best to sketch out a plan for the continuation of the survey,
with the intent of utilizing, as far as possible, the work that has been done,
to the end that the survey might be finished in the shortest possible time.
This plan constitutes the first part of my annual report. My main object
in bringing the questions involved therein before the honorable members
of the Legislature is, that I might have their criticism and their warrant for
the work I have undertaken or may undertake. Any changes they may
order will serve to limit and guide me in the work. You will see, by this
plan, that I deem it for the best interests of the State to complete the work
of the survey step by step, making no report on any district until it is in
itself final and complete. I therefore withhold the reports on the work
we have in hand; I confidently expect, however, that the report on the
counties of Greenup, Boyd, Carter, and Lawrence, will be finished and
ready for publication during the month of February next. It will con-
sist of about as much work as is embodied in one of the four published
volumes of the survey; with two maps and a number of important sec-
tions and diagrams. Work is now under way on the line of the Eliza-
behtown and Paducah Railroad, and owing to its more southern position
this end of the State, it will be possible to concentrate our energies upon
it during the winter season. The work of mapping the line of the Lex-
ington and Big Sandy, with a view to a report on the mineral and other
resources along this line of road, has also been undertaken. Some pro-
gress has been made in the preparation of a report on the building materials of the State. I hope to have this completed within a year. With your advice and consent, I have communicated a number of letters to the journals of the State concerning its mineral and other resources. These informal reports will be continued from time to time. Large collections, illustrative of the mineral and soil wealth of the State, have been begun, with especial reference to the representation of the State in exhibitions to be held in the different American cities.

The following gentlemen are now employed in the work of the survey: Dr. Robert Peter, assisted by Mr. John H. Talbutt, in the office of the chemical department, at Lexington; Mr. A. R. Crandall, Mr. Philip N. Moore, Mr. John A. Monroe, Mr. C. W. Beckham, and Mr. C. Schenk, in the field work. With myself, this makes eight persons employed, at an average cost of about twelve hundred dollars per month, including salaries, chemical supplies, subsistence, transportation, and repairs. No expense for rent or clerical labor has yet been incurred.

The following gentlemen have already engaged to act as local assistants, in accordance with the system recommended in the plan for the conduct of the survey. The list is in the order of their acceptance:

W. T. Knott, Esq., for Marion county; Rev. J. M. Letton for Mason; Rev. Dr. Cosby, for Nelson; Professor Failes, for Boyle; Dr. W. O. Graves, for Fayette and Clarke; Col. Rard, for Lewis; Thomas Turner, Esq., for Montgomery, Menifee, Powell, and Wolfe; Redd Twyman, Esq., for Woodford; Dr. A. B. Lyman, for Madison; J. R. Anderson, for Adair.

I must acknowledge my obligations to these gentlemen, who, without reward, have offered their valuable assistance to the State.

The thanks of the survey are due to Mr. Joseph Lesley, of Philadelphia, at one time assistant in the geological survey under Dr. Owen, for permission to use the plate of a map of the coal-field of Eastern Kentucky, prepared by him since the suspension of the survey. This map represents the results obtained by one of the parties of the survey during the last year of the work. I have also to acknowledge the kind assistance of the Eastern Kentucky Railroad, and also the many favors of its Vice President, Mr. Bates, and its Chief Engineer, Mr. Stoughton. We are also indebted to Mr. Kuper and his assistants, of the Lexington and Big Sandy Railroad, and to Mr. McLeod, the Chief Engineer, and Mr. Brock, Superintendent of the Elizabethtown and Paducah Railroad.

Despite the difficulties which always surround the beginning of any such undertaking, we have managed to accomplish a large amount of im-
important work during the first three months of the operations of the survey. The expenses which were incurred for outfit, though kept within the narrowest limits, exceeded one thousand dollars, two thirds of which was for chemical apparatus and supplies. By the first of January about one half of the appropriation of ten thousand dollars will have been expended, and the whole of the sum will be used by the first of next June. It is of the utmost importance that we should know, at the earliest possible date, what the future of the survey is to be; for, under any circumstances, I desire to complete the work now in hand.

Let me say, in closing, that I have already seen enough of our resources to feel convinced that they need but to be properly set forth to the world to command wealth and prosperity for the State.

With great respect,

Your obedient servant,

N. S. SHALER,
State Geologist of Kentucky.

NE\'WPORT, KY., December 1st, 1873.

PLAN FOR THE CONDUCT OF THE KENTUCKY GEOLOGI-
CAL SURVEY.

No such considerable work as the careful survey of extensive and varied region like the State of Kentucky should be undertaken without a well-considered plan. I therefore propose at the outset to take up the questions involved in the work to show the objects of the survey, and the means of satisfying them.

The accepted object of a scientific survey of any region is to determine, with the aid of exact science, its relations to other parts of the earth, and the means whereby it may be made to contribute to the welfare of its inhabitants. Taking the successful and profitable surveys in this and other countries, we find the following means of gaining the ends in view:

1st. A general reconnoissance of the ground in order to secure the outlines of the problems which have to be met.

2d. The formation of an accurate topographical map, which shall give, on the scale of at least one inch of map distance for every mile of country, the exact relations of every stream, hill, and valley throughout the State.

3d. A geological survey which shall be so exact as to indicate, on colored sheets of this map, the precise limits of each formation; so that
the owner of any land, by the use of this map, and the accompanying diagrams and reports, may be able to determine, as nearly as possible, what lies beneath it.

4th. A careful study of living animals and plants within the State, in order that their usefulness to man, the means of their nurture or destruction, and their relation to the fossil life, shown by the geological survey, may adequately be determined.

5th. The study of the physical conditions existing in the State—climate, magnetic variations, &c.

6th. The presentation of this knowledge in such fashion that it may be best suited to secure its preservation and ready use within the State, and its dissemination abroad.

7th. The extension of the study of science within the State.

I propose to trace, in detail, the steps which should be taken to effect these desired results.

Fortunately for us, the preliminary reconnaissance of the State has been substantially completed. Nearly all the published results of the survey of Dr. Owen were of this character. When he began his survey the general outline of the geological formation of the State was unknown; the area of its coal-fields was a matter of conjecture. The utter want of knowledge of the State was a difficulty which could but be met by the cursory explorations which are recorded in the four published volumes of the survey. During his years of service, Dr. Owen visited nearly every county in the State, and has recorded, in his successive reports, the important results of his quick and vigorous research. It is difficult to appreciate the value of this preliminary work; it was unhappily followed by five years of civil war, which not only broke up the survey, but kept capitalists from the investments which they would have been disposed to make. Its desultory and fragmentary shape, evils, in good part, the result of the very ignorance of the work to be done, which it was its object to remedy, have made it difficult of access to any one not a special student of geology. I am forced to confess that, after months of assiduous study, I am not yet complete master of its undigested mass of facts. After much consideration, and with the advice of my fellow-workers, I have determined to do little more of this preliminary work, which is costly to the State, and wanting in the precision and completeness demanded in every geological report which is meant to be the base of economic work. I am now endeavoring to procure the required preliminary information in the following fashion: To many of the Senators
and members of the Lower House in the State I have addressed a letter, asking of them assistance—each for his own county—in procuring information concerning the geological phenomena found within its limits. Gentlemen of intelligence and some leisure, the clerks of the courts, sheriffs, physicians, and others, however ignorant of geology, can give me great aid. I have asked the honorable gentlemen of our legislative body to name to me some such gentleman in each county, who is willing to make himself the agent of the geological survey in procuring information. I have sought of them the following classes of information:

1st. What are the defects in the representation of your county on the maps you may have in hand? County lines, streams, and roads, how far are they in error?

2d. What are the mineral springs, or springs remarkable on account of their temperature, volume, variability, &c.?

3d. What are the minerals, coals, and building stones, as far as known? What mines, salt wells, and quarries have been opened? And what was the yield of these materials last year?

4th. What caverns exist in your county?

5th. What are the principal points where good sections through the rocks can be seen?

6th. What are the principal varieties of soils in your county, their natural timbering, crops, and the regions occupied by them?

7th. What are the timber trees, and how are they distributed in the county?

8th. What are the water-powers of your county, size of streams, character of shore, &c.?

9th. What is the price of land according to the character of soil, productiveness, and availability for immigration purposes?

10th. What remains of ancient races exist in your county?

This last item will lay the foundation for an inquiry into the history of our predecessors in the enjoyment of this land. This study must be made now before the evidences are quite swept away by culture. I hope to gather by these inquiries the popular information concerning each county, which is pretty generally rich in well-observed facts. When these are collated with the observations made by the geological survey of Dr. Owen, we shall, I trust, have for each county a basis for detailed work, which will enable me to begin final work therein with very great advantage. I am inclined to think that at least one third of the expense of the geological work can be saved in this way.
Whenever possible, I have aided these gentlemen, by advice and assistance, in making up local cabinets, which serve to illustrate the geology of their own particular region. The advantages of these local cabinets are very great; they serve to give people an interest in their own section, and will be an immense aid to the survey when it comes to work in the regions where they are accumulated. But the most important result is to educate, in each district, some one person, who may become of inestimable advantage to his fellow-citizens by being constantly on the alert for indications which may be of importance, to which he will, if need be, call the attention of the officers of the survey. A list of the gentlemen who have made arrangements to give this form of assistance to the survey is given in the letter which precedes this report.

The gentlemen who have, without recompense, taken this work upon their shoulders, are entitled to the warmest thanks of their fellow-citizens.

The second division of the work of the survey presents far graver difficulties than the preliminary reconnaissance. To make an accurate map of any country, on such a scale that each land-owner may find a tract of a hundred acres or more fairly indicated thereon, is one of the first and most important works of any survey. Every State in Europe, and many States in this confederation, have incurred large expenditures in order to obtain this necessary basis for all important works. To the geologist a map of this degree of accuracy is imperatively necessary if he would give his best work with the degree of accuracy necessary for economic results. His main end is to indicate on a map the precise outline of each geological formation, accompanying the same by diagrams, showing the succession of rocks beneath each district, and a detailed report on its geology, in such fashion that the resources at the command of any land-owner may be accurately determined. It must not be supposed that it is to the geologist alone that such maps are necessary. As a basis for land surveys, in the construction of roads, railways, canals, and other improvements, such maps spare a large part of the expense which is now incurred in preliminary explorations, so that this map-making work may be regarded as a basis for the whole industry of the State. Most of the States in this Union were surveyed by the General Government. Ohio, Illinois, and Indiana, and the other States west to the Pacific, have had this work done in order to afford a basis for the division of the public lands. The State of Kentucky having been organized before the adoption of this system, never having been, indeed, a part of the Federal territorial domain, came into the Union without any
survey whatever, and has to this day remained without any other delineation of its surface than has been given it by the chance work of several publishers. Taking the best existing maps of the State, we find they use a scale of four or five miles to the inch. Even with perfect accuracy and microscopic minuteness, it is not possible to give the necessary geological details. But a little study will show any one that these maps are mere bundles of errors. Streams are often ten or twelve miles out of place. Every railway survey shows many towns a mile or more from their true position. Indeed, it is not too much to say that the average error in the assigned position of the geographical features of Kentucky is several miles. Any geological mapping done on such an imperfect basis necessarily leads to an entire revision of the work in a few years, at a cost almost equal to the first expenditure. This must not be, for I have fully determined that all the work done under my charge for this survey shall be done with a definite plan, and to the final end of leaving the matter as far advanced as our sciences can take it. The revision that becomes in time necessary must be the revision coming from the constant increase of discovery, not from the original incompleteness of the work. A map, and that as good as modern science can produce, must be the very first object of the survey. Five years ago I should have had grave fears as to the possibility of doing this work in a sufficient manner. In its nature extremely difficult, demanding the skill which is only found in a few large and long-trained governmental corps, the first steps of mapping an area, such as the State of Kentucky, are far beyond the resources of a survey such as the State can readily organize.

The foreign immigrant, accustomed to look upon accurate maps as an evidence of the culture and development of any State, will be the better attracted when he can see the whole State fairly represented before him. The former geologist of the State, Dr. Owen, sought to escape from the difficulty by doing this work as part of the task of the survey. In the six years during which the survey was prosecuted, the greater part of its funds were spent on the topographical work. A base line was rudely measured across the State, and some maps begun; war, time, and fire have done much to obliterate the record of this work. On careful consideration, and by the advice of able counselors, I have determined that it would be imprudent to undertake to complete this map of the State. It can scarcely be said to have been begun, notwithstanding the large sums spent upon it; to carry it out on the scale proposed, would cost the
State several hundred thousand dollars, and the result would be, after all, unsatisfactory, on account of the uncertainty of the basis of the work. In place of this work, it will be far better to avail ourselves of the aid of the United States Coast Survey, which is now offered to us, for the purpose of getting the triangulation of the State executed in a proper manner. The State of Kentucky can fairly claim the credit of having done much to bring about the extension of this good work to the interior States.

In 1868, Governor Stevenson recommended in his annual message the revival of the geological survey, and the passage of a resolution, by the Kentucky Legislature, asking the Federal Congress to allow the Coast Survey to give its aid to the work. In pursuance of this recommendation an item of sixty-five thousand dollars was entered in the appropriation bill, to be used by the survey for such purposes. Unfortunately the State failed to pass the bill during the geological survey, and this money has been spent in work done in other States; but I am promised by the Superintendent of the Coast Survey that the State shall have her share of the appropriation which may be made by the next Congress. This will secure to the State an amount of money probably much exceeding the sum appropriated for the use of the geological survey. As the triangulation is completed, we shall obtain a number of determined points, so great that it will be possible to construct, at small expense and with great accuracy, maps on which the geology of the country can be satisfactorily represented. I, therefore, venture to recommend that the Legislature be requested to memorialize the Federal Government to increase the Coast Survey appropriation, so that the work may be energetically prosecuted in this State. As at least a year must elapse before the work done by the Coast Survey will serve as a basis for final maps of the State, I propose the following plan for the work to be done in the interior, until the maps can be made. Most of the railway surveys of the State have been made with sufficient care to give us, with an approximation to accuracy, the surface of the country for some distance on each side of their lines. With reductions of these maps in hand, it will be a comparatively easy matter to color them geologically, and to prepare detailed reports of the soils and minerals to be found along their lines. The aggregate length of the several lines of railway already built, or about to be built, is about one thousand five hundred miles. If the surveys will give a basis for mapping, for the distance of five miles on either side of the lines, then the work will include about the third part of the surface of the State. This will afford data on which
to solicit immigration, and the investment of capital in those regions which have been made readily accessible by these roads. Printed in a simple way, and broadly distributed, these reports will make the most effective possible basis for the development of the State. With proper care, this work can be done in a fashion which will not make it necessary to have it revised in order to bring it on to the final map of the State. It may, therefore, be regarded as no temporary expedient.

Although I am compelled to limit the work which has a final character to the region where railroad, river, and other surveys supply the basis for maps, I shall not hesitate to extend my researches to regions remote from transportation, and to make such reports thereon as may be necessary to inform capitalists who propose to invest money in mines, &c., or to encourage citizens to take the steps necessary to provide adequate conveyance for their mineral wealth. Should the demand make it necessary, I will, besides the time I may be able to give to it myself, appropriate to this purpose the services of a competent assistant; whose whole time shall be given to making special surveys in aid of the development of various projects which are likely to prove successful.

The development of the coal and iron of the State will necessarily be the first object of the survey. Though other States may have a larger area of these materials, a careful comparison of our own stores with those of other countries has satisfied me that when we consider the extent of our coal and iron fields; their relation to the most extensive system of fresh water transportation in the world; their neighborhood to the fertile lands of the central region of the State, and the vast markets of the West and South; the admirable system of rivers which penetrate them, and only require small lockage to make natural canals for the discharge of the products of quarry and mine, and finally the admirable position for working in which the beds lie, we are justified in placing Kentucky the very first in natural wealth of all the States in the Mississippi Valley. But our first object should not be to arouse the export of these products alone, but rather to show the way in which the future of our industries can be so managed as to induce capital to seek to combine our products within our borders, to convert the coal and ore into iron, and this iron into its products, rather than to ship them abroad for other hands to work. The richest States are not always those which produce the most of the basis of industry, but rather those which utilize these materials most effectively within their borders. I shall, therefore, not hesitate to make the work of the survey do all it can to throw light on the questions
of industrial improvement, by giving the statistics of mines, furnaces, &c., by showing the natural routes of transportation as dependent on the structure of the State, and all other similar points.

In doing the geological work along these railways, the utmost care must be taken to record the whole of the observed facts in such fashion that this record may remain a permanent evidence of the survey apart from any theory or opinion which may be based upon it. Let it not be supposed that I would condemn the explanation of observed facts, which constitutes theoretical geology. I only wish to enforce the importance of keeping the evidence of the facts in a way which will, at any time, allow the conclusions to be revised without the expense of collecting the evidence again. The following plan for the collection of materials has been adopted, and the work is being done in pursuance therewith. The note-books of each assistant working in the field are to be kept with all possible detail, and made a part of the records of the survey. As these books will represent the fact of each observation, with proper drawings for illustration, their testimony will always be useful. But the most effective way of recording the observations made, is by carefully collecting specimens illustrative of each formation, and preserving them with such descriptive labels as are necessary to show their position and relation. These specimens should be made to illustrate the resources of the State in the most ample manner; enough should be gathered to enable us to make several collections; the first and most important to be deposited in the State University at Lexington, where the students of our principal school may gain an adequate idea of the resources of their native Commonwealth, while they are studying the means to be used in its development; another collection should be deposited at the Capital; and yet another, or possibly two, be used as a means of representing the State in the exhibitions which now play so prominent a part in the industrial life of this and other countries. These collections should be made to represent, in an ample fashion, the following features:

1st. The geological and mineralogical features of the country.
2d. Its soils and their cultivated productions.
3d. Its native animals and plants.
4th. Its ancient life, both of animals and man.

So close is the dependence of all the forms of life upon the geological conditions of its surface that all the matters above specified properly fall under the attention of the geologist. Moreover, it will be desirable to give, along with these collections, maps showing what is known of our
climate, water-powers, and other features bearing upon the condition of the State.

One of the advantages to be derived from making our first studies along the railroad lines is the ample facilities afforded for transportation of such collections, as well as the good views of the rocks, soils, &c., given by the cuts of the roads.

Considerable collections have already been made with a view to the exhibition above referred to; experiments have been made as to the methods of display; and the details of the plan are set forth in Appendix A.

Some work is also doing toward the representation of the fossil contents of our rocks. It is not alone for their great scientific interest that these objects demand our attention. They have the clearest and most immediate practical value. Many times the money required for the geological survey of the State has been expended in profitless searching for coal, oil, and other materials, in regions where they are known to be wanting by trained geologists. It is through the fossils, and through them alone, that we are able to identify any stratum and determine its position. Therefore it is imperatively necessary, in any geological report, to show the forms of animal life characteristic of each level. They are the inscriptions upon the rocks which tell their date and their history.

A special object of the survey will be to examine the building materials of the State, at least those which are useful in masonry work. I am satisfied, from the work which has already been done, that the best building stone in the West, when we consider their quality and accessibility to water transportation, lie within our State; and yet, with all this store, the Federal Government has been compelled to pay half a million for a less enduring stone, brought from the distant shores of Maine, over a thousand miles away. A plan for this collection is shown in Appendix B.

By far the most important means of studying the resources of the State, and contributing to their increase, is to be found in the chemical laboratory. In the present state of our science, no step forward can be taken without its aid. The maker of iron and all other metals, the cultivator of the soil, the builder, the domestic economist, must all ask this aid. The very first step taken in reorganizing the survey was to reappoint the able chemist of the old survey, and arrange for the starting of the laboratory. An arrangement was made with the Regent of the Ken-
tucky University, at Lexington, by which rooms were secured, rent free, at that central point. As a good deal of apparatus had to be purchased, and many other arrangements made, this laboratory was not in order for work until the middle of September. The report of its chief will show the condition of the work in that department. Besides the work directly connected with the survey, this laboratory will give to all citizens of the State a chance of having analyses made at less than one fifth the usual rates. The chief chemist, or his assistant, will be glad at all times to give advice concerning the prosecution of any work which demands chemical knowledge, as far as may be consistent with their other duties. It is especially to be hoped that the farmers of the State may avail themselves of this admirable opportunity for improving the culture of their fields.

A principal work of the laboratory will consist in the preparation of a report on the mineral springs of the State. Kentucky abounds in waters of this description. There can be no doubt that in time these springs will be a source of great wealth to the State; many of them, which are now running quite to waste, would, in Europe, be valued at several hundred thousand dollars. From its position in relation to the great plains of the South and Southwest, the hill region of the State is clearly destined to become a favorite region wherein invalids may escape the dangers which summer brings in the lower country. The neglect in which the health-giving springs of the uplands of Kentucky have rested, can only be explained by the ignorance of their properties which everywhere prevails. Within twenty miles of Cincinnati some of the most remarkable springs in the world remain almost unused, solely from want of capital to develop them, which would not fail to be forthcoming if their properties were widely known. Waters as potent as those of Saratoga or the Virginia White Sulphur Springs, and in great abundance, are found at half a dozen or more points in the State. Scientific questions of great moment connect themselves with these springs. Their waters are but the brines of the early seas, in which millions of years ago our rocks were laid down. By studying them we get at a knowledge of the earliest conditions of life-containing waters. Moreover, the swampy grounds about these springs are filled with successive layers of buried animals, belonging to the extinct life of the country. Elephants, mastodons, and many other animals which no longer live on our land, lie buried by the thousand and tens of thousands around the waters where they resorted for salt. Big Bone Lick, a territory of forty acres or more, is crowded with these remains, as interesting, in their way, as the ruins of
Egypt. It is impossible to exaggerate the importance to science of a thorough study of these great burial places; through such work we may be able to understand the nature of the great changes that swept away the vast creatures which occupied this earth before the time of man.

Besides the history of the extinct creatures of lower degree, a proper survey of the State must give some consideration to the remains of prehistoric races of men which so abound within the State.

The Indians our fathers found here were the successors of a race of far higher civilization. These people we call the mound-builders have left their remains more abundantly in this State than in any other part of the country. Each day the work of culture is sweeping the time-worn remains away. We owe a historic duty to this people, whose lands we have inherited. The coming century will greatly and justly blame us if we ruthlessly destroy these ancient monuments without preserving even a record of their features. We have too little to link ourselves with the remote past of our race to allow these strange remains to escape from us without even an effort to understand their nature. A few hundred dollars will make an enduring record of these remains, besides gathering in our State cabinet a fine collection to illustrate the habits and arts of the ancient men.

By the enactment which gives authority to the present survey, the Superintendent is commanded to make a botanical survey of the State. Without any considerable expense, this work should be combined with a zoological survey, which need only be carried so far as to give to science a knowledge of the new and important forms of animal life which have been found within the State. Along with this a study of the fishes of our rivers should be made, with special reference to the economic questions connected therewith. More than half of the Ohio river system is subject to the control of the State. It is difficult to estimate the possible product of this vast river system. It is confidently asserted by the most experienced fish-breeders that the average animal product of an acre of water well stocked with fish is greater than that of the best land with the highest culture. As Kentucky owns at least a hundred thousand acres of the Ohio river system, it is evident that, on the most moderate calculation, we have a possible basis of great wealth in this source of food.

As the work of the Chief Geologist and his assistants will lead them to traverse all the stream-beds in the State, I venture to recommend that a survey of the water-powers be put in their hands. This will add little to their labors, for it will be easily effected in connection with the
geological work and the study of our fishes. The expense will be little more than the cost of printing the report.

That assemblage of physical conditions we call the climate of the State should also be carefully studied. Depending, as it does directly, in a great measure, upon the geology of the region, it fairly comes within the limit of a geological survey. Furthermore, as the all-important questions of health, of products, of history, indeed, depend upon it, it must be regarded as the crowning work of any survey. I think it is quite possible to secure the aid of the United States Signal Service Corps, so that the State may be spared the cost while reaping the advantage of this work.

The method of publishing the results of the survey demands the utmost attention. Nothing can be more impracticable than the means ordinarily adopted of bringing this information before the people. In the first place, the crowding together, in the shape of annual reports, of all the different materials, geological, chemical, zoological, not even so arranged that the facts concerning particular districts can be found together, is opposed to all purposes of utility. If we take the ordinary run of annual reports of geological surveys, we find that it is extremely difficult to get a clear idea of the geology of any particular district, so widely scattered is the information which bears thereon. The ordinary citizen, inexpert in such special work, finds it well nigh impossible to obtain definite information from this source. The defects in the methods of distributing the reports are almost as great as in their form; four or five thousand copies are thrown suddenly upon the State; given away to every applicant. For a while they are as plentiful as patent-medicine almanacs, and about as little cared for; but the chances of the household soon waste them, until, in ten years, they become the most rare of books. I have been trying for two months to buy a few sets of the reports of Dr. Owen, and failed to get a single copy of the first volume. I am inclined to think that there are not two hundred copies extant at the present time (there were five thousand printed), and these are mostly out of the State. Many counties could not furnish a single complete copy. I am constantly asked by scientific men, and by persons about to invest money in the State, where they can obtain these volumes, and am compelled to leave their demands unsatisfied, though I would often be glad to pay twice or thrice the cost of production. To avoid these difficulties, which come from want of order and from want of permanence in the reports, I venture to propose the following plan for the publication of
The geological survey. Let me say, at the outset, that it is modeled on the system followed in the geological survey of Great Britain, the most economical, as well as the most successful, of surveys.

In addition to the general reports, which may include matter which applies to the whole State, let there be special reports on the geology of each district, limiting these to counties, or to small groups of counties, as the work may make desirable. Each of these reports, whether special or general, should represent work which is completed as far as the resources of the survey will admit. For instance, the report which will be presented in a geological section, including Greenup and a part of Carter, of Boyd, and of Lawrence, will represent all the work done by the survey in this region, and will be complete as far as it is in our power to make it. All that can be ascertained concerning the iron, coal, and other minerals, the building stones, timber, springs, soils, &c., &c., will be represented in the map and reports of this district. As soon as the government survey is far enough advanced to give us new maps, we shall proceed to complete counties and groups of counties on the same fashion. The general reports should include such matters as the general geology of the State, arranged in a way to be used as a hand-book for the use of immigrants and others, a report on the mineral waters of the State, one on the soils and natural manures, &c. By this arrangement the use of the information gathered by the State survey will be immensely facilitated. In place of having to wade through a series of volumes, a work which may occupy days of patient labor, the reader will have only the required matter on hand.

I have already begun accounts of the mineral resources along the line of the Lexington and Big Sandy, the Eastern Kentucky, and the Elizabethtown and Paducah Railways. With the aid of my able and zealous assistants, I hope to have these done by the middle of the coming summer, and to be able to take up the work along other lines of railway.

Each of these reports may be expected to contain a map of the line, and as much territory on each side as can be profitably worked for its ores, timber, &c.; the necessary sectional views prepared with accuracy, yet in the simplest and least technical language, and a detailed report of the geological and agricultural resources of the line of country traversed. In a simple form, and with cheap printing, these reports need not cost over twenty to thirty cents apiece, so that they can be distributed by our railways, at their own expense, with great advantage. In the publication of the economic results of the survey, it must be kept steadily in
mind that the immigration of capital and labor, like everything else in the way of investment, is wonderfully affected by advertisement. Other States, by making their small resources widely known throughout the world, are drawing to themselves the capital and energy which is always seeking new homes; we, with our noble resources, are making no headway.

With this method of publication we should have an entirely different method of distribution. The reports should be stereotyped, and not over a thousand copies printed at the outset. Of these, one copy should be given to each member of the Legislature; fifty copies given to public institutions; one copy of each general report filed in every county court; the special reports should be also supplied to each county interested therein. The remainder should be put on sale at the cost of production. The demand would probably require of each general report about an average of two hundred copies a year, and of the special reports about half this number; but every volume so distributed would be an immediate source of usefulness, and at the end of ten years, in place of one twentieth of the copies surviving, at least nine tenths would be in positions to advance the interests of the State. The cost of publication to the State would be not over one half what it would be under the old system, and the effectiveness would be beyond measure greater. As I said before, the British survey, where the experience runs over fifty years, and a great variety of experiments have been had, is distinctly in favor of this method of publication and distribution. The State of California, where there is now in progress the most admirable survey which has ever been undertaken on this continent, equaling, if not surpassing, the best European work, follows the same plan of distribution.

Besides the printed evidences of the work done by the State survey, the collections it makes, and their proper display, merit a great deal of consideration. I have already referred to the most important matters in that connection; its importance justifies me, however, in calling special attention to the question of the display of the resources of the State at the Centennial Exposition at Philadelphia in 1876. By taking pains to prepare for the smaller exhibitions to be held in Louisville, Cincinnati, and Chicago, in the next three years, we shall, by 1876, have a better basis for the illustration of the State than any other survey is likely to have. An annual expenditure of less than one thousand dollars for five years will enable us to do this, and will leave the collections in our hands for use at the Capital, and at the State University. It needs no argument to show the desirability of making a proper exhibition at Phila-
The estimate that the world at large will form of the several States of our confederation will largely depend on the show made by them at this, our first truly national exhibition.

I have already incidentally indicated the principal means whereby the geological survey can be made to advance the general interests of science in this State. These are to be found in the connection which has been made between the laboratory of the survey and the University at Lexington. This arrangement will extend still further. The geological assistant, Mr. Crandall, during the months when the weather is too bad to make his labor profitable in the field, will be employed by the University as a teacher of geology without expense to the survey. This post will enable him greatly to extend the knowledge of the State among its growing youth. The selection of local agents of the survey in each county, gentlemen who are willing to become special students and fellow-workers of the Superintendent in the investigation of their districts, cannot fail to do something towards developing an interest in such matters. I am, moreover, satisfied that it is desirable to have in the employ of the survey at least half a dozen young men, who have selected mining or civil engineering for their profession, who, having their expenses paid by the survey, will receive their remuneration in the training the work gives them. Much of the mere mechanical work of the survey can be done by young men with half a year's training. As a measure of economy, this system would commend itself for adoption; but the advantage of having in constant training a half a dozen selected youths, who will keep their training at the service of the State, cannot readily be over-estimated. A grave disadvantage connected with the former survey was, that, with a single exception, none of the half dozen persons employed were resident within the State, and not a young man was trained to its service during its five years of useful work. I am satisfied that, with care, each year of the work can be made to train several young men to the knowledge of the resources of the State, and this without extra expense to the survey.

While every effort should be made to bring the largest material return for the expenditure of the survey, the questions of economy and practicality should not narrow its bounds or hamper its work. A great Commonwealth endeavoring to set before the world its wealth of resources, cannot measure every step by its immediate profit. The questions which seem to be purely scientific, demand the same attention as those which bring us at once to cash in hand. The time has passed away when an arbitrary division could be made between the knowledge that
pays and that which does not. The abstract science of to-day is bread for millions in ten years of time. Twenty years ago, a speculative German spent his time in studying the spectrum of the sun with a microscope, trying to find what gases were flaming in its atmosphere; to-day his work makes the Bessemer steel process a possibility, and is the key to an annual product of one hundred millions of dollars, and an industry which is to revolutionize our arts.

This is but one of very many cases where science, the most impracticable in appearance, is the most practical in its results. The true economy is to believe that truth is wealth, and seek it wherever it can be found. A survey having this principle for its guidance, will do much to give our Commonwealth its true place among States.

APPENDIX A.

MUSEUMS OF THE STATE.

1st. The geological and mineralogical collections.
The object of these collections should be to exhibit the following features:

(A.) The succession of rocks and their contents from the base of the section within the State to its uppermost member, with such illustration, drawn from other countries, as may be necessary for its explanation. This collection should include, besides the older rocks, post-tertiary and Indian times.

(B.) A mineralogical collection, including specimens illustrative of the metallurgy of the State, ores, coals, slags, and their products.

All these materials should be accumulated in such quantities that these collections may be triplicated, at least in their most important features. Specimens of ores should include at least 200 cubic inches. All important specimens should be accompanied by a sketched section, showing the precise relation of the mass to its surroundings. Whenever possible, the specimens should be numbered corresponding to label and catalogue.

2d. Museum of soils and cultivated products.
The first object of this collection should be to show the full history of the soils of the State, their derivation, their original condition, the
lay is bread accumulative Ger.
here; to-day is the key
an industry
most impracticable.
The true
ver it can be
will do much

The true
base of the
illustration
explanation.
-tertiary and
ative of the
quantities that
important cubic inches
ified section,
Whenever it comes to label and
full history of the condition, the

losses from cultivation, and the means of their restoration to original fertility, or of elevating them above their native state. The collection should consist of four samples of each important variety of soil, representing: 1st. The surface soil as worn by culture; 2d. The subsoil beneath the same; 3d. The rock whence derived; 4th. The virgin soil of the same quality, if it can be obtained. These should be exhibited in glass bottles, arranged one above the other on proper shelves; along with them there should be full descriptions of the soils, their products, proper culture, &c.: the chemical analysis, with a list of the deficient materials, with notes of the best means of restoring the lost elements by manuring or by rotation of crops, fallowing, &c.

The collection of cultivated products should be arranged with special reference to the illustration of the soils and the action of manures. In the collection of this museum the aid of the agricultural societies should be sought.

In this museum should be shown the results of manuring as shown by the change in the analysis of the soil and the product—this with special reference to the manures to be obtained from the marls and limestone beds of the neighboring country.

3d. Museum of woods and other native botanical products.

The special object of this collection should be the illustration of the valuable timbers of the State, as well as the other botanical products which may be of importance.

APPENDIX B.

BUILDING MATERIALS.

The building materials of this State should have an ample illustration. They at present represent industries requiring a capital of over a million of dollars, and will in ten years probably quadruple this amount. The failures due to the want of knowledge of the distribution of the building stones in the lower silurian rocks of Campbell county alone would support the geological survey for about two years.

The most important of these industries are in connection with the following materials:

1st. Building stones, sandstones, limestones, and flint stones.

2d. Brick clays.
3d. Fire clays.
4th. Water cements and limes.
5th. Timber.

The museum of building stones should, among other specimens, include several blocks of each important variety, to be exposed in the open air. The most admirable feature connected with our Kentucky marbles and sandstones is their effective resistance to the decay usually brought on by the action of the atmosphere.

The building stones accessible to water transportation in Kentucky are, on the whole, the best in the West. A careful series of experiments, serving to show in an accurate way their resistance to decay, will be calculated to aid their introduction into use. In the month of September the Federal Government awarded a contract for building stone, to be used in the new custom house building in Cincinnati, to a firm of quarriers in Maine. A safer building stone, more enduring, and of a far better architectural effect, can be quarried on the banks of the Kentucky river at half the expense of the transportation of building materials from that distant point.

The woods of the State should also be shown, with special attention to the decorative timbers in which our State abounds. Care should be taken to point out the distribution and relative abundance of the several species of trees in different regions. With a view to this, and of showing the relative abundance of different species at different points, it will be necessary to select in each region several acres of virgin forest, and by converting the several species, determine the per cent. of each kind in the given area. Then, by taking the size of the largest, it will be possible to describe the forest resources of the State in a way calculated to show clearly their surpassing wealth.

The brick clays of the State are numerous and more varied in character than is commonly believed. These should be represented along with the pottery clays, of which there are several good though unused sources. It is especially desirable that this latter industry should be fostered, inasmuch as it can be introduced with little capital, and will fill a want which is now supplied from foreign sources.

The fire clays of the State are of exceeding goodness, and only require a small investment to give them a high place among the resources of the States. In England the mines of this material are among the most profitable in the kingdom. The demand is daily increasing; while the amount of material of good quality is so small that the supply is not likely to overtake it. I shall seek to have samples of the best forms
made into the several articles for which it is fitted, and exhibited in our collections.

Along the banks of the Ohio, the Licking, and especially along the Kentucky, we have the combination of cheap coal, and accessible limestone and cement stone, which goes so far to make the production of lime and cement profitable industries. When the transportation on these rivers brings coal and carriage to the minimum, there can be no doubt that these articles will make an important source of commerce. It is, therefore, desirable to show the lime and cement stones with care, and also to illustrate the goodness of their products.

APPENDIX C.

ESTIMATE OF THE EXPENDITURE FOR THE SURVEY OF THE RESOURCES OF KENTUCKY, FOR THE YEAR FROM JANUARY 1ST, 1874, TO JANUARY 1ST, 1875.

For the pay of persons employed in the geological work—five in number, including the Superintendent, $6,500
For the transportation and subsistence of geological parties in the field, eight months in the year, 2,000
For the work of a gentleman employed as special student of the fisheries, including subsistence and transportation, 500
For the pay of persons employed in map-making, 1,000
For the pay of the chemist and assistant, 2,500
For the purchase of chemical supplies, 500
For the expenses of forming and exhibiting collections illustrative of the State's resources, including show-cases and transportation, 1,500
For the support of two aids or appointees of the survey, 500
For the expenses of printing the reports of the survey, 2,000
For the construction of two wagons, the purchase of horses, &c., for camp outfit, 1,200

$18,200

With expenditures on this scale, I shall be able to prosecute work at four points at the same time. The presence of the Superintendent, after this year, will not be required for more than eight months a year. The sum is much less than the annual appropriations of the States of Ohio, Missouri, and California.

As I hold it improper for a servant of the State to withhold the whole
truth concerning the work put into his hands, I have, against the advice of some counselors, made a careful estimate of the time required to complete the work in the State.

The time required will be determined in a great measure upon the work the State concludes to have done, supposing that we keep the following points in view—

1st. The preparation of a succinct account of the geology, etc., of the State, treating it by counties, with a general geological map on a small scale. The whole meant to fill one volume of moderate size, of a nature calculated to attract immigration.

2d. The preparation of maps of each railway line, and a report giving the geology, soils, productions, timber, water-powers, etc., within ten miles or more on each side.

3d. A report on the mineral springs.

4th. A sufficient account of our fossils to make the determination of our rocks a possibility.

5th. A report on the fisheries of the State.

This would require, I estimate, three years from the 1st of January, 1874, with an average annual expenditure, including printing, of about fifteen thousand dollars per annum. I do not think it need run over seventeen thousand at the outside. When the work comes to this point, the United States Coast Survey will have given us a thorough triangulation of the State, at an expense much greater than the geological work. If the State then elects to complete its geological map on a large scale, so that each land-owner can see for himself just what he has below his soil, then it may be necessary to have some years more life given to the survey. This reckoning need not be made now. I am, however, so sure that the survey will prove the key to a new access of vigor and prosperity to the State, that I am confident that its authorities will seek to continue it until its fullest work is done. Though my plans will make it necessary that it be done under the supervision of none other than myself.

It is important to note, however, that, to work economically, it will be necessary to enable the director of the survey to be able to forecast the work of the three years, by voting the appropriation for that time; men can be hired for much smaller recompense when its duration is to be reckoned upon. I must say also that the estimation of our work is quite difficult, and is liable to some errors.

N. S. SHALER,
State Geologist of Kentucky.
On motion of Mr. J. M. Wright,

Ordered, That the Public Printer is directed to print five hundred copies of this report for the use of this General Assembly.

The House then took up a resolution from the Senate, entitled Resolution in relation to printing the Journals of the two Houses for the present session.

Said resolution reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Public Printer be, and he is hereby, directed to print two hundred copies of the Journals or daily proceedings of the two Houses for distribution to the members of the Legislature and to the public offices in Frankfort.

Mr. Stone moved an amendment thereto.

Which was rejected.

Mr. Stone then moved to refer said resolution to the Committee on Printing.

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

The resolution was then adopted.

The House then took up the resolution heretofore offered by Mr. J. A. Wilson, directing the sale of copies of the General Statutes to members of this General Assembly.

On motion of Mr. J. M. Wright, the same was referred to the Committee on General Statutes.

The House then took up a resolution heretofore offered by Mr. Craig, entitled Resolution providing for the purchase of the Holy Bible to be placed in the State Library.

Mr. Blakey moved to refer the same to the Committee on Moral and Religious Institutions.

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

Mr. Hermes moved to lay said resolution on the table.

And the question being taken on the motion of Mr. Hermes, it was decided in the negative.

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

Those who voted in the affirmative, were—


10-9 R.
Those who voted in the negative, were—


Mr. Threlkeld then moved to amend said resolution by striking out the words "ten copies," and inserting in lieu thereof the words "five copies, not to exceed in cost the sum of twenty-five dollars."

The question was then taken on the adoption of the amendment proposed by Mr. Threlkeld, and it was decided in the affirmative.

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

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

Those who voted in the affirmative, were—

Those who voted in the negative, were—


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

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

Those who voted in the affirmative, were—

Edward Badger,       John Watts Kearny,       John Preston,
W. N. Beckham,       A. S. Lewis,              C. C. Scales,
Church H. Blakey,    F. M. Lowe,               H. L. Stone,
C. M. Clay, Jr.,     W. T. Marshall,           John S. Williams,
Richard P. Finn, J. B. McFerran, John Wolf,
R. A. Jones,

Those who voted in the negative, were—

Mr. Speaker (McCready) Ulysses Garrod,
Wm. A. Allen, Addison Gibson,
W. W. Ayers, E. A. Graves,
D. H. Baker, R. P. Gresham,
H. C. Baker, Nelson Hamilton,
B. G. Bidwell, Jas. W. Hannah,
R. W. Brandon, C. C. Harsey,
W. W. Browning, Wm. L Hazelip,
Stephen R. Campbell, John S. Herd,
Isaac N. Cardwell, Joseph Hermes,
Washington Chandler, Samuel C. Humphrey,
H. S. Chilton, W. Godfrey Hunter,
S. E. G. Cole, Bert W. Jenkins,
Henderson Conlee, Allen Jones,
Thos. H. Corbett, M. W. LaRue,
Isaham Cottingham, A. H. Marrett,
B. C. Craddock, Samuel Martin,
Newton Craig, W. H. May,
Richard D. Davis, Thos. J. Mayo,
B. F. Duvall, Matt. McKinney,
Samuel Ellis, James W. Meador,
John Fible, Pearson Miller,
Geo. L. Forman, Thomas M. Miller,
W. H. Frederick, Thos. B. Montgomery,
J. T. Freeman, Geo. C. Young—74.

On this question Mr. Ward was, at his request, excused from voting.

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

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

Those who voted in the affirmative, were—

W. W. Ayers, James W. Hannah, Mat. Nunan,
D. H. Baker, C. C. Harvey,
H. C. Baker, Wm. L Hazelip,
R. W. Brandon, John S. Herd,
W. W. Browning, Joseph Hermes,
Isaac N. Cardwell, Samuel C. Humphrey,
Washington Chandler, W. Godfrey Hunter,
Henderson Conlee, Allen Jones,
Thomas H. Corbett, A. S. Lewis,
Isaham Cottingham, A. H. Marrett,
B. C. Craddock, Samuel Martin,
Richard D. Davis, Thomas J. Mayo,
Samuel Ellis, Matt. McKinney,

W. A. Morris, Thos. J. Morrow,
Thos. J. Morrow, Wm. Neal,
Mat. Nunan, O. S. Parker,
Robertson Payton, Joshua D. Powers,
Thos. H. Reed, Samuel M. Sanders,
Samuel M. Sanders, W. W. Sawyers,
William Sellers,
W. M. Stevens,
Ben. Stout,
Geo. W. Strickler,
G. M. Thomas,
C. W. Threlkeld,
Geo. B. Turner,
B. R. Walker,
James D. Watson,
C. H. Webb,
J. A. Wilson,
R. W. Wilson,
D. W. Wright,
Resolved by the General Assembly of the Commonwealth of Kentucky, That the Secretary of State be, and is hereby, directed to purchase and place in the State Library, for the use of the present and future members of the General Assembly, one hundred and forty copies of Mendenhall's pocket map of Kentucky: Provided, however, That he shall not pay for the same exceeding twenty-five cents per copy.

Mr. R. A. Jones moved the following resolution, viz:

Resolved, That the Sergeant-at-Arms be, and he is hereby, authorized and instructed to have a door and passage-way made from the cloak-room into the Hall of the House of Representatives.

On motion of Mr. Ward, said resolution was referred to a committee consisting of Messrs. R. A. Jones, Ward, Beckham, Wolf, and Campion.

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

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Secretary of State be required to furnish to the officers of the Kentucky Penitentiary, for the use of the officers thereof, four copies of the General Statutes of Kentucky.

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

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Public Printer be directed to print fifteen hundred copies of the report of the Commissioners for the Deaf and Dumb Asylum for the benefit of said institution.
Mr. Davis read and laid on the table the following joint resolution, viz:

*Resolved by the General Assembly of the Commonwealth of Kentucky,*

That when this General Assembly adjourns on Monday, the 22nd day of December, 1873, that it will adjourn to meet again on Wednesday, the 7th of January, 1874.

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

On motion of Mr. Sellers—
1. A bill for the benefit of Susan Wall, of Garrard county.

On motion of Mr. Walker—
2. A bill to change the mode of advertising the sales of administrators, executors, master commissioners, and sheriffs, of the counties of Fulton and Hickman.

On motion of Mr. Badger—
3. A bill to amend chapter 85 of the General Statutes.

On motion of same—
4. A bill to amend section 6, chapter 30, of the General Statutes.

On motion of Mr. Graves—
5. A bill to increase the revenue by taxing all lottery or gift franchises and privileges in this Commonwealth.

On motion of Mr. Nunan—
6. A bill to enact a general stock law for Washington county.

On motion of Mr. Young—
7. A bill to amend an act, entitled "An act to incorporate Millersburg Academy."

On motion of Mr. Ward—
8. A bill to amend section 14, article 4, chapter 52, of the General Statutes, so that a divorce from the bonds of matrimony shall bar distributive right.

*Ordered,* That the Committee on County Courts prepare and bring in the 1st; the Committee on the Judiciary the 2d and 3d; the Committee on the General Statutes the 4th and 8th; the Committee on Ways and Means the 5th; the Committee on Agriculture and Manufactures the 6th; and the Committee on Education the 7th.

And then the House adjourned.
The following petitions were presented, viz:

By Mr. Henton—
1. The petition of the congregation of the "Disciples of Christ" worshiping at Antioch and Simpsonville, in Shelby county, praying amendments to the charter of Kentucky University.

By Mr. McFerran—
2. The petition of the "Disciples of Christ" worshiping at Parksville, in Boyle county, praying for the same amendments to said charter.

By Mr. Frederick—
3. The petition of the "Disciples of Christ" worshiping at Fisherville, in Jefferson county, praying for the same amendments to said charter.

By Mr. Blackburn—
4. The petition of the "Disciples of Christ" worshiping at Midway, in Woodford county, praying for the same amendments to said charter.

By Mr. Ward—
5. The petition of the "Disciples of Christ" worshiping at Cynthiana, in Harrison county, praying for the same amendments to said charter.

By Mr. Young—
6. The petition of certain citizens of Glasgow Junction precinct, in Barren county, praying the repeal of the act prohibiting the sale of ardent spirits in said precinct.

Which were received, the reading dispensed with, and referred—the 1st, 2d, 3d, 4th, and 5th to the Committee on the Judiciary, and the 6th to the Committee on Moral and Religious Institutions.

A message was received from the Senate, announcing that they had concurred in a resolution, which originated in this House, entitled

Resolution calling on the Auditor for certain information.

That they had passed a bill, which originated in this House, entitled

An act for the benefit of Harrison Lay, of Breckinridge county.
And that they had passed a bill, entitled
An act to amend chapter 3 of title 18 of the Civil Code of Practice.

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

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

Ordered, That said bill be referred to the Committee on Codes of Practice.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined a joint resolution, which originated in the Senate, entitled
Resolution in relation to apportionment;
And had found the same truly enrolled.
Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

Mr. Blackburn, from the Committee on the Judiciary, asked that the committee be discharged from the further consideration of a bill, entitled
A bill for the benefit of Merrill Hardin, of Garrard county.
Which was granted.

Mr. Sellers moved to recommit said bill to the said committee.
And the question being taken thereon, it was decided in the negative.

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—

Bills were reported by the several committees, to whom the same were referred, of the following titles, viz:

By Mr. J. M. Wright, from the Committee on the Judiciary—
A bill authorizing a sale of a portion of the road of the Centreville and Jacksonville Turnpike Road Company.

By Mr. Corbett, from the Committee on County Courts—
A bill for the benefit of Susan Wall, of Garrard county.

By the same—
A bill for the benefit of the administrators of Wm. Simpson, late clerk of the Wayne circuit and county courts.

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

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

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

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

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

Mr. Ward, from the Committee on the Judiciary, who originated the same, reported the following resolution, viz:

Resolved, That the Auditor of this State be, and he is hereby, requested to furnish this House with the following information, to-wit: The number of white males in the State over twenty-one years of age; the aggregate value of property listed for taxation in the State; and the number of suits, criminal and penal prosecutions, as found
in the Auditor's report from 1852 down to the present time. He will give the information as to each year separately; and as to the males over twenty-one years of age, and the number of suits, criminal and penal prosecutions, he will classify the counties by judicial district. He will also furnish information as to the number of colored males in each county in each year over twenty-one years of age from 1866 to the present time.

Which being twice read, was adopted.

Mr. Corbett, from the Committee on County Courts, who were directed to prepare and bring in the same, reported a bill, entitled

A bill relating to the surplus school fund belonging to Logan county.

Which was read the first time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the surplus school fund belonging to the county of Logan shall be drawn out of the Treasury upon the order of the county court of that county at its December term, 1873, or January term, 1874, a majority of the justices being present and concurring therein.

§ 2. The common school commissioner for Logan county shall distribute this fund for the purposes and in the manner now prescribed by law, unless he shall deem it of more advantage to the interest of common schools in the county to put the same out at interest; and in that event, he shall have power to lend it to the Logan county court, taking bond for the amount, payable to the commissioner of common schools in said county, or his successor in office, for the use of the common schools of said county, in ten years after its date, and bearing a rate of interest not less than eight nor more than ten per cent. per annum; which interest shall be paid annually to the commissioner of common schools, and be by him distributed and accounted for as the law directs other school funds in his hands to be distributed and accounted for.

§ 3. It shall be the duty of the county judge, upon being informed by the common school commissioner that he wishes to loan the fund drawn from the Treasury under the first section of this act, to make an order, designating the person to whom the money shall be paid on behalf of the county, and to require of such person a bond, with approved security, to account for the sum so paid to him according to the orders of said court.

§ 4. Upon the receipt of the money by the person appointed under section third, it shall be the duty of the county judge to execute a bond for and upon behalf of the county of Logan, as provided in section second of this act.

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

Ordered, That said bill be read a second time.

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

Ordered, That said bill be engrossed and read a third time.
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> [DEC. 9.]
HOUSE OF REPRESENTATIVES.
123
The rule of the House and constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,
The question was then taken on the passage of said bill, and it was decided in the affirmative.
The yeas and nays being required thereon by Messrs, Blakey and Corbett, were as follows, viz: 

Those who voted in the affirmative, were—

Wm. A. Allen, Wm. L. Hazeln, Thomas J. Morrow, Wm. Neal,
W. W. Ayers, John S. Herd, Mat. Nunan,
Edward Badger, Thos. W. Henton, O. S. Parker,
D. H. Baker, Joseph Hermes, Robertson Payton,
Church H. Blakey, Samuel C Humphrey, Joshua D. Powers,
R. W. Brandon, W. Godfrey Hunter, John A. Prall,
Wm. Brown, Bart. W. Jenkins, John Preston,
W. W. Browning, Allen Jones, Thomas H. Reed,
Stephen R Campbell, R. A. Jones, Geo. W. Riddle,
Pat. Campion, John Watts Kearny, W. W. Sawyers,
Isaac N. Cardwell, M. W. Lowne, C. C. Scales,
Washington Chandler, A. S. Lewis, W. M. Stevens,
H. S. Chilton, A. H. Marrett, H. L. Stone,
C. M. Clay, jr., W. T. Marshall, Ben. Stout,
S. E. G. Cole, A. S. Lewis, Geo. W. Strickler,
Henderson Conlee, W. H. May, G. M. Thomas,
Thomas H. Corbett, Thomas J. Mayo, C. W. Threlkeld,
B. C. Craadock, James M. McArthur, B. R. Walker,
Newton Craig, J. B. McFerran, J. Q. Ward,
John Fible, Matt. McKinney, John S. Williams,
Richard P. Finn, James W. Meador, J. A. Wilson,
Geo. L. Forman, Pearson Miller, R. W. Wilson,
J. T. Freeman, Thomas M. Miller,
Ulysses Garred, Thomas B. Montgomery, D. W. Wright,
Addison Gibson, Thomas J. Morehead, J. M. Wright,
Nelson Hamilton, W. A. Morin, Geo, C. Young—90.
C. C. Harvey, W. A. Morris,

Those who voted in the negative, were—

Mr. Speaker (McCreary)E. A. Graves, Wm. Sellers,
H. C. Baker, James W. Hannah, James D. Watson,
W. H. Frederick,

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

Mr. Corbett, from the same committee, who were directed to prepare and bring in the same, reported a bill, entitled

A bill for the benefit of Union county.

Which was read the first time and ordered to be read a second time.
The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

On motion of Mr. J. M. Wright, said bill was referred to the Committee on the General Statutes

Mr. J. M. Wright moved the following resolutions, viz:

Resolved, That the Hall of this House be tendered to Miss Jeanie Patterson on the nights of Tuesday and Thursday, the 15th and 17th inst., for the purpose of a literary entertainment.

Resolved, That the Hall of this House be tendered to John G. Saxe for the purpose of a poetic reading on the night of January 8th, 1874.

Which were twice read.

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

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—

Mr. Scales moved that a committee of three be appointed by the Speaker to wait upon the Senate, and request to withdraw therefrom the announcement of the adoption of a resolution, which originated in this House, entitled

Resolution in relation to payment for Collins' History of Kentucky.

And the question being taken on the motion of Mr. Scales, it was decided in the negative.

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

Those who voted in the affirmative, were—

Edward Badger, 
J. C. S. Blackburn, 
Church H. Blakey, 
C. M. Clay, jr., 
Newton Craig, 
B. F. Duvall, 
Thomas W. Henton, 
Joseph Hermes, 

Those who voted in the negative, were—

Mr. Speaker (M’Creary)Ulysses Garred, 
Wm. A. Allen, 
W. W. Ayers, 
D. H. Baker, 
H. C. Baker, 
W. N. Beckham, 
B. G. Bidwell, 
R. W. Brandon, 
Wm. Brown, 
W. W. Browning, 
Pat. Campion, 
Isaac N. Cardwell, 
Washington Chandler, 
H. S. Chilton, 
S. E. Cole, 
Henderson Conlee, 
Thomas H. Corbett, 
Isham Cottingham, 
B. C. Craddock, 
Samuel Ellis, 
John Fible, 
Richard P. Finn, 
Geo. L. Forman, 
W. H. Frederick, 
J. T. Freeman, 

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

Resolved by the General Assembly of the Commonwealth of Kentucky, That the two Houses of this General Assembly shall, on Tuesday,
December 16th, 1873, at 10 o'clock, A. M., proceed to elect a State Librarian and a Keeper of the Penitentiary.

Mr. Cardwell moved the following resolution, viz:

Resolved, That the Good Templars, and others acting with them, be, and they are hereby, tendered the use of this Hall for the purpose of holding their Temperance Convention in this city on the 8th day of January, 1874.

Mr. Hermes moved to lay said resolution on the table.

And the question being taken on the motion of Mr. Hermes, it was decided in the negative.

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

Those who voted in the affirmative, were—

Samuel Ellis,  R. A. Jones,
Joseph Hermes,

Those who voted in the negative, were—

Mr. Speaker (McCreary)  E. A. Graves,  Wm. Neal,
Wm. A. Allen,  R. P. Gresham,  Mat. Nunn,
W. W. Ayers,  Nelson Hamilton,  O. S. Parker,
H. C. Baker,  James W. Hannah,  Robertson Payton,
W. N. Beckham,  C. C. Harvey,  Joshua D. Powers,
B. G. Bidwell,  Wm. L. Hazelip,  John A. Prall,
J. C. S. Blackburn,  Thos. W. Henton,  John Preston,
Church H. Blakey,  John S. Herd,  Thomas H. Reed,
R. W. Brandon,  W. Godfrey Hunter,  Geo. W. Riddle,
W. W. Browning,  Bart. W. Jenkins,  W. W. Sawyers,
Stephen R. Campbell,  Allen Jones,  C. C. Scales,
Pat. Champion,  John Watts Kearny,  Wm. Sellers,
Isaac N. Cardwell,  M. W. LaRue,  W. M. Stevens,
Washington Chandler,  A. S. Lewis,  H. L. Stone,
H. S. Chilton,  A. H. Marrett,  Ben. Stent,
C. M. Clay, jr.,  W. T. Marshall,  Geo. W. Strickler,
S. E. G. Cole,  W. H. May,  G. M. Thomas,
Henderson Comlee,  Thomas J Mayo,  C. W. Threlkeld,
Thomas H. Corbett,  James M. McArthur,  Geo. B. Turner,
Isham Cottingham,  J. B. McFerran,  B. R. Walker,
B. C. Craddock,  Matt. McKinney,  J. Q. Ward,
Newton Craig,  James W. Meador,  James D. Watson,
P. F. Duvall,  Pearson Miller,  C. H. Webb,
John Fible,  Thomas M. Miller,  John S. Williams,
Richard P. Finn,  Thos. B. Montgomery,  J. A. Wilson,
Geo. L. Forman,  Thos. J. Morehead,  R. W. Wilson,
W. H. Frederick,  W. A. Moria,  John Wolf,
J. T. Freeman,  W. A. Morris,  J. M. Wright,
Ulysses Garred,  Thomas J. Morrow,  Geo. C. Young—88.
Addison Gibson,
The further consideration of said resolution was cut off by the arrival of the hour for taking up the orders of the day.

The House then took up from the orders of the day a resolution heretofore offered by Mr. Stone, directing the Secretary of State to purchase for the Library copies of Mendenhall’s pocket map of Kentucky.

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

The House also took up a joint resolution offered by Mr. Morrow, directing the General Statutes to be delivered for the use of the Penitentiary.

Ordered, That said resolution be referred to the Committee on the General Statutes.

The House also took up a resolution offered by Mr. McFerran, directing fifteen hundred copies of the report of the Commissioners of the Deaf and Dumb Asylum to be printed.

Ordered, That said resolution be referred to the Committee on Printing.

The House also took up a joint resolution offered by Mr. Davis, providing for a recess of this General Assembly.

Said resolution was again read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That when this General Assembly adjourns on Monday, the 22d of December, 1873, that it will adjourn to meet again on Wednesday, the 7th January, 1874.

Mr. Fible moved to amend said resolution by striking out the figure “7,” and inserting in lieu thereof the figure “1.”

Mr. Corbett moved to amend the amendment proposed by Mr. Fible by adding thereto the following, viz:

Provided, That the members shall not receive their per diem during the recess.

Mr. R. A. Jones moved to lay the resolution and proposed amendments on the table.

And the question being taken on the motion of Mr. R. A. Jones, it was decided in the negative.

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

Those who voted in the affirmative, were—

Edward Badger, Joseph Hermes, Thomas H. Reed,
W. N. Beckham, R. A. Jones, W. W. Sawyers,
J. C. S. Blackburn, John Watts Kearny, C. C. Scales,
Wm. Brown,  M. W. LaRue,  H. L. Stone,
B. F. Duvall,  W. T. Marshall,  C. W. Threlkeld,
J. T. Freeman,  Samuel Martin,  J. Q. Ward,
Addison Gibson,  Thomas J. Mayo,  R. W. Wilson,
E. A. Graves,  W. A. Morin,  J. M. Wright,
Thomas W. Henton,  Mat. Nunan,  Geo. C. Young—29.
John S. Herd,  John A. Pratt,

Those who voted in the negative, were—

Mr. Speaker (M'Cready) Richard P. Finn,  Thos. J. Morehead,
Wm. A. Allen,  Geo. L. Forman,  W. A. Morris,
W. W. Ayers,  W. H. Frederick,  Thomas J. Morrow,
D. H. Baker,  Ulysses Garred,  Wm. Neal,
H. C. Baker,  R. P. Gresham,  O. S. Parker,
B. G. Bidwell,  Nelson Hamilton,  Robertson Payton,
R. W. Brandon,  James W. Hannah,  Joshua D. Powers,
W. W. Browning,  C. C. Harvey,  John Preston,
Stephen R. Campbell,  Wm. L. Hazelip,  Geo. W. Riddle,
Pat. Campion,  Samuel C. Humphrey,  Samuel M. Sanders,
Isaac N. Cardwell,  W. Godfrey Hunter,  Wm. Sellers,
Washington Chandler,  Bart. W. Jenkins,  W. M. Stevens,
H. S. Chilton,  Allen Jones,  Ben Stout,
C. M. Clay, jr.,  A. S. Lewis,  Geo. W. Strickler,
S. E. G. Cole,  A. H. Marrett,  G. M. Thomas,
Henderson Conlee,  W. H. May,  Geo. B. Turner,
Thomas H. Corbett,  James M. McArthur,  B. R. Walker,
Isham Cottingham,  J. B. McFerran,  James D. Watson,
Newton Craig,  James W. Mendor,  John S. Williams,
Richard D. Davis,  Pearson Miller,  J. A. Wilson,
Samuel Ellis,  Thomas M. Miller,  John Wolf,

At 12:30 P. M. Mr. Hermes moved that the House do now adjourn.
And the question being taken thereon, it was decided in the negative.

Mr. J. M. Wright then moved to postpone the further consideration of the resolution and proposed amendments, and make the same the special order of the day for Tuesday next, the 16th inst., at 7 o'clock, P. M.

And the question being taken on the motion of Mr. Wright, it was decided in the affirmative.

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

Those who voted in the affirmative, were—

Mr. Speaker (M'Cready) Addison Gibson,  W. A. Morin,
Wm. A. Allen,  E. A. Graves,  W. A. Morris,
W. W. Ayers,  R. P. Gresham,  Thos. J. Morrow,
D. H. Baker,         Nelson Hamilton,        Wm. Neal,
H. C. Baker,         C. C. Harvey,          O. S. Parker,
W. N. Beckham,       Wm. L. Hazelip,       Robertson Payton,
J. C. S. Blackburn,   Thos. W. Henten,       Joshua D. Powers,
R. W. Brandon,       John S. Herd,          John A. Prall,
W. W. Browning,      Samuel C. Humphrey,     John Preston,
Stephen R. Campbell, W. Godfrey Hunter,     Thos. H. Reed,
Pat. Campion,        Bart. W. Jenkins,      Geo. W. Riddle,
Isaac N. Cardwell,   R. A. Jones,            Samuel M. Sanders,
H. S. Chilton,       M. W. LaRue,            C. C. Scales,
S. E. G. Cole,       A. S. Lewis,             H. L. Stone,
Henderson Conlee,    A. H. Marrett,           Ben. Stout,
Isham Cottingham,    W. H. May,              Geo. W. Strickler,
B. C. Craddock,      James M. McArthur,       John S. Williams,
B. F. Duvall,        J. B. McFerran,          John Wolf,
John Fible,          Thomas M. Miller,        J. M. Wright,
Geo. L. Forman,      Thos. B. Montgomery,     D. W. Wright,
W. H. Frederick,     Thos. J. Morehead,       Geo. C. Young—64.
Ulysses Garred,

Those who voted in the negative, were—

B. G. Bidwell,       Allen Jones,            William Sellers,
Wm. Brown,           John Watts Kearny,       W. M. Stevens,
Washington Chandler, W. T. Marshall,        G. M. Thomas,
C. M. Clay, jr.,     Samuel Martin,          C. W. Threlkeld,
Thos. H. Corbett,    Thos. J. Mayo,           Geo. B. Turner,
Newton Craig,        Matt. McKinney,         B. R. Walker,
Richard D. Davis,    James W. Meador,        James D. Watson,
Samuel Ellis,        Pearson Miller,          C. H. Webb,
J. T. Freeman,       Mat. Nunnan,            J. A. Wilson,
Joseph Hermes,

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

On motion of Mr. Blackburn—

1. A bill relating to the purchase of blank-books for public records
   and other purposes.

On motion of same—

2. A bill amending section 7, article 2, chapter 92, of the General
   Statutes.

Ordered, That the Committee on Ways and Means prepare and
bring in the 1st, and the Committee on the General Statutes the 2d.

And then the House adjourned.

12-n. r.
A message was received from the Senate, announcing that they had concurred in the amendment proposed by this House, to a resolution which originated in the Senate, entitled
Resolution calling for report from the Commissioners to revise the Codes of Practice.
That they had passed a bill, which originated in this House, entitled
An act to repeal an act, entitled "An act to regulate and create the office of county treasurer in the counties of Perry and Harlan," approved April 21, 1873.
That they had passed bills of the following titles, viz:
1. An act for the benefit of the Carroll County Agricultural Association.
2. An act to amend section 7 of chapter 31 of the General Statutes, entitled "Descent, Distribution, Exempt Property, and Adoption."
Which bills were read the first time and ordered to be read a second time.
The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,
Ordered, That the 1st be referred to the Committee on Agriculture and Manufactures, and the 2d to the Committee on the General Statutes.
Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled joint resolutions, which originated in the Senate, of the following titles, viz:
Resolution calling for report from the Commissioners to revise the Codes of Practice;
Resolution in relation to printing the Journals of the two Houses for the present session;
And had found the same truly enrolled.
Whereupon the Speaker affixed his signature thereto.
Ordered, That Mr. Thos. M. Miller inform the Senate thereof.
Mr. McKinney moved the following resolution, viz:
Resolved, That the Governor cause, at as early a day as practicable, an estimate to be made out of the number of fines and forfeitures, as
well as their several amounts, that have been remitted for the years 1860 to 1873, inclusive, and submit the same, if not deemed incompatible with the public interest, to this House.

Which being twice read, was adopted.

Mr. Corbett moved to reconsider the vote by which said resolution was adopted.

And the question being taken on the motion of Mr. Corbett, it was decided in the affirmative.

Mr. Jenkins then moved the following amendment, viz:

Strike out the figures "1866," and insert in lieu thereof the figures "1840."

Mr. Thomas moved to refer the said resolution and amendment to the Committee on the Judiciary.

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

The amendment proposed by Mr. Jenkins was then adopted.

Mr. Corbett moved to defer the further consideration of said resolution and amendment, and to make the same the special order of the day for the 24th inst., at 11 o'clock, A. M.

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

Mr. Watson moved the previous question.

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

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

Those who voted in the affirmative, were—

W. W. Ayers, W. Godfrey Hunter, Wm. Sellers,
Wm. Brown, Allen Jones, G. M. Thomas,
S. E. G. Cole, James W. Meador, C. W. Threlkeld,
Samuel Ellis, Thomas J. Morrow, J. Q. Ward,
J. T. Freeman, Mat. Nunan, James D. Watson,
John S. Herd, W. W. Sawyers,

Those who voted in the negative, were—

Mr. Speaker (M'Cready) Richard P. Finn, Thomas M. Miller,
Wm. A. Allen, Geo. L. Forman, Thos. B. Montgomery,
Edward Badger, W. H. Frederick, W. A. Morin,
D. H. Baker, Ulysses Garred, W. A. Morris,
H. C. Baker, Addison Gibson, Wm. Neal,
W. N. Beckham, R. P. Gresham, Robertson Payton,
B. G. Bidwell, Nelson Hamilton, Joshua D. Powers,
J. C. S. Blackburn, James W. Hannah, John Preston,
Mr. Corbett then proposed the following amendment, viz:

Add after the word "inclusive" the words, "making the statement show the number and amount under each Governor."

Which was adopted.

The question was then taken on the adoption of the said resolution, as amended, and it was decided in the negative.

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

Those who voted in the affirmative, were—


Isham Cottingham, Richard D. Davis, J. T. Freeman, John S. Herd, W. Godfrey Hunter, Samuel Martin, Matt. McKinney, Pearson Miller,


Those who voted in the negative, were—


So said resolution, as amended, was rejected.

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

Resolved by the General Assembly of the Commonwealth of Kentucky, That it is the sense of this General Assembly that this session should not be extended beyond the constitutional limit of sixty days.

Mr. Jenkins, from the Committee on Propositions and Grievances, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to establish an additional justices' district in the county of Harlan.

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

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

Mr. Thomas raised the point of order that, under rule 65 of this House, this bill could not be further considered without a suspension of the rules.

The Speaker sustained the point of order raised by Mr. Thomas.

And thereupon Mr. Jenkins moved to suspend the rules and proceed to the consideration of said bill.

The yeas and nays being required thereon under the rule, were as follows, viz:

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<td>Samuel M. Sanders,</td>
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Those who voted in the negative, were—

Mr. Speaker (McCready), J. T. Freeman, James M. McArthur,
D. H. Baker, C. C. Harvey, G. M. Thomas,
H. C. Baker, Wm. L. Hazelip, James D. Watson,
Church H. Blakey, R. A. Jones, John Wolf,
Richard P. Finn, Samuel Martin, J. M. Wright—17.
Geo. L. Forman, Thomas J. Mayo,

And so said rule was suspended for the time.

Mr. J. M. Wright then moved to refer said bill to the Committee on the Judiciary.

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

The House then took up the resolution offered on yesterday by Mr. Cardwell, tendering the use of this Hall to Good Templars on the 8th of January next.

Mr. J. A. Wilson moved an amendment.
Which was rejected.

Mr. Hermes moved to lay said resolution on the table.
And the question being taken thereon, it was decided in the negative.

Mr. R. A. Jones moved an amendment.
Mr. Craig moved an amendment to the amendment.
Which was rejected.

The amendment offered by Mr. R. A. Jones was adopted.

Said resolution, as amended, reads as follows, viz:

Resolved, That the Good Templars, and others acting with them, be, and they are hereby, tendered the use of this Hall for the purpose of holding their Temperance Convention in this city on the 8th day of January, 1874, immediately on the adjournment of this House on that day.

Said resolution, as amended, was then adopted.
Leave was given to bring in the following bills, viz:
On motion of Mr. H. C. Baker—
1. A bill amending the charter of the Muldrough's Hill, Campbellsville, and Columbia Turnpike Road Company.

On motion of same—
2. A bill to amend section 17 of an act, entitled "An act to incorporate the Columbia and Burksville Turnpike Road Company."

3. A bill to repeal an act, entitled "An act for the benefit of school district No. 5, in Ballard county."

On motion of Mr. Corbett—
4. A bill for the benefit of Henderson Conlee, of Pendleton county.

On motion of Mr. Stone—
5. A bill to increase the jurisdiction of justices of the peace in Boone county.

6. A bill to amend the charter of the town of North Middletown, in Bourbon county.

7. A bill to amend the charter of the town of Augusta, in Bracken county.

8. A bill to incorporate the town of California, in Campbell county.

9. A bill to amend section 1, chapter 57, of the General Statutes.

10. A bill to apply to Fayette county the provisions of an act approved March 5, 1872, entitled "An act to authorize the county courts of Nicholas and Bourbon counties to compel persons to keep stock off of public roads."


12. A bill to charter the Society of Friends in the town of Lancaster.

13. A bill to amend chapter 29, article 8, of the General Statutes.
On motion of Mr. Brandon—
14. A bill giving to the voters of Sand Spring district, in Grayson county, the right to elect their district officers.

On motion of Mr. Ellis—
15. A bill amending the school laws so as to compel the attendance at school of pupils between the ages of ten and fourteen years.

On motion of same—
16. A bill to protect the citizens of this Commonwealth against quack and incompetent physicians and surgeons, and to elevate the standard of qualifications in the medical profession.

On motion of Mr. Turner—
17. A bill for the benefit of John Dean and others, citizens of Harlan county.

On motion of Mr. Ward—
18. A bill to amend section 9, article 12, chapter 38, of the General Statutes.

On motion of Mr. Cottingham—
19. A bill to make it a penal offense for any one knowingly and willfully to sell or convey property under mortgage.

On motion of Mr. Walker—
20. A bill to amend an act, entitled "An act to transfer the equity causes from the Hickman circuit court to the Hickman court of common pleas."

On motion of same—
21. A bill to legalize the action of the Hickman county court at its December term, 1873, providing for the erection of a poor-house in said county.

On motion of Mr. Brown—

On motion of Mr. Garred—
23. A bill to empower the county judge of Lawrence county to establish public roads in said county of less width than twelve feet.

On motion of Mr. Hamilton—
24. A bill to repeal an act, entitled "An act to authorize the Pike county court to issue bonds for court-house and other purposes."

On motion of Mr. Montgomery—
25. A bill for the further protection of sheep-raisers in the counties of Lincoln and Boyle.
On motion of Mr. Marrett—
26. A bill to amend the 34th section of the charter of the city of Louisville, in reference to the election of chief of police.

On motion of same—
27. A bill to amend the first section of the charter of the city of Louisville, in reference to the election of the chief engineer of the fire department.

On motion of Mr. J. M. Wright—
28. A bill for the benefit of the law department of the University of Louisville.

On motion of Mr. R. A. Jones—
29. A bill to repeal sections 6 and 7 of chapter 30, General Statutes.

On motion of same—
30. A bill to legalize all contracts under which money has heretofore been borrowed from foreign corporations, where such contracts were not for a greater interest than ten per cent. per annum, and otherwise in accordance with the laws of this State.

On motion of same—
31. A bill to make certificates of stock in corporations personal property.

On motion of Mr. Badger—
32. A bill to amend and enlarge section 4 of article 19 of chapter 28, on Courts.

On motion of same—
33. A bill to amend section 11 of chapter 24, on Conveyances, of the General Statutes.

On motion of same—
34. A bill to amend and enlarge sections 12 and 13 of chapter 26, on Costs.

On motion of Mr. LaRue—
35. A bill to amend the road laws as to Jefferson county, and provide for a superintendent of road repairs in said county.

On motion of same—

On motion of Mr. Speaker (McCready)—
37. A bill to amend article 10, section 2, chapter 92, General Statutes.
On motion of Mr. Bidwell—

38. A bill to repeal section 10, chapter 110, of the General Statutes.

On motion of Mr. Reed—

39. A bill to amend the charter of the town of Harrodsburg.

On motion of Mr. Hannah—

40. A bill for the benefit of William Green, late sheriff of Elliott county.

On motion of same—

41. A bill authorizing the county court of Magoffin county to fix the rate of land warrants in said county at two dollars and fifty cents per one hundred acres.

On motion of Mr. Morris—

42. A bill to establish a road law in Robertson county.

On motion of Mr. Meador—

43. A bill for the benefit of physicians in this Commonwealth.

On motion of Mr. Henton—

44. A bill to amend section 6 of chapter 30 of the General Statutes, by striking out that part of it which makes it unlawful for any foreign corporation, not expressly authorized by law of this State, to loan money or discount any evidence of debt in this State.

On motion of Mr. Riddle—

45. A bill to raise the jurisdiction of justices of the peace in Union county.

On motion of Mr. D. W. Wright—

46. A bill for the benefit of Warren county.

On motion of Mr. Nunan—

47. A bill authorizing the county court of Washington county to levy an additional tax for the benefit of the Springfield, Pleasant Run, and Maxville Turnpike Road Company.

On motion of Mr. Humphrey—

48. A bill to increase the jurisdiction of quarterly courts in Webster county.

On motion of same—

49. A bill to increase the jurisdiction of justices of the peace in Webster county.

On motion of Mr. Freeman—

50. A bill to compel the jailer of Whitley county to live in the house prepared for him by the Whitley county court.
On motion of Mr. Martin—
51. A bill to amend paragraphs 10 and 11, article 1, chapter 52, entitled “Husband and Wife,” of the General Statutes.

On motion of Mr. Thomas—
52. A bill to amend an act incorporating the Vanceburg, Dry Run, and Kinniconick Creek Turnpike Road Company.

On motion of Mr. Blakey—
53. A bill to amend chapter 92, article 2, section 8, title “Revenue and Taxation,” of the General Statutes.

On motion of Mr. Watson—
54. A bill to amend an act, entitled “An act to incorporate the town of Hickory Grove, in Graves county.”

On motion of same—
55. A bill to increase the jurisdiction of the quarterly court and the justices of the peace in Graves county.

On motion of Mr. Cole—
56. A bill to increase the jurisdiction of quarterly courts and justices of the peace in the county of Todd.

Ordered, That the Committee on Internal Improvement prepare and bring in the 1st and 2d; the Committee on Education the 3d and 15th; the Committee on Claims the 4th and 17th; the Committee on the General Statutes the 5th, 13th, 16th, 29th, 32d, 33d, 35th, 36th, 37th, 38th, 42d, 44th, 45th, 49th, and 55th; the Committee on Corporate Institutions the 6th, 7th, 8th, 12th, 22d, 23th, 27th, 39th, 52d, and 54th; the Committee on the Judiciary the 9th, 10th, 18th, 28th, 30th, 31st, 34th, 43d, 51st and 53d; the Committee on Circuit Courts the 11th and 20th; the Committee on County Courts the 14th, 19th, 21st, 23d, 24th, 41st, 46th, 47th, 48th, 50th, and 56th; the Committee on Agriculture and Manufactures the 25th; and the Committee on Ways and Means the 40th.

And then the House adjourned.
THURSDAY, DECEMBER 11, 1873.

The following petitions were presented, viz:

By Mr. Morrow—
1. The petition of the members of the congregation of the Disciples of Christ worshiping at Pleasant Grove, in the county of Caldwell, praying for amendments to the charter of Kentucky University.

By same—
2. The petition of the same worshiping at Princeton, in the county of Caldwell, praying for same object.

By Mr. Forman—
3. The petition of the same worshiping at Lawrence Creek Church, in Mason county, praying for same object.

By Mr. Browning—
4. The petition of the same worshiping at Mayslick Church, Mason county, praying for the same object.

By Mr. Reed—
5. The petition of the same worshiping at Harrodsburg, in Mercer county, praying for the same object.

By Mr. Ward—
6. The petition of the same worshiping at Indian Creek, Harrison county, praying for the same object.

By Mr. Craig—
7. The petition of the same worshiping at Newtown, in Scott county, praying for the same object.

By Mr. Riddle—
8. The petition of the same worshiping at Uniontown, Union county, praying for the same object.

By Mr. Prall—
9. The petition of C. Barfield, praying the repeal of the law prohibiting foreign companies to loan money in this State.

By Mr. Stone—
10. The petition of certain citizens of Sharpsburg, praying the passage of an act to increase the jurisdiction of the police judge of said town.

By Mr. Forman—
11. The petition of certain citizens of Minerva, in Mason county, praying the passage of the Indiana liquor law in this State.
By Mr. Hunter—
12. The petition of J. J. Neeley, of Cumberland county, praying to be allowed to retail spirituous liquors under certain conditions therein named.

By Mr. K. W. Wilson—
13. The petition of certain citizens of Crittenden county, praying the passage of an act for the improvement of Tradewater river.

Which were received, the reading dispensed with, and referred—the 1st, 2d, 3d, 4th, 5th, 6th, 7th, 8th, 9th, and 10th to the Committee on the Judiciary; the 11th and 12th to the Committee on Moral and Religious Institutions; and the 13th to the Committee on Internal Improvement.

A message was received from the Senate, announcing that they had concurred in a resolution, which originated in this House, entitled
Resolution providing for the purchase of the Holy Bible to be placed in the State Library.

That they had passed a bill, which originated in this House, entitled
An act for the benefit of the county court of Breckinridge county.

And that they had passed bills of the following titles, viz:
1. An act in aid of the common schools of this Commonwealth.
2. An act for the benefit of Arnold S. Hardy, jailer of Marion county.
3. An act to allow the Washington county court to subscribe stock in the Springfield, Maxville, and Harrodsburg Turnpike Road.

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

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

Ordered, That they be referred—the 1st to the Committee on Education; the 2d to the Committee on Claims; and the 3d to the Committee on Internal Improvement.

Under the joint resolution heretofore adopted, directing the Speakers of the two Houses to appoint a joint committee, to whom should be referred the matter of redistricting the State into judicial districts, the Speaker of this House appointed thereon the following committee, viz: Messrs. Blakey, Ward, Corbett, J. M. Wright, Clay, Stone, Montgomery, Powers, Turner, and Nunn.
Mr. Ayers, from the Committee on Moral and Religious Institutions, to whom was referred a bill from the Senate, entitled
An act to authorize the voters of the city of Mayfield to vote upon the proposition as to whether spirituous, malt, or vinous liquors shall be sold within the corporate limits of said city, or within one mile thereof,
Reported the same without amendment.
Ordered, That said bill be read a third time.
The rule of the House and constitutional provision as to the third reading of said bill being dispensed with,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.
Bills were reported by the several committees, who were directed to prepare and bring in the same, of the following titles, viz:
By Mr. Jenkins, from the Committee on Propositions and Grievances—
A bill to add a part of Henry county to the county of Oldham.
By Mr. McFerran, from the Committee on Claims—
A bill for the benefit of Joshua Sharp, of Shelby county.
By Mr. Morrow, from the Committee on Internal Improvement—
A bill to renew the charter of the Alexandria and Flagg Spring Turnpike Road Company, in Campbell county.
By Mr. Montgomery, from the Committee on Agriculture and Manufactures—
A bill to amend the charter of the Bourbon County Agricultural Society, and the laws in relation thereto.
By Mr. Corbett, from the Committee on County Courts—
A bill to abolish the court of common pleas in Union county.
By same—
A bill for the benefit of Pike county.
By same—
A bill to repeal an act, entitled "An act to authorize the Pike county court to issue bonds for court-house and other purposes."
Which were read the first time and ordered to be read a second time.
The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,
Ordered, That said bills be engrossed and read a third time.
The rule of the House and constitutional provision as to the third
reading of said bills being dispensed with, and the same being engrossed,

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

Mr. McFerran, from the Committee on Claims, who were directed to prepare and bring in the same, reported a bill, entitled

A bill for the benefit of Noah Allen, of Crittenden county.

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

WHEREAS, Noah Allen, of Crittenden county, was fined in the sum of fifty dollars, upon an indictment of a grand jury at a previous court, for carrying a pistol; and the payment of said fine was made by said Allen immediately after its assessment to the Trustee of the Jury Fund; thirty-five dollars of said fine was remitted by the Governor of this Commonwealth, the Hon P. H. Leslie, which amount so remitted by the Governor the Trustee of the Jury Fund refuses to pay back to said Allen, he having reported to the Auditor; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be directed to draw his warrant on the Treasurer in favor of Noah Allen, of Crittenden county, for the sum of thirty-five dollars.

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

Ordered, That said bill be read a second time.

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

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

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

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

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

Those who voted in the affirmative, were—

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

Mr. Prall, from the Committee on the Judiciary, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to apply to Fayette county the provisions of an act approved March 5, 1872, entitled “An act to authorize the county courts of Nicholas and Bourbon counties to compel persons to keep stock off public roads.”

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

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

Mr. Brown moved an amendment thereto.

Which was adopted.

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

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

Resolved, That said bill do pass, and that the title thereof be so changed as to insert the words “and Jessamine” after the word “Fayette;” and by striking out the word “county,” and inserting in lieu thereof the word “counties.”
Dec. 11.] HOUSE OF REPRESENTATIVES.

Mr. Graves, from the Committee on Ways and Means, who were directed to prepare and bring in the same, reported a bill, entitled A bill to change the time of paying the revenue in the Treasury. Which bill was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with, Mr. Corbett moved to postpone the further consideration of this bill, and to make the same the special order for 12th January, at ten o'clock, A. M., and that said bill be printed.

Under the rule, the yeas and nays being taken on said motion, and having received two thirds of those present, it was decided in the affirmative.

The yeas and nays being taken thereon, were as follows, viz:

Those who voted in the affirmative, were—


In the negative, Richard P. Finn—138. R. R.
Mr. Corbett, from the Committee on County Courts, who were directed to prepare and bring in the same, reported a bill, entitled
A bill to increase the jurisdiction of justices of the peace in this Commonwealth.

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

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

Mr. Scales moved that said bill be printed, and that the further consideration thereof be postponed to, and made the special order of the day for, the 15th January next, at 11 o'clock, A.M.

Under the rule, the yeas and nays being taken thereon, and the required number having voted in the affirmative, said motion was adopted.

The yeas and nays being taken thereon, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—

Mr. Corbett, from the Committee on County Courts, who were directed to prepare and bring in the same, reported a bill, entitled
A bill to increase the jurisdiction of justices of the peace in Crittenden and Caldwell counties.
Which was read the first time and ordered to be read a second time.
The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,
Mr. Meador moved an amendment thereto.
Mr. Ayers moved an amendment to the amendment proposed by Mr. Meador.
Which was adopted.
Mr. Meador's amendment, as amended, was then adopted.
Ordered, That said bill, as amended, be engrossed and read a third time.
The rule of the House and constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,
Resolved, That said bill do pass, and that the title thereof be so amended as to insert after the word "Crittenden," the words "Ohio, Calloway."
Mr. Corbett, from the Committee on County Courts, who were directed to prepare and bring in the same, reported bills of the following titles, viz:
A bill to amend chapter 56 of the General Statutes.
A bill to increase the jurisdiction of the county judge of Henderson county.
Which were read the first time and ordered to be read a second time.
The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,
Ordered, That said bills be referred to the Committee on the General Statutes.
Mr. Corbett, from the Committee on County Courts, who were directed to prepare and bring in the same, reported a bill, entitled
A bill for making it a penal offense to sell or dispose of mortgaged property.
Which was read the first time and ordered to be read a second time.
The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Mr. Brown moved to lay said bill on the table.

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

And so said bill was rejected.

The House took up from the orders of the day the joint resolution heretofore offered by Mr. Martin, which was read a second time as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the pay of the Sergeant-at-Arms, Door-keeper, and Enrolling Clerk of each House of this General Assembly, shall not exceed five dollars per day.

Mr. R. A. Jones moved to refer said resolution to the Committee on Claims.

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

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

Those who voted in the affirmative, were—

Edward Badger,       Richard P. Finn,       W. A. Morin,
H. C. Baker,         R. P. Gresham,       W. A. Morris,
W. N. Beckham,      James W. Hannah,      John Preston,
Church H. Blakey,   Thos. W. Henton,      C. C. Scales,
Wm. Brown,          John S. Herd,         W. M. Stevens,
Pat. Campion,       R. A. Jones,           H. L. Stone,
C. M. Clay, jr.,    John Watts Kearny,    John S. Williams,
Thomas H. Corbett,  A. S. Lewis,           J. A. Wilson,
Newton Craig,       James M. McArthur,     J. M. Wright,
B. F. Duvall,        James W. Meador,      Geo. C. Young—30.

Those who voted in the negative, were—

Mr. Speaker (McCready) Addison Gibson,    Robert Payton,
Wm. A. Allen,        E. A. Graves,         Joshua D. Powers,
W. W. Ayers,         Nelson Hamilton,      John A. Prall,
D. H. Baker,         C. C. Harvey,         Thomas H. Reed,
B. G. Bidwell,       Joseph Hermes,        Geo. W. Riddle,
R. W. Brandon,       Samuel C. Humphrey,   Samuel M. Sanders,
W. W. Browning,      Allen Jones,          W. W. Sawyers,
Isaac N. Cardwell,   Samuel Martin,        Wm. Sellers,
Washington Chandler, W. H. May,            Ben. Stout,
H. S. Chilton,       Thomas J. Mayo,       Geo. W. Strickler,
S. E. G. Cole,       J. B. McFerran,       G. M. Thomas,
Henderson Conlee,    Matt. McKinney,       C. W. Threlkeld,
tisham Cottingham,   Pearson Miller,       Geo. B. Turner,
B. C. Craddock,      Thos. M. Miller,      B. R. Walker,
Mr. Martin then moved the previous question.

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

Mr. J. M. Wright moved to reconsider the vote by which the main question was ordered.

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

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

Those who voted in the affirmative, were—

Edward Badger, John Fible, W. A. Morris,
W. A. Beckham, Richard P. Finn, John A. Prall,
Church H. Blakey, W. H. Frederick, C. C. Scales,
W. W. Browning, James W. Hannah, W. M. Stevens,
Stephen R. Campbell, Thomas W. Hentoff, H. L. Stone,
Pat. Campion, R. A. Jones, John S. Williams,
I.J-ave N. Cardwell, John Watts Kearny, J. A. Wilson,
C. M. Clay, jr., M. W. LaRue, D. W. Wright,
Henderson Conlee, J. B. McFerran, J. M. Wright,
B. F. Durling, W. A. Morin, Geo. C. Young—30.

Those who voted in the negative, were—

Mr. Speaker (M'Cready) E. A. Graves, Wm. Neal,
Wm. A. Allen, R. P. Gresham, O. S. Parker,
W. W. Ayers, Nelson Hamilton, Robertson Payton,
D. H. Baker, C. C. Harvey, Joshua D. Powers,
E. G. Bidwell, John S. Herd, John Preston,
R. W. Brandon, Joseph Hermes, Thomas H. Reed,
Wm. Brown, Samuel C. Humphrey, Geo. W. Riddle,
Washington Chandler, Allen Jones, Samuel M. Saunders,
B. S. Chilton, A. S. Lewis, W. W. Sawyer,
S. E. G. Cole, Samuel Martin, Wm. Sellers,
Thomas H. Corbett, W. H. May, Ben. Stout,
Isham Cottingham, Thomas J. Mayo, Geo. W. Strickler,
B. C. Craddock, James M. McArthur, G. M. Thomas,
Newton Craig, Matt. McKinney, C. W. Threlkeld,
Samuel Ellis, James W. Meador, Geo. B. Turner,
Geo. L. Forman, Pearson Miller, B. R. Walker,
J. T. Freeman, Thomas M. Miller, James D. Watson,
Ulysses Garred, Thomas Montgomery, R. W. Wilson,
Addison Gibson, Thomas J. Morrow, John Wolf—57.
Mr. J. M. Wright then called for a division of the question.
And thereupon the question was first taken on the adoption of so much of said resolution as fixes the pay of the Sergeant-at-Arms, and it was decided in the affirmative.

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

Those who voted in the affirmative, were—

Wm. A. Allen,  E. A. Graves,  Wm. Neal,
W. W. Ayers,    R. P. Gresham,  O. S. Parker,
H. C. Baker,    Nelson Hamilton,  Robertson Payton,
B. G. Bidwell,  C. C. Harvey,  Joshua D. Powers,
R. W. Brandon,  John S. Herd,    Geo. W. Riddle,
Wm. Brown,    Samuel C. Humphrey,  Sam'l M. Sanders,
Pat. Campion,  Allen Jones,  W. W. Sawyers,
Washington Chandler,  A. S. Lewis,  Wm. Sellers
H. S. Chilton,  Samuel Martin,  W. M. Stevens,
S. E. G. Cole,   Thomas J. Mayo,  G. M. Thomas,
Thomas H. Corbett, James M. McArthur,  James D. Watson,
Isham Cottingham, James W. Meador,  C. H. Webb,
B. C. Craddock,  Thomas M. Miller,  R. W. Wilson,
J. T. Freeman,  Thos. B. Montgomery,  John Wolf—43.

Ulysses Garred,

Those who voted in the negative, were—

Edward Badger,  Geo. L. Forman,  John Preston,
D. H. Baker,    W. H. Frederick,  Thomas H. Reed,
W. N. Beckham,  Addison Gibson,  C. C. Scales,
Church H. Blakey,  James W. Hannah,  H. L. Stone,
W. W. Browning,  R. A. Jones,    Ben. Stout,
Stephen R. Campbell,  John Watts Kearny,  Geo. W. Strickler,
Isaac N. Cardwell,  M. W. LaRue,    C. W. Threlkeld,
C. M. Clay, jr.,  W. H. May,    Geo. B. Turner,
Henderson Conlee,  J. B. McFerran,  B. R. Walker,
Newton Craig,  Matt. McKinney,  J. A. Wilson,
B. F. Duval,  Pearson Miller,  D. W. Wright,
Samuel Ellis,  W. A. Morin,    J. M. Wright,
John Fible,  W. A. Morris,    Geo. C. Young—41.
Richard P. Fien,  John A. Pratt,

The question was then separately taken on the adoption of so much of said resolution as relates to the Door-keeper, and also as relates to that of Enrolling Clerks, and it was decided in the affirmative.

The resolution was then adopted.

Mr. Brown moved to reconsider the vote by which said resolution was adopted.

Mr. Graves moved to lay the motion of Mr. Brown on the table.
And the question being taken on the motion of Mr. Graves, it was decided in the affirmative.

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

Those who voted in the affirmative, were—

- Wm. A. Allen, Addison Gibson, O. S. Parker,
- W. W. Ayers, E. A. Graves, Robertson Payton,
- H. C. Baker, R. P. Gresham, Joshua D. Powers,
- B. G. Bidwell, C. C. Harvey, John Preston,
- R. W. Brandon, Wm. L. Hazelip, Geo. W. Riddle,
- Wm. Brown, John S. Herd, Samuel M. Sanders,
- Pat. Campion, Samuel C. Humphrey, W. W. Sawyers,
- Washington Chandler, W. Godfrey Hunter, Wm. Sellers,
- H. S. Chilton, Allen Jones, W. M. Stevens,
- S. E. G. Cole, Samuel Martin, Ben. Stout,
- Thomas H. Corbett, W. H. May, Geo. W. Strickler,
- Isham Cottingham, Thomas J. Mayo, G. M. Thomas,
- B. C. Craddock, James M. McArthur, B. R. Walker,
- Richard D. Davis, Thomas M. Miller, James D. Watson,
- Geo. L. Forman, Thos. B. Montgomery, R. W. Wilson,
- J. T. Freeman, Wm. Neal, John Wolf—50.
- Ulysses Garred, Mat. Nunan,

Those who voted in the negative, were—

- Mr. Speaker (McCreary), W. H. Frederick, Pearson Miller,
- Edward Badger, Nelson Hamilton, W. A. Moris,
- D. H. Baker, James W. Hannah, John A. Prall,
- W. N. Beckhan, Thos. W. Henton, Thomas H. Reed,
- Church H. Blakey, Joseph Hermes, C. C. Scales,
- B. C. Craddock, Bart. W. Jenkins, H. L. Stone,
- Richard D. Davis, R. A. Jones, C. W. Threlkeld,
- Geo. L. Forman, John Watts Kearny, Geo. B. Turner,
- J. T. Freeman, M. W. Lalkue, C. H. Webb,
- Ulysses Garred, J. A. Jones, J. A. Wilson,
- Wm. A. Allen, J. M. Wright,
- W. W. Ayers, A. S. Lewis, Geo. C. Young—44.

And then the House adjourned.
FRIDAY, DECEMBER 12, 1873.

A message was received from the Senate, announcing that they had adopted a joint resolution, entitled
Resolution directing the Auditor of Public Accounts to pay the officers of the Senate and House of Representatives per diem.
And that they had passed bills of the following titles, viz:
1. An act authorizing a special term of the Muhlenburg circuit court.
Which bills were read the first time and ordered to be read a second time.
The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,
Ordered, That they be referred—the 1st to the Committee on Circuit Courts, and the 2d to the Committee on Banks.
The following petitions were presented, viz:
By Mr. J. A. Wilson—
1. The petition of the Disciples of Christ worshiping at Florence, Boone county, praying certain amendments to the charter of Kentucky University.
By Mr. Frederick—
2. The petition of the same worshiping at Beargrass Church, Jefferson county, praying for the same object.
By same—
3. The petition of the same worshiping at Middletown, Jefferson county, praying for the same object.
By Mr. Williams—
4. The petition of the same worshiping at Bethlehem, Clark county, praying for the same object.
By Mr. Campbell—
5. The petition of the same worshiping at Poplar Plains, Fleming county, praying for the same object.
By Mr. Henton—
6. The petition of the same worshiping at Mt. Eden, Shelby county, praying for the same object.
By Mr. Craddock—
7. The petition of the same worshiping at Caverna, Hart county, praying for the same object.
By Mr. McFerran—
8. The petition of the same worshiping at Danville, in Boyle county, praying for the same object.
By Mr. Cole—
9. The petition of the same worshiping at Trenton, in Todd county, praying for the same object.

Which were received, the reading dispensed with, and each referred to the Committee on the Judiciary.

The Speaker laid before the House the following response of the Auditor of Public Accounts to a resolution adopted by this House on the 6th instant:

STATE OF KENTUCKY,
OFFICE OF AUDITOR OF PUBLIC ACCOUNTS,
FRANKFORT, December 12th, 1873.

Hon. James B. McCracken, Speaker of House of Representatives:

Sir: In response to the resolution adopted by the House of Representatives on the 6th inst., calling on me for all the information in my possession in regard to the defalcations of sheriffs in the last twenty years, and to state what efforts, if any, have been made to collect the amounts owing by them, I submit the following statement:

I have no information in regard to the matter submitted to me for information, except what the records of this Department, and those of the office of the clerk of the Franklin circuit court, show. Those records show that judgments were rendered against each of the sheriffs referred to and their sureties, executions issued thereon, and returned no property found out of which to make the amounts due on same, or any part thereof. I have no facts or information in my possession, or accessible to me, which will throw any light on the subject, other than those mentioned. Every available means has been used to collect the amounts due the State, but without success. Executions have been repeatedly issued and placed in the hands of sheriffs without any other result than that stated.

I will remark, in conclusion, that the balances mentioned in the Governor's message as due the State run back not less than forty or fifty years, and perhaps longer.

I have the honor to be,

Very respectfully,

D. Howard Smith, Auditor.
Mr. Corbett, from the Committee on County Courts, who were directed to prepare and bring in the same, reported bills of the following titles, viz:

A bill for the benefit of Warren county.
A bill for the benefit of the County Infirmary of Mason county, for the support of the poor of said county, and work-house and house of correction therein.

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

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

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

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

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

Mr. Corbett, from the Committee on County Courts, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to provide for the payment of jurors in justice' courts.

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

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

Mr. Badger moved to recommit said bill to the Committee on the Judiciary.

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

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

Those who voted in the affirmative, were—

HOUSE OF REPRESENTATIVES.

Those who voted in the negative, were—

Mr. Speaker (McCreary) Ulysses Garred, W. A. Morin,
Wm. A. Allen, Addison Gibson, W. A. Morris,
W. W. Ayers, R. P. Gresham, Thomas J. Morrow,
D. H. Baker, Nelson Hamilton, Mat. Nunan,
Church H. Blakey, C. C. Harvey, O. S. Parker,
R. W. Brandon, Wm. L. Hazelip, John Preston,
W. W. Browning, John S. Herd, Thomas H. Reed,
Pat. Campion, Samuel C. Humphrey, Geo. W. Riddle,
H. S. Chilton, W. Godfrey Hunter, W. W. Sawyers,
S. E. C. Cole, Allen Jones, C. C. Scales,
Henderson Conlee, M. W. LaRue, Wm. Sellers,
Thomas H. Corbett, A. H. Marrett, W. M. Stevens,
Isham Cottingham, W. T. Marshall, Ben. Stout,
B. C. Craddock, Samuel Martin, Geo. W. Strickler,
Newton Craig, James M. McArthur, Geo. B. Turner,
Richard D Davis, Matt. McKinney, B. R. Walker,
B. F. Duvall, James W. Meador, R. W. Wilson,
Samuel Ellis, Pearson Miller, Geo. C. Young—59.
Geo. L. Forman, Thomas M. Miller,
J. T. Freeman, Thos. J. Morehead.

Mr. Ward moved the following amendment to said bill, viz:
To amend the 1st section so that the pay of a juror shall not exceed one dollar per day; and he shall be required to act in all cases called on that day wherein a jury is required, unless excused according to law; and that the pay of jurors for each day shall be divided pro rata among the successful parties in cases wherein a jury was demanded; and the amount thus ascertained shall be allotted by the justice presiding to each case, and shall be paid by the plaintiff and taxed as costs.

Mr. Thomas moved to strike out all after the enacting clause.
Mr. Jenkins moved to lay the bill and proposed amendment on the table.

And the question being taken on the motion of Mr. Jenkins, it was decided in the affirmative.

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

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) John Fible, Thomas M. Miller,
Wm. A. Allen, Richard P. Finn, Wm. Neal,
Edward Badger, Geo. L. Forman, Robertson Payton,
H. C. Baker, W. H. Frederick, John A. Prall,
B. G. Bidwell, Addison Gibson, John Preston,
J. C. S. Blackburn, E. A. Graves, Geo. W. Riddle,
R. W. Brandon, Nelson Hamilton, C. C. Scales,
Wm. Brown, James W. Hannah, W. W. Browning,
W. W. Browning, Thomas W. Henton, H. L. Stone,
Stephen R. Campbell, Joseph Hermes, G. M. Thomas,
Pat. Campion, Bart. W. Jenkins, C. W. Threlkeld,
Isaac N. Cardwell, R. A. Jones, J. Q. Ward,
Washington Chandler, John Watts Kearny, James D. Watson,
H. S. Chilton, M. W. LaRue, John S. Williams,
C. M. Clay, jr, A. H. Marrett, J. A. Wilson,
S. E. G. Cole, W. H. May, John Wolfe,
B. F. Davall, J. B. McFerran,

Those who voted in the negative, were—

W. W. Ayers, Samuel C. Humphrey, Mat. Nunan,
D. H. Baker, W. Godfrey Hunter, O. S. Parker,
Church H. Blakey, Allen Jones, Joshua D. Powers,
Henderson Conlee, A. S. Lewis, Thomas H. Reed,
Thomas H. Corbett, F. M. Lowe, Samuel M. Sanders,
Isham Cottingham, W. T. Marshall, W. W. Sawyers,
B. C. Craddock, Samuel Martin, Wm. Sellers,
Richard D. Davis, James M. McArthur, W. M. Stevens,
Samuel Ellis, Matt. McKinney, Ben. Stout,
J. T. Freeman, James W. Meador, Geo. W. Strickler,
Ulysses Garred, Pearson Miller, Geo. B. Turner,
R. P. Greshum, Thos. J. Morehead, B. R. Walker,
C. C. Harvey, W. A. Morin, C. H. Webb,
Wm. L. Hazen, W. A. Morris, R W. Wilson,
John S. Herd, Thos J. Morrow, Geo. C. Young—45.

And so said bill was rejected.

Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Ken-
tucky, That in the trial of all causes before justices of the peace
wherein a jury shall have been summoned, it shall be the duty of
the justice, before whom said cause is tried, to tax, as part of the
costs of said cause or action, the sum of one dollar for each ju-
or, who may have acted in such capacity in the trial of said action;
which said sum shall be collected by the constable, and by him paid
to the said jurors.

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

Mr. R. A. Jones, from the Committee on the Codes of Practice, to
whom was referred a bill from the Senate, entitled

An act to amend chapter 3 of title 18 of the Civil Code of Prac-
tice,

Reported the same with an amendment thereto.
Which was adopted.

Ordered, That said bill, as amended, be read a third time.
The rule of the House and constitutional provision as to the third
reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as
aforesaid.
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The House took up the resolution heretofore offered by Mr. Scales, fixing a day for the election of certain public officers.

Mr. Scales moved an amendment thereto.

Which was adopted.

Said resolution, as amended, reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the two Houses of this General Assembly shall, on Thursday, January 15th, 1874, at 10 o'clock, A. M., proceed to elect a State Librarian and a Keeper of the Penitentiary.

Said resolution, as amended, was then adopted.

The House took up the amendments proposed by the Senate, to a bill which originated in this House, entitled

An act for the benefit of the county court of Breckinridge county.

Said amendments were concurred in.

The House took up the resolution heretofore offered, and which reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That it is the sense of this General Assembly that this session shall not be extended beyond the constitutional limit of sixty days.

Mr. Clay moved to lay said motion on the table.

And the question being taken on the motion of Mr. Clay, it was decided in the negative.

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—

Wm. A. Allen, J. T. Freeman, Wm. Neal,
W. W. Ayers, E. A. Graves, Mat. Nunan,
Mr. Thomas moved the previous question.

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

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

Those who voted in the affirmative, were—

Wm. A. Allen, E. A. Graves, Thomas B. Montgomery, Wm. Neal.
Isham Cottingham, W. W. Sawyer, Geo. W. Strickler.
Samuel Ellis, Thomas M. Miller, C. H. Webb.
Richard P. Finn, Pearson Miller.
W. H. Frederick, Thomas M. Miller, C. H. Webb.

Those who voted in the negative, were—

Mr. Speaker (McCreary) Nelson Hamilton, Robertson Payton, Joshua D. Powers.
B. G. Bidwell, James W. Hannah, Geo. W. Riddle.
Pat. Campion, John Watts Kearny, Ben Stout.
Newton Craig, Thomas J. Mayo.
The main question was then put, viz: "Shall the resolution be adopted?" and it was decided in the affirmative.

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

Those who voted in the affirmative, were—

B. F. Duvall, J. B. McFerran, James D. Watson,
John Fife, Thos. J. Morehead, John S. Williams,
Geo. L. Forman, W. A. Morin, J. A. Wilson,
J. T. Freeman, W. A. Morris, D. W. Wright,
Ulysses Garrard, Thomas J. Morrow, Geo. C. Young—46.
Addison Gibson,

Those who voted in the negative, were—

B. F. Duvall, J. B. McFerran, James D. Watson,
John Fife, Thos. J. Morehead, John S. Williams,
Geo. L. Forman, W. A. Morin, J. A. Wilson,
J. T. Freeman, W. A. Morris, D. W. Wright,
Ulysses Garrard, Thomas J. Morrow, Geo. C. Young—46.
Addison Gibson,

Wm. A. Allen, E. A. Graves, Thomas J. Morrow,
W. W. Ayers, R. P. Gresham, Wm. Neal,
D. H. Baker, C. C. Harvey, Mat. Nunan,
J. C. S. Blackburn, Wm. L. Hazelip, O. S. Parker,
Church H. Blakey, John S. Herd, John A. Pratt,
R. W. Brandon, Samuel C. Humphrey, Thomas Preston,
Wm. Brown, W. Godfrey Hunter, Thomas H. Reed,
Stephen R. Campbell, Bart. W. Jenkins, Samuel M. Sanders,
Isaac N. Cardwell, Allen Jones, W. W. Savers,
H. S. Chilton, A. S. Lewis, Wm. Sellers,
S. E. G. Cole, Samuel Martin, Geo. W. Strickler,
Thomas H. Corbett, W. H. May, G. M. Thomas,
Isham Cottingham, J. B. McFerran, B. R. Walker,
B. C. Craddock, Matt. McKinney, J. Q. Ward,
Richard D. Davis, James W. Meador, C. H. Webb,
Richard P. Finn, Pearson Miller, R. W. Wilson,
W. H. Frederick, Thomas M. Miller, John Woll—53.
J. T. Freeman,

And so said resolution was adopted.
On motion of Mr. Beckham, leave was given to bring in a bill for the benefit of Simon Humphrey, late sheriff of Nelson county, and his sureties.

Ordered, That the Committee on Ways and Means prepare and bring in the same.

Mr. R. A. Jones, from the majority of the Joint Committee, to whom was referred all matters touching a revision of the Constitution, reported a bill, entitled

A bill to take the sense of the people of this State as to the propriety of calling a constitutional convention.

At the same time Mr. Blakey, from the minority of said committee, made the following report, viz:

The undersigned, members of the Senate and House of Representatives, appointed to inquire into the necessity and expediency of submitting to the good people of the Commonwealth the question of calling a Convention for the purpose of readopting, amending, or changing the Constitution, respectfully represent, that we have had the matter under careful consideration, and beg leave to submit the following minority report, expressive of our views on this most important subject:

We believe that the Constitution has, in the first place, made the Legislature the sole judge as to the necessity or expediency of altering or amending the Constitution, controlled, of course, by the assurance that when the necessity was great, or the danger imminent, that that body would reflect the sentiments of its constituency. This construction of the Constitution is warranted by the fact that no other tribunal can decide "when experience shall point out the necessity of amending the Constitution;" and by the fact that the judgment of the Legislature on this subject must be expressed in the form of a law, passed under the sanction of an oath of fidelity, not only to the Constitution but to the Commonwealth.

We feel that no members of the General Assembly can or will go further than the undersigned in according to the citizens of the State the opportunity to pass in judgment upon any question affecting their interest, when we can do so with a due regard to our oath of office; but while this is true, we feel that we are representatives of the people of the State, that, as such, we have a duty to perform, and in the discharge of that duty we do not feel that we are withholding from the people the right to decide a question properly belonging to them. We are their representatives, and as such, bound to
Discharge the trust in the absence of instructions, according to our best judgment, bearing the consequences which flow from an honest and faithful performance of a duty, not self-imposed, but resting in the supreme law of the State.

Testing our judgment by the constitutional standard, we do not feel warranted in saying that experience has pointed out the necessity of amending our Constitution. On the contrary, we feel that the history of the past, the wants of the day, and the hypotheses or conjectures for the future, all lead to the conclusion that there is no evil of such magnitude as to demand the alteration of the organic law. There has been no manifestation of public sentiment demanding a Convention, either by petitions to this body, county meetings, or through the press of the State, and we can but conclude that, by the passage of the bill reported by the majority of the committee, we would be thrusting the question on the people. We therefore respectfully recommend that no action be taken by this General Assembly looking to the calling of a Constitutional Convention.

Jno. J. Gatewood,
Of the Senate.

Jo. C. S. Blackburn,
H. C. Baker,
R. P. Finn,
C. H. Blakey,
R. P. Gresham,
Of the House.

The original bill reported from the majority of said committee was taken up, read the first time, and ordered to be read a second time.

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

Mr. Thomas moved an amendment.

Mr. Williams moved to print the bill, the report of the minority, and the substitute offered by Mr. Thomas, and to postpone the consideration of the same, and make the same the special order of the day for Monday, the 15th instant, at 10½ o'clock, A. M.

Mr. Blackburn moved to amend the motion of Mr. Williams by striking out "Monday, 15th," and inserting in lieu thereof "Tuesday, 16th."

And the question being taken on the motion of Mr. Blackburn, it was decided in the negative.

15-H. R.
The yeas and nays being required thereon by Messrs. Graves and Corbett, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


The question was then taken on the motion of Mr. Williams, and it was decided in the affirmative.

The yeas and nays being required thereon under the rule, were as follows, viz:

Those who voted in the affirmative, were—

A message was received from the Senate, announcing that they had adopted joint resolutions of the following titles, viz:

Resolution in relation to the creation of additional judicial districts.

Resolution in relation to a recess of this General Assembly.

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

An act authorizing a sale of a portion of the road of the Centreville and Jacksonville Turnpike Road Company.
An act to amend the charter of the Bourbon County Agricultural Society, and the laws in relation thereto.

An act for the benefit of Pike county.

An act to repeal an act, entitled "An act to authorize the Pike county court to issue bonds for court-house and other purposes."

And that they had passed bills of the following titles, viz:

1. An act for the benefit of A. J. Cocanougher, late sheriff of Washington county, and his sureties.
2. An act requiring certain legal advertisements, in Lewis county, to be inserted in the Vancierge Kentucky.
3. An act to amend section 77, article 1, chapter 2, of the Civil Code of Practice.
4. An act to amend an act, entitled "An act to amend the act incorporating the Cabin Creek Turnpike Road Company."
5. An act to amend the charter of the Concord and Tollsboro Turnpike Company.
6. An act to change the time of holding the Lee county and quarterly courts.

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

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

Ordered, That they be referred—the 1st to the Committee on Ways and Means; the 2d to the Committee on Circuit Courts; the 3d to the Committee on Codes of Practice; the 4th and 5th to the Committee on Internal Improvement, and the 6th to the Committee on County Courts.

Mr. Beckham presented the petition of sundry citizens of Nelson county, praying the repeal of the act which authorized the Bardstown and Green River Turnpike Company to remove a toll-gate from Balltown, and to locate the same nearer than five miles to any other gate.

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

Mr. Blakey moved the following resolution, viz:

Resolved, That the Auditor be directed to furnish this House with a tabular statement of the number of voters in each county in this State, the counties to be grouped in constitutional districts, and the total vote in each county and in each district to be summed up.

Amendments were offered thereto by Messrs. Ward and Graves.
On motion of Mr. Blakey, said resolution and proposed amendments were referred to the Committee on Apportionment.

Mr. Speaker McCreary presented the petition of certain citizens of Christian county, praying the passage of an act to protect them against certain alleged abuses of the St. Louis and Southeastern Railway.

Which was received, read, and referred to the Committee on Railroads.

A message was received from the Governor by Mr. Botts, Assistant Secretary of State, announcing that he had approved and signed an enrolled joint resolution, which originated in this House, entitled Resolution directing the furnishing of copies of the General Statutes to State Librarian for specified uses.

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

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Speaker of this House and the Speaker of the Senate be, and they are hereby, directed to appoint a committee—the House committee to consist of five members, and the Senate committee to consist of two members, making a joint committee of seven—who shall inquire into the management of the Insurance Bureau; examine the accounts of said Bureau; examine the accounts of said office, and report to the General Assembly as to the truth or falsity of the charges of Cooke & Son, and others, made through the public press of the country against the Commissioner of Insurance of this Commonwealth; and they have power to send for persons and papers.

Mr. Beckham moved the following resolution, viz:

Resolved, That the use of the Hall of the House of Representatives be, and the same is hereby, tendered to Prof. N. S. Shaler, State Geologist, for Friday night, 19th December, to deliver an address on the condition, prospects, and needs of the Geological Survey.

Which being twice read, was adopted.

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

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts shall draw his warrant on the Treasury, on the last day of each month, in favor of the Superintendent of Public Instruction, for the sum of fifteen dollars, for a porter to be employed by the Superintendent to assist in taking care of the public property under the charge of said Superintendent, as is now provided for by law for the other public offices at the Capitol.

Mr. Campbell moved the following preamble and resolution, viz:

WHEREAS, By a resolution passed, expressive of the sense of this House, that its present session should not extend beyond the consti-
tutional period of sixty days; and whereas, it is now apparent that a large portion of that time is likely to be devoted to the consideration of measures purely local in character; now, therefore,

Be it resolved by this House, That no measure of a purely local character, not already submitted by leave, shall be received and disposed of until all measures pertaining to the general interest of the whole Commonwealth shall be fully disposed of: Provided, however, That any measure originating in the Senate shall not be cut off by this resolution.

Ordered, That said resolution be referred to the Committee on the General Statutes.

Mr. Larue moved the following resolution, viz:

Resolved, That this Hall be tendered to Mr. A. K. Shepard, for the purpose of delivering a free address upon the industries, resources, &c., of this State, on Wednesday evening, December 17th, 1873.

Which was adopted.

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

Resolved by the General Assembly of the Commonwealth of Kentucky, That when the two Houses of the General Assembly adjourn on Tuesday, December 23d, 1873, they adjourn to meet on Monday, January 5th, 1874.

The Speaker laid before the House the following report from the State Librarian, viz:

OFFICE OF STATE LIBRARIAN,
FRANKFORT, K.Y., December 12th, 1873.

To the General Assembly of the State of Kentucky:

In accordance with the provisions of General Statutes, chapter 69, I have the honor to submit the following report, to-wit: the accompanying printed catalogue of books in the State Library. In addition, the Library contains imperfect series of the Acts, Journals, and Documents from the establishment of the Commonwealth to the present time; also one hundred and fifty copies of the General Statutes.

Furniture on hand: two presses, two stands of drawers, eighteen chairs, one washstand and bowl, four step-ladders, &c.

G. B. CRITTENDEN, State Librarian.

Countersigned:
D. HOWARD SMITH, Auditor.
G. W. CRABDOCK, Secretary of State.
JNO. ROMAN, Attorney General.
Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined an enrolled bill, which originated in the Senate, entitled
An act to authorize the voters of the city of Mayfield to vote upon the proposition as to whether spirituous, malt, or vinous liquors shall be sold within the corporate limits of said city, or within one mile thereof.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

Mr. J. M. Wright, from the Committee on the Judiciary, who were directed to prepare and bring in the same, reported a bill, entitled
A bill for the benefit of the Law Department of the University of Louisville.

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

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

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

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

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

Mr. Preston, from the Committee on Education, to whom was referred a bill from the Senate, entitled
An act in aid of the common schools in this Commonwealth,
Reported the same without amendment.

Mr. Corbet moved an amendment thereto.

The further consideration of said bill and proposed amendment was cut off by the arrival of the hour for taking up the orders of the day.

The House then took up from the orders of the day a joint resolution from the Senate, entitled

Resolution directing the Auditor of Public Accounts to pay the officers of the Senate and House of Representatives per diem.

Said resolution is as follows, viz:—

Readed by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be directed to draw his warrant on the Treasurer in favor of the officers of the Senate and House of
Representatives for the same amount of pay per diem as paid said officers, respectively, during the last session of this General Assembly.

Mr. Graves moved the following amendment to said resolution, viz:

_add the following: Provided, That the sums to be drawn under this resolution by the Door-keeper, Sergeant-at-Arms, and Enrolling Clerk of the Senate, shall not exceed five dollars per day.

Mr. Freeman moved an amendment to the amendment proposed by Mr. Graves.

Which was rejected.

The question was then taken on the adoption of the amendment proposed by Mr. Graves, and it was decided in the affirmative.

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

Those who voted in the affirmative, were—

Wm. A. Allen, Ulysses Garred, Thomas J. Morrow,
W. W. Ayers, E. A Graves, Wm. Neal,
D. H. Baker, R. P. Gresham, Mat. Nunan,
H. C. Baker, C. C. Harvey, O. S. Parker,
B. G. Bidwell, Wm. L. Hazelp, Robertson Payton,
R. W. Brandon, John S. Herd, Joshua D. Powers,
Pat. Campion, Samuel C. Humphrey, John Preston,
Isaac N. Cardwell, W. Godfrey Hunter, Geo. W. Riddle,
Washington Chandler, Allen Jones, Samuel M. Sanders,
H. S. Chilton, R. A. Jones, W. W. Sawyers,
C. M. Clay, jr., A. S. Lewis, W. M. Stevens,
S. E. G. Cole, Samuel Martin, Ben. Stout,
Isham Cottingham, Thomas J. Mayo, G. M. Thomas,
B. C. Graddock, James M. McArthur, J. Q. Ward,
Newton Craig, J. B. McFerran, James D. Watson,
Richard D. Davis, James W. Meador, C. H. Webb,
Samuel Ellis, Pearson Miller, John S. Williams,
John Fible, Thos. M. Miller, R. W. Wilson,
Geo. L. Forman, Thos. B. Montgomery, John Wolf,

Those who voted in the negative, were—

W. N. Beckham, James W. Hannah, W. A. Morin,
J. C. S. Blackburn, Thos. W. Henton, Thomas H. Reed,
Church H. Blakey, Bart. W. Jenkins, H. L. Stone,
W. W. Browning, John Watts Kearny, Geo. W. Strickler,
Henderson Conlee, M. W. Lallue, C. W. Threlkeld,
Thomas H. Corbett, F. M. Lowe, B. R. Walker,
Richard P. Finn, A. H. Marrett, J. A. Wilson,
W. H. Frederick, W. T. Marshall, D. W. Wright,
Mr. Blackburn then moved the following amendment, viz:

Add the word "employees" after the words "House of Representatives," in the 5th line of the resolution.

Mr. Sanders moved the following amendment to the amendment proposed by Mr. Blackburn, viz:

Provided, That the compensation of the Pages of the two Houses shall not exceed two dollars each per day.

The question was then taken on the adoption of the amendment proposed by Mr. Sanders, and it was decided in the affirmative.

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—


The amendment proposed by Mr. Blackburn, as amended, was then adopted.

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

16-11. R.
The yeas and nays being required to be taken thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Wm. A. Allen, J. T. Freeman, Mat. Nunan,
D. H. Baker, Ulysses Garred, Robertson Payton,
H. C. Baker, E. A. Graves, Joshua D. Powers,
B. G. Bidwell, R. P. Gresham, John Preston,
R. W. Brandon, Nelson Hamilton, Geo. W. Riddle,
W. W. Browning, C. C. Harvey, Samuel M. Sanders,
Pat. Campion, Wm. L. Hazelp, W. W. Sawyers,
Isaac N. Cardwell, John S. Herd, W. M. Stevens,
Washington Chandler, Samuel C. Humphrey, Ben. Stout,
H. S. Chilton, W. Godfrey Hunter, Geo. W. Strickler,
C. M. Clay, jr., Allen Jones, G. M. Thomas,
S. E. G. Cole, R. A. Jones, C. W. Threlkeld,
Henderson Conlee, A. S. Lewis, Geo. B. Turner,
Isham Cottingham, Samuel Martin, B. R. Walker,
B. C. Craddock, Thomas J. Mayo, J. Q. Ward,
Newton Craig, James W. Meador, James D. Watson,
Richard D. Davis, Pearson Miller, C. H. Webb,
Samuel Ellis, Thomas M. Miller, J. A. Wilson,
John Fible, Thos. B. Montgomery, R. W. Wilson,
W. H. Frederick, Wm. Neal, John Wolf—90.

Those who voted in the negative, were—

W. N. Beckham, John Watts Kearny, H. L. Stone,
J. C. S. Blackburn, W. H. May, D. W. Wright,
Richard P. Finn, J. B. McFerran, Geo. C. Young—11.
James W. Hannah, Thomas H. Reed,

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

On motion of Mr. Corbett—
1. A bill to protect fish in the lakes and creeks in Ballard county.
On motion of Mr. Stone—
2. A bill to amend the charter of the town of Sharpsburg, in Bath county.
On motion of Mr. Davis—
3. A bill to amend section 1, article 3, chapter 52, General Statutes, title "Husband and Wife."
On motion of same—
4. A bill to repeal the road laws now in force in Carter, Boyd, and Lawrence counties
On motion of same—
5. A bill to amend an act, entitled "An act for the benefit of the clerks of the county courts of Lewis, Clark, Montgomery, Mason,
Nelson, Cumberland, Adair, Clinton, Russell, Todd, Logan, and Simpson."

On motion of same—
6. A bill regulating trials by jury in the courts of justices of the peace in this Commonwealth.

On motion of Mr. Morrow—
7. A bill providing for the reduction of the salaries of the judges of circuit courts of this Commonwealth, so that said circuit judges shall receive a salary of eighteen hundred dollars per year, instead of three thousand dollars.

On motion of Mr. Morin—
8. A bill to amend an act, entitled "An act to amend the charter of the city of Newport," approved February 22, 1873.

On motion of Mr. McArthur—
9. A bill to charter the Campbell County and Green City Bridge Company.

On motion of Mr. Herd—
10. A bill to amend an act, entitled "An act authorizing rewards for killing wolves, red foxes, grey foxes, and wild cats," approved February 13, 1873.

On motion of Mr. Hunter—
11. A bill to amend section 27, article 1, chapter 29, of the General Statutes.

On motion of Mr. Cottingham—
12. A bill to reduce the number of jurors in justices and quarterly courts, and that they receive pay for their services.

On motion of Mr. Kearny—
13. A bill to incorporate the Jeffersontown and Plum Creek Turnpike Road Company.

On motion of Mr. R. A. Jones—

On motion of Mr. Speaker McCready—

On motion of Mr. Graves—
16. A bill for the benefit of Robert Thomas, of Marion county.

On motion of same—
17. A bill to amend the charter of the Lebanon Wooden Ware Company.
On motion of Mr. Browning—
18. A bill to amend the charter of the town of Greenup, in Greenup county.

On motion of Mr. Forman—
19. A bill to charter the Odd Fellows' Funeral Aid Association, of Maysville.

On motion of Mr. Bidwell—
20. A bill to so amend section 1, article 8, chapter 92, General Statutes, as to exempt McCracken county from the effects thereof.

On motion of same—

On motion of Mr. Reed—
22. A bill to repeal an act, entitled "An act to empower the county court of Mercer county to make subscriptions to capital stock in turnpike roads in said county."

On motion of Mr. Hannah—
23. A bill to amend section 2, article 7, chapter 92, of the General Statutes.

On motion of same—
24. A bill for the benefit of the county court clerk of Morgan county.

On motion of Mr. Beckham—
25. A bill to further provide for the Geological and Mineralogical Survey of the State.

On motion of Mr. Threlkeld—
26. A bill providing for the payment of money to Eliza A. Taylor, of Owen county.

On motion of Mr. Lowe—
27. A bill to prohibit the selling of intoxicating liquors on Sunday in this Commonwealth.

On motion of Mr. Allen Jones—
28. A bill providing for the education of the colored children of Pulaski county.

On motion of Mr. McKinney—
29. A bill for the more perfect and speedy collection of the revenue.

On motion of same—
30. A bill for the benefit of the common schools of Trigg county.

On motion of Mr. Riddle—
31. A bill for the benefit of lawyers of this Commonwealth.
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On motion of same—
32. A bill to require the saloons and all grog-shops whatever to be closed on election days in the county of Union.
On motion of Mr. Thomas M. Miller—
33. A bill allowing netting for fish in Sinking creek, in Breckinridge county.
On motion of Mr. R. A. Jones—
34. A bill to amend the charter of Ohio River Valley Railroad Company.
On motion of Mr. Brandon—
35. A bill for the better regulation of the common schools of Grayson county.
On motion of Mr. Sanders—

Ordered, That the Committee on County Courts prepare and bring in the 1st, 4th, 6th, 12th, 14th, 20th, 21st, 22d, 24th, and 30th; the Committee on the Judiciary the 2d, 7th, 8th, 18th, 23d, 29th, and 31st; the Committee on the General Statutes the 3d, 10th, 11th, 15th, and 36th; the Committee on Circuit Courts the 5th; the Committee on Corporate Institutions the 9th, 13th, 17th, and 19th; the Committee on Moral and Religious Institutions the 16th, 27th, and 32d; the Committee on Claims the 26th; the Committee on Education the 28th and 35th; the Committee on Propositions and Grievances the 33d; the Committee on Railroads the 34th; and a select committee, consisting of Messrs. Beckham, Morin, D. W. Wright, Walker, Williams, Jenkins, and Hannah, the 25th.

And then the House adjourned.
MONDAY, DECEMBER 15, 1873.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled resolutions, which originated in this House, of the following titles, viz:

Resolution calling on the Auditor for certain information;
Resolution directing the Auditor to furnish certain statistical information;
Resolution providing for the purchase of the Holy Bible to be placed in the State Library;
And also enrolled bills, which originated in this House, of the following titles, viz:
An act for the benefit of the county court of Breckinridge county;
An act for the benefit of Harrison Lay, of Breckinridge county;
An act to repeal an act, entitled "An act to regulate and create the office of county treasurer in the counties of Harlan and Perry," approved April 21, 1873;
And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

A message was received from the Senate, announcing that they had received official information from the Governor that he had approved and signed enrolled resolutions and a bill, which originated in the Senate, of the following titles, viz:
Resolution calling for report from the Commissioners to revise the Codes of Practice.
Resolution in relation to printing the Journals of the two Houses for the present session.
Resolution directing the furnishing of stationery to the Clerks of the Senate and House of Representatives.
Resolution in relation to apportionment.
Resolution relating to revising the State Constitution.
An act to regulate the times for holding the Christian quarterly courts.

That they had passed a bill, which originated in this House, entititled
An act to increase the jurisdiction of justices of the peace in Logan county.

That they had passed bills of the following titles, viz:
1. An act to incorporate the Hopkinsville Plow Manufacturing Company.
2. An act to provide for the redemption of State bonds held for the benefit of the Agricultural College.
3. An act appropriating money to the Fourth Kentucky Lunatic Asylum.
4. An act to further regulate the duties of the trustee of the jury fund of Jefferson county.

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

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

Ordered, That they be referred—the 1st to the Committee on Corporate Institutions; the 2d to the Committee on the Sinking Fund; the 3d to the Committee on Charitable Institutions; and the 4th to the Committee on General Statutes.

The House then took up and proceeded to consider still further a bill from the Senate, entitled An act in aid of the common schools of this Commonwealth, Together with the amendment proposed thereto.

By consent of the House, Mr. Corbett withdrew the amendment proposed by him.

Mr. Ward then moved an amendment thereto.
Pending the consideration thereof, the hour arrived for taking up a special order, and said bill was postponed.

The hour of 10½ o'clock, A. M., having arrived, according to order, the House resumed the consideration of a bill, entitled A bill to take the sense of the people of this State as to the propriety of calling a constitutional convention.

The substitute, by way of amendment, to the original bill, offered by Mr. Thomas, is as follows, viz:

WHEREAS, It is represented to the General Assembly that many of the good citizens of this Commonwealth do verily believe that experience has pointed out the necessity of calling a convention with the view of making a new Constitution; and whereas, all power is inherent in the people, and all free governments are founded on their authority, and instituted for their peace, safety, happiness, security, and the protection of property; and for the advancement of these ends
the people have at all times an inalienable and indefeasible right to alter, reform, or abolish their government in such manner as they may think proper; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That it shall be the duty of the sheriff and other returning officers, at the August election, 1874, to open a poll for calling a convention and against calling a convention; and it shall be the duty of the clerks or judges conducting the said election to propound distinctly to each voter the following interrogatory: “Do you vote for calling a convention or not?” And if he answers in the affirmative, his name shall be recorded as having voted for calling a convention; and if he answers in the negative, his name shall be recorded as having voted against calling a convention.

§ 2. It shall be the duty of the board authorized to compare the vote for county officers at the same time to compare and ascertain the vote cast for and against calling a convention, and certify said vote to the Secretary of State at Frankfort. The board shall compare the polls, ascertain the correctness of the summing up of the votes, and shall make out triplicate or more written certificates of the votes cast for and against calling a convention over their own signatures, one copy of the certificate to be retained in the clerk’s office, another forwarded by the county clerk to the Secretary of State at the Seat of Government, within ten days after the same has been signed.

§ 3. The Governor, Attorney General, and Secretary of State, and, in the absence of either, the Auditor, or any two of them, shall be a board for examining the returns of votes for and against calling a convention. It shall be the duty of said board, when the returns are all in, or on the fourth Monday after the election, whether they are in or not, to make out, in the Secretary’s office, from the returns made, duplicate certificates in writing, over their signatures, of the number of votes cast for calling a convention and against calling a convention, one certificate to be retained in the office, and the other delivered to the Governor.

§ 4. It shall be the duty of the Secretary of State, immediately after the comparison of the returns, to cause a statement of the vote in every county to be published in the newspapers published at Frankfort.

§ 5. If, upon the comparison of the returns, it shall appear that a majority of the votes cast upon the proposition to call a convention were given in favor of calling a convention, then the Governor of the State shall issue his proclamation, stating the result of the vote; and on the first Monday in October, 1874, it shall be the duty of the sheriff and other returning officers to open a poll at their several places of voting for delegates to said convention, and all citizens entitled to vote for Representatives shall have the right to vote for delegates to said convention; and said convention shall consist of as many members as now compose the House of Representatives, and no more; and they shall be apportioned among the several counties in the same manner and proportion that Representatives are directed to be apportioned among the several counties by an act to be passed
by the present General Assembly to apportion Representatives among the several counties, as required by section 6 of article 2 of the Constitution.

§ 6. That the sheriffs shall, within ten days after the election of delegates to said convention, severally deliver to each individual who shall have been elected a delegate a certificate of his election as a delegate; and shall, within twenty days after said election, transmit a copy thereof to the Secretary of State: Provided, That in case of the resignation or death of any member who may be elected a delegate to said convention, that in such case the Governor shall, upon information, issue a writ to the sheriff of the county where such vacancy may occur, authorizing him to hold an election, at the earliest time practicable, to elect other delegates to fill any vacancy thus occurring.

§ 7. That the president, printer, and other proper officers of said convention, and each delegate thereof, shall receive as a compensation for their services the same allowance and mileage, to be paid by the Treasurer upon the warrant of the Auditor, as is now allowed by law, to the Speaker, officers, members, and Public Printer of the Legislature of the State.

§ 8. That the sheriffs and other officers of the election shall be liable to all such fines and penalties for failing to discharge the several duties imposed by this act, as are now imposed upon them by law for a failure to perform their duty in conducting other general elections; and all persons who shall be found guilty of casting illegal votes for delegates shall be liable to all the pains and penalties now inflicted by law for illegal voting; and all persons who shall be found guilty of casting illegal votes for or against the proposition for calling a convention, shall be liable to all the pains and penalties now inflicted by law for illegal voting.

§ 9. That when two or more counties vote together, the sheriffs shall meet at the court-house of the county to compare the polls, at the same place and time when and where they meet to compare the polls for Representatives; and the certificate to the delegate from such counties shall be given by the sheriffs of these counties, and the sheriffs of the several counties in this State shall be governed by the same laws now in force regulating the comparison of the polls for Representatives.

§ 10. That the convention shall be held in the city of Frankfort, in the Capitol of the State, commencing on the first Monday in December, 1874, and to continue from day to day till the business thereof shall be completed, with power to adjourn and reassemble at such times as it may deem proper; and said convention, when assembled, shall have full power and authority to amend or change the present Constitution, but the Constitution framed by said convention shall not go into effect till the same has been ratified by a vote of the qualified voters of the State at the August election, 1875.

§ 11. That said convention, when so assembled, shall have authority to cause to be printed, at the cost of the State, all such of their proceedings, debates, &c., as deemed proper.
The question was then taken on the adoption of the amendment (substitute) proposed by Mr. Thomas, and it was decided in the negative.

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

Those who voted in the affirmative, were—

- Wm. Brown
- Mat. Nunan
- G. M. Thomas—5.
- Samuel Ellis
- John A. Prall

Those who voted in the negative, were—

- Mr. Speaker (McCready) J. T. Freeman
- Wm. A. Allen
- W. W. Ayers
- Edward Badger
- D. H. Baker
- H. C. Baker
- W. N. Beckham
- B. G. Bidwell
- J. C. S. Blackburn
- Church H. Blakey
- R. W. Brandon
- W. W. Browning
- Stephen R. Campbell
- Pat. Campion
- Isaac N. Cardwell
- Washington Chandler
- H. S. Chilton
- G. M. Clay, jr.
- S. E. G. Cole
- Henderson Conlee
- Thomas H. Corbett
- Isham Cottingham
- B. C. Craddock
- Newton Craig
- Richard D. Davis
- B. F. Duvall
- John Fible
- Richard P. Finn
- Geo. L. Forman
- W. H. Frederick

- Ulysses Garred
- Addison Gibson
- E. A. Graves
- R. P. Gresham
- Nelson Hamilton
- James W. Hannah
- C. C. Harvey
- Wm. L. Hazelip
- Thomas W. Henton
- John S. Herd
- Samuel C. Humphrey
- W. Godfrey Hunter
- Bart. W. Jenkins
- Allen Jones
- John Watts Kearny
- M. W. LaRue
- A. S. Lewis
- F. M. Lowe
- Samuel Martin
- W. H. May
- Thomas J. Mayo
- James M. McArthur
- J. B. McFerran
- Matt. McKinney
- James W. Meador
- Pearson Miller
- Thomas M. Miller
- Thos. B. Montgomery

- Thos. J. Morehead
- W. A. Morin
- W. A. Morris
- Thomas J. Morrow
- Wm. Neal
- O. S. Parker
- Robertson Payton
- Joshua D. Powers
- John Preston
- Thomas H. Reed
- Geo. W. Riddle
- Samuel M. Sanders
- W. W. Sawyers
- W. M. Stevens
- H. L. Stone
- Ben. Stout
- Geo. W. Strickler
- C. W. Threlkeld
- Geo. B. Turner
- B. R. Walker
- J. Q. Ward
- James D. Watson
- C. H. Webb
- John S. Williams
- J. A. Wilson
- R. W. Wilson
- John Wolf
- D. W. Wright
- J. M. Wright

Ordered, That the further consideration of said bill be postponed to, and made the special order of the day for, to-morrow, at 10½ o'clock, A. M.

And then the House adjourned.
TUESDAY, DECEMBER 16, 1873.

The following petitions were presented, viz:  
By Mr. Graves—  
1. The petition of the Disciples of Christ worshiping at Lebanon, praying for certain amendments to the charter of Kentucky University.  
By Mr. Montgomery—  
2. The petition of the same worshiping at Milledgeville, Lincoln county, praying for the same object.  
By Mr. Gibson—  
3. The petition of the same worshiping at Warsaw, in Gallatin county, praying for the same object.  
By Mr. Prall—  
4. The petition of the same worshiping at South Elkhorn, Fayette county, praying for the same object.  
By same—  
5. The petition of the same worshiping at Broadway street, Lexington, praying for the same object.  
By same—  
6. The petition of the same worshiping at Antioch, in Fayette county, praying for the same object.  
By Mr. Ward—  
7. The petition of the same worshiping at Mt. Carmel, Bourbon county, praying for the same object.  
By same—  
8. The petition of the same worshiping at Leesburg, Harrison county, praying for the same object.  
By Mr. J. M. Wright—  
9. The petition of certain merchants and bankers of Louisville, praying that the first day of January be made a legal holiday.  
By Mr. D. H. Baker—  
10. The petition of citizens of the town of Greenville, Muhlenburg county, praying for the repeal of section 5 of article 13 of the General Statutes, or so much thereof as prohibits the keeping of a billiard table in a room opening into a saloon where spirituous liquors are kept or sold.
By Mr. Fible—
11. The petition of Philip R. Taylor, praying to be added to the county of Oldham.

By Mr. Meador—
12. The petition of citizens of McLean county, praying the passage of an act to allow John L. Patterson to vend spirituous and malt liquors at his saloon or grocery at Beech Grove.

Which were received, the reading dispensed with, and referred—the 1st, 2d, 3d, 4th, 5th, 6th, 7th, 8th, and 9th to the Committee on the Judiciary; the 10th to the Committee on the General Statutes; the 11th to the Committee on Propositions and Grievances; and the 12th to the Committee on Moral and Religious Institutions.

A message was received from the Senate, announcing that they had passed a bill, entitled

An act to amend an act, entitled "An act to amend and reduce into one the several acts concerning the town of Hopkinsville," approved March 5, 1870; and also to amend chapter 1945 of the acts of 1871, which became a law on the 6th of March, 1871.

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

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with.

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

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in this House, of the following titles, viz:

An act to increase the jurisdiction of justices of the peace in Logan county;

An act to amend the charter of the Bourbon County Agricultural Society, and the laws in relation thereto;

An act for the benefit of Pike county;

An act to repeal an act, entitled "An act to authorize the Pike county court to issue bonds for court-house and other purposes;"

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

A message was received from the Governor by Mr. Botts, Assistant Secretary of State, announcing that he had approved and signed en-
rolled bills and resolutions, which originated in this House, of the following titles, viz:

An act to repeal an act, entitled "An act to regulate and create the office of county treasurer in the counties of Perry and Harlan," approved April 21, 1873.

An act for the benefit of the county court of Breckinridge county.

Resolution calling upon the Auditor for certain information.

Resolution providing for the purchase of the Holy Bible to be placed in the State Library.

Resolution directing the Auditor to furnish certain statistical information.

The House resumed the consideration of an unfinished order of yesterday, to-wit: a bill from the Senate, entitled

An act in aid of the common schools of this Commonwealth, Together with the amendment proposed thereto.

Mr. Preston moved the previous question.

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

The amendment proposed by Mr. Ward is as follows, viz:

Strike out the words "two and one half," and insert in lieu thereof the word "three," in the first section of the bill.

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

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

Those who voted in the affirmative, were—


W. W. Ayers, Wm. L. Hazilip, Mat. Nunan, Samuel C. Humphrey, O. S. Parker,
And so said amendment was rejected.

Ordered, That said bill be read a third time.

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

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

The Speaker laid before the House the following communication from the Auditor, viz:

STATE OF KENTUCKY,
OFFICE OF AUDITOR OF PUBLIC ACCOUNTS,
FRANKFORT, December 16th, 1873

HON. JAMES B. MCCREARY, Speaker of House of Representatives:
Sir: I herewith transmit, for the information of the General Assembly, the receipts and expenditures of the "Kentucky Institution for the Education of Deaf Mutes," for the year ending the 31st of October, 1873.

I have the honor to be,
Very respectfully,
D. HOWARD SMITH, Auditor.

[For Report—see Legislative Document No. 11.]

Ordered, That the Public Printer be directed to print two hundred copies thereof for the use of this General Assembly.

The House then took up a resolution from the Senate, which was read a second time as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That when this General Assembly adjourns on Monday, the 22d instant, they will adjourn to meet again the 5th day of January, 1874.

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

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

Those who voted in the affirmative, were—

Wm. A. Allen, Ulysses Garred, Thos. M. Miller, W. A. Montgomery, W. A. Morin
W. W. Ayers, Addison Gibson, W. A. Morris, Thomas J. Morrow
Edward Badger, E. A. Graves, Wm. Neal
H. C. Baker, R. P. Gresham
B. G. Bidwell, Nelson Hamilton
R. W. Brandon, James W. Hannah, C. C. Harvey
W. W. Browning, Stephen R. Campbell, John S. Herd, Joseph Hermes, W. Godfrey Hunter
Washington Chandler, Bart. W. Jenkins, Geo. W. Strickler, W. H. Frederick
H. S. Chilton, Allen Jones
C. M. Clay, Jr., R. A. Jones
S. E. Cole, M. W. LaRue
Henderson Conlee, W. T. Marshall
Isham Cottingham, A. S. Lewis
B. C. Craddock, F. M. Lowe
Newton Craig, W. H. May
Richard D. Davis, Thomas J. Mayo
B. F. Duvall, J. B. McFerran
Richard P. Finn, Matt. McKinney
Geo. L. Forman, James W. Meador
W. H. Frederick, Pearson Miller
John Fible, W. M. Stevens

Those who voted in the negative, were—

Mr. Speaker (M'Creae) Wm. L. Hazelip, Ben. Stout, C. W. Thralkeld,
D. H. Baker, Thos. W. Henton, C. W. Thralkeld,
J. C. S. Blackburn, Samuel C. Humphrey, James D. Watson, C. H. Webb,
Church H. Blakey, John Watts Kearny, D. W. Wright—17.
Thomas H. Corbett, John A. Prall
John Fible, W. M. Stevens

The question was then taken on concurring in the Senate resolution aforesaid, and it was decided in the affirmative.

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

Those who voted in the affirmative, were—

Mr. Speaker (M'Creae) Ulysses Garred, W. A. Morin, Thomas J. Morrow,
D. H. Baker, Addison Gibson, Wm. Neal,
H. C. Baker, E. A. Graves
W. W. Browning, R. P. Gresham, Mat. Nunnan,
Stephen R. Campbell, Nelson Hamilton, Robertson Payton,
The house of 10½ o'clock, A.M., having arrived, the House, according to order, took up for further consideration a bill, entitled

A bill to take the sense of the people of this State as to the propriety of calling a constitutional convention.

After debate thereon, on motion, the House took a recess until four o’clock, P. M.

At four o’clock, P. M., the House again assembled, and resumed the further consideration of said bill.

And after still further debate thereon, on motion of Mr. Blakey, the House resolved itself into a Committee of the Whole House on the state of the Commonwealth, the Speaker retiring from, and Mr. Blakey being called to the Chair. And after a time the committee rose, the Speaker resumed the Chair, and Mr. Blakey reported that the committee had had the said bill under consideration; and having completed the same, had directed him to report the bill to the House without the expression of opinion thereon, and to ask to be discharged from its farther consideration.

Which was granted.
Ordered, That the further consideration of said bill be postponed to, and made the special order of the day for, to-morrow, at 10½ o'clock, A. M.
And then the House adjourned.

WEDNESDAY, DECEMBER 17, 1873.

The following petitions were presented, viz:

1. The petition of the Disciples of Christ worshiping at Berea, in Fayette county, praying for certain amendments to the charter of Kentucky University.

2. The petition of same worshiping at Athens, in Fayette county, praying for the same object.

3. The petition of same worshiping at Sharpsburg, in Bath county, praying for the same object.

4. The petition of same worshiping at Hopkinsville, in Christian county, praying for the same object.

5. The petition of same worshiping at Pembroke, in Christian county, praying for the same object.

6. The petition of same worshiping at Oakland, in Warren county, praying for the same object.

7. The petition of same worshiping at Tate's creek, in Madison county, praying for the same object.
By Mr. Ward—
8. The petition of same worshiping at Antioch Mills, in Harrison county, praying for the same object.

By Mr. Brown—
9. The petition of same worshiping at Old Jessamine, in Jessamine county, praying for the same object.

By Mr. Cole—
10. The petition of same worshiping at Elkton, in Todd county, praying for the same object.

By same—
11. The petition of same worshiping at Macedonia, near Allensville, in Todd county, praying for the same object.

By Mr. Chilton—
12 The petition of same worshiping at Campbellsburg, in Henry county, praying for the same object.

By Mr. Henton—
13. The petition of same worshiping at Shelbyville, in Shelby county, praying for the same object.

Which were received, the reading dispensed with, and each referred to the Committee on the Judiciary.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined an enrolled bill, which originated in the Senate, entitled

An act in aid of the common schools in this Commonwealth;

And also an enrolled bill, which originated in this House, entitled

An act authorizing a sale of a portion of the road of the Centreville and Jacksonville Turnpike Road Company;

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

A message was received from the Governor by Mr. Botts, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in this House, of the following titles, viz:

An act to repeal an act, entitled "An act to authorize the Pike county court to issue bonds for court-house and other purposes."

An act for the benefit of Pike county.

An act to amend the charter of the Bourbon County Agricultural Society, and the laws in relation thereto.
Mr. Scales moved the following resolution, viz:

Whereas, The printed rules of this House, laid upon the desks of the members this morning, are not in the form prescribed by a resolution of this House; be it

Resolved, That the Public Printer be notified of the fact, and instructed to furnish the necessary copies in proper form.

Which being twice read, was adopted.

A message was received from the Governor by Mr. Botts, Assistant Secretary of State, which was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT, Frankfort, December 17th, 1873.

Gentlemen of the Senate and House of Representatives:

I desire to call your attention to a duty of public piety. I learn that the graves of two of Kentucky's distinguished dead, Governors Christopher Greenup and George Madison, are located in an obscure and neglected spot known as the Old Frankfort Graveyard. Nearly half a century has elapsed since monuments, by order of the Legislature, were erected over their remains. The place, however, has long since ceased to be used as a cemetery; and the graves and monuments, consisting of small blocks of Kentucky river stone, are entirely overgrown with weeds and briars in the midst of a pasture-ground. I recommend that an appropriation be made for the removal of their remains to the State Cemetery, and the erection of suitable monuments over their graves. Should the original inscriptions on their present monuments have been effaced by time, they can be supplied from copies of them, which still exist.

You will pardon me in adding a few words in commemoration of these great and distinguished patriots. Their lives were as useful as they were eventful. They belonged to the heroic age of our country. As companions in arms of the illustrious Washington, they shared gallantly and with honor in the perils, the sufferings, and triumph of that Revolution which secured freedom and independence to the American States. But final victory in this glorious struggle had scarcely sheathed their swords, when they were called upon to draw them again in defense of our Western frontiers.

Led by that bold spirit of adventure which characterized their eventful career, they cast their lot among the hardy pioneers who were laying the foundation of a new Commonwealth in this, the then wilderness land of the far West. Here the military skill, which they had acquired in the campaigns of the Revolution, was employed in repelling the savage foes, whose incursions so long made this fair
domain of Kentucky truly "a dark and bloody ground" to its early settlers. But, valuable as was the service thus rendered, it did not fill the measure of their greatness. The wise political institutions which they aided in establishing for the State which their valor had defended, constitute a higher claim upon our gratitude.

How illustrious! how enviable is the career of such a life! Patriot soldiers, they assisted at the birth of a nation; defenders of our frontiers, they aided in delivering Kentucky and the great West from the scourge of Indian barbarities; as wise statesmen, they helped to found and shape the destiny of a great Commonwealth. Heroic in the field, wise in council, distinguished alike by their private and public virtue, they have left to us the inheritance of a noble memory, which we should love to cherish.

I trust that it will be your pleasure to provide for a memorial more worthy of the services of these illustrious citizens, and of the gratitude of a great Commonwealth.

P. H. LESLIE.

Leave was given to bring in the following bills, viz:
On motion of Mr. Young—
1. A bill to amend the charter of the Deposit Bank of Glasgow.
On motion of same—
2. A bill to repeal an act, entitled "An act to prohibit the sale of spirituous, vinous, or malt liquors in Glasgow Junction precinct, Barren county."
On motion of same—
3. A bill to repeal an act, entitled "An act to prohibit the sale of spirituous, vinous, or malt liquors in Cave City precinct, in the county of Barren."
On motion of Mr. Ayers—
4. A bill for the benefit of W. T. Scott, of the county of Calloway.
On motion of Mr. McArthur—
5. A bill for the benefit of the Order of Red Men of the city of Newport, in Campbell county.
On motion of Mr. Parker—
6. A bill to protect owners of property in this Commonwealth against damages caused by fire from steam cars.
On motion of same—
7. A bill to provide for the education of colored children in Christian county.
On motion of Mr. Cardwell—
8. A bill to amend section 9 of chapter 72 of the General Statutes, by inserting after the word “State,” in the sixth line, these words: “or any circuit court of the United States or the Supreme Court thereof.”

On motion of Mr. Prall—
9. A bill providing, in case of the death of a circuit judge during a term of his court, for the holding of the same by his successor.

On motion of same—
10. A bill for the benefit of Lodge No. 1 of Ancient York Masons.

On motion of Mr. Lewis—

On motion of Mr. Strickler—

On motion of Mr. Ward—
13. A bill to amend an act, entitled “An act to provide for the construction and completion of turnpike roads in Harrison county,” approved March 25, 1872.

On motion of Mr. Blakey—

On motion of Mr. Sanders—
15. A bill for the benefit of W. Johnson, of Green county.

Ordered, That the Committee on Banks prepare and bring in the 1st; the Committee on Moral and Religious Institutions the 2d and 3d; the Committee on County Courts the 4th and 15th; the Committee on Corporate Institutions the 5th; the Committee on Railroads the 6th and 14th; the Committee on Education the 7th; the Committee on the Judiciary the 8th, 9th, 10th, and 13th; the Committee on Internal Improvement the 11th; and the Committee on Claims the 12th.

A message was received from the Senate, announcing that they had received official information from the Governor that he had approved and signed an enrolled bill, which originated in the Senate, entitled

An act to authorize the voters of the city of Mayfield to vote upon the proposition as to whether spirituous, malt, or vinous liquors shall be sold within the corporate limits of said city, or within one mile thereof.
The hour of 10½ o'clock, A. M., having arrived, the House, according to order, resumed the consideration of a bill, entitled

A bill to take the sense of the people of this State as to the propriety of calling a constitutional convention.

After debate thereon, the further consideration of said bill was suspended for the present.

The Speaker laid before the House the following response of the Auditor to a resolution heretofore adopted by this House, viz:

STATE OF KENTUCKY,
OFFICE OF AUDITOR OF PUBLIC ACCOUNTS,
FRANKFORT, December 17th, 1873.

HON. JAMES B. MCCREARY, Speaker of House of Representatives:
Sir: I have the honor to submit herewith the information called for by the resolution of the House of Representatives, asking me for "the number of white males over twenty-one years of age; the aggregate value of property listed for taxation in the State, and the number of suits, criminal and penal prosecutions, found in the Auditor's reports from 1852 down to the present time," etc.

Very respectfully,

D. HOWARD SMITH, Auditor.

A message was received from the Senate, announcing that they had passed a bill, entitled

An act to take the sense of the people of this State as to the propriety of calling a constitutional convention.

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

WHEREAS, It is represented to the General Assembly that many of the good citizens of this Commonwealth do verily believe that experience has pointed out the necessity of calling a convention with the view of amending the Constitution of this State; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That it shall be the duty of the sheriffs and other returning officers, at the next general election to be held for Representatives after the passage of this act, to open a poll for and make a return to the Secretary of State for the time being of the names of all citizens entitled to vote for Representatives who have voted for calling a convention.

§ 2. Be it further enacted, That any sheriff or other returning officer failing to perform the duty according to the provisions of the first section of this act, shall be subject to a fine of six hundred dollars, to be recovered by indictment by any grand jury in any court having jurisdiction thereof, and also be subject, upon conviction of such failure, to removal from office.

§ 3. Be it further enacted, That it shall be the duty of the Secretary of State to have advertised this act in the columns of one weekly
§ 4. Be it further enacted, That the Public Printer shall, upon a separate leaf or sheet, print ten thousand copies of this act, and deliver them to the Secretary of State, who shall send seventy-five copies of the same to the clerk of the county court of each county in the State at the time of forwarding the acts of the General Assembly, and said clerks shall deliver the same to the sheriffs of their several counties.

§ 5. Be it further enacted, That it shall be the duty of the clerks or judges conducting the said general election to propound distinctly to each voter the following interrogatory: "Do you vote for calling a convention or not?" And if he answers in the affirmative, his name shall be recorded as having voted for calling a convention.

§ 6. Be it further enacted, That it shall be the duty of the assessors of tax to open a column in their assessors' books, and enroll therein the name of each citizen entitled to vote for Representative for the year 1875; and they shall be governed in all cases, in ascertaining who is entitled to vote, by the laws then in force to prevent illegal voting; and this column, written in a fair and legible hand, shall be transmitted with the assessors' books to the Auditor, who shall make out a copy thereof, and deposit the same in the office of the Secretary of State for the time being, who shall transmit the same to the next Legislature, in order that the Legislature may have the means to ascertain whether a majority of the citizens of the State entitled to vote for Representatives have voted for a convention.

§ 7. Be it further enacted, That it shall be the duty of each assessor of tax, who shall be in office in the year 1875, as soon as he shall be advised of the passage of this act, to go before a justice of the peace and take the following oath: I do solemnly swear I will, to the best of my skill and judgment, fairly ascertain the number of qualified voters in the district in which I was elected for the year 1875, and report the same, with my book made as assessor of tax, before the first day of May, 1875.

§ 8. Be it further enacted, That the assessors of tax may, and they are hereby required to examine on oath any person in relation to his right to vote for Representatives, when he has doubts as to his right to vote; and any person who shall knowingly swear falsely before the assessor, and shall thereof be convicted, shall be subjected to all the pains and penalties of the crime of perjury.

§ 9. Be it further enacted, That the assessor shall write "sworn" opposite the name of each person who may be sworn by him.

§ 10. Be it further enacted, That it shall be the duty of the Public Printer to print five hundred copies of the seventh, eighth, and ninth
sections of this act, immediately after its passage, and deliver them to the Secretary of State for the time being, who shall transmit them forthwith to the county clerks, to be delivered by them as soon as possible to the assessors of tax for the year 1875.

Ordered, That said bill be read a second time.

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

On motion of Mr. J. M. Wright, the rule requiring the reference of said bill to a standing committee of this House was, by unanimous consent, suspended, and said bill taken up, and its consideration proceeded with.

After discussion thereon, Mr. Threlkeld moved the previous question.

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

The main question was then put, "Shall the bill be read a third time?" and it was decided in the affirmative.

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

Mr. J. M. Wright again moved the previous question.

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

On motion of Mr. LaRue, the roll was called, when the following members appeared in their seats, viz:

The main question was then put, "Shall the bill pass?" and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

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

Mr. Stone moved to reconsider the vote by which said bill was passed.

Mr. Beckham moved to lay the motion of Mr. Stone on the table.

And the question being taken on the motion of Mr. Beckham, it was decided in the affirmative.

And then the House adjourned.

THURSDAY, DECEMBER 18, 1873.

The following petitions were presented, viz:

By Mr. Clay—
1. The petition of the Disciples of Christ worshiping at North Middletown, in Bourbon county, praying for certain amendments to the charter of Kentucky University.

By Mr. Riddle—
2. The petition of the same worshiping at Cypress Church and at Shiloh Church, in Union county, praying for the same object.

By Mr. Brown—
3. The petition of the same worshiping at Nicholasville and at Little Hickman, in Jessamine county, praying for the same object.

By Mr. Lowe—
4. The petition of the same worshiping at Mount Moriah and at Flower Creek, in Pendleton county, praying for the same object.

By Mr. Campbell—
5. The petition of the same worshiping at Elizaville, in Fleming county, praying for the same object.

By Mr. Ellis—
6. The petition of the same worshiping at Greenup, in Greenup county, praying for the same object.
By Mr. Allen Jones—
7. The petition of the same worshiping at Somerset, in Pulaski county, praying for the same object.

By Mr. Craig—
8. The petition of the same worshiping at Oxford, in Scott county, praying for the same object.

By Mr. Montgomery—
9. The petition of the same worshiping at Stanford and at Huttonville, in Lincoln county, praying for the same object.

By Mr. Threlkeld—
10. The petition of the same worshiping at New Liberty, in Owen county, praying for the same object.

By Mr. Nunan—
11. The petition of the same worshiping at Macksville, in Washington county, praying for the same object.

By Mr. Speaker McCrory—
12. The petition of the same worshiping at White Oak Pond, in Madison county, praying for the same object.

By Mr. Fible—
13. The petition of the same worshiping at Harrod's Creek, in Oldham county, praying for the same object.

By Mr. Threlkeld—
14. The petition of certain citizens of Owen county, praying for a modification of the present stock law of this Commonwealth.

By Mr. Webb—
15. The petition of sundry citizens of Livingston county, praying for the passage of an act to pay jurors in all cases in that county tried before the quarterly court or justices' courts, and to reduce the number of such jurors to six (6).

By Mr. Davis—

By same—
17. The petition of Stephen Nethercutt, praying compensation for carrying a lunatic to the Asylum.

Which were received, the reading dispensed with, and referred—the 1st, 2d, 3d, 4th, 5th, 6th, 7th, 8th, 9th, 10th, 11th, 12th, and 13th to the Committee on the Judiciary; the 14th to the Committee on Agriculture and Manufactures; the 15th to the Committee on County Courts; and the 16th and 17th to the Committee on Claims.
A message was received from the Senate, announcing that they had adopted joint resolutions of the following titles, viz:

Resolution for the benefit of the Senate Committee on Privileges and Elections.

Resolution for the benefit of the officers and attachés of the present General Assembly.

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

An act for the benefit of Noah Allen, of Crittenden county.
An act for the benefit of Joshua Sharp, of Shelby county.
An act for the benefit of Warren county.

And that they had passed bills of the following titles, viz:

1. An act for the benefit of R. W. Williams, jailer of Christian county.
2. An act to amend the charter of the Bank of New Castle.

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

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

Ordered, That they be referred—the 1st to the Committee on Claims; the 2d to the Committee on Banks; and the 3d to the Committee on Railroads.

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

On motion of Mr. Fibie—
1. A bill to amend the charter of the Shelby and Oldham Turnpike Road Company.

On motion of same—
2. A bill to reduce the number of jurors to six (6) in quarterly and justices' courts, in Oldham county.

On motion of Mr. Beckham—
3. A bill to authorize the president and directors of the Nelson County Agricultural Association to borrow not exceeding one thousand dollars.

Ordered, That the Committee on Corporate Institutions prepare and bring in the 1st; the Committee on County Courts the 2d; and the Committee on Agriculture and Manufactures the 3d.
A message was received from the Senate, asking to withdraw from this House the announcement of their passage of a bill, which originated in the Senate, entitled 

An act to authorize a special term of the Muhlenburg circuit court.

Which was granted, and said bill was delivered to the Senate messenger.

And after a time, a message was received from the Senate, announcing that they had again passed said bill by the title aforesaid. And therupon said bill was read the first time and ordered to be read a second time.

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

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

Mr. McFerran, from the Committee on Claims, to whom was referred a bill from the Senate, entitled

An act for the benefit of Arnold S. Hardy, jailer of Marion county, 

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was then read a third time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be directed to draw his warrant on the Treasurer in favor of Arnold S. Hardy for two hundred and fifty dollars, to be paid out of any money in the Treasury not appropriated, that being the amount paid by the said Hardy, out of his own means, for the arrest and delivery of two desperate felons, who made their escape from the Marion county jail.

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

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

The yeas and nays being taken thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) E. A. Graves, Thomas J. Morrow,
Wm. A. Allen, R. P. Gresham, Wm. Neal,
W. W. Ayers, Nelson Hamilton, Mat. Nunan,
Edward Badger, C. C. Harvey, O. S. Parker,
D. H. Baker, Wm. L. Hazeli, Robertson Payton,
H. C. Baker, Thomas W. Henton, Joshua D. Powers,

Those who voted in the negative, were—


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

Mr. Thos M. Miller, from the Committee on Enrollments, reported that the committee had examined an enrolled bill, which originated in the Senate, entitled

An act to take the sense of the people of this State as to the propriety of calling a Constitutional Convention;

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

Mr. Ayers, from the Committee on Moral and Religious Institutions, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to prohibit the sale of spirituous, vinous, or malt liquors on election days and on Sabbath days in this Commonwealth.

Which bill was read the first time and ordered to be read a second time.
The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Mr. Stone moved that the bill be printed, and its consideration postponed to, and made the special order of the day for, 9th January next.

And the question being taken on said motion, it was decided in the negative.

The yeas and nays being taken thereon under the rule of this House, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


And the question being taken on said motion, it was decided in the negative.
The yeas and nays being required thereon by Messrs. Sanders and Ayers, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


At thirty-five minutes past eleven o'clock, A. M., Mr. J. M. Wright moved that the House do now adjourn.

And the question being taken on the motion of Mr. J. M. Wright, it was decided in the negative.

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

Those who voted in the affirmative, were—

### House of Representatives

Those who voted in the negative, were—

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<td>Addison Gibson</td>
<td>R. P. Gresham</td>
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<td>Wm. A. Allen</td>
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<td>Thos. H. Corbett</td>
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<td>Newton Craig</td>
<td>Thos. B. Montgomery</td>
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<td>Richard D. Davis</td>
<td>Samuel Ellis</td>
<td>Thos. J. Morehead</td>
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<td>John Fible</td>
<td>W. H. Frederick</td>
<td>W. A. Morin</td>
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On this vote, Mr. LaRue asked to be excused from voting.

Mr. Jones thereupon moved that he be excused.

And the question being taken on the motion of Mr. Jones, it was decided in the negative.

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

### Those who voted in the affirmative, were—

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<td>F. M. Lowe</td>
<td>W. W. Sawyers</td>
<td>Joshua D. Powers</td>
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<td>Newton Craig</td>
<td>W. T. Marshall</td>
<td>James D. Watson</td>
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<td>B. F. Duvall</td>
<td>W. H. May</td>
<td>J. M. Wright</td>
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<td>W. H. Frederick</td>
<td>Thomas M. Miller</td>
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### Those who voted in the negative, were—

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<tr>
<td>Mr. Speaker (McCreary)</td>
<td>James W. Hannah</td>
<td>John A. Prall</td>
</tr>
<tr>
<td>Wm. A. Allen</td>
<td>C. C. Harvey</td>
<td>John Preston</td>
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19-n r.
The House having refused to excuse Mr. LaRue, his name was again called, and having voted, the same was inserted in the years and nays taken on the motion of Mr. Wright.

Mr. Thomas then moved the previous question.

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

Mr. Corbett then moved that said bill be printed, and that the consideration of the same be postponed to, and made the special order of the day for, Friday, January 9, 1874, at 10½ o'clock, A. M.

And the question being taken on the motion of Mr. Corbett, it was decided in the affirmative.

The years and nays being required thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) John Fible, Wm. A. Allen, Geo. L. Forman, W. A. Morris,
W. W. Ayers, W. H. Frederick, Thomas J. Morrow,
Edward Badger, Ulysses Garred, W. H. Neal,
D. H. Baker, Addison Gibson, E. A. Graves,
H. C. Baker, R. P. Gresham, N. Hamilton,
W. N. Beekman, James W. Hannah, Nelson Hamilton,
B. G. Bidwell, C. C. Harvey, Church H. Blakey,
R. W. Brandon, Wm. L. Hazelip, W. W. Browning,
Wm. Brown, Joseph Hermes, Stephen R. Campbell,
W. W. Browning, W. H. Jenkins, Pat. Campion,
Joseph Hermes, John Watts Kearny, Isaac N. Cardwell,
Stephen R. Campbell, W. E. Jenkins, Pat. Campion,
W. W. Browning, John Watts Kearny, Washington Chandler,
W. T. Harrell, Isaac N. Cardwell, M. W. LaRue,
Washington Chandler, F. M. Lowe, Thomas H. Reed,
Thomas J. Morrow, Wm. Neal,
J. H. Freeman, W. W. Ayers, E. A. Graves,
R. C. Hay, W. W. Browning, W. H. Jenkins,
William R. Manning, John Watts Kearny, Washington Chandler,
J. H. Freeman, W. W. Ayers, E. A. Graves,
The House then took up a resolution heretofore offered by Mr. Dunill, providing for a porter to the Superintendent of Public Instruction.

On motion of Mr. Bidwell, said resolution was referred to the Committee on Retrenchment and Reform.

The House also took up a resolution from the Senate, entitled Resolution in relation to the creation of additional judicial districts.

On motion of Mr. Corbett, said resolution was referred to the Committee on the Judiciary.

The House also took up the resolution heretofore offered by Mr. Lallue, proposing to raise a committee of inquiry into the management of the Insurance Bureau.

Ordered, That said resolution be referred to the Committee on Insurance.

Mr. J. M. Wright, from the Committee on the Judiciary, who were directed to prepare and bring in the same, reported a bill, entitled

A bill providing, in the case of the death of a circuit, chancery, or common pleas judge, during a term of his court, for the holding of the same, and signing orders by his successor.

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

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

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

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Stone, from the Committee on the Judiciary, who were directed to prepare and bring in the same, reported a bill, entitled
A bill to amend chapter 57, section 1, of General Statutes.
Which was read the first time and ordered to be read a second time.
The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,
Ordered, That said bill be engrossed and read a third time.
Said bill was then placed in the orders of the day.
Leave of absence, indefinitely, was granted Messrs. Hamilton and Garred.
On motion of Mr. Clay, the Speaker was directed to appoint a committee of three (3), to whom shall be referred rule 46 of this House, with power to revise or alter the same, and to report to this House.
And thereupon the Speaker appointed on said committee Messrs. Clay, J. M. Wright, and Corbett.
And then the House adjourned.

FRIDAY, DECEMBER 19, 1873.

The following petitions were presented, viz:
By Mr. J. M. Wright—
1. The petition of the Disciples of Christ worshiping at Fourth and Walnut Street Church, of the city of Louisville, praying for certain amendments to the charter of Kentucky University.
By Mr. Neal—
2. The petition of same worshiping at Rough and Ready, in Anderson county, praying for the same object.
By Mr. Jenkins—
3. The petition of same worshiping at Floyd and Chestnut streets, Louisville, praying for the same object.

By Mr. Gibson—
4. The petition of same worshiping at Elizabeth, in Grant county, praying for the same object.

By Mr. Preston—
5. The petition of same worshiping at Mt. Byrd and at Beech Grove, in Trimble county, praying for the same object.

By Mr. Stout—
6. The petition of same worshiping at Bethel, in Daviess county, praying for the same object.

By Mr. Humphrey—
7. The petition of same worshiping at Dixon, in Webster county, praying for the same object.

By Mr. Blackburn—
8. The petition of same worshiping at New Union, in Woodford county, praying for the same object.

By Mr. Blakey—
9. The petition of same worshiping at Russellville, in Logan county, praying for the same object.

By Mr. Campbell—
10. The petition of same worshiping at Farmville, in Fleming county, praying for the same object.

By Mr. Montgomery—
11. The petition of same worshiping at Givens' Meeting-house and at Rush Branch, in Lincoln county, praying for the same object.

By same—
12. The petition of same worshiping at Bethany, in Jessamine county, praying for the same object.

By same—
13. The petition of sundry citizens of Lincoln county, praying the passage of an act similar to the Indiana laws on the subject of the sale of intoxicating drinks.

Which were received, the reading dispensed with, and referred—the 1st, 2d, 3d, 4th, 5th, 6th, 7th, 8th, 9th, 10th, 11th, and 12th to the Committee on the Judiciary; and the 13th to the Committee on Moral and Religious Institutions.
Mr. J. M. Wright, from the select committee, who were appointed to revise rule 46 of this House, reported the following as a substitute for said rule, viz:

The standing rules of this House, and the regular order of business, shall not be suspended or interrupted unless by a vote of two thirds of the Representatives present; and on a motion for such suspension or interruption, for the purpose of reporting or taking up a bill or resolution, or offering a resolution out of its regular order, the vote shall be ascertained by a call of the yeas and nays; and such call shall not be dispensed with, even by unanimous consent.

Said report and rule, as amended, was adopted.

A message was received from the Senate, announcing that they had concurred in the amendment proposed by this House, to a bill which originated in the Senate, entitled

An act to amend chapter 3 of title 18 of the Civil Code of Practice.

That they had disagreed to a bill, which originated in this House, entitled

A bill for the benefit of the administrators of Wm. Simpson, late clerk of the Wayne circuit and county courts.

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

An act to prohibit the sale of spirituous or vinous or malt liquors within the corporate limits of the town of Hinkleville, Ballard county, or within two miles of the said incorporate limits.

An act for the benefit of Susan Wall, of Garrard county.

An act to add a part of Henry county to the county of Oldham.

An act for the benefit of the Law Department of the University of Louisville.

An act providing, in case of the death of a circuit, chancery, or common pleas judge, during a term of his court, for the holding of the same, and signing orders by his successor.

And that they had passed bills of the following titles, viz:

1. An act for the benefit of K. F. Hargis, of Lee county.
2. An act to incorporate the Christian Church at Warsaw.
3. An act to establish an additional voting precinct and magisterial district in Grant county.
4. An act to authorize the Logan county court to borrow money to pay off the bonds issued by said county in aid of the Memphis Branch of the Louisville and Nashville Railroad Company.
Which were read the first time and ordered to be read a second time.

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

Ordered, That they be referred—the 1st to the Committee on the Judiciary; the 2d to the Committee on Moral and Religious Institutions; the 3d to the Committee on Propositions and Grievances; and the 4th to the Committee on Railroads.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act to amend chapter 3, title 18, of the Civil Code of Practice;
An act for the benefit of Arnold S. Hardy, jailer of Marion county;
Resolution in relation to a recess of the General Assembly;
And also enrolled bills, which originated in this House, of the following titles, viz:

An act for the benefit of Noah Allen, of Crittenden county;
An act for the benefit of Joshua Sharp, of Shelby county;
An act providing, in case of the death of a circuit, chancery, or common pleas judge, during a term of his court, for the holding of the same, and signing orders by his successor.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

On motion of Mr. Blackburn, Mr. Beckham and himself are permitted to record their votes on the call of the yeas and nays on the passage of a bill from the Senate, entitled

An act to take the sense of the people of this State as to the propriety of calling a constitutional convention.

And thereupon Mr. Blackburn voted in the negative and Mr. Beckham in the affirmative, and their votes were so recorded.

Leave of absence, indefinitely, was granted Messrs. Thomas, Cottingham, Gresham, Brandon, Herd, Turner, Neal, Hazelip, Sanders, May, Martin, Davis, Ellis, Cole, Powers, Stevens, Payton, Strickler, Morehead, Lewis, Campbell, and Chilton.

A message was received from the Governor by Mr. Botts, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in this House, of the following titles, viz:
An act authorizing a sale of a portion of the road of the Centreville and Jacksonville Turnpike Road Company.

An act in aid of the common schools in this Commonwealth.

Mr. Graves, from the Committee on Ways and Means, who were directed to prepare and bring in the same, reported a bill, entitled

A bill for the benefit of W. H. Hamilton.

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

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be directed to issue his warrant on the Treasurer to W. H. Hamilton, late sheriff of Larue county, payable out of any money in the Treasury not otherwise appropriated, for the sum of $627.32, being the amount of damages, &c., paid by said Hamilton into the Treasury for failure to pay the revenue due from the county of Larue for the years 1871 and 1872.

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

Ordered, That said bill be read a second time.

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

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

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

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

The yeas and nays being taken thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Wm. A. Allen, R. P. Gresham, Robertson Payton,
W. N. Beckham, James W. Hannah, Joshua D. Powers,
Wm. Brown, C. C. Harvey, Thomas H. Reed,
W. W. Browning, John S. Herd, Geo. W. Riddle,
Stephen R. Campbell, Bart. W. Jenkins, Samuel M. Sanders,
Pat. Campion, John Watts Kearny, C. C. Scales,
Washington Chandler, A. S. Lewis, W. M. Stevens,
H. S. Chilton, F. M. Lowe, Ben. Stout,
C. M. Clay, jr., A. H. Marrett, Geo. W. Strickler,
S. E. G. Cole, W. T. Marshall, Geo. M. Thomas,
Henderson Conlee, Samuel Martin, C. W. Threlkeld,
Thomas H. Corbett, W. H. May, Geo. B. Turner,
Newton Craig, James M. McArthur, B. R. Walker,
B. F. Duvall, J. B. McFerran, J. Q. Ward,
Samuel Ellis, Pearson Miller, James D. Watson,
Richard P. Finn, Thomas M. Miller, John S. Williams,
Geo. L Forman, Thos. B. Montgomery, J. A. Wilson,
Those who voted in the negative, were—
J. C. S. Blackburn, Samuel C. Humphrey, H. L. Stone,
Joseph Hermes, John Preston,

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

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

On motion of Mr. Beckham—
A bill for the benefit of Jonathan W. Gore, of Larue county.

On motion of Mr. Brown—
A bill to amend article 4, chapter 12, of General Statutes.

Ordered, That the Committee on the General Statutes prepare and bring in the same.

Bills were reported by the several committees, who were directed to prepare and bring in the same, of the following titles, viz:

By Mr. Ayers, from the Committee on Moral and Religious Institutions—
A bill to repeal sections 1, 2, 3, 4, 5, 6, 7, 8, and 10 of an act, entitled "An act to amend the charter of the town of Monticello, and to regulate the traffic in spirituous liquors therein."

By Mr. Graves, from the Committee on Ways and Means—
A bill for the benefit of Simon Humphrey, late sheriff of Nelson county, and his sureties.

By Mr. Finn, from the same committee—
A bill for the benefit of C. G. Ragan, late sheriff of Muhlenburg county, and his securities.

By Mr. Ward, from the same committee—
A bill for the benefit of F. K. Beaven, sheriff of Marion county, and his securities.

By Mr. McArthur, from the Committee on Internal Improvement—
A bill to amend an act, entitled "An act to incorporate the Columbia and Burksville Turnpike Road Company."

By same—
A bill for the benefit of E. H. Hobson and J. J. Durham.

By Mr. Preston, from the Committee on Education—
A bill to amend an act, entitled "An act to incorporate Millersburg Academy, Barren county."

20-H. R.
By Mr. D. W. Wright, from the Committee on Circuit Courts—
A bill for the benefit of E. D. Kennedy, clerk of the Garrard circuit court.

By Mr. Corbett, from the Committee on County Courts—
A bill for the benefit of the common schools of Trigg and Ballard counties.

By same—
A bill to authorize the sheriff of Grayson county to hold an election for district officers in Sand Spring district, in Grayson county.

By same—
A bill to repeal an act empowering the county court of Mercer county to make subscription to capital stock in turnpike road companies.

By same—
A bill to repeal an act to authorize the board of trustees of the town of Lebanon to issue bonds and provide for the payment of the same.

By same—
A bill to amend an act for the benefit of the clerks of the county courts of Lewis, Clark, Montgomery, Mason, Nelson, Adair, Clinton, Cumberland, Russell, Todd, Logan, and Simpson counties, so as to make the provisions thereof apply to the clerk of the Carter county court.

By same—
A bill to authorize the county court of Lawrence county to fix and establish the width of public roads in said county.

By Mr. J. M. Wright, from the Committee on the General Statutes—
A bill for the benefit of clerks of the several courts of this Commonwealth.

By same—
A bill to amend an act, entitled "An act for the benefit of keepers of licensed stud horses, jacks, and bulls."

By Mr. Graves, from the Committee on Ways and Means—
A bill for the benefit of Lewis F. Marshall, late sheriff of Ballard county, and his securities.

By Mr. Corbett, from the Committee on County Courts—
A bill providing that the failure of the sheriff of McCracken county to execute bond for the collection of the revenue shall not forfeit his office of sheriff.
By same—
A bill to abolish the office of county treasurer of Pendleton county. Which bills were read the first time and ordered to be read a second time.

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

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

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

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

Mr. J. M. Wright, from the Committee on the General Statutes, to whom was referred a bill from the Senate, entitled
An act to amend section 7 of chapter 31 of the General Statutes, entitled "Descent, Distribution, Exempt Property, and Adoption,"

Reported the same without amendment, and with the expression of opinion that said bill ought not to pass.

The question was then put, "Shall the bill be read a third time, the opinion of the committee to the contrary notwithstanding?" and it was decided in the negative.

And so said bill was disagreed to.

Mr. Corbett, from the Committee on County Courts, who were directed to prepare and bring in the same, reported bills of the following titles, viz.:

1. A bill to increase the jurisdiction of justices of the peace in Henderson county.
2. A bill reducing the number of jurors in justices' and quarterly courts, and allowing said jurors pay.

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

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

Ordered, That they be recommitted—the 1st to the Committee on the General Statutes, and the 2d to the Committee on the Judiciary.

Mr. Clay, from the Committee on Banks, to whom was referred a bill from the Senate, entitled
An act incorporating the Bank of J. & J. A. Witherspoon, of Lawrenceburg,
Reported the same without amendment.
Mr. Graves moved an amendment thereto.
On motion of Mr. Graves, said bill is recommitted to the Committee on Banks.
Mr. J. M. Wright, from the Committee on the General Statutes, to whom was referred a bill from the Senate, entitled
An act to further regulate the duties of the trustee of the jury fund of Jefferson county,
Reported the same without amendment.
On motion of Mr. Threlkeld, said bill was recommitted to the same committee.
Bills from the Senate, of the following titles, were reported, without amendment, by the several committees to whom they were referred, viz:
By Mr. D. W. Wright, from the Committee on Circuit Courts—
An act authorizing a special term of the Muhlenburg circuit court.
By Mr. Clay, from the Committee on Banks—
An act to amend the charter of the Bank of New Castle.
By Mr. Graves, from the Committee on Ways and Means—
An act for the benefit of A. J. Cocanougher, late sheriff of Washington county, and his sureties.
By Mr. McArthur, from the Committee on Internal Improvement—
An act to allow the Washington county court to subscribe stock in the Springfield, Maxville, and Harrodsburg Turnpike Road.
By same—
An act to amend an act, entitled "An act to amend the act incorporating the Cabin Creek Turnpike Road Company."
By same—
An act to amend the charter of the Concord and Tollesboro Turnpike Company.
By Mr. Montgomery, from the Committee on Agriculture and Manufactures—
An act for the benefit of the Carroll County Agricultural Association.
By Mr. Corbett, from the Committee on County Courts—
An act to change the time of holding the Lee county and quarterly courts.
Ordered, That said bills be read a third time.
The rule of the House and constitutional provision as to the third reading of said bills being dispensed with,

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

At 12 o'clock, M., Mr. Blakey moved to postpone the orders of the day, and proceed with the call of the committees.

And the question being taken on said motion, it was decided in the affirmative.

The yeas and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—


Geo. L. Forman,

In the negative—Joseph Hermes—1.

Mr. J. M. Wright, from the Committee on the General Statutes, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to amend article 4, chapter 12, of the General Statutes.

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

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

On motion of Mr. Threlkeld, said bill was laid on the table.
A message was received from the Senate, announcing that they had passed bills, which originated in this House, of the following titles, viz:

An act providing that the failure of the sheriff of McCracken county to execute bond for the collection of the revenue shall not forfeit his office of sheriff.

An act to abolish the office of county treasurer of Pendleton county.

An act for the benefit of Lewis F. Marshall, late sheriff of Ballard county, and his securities.

Mr. Blakey moved to suspend the regular order of business to allow the Committee on Charitable Institutions to report a Senate bill.

And the question being taken on said motion, it was decided in the affirmative.

The yeas and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—

Wm Brown, Joseph Hermes—2.

And thereupon Mr. Blakey, from the Committee on Charitable Institutions, to whom was referred a bill from the Senate, entitled

An act appropriating money to the Fourth Kentucky Lunatic Asylum,

Reported the same without amendment.
Ordered, That said bill be read a third time.

Said bill was then read a third time as follows, viz:

WHEREAS, By an act of the General Assembly, entitled "An act concerning the various charitable institutions in this Commonwealth," the buildings formerly erected and designed as a State House of Reform for Juvenile Delinquents were converted into an asylum for the reception, care, and treatment of that class of lunatics afflicted with chronic mania or epilepsy, under the name of the "Fourth Lunatic Asylum," and the Governor was directed to cause all the lunatics in the State to be located and provided for in conformity with said act, but no provision was made under which he could draw money from the Treasury for that purpose; and whereas, it appears from the Governor's message, that, in order to carry out the directions of said act, it was indispensably necessary to make extensive changes and improvements in and upon said buildings, as well as in providing water, supplies, heating apparatus, furniture, &c., to provide for which he borrowed from the Commissioners of the Sinking Fund the sum of fifty thousand dollars, for which he gave his bond as Governor of the State of Kentucky: whereas, it appears from said message that the contracts made by the Governor for these necessary changes and improvements amount to the sum of sixty thousand four hundred dollars, and that the work has so far progressed as to furnish accommodations for more than one hundred and forty inmates, and is expected to be completed at an early date; and whereas, it is manifest that, unless said loan had been made to the Governor by the Commissioners of the Sinking Fund, said asylum could not have been occupied or used as such for nearly or quite two years, and thus left the patients now confined in that institution unprovided for; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the said actions and proceedings of the Governor and the Commissioners of the Sinking Fund are approved and confirmed by this General Assembly, and that the said sum of sixty thousand four hundred dollars is hereby appropriated to pay for the work already completed or under contract, and the other necessary expenditures for said asylum; and that the Auditor of Public Accounts is directed to draw his warrant therefor in favor of the Governor of the Commonwealth; and that the same shall be paid out of the Public Treasury: Provided, however, That the afore-said bond of fifty thousand dollars, given by the Governor to the Commissioners of the Sinking Fund, shall be delivered to him as part of this appropriation; and the Governor is hereby required to make report to the General Assembly, showing how or for what said money has been or shall be expended.

§ 2. That this act shall take effect from its passage.

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

The yeas and nays being taken thereon in pursuance to a provision of the Constitution, were as follows, viz:
Those who voted in the affirmative, were—

Mr. Speaker (McCreary) Richard P. Finn, Geo. L. Forman,
Wm. A. Allen, W. H. Frederick,
Edward Badger, Addison Gibson,
D. H. Baker, E. A. Graves,
H. C. Baker, R. P. Gresham,
W. N. Beckham, Jas. W. Hannah,
B. G. Bidwell, C. C. Harvey,
J. C. S. Blackburn, Thos. W. Henton,
Church H. Blakey, Samuel C. Humphrey,
Stephen R Campbell, Bart W. Jenkins,
Pat. Campion, R. A. Jones,
Isaac N. Cardwell, A. S. Lewis,
Washington Chandler, A. H. Marrett,
John Watts Kearny, Samuel Martin,
H. S. Chilton, W. H. May,
C. M. Clay, Jr., J. B. McFerran,
S. E. G. Cole, Matt. McKinney,
Henderson Conlee, Pearson Miller,
Thos. H. Corbett, Thomas M. Miller,
Isham Cottingham, Thos. B. Montgomery,
B. C. Craddock, Geo. G. Young—68.
Newton Craig, W. A. Morris,
B. F. Duvall, John Fible,

Those who voted in the negative, were—


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

Mr. J. M. Wright, from the Committee on the General Statutes, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to repeal the ten per cent. conventional rate of interest, and to re-enact the six per cent. rate of interest,

Without the expression of opinion thereon.

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

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

Ordered, That said bill be printed, and its consideration postponed to, and made the special order of the day for, 16th January next, at 11 o'clock, A. M.

Mr. J. M. Wright, from the Committee on the General Statutes, to whom was recommitted a bill, entitled

A bill for the benefit of Union county,

Reported the same without amendment.
Ordered, That said bill be engrossed and read a third time.
The rule of the House and constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.
And then the House adjourned.

SATURDAY, DECEMBER 20, 1873.

A message was received from the Senate, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:
An act to amend chapter 3, title 18, of the Civil Code of Practice.
An act for the benefit of Arnold S. Hardy, jailer of Marion county.
An act to take the sense of the people of this State as to the propriety of calling a Constitutional Convention.
Resolution in relation to a recess of the General Assembly.
That they had concurred in the first amendment proposed by this House, to a resolution which originated in the Senate, entitled Resolution directing the Auditor of Public Accounts to pay the officers of the Senate and House of Representatives per diem.
With an amendment thereto.
That they had concurred in the second amendment proposed by this House thereto.
And that they had refused to concur in the third amendment proposed by this House to said resolution.
That they had passed bills, which originated in this House, of the following titles, viz:
An act relating to the surplus school fund belonging to Logan county.
An act to amend an act, entitled "An act to incorporate Millersburg Academy, Barren county."

And that they had passed bills of the following titles, viz:
2. An act for the benefit of John Allen, of the city of Louisville.
3. An act for the benefit of the St. Louis and Southeastern Railway Company, consolidated.
4. An act for the payment of the traveling expenses of certain pauper children in this Commonwealth.
5. An act for the benefit of the Agricultural and Mechanical Association of the Colored People of Bourbon County.

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

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

Ordered, That they be referred—the 1st to the Committee on the General Statutes; the 2d and 4th to the Committee on Claims; the 3d to the Committee on Railroads; the 5th to the Committee on Agriculture and Manufactures; and the 6th to the Committee on Corporate Institutions.

A message was received from the Governor by Mr. Botts, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in this House, of the following titles, viz:

An act providing, in case of the death of a circuit, chancery, or common pleas judge, during a term of his court, for the holding of the same, and signing orders by his successor.

An act for the benefit of Noah Allen, of Crittenden county.

An act for the benefit of Joshua Sharp, of Shelby county.

A message was received from the Senate, asking to withdraw from this House the announcement of their disagreement to a bill, which originated in this House, entitled

An act for the benefit of the administrators of Wm. Simpson, late clerk of the Wayne circuit and county courts.

Which was granted, and said bill returned to the Senate.

The following petitions and remonstrance were presented, viz:

By Mr. Speaker McCready—
1. The petition of the Disciples of Christ worshiping at Mount
Pleasant, in Madison county, praying for certain amendments to the charter of Kentucky University.

By Mr. Duvall—

2. The petition of same worshiping at Bridgeport and at Pleasant Hill, in Franklin county, praying for the same object.

By Mr. Young—

3. The petition of same worshiping at Beech Grove, in Barren county, praying for the same object.

By Mr. Blackburn—

4. The petition of citizens of Midway, in Woodford county, praying for an increase of the jurisdiction of justices of the peace.

By Mr. Harvey—

5. The remonstrance of certain citizens of Metcalfe county, against a change of the boundary line of said county.

By Mr. Bidwell—

6. The petition of citizens of Clayville, Webster county, protesting against the repeal of an act to amend an act, entitled "An act to prohibit the sale of intoxicating liquors in the town of Clayville.

By same—

7. The petition of citizens of Paducah, praying that said city shall be exempted from the operation of any bill which may be passed in relation to the sale of liquors on election days.

By Mr. Blackburn—

8. The memorial of R. T. P. Allen, Superintendent of Kentucky Military Institute, offering to sell to the State the property of said Institute for the use of the Agricultural and Mechanical College of Kentucky, in case the same is removed from its present location.

Which were received, the reading dispensed with, and referred—the 1st, 2d, and 3d to the Committee on the Judiciary; the 4th to the Committee on the General Statutes; the 5th to the Committee on Propositions and Grievances; the 6th and 7th to the Committee on Moral and Religious Institutions; and the 8th to the Committee on Education.

Mr. Pearson Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the Senate, of the following titles, viz: 

An act authorizing a special term of the Muhlenburg circuit court;

An act to amend the charter of the Bank of New Castle;
And also enrolled bills, which originated in this House, of the following titles, viz:

An act to prohibit the sale of spirituous or vinous or malt liquors within the corporate limits of the town of Hinkleville, Ballard county, or within two miles of the said corporate limits;
An act for the benefit of Susan Wall, of Garrard county;
An act to add a part of Henry county to the county of Oldham;
An act for the benefit of Warren county;
An act for the benefit of the Law Department of the University of Louisville;
An act for the benefit of Lewis F. Marshall, late sheriff of Ballard county, and his securities;
An act providing that the failure of the sheriff of McCracken county to execute bond for the collection of the revenue shall not forfeit his office of sheriff;
An act to abolish the office of county treasurer of Pendleton county;
And had found the same truly enrolled.
Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Pearson Miller inform the Senate thereof.


Bills from the Senate, of the following titles, were reported, without amendment, by the several committees to whom they were referred, viz:

By Mr. Williams, from the Committee on Railroads—
An act to authorize the Logan county court to borrow money to pay off the bonds issued by said county in aid of the Memphis Branch of the Louisville and Nashville Railroad Company.

By Mr. Webb, from the Committee on Corporate Institutions—
An act to amend an act, entitled "An act to amend and reduce into one the several acts concerning the town of Hopkinsville," approved March 5, 1870; and also to amend chapter 1945 of the acts of 1871, which became a law on the 6th of March, 1871.

Ordered, That said bills be read a third time.

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

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.
Mr. Blakey, from the Committee on Corporate Institutions, who were directed to prepare and bring in the same, reported bills of the following titles, viz:

A bill to amend an act, entitled "An act to incorporate the Cynthia and Millersburg Turnpike Road Company."

A bill to amend an act, entitled "An act to incorporate the Vanc evburg, Dry Run, and Kinniconick Creek Turnpike Road Company."

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

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

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

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

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

Mr. Williams, from the Committee on Railroads, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to protect the owners of property in this Commonwealth against damages by fire from steam-cars.

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

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

Ordered, That said bill be printed and placed in the orders of the day.

Mr. Scales, from the Committee on Immigration and Labor, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to establish a Bureau of Immigration in this Commonwealth.

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

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

Mr. Badger moved a substitute by way of amendment thereto.

Ordered, That said bill, and the amendment (substitute) proposed thereto, be printed, and that the same be placed in the orders of the day.
Mr. Webb, from the Committee on Corporate Institutions, who were directed to prepare and bring in the same, reported bills of the following titles, viz:

1. A bill repealing an act, entitled "An act to prohibit the sale of spirituous, vinous, or malt liquors in Crittenden county," approved March 29, 1873.

2. A bill to amend the charter of the city of Louisville in reference to the Board of Health.

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

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

Ordered, That the first named bill be recommitted to the Committee on Moral and Religious Institutions, and that the second be recommitted to the Committee on the Judiciary.

The House took up the matter of the disagreement of the Senate to the third amendment proposed by this House to a joint resolution, which originated in the Senate, entitled Resolution directing the Auditor of Public Accounts to pay the officers of the Senate and House of Representatives per diem.

And also the amendment proposed by the Senate to the first amendment to said resolution, adopted by this House.

The amendment proposed by the Senate to the first amendment proposed by this House, to said resolution, was concurred in.

Mr. Williams moved that the House do recede from its third proposed amendment to said resolution.

And the question being taken on said motion, it was decided in the affirmative.

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

WHEREAS, Kentucky, with other interior States, has never yet derived any immediate benefit from the long-continued and costly labors of the Coast Survey; and furthermore, that her territory never had the advantage of any form of survey by the Federal Government, such as the North and West have received; therefore, be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That our Senators and Representatives in the Federal Congress be requested to urge upon that body the importance of authorizing and enabling the Coast Survey of the United States to co-operate with the Geological Survey of Kentucky by making a proper triangulation of the State, and otherwise aiding the latter survey in making a system of topographical maps of the State.
Mr. Prall moved the following resolution, viz:

Resolved, That the Committee on the Penitentiary be requested to inquire and determine whether the labor of the convicts, or any portion of them, may be employed profitably to the State, and consistently with the security of the prisoners, in completing the slack-water improvement of our rivers, and on other works of internal improvement, and that they report by bill or otherwise.

Which being twice read, was adopted.

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

On motion of Mr. Montgomery—
1. A bill to amend the charter of the town of Crab Orchard.

On motion of Mr. Webb—
2. A bill to amend an act, entitled "An act for the protection of livery stable-keepers of this Commonwealth".

On motion of same—
3. A bill to authorize the county court of Livingston county to levy an additional tax for bridge and road purposes.

On motion of Mr. Campion—
4. A bill to amend the charter of the city of Louisville in regard to the election of members of General Council, and the forfeiture of their office.

On motion of Mr. Speaker McCreary—
5. A bill for the benefit of Samuel Biggerstaff, of Madison county.

On motion of Mr. Bidwell—
6. A bill to fix the salary of the Adjutant General of this Commonwealth.

On motion of same—
7. A bill to amend section 4, article 3, chapter 27, of the General Statutes, that it shall not apply to McCracken county.

On motion of Mr. Reed—
8. A bill for the benefit of Wm. E. Clelland, late sheriff of Mercer county.

On motion of Mr. Martin—
9. A bill for the benefit of Jordan White, of Monroe county.

On motion of Mr. Beckham—

On motion of Mr. Threlkeld—
11. A bill providing for uniformity of charges for the transportation of freight over the various lines of railroads in this Commonwealth.
On motion of Mr. Badger—
12. A bill to amend chapter 52, section 1, article 3, of the General Statutes.

On motion of Mr. Cole—
13. A bill for the protection of witnesses of this Commonwealth.

On motion of Mr. Riddle—
14. A bill for the benefit of Mrs. Hiram Smith, of Union county.

On motion of Mr. D. W. Wright—
15. A bill to facilitate the collection of county levies and other county taxes.

On motion of Mr. Stone—
16. A bill to amend the charter of the town of Bethel, in Bath county.

On motion of same—
17. A bill to amend and reduce into one the several acts in relation to the town of Owingsville, in Bath county.

On motion of Mr. McFerran—
18. A bill to amend an act, entitled "An act to incorporate the Danville Gas-light Company."

On motion of same—
19. A bill to amend the charter of the town of Danville, in Boyle county.

On motion of Mr. McArthur—
20. A bill to incorporate the Society for the Dissemination of Humane and Hygienic Information.

On motion of Mr. Preston—

On motion of Mr. Williams—
22. A bill to regulate the rate of interest in this Commonwealth.

On motion of same—

On motion of same—
24. A bill to regulate the advertising of official sales in Montgomery county.

On motion of same—
25. A bill to amend article 18, chapter 38, of General Statutes.

On motion of same—
On motion of same—
27. A bill to amend title 11 of the Civil Code of Practice.

On motion of same—
28. A bill to prevent combination of insurance companies to raise the price of risks.

On motion of Mr. Prall—
29. A bill to create a common pleas court for Fayette and Bourbon counties.

Ordered, That the Committee on Corporate Institutions prepare and bring in the 1st, 4th, 18th, and 19th; the Committee on County Courts the 2d, 3d, 16th, and 17th; the Committee on Ways and Means the 5th, 8th, and 15th; the Committee on Retrenchment and Reform the 6th; the Committee on the General Statutes the 7th, 12th, 22d, 23d, 24th, 25th, 26th, and 27th; the Committee on Propositions and Grievances the 9th and 14th; the Committee on Charitable Institutions the 10th and 20th; the Committee on Railroads the 11th; the Committee on the Judiciary the 13th and 29th; the Committee on Education the 21st; and the Committee on Insurance the 28th.

And then, on motion, the House adjourned till six o'clock, A. M., Monday morning next.

MONDAY, DECEMBER 22, 1873.

Mr. Pearson Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a joint resolution, which originated in the Senate, of the following titles, viz:

An act for the benefit of the Carroll County Agricultural Association;

An act to allow the Washington county court to subscribe stock in the Springfield, Maxville, and Harrodsburg Turnpike Road;

An act for the benefit of A. J. Cocanougher, late sheriff of Washington county, and his sureties;

22-H. B.
An act to amend an act, entitled "An act to amend the act incorporating the Cabin Creek Turnpike Road Company;"
An act to amend the charter of the Concord and Tollsboro Turnpike Company;
An act to change the time of holding the Lee county and quarterly courts;
An act appropriating money to the Fourth Kentucky Lunatic Asylum;
An act to amend an act, entitled "An act to amend and reduce into one the several acts concerning the town of Hopkinsville," approved March 5th, 1870, and also to amend chapter 1945 of the acts of 1871, which became a law 6th of March, 1871;
An act to authorize the Logan county court to borrow money to pay off the bonds issued by said county in aid of the Memphis Branch of the Louisville and Nashville Railroad Company;
Resolution directing the Auditor of Public Accounts to pay the officers of the Senate and House of Representatives per diem;
And also enrolled bills, which originated in this House, of the following titles, viz:
An act relating to the surplus school fund belonging to Logan county;
An act to amend an act, entitled "An act to incorporate Millersburg Academy, Barren county;"
And had found the same truly enrolled.
Whereupon the Speaker affixed his signature thereto.
Ordered, That Mr. Pearson Miller inform the Senate thereof.
A message was received from the Senate, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:
An act for the benefit of the Carroll County Agricultural Association.
An act to allow the Washington county court to subscribe stock in the Springfield, Maxville, and Harrodsburg Turnpike Road.
An act for the benefit of A. J. Cocanougher, late sheriff of Washington county, and his sureties.
An act to amend the charter of the Concord and Tollsboro Turnpike Company.
An act to change the time of holding the Lee county and quarterly courts.
An act to amend the charter of the Bank of New Castle.
An act appropriating money to the Fourth Kentucky Lunatic Asylum.
An act to amend an act, entitled "An act to amend and reduce into one the several acts concerning the town of Hopkinsville," approved March 5, 1870; and also to amend chapter 1945 of the acts of 1871, which became a law on the 6th of March, 1871.
An act to authorize the Logan county court to borrow money to pay off the bonds issued by said county in aid of the Memphis Branch of the Louisville and Nashville Railroad Company.
Resolution directing the Auditor of Public Accounts to pay the officers of the Senate and House of Representatives per diem.

And that they had disagreed to a joint resolution, which originated in this House, entitled
Resolution regulating the pay of certain officers of this General Assembly.

A message was received from the Governor by Mr. Botts, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in this House, of the following titles, viz:
An act for the benefit of Lewis F. Marshall, late sheriff of Ballard county, and his securities.
An act for the benefit of the Law Department of the University of Louisville.
An act to abolish the office of county treasurer of Pendleton county.
An act to prohibit the sale of spirituous or vinous or malt liquors within the corporate limits of the town of Hinkleville, Ballard county, or within two miles of the said corporate limits.
An act for the benefit of Susan Wall, of Garrard county.
An act to add a part of Henry county to the county of Oldham.
An act for the benefit of Warren county.
An act to amend an act, entitled "An act to incorporate the Millersburg Academy, Barren county."

On motion of Mr. Cardwell, the roll was called, and the following members appeared in their seats, viz:
Mr. Speaker (M'Cready), C. C. Harvey, Thos. B. Montgomery,
Edward Badger, John Preston,
W. N. Beckham, Thomas H. Reed,
B. G. Bidwell, C. C. Scales,
Isaac N. Cardwell, J. M. Wright—16.
B. F. Duvall, Pearson Miller,
On motion of Mr. Beckham, further proceedings under said call were dispensed with.

A message was received from the Senate, announcing that they were now ready to adjourn until the 5th day of January, 1874, under the resolution heretofore adopted by both Houses.

On motion, a committee, consisting of Messrs. Scales, Kearny, and Duvall were appointed to wait upon the Senate, and inform them that this House was also now ready to adjourn under the resolution aforesaid. Who, having retired, after a time returned, and reported that they had so informed the Senate.

And then, on motion of Mr. Scales, the Speaker declared that, under the joint resolution heretofore adopted, this House stood adjourned until the 5th day of January, A. D. 1874, at ten o'clock, A. M.
The following petitions and remonstrances were presented, viz:

By Mr. Williams—
1. The petition of the Disciples of Christ worshiping at Somerset Church, in Montgomery county, praying for certain amendments to the charter of Kentucky University.

By Mr. Duvall—
2. The petition of the same worshiping at Mt. Sterling, in Montgomery county, praying for the same object.

By Mr. Wolf—
3. The petition of the same worshiping at Carter’s school-house, in Franklin county, praying for the same object.

By Mr. Preston—
4. The petition of the same worshiping at Goshen, in Kenton county, praying for the same object.

By Mr. McFerran—
5. The petition of the same worshiping at White’s Run, in Carroll county, praying for the same object.

By Mr. D. W. Wright—
6. The petition of the same worshiping at Danville, in Boyle county, praying for the same object.

By Mr. Frederick—
7. The petition of the same worshiping at Doughtey’s Creek, in Barren county, praying for the same object.

By same—
8. The petition of the same worshiping at Jeffersontown, in Jefferson county, praying for the same object.

By same—
9. The petition of the same worshiping at Cedar Springs, in Jefferson county, praying for the same object.

By Mr. Speaker McCrery—
10. The petition of certain citizens of the State, praying the passage of an act, set out in said petition, to regulate the sale of intoxicating liquors in this Commonwealth.
By Mr. Finn—

11. The petition of certain other citizens of this State, praying the passage of the same act.

By Mr. Young—

12. The petition of certain citizens of Cave City, in Barren county, praying the repeal of an act to prohibit the sale of spirituous, vinous, or malt liquors in the civil district of Cave City, passed at the session of 1872-3.

By Mr. Beckham—

13. The remonstrance of the Board of Directors of the Bardstown and Green River Turnpike Road Company against the repeal of an act passed by the last General Assembly. (See volume I, page 115.)

By same—

14. The remonstrance of certain citizens of Nelson county, against the passage of a law to require the Bardstown and Green River Turnpike Road Company to remove their gate north of New Haven to Balltown.

By same—

15. The remonstrance of certain citizens of Bardstown and vicinity, against the passage of same act.

Which were received, the reading dispensed with, and referred— the 1st, 2d, 3d, 4th, 5th, 6th, 7th, 8th, and 9th to the Committee on the Judiciary; the 10th, 11th, and 12th to the Committee on Moral and Religious Institutions; and the 13th, 14th, and 15th to the Committee on Propositions and Grievances.

Bills were reported by the several committees, who were directed to prepare and bring in the same, of the following titles, viz:

By Mr. Jenkins, from the Committee on Propositions and Grievances—

A bill to change the boundary line between the counties of Jefferson and Oldham.

By Mr. LaRue, from the Committee on Circuit Courts—

A bill to amend the town charter of Harrodsburg, Mercer county.

By Mr. Corbett, from the Committee on County Courts—

A bill to authorize the county court of Livingston county to levy an additional poll and ad valorem tax for bridge and road purposes.

Which bills were read the first time and ordered to be read a second time.
The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,

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

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

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

Mr. LaRue, from the Committee on Corporate Institutions, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to amend chapter 56 of the General Statutes.

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

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

On motion of Mr. J. M. Wright, said bill was recommitted to the Committee on the Judiciary.

And then the House adjourned.

TUESDAY, JANUARY 6, 1874.

The following petitions were presented, viz:

By Mr. Webb—
1. The petition of the Disciples of Christ worshiping at Salem, in Livingston county, praying for certain amendments to the charter of Kentucky University.

By Mr. Beckham—
2. The petition of same worshiping at Bloomfield, at Chaplin, and at Botland, in Nelson county, praying for the same object.

By Mr. Scales—
3. The petition of same worshiping at Ludlow, in Kenton county, praying for the same object.
By Mr. Henton—
4. The petition of same worshiping at Flat Rock, in Shelby county, praying for the same object.

By Mr. Walker—
5. The petition of same worshiping at Stanton, in Powell county, and at Hickman, in Fulton county, praying for the same object.

By Mr. Morris—
6. The petition of same worshiping at Blue Licks, Kentontown, and Thompson, in Robertson county, and Mt. Zion, in Nicholas county, praying for the same object.

By Mr. Browning—
7. The petition of donors to said University, residing in Mason county, praying for the same object.

By Mr. Threlkeld—
8. The petition of the congregation worshiping at Owenton, in Owen county, praying for the same object.

By Mr. D. W. Wright—
9. The petition of same worshiping at Bowling Green, Mt. Zion, New Hope, and Mt. Pleasant, in Warren county, praying for the same object.

By Mr. McKinney—
10. The petition of same worshiping at Canton, Cadiz, and Wallonia, in Trigg county, praying for the same object.

By Mr. Williams—
11. The petition of same worshiping at Spencer, Somerset, and Corinth, in Montgomery county, and at Locust Grove and Mt. Zion, in Clark county, praying for the same object.

By Mr. Speaker McCreary—
12. The petition of same worshiping at Kirksville, Mt. Zion, and The Glades, in Madison county, praying for the same object.

By Mr. Ward—
13. The petition of same worshiping at Republican Church and Coilemansville, in Harrison county, praying for the same object.

By Mr. Browning—
14. The petition of same worshiping at Dover and Orangeburg, in Mason county, praying for the same object.

By Mr. Parker—
15. The petition of same worshiping at Poplar Grove, in Christian county, praying for the same object.
By Mr. Morin—
16. The petition of same worshiping at Alexandria and Plum Creek, in Campbell county, praying for the same object.

By Mr. Cardwell—
17. The petition of same worshiping at Mt. Tabor and Irvine, in Estill county, praying for the same object.

By Mr. Craig—
18. The petition of same worshiping at Turkey Foot Church, in Scott county, praying for the same object.

By Mr. Gibson—
19. The petition of same worshiping at Sugar Creek, in Gallatin county, praying for the same object.

By Mr. Brandon—
20. The petition of same worshiping at Antioch and Litchfield, in Grayson county, praying for the same object.

By Mr. Chilton—
21. The petition of same worshiping at Port Royal, in Henry county, praying for the same object.

By Mr. Stone—
22. The petition of same worshiping at Frenchburg, in Menifee county, praying for the same object.

By Mr. Clay—
23. The petition of same worshiping at Flat Rock, in Bourbon county, praying for the same object.

By Mr. Craig—
24. The petition of same worshiping at Stamping Ground, in Scott county, praying for the same object.

By Mr. Neal—
25. The petition of same worshiping at Fox Creek, in Anderson county, praying for the same object.

By Mr. Lewis—
26. The petition of certain physicians, praying the passage of a law making the claims of medical doctors equal to other preferred claims against the estates of deceased persons.

By Mr. Hunter—
27. The petition of E. Lawson and other citizens, praying for the repeal of an act passed 19th March, 1873, declaring that part of Wolf river, in Kentucky, below Sell's mill, a navigable stream.

23-n. a.
By Mr. Lewis—
28. The petition of certain citizens of the town of Osceola, praying the passage of a law to prohibit the sale of strong drink within two miles of the church in Osceola, in Green county.

By Mr. Speaker McCready—
29. The petition of Jos. R. Betteson, suggesting the incorporation of certain amendments into the Constitution of this State if a convention is called.

Which were received, the reading dispensed with, and referred—the first twenty-six to the Committee on the Judiciary; the 27th to the Committee on Internal Improvement; the 28th to the Committee on Moral and Religious Institutions; and the 29th to the Committee on the General Statutes.

Mr. Ward, from the Committee on the Codes of Practice, to whom was referred a bill from the Senate, entitled
An act to amend section 77, article 1, chapter 2, of the Civil Code of Practice,
Reported the same without amendment.
Ordered, That said bill be read a third time.
The rule of the House and constitutional provision as to the third reading of said bill being dispensed with,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Bills were reported by the committee who were directed to prepare and bring in the same, of the following titles, viz:
By Mr. Prall, from the Committee on the Judiciary—
A bill for the benefit of the litigants in the Fayette circuit court.
By Mr. Stone, from the same committee—
A bill to amend the charter of the town of Sharpsburg, in Bath county, approved January 9th, 1852.
Which were read the first time and ordered to be read a second time.
The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,
Ordered, That said bills be engrossed and read a third time.
The rule of the House and constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.
On motion of Mr. Williams,

Ordered. That a committee of three members of this House be appointed, to act in conjunction with such committee as the Senate may appoint for the same purpose, to wait upon the Governor and request him to return to the Senate, unsigned, an enrolled bill, which originated in this House, entitled

An act relating to the surplus school fund belonging to Logan county;

That they inform the Senate of their appointment, and request the appointment of a committee for the same purpose by the Senate.

Messrs. Williams, Threlkeld, and Finn were appointed the committee on the part of this House, who, having retired, after a time returned, and reported that, in conjunction with a committee from the Senate, they had waited upon the Governor, who delivered said bill, unsigned, to the committee; and which bill was laid upon the table of the Clerk of the Senate.

A message was received from the Senate, announcing that they had passed a bill, which originated in this House, entitled

An act for the benefit of the litigants in the Fayette circuit court.

Mr. Scales moved the following resolution, viz:

Resolved, That the Clerk of this House is hereby instructed to open at once a correspondence with the Commissioners appointed to revise the Codes of Practice, with a view of ascertaining whether or not it is their intention to present a report to the General Assembly during the present session.

Said resolution being twice read, the question was then taken on the adoption thereof, and it was decided in the negative.

Mr. Scales moved the following resolution, viz:

Resolved, That the Commissioners appointed to revise the Codes of Practice are hereby instructed to report to the General Assembly at once.

Said resolution being twice read, the question was then taken on the adoption thereof, and it was decided in the negative.

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

Those who voted in the affirmative, were—

A message was received from the Senate, announcing that they had adopted a joint resolution, entitled

Resolution directing the firing of a national salute on the 8th day of January and 22d February, 1874.

Mr. H. C. Baker moved the following preamble and resolution, viz:

WHEREAS, Doubts exist in the minds of many gentlemen learned in the law as to whether or not the Appellate Districts of the State, as they at present exist, are arranged in accordance with the Constitution; and whereas, it is reported that certain counties are not embraced in any of existing districts:

Resolved, That the Judiciary Committee of this House be, and it is hereby, instructed to examine into the subject, and report what legislation, if any, is necessary in order that said districts may conform to the requirements of the Constitution, and that all of the counties may have a voice in the election of the judges.

Which, being twice read, was adopted.

Mr. Craig moved the following resolution, viz:

Resolved, That the use of this Hall be tendered to E. C. Wines, D. D., LL. D., and that he be requested to deliver to the General Assembly a lecture on prisons and prison discipline; and that the Speaker appoint a committee of three to confer with said gentleman and learn of him what time it will suit him to deliver said lecture, and report to this body his reply.

Which was adopted.

The Speaker then appointed Messrs. Craig, Wolf, and McFerran said committee.
Mr. Craig read and laid on the table the following joint resolution, viz:  
Resolved by the General Assembly of the Commonwealth of Kentucky, That the Speaker of the House of Representatives appoint three members, and the Speaker of the Senate appoint two, to act in conjunction, to visit the penitentiaries of the State of Ohio and the State of Indiana, and other prisons, if they shall deem it necessary, and report to the General Assembly the results of the systems they are now working under.

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

On motion of Mr. H. C. Baker—
1. A bill for the benefit of Wed Bradshaw, a colored pauper idiot of Adair county.

On motion of same—

On motion of Mr. Thomas M. Miller—
3. A bill for the benefit of Leonard Cashmon, of Breckinridge county.

On motion of Mr. Morrow—
4. A bill repealing the court of common pleas in Caldwell county.

On motion of Mr. Parker—
5. A bill for the benefit of G. W. Williams, of Christian county.

On motion of Mr. Hunter—
6. A bill for the benefit of David Wheeler, of Clinton county.

On motion of Mr. Prall—
7. A bill to amend an act, entitled "An act for the protection of livery stable-keepers in this Commonwealth," approved January 31, 1871, so far as the same applies to Fayette county.

On motion of Mr. Lewis—
8. A bill to suppress the sale of intoxicating drinks within two miles of the town of Osceola, in Green county.

On motion of Mr. Gresham—
9. A bill to amend an act, entitled "An act to establish tram-tracks or railways to navigable streams and railroads in Rockcastle county."

On motion of Mr. Webb—
10. A bill to legalize the official acts of the assessor and surveyor of Livingston county as deputies of the Livingston county court clerk, and to authorize them to act as deputies for the Livingston county clerk.
On motion of same—
11. A bill for the benefit of W. R. Stringer, of Livingston county.

On motion of Mr. Marrett—
12. A bill to allow the city of Louisville to issue and sell her bonds for sewerage purposes.

On motion of same—
13. A bill fixing the fees of the inspector of scales, weights, and measures in the city of Louisville and county of Jefferson.

On motion of same—
14. A bill to repeal section 123 of an act, entitled "An act to create a new charter for the city of Louisville."

On motion of same—
15. A bill to repeal all acts amending section 88 of the Louisville city charter.

On motion of Mr. Kearny—
16. A bill to amend an act, entitled "An act to charter the Louisville and Taylorsville Turnpike Company."

On motion of Mr. R. A. Jones—
17. A bill to amend the Code of Practice in civil cases by dispensing with cross-petitions in certain cases.

On motion of same—
18. A bill to amend section 1, article 2, of the General Statutes, title "Fraudulent Conveyances," chapter 44.

On motion of same—
19. A bill for the benefit of C. S. Mergill.

On motion of same—
20. A bill to establish a special partnership law for the State of Kentucky.

On motion of Mr. Speaker McCrea—
21. A bill for the benefit of the present lessees of the Idee Hotel.

On motion of Mr. Bidwell—
22. A bill to provide for the more speedy and effectual collection of taxes in the city of Paducah.

On motion of Mr. D. H. Baker—
23. A bill to extend the corporate limits of the town of Greenville, in Muhlenburg county.

On motion of Mr. Threlkeld—
24. A bill for the benefit of school districts Nos. 7 and 46, in Owen county.
On motion of same—
25. A bill for the benefit of school district No. 96, in Owen county.
On motion of same—
26. A bill to reincorporate the town of Monterey, in Owen county.
On motion of Mr. Henton—
27. A bill for the better protection of the farmers of Shelby county against the depredation of irresponsible sportsmen.
On motion of same—
28. A bill to change the time of holding the September term of the Shelby county quarterly court.
On motion of Mr. Finn—
29. A bill to legalize an election for directors of the Franklin Female College, held in the town of Franklin on the 1st of December, 1873, and to amend the charter of said Female College.
On motion of Mr. Riddle—
30. A bill for the benefit of H. H. Morton, of Caseyville, and W. F. Berry, of Uniontown.
On motion of Mr. D. W. Wright—
31. A bill for the benefit of the jailer of Warren county.
On motion of same—
32. A bill to amend the charter of the city of Bowling Green.
On motion of Mr. Nunan—
33. A bill empowering the county court of Washington county to levy an additional tax for county purposes.
On motion of same—
34. A bill to amend the charter of the Springfield and Bloomfield Turnpike Road Company.
On motion of Mr. Humphrey—
35. A bill for the benefit of E. M. Springfield, late sheriff of Webster county.
On motion of Mr. Conlee—
36. A bill for the benefit of Charles N. Hoskins, sheriff of Powell county.
On motion of Mr. Clay—
37. A bill for the benefit of Thomas E. Moore, sheriff of Bourbon county.
On motion of same—
38. A bill to amend an act, entitled “An act for the benefit of the Bourbon County Agricultural Society.”
On motion of same—
39. A bill for the protection and preservation of game and fish in Bourbon county.

On motion of same—
40. A bill to amend the charter of North Middletown, Bourbon county.

On motion of Mr. Frederick—
41. A bill prohibiting the collection of tolls by turnpike companies from persons going to and from the mills, post-offices, etc.

On motion of Mr. Brandon—
42. A bill for levying a tax for general road purposes in Grayson county.

On motion of Mr. Badger—
43. A bill to amend the mechanics lien law of the State.

On motion of same—
44. A bill to amend the law relating to billiard saloons.

On motion of Mr. Frederick—
45. A bill for the benefit of the administrator of T. Jack Conn, late clerk of the Jefferson county court.

Ordered, That the Committee on Claims prepare and bring in the 1st, 2d, 5th, 6th, 11th, 31st, and 35th; the Committee on Propositions and Grievances the 3d and 13th; the Committee on County Courts the 4th, 10th, 28th, 30th, 33d, 42d, and 45th; the Committee on the Judiciary the 7th and 43d; the Committee on Moral and Religious Institutions the 8th; the Committee on Railroads the 9th; the Committee on Corporate Institutions the 12th, 14th, 15th, 18th, 23d, 26th, 32d, 34th, 40th, and 41st; the Committee on Codes of Practice the 17th; the Committee on the General Statutes the 18th, 20th, 21st, and 44th; the Committee on Public Offices the 19th; the Committee on Ways and Means the 22d, 36th, and 37th; the Committee on Education the 24th, 25th, and 29th; and the Committee on Agriculture and Manufactures the 27th, 38th, and 39th.

And then the House adjourned.
The following petitions and remonstrance were presented, viz:

By Mr. Preston—
1. The memorial of R. T. P. Allen, offering to sell to the State the property of the institute over which he presides, in case the General Assembly shall desire to purchase the same for the location of the Agricultural College.

By Mr. Prall—
2. The remonstrance of the curators of Kentucky University against the proposed changes in the charter of said University, and against the severance of the Agricultural College therefrom.

By Mr. Gresham—
3. The petition of certain citizens of Rockcastle county, praying the passage of an act to authorize Newton Whitehead to celebrate the rites of matrimony in said county.

By Mr. Cottingham—
4. The petition of citizens of Tillotson's district, in Henderson county, praying the passage of an act to regulate, in the manner prescribed therein, the road law in said district.

By same—
5. The petition of certain citizens of Henderson county, praying the passage of an act compelling the persons through whose lands the creeks of said county run to clean out the same, and to prevent their obstruction.

By Mr. Browning—
6. The petition of certain citizens of Whitley county, praying the repeal of chapter 102 of the General Statutes, so far as said county is concerned.

By Mr. Sellers—
7. The petition of the Disciples of Christ worshiping at Bethel, Antioch, and Fairview, in Garrard county, praying for certain amendments to the charter of Kentucky University.

By Mr. Bidwell—
8. The petition of same worshiping at Paducah, in McCracken county, praying for the same object.

24-a. r.
By Mr. Stout—
9. The petition of same worshiping at Union Church and Pleasant Valley, in Daviess county, praying for the same object.

By Mr. D. W. Wright—
10. The petition of same worshiping at Pen's Chapel, in Warren county, praying for the same object.

By Mr. Strickler—
11. The petition of same worshiping at Glendale and White Mills, in Hardin county, praying for the same object.

By Mr. Chandler—
12. The petition of same worshiping at Christian Union, Morton's Gap, and Bethlehem, in Hopkins county, praying for the same object.

By Mr. Williams—
13. The petition of the citizens of Clark county, irrespective of sectarian views, embracing some who belong to all the different sects, and to no church at all; and of the churches at Winchester, Antioch, and Forest Grove, in Clark county, praying for the same object.

By Mr. Campbell—
14. The petition of the congregation worshiping at Mount Carmel, in Fleming county, praying for the same object.

By Mr. Reed—
15. The petition of same worshiping at Grapevine, in Mercer county, praying for the same object.

By Mr. Montgomery—
16. The petition of same worshiping at Crab Orchard, in Lincoln county, praying for the same object.

By Mr. Herd—
17. The petition of same worshiping at Booneville, in Owsley county, praying for the same object.

By Mr. Preston—
18. The petition of same worshiping at Carrollton, in Carroll county, praying for the same object.

By Mr. May—
19. The petition of same worshiping at Salem, in Bullitt county, praying for the same object.

By Mr. Craig—
20. The petition of same worshiping at Dry Run, in Scott county, praying for the same object.
Which were received, the reading dispensed with, and referred—the 1st, 2d, 7th, 8th, 9th, 10th, 11th, 12th, 13th, 14th, 15th, 16th, 17th, 18th, 19th, and 20th—to the Committee on the Judiciary; the 3d, 4th, and 5th to the Committee on County Courts; and the 6th to the Committee on the General Statutes.

Petitions from citizens of the several places named below, praying the passage of a suitable registration law, were presented, viz:

By Mr. Chilton, from Henry county.
By Mr. Montgomery, from Lincoln county.
By Mr. Frederick, from Jefferson county, and from New Haven.
By Mr. Corbett, from Ballard county.
By Mr. Threlkeld, from Owen county.
By Mr. Bidwell, from McCracken, Graves, and Livingston counties.
By Mr. McKinney, from Trigg county.
By Mr. Parker, from Christian county.
By Mr. Jenkins, from Oldham county.
By Mr. Craddock, from Hart county.
By Mr. Craig, from Scott county.
By Mr. J. M. Wright, from the city of Louisville.
By Mr. Hazelip, from Butler county.
By Mr. Watson, from Graves county.
By Mr. Preston, from Trimble county.
By Mr. Prall, from Fayette county.
By Mr. McFerran, from Boyle county.
By Mr. Allen, from Meade county.
By Mr. Beckham, from Nelson county.
By Mr. Wolf, from Kenton county.
By Mr. Walker, from Fulton county.
By Mr. Morrow, from Lyon and Caldwell counties.
By Mr. Williams, from Clark and Montgomery counties.
By Mr. Strickler, from Hardin county.
By Mr. Lewis, from Green county.
By Mr. May, from Bullitt county.
By Mr. Browning, from Mason county.
By Mr. Allen Jones, from Pulaski county.
By Mr. Riddle, from Union county.
By Mr. Harvey, from Metcalfe county.
By Mr. D. H. Baker, from Muhlenburg county.
By Mr. J. M. Wright, from Bracken and Jessamine counties.
Which were received, the reading dispensed with, and referred to the Committee on the Judiciary.

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

1. An act to amend the charter of the Methodist Episcopal Church, South, Widows and Orphans' Home.
2. An act for the benefit of Christian county.
3. An act to amend an act, entitled "An act to charter the Central Savings Bank of the city of Louisville."
4. An act to amend the charter of the city of Covington.

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

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

Ordered, That they be referred—the 1st and 4th to the Committee on Corporate Institutions; the 2d to the Committee on Circuit Courts; and the 3d to the Committee on Banks.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined an enrolled bill, which originated in this House, entitled

An act for the benefit of the litigants in the Fayette circuit court.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

Mr. Prall moved the following resolution, viz:

Resolved, That the Committee on Education be instructed to prepare and bring in a bill so amending the common school laws, and so increasing the school fund, that while the schools for the education of the white and colored children shall be separate from each other, and the present provision for the education of white children shall not be diminished, there shall, nevertheless, be an equal participation in the benefits of the school fund by all the children in the Commonwealth, within the prescribed ages, without distinction of race, color, or previous condition.

Mr. Williams moved to refer said resolution to the Committee on Education.

And the question being taken on the motion of Mr. Williams, it was decided in the affirmative.

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

Those who voted in the affirmative, were—

Mr. Duvall moved the following resolution, viz:

Resolved, That the Committee on the Judiciary be requested to bring in a bill to provide for the return of convicts to the counties from which they were convicted after they have served out their time and sentence in the Penitentiary.

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

Mr. Wolf moved the following resolution, viz:

Resolved, That a committee, consisting of five, be appointed by the Speaker, to inquire into and report to this House the expediency of constructing a State's prison at Covington, Kenton county, with a view of dividing the convicts of this Commonwealth.

Mr. Graves proposed the following as a substitute for said resolution, viz:

Resolved, That the Committee on the Penitentiary be directed to
inquire and report the expediency of branching the Penitentiary, and of locating the same south of the Kentucky river.

The consideration of said resolution and proposed substitute was cut off by the arrival of the hour for taking up the orders of the day.

The House then took up the joint resolution heretofore offered by Mr. Beckham, entitled

Resolution concerning the aid of the Federal Government to the Geological Survey.

Said resolution being again read, was unanimously adopted.

The House also took up the joint resolution from the Senate, entitled

Resolution directing the firing of a national salute on the 8th day of January and 22d February, 1874.

Said resolution reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Quarter-Master General is hereby directed to cause to be fired a national salute on the 8th day of January, 1874; and also on the 22d day of February, 1874, in commemoration of the battle of New Orleans and the birth-day of George Washington.

Resolved, That the Auditor be directed to draw his warrant on the Treasurer for the cost of the same.

Mr. R. A. Jones moved to strike out the figures "22," in the first resolution, and insert in lieu thereof the figures "23."

And the question being taken on the amendment proposed by Mr. Jones, it was decided in the negative.

Mr. Martin moved the following amendment to said resolution, viz:

Add thereto: "Resolved, That the Sergeant-at-Arms be required to hoist the national flag over the Capital dome simultaneous with the firing of the national salute in January, 1874; and that he be required to hoist said flag at 9½ o'clock, A. M., each day this General Assembly remains in session."

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

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

Those who voted in the affirmative, were—

Edward Badger, W. Godfrey Hunter, Joshua D. Powers,
D. H. Baker, Bart. W. Jenkins, John A. Prall,
W. N. Beckham, Allen Jones, John Preston,
Pat. Campion, John Watts Kearny, Geo. W. Riddle,
Isaac N. Cardwell, M. W. LaRue, C. C. Scales,
S. E. G. Cole, A. S. Lewis, Wm. Sellers,
Resolved, That the Auditor be directed to draw his warrant on the Treasury for the purchase of the flag.

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

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

Those who voted in the affirmative, were—

Those who voted in the negative, were:


The question being on the adoption of the Senate’s resolution, as amended, Mr. Henton called for a division thereof.

The question was then taken first on the original Senate resolution, and the same was adopted.

The question was then taken on so much of the first amendment proposed by Mr. Martin as is included in these words: “Resolved, That the Sergeant-at-Arms be required to hoist the national flag over the Capitol dome simultaneous with the firing of the national salute in January, 1874,” and the same was adopted.

The question was then taken on the remainder of the amendment proposed by Mr. Martin, and it was decided in the affirmative.

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—

Wm. A. Allen, H. C. Baker, Ulysses Garred, Addison Gibson, Robertson Payton, Thomas H. Reed.
H. S. Chilton,
C. M. Clay, jr.,
Henderson Conlee,
Isham Cottingham,
Newton Craig,
B. F. Duvall,
John Fible,
Richard P. Finn,
W. H. Frederick.

On motion of Mr. Martin,
Ordered, That a committee, consisting of Messrs. Martin, Neal, and Payton, be appointed to inform the Senate that this House had concurred in said resolution amended as aforesaid.

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

On motion of Mr. Corbett—
1. A bill to amend the road laws of this Commonwealth.

On motion of Mr. Young—

On motion of Mr. Stone—
3. A bill to amend section 5, article 35, of chapter 29, of the General Statutes, entitled “Crimes and Punishments.”

On motion of same—
4. A bill to amend section 11, article 27, of chapter 29, of the General Statutes, entitled “Crimes and Punishments.”

On motion of same—
5. A bill to authorize the presiding judge of the Bath county court to sue for the railroad and other taxes due said county.

On motion of same—
6. A bill to regulate the size of rock used in building and repairing turnpikes in this Commonwealth.

On motion of Mr. Peyton—
7. A bill to increase the jurisdiction of justices of the peace in Casey and Russell counties.

On motion of Mr. Parker—
8. A bill to repeal sections 1, 2, 3, and 4, of article 2, chapter 102, General Statutes, title “Small-pox.”
On motion of Mr. Hunter—
9. A bill to legalize an order of the November court of claims of Clinton county.

On motion of same—
10. A bill for the benefit of the town of Albany, Clinton county.

On motion of same—
11. A bill for the benefit of A. Graham, of Clinton county.

On motion of same—
12. A bill to create a uniform system of common schools for the education of the colored children of this Commonwealth.

On motion of Mr. R. W. Wilson—
13. A bill to repeal an act amending an act chartering the town of Marion, in Crittenden county.

On motion of Mr. Mayo—
14. A bill to amend an act, entitled "An act to regulate the taking up of property found adrift upon certain rivers in this Commonwealth."

On motion of Mr. Duvall—
15. A bill to return convicts to the counties from which they came after having served out their term of sentence in the Penitentiary.

On motion of Mr. Sellers—
16. A bill to amend section 5, article 5, chapter 28, of the General Statutes.

On motion of same—
17. A bill in relation to surveyors of public roads in Garrard county.

On motion of same—
18. A bill to give the Garrard county court the right to sell the poor-house property.

On motion of Mr. Watson—
19. A bill to amend an act, entitled "An act to incorporate the town of Fulton, in Fulton county."

On motion of Mr. Powers—
20. A bill for the benefit of school district No. 27, in Hancock county.

On motion of Mr. Ward—

On motion of same—
22. A bill to amend chapter 4, title 5, of the Criminal Code of Practice, entitled "Forfeiture of Bail."
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On motion of same—
23. A bill to amend section 2, article 18, chapter 28, of the General Statutes.

On motion of same—

On motion of same—
25. A bill to amend an act, entitled "An act for the benefit of the Cynthiana and Connersville Turnpike Road Company."

On motion of same—
26. A bill to amend an act, entitled "An act for the benefit of the Cynthiana, Paddy's Run, and Laer's Station Turnpike Road Company."

On motion of Mr. Cottingham—
27. A bill for the benefit of the gunsmiths of Henderson county.

On motion of Mr. Walker—
28. A bill to protect mortgagors of personal property in their liens retained in said mortgages, with a penalty for violations of the same.

On motion of same—
29. A bill to prohibit the sale of spirituous, vinous, and malt liquors in Fulton county.

On motion of Mr. Scales—
30. A bill to enact sundry amendments to the charter of the city of Covington.

On motion of Mr. Hermes—
31. A bill for the benefit of Building and Savings Associations in this Commonwealth.

Ordered, That the Committee on the General Statutes prepare and bring in the 1st, 3d, 4th, 6th, 7th, 8th, 14th, 23d, 24th, and 31st; the Committee on the Penitentiary the 2d; the Committee on County Courts the 5th, 9th, 10th, 13th, 17th, 18th, and 27th; the Committee on Claims the 11th; the Committee on Education the 12th and 20th; the Committee on the Judiciary the 15th, 25th, 26th, 28th, and 30th; the Committee on Circuit Courts the 16th; the Committee on Corporate Institutions the 19th; the Committee on Codes of Practice the 21st and 22d; and the Committee on Moral and Religious Institutions the 29th.

Mr. Prall moved that leave of absence, indefinitely, be granted to Mr. Brown, of Jessamine.

Pending discussion on said motion, on motion of Mr. Jones, the House adjourned.
THURSDAY, JANUARY 8, 1874.

The following petitions were presented, viz:

By Mr. Parker—

1. The petition of citizens of Christian county, praying the passage of a suitable registration law.

By Mr. Hannah—

2. The petition of the Disciples of Christ, commonly called Christians, worshiping at Grassy Creek and West Liberty, in Morgan county, praying for certain amendments to the charter of Kentucky University.

By Mr. Blakey—

3. The petition of citizens of Logan county, praying the passage of an act to regulate the sale of intoxicating liquors in this Commonwealth, as set out in said petition.

By Mr. Turner—

4. The petition of citizens of Harlan county, praying the passage of an act to legalize the sale of spirituous liquors on the premises of Joseph Nolen, by Joseph Nolen and Benjamin F. Nolen.

By Mr. Hunter—

5. The petition of citizens of Clinton county, praying to be exempt from the requirements of article 2, chapter 102, of the General Statutes, title "Vaccination."

By Mr. Strickler—

6. The petition of citizens of Upton, in Hardin county, praying for certain amendments to the charter of said town.

By Mr. Beckham—

7. The petition of citizens of Nelson county living south of Bardstown, praying that the toll-gate on the Bardstown and Green River Turnpike, near New Haven, shall not be removed.

By Mr. Henton—

8. The petition of citizens of Clayville, in Shelby county, praying the passage of an act so to amend the charter of said town as to empower the trustees of said town to grant and revoke licenses to hotels, bar-rooms, tippling-houses, billiard-saloons, and bowling-alleys.
By Mr. Gresham—
9. The petition of certain citizens of Rockcastle county, praying the passage of an act to repeal an act authorizing the sale of the seminary property in Mt. Vernon.

By Mr. R. W. Wilson—
10. The petition of citizens of the town of Marion, Crittenden county, praying for the repeal of an act passed 29th March, 1873, entitled “An act to amend the charter of the town of Marion, in Crittenden county.”

Which were received, the reading dispensed with, and referred—the 1st and 2d to the Committee on the Judiciary; the 3d, 4th, and 8th to the Committee on Moral and Religious Institutions; the 5th to the Committee on the General Statutes; the 6th to the Committee on Corporate Institutions; the 7th to the Committee on Propositions and Grievances; and the 9th and 10th to the Committee on County Courts.

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

1. An act for the benefit of W. H. Hamilton.
2. An act for the benefit of F. K. Beaven, sheriff of Marion county, and his securities.
3. An act for the benefit of Simon Humphrey, late sheriff of Nelson county, and his securities.
4. An act for the benefit of C. G. Ragan, late sheriff of Montgomery county, and his securities.

And that they had passed bills of the following titles, viz:

1. An act to amend section 8 of chapter 30, General Statutes.
2. An act to repeal so much of the act, entitled “An act concerning the various charitable institutions in this Commonwealth,” passed and approved April 21, 1873, as converts the Institution for the Education and Training of Feeble-minded Children into an Asylum for the insane.

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

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with.

Ordered, That they be referred—the 1st to the Committee on the General Statutes, and the 2d to the Committee on Charitable Institutions.
Mr. Thos. M. Miller, from the Committee on Enrollments, reported
that the committee had examined an enrolled bill, which originated
in the Senate, entitled
An act to amend section 77, article 1, chapter 2, of the Civil
Code of Practice,
And had found the same truly enrolled.
Whereupon the Speaker affixed his signature thereto.
Ordered, That Mr. Thos. M. Miller inform the Senate thereof.
Mr. Jenkins, from the Committee on Propositions and Grievances,
who were directed to prepare and bring in the same, reported a bill,
entitled
A bill for the benefit of George Carter, committee for J. B. Salter, a
lunatic of Lawrence county.
Which bill was read the first time as follows, viz:
§ 1. Be it enacted by the General Assembly of the Commonwealth of Ken-
tucky, That the Auditor of Public Accounts be, and he is hereby, di-
rected to draw his warrant upon the Treasurer in favor of George
Carter, committee for J. B. Salter, a lunatic of Lawrence county, for
the sum of two hundred dollars, being the amount due said Carter as
aforesaid up to and including the 22d day of November, 1873.
§ 2. This act to take effect from its passage.
Ordered, That said bill be read a second time.
The rule of the House and constitutional provision as to the second
reading of said bill being dispensed with,
Ordered, That said bill be engrossed and read a third time.
The rule of the House and constitutional provision as to the third
reading of said bill being dispensed with, and the same being en-
grossed,
The question was then taken on the passage of said bill, and it was
decided in the affirmative.
The yeas and nays being taken thereon in pursuance to a provision
of the Constitution, were as follows, viz:
Those who voted in the affirmative, were—
Mr. Speaker (McCreary) E. A. Graves, Thos. J. Morrow,
Wm. A. Allen, R. P. Gresham, Wm. Neal,
W. W. Ayers, Nelson Hamilton, Mat. Nusan,
Edward Badger, James W. Hannah, O. S. Parker,
D. H. Baker, C. C. Harvey, Robertson Payton,
H. C. Baker, Wm. L. Hazelp, Joshua D. Powers,
B. G. Bidwell, Thos. W. Henton, John A. Pratt,
Church H. Blakey, Samuel C. Humphrey, John Preston,
R. W. Brandon, W. Godfrey Hunter, Thomas H. Reed,
W. W. Browning, John S. Herd, Geo. W. Riddle,
Resolved. That the title of said bill be as aforesaid.

Mr. McFerran, from the Committee on Claims, who were directed to prepare and bring in the same, reported a bill, entitled A bill for the benefit of John H. Bush, of Hardin county.

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

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Auditor be, and he is hereby, directed to issue his warrant on the Treasurer in favor of Jno. H. Bush, of Hardin county, for the sum of $105 94, for keeping and providing for said lunatic from the 3d day of April, 1872, to 14th October, 1873.

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

Ordered, That said bill be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with, it was engrossed, and it was ordered, That said bill be engrossed and read a third time.

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

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

The yeas and nays being taken thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (M'Cready) Ulysses Garret, W. A. Morris,
Wm. A. Allen, Addison Gibson, Wm. Neal,
Resolved, That the title of said bill be as aforesaid.

Mr. Powers, from the Committee on Claims, to whom was referred a bill from the Senate, entitled
An act for the benefit of R. W. Williams, jailer of Christian county.
Reported the same without amendment.

Ordered, That said bill be read a third time.

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

The question was then taken on the passage of said bill, and it was decided in the negative.
And so said bill was disagreed to.

Mr. Powers, from the same committee, to whom was referred a bill from the Senate, entitled
An act for the payment of the traveling expenses of certain pauper children in this Commonwealth,
Reported the same without amendment.

On motion of Mr. Blakey, said bill was recommitted to the Committee on Charitable Institutions.
Mr. Powers, from the same committee, who were directed to prepare and bring in the same, reported a bill, entitled
A bill for the benefit of A. Mitchell.

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

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

On motion of Mr. Scales, said bill was recommitted to the same committee.

Bills were reported by the several committees, who were directed to prepare and bring in the same, of the following titles, viz:

By Mr. Jenkins, from the Committee on Propositions and Grievances—
A bill allowing netting for fish in Sinking creek, in Breckinridge county.

By same—
A bill for the benefit of the town marshal of New Liberty, county of Owen.

By Mr. McFerran, from the Committee on Claims—
A bill providing for the payment of money to Eliza A. Taylor, of Owen county.

By same—
A bill for the benefit of David Wheeler, of Clinton county.

By same—
A bill for the benefit of Robert Wheat, a colored pauper idiot of Adair county.

By same—
A bill for the benefit of Ned Bradshaw, a colored pauper idiot of Adair county.

By Mr. J. M. Wright, from the Committee on the Judiciary—
A bill to amend the charter of the city of Newport, in Campbell county.

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

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

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

The rule of the House and constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Powers, from the Committee on Claims, to whom was referred a bill from the Senate, entitled
An act for the benefit of John Allen, of the city of Louisville, Reported the same without amendment.

Ordered, That said bill be read a third time.
The rule of the House and constitutional provision as to the third reading of said bill being dispensed with,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.

And then the House adjourned.

FRIDAY, JANUARY 9, 1874.

The following petitions and remonstrances were presented, viz:

By Mr. Turner—
1. The petition of the county judge and officers of the county court of Harlan county, praying the passage of an act to pay certain guard claims.

By Mr. Morrow—
2. The petition of citizens of Fredonia district, in the county of Caldwell, praying the passage of an act to prohibit the sale of spirituous or malt liquors in said district.

By Mr. Prall—
3. The petition of citizens of Fayette county, on the subject of the sale of liquor within one mile of East Hickman Church.

By Mr. Meador—
4. The petition of citizens of McLean county, praying the passage of an act to allow John Patterson to retail ardent spirits and malt liquors at his saloon in said county.

By Mr. Davis—
5. The petition of the Disciples of Christ worshiping at Catlette-
burg, in Boyd county, praying for certain amendments to the charter of Kentucky University.

By Mr. Nunan—

6. The petition of same worshiping at Glenn's creek, in Washington county, praying for the same object.

By Mr. Sellers—

7. The petition of same worshiping at Lancaster, in Garrard county, praying for the same object.

By Mr. Prall—

8. The petition of same worshiping at Union and Macedonia, in Fayette county, praying for the same object.

By Mr. Gibson—

9. The petition of same worshiping at Corinth and Pleasant Hill, in Scott county, and Antioch, in Grant county, praying for the same object.

By Mr. Riddle—

10. The petition of same worshiping at Caseyville, in Union county, praying for the same object.

By Mr. Blackburn—

11. The petition of same worshiping at Versailles, in Woodford county, praying for the same object.

By Mr. Duvall—

12. The petition of same worshiping at Frankfort, in Franklin county, praying for the same object.

By Mr. Threlkeld—

13. The petition of same worshiping at Elbethel and Bethany, in Owen county, praying for the same object.

By Mr. Stone—

14. The petition of same worshiping at White Oak, in Menifee county, praying for the same object.

By Mr. Meador—

15. The petition of same worshiping at Mt. Zion and Ebenezer, in McLean county, praying for the same object.

By Mr. Prall—

16. The remonstrance of certain citizens of Lexington and Fayette county, protesting against the passage of certain proposed amendments to the charter of Kentucky University.

17. Remonstrances from citizens and tax-payers of the city of Louisville, praying that the city of Louisville and county of Jefferson may be exempted from the provisions and operation of the proposed
law now pending before this General Assembly, entitled "An act to prohibit the sale of spirituous, vinous, and malt liquors, or the mixture of either, in the State of Kentucky," were presented by Messrs. R. A. Jones, J. M. Wright, LaRue, Jenkins, Marrett, and Campion.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on Claims; the 2d, 3d, 4th, and 17th to the Committee on Moral and Religious Institutions; and the 5th, 6th, 7th, 8th, 9th, 10th, 11th, 12th, 13th, 14th, 15th, and 16th to the Committee on the Judiciary.

A message was received from the Senate, announcing that they had refused to concur in the amendments proposed by this House to resolutions which originated in the Senate, entitled

Resolution directing the firing of a national salute on the 8th day of January and 22d February, 1874.

That they had adopted a joint resolution, entitled

Resolution directing the reinterment of the remains of Christopher Greenup and George Madison, and the erection of a monument over their graves.

That they had disagreed to a bill, which originated in this House, entitled

An act for the benefit of E. D. Kennedy, clerk of the Garrard circuit court.

That they had passed a bill, which originated in this House, entitled

An act to amend the charter of the city of Newport, in Campbell county.

And that they had passed bills of the following titles, viz:

1. An act to amend chapter No. 75 of the General Statutes, entitled "Master Commissioners, Receivers, and other Commissioners in Equity."

2. An act to extend and re-enact an act, entitled "An act for the benefit of late clerks, sheriffs, late jailers, and other civil officers of this Commonwealth having uncollected fee bills."

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

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

Ordered, That they be referred to the Committee on the Judiciary.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported
that the committee had examined enrolled bills, which originated in this House, of the following titles, viz:

An act for the benefit of Simon Humphrey, late sheriff of Nelson county, and sureties;

An act for the benefit of W. H. Hamilton;

An act for the benefit of C. G. Ragan, late sheriff of Montgomery county, and his securities;

An act for the benefit of F. K. Beaven, sheriff of Marion county, and his securities;

An act to amend the charter of the city of Newport, in Campbell county;

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thomas M. Miller inform the Senate thereof.

Mr. Hermes rose to a privileged question, and caused to be read at the Clerk's table an article from "The Good Templars' Advocate," of date of 8th January, 1874, and after commenting thereon, the following resolution was offered by Mr. LaRue, viz:

Resolved, That the article just read is a slander upon the gentleman from Covington, Mr. Hermes, and an insult to the members of this House, and the author a slanderer of a worthy man and our colleague; and that the author be debarred the floor of the House during this session of the Legislature.

Mr. Bidwell moved the following amendment to said resolution, by adding thereto the following, viz:

Resolved, That the editors of the paper in which said slanderous article was published be excluded from this Hall during its present session.

Mr. Graves then moved to lay said resolution and proposed amendment on the table.

And the question being taken on the motion of Mr. Graves, it was decided in the negative.

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

Those who voted in the affirmative, were—
E. A. Graves, James W. Hannah—2.

Those who voted in the negative, were—
Mr. Speaker (McCreary) C. C. Harvey, Mat. Nunan,
Wm. A. Allen, Wm. L. Hazelip, Robertson Payton,
W. W. Ayers, Thos. W. Heatton, Joshua D. Powers,
B. C. Baker, John S. Herd, John A. Prall,
Mr. Blakey then proposed the following amendment by way of substitute for the resolution and amendment offered by Mr. Bidwell, viz:

Resolved, That the personal explanation made by Hon. Joseph Hermes, of the city of Covington, in reply to a slanderous attack made upon him in the columns of "The Good Templars' Advocate," is entirely satisfactory to the members of this House.

The question was then taken on the substitute proposed by Mr. Blakey, and it was decided in the affirmative.

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

Those who voted in the affirmative, were—

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<td>Isham Cottingham</td>
<td>James M. McArthur</td>
<td>C. W. Threlkeld</td>
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<td>Richard D. Davis</td>
<td>James W. Meador</td>
<td>James D. Watson</td>
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Those who voted in the negative, were—

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

STATE OF KENTUCKY, EXECUTIVE OFFICE, FRANKFORT, January 9th, 1874.

Gentlemen of the Senate and House of Representatives:

I herewith respectfully transmit to you a memorial addressed to the Governor and General Assembly of the Commonwealth of Kentucky, by a committee representing the Blue Grass Temperance Convention and the Grand Lodge of Good Templars, submitting the draft of a law for regulating the license and sale of intoxicating drinks and liquors, with the signatures of over one hundred and forty-seven thousand citizens, praying for its passage.

Whilst I do not feel prepared to recommend the enactment of the accompanying bill into a law, with its precise terms and provisions as proposed by the petitioners, I heartily concur with them as to the necessity of a more stringent legislation on the subject. I am gratified that our attention has been so impressively called to it, and to know that so large a number of our most respectable fellow-citizens have earnestly enlisted in the cause of a moral reform, the successful accomplishment of which cannot fail to signalize promote the virtue, health, and happiness of the people. It cannot be doubted that the State, in its guardianship of the public morals and the exercise of its sovereign police power, is fully competent to regulate, restrict, or entirely forbid to the citizen the pursuit of any trade or avocation which tends to produce disorder, debauchery, vice, or crime. It seems equally clear to me, that, when an evil notoriously hurtful to the best interests of society exists, and the remedy for it, in whole or in part, is lodged exclusively in the hands of the Legislature, the exercise of its power in the case becomes an imperative duty. That the intemperate use of intoxicating drinks is such an evil, is unhappily too evident. Every hospital and infirmary in the land, every work-house, jail, and penitentiary, is an accusing witness of the evil it has wrought. In a careful examination of forty-two hundred and fifty-nine petitions filed in this office since 1st January, 1870, asking Executive clemency, it has been found that three thousand one hundred and six of that number charge their troubles upon the use of intoxicating liquors. And this statement but adds another fact to the great array...
of testimony to the like purport already before the public. What citizen, indeed, might not be summoned to testify of the baleful effects of intemperance? For rarely can one be found so fortunate upon whose life it has cast no shadow, who has not suffered grief or shame, wrong or loss, from its malignant influence!

When we consider the thousands of destitute widows and beggared orphans it has made; the fearful catalogue of wrongs and crimes for which it is responsible; the ignorance, squalid poverty, disease, and brutality of life and manners which follow in its train; the injury it has done to the public service; the corruption, riot, and violence with which it has so often disgraced our elections and public meetings; when, added to this, we contemplate the terrible sufferings and doom of the poor inebriate himself—his loss of all that can constitute the happiness of life, the wreck of all true manhood, the final mania and scorpion lash of despairing remorse, by which he is driven to suicide and into the blackness of darkness forever—and know that among these wretched victims have been some of the noblest hearts and loftiest intellects that could adorn society or lead the councils of a nation; when we look upon such a picture and feel, as we must, that, dark as it is, it is but a faint delineation of the evils of intemperance, can we hesitate to give every aid that just and proper legislation can contribute for its suppression?

The petitioners, believing that their humane and laudable efforts for the suppression of this vice are constantly thwarted and rendered almost hopeless by the too great license and impunity granted by law to the traffic in intoxicating liquors, ask for the enactment of a statute which shall impose upon the vender a greater responsibility, and afford a more efficient protection against the arts and allurements by which, in the hands of the unscrupulous trafficker, youth is corrupted and families made to mourn.

I refer the whole subject to your earnest and careful deliberation, in the confident hope that you will devise suitable measures to meet the prayer of the petition—measures so wise and just as to command the approval of all good men, and the enforcement of which will be secured by the hearty support of a courageous public sentiment.

P. H. LESLIE.

On motion of Mr. J. M. Wright,
Ordered, That the usual number of copies of said message be printed, and that the same, together with the documents accompanying it, be referred to the Committee on the Judiciary.
The hour of 10½ o'clock, A. M., having arrived, the House, according to order, took up and resumed the consideration of a bill, entitled
A bill to prohibit the sale of spirituous, vinous, or malt liquors on election days and on Sabbath days in this Commonwealth.
Mr. J. M. Wright moved to recommit said bill to the Committee on the Judiciary.
And the question being taken on the motion of Mr. J. M. Wright, it was decided in the negative.
The yeas and nays being required thereon by Messrs. Graves and J. M. Wright, were as follows, viz:

Those who voted in the affirmative, were—


Bart. W. Jenkins, John Watts Kearny, M. W. LaRue, F. M. Lowe, A. H. Marrett, Samuel Martin, W. H. May, James M. McArthur,

Those who voted in the negative, were—


Mr. Jenkins moved an amendment to said bill.
Mr. Stone then moved an amendment as a substitute for said bill and proposed amendment.
Mr. Wright moved an amendment to the substitute proposed by Mr. Stone.

Mr. Thomas moved to print said bill and proposed amendments, and to postpone the further consideration of the same until the 12th inst., at 10½ o'clock, A. M.

Mr. Jenkins moved to amend the motion of Mr. Thomas by striking from same the figures “12,” and inserting in lieu thereof the figures “24.”

And the question being taken on the motion of Mr. Jenkins, it was decided in the negative.

By consent of the House, the motion of Mr. Thomas was withdrawn.

Mr. Jenkins then moved to print said bill and proposed amendments, and postpone the consideration thereof, and make the same the special order of the day for the 13th inst., at 10½ o'clock.

And the question being taken on said motion, it was decided in the negative.

The yeas and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary)                John S. Herd,
Edward Badger,                         Joseph Hermes,
H. C. Baker,                           Samuel C. Humphrey,
W. N. Beckham,                         W. Godfrey Hunter,
J. C. S. Blackburn,                    Bart W. Jenkins,
Pat. Campion,                          R. A. Jones,
Isa. N. Cardwell,                      John Watts Kearny,
H. S. Chilton,                         M. W. LaRue,
John Fible,                           F. M. Lowe,
W. H. Frederick,                       A. H. Marrett,
R. P. Gresham,                        W. H. May,
Jas. W. Hannah,                        James M. McArthur,
C. C. Harvey,                         J. B. McFerran,
Wm. L. Hazellip,                      Matt. McKinney,
Thos. W. Henton,                      Mat. Nunan,

Wm. A. Allen,                         Samuel Ellis,
W. W. Ayers,                          Richard P. Finn,
D. H. Baker,                          Ulysses Garred,
B. G. Bidwell,                        Addison Gibson,
Church H. Blakey,                     E. A. Graves,
R. W. Brandon,                        Nelson Hamilton,
W. W. Browning,                      Allen Jones,
Washington Chandler,                 A. S. Lewis,

Those who voted in the negative, were—

O. S. Parker,                          John A. Prall,
Robertson Payton,                     Geo. W. Riddle,
Joshua D. Powers,                     Samuel M. Sanders,
John Preston,                         W. W. Sawyer,
Thos. H. Reed,                        Wm. Sellers,
C. C. Scales,                         W. M. Stevens,
H. L. Stone,                          Geo. W. Strickler,
Ben. Stout,                           B. R. Walker,
At 10 minutes past 10 o'clock, P. M., Mr. Clay moved that the House do now adjourn.

And the question being taken on said motion, it was decided in the negative.

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—

Mr. Stone moved that the House do take a recess until 7½ o'clock, P. M., on this day.

And the question being taken on the motion of Mr. Stone, it was decided in the negative.

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

Those who voted in the affirmative, were—

Edward Badger, E. A. Graves, Samuel M. Sanders,
W. N. Beckham, R. P. Gresham, H. L. Stone,
B. G. Bidwell, Nelson Hamilton, Geo. W. Strickler,
W. W. Browning, James W. Hannah, G. M. Thomas,
Stephen R. Campbell, Thos. W. Henton, C. W. Threlkeld,
S. E. G. Cole, Samuel C. Humphrey, B. R. Walker,
Thomas H. Corbett, A. S. Lewis, J. Q. Ward,
Richard D. Davis, W. H. May, R. W. Wilson,
Richard P. Finn, W. A. Morris, John Wolf,
W. H. Frederick, O. S. Parker, Geo. C. Young—33.
Ulysses Garred, John Preston,

Those who voted in the negative, were—

Mr. Speaker (M'Cready) Addison Gibson, Thomas M. Miller,
Wm. A. Allen, C. C. Harvey, Thos. B. Montgomery,
W. W. Ayers, Wm. L. Hazelip, Thos. J. Morrow,
H. C. Baker, Joseph Hermes, Wm. Neal,
J. C. S. Blackburn, W. Godfrey Hunter, Mat. Nunan,
Church H. Blakey, Bart. W. Jenkins, Thomas H. Reed,
R. W. Brandon, Allen Jones, Geo. W. Riddle,
Pat. Campion, R. A. Jones, W. W. Sawyers,
Jose N. Cardwell, John Watts Kearny, C. C. Scales,
Washington Chandler, M. W. LaRue, Wm. Sellers,
Henderson Conlee, John H. Kearney, W. M. Stevens,
Isiah Cottingham, M. W. LaRue, Ben. Stout,
B. C. Craddock, F. M. Lowe, C. H. Webb,
Newton Craig, A. H. Marrett, John S. Williams,
B. F. Duvall, Samuel Martin, J. A. Wilson,
Samuel Ellis, Thomas J. Mayo, D. W. Wright,
J. T. Freeman,

And then, on motion of Mr. Williams, the House adjourned.
SATURDAY, JANUARY 10, 1874.

A message was received from the Senate, announcing that they had concurred in a joint resolution, which originated in this House, entitled

Resolution fixing a day for the election of certain public officers.

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

An act to repeal an act to authorize the board of trustees of the town of Lebanon to issue bonds and provide for the payment of the same.

An act for the benefit of John H. Bush, of Hardin county.

An act for the benefit of clerks of the several courts of this Commonwealth.

And that they had passed a bill, entitled

An act, entitled "An act to change the time of holding the Lee county and quarterly courts."

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

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

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

The following petitions were presented, viz:

By Mr. Turner—

1. The petition of J. C. Brewer, of Perry county, and other citizens of said county, praying the passage of an act to legalize the erection of a dam across Cutshin creek, in said county.

By same—

2. The petition of certain citizens of Harlan county, praying the passage of an act to change a certain voting precinct therein.

By same—

3. The petition of James Turner, of Perry county, praying the passage of an act to allow him further time to pay in the revenue of said county.

By same—

4. The petition of S. C. Saylor and others, of Harlan county, pray-
ing the passage of an act to allow him certain moneys alleged to be stolen by robbers.

By same—

5. The petition of J. K. Baker, sheriff of Perry county, praying the passage of an act for his relief upon certain grounds therein referred to.

By same—

6. The petition of W. R. Barton and others, of Perry county, praying the passage of a suitable registration law.

By Mr. Hazelip—

7. The petition of the trustees of Morgantown, praying the passage of an act to allow them to compromise and settle the conflicting claims of the present occupants and said board to certain alleys or streets in said town.

By Mr. Fible—

8. The petition of certain citizens of Oldham county, praying for the passage of a suitable registration law.

By same—

9. The petition of certain citizens of same county, praying the passage of an act to regulate the sale of intoxicating liquors in this Commonwealth.

By Mr. Webb—

10. The petition of sundry citizens of Livingston county, praying the passage of an act to increase the jurisdiction of magistrates in precinct No. 4 of said county.

By Mr. Watson—

11. The petition of M. C. Thompson, praying the passage of an act to enable him to trade and transact business as though he were twenty-one years of age.

By same—

12. The petition of E. Charlton, praying the passage of an act directing the Register of the Land Office to issue him a patent for certain lands therein named.

By same—

13. The petition of Isaac Hobbs, praying the passage of an act of the same character for certain lands therein named.

By Mr. Preston—

14. The petition of J. B. Pierce, praying the passage of an act to refund to him certain moneys paid by him for the capture of a fugitive from justice.
By Mr. Baker—
15. The petition of D. T. Short, of Muhlenburg county, praying for a change in the boundary line of said county.

By Mr. Ward—
16. The petition of citizens and voters of Harrison, Robertson, and Bracken counties, praying for the passage of an act to allow a dam to be built, two feet high, across Main Licking river, at Worrall's Mills, in Harrison county.

By Mr. Blackburn—
17. The petition of the Disciples of Christ worshiping at Mortonsville, in Woodford county, praying for certain amendments to the charter of Kentucky University.

By Mr. Fible—
18. The petition of the same worshiping at Lagrange, in Oldham county, praying for the same object.

By Mr. Allen Jones—
19. The petition of the same worshiping at Antioch, in Pulaski county, praying for the same object.

By Mr. Montgomery—
20. The petition of the same worshiping at Mt. Moriah, in Lincoln county, praying for the same object.

By Mr. Sawyers—
21. The petition of the same worshiping at Beaty Church, Goose Creek, and Payne Church, in Knox county, praying for the same object.

By Mr. Blakey—
22. The petition of the same worshiping at Berea, in Logan county, praying for the same object.

Which were received, the reading dispensed with, and referred—the 1st and 2d to the Committee on Privileges and Elections; the 3d, 12th, 13th, and 15th to the Committee on Propositions and Grievances; the 4th, 5th, and 14th to the Committee on Claims; the 6th to the Committee on Immigration and Labor; the 7th to the Committee on Corporate Institutions; the 8th to the Committee on the General Statutes; the 9th to the Committee on Moral and Religious Institutions; the 10th to the Committee on County Courts; and the 11th, 12th, 17th, 18th, 19th, 20th, 21st, and 22d to the Committee on the Judiciary.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined an enrolled bill, which originated in the Senate, entitled

An act for the benefit of John Allen, of the city of Louisville,
And also enrolled bills, which originated in this House, of the following titles, viz:

An act to repeal an act to authorize the board of trustees of the town of Lebanon to issue bonds, and provide for the payment of the same;

An act for the benefit of the clerks of the several courts of this Commonwealth;

An act for the benefit of John H. Bush, of Hardin county;

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

On motion of Mr. Kearny, Mr. Williams was added to the Committee on Insurance.

On motion of Mr. Riddle, Mr. Craig was added to the Committee on Internal Improvement.

On motion of Mr. Blakey, Messrs. Lewis and Brandon were added to the Committee on Charitable Institutions.

On motion of Mr. D. W. Wright, a committee, consisting of Messrs. D. W. Wright, Clay, and Jenkins, were appointed to wait upon the Senate, and ask to withdraw therefrom the announcement of the disagreement of this House to a bill, which originated in the Senate, entitled

An act for the benefit of R. W. Williams, jailer of Christian county.

Who, having retired to the Senate Chamber, returned, and reported that they had discharged the duty assigned them; that the Senate had granted said request, and laid said bill on the Clerk's table.

And thereupon Mr. D. W. Wright moved to reconsider the vote by which said bill was disagreed to.

Mr. Scales moved to suspend the rules and regular order of business, and take up a bill, entitled

A bill to establish a Bureau of Immigration in this Commonwealth.

And the question being taken on the motion of Mr. Scales, it was decided in the negative.

The yeas and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (M'Creary) Ulysses Garred, James W. Mendor,
W. W. Ayers, Addison Gibson, W. A. Morin,
Edward Badger, R. P. Gresham, Mat. Nunan,
27-H. R.
Mr. Blakey moved the following resolution, viz:

Resolved, That on and after Monday, the 12th day of January, this House will meet at 9 o'clock, A. M., and adjourn at 2 o'clock, P. M., and meet again at 7 o'clock, P. M., and adjourn at 10 o'clock, P. M.

On motion of Mr. Ward, the consideration of said resolution was postponed until the 20th inst., at 10½ o'clock, A. M.

Mr. Graves moved the following resolutions, viz:

1. Resolved, That it is the sense of this House that all corporations, deriving their charters from this Commonwealth, are subject to legislative control, and that such legislative action should be in express abrogation of the theory of the inalienable nature of chartered rights; and that it should be at all times so used as to prevent moneyed corporations, railroad companies, as well as all other corporations, by whatsoever name known or called, from becoming the engines of oppression of the people; and that they are created to be the servants of the people, and not their masters; and that we favor such appropriate legislation as will correct abuses in their management, and restrict their power within the legitimate sphere of their
service, and to require their wealth to share equally the burdens of
taxation in this Commonwealth with all other property subject
to taxation, whether for State, county, or municipal purposes.

2. Resolved, That the property of all corporations in this Common-
wealth should be assessed by the same officers, and taxed at the
same rate as the property of individuals, for State, county, and municipal
purposes, inasmuch as corporate wealth receives the same protection
from the laws of this Commonwealth as the property of individuals.

3. Resolved, That it is competent for the Legislature of Kentucky
to fix, by law, the maximum rates for freights to be charged by the
railroads of this State, leaving them free to compete for business be-
low these rates, so that there shall be equality and uniformity in the
rates charged, in accordance with the distance charged, for the trans-
portation of such freight.

4. Resolved, That the Committee of Ways and Means be, and they
are hereby, instructed to report a bill to this House in accordance
with the foregoing principles.

On motion of Mr. J. M. Wright,

Ordered, That said resolutions be printed, and that the considera-
tion thereof be postponed to, and make the special order of the day
for, the 22d inst., at 11 o'clock, A. M.

Mr. Bidwell read and laid on the table the following joint resolu-
tion, viz:

Whereas, The report of the Auditor of Public Accounts shows that,
under the head of "Insurance Bureau," there was received into the
Treasury from October 11th, 1872, to October 10th, 1873, from insur-
ance companies doing business in this State, to defray the expenses
of the said Bureau, the sum of $13,714 98; and that there was
drawn by the Auditor on the Treasury, for the year ending October
10th, 1873, warrants for the said Bureau amounting to the sum of
$27,723 20, which is $14,008 22 more than the amount paid into the
Treasury by the different insurance companies; therefore, be it
Resolved by the General Assembly of the Commonwealth of Kentucky,
That the Auditor of Public Accounts be requested to furnish the Gen-
eral Assembly a statement showing the amount of each warrant
drawn on the Treasury for said Bureau, what each warrant was
drawn for, and also state under what law warrants in excess of the
amounts paid into the Treasury by the insurance companies was
drawn.

Mr. Threlkeld moved the following preamble and resolution, viz:

Whereas, It is believed by many well-informed persons that taxa-
tion might be reduced ten cents on the hundred dollars' worth of
property, provided there was a uniform and equal distribution of
taxation; therefore, be it

Resolved, That the Committee on Ways and Means be, and they
are hereby, instructed to bring in a bill, if practicable, providing for
such equal distribution and reduction of taxation.
On motion of Mr. Thomas,

Ordered, That said preamble and resolution be referred to the Committee on Ways and Means.

Mr. Finn moved the following resolution, viz:

Resolved, That in anticipation of the sine die adjournment of this House on the 29th of this month, that on Monday next, and on each day thereafter (Sundays excepted), this House shall have an evening session from four to six o'clock until the final adjournment of this House.

Mr. Williams proposed to amend said resolution by striking out all after the word "resolved," and insert the following, viz:

That this House shall hold but one session each day, which shall last till three o'clock, P.M.

Mr. Preston moved the following as a substitute for the resolution and amendment, viz:

Resolved, That on and after Monday next this House shall meet at nine o'clock, A.M., and sit until two o'clock, P.M.

Which was adopted.

And the question being taken on the substitute offered by Mr. Preston, it was decided in the affirmative.

The resolution, as amended by the substitute of Mr. Preston, was then adopted.

Mr. Badger moved the following resolution, viz:

Resolved, That all acts of a general character, and by their provisions affecting the whole people, or a majority thereof, shall be first acted upon and disposed of by this House before those of a private, local, or specific nature shall be taken up and passed upon.

On motion of Mr. Threlkeld, said resolution was referred to the Committee on Rules.

Mr. Lowe moved the following resolution, viz:

Resolved, That the Public Printer be, and he is hereby, instructed to print two hundred and fifty copies of the original charter of Kentucky University, together with the acts incorporating said institution with Transylvania University and with the Agricultural and Mechanical College; the copies to be for the use of this House, and to be furnished by the 13th inst.

And the question being taken on the adoption thereof, it was decided in the negative.

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

On motion of Mr. Corbett—

1. A bill for the benefit of Mrs. Martha A. Rollins, of Ballard county.
On motion of Mr. J. A. Wilson—
2. A bill to amend an act, approved March 28, 1872, entitled “An act to authorize the Boone county court to appoint trustees for the Burlington burying-ground, and prescribing their duties.”

On motion of Mr. Davis—
3. A bill to incorporate the town of Geigerville, in Boyd and Carter counties.

On motion of same—

On motion of Mr. Hazelip—
5. A bill for the benefit of B. Madison, a pauper idiot of Butler county.

On motion of Mr. Preston—

On motion of Mr. Payton—
7. A bill to increase the jurisdiction of the county courts of Casey and Russell counties.

On motion of same—
8. A bill to amend the charter of the Houstonville and Bradfordsville Turnpike Road Company.

On motion of Mr. Herd—
9. A bill regulating toll-gate fees on the Wilderness Turnpike Road.

On motion of Mr. Campbell—
10. A bill to amend the charter of the town of Mt. Carmel, Fleming county.

On motion of same—

On motion of Mr. Conlee—

On motion of same—

On motion of same—
On motion of Mr. Mayo—
15. A bill to amend an act, approved February 13, 1873, entitled "An act to authorize rewards for killing wolves, red foxes, grey foxes, and wild cats."

On motion of same—
16. A bill to amend an act, entitled "An act to amend chapter 84 of the General Statutes, title 'Roads and Passways.'"

On motion of Mr. Sellers—
17. A bill to regulate the sale of spirituous liquors by druggists in Garrard county.

On motion of same—
18. A bill to subject bank stock to taxation for county purposes in this Commonwealth.

On motion of Mr. Powers—
19. A bill for the benefit of G. W. Taylor, sheriff of Hancock county.

On motion of Mr. Turner—
20. A bill for the benefit of Solomon C. Sayler, of Harlan county.

On motion of same—

On motion of same—
22. A bill for the benefit of the jail guards of Harlan county.

On motion of same—
23. A bill for the benefit of Alexander Moore's heirs, of Bell county.

On motion of same—

On motion of same—

On motion of same—

On motion of same—
27. A bill for the benefit of W. R. Barton, of Perry county.

On motion of same—

On motion of same—
29. A bill to change the voting precinct in Wolen's Creek, in Harlan county.
On motion of Mr. Ward—
30. A bill to amend an act, entitled "An act to incorporate the Georgetown, Oxford, and Leesburg Turnpike Road Company."

On motion of same—
31. A bill to legalize the certificates of county court clerks to deeds in certain cases.

On motion of same—
32. A bill to amend section 9, article 1, chapter 63, of the General Statutes, title "Lands."

On motion of same—
33. A bill to amend section 1, chapter 31, of the General Statutes, title "Descent and Distribution."

On motion of same—
34. A bill to amend section 6 of article 5 of chapter 63 of the General Statutes.

On motion of Mr. Cottingham—
35. A bill to consolidate two school districts in Henderson county.

On motion of Mr. Chilton—

On motion of Mr. Walker—
37. A bill for the benefit of W. H. Roper, late sheriff of Fulton county.

On motion of Mr. Scales—
38. A bill to amend the charter of the Covington, Flemingsburg, and Pound Gap Railroad Company.

On motion of Mr. Wolf—
39. A bill to incorporate a company for the purpose of locking and damming Licking river at Three Mile Ripple, with a view to making slack-water navigation harbor for boats, &c.

On motion of Mr. Sawyers—
40. A bill for the relief of James M. Batton, jailer of Knox county.

On motion of same—
41. A bill for the benefit of John Goodin, of Bell county.

On motion of same—
42. A bill to amend article 3, chapter 14, of the General Statutes, title, "Citizens, Expatriation, and Aliens."

On motion of same—
43. A bill to amend the charter of the town of Barbourville.
On motion of Mr. Sanders—
44. A bill to prevent dogs following persons to church upon days of worship.

On motion of Mr. Garrard—
45. A bill for the benefit of Wm. Bowe, of Lawrence county.

On motion of Mr. Hamilton—
46. A bill to amend an act to amend chapter 84 of the Revised Statutes, so far as the same applies to the counties of Pike and Letcher.

On motion of Mr. Thomas—
47. A bill for the benefit of Seth Parker, late sheriff of Lewis county.

On motion of same—
48. A bill to change the time of the meeting of the General Assembly.

On motion of Mr. Jenkins—
49. A bill to provide for the issue of State bonds to the extent of one and one half million dollars, with provisions as required by the State Constitution providing for the payment of same, to be used for the erection of a State Capitol and offices for the use of the public officers of the State.

On motion of Mr. J. M. Wright—
50. A bill to provide for service of summons on persons in this Commonwealth who cannot be found.

On motion of same—
51. A bill to regulate the liability of innkeepers.

On motion of same—
52. A bill to provide for the payment of sheriffs' fees for service of summons from counties other than their own.

On motion of Mr. R. A. Jones—
53. A bill to amend an act, entitled "An act for the appointment of official reporters, and for the preservation of evidence in certain cases."

On motion of same—
54. A bill to incorporate the Supreme Lodge of Knights of Honor of the World.

On motion of Mr. Graves—
55. A bill to better protect mechanics and material men of Marion county than is now afforded by the general lien law.
On motion of same—
56. A bill to fix the salary and compensation of Commonwealth’s Attorneys after August, 1874.

On motion of same—
57. A bill to regulate the counting of brick in the wall.

On motion of Mr. Pearson Miller—
58. A bill for the benefit of the citizens of Wayne county.

On motion of Mr. Graves—
59. A bill to amend the assessment laws.

On motion of same—
60. A bill to amend the charter of the Lebanon and Pope’s Creek Turnpike Road Company.

On motion of Mr. Forman—

On motion of Mr. Bidwell—
62. A bill to regulate trials in criminal cases in this Commonwealth.

On motion of Mr. Allen—
63. A bill to allow the qualified voters of the Garnettsville precinct to take a vote whether or not they will allow the sale of liquors in that precinct.

On motion of Mr. Reed—
64. A bill for the benefit of Eugenia C. Lapsley, of Mercer county, and her heirs.

On motion of Mr. Hannah—
65. A bill to prevent the running of deer in Rowan county.

On motion of same—
66. A bill to amend the charter of the Portsmouth and Pound Gap Railroad, in this State.

On motion of same—
67. A bill for the benefit of J. W. Ferguson.

On motion of same—
68. A bill for the benefit of Morgan Frits, of Elliott county.

On motion of Mr. Beckham—
69. A bill for the benefit of the residuary devisees of Joseph Brown.
On motion of Mr. Threlkeld—
70. A bill to repeal all acts closing alleys in the town of Owenton, in Owen county.

On motion of Mr. Lowe—
71. A bill to amend the charter of the town of Demossville, in Pendleton county.

On motion of same—
72. A bill to enlarge the corporate limits of the town of Falmouth, in Pendleton county.

On motion of Mr. Allen Jones—
73. A bill for the benefit of Pulaski county.

On motion of same—
74. A bill for the benefit of Obediah Durham, of Pulaski county.

On motion of same—
75. A bill for the benefit of L. D. Padgett, of Pulaski county.

On motion of Mr. Craig—
76. A bill to prohibit the sale of spirituous, malt, and other intoxicating liquors in and near Newtown, Scott county.

On motion of Mr. Finn—
77. A bill to subject the railroads of this Commonwealth to local and municipal taxation.

On motion of same—
78. A bill to take the sense of the people of this Commonwealth as to the propriety of abolishing the school tax.

On motion of same—
79. A bill to regulate the transportation of freights over railroads in this Commonwealth.

On motion of same—
80. A bill to incorporate the Franklin Colored Benevolent Society, of Franklin.

On motion of Mr. Craig—
81. A bill for the benefit of the trustees and marshal of Georgetown.

On motion of Mr. Henton—
82. A bill for the benefit of H. C. Malone, late sheriff of Shelby county, and his sureties.

On motion of Mr. Gresham—
83. A bill to repeal an act declaring Round Stone a navigable stream, in Rockcastle county.
On motion of Mr. McKinney—
84. A bill to incorporate the town of Wallonia, in Trigg county.
On motion of same—
85. A bill incorporating the town of Golden Pond, in Trigg county.
On motion of same—
86. A bill giving the quarterly courts of this Commonwealth concurrent jurisdiction with the circuit and criminal courts in cases of petit larceny.
On motion of Mr. Preston—
87. A bill to amend chapter 18 of the General Statutes, entitled "Common Schools."
On motion of Mr. Nunan—
88. A bill authorizing the county court of Washington county to subscribe additional stock to certain turnpike roads in said county.
On motion of Mr. Humphrey—
89. A bill for the benefit of A. J. Brown, committee for Fabian Brown, an idiot of Webster county.
On motion of Mr. Freeman—
90. A bill for the benefit of James M. Barnett, late committee for Franklin Barnett, a lunatic.
On motion of same—
91. A bill for the benefit of Harrison Meadows, of Whitley county.
On motion of same—
92. A bill to repeal article 2, chapter 102, of the General Statutes, title "Small-pox," so far as relates to Whitley, Barren, Knox, and Bell counties.
On motion of Mr. Blakey—
93. A bill to give quarterly courts concurrent jurisdiction with circuit courts in cases of carrying concealed weapons.

Ordered, That the Committee on County Courts prepare and bring in the 1st, 2d, 3d, 4th, 7th, 29th, 37th, 41st, 46th, 47th, 55th, 57th, 60th, 74th, 76th, 81st, and 88th; the Committee on Propositions and Grievances the 5th, 9th, 21st, 24th, 26th, 45th, 65th, 67th, 68th, and 89th; the Committee on the General Statutes the 6th, 14th, 15th, 16th, 42d, 48th, 49th, 52d, 53d, 54th, 58th, 87th, 92d, and 93d; the Committee on Corporate Institutions the 8th, 19th, 11th, 39th, 43d, 79th, 71st, 72d, 84th, and 85th; the Committee on Ways and Means the 12th, 13th, 19th, 59th, and 82d; the Committee on Moral and Religious Institutions the 17th and 63d; the Committee on Banks the 18th and 61st; the Committee on Claims the 20th, 22d, 28th, 36th, 40th, 75th, 80th,
and 91st; the Committee on the Judiciary the 23d, 30th, 31st, 32d, 33d, 34th, 51st, 56th, 64th, and 69th; the Committee on Privileges and Elections the 25th; the Committee on Immigration and Labor the 27th; the Committee on Education the 35th and 78th; the Committee on Railroads the 38th, 66th, 77th, and 79th; the Committee on Codes of Practice the 50th and 62d; the Committee on Internal Improvement the 73d and 83d; the Committee on Charitable Institutions the 80th; the Committee on Circuit Courts the 86th; and a select committee, consisting of Messrs. Sanders, Scales, Marshall, Blakey, Blackburn, and Jenkins, the 44th.

The House then took up for further consideration a bill, entitled
A bill to prohibit the sale of spirituous, vinous, or malt liquors on election days and on Sabbath days in this Commonwealth,
Together with the several amendments proposed thereto.
After discussion thereon, the House adjourned.

MONDAY, JANUARY 12, 1874.

Mr. D. W. Wright presented the petition of the "Disciples of Christ," commonly called "Christians," worshipping at Berea, in the county of Warren, praying for certain amendments to the charter of Kentucky University,
Which was received, the reading dispensed with, and referred to the Committee on the Judiciary.

Mr. Allen moved a call of the House.
And the question being taken thereon, it was decided in the affirmative.
Thereupon the roll was called, and the following members appeared in their seats, viz:

Mr. Speaker (McCready), Addison Gibson, O. S. Parker,
Wm. A. Allen, E. A. Graves, Robertson Payton,
D. H. Baker, R. P. Gresham, John A. Prall,
H. C. Baker, C. C. Harvey, John Preston,
B. G. Bidwell, Wm. L. Hazelip, Thomas H. Reed,
A quorum being present, on motion of Mr. Clay, further proceedings under the call were dispensed with.

Leave of absence, indefinitely, was granted Messrs. Cole and McArthur.

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

1. An act to apply to Fayette and Jessamine counties the provisions of an act, approved March 5, 1872, entitled "An act to authorize the county courts of Nicholas and Bourbon counties to compel persons to keep stock off of public roads."

2. An act to renew the charter of the Alexandria and Flagg Spring Turnpike Road Company, in Campbell county.

3. An act to amend an act, entitled "An act to incorporate the Cynthiana and Millersburg Turnpike Road Company."

4. An act to change the boundary line between the counties of Jefferson and Oldham.

5. An act to amend the charter of the town of Sharpsburg, in Bath county, approved January 9th, 1852.

And that they had passed bills of the following titles, viz:

1. An act appropriating money for the purpose of completing the unfinished apartments of the building known as the Fire-proof Offices in the city of Frankfort.

2. An act to amend the charter of the town of Concord, in Lewis county.

3. An act to create the Bullitt Turnpike Corporation.

4. An act to amend an act incorporating the Hecla Coal and Mining Company, approved 22d March, 1873.
5. An act to establish a Board of Immigration.
Which bills were read the first time and ordered to be read a second time.

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

Ordered, That they be referred—the 1st to the Committee on Public Offices; the 2d and 4th to the Committee on Corporate Institutions; the 3d to the Committee on Internal Improvement; and the 5th to the Committee on Immigration and Labor.

Mr. Prall, from the Committee on the Judiciary, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to extend to the farmers in Fayette county the lien provided in an act, entitled “An act for the protection of livery-stable keepers in this Commonwealth,” approved January 31st, 1871.

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

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the lien provided in an act, entitled “An act for the protection of livery-stable keepers in this Commonwealth,” approved January 31, 1871, be extended to farmers in Fayette county, so that within said county the lien given in said act to the owners and keepers of livery-stables shall also be given to farmers upon the stock placed in their charge, for the reasonable charges, or such as may be agreed upon by contract, for feeding, grazing, or caring for such stock; and that all the remedies provided in said act for the enforcement of said lien in favor of owners and keepers of livery-stables shall be fully applicable within said county to the person in whose favor said lien is extended in this act.

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

Ordered, That said bill be read a second time.

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

Mr. Hannah moved an amendment thereto.

Which was rejected.

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

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

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

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

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

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a resolution, which originated in this House, of the following titles, viz:

An act to apply to Fayette and Jessamine counties the provisions of an act, approved March 5, 1872, entitled “An act to authorize the county courts of Nicholas and Bourbon counties to compel persons to keep stock off of public roads;”

An act to renew the charter of the Alexandria and Flagg Spring Turnpike Road Company, in Campbell county;

An act to amend an act, entitled “An act to incorporate the Cynthiana and Millersburg Turnpike Road Company;”

An act to change the boundary line between the counties of Jefferson and Oldham;

An act to amend the charter of the town of Sharpsburg, in Bath county, approved January 9, 1852;
Resolution fixing a day for the election of certain public officers; and had found the same truly enrolled.
Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

Mr. J. M. Wright, from the Committee on the Judiciary, to whom was re-committed a bill, entitled
A bill to reduce the number of jurors in justices' and quarterly courts, and allowing said jurors pay,
Reported the same without amendment, and with the expression of opinion by the committee that said bill ought not to pass.

On motion of Mr. Corbett, said bill was re-committed to the same committee.

Mr. J. M. Wright, from the same committee, to whom was referred a bill from the Senate, entitled
An act for the benefit of K. F. Hargis, of Lee county,
Reported the same without amendment, and with the expression of opinion by the committee that said bill ought not to pass.

The question was then taken on ordering said bill to be read a third time, the opinion of the committee to the contrary notwithstanding, and it was decided in the negative.

And so said bill was disagreed to.

The hour of 10½ o'clock, A. M., having arrived, the House, according to order, took up and resumed the consideration of a bill, entitled
A bill to change the time of paying the revenue into the Treasury.

On motion of Mr. Ward, said bill was re-committed to the Committees on Ways and Means and Education, to act jointly.

Mr. Ward, from the Committee on the Judiciary, who were directed to prepare and bring in the same, reported a bill, entitled
An act to amend subsection 2 of section 1 of chapter 31 of the General Statutes.

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

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

Ordered, That said bill be printed, and that the same be placed in the orders of the day.

Mr. J. M. Wright, from the Committee on the Judiciary, to whom was referred a resolution from the Senate, entitled
Resolution in relation to the creation of additional judicial districts,
Reported the same without amendment.
Said resolution, being again read, was concurred in.

Mr. Ayers, from the Committee on Moral and Religious Institutions, to whom was recommitted a bill, entitled

A bill repealing an act, entitled "An act to prohibit the sale of spirituous, vinous, or malt liquors in Crittenden county," approved March 29, 1873,

Reported the same without amendment, and with the expression of opinion that the same ought to pass.

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

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

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

Mr. Graves, from the Committee on Ways and Means, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to subject bank stock to taxation for county and municipal purposes.

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

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

On motion of Mr. Graves,

Ordered, That said bill be printed, and that the consideration thereof be postponed to, and made the special order of the day for, the 21st inst., at 11 o'clock, A.M.

Mr. Finn, from the Committee on Ways and Means, who were directed to prepare and bring in the same, reported a bill, entitled

A bill for the benefit of Thos. E. Moore, sheriff of Bourbon county.

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

WHEREAS, It appearing, by the certificate of the Auditor, that Thomas E. Moore, sheriff of Bourbon county, paid damages to the State Treasury on revenue for the years 1871 and 1872, $853 52; and that said sheriff returned no negro or colored list delinquent for said years of 1871 and 1872; and that his accounts as sheriff for said years have been fully settled; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts is hereby directed to draw his warrant upon the Treasurer in favor of Thomas E. Moore, sheriff of Bourbon county, for the sum of $853 52, amount of dam-
ages paid by him as sheriff of Bourbon county into the Treasury for
the years 1871 and 1872.
§ 2. This act shall take effect from its passage.
Ordered, That said bill be read a second time.
The rule of the House and constitutional provision as to the second
reading of said bill being dispensed with,
Ordered, That said bill be engrossed and read a third time.
The rule of the House and constitutional provision as to the third
reading of said bill being dispensed with, and the same being en-
grossed,
The question was then taken on the passage of said bill, and it
was decided in the affirmative.
The yeas and nays being taken thereon in pursuance to a provi-
sion of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—


In the negative—none.

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

Bills were reported by the several committees, who were directed
to prepare and bring in the same, of the following titles, viz:

Resolved.
By Mr. Prall, from the Committee on the Judiciary—
A bill for the benefit of Lexington Lodge No. 1, of Ancient York Masons.

By same—
A bill to amend the charter of the Lexington Building and Accumulating Fund Association.

By Mr. Badger, from the same committee—
A bill to amend section 4, article 3, chapter 27, of the General Statutes, so as to exclude Breckinridge county from the provisions thereof.

By Mr. Ayers, from the Committee on Moral and Religious Institutions—
A bill to repeal an act, entitled "An act to prohibit the sale of spirituous, vinous, or malt liquors in the county of Harlan," approved February 7, 1870.

By same—
A bill to prohibit the sale of intoxicating liquors in the town of Osceola.

By same—
A bill to repeal an act, entitled "An act to prohibit the sale of spirituous, vinous, or malt liquors in Glasgow Junction precinct, in Barren county."

By same—
A bill to repeal an act, entitled "An act to prohibit the sale of spirituous, vinous, or malt liquors in Cave City precinct, in the county of Barren."

By Mr. Graves, from the Committee on Ways and Means—
A bill for the benefit of G. W. Taylor, sheriff of Hancock county.

By Mr. Kearny, from the same committee—
A bill for the benefit of T. D. Grundy, sheriff of McCracken county, and his sureties.

By Mr. Neal, from the same committee—
A bill for the benefit of H. C. Malone, late sheriff of Shelby county, and his securities.

By Mr. Allen, from the same committee—
A bill legalizing an order made by the court of claims on Crittenden county.

By Mr. Morin, from the Committee on Internal Improvement—
A bill to repeal an act declaring Wolf river a navigable stream.
By same—
By same—
By Mr. Stone, from the Committee on Education—
A bill for the benefit of Franklin Female College, in Simpson county.
Which bills were read the first time and ordered to be read a second time.
The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,
Ordered, That said bills be engrossed and read a third time.
The rule of the House and constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.
Mr. Ayers, from the Committee on Moral and Religious Institutions, to whom was referred a bill from the Senate, entitled
An act to incorporate the Christian Church at Warsaw,
Reported the same without amendment.
Ordered, That said bill be read a third time.
The rule of the House and constitutional provision as to the third reading of said bill being dispensed with,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.
The hour of 12 o'clock, M., having arrived, the House took up from the orders of the day, and proceeded to further consider, a bill, entitled
A bill to prohibit the sale of spirituous, vinous, or malt liquors on election days and on the Sabbath days in this Commonwealth.
Mr. Henton moved to recommit the bill to a select committee of seven, to be appointed by the Chair.
Mr. Graves moved to amend the motion of Mr. Henton by adding an instruction to the committee to report on the 14th inst.
The amendment proposed by Mr. Graves was adopted.
The motion of Mr. Henton, as thus amended, was then adopted.
And thereupon the Speaker appointed on said committee Messrs. Henton, Stone, Kearny, Beckham, Hunter, D. W. Wright, and Bidwell.

The House then took up the resolution heretofore offered by Mr. Craig, entitled
Resolution to appoint a joint committee to visit certain prisons.
On motion of Mr. Graves, said resolution was laid on the table.
The House also took up the resolution heretofore offered by Mr. Wolf, entitled
Resolution to appoint committee to inquire into the expediency of creating another State prison.
Mr. Graves moved a substitute therefore.
Which was rejected.
Mr. Graves also moved an amendment to said resolution.
Which was rejected.
The resolution offered by Wolf was then adopted.
And thereupon the Speaker appointed on said committee Messrs. Wolf, Craig, and Walker.
The House took up the motion to reconsider the vote by which this House disagreed to a bill from the Senate, entitled
An act for the benefit of R. W. Williams, jailer of Christian county.
The question was taken on the motion to reconsider said vote, and it was decided in the affirmative.
The question was then again taken on the passage of said bill, and it was decided in the affirmative.
Resolved, That the title of said bill be as aforesaid.
The House then took up the matter of the disagreement of the Senate to the amendments proposed by this House to a resolution, which originated in the Senate, entitled
Resolution directing the firing of a national salute on the 8th day of January and 22d February, 1874.
Mr. Williams moved that this House do recede from said proposed amendments
Mr. Wright called for a division of the question.
The question was then taken on receding from so much of the first proposed amendment as follows the word "Kentucky," down to, and including, the figures "1874," and it was decided in the affirmative.
The question was then taken on receding from the second branch (remainder) of said resolution, and it was decided in the negative.
The yeas and nays being required thereon by Messrs. Freeman and Graves, were as follows, viz:

Those who voted in the affirmative, were—

H. C. Baker, W. H. Frederick, Robertson Payton,
B. G. Bidwell, R. P. Gresham, Thomas H. Reed,
R. W. Brandon, James W. Hannah, Samuel M. Sanders,
W. W. Browning, Thos. W. Henton, H. L. Stone,
Stephen R. Campbell, Samuel C. Humphrey, Geo. W. Strickler,
H. S. Chilton, R. A. Jones, C. W. Threlkeld,
C. M. Clay, jr., Thos. J. Mayo, B. R. Walker,
Henderson Conlee, J. B. McFerran, James D. Watson,
Isham Cottingham, Thos. B. Montgomery, C. H. Webb,
John Fible, W. A. Morin, J. A. Wilson,
Richard P. Finn, W. A. Morris, Geo. C. Young—33.

Those who voted in the negative, were—

Mr. Speaker (McCready) J. T. Freeman, James W. Meador,
Wm. A. Allen, Ulysses Garred, Thomas M. Miller,
W. W. Ayers, Addison Gibson, Joshua D. Powers,
Edward Badger, E. A. Graves, John A. Pratt,
D. H. Baker, Nelson Hamilton, John Preston,
W. N. Beckham, C. C. Harvey, Geo. W. Riddle,
J. C. S. Blackburn, Wm. L. Hazelip, William Sellers,
Pat. Campion, John S. Herd, W. M. Stevens,
Isaac N. Cardwell, Joseph Hermes, G. M. Thomas,
Washington Chandler, W. Godfrey Hunter, Geo. B. Turner,
Thomas H. Corbett, Allen Jones, J. Q. Ward,
B. C. Craddock, John Watts Kearny, John S. Williams,
Newton Craig, M. W. LaRue, R. W. Wilson,
Richard D. Davis, A. S. Lewis, John Wolf,
B. F. Duvall, F. M. Lowe, D. W. Wright,
Samuel Ellis, Samuel Martin, J. M. Wright—50.
Geo. L. Forman, W. H. May,

The question was then taken on adhering to the second proposed amendment, and it was decided in the affirmative.

The House then took up the resolution heretofore offered by Mr. Bidwell, entitled

Resolution requesting Auditor to furnish certain information with regard to Insurance Bureau.

After discussion thereon, Mr. LaRue moved to suspend the rules and regular order of business to allow the Committee on Insurance to report a resolution.

And the question being taken on the motion of Mr. LaRue, it was decided in the affirmative.

The yeas and nays being taken thereon under the rule of the House, were as follows, viz:
Those who voted in the affirmative, were—

Mr. Speaker (McCreary) Addison Gibson, W. A. Morris,
Wm. A. Allen, E. A. Graves, Wm. Neal,
D. H. Baker, R. P. Gresham, O. S. Parker,
H. C. Baker, Nelson Hamilton, Robertson Payton,
J. C. S. Blackburn, C. C. Harvey, Joshua D. Powers,
Church H. Blakey, Wm. L. Hazelip, John A. Prall,
R. W. Brandon, Thos. W. Henton, John Preston,
W. W. Browning, Samuel C. Humphrey, Thos. H. Reed,
Pat. Campion, W. Godfrey Hunter, Geo. W. Riddle,
Isaac N. Cardwell, Allen Jones, W. W. Sawyers,
Washington Chandler, John Watts Kearny, C. C. Scales,
H. S. Chilton, M. W. LaRue, W. M. Stevens,
C. M. Clay, jr., A. S. Lewis, H. L. Stone,
Henderson Conlee, F. M. Lowe, Ben. Stout,
Isham Cottingham, A. H. Marrett, Geo. W. Strickler,
B. C. Craddock, Samuel Martin, G. M. Thomas,
Newton Craig, W. H. May, C. W. Threlkeld,
Richard D. Davis, Thomas J. Mayo, Geo. B. Turner,
Samuel Ellis, J. B. McFerran, B. R. Walker,
John Fibie, Matt. McKinney, J. Q. Ward,
Geo. L. Forman, James W. Meador, C. H. Webb,
Richard J. Davis, Thomas M. Miller, John S. Williams,
Samuel Ellis, J. B. McFerran, B. R. Walker,
John Fibie, Matt. McKinney, J. Q. Ward,
Geo. L. Forman, James W. Meador, C. H. Webb,
Richard J. Davis, Thomas M. Miller, John S. Williams.

Those who voted in the negative, were—

J. T. Freeman, Wm. Sellers,

And thereupon Mr. Kearny, from the Committee on Insurance, to whom was referred a resolution offered by Mr. LaRue, entitled Joint resolution raising committee of inquiry into the management of the Insurance Bureau,

Reported the following as a substitute therefor, viz:

WHEREAS, The interests of the insurance business of this State demand that the Insurance Commissioner of the State shall have all reasonable facilities for inquiring into the affairs and condition of any insurance company doing business in the State, and to investigate the correctness or incorrectness of its annual statements; therefore, be it

1. Resolved, That his effort to investigate the correctness or incorrectness of the annual statement of the Globe Life Insurance Company was made in the discharge of his sworn duty under the law, and we do not deem it either proper or necessary to inquire into the personal charges of Cooke & Son against the Commissioner.

2. That the Insurance Committee of this House be, and they are hereby instructed to inquire into the expenditures of the Insurance Bureau—whether the same can properly be diminished or whether experience has demonstrated the necessity of any other changes—and report by bill or otherwise.
And laid on the table therewith the following memoranda, viz:

MEMORANDA

FOR INSURANCE COMMITTEE OF THE HOUSE, TRANSMITTED BY THE INSURANCE COMMISSIONER WITH LETTER OF THIS DATE, JANUARY 5, 1874.

In order to understand the statements of Geo. E. Cooke & Son in reference to the Insurance Commissioner and the Insurance Bureau of Kentucky, it is necessary to recall the facts connected with the examination of the Globe Mutual Life of New York. They are substantially to the effect—

1st. That two of the principal officers of this company made to the Insurance Commissioner of Kentucky, under oath, an incorrect statement of their policy liability, on the 31st of December, 1871.

2d. That the company refused to permit an examination of its books, records, transactions, and affairs, as required by the Kentucky law in this case.

3d. That dividends in cash were paid to stockholders on "additional guarantee capital" when no such capital existed; and that large bonuses were given to each of the three principal officers, in addition to their regular salaries, when the capital of the company was believed to have been impaired. These officers being all members of one family, and that family owning a majority of the stock, which virtually gives these officers entire control of all the affairs of the company.

4th. That to make good an impaired reserve, on the Massachusetts standard, Pliny Freeman, private individual, gave a bond and mortgage for $60,000 to Pliny Freeman, President of the company. No evidence was furnished that this mortgage was recorded, and no reference thereto was made on the books of the company. No money appeared in this transaction.

5th. That when it became evident to the President of the company that the examination would be made thorough, he procured a resolution to be passed by his Board of Trustees, virtually charging that the Commissioner desired information from the official records of the company for an illegitimate purpose, and rudely demanded the immediate return of all the information developed by the examination up to that time.

6th. That the officers of this company, having failed in their attempt to compel the Commissioner to give up the information he had obtained, there was at once commenced a series of securititious attacks upon the Insurance Commissioner of Kentucky, in certain insurance journals. These attacks have continued, at intervals, from that time to the present.

7th. That after a purposed delay of about two weeks from the time the Commissioner refused to return the information he had obtained from the...
records of the company, the President again made the charge that information was not desired by the Commissioner for a legitimate purpose, and stated that the company had therefore ceased to do new business in this State, thus escaping legal examination of its transactions under the Kentucky law. At the same time the President informed the Commissioner that three actuaries and a number of prominent business men had been engaged to examine the company, the result of which examination would be duly published. This report was published, and the attacks on the Commissioner in the newspapers were continued.

DR. GEO. E. COOKE.

Before the Commissioner left the city of New York, the above named General Agent of the Globe for the State of Kentucky arrived in that city, and called upon the Commissioner. He had been informed by the company that it had ceased to do new business in this State some time before that fact was communicated by the company to the Commissioner. He said that his business was ruined by this withdrawal; he was very much interested, and desired, if possible, to have the matter adjusted. He had several conferences with the Commissioner while in New York, all of his own seeking. He asked the Commissioner to consent to renew the examination, in connection with the Superintendent of the Insurance Department of the State of New York and certain actuaries, besides some prominent business men. The Commissioner told Dr. George E. Cooke that he would not object to having any person or any number of persons associated with him in making this investigation; but that the Board of Trustees would first have to rescind their resolution charging that desired information from the official records of the company for an illegitimate purpose, and that the examination on his part must be resumed where it was broken off, viz: upon the refusal of the company to exhibit its cash-book.

The Commissioner further stated to Dr. Cooke that the company had made to the Kentucky Bureau an incorrect annual statement for the year ending December 31st, 1871; that in this case the law required the Commissioner to visit the company and examine its books, papers, records, affairs, and transactions; that the whole business of 1871, and everything bearing upon it, would have to be investigated before the question of present solvency of the company would be taken up.

Dr. Cooke stated to the Commissioner, before either of them left New York for Kentucky, that Mr. Pliny Freeman would not consent to have the business transactions of his company for the year 1871 investigated as proposed; and that his (Cooke's) mission in New York had failed. He was evidently greatly disappointed and excited. He commented on Mr. Pliny Freeman's personal and official character in very harsh terms.
After reaching Kentucky, the first the Commissioner heard from Dr. Geo. E. Cooke was through a letter addressed, by the above firm, to his Excellency, Governor Leslie, which letter was officially referred to the Commissioner.

On the 10th of April, 1873, the following editorial was published in the Frankfort Yeoman:

"We are informed by Dr. Geo. E. Cooke, of the firm of Geo. E. Cooke & Son, insurance agents, Louisville, that we were mistaken in supposing that they were deprived of a handsome income by the withdrawal from the State of the Globe Mutual. Instead of that, he says their income has been increased, as, by his contract with the company, his commissions are paid at the home office as long as the policies are in existence."

When they stated to the Governor that they were not particularly interested in the matter at issue between the Globe Life and the Commissioner of Insurance," the latter knew that, whilst they were no longer regular agents of the company, they were doing business for it, and were paid for their services; and, in commenting upon the letter of Geo. E. Cooke & Son, in an official report to the Auditor, the Commissioner, in alluding to Geo. E. Cooke & Son, styled them "interested paid agents" of the Globe Mutual Life Insurance Company of New York.

A short time after the above report to the Auditor was published, Dr. Geo. E. Cooke came into the office of the Insurance Commissioner, and asked if he and his son were the parties alluded to as "interested paid agents." On hearing that they were, he said, in substance, "You have seen fit to bring me into this fight of yours with the Globe, and I intend to attack and beat you if I can. I am collecting information, and I intend to use it in the newspapers, and to publish all the facts in the case." The Commissioner told him that, if he did publish all the facts, he (Cooke) would ruin his company; but to attack and fight for the Globe, or anything else, just as he liked, and advised him hereafter to confine himself to the truth in whatever he had to say about the Commissioner and the Bureau.

GEO. E. COOKE & SON IN COURIER JOURNAL, MARCH 13, 1873.

An official report, made by a subordinate officer to those in authority over him, is, by those writers, styled a "pamphlet attack" on the Globe Life; and they also charge that the Commissioner has rushed into the newspapers attacking this company for the purpose of ruining it.

The Commissioner has made no controversy in the newspapers. The paid adherents and allies of this company have attacked the Commissioner in the public press, North and South, with vindictive animosity.
Prominent among these attacks are the articles signed by Geo. E. Cooke & Son.

The case of the Globe is an exceptional one in several important particulars, and yet these writers can see no legitimate reason for the Commissioner to report the facts in the case to the head of the department of which the Insurance Bureau is a subordinate branch; or for the printing and circulating this report in the same manner that the other official reports from the Commissioner's office are published.

The significance of the Commissioner's consulting eminent counsel in New York, lies in the fact that a large amount of money is held in trust by this company for future widows and orphans of citizens of the State of Kentucky, and he believed these funds were being mismanaged by the company.

The allusion to the fact that the Freeman family owned more than half the stock, and therefore virtually constituted the company, and that the three principal officers composed the family ownership, and were voting themselves dividends upon fictitious capital, besides large bonuses in addition to regular salaries, is, by Cooke & Son, considered "irrelevant."

And they more than intimate that personal animosity actuated the Commissioner in writing his official report in regard to the Globe examination. This is but another phase of the expressed belief of the board that information from the official records of the company was not desired by the Kentucky Commissioner for any legitimate purpose.

These, and all similar insinuations, or assertions, to the effect that the Commissioner, in this issue with the Globe, has, at any time, been actuated by any other motives than a desire to perform strictly the duties imposed upon him, are flatly and squarely denied.

Geo. E. Cooke & Son say that "he (the Commissioner) claims always to be acting under a mandatory law." This is not so. The Commissioner did assert, however, that in visiting and examining this company that had made to him an incorrect annual statement, he was acting under a mandatory law. But he has never claimed that there was a specific law requiring him to publish an official report to the Auditor in just such a case as this of the Globe.

The first report was, by the Commissioner, submitted to the Governor, the Secretary of State, and the Auditor, before it was transmitted. It was their unanimous opinion that the report should be published, in order that the policy-holders of the Globe in this State, the people, and all others interested in Life Insurance, might have some means of knowing how these trust funds for widows and orphans were managed by this particular company. The printing of the report was paid for by the Treasurer out of the funds of the Insurance Bureau, on the order of the
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Auditor. The bill for printing and binding the first report amounted to $70.45.

The Insurance Commissioner of Kentucky was, at the time he accepted the present position, General Agent of the Globe in Georgia. He was employed to organize agencies in that State, with a view to his immediately thereafter becoming General Manager for the company in several States. His salary was $5,000 a year, out of which he paid $1,000 a year for a clerk in his office. His traveling and other expenses amounted to more than his salary. The profits, if any, were to come from the future business. If the company were not satisfied with the manner in which their General Agent in Georgia at that time performed the duties assigned him, they kept their dissatisfaction to themselves. The relations between the company and the Commissioner, while he was their General Agent in Georgia, were entirely pleasant. His acceptance of the position he now holds was approved by the company, with kind expressions of regret for the separation it would cause. The company appointed as their General Agent in Georgia in his place, a gentleman recommended by the Commissioner. The pleasant relations continued, so far as the Commissioner knew, or had reason to believe, up to the time when the examination was broken off by the resolution of the Board of Trustees before alluded to. All charges and insinuations that the company "got rid of" the Commissioner, as its General Agent, and that this caused ill-will and animosity on his part, are untrue.

Much stress is laid upon the simple remark of the Commissioner that he did not claim to be an actuary. On this subject, the following is from the response to the Senate resolution of inquiry, page 15:

"But it seems that the late agents of the Globe are very much exercised because of the fact that the Commissioner stated, in an official report to the Auditor, that he did not claim to be an actuary; and seem to apprehend that the whole insurance action of the State is, therefore, illegal; and that, in taking an oath to execute the Insurance laws to the best of his ability, he committed perjury. He told the Auditor before he accepted the appointment that was urged upon him, and which he did not seek, but wished to avoid, that he was not, in the strict technical sense, an actuary at all, much less a skilled actuary; but that he did understand the simple rules for calculating the net values of policies, and could teach any man of good sense and good education how to do it. The Auditor was satisfied with this and made the appointment."

In alluding to the demand made by the Commissioner that the officers of the Globe should permit an examination in accordance with the laws of Kentucky, Geo. E. Cooke & Son say: "We put it to Kentuckians if busi-
ness men, representing a company with nearly $4,000,000 assets, would
be likely to submit on such a summons?"

It should not be forgotten that not one penny of this immense fund,
except the bare capital, belongs to the company, but is the property of
the future widows and orphans of the policy-holders. And when the
demand was made by the State officer, appointed to watch the manage­
ment of these trust-funds, he not only knew that they had made and sworn to
an incorrect statement of their condition, to the amount of over $148,000,
but he also had good reason to believe these funds were otherwise being
mismanged and misapplied.

Another reason why this company could not be expected to submit to
an examination, is by Cooke & Son stated to be, that some of them are
individually worth more than four millions of dollars. This fact should
not exempt them from accountability for the management of these trusts.

They also "express a hope that the Commissioner will satisfactorily ex­
plain the points above mentioned to the people of the State." The
Commissioner declined to go into a newspaper controversy on this sub­
ject with this company, or its paid adherents, but has given full reports to
those in authority over him, and has, with their approval, published them
for the information of the people.

GEO. E. COOKE & SON IN COURIER-JOURNAL, MARCH 21, 1873.

In this letter they make the following distinct charge: "By his own
"confession his (the Commissioner's) collection of these fees for work
"done that can only be performed by an actuary, and the drawing of his
"salary even, was without warrant of law."

If this charge is true, a very serious question is presented for the con­
sideration of the committee. [On this subject, see response to Senate
resolution above quoted.]

Again they say:

"This Bureau cost $31,747.40 to run it for the year 1871. Every dol­
lar, therefore, of these assessments on these two [Mutual Benefit and
Connecticut Mutual] and other companies, is drawn out of the Treasury
again by the Commissioner, who handles it all, spends it all, and is now
"calling for more, more, more."

The fees and assessments collected by the Insurance Bureau are nearly
all in the shape of drafts payable to the order of the Commissioner or his
deputy; these are indorsed, made payable to the Treasurer, and trans­
mited to the Auditor. No money is drawn from the Treasury; on ac­
count of the expenses of the Bureau, except by warrant of the Auditor
in favor of the party to whom the amount is due. No portion of this fund passes into the Commissioner's hands from the Treasurer, except his own salary and personal expenses, traveling on business of the Bureau, and this only on the warrant of the Auditor.

They say further:

"These large sums have all passed through his hands, in paying salaries "and the Public Printer for denouncing those companies that will not "submit, at the cost of those who do."

The Commissioner has only appointed one clerk, he pays no salaries, nor does he pay the Public Printer. The Auditor appoints the clerks and fixes their salaries. This has been done on the recommendation of the Commissioner.

GEO. E. COOKE & SON IN COURIER JOURNAL, MARCH 24, 1873.

[For answer to first column, see page 15, Senate Report.]

They ask: "Why should the Commissioner desire to make an examination of a company not doing business in the State, unless it was to show "that my power is absolute, and I will be obeyed?"

In ceasing to do new business in the State, the contracts of the Globe, at that time in force, with several hundred policy-holders in Kentucky, were not abrogated. The Commissioner believed the company was mismanaging these trust funds belonging to citizens of Kentucky, and therefore desired to test the question of his power, through the courts, to compel the company to submit to examination.

Again they say: "Now the public would like a little 'actuarial light' "upon this subject, as to how a company could have fully complied with all "the laws of the State in September, 1872, when the quarrel began in "February, and was kept up, by the Commissioner's own showing, until "its withdrawal from the State on the 18th of October."

[Quotation from Senate Report, page 13]

"Issue was made with the company on this point at once, and it has "been persistently maintained by me ever since, notwithstanding the "assertion of the late agents that I issued in August last a certificate of "authority for the Globe 'to do business in the State of Kentucky, it "having complied with all the laws thereof.' That certificate was issued "and signed by the Deputy Commissioner, H. T. Stanton, contrary to my "intentions, after I had officially notified the company that I was not satisfied with the correctness of its statement, and would make it the "subject of further investigation, and had left here for the purpose of "examining the company; and yet they represent that 'I, Gustavus W. "Smith,' made the certificate. The President of the company and Geo.
"E. Cooke both knew from me the circumstances under which the certificate was issued, and that I did not consider that the inadvertence or mistake of the Deputy must control my official action, as chief Insurance officer of the State of Kentucky, in so important a matter as that of visit and examination of the transactions of a company that had made an annual statement that I suspected was not correct."

"On being informed, by letter from the Deputy Commissioner, that he had admitted the Globe, I at once explained to him the error he had committed; told him to let it stand, however, for the present, at least; urged the completion of the examination of the Globe papers in the Bureau office here, and to send on the principal computer with all the documents to meet me in New York as soon as possible; and told the Deputy that his inadvertence in admitting the company to this State would not justify me in failing to make the examination in order to correct the last annual statement of the company."

They say: "The President asked if the Commissioner would oblige him by informing him what use he intended to make of these extracts. He was at once informed by the Commissioner that he declined to state what his intentions were, &c."

No such question nor anything like it was asked, nor any such answer given then, or at any other time. The remainder of the paragraph from which the above quotation is made, is of similar character.

The issue was made upon the refusal of the company to exhibit its cash-book. The differences began when the company charged that the Commissioner did not desire the information he was seeking for any legitimate purpose.

Further, they say: "The President at once replied that he would suggest that the examination be suspended until he could confer with his Board of Trustees."

Nothing of this kind occurred. But, in the afternoon of the second day, the President asked a postponement of the examination. This request was made very pleasantly, and was willingly and promptly acceded to.

Again: "It will be seen from the company's statement that the issue turned on the extracts from the minutes."

This is not a true statement of the case. The issue was made upon the cash-book. The company insisted that all the damaging data that had been taken from their books and papers, as well as from the minutes of the Board, should be returned, and would only permit any further examination on condition that no memoranda should be made. They claimed that the solvency of the company, at that time, was the only question the Commissioner had a right to inquire into; and even this had to be deter-
mined without making any memoranda whatever, implying that, in forming his conclusions, the Commissioner was expected to keep in memory the contents of the voluminous records of the office, involving transactions of millions of dollars. Professing a willingness to have the examination made, and at the same time placing conditions on it making it absolutely impossible—and even this was conditioned upon the immediate return of all the information previously obtained.

Again: "Finally, we have the affidavit of one of the officers of the company, given before a Commissioner for Kentucky in the city of New York, that the cash-book was not refused, except in common with all other books, when the Board of Trustees decided to withdraw from his jurisdiction in the State of Kentucky."

There is also, in the office of the Insurance Commissioner of Kentucky, the affidavit of two of the officers of the company to an incorrect statement of the company's business for the year 1871 of over $148,000, which they afterwards admitted.

Every book of the company which was called for by the Commissioner, or Mr. Peck, on the first day, was furnished. Being desirous of examining, the second day, the item of cash on hand, as shown by the statement for December 31st, 1871, Mr. Peck called for the cash-book. Every thing in the examination had gone on pleasantly up to this time; the cash-book was not furnished him; he sent a second request to the Secretary for it, and then waited until in the afternoon, when he informed the Commissioner that he had failed to get this book. The Commissioner then asked the Secretary for it, and insisted that it should be produced. The Secretary referred him to the President, who then objected to Mr. Peck as an assistant examiner. The Commissioner discharged Mr. Peck at the request of the President. Immediately after this, the President requested that the examination should be postponed. This was about two weeks before the President notified the Commissioner that the Board of Trustees had withdrawn the company from Kentucky.

They say, in reference to another affidavit, that it spoils the "promising story of the Commissioner."

The "promising story of the Commissioner," here alluded to, is simply an extract from the Book of Minutes of the Board of Trustees, viz: "Voted dividend 34½ per cent. to stockholders," "making the stock stand on the books at $196 for $100 original." This is the company's own statement of its stock, as recorded in the minutes of the Board.

They quote Georgia circular of their then agent (1869), as follows: "It will be noticed that this guarantee fund is an adequate protection to the policy-holder against unusual mortality, or other losses not anticipated and otherwise provided for, &c."
The agent of the Globe in Georgia could hardly have been referring to a fictitious guarantee capital on which the shareholders were drawing interest, when not only it had no existence, but the original capital itself was impaired.

They quote (Senate Report, page 25), "voted $225,000 dividends to policy-holders," and say: "We will only say, that if this was an error, which we do not admit, it is one which the policy-holder could well pardon, as it was paid back to those whose payments contributed to the fund."

By the statement of the company, as published in the Kentucky Report, of the business December 31st, 1871, the surplus was $16,785 35. Before the examination was broken off, it was found that, instead of there being any surplus whatever, the capital was impaired. Notwithstanding this, on the 3d of February, 1872, the company voted $31,500 to the additional guarantee capital, making the total guarantee capital $96,000, on which the stockholders draw seven per cent. interest, and, in addition, voted $225,000 dividends to policy-holders, of which Cooke & Son say, "it was an error, it is one which the policy-holders could well pardon, as it was paid back to those whose payments contributed to the fund."

There was no fund at that time to divide, either to guarantee capital or to policy-holders.

"Broad rule of making all policies non-forfeitable," &c., they consider sufficiently illustrated by the opinions of the agent of the company in Georgia, in 1869.

But the facts more recently developed show that the company not only disregarded the principle of non-forfeiture, on which they base their claims to public confidence and patronage, but they had even marked off from their books policies, the net value of which was more than $148,000, before the time had expired within which, by their own terms, a legal claim could be made upon them.

Concerning the allusion of Cooke & Son to expenses, the following is from Senate Report, page 19:

"The unfairness of their statement in regard to the bill for expenses of examiners, consists in the fact that they try to make it appear that the Commissioner and his assistant from this office were engaged only a few hours in examining the books of the company. They were detained in New York on this business the time specified in the bill of expenses, and this detention was mostly caused by purposed delay on the part of the company, as will be seen by my reports to the Auditor."
A general attack upon the insurance law.

The statement that the Insurance Commissioner ever contemplated making a trip to Europe to examine companies is not true.

The suits referred to were brought by the Auditor for failure to report premium receipts, on which taxes were due. The Commissioner has nothing to do with the taxes, or with these suits.

They say: "The purpose of the Commissioner's delay will be apparent to the dullest intellect. It was to preclude the possibility of any action being taken on it by reason of the adjournment of that body (Senate) "sine die."

This is not true.

They continue: "And what an insult to the dignity of the Senate does it present in giving five pages to that body, and thirty-seven to the "Globe Life and Geo. E. Cooke & Son!"

The following extract is from the report to the Senate, page 10:

"Having been officially informed that the Senator who offered the resolution to which this is a response, did so because of intimations and direct assertions contained in a recent published attack upon the management of this office, I take this occasion to address the Senate in regard to the real question now in issue, viz: can Life Insurance corporations control many million dollars of other people's money, held by them in trust for the future widows and orphans in this country, be compelled to submit to the law?"

The Commissioner was advised to this form of report by the Governor, members of the Insurance Committees of both Houses, and others of the Legislature. The report was submitted to them before it was transmitted; the Governor being represented by his Secretary.

They say further: "We thus see that the company charged the bundy together of an ex-General Agent, of an ex-Vice President, and of a dis- charged book-keeper, in an attempt to injure the company whose bread they had eaten; and one of them in the person of the Insurance Commissioner of Kentucky, proposing to use his official position for the accomplishment of their designs."

This charge of the company, made through Geo. E. Cooke & Son, is false.

They say: "He suppressed the facts and told only one side of the story, and left us to tell these things; and when informed in a personal interview that we intended to do so, threatened us that if we did "I (the Commissioner) will ruin your company."
No such threat was ever made; but the Commissioner did tell Dr. Geo. E. Cooke that if he (Cooke) did publish all the facts in reference to the Globe, the company would be ruined by such publication.

They say: "He further says about this certificate, page 11th, 'The President of the company and Geo. E. Cooke both knew from me the circumstances under which the certificate was issued.' This is a mistake, so far as Geo. E. Cooke is concerned."

This is not a mistake so far as George E. Cooke is concerned, because the Commissioner told Geo. E. Cooke, in New York, that he had told the President the circumstances under which the certificate was issued, and repeated them to him (Cooke).

GEO. E. Cooke in Courier-Journal, Nov. 6, 1873.

They say that "in Massachusetts, for the year 1872, the item of printing and advertising is set down at $824 55; Commissioner, $2,000; Deputy and clerk, $3,000."

This statement is made by them as a fair comparison with what they style "the frightful extravagance," "the fearful expenses of the Bureau."

The Massachusetts Department, in 1872 (see Mass. Report, 1873), expended for salaries to officers and clerks $22,972 98, of which $5,000 was paid to the Commissioner, and $3,000 to the Deputy. Number of regular clerks employed, exclusive of Deputy, was sixteen (16). The cost of publishing the Massachusetts Insurance Report for 1872 was $7,786 97. It is paid for by the State, and forms no part of the expenses of the Insurance Department.

In Kentucky the law requires that the annual report of the Insurance Commissioner shall be paid for by the Bureau. The cost of printing and binding the Kentucky Report last year was $2,071 69.

Again they say: "In open violation of this law, and disregarding its plain provisions, the Commissioner published a pamphlet against the 'Globe Life on her withdrawal from the State, and had a second and a third edition of same sent, in untold numbers, throughout not only this State, but the United States and Canada, to rival agents of other companies, with a view of injuring its business, and in vain attempt to ruin the company. These publications cost thousands of dollars, and we charge that he paid for them out of money belonging to the Insurance fund, intrusted to him for its legitimate expenses, and now calls on the companies to make it up."

The following are the bills alluded to:

Report to Auditor, December 6th, 1872, printing and binding 1,000 copies. $70 45
Report to Auditor, January 29th, 1873, printing and binding 1,000 copies. 62 89
Report to Senate, April 14th, 1873, printing and binding 1,000 copies. 111 39
Total. $244 69
These reports were published in precisely the same manner as other reports of the Bureau are published. Copies were sent to the officers of the State Government, to each member of the Legislature, to the Insurance Commissioner of each State, to the officers of each Insurance Company doing business in Kentucky, to the newspapers of the State, to general agents in the State, and to others interested who applied for them.

The facts in this case, which is an exceptional one, made it necessary, in the opinion of the State authorities, to publish these reports. The bills were paid by the Treasurer, out of the Bureau fund, on the warrant of the Auditor, as all other expenses of the Bureau are paid.

They say: "How happens it, that the Commissioner assumes the right to appoint to his office eight other clerks, independent of the Auditor's office? The law gives him no such power, nor does it, in this act, give the Auditor that power."

Section 3, Bureau act, is as follows:

"The Insurance Commissioner shall receive an annual salary of $4,000. There shall be paid the sums necessary to secure the clerical and actual assistance necessary to the discharge of all the duties devolving by law on the Bureau or Commissioner."

The Commissioner considers the present force of clerks necessary, and the Auditor, on his recommendation, appointed them, under the authority given in the law as above quoted.

During the first and second years after the organization of this Bureau, six clerks were employed, almost exclusively, in examining and correcting the registry lists of Life Insurance Companies, and in making valuations of their policies. A great number of tables of values, requiring much time and labor, had to be constructed. During the time this force was occupied in calculations of Life Insurance net values, many other important matters were but partially attended to. In the last year, these clerks, besides examining and correcting the life policy registers and making the valuations of such as were required and deemed necessary, have been employed in thoroughly examining the annual and other statements of both life and fire companies, and preparing them for the printer, and in examining companies at their home offices. In short, the force that for the first two years was employed in a special and peculiar branch of the work, has now been brought into the field of general supervision.

In this office the work which ought to be done is not all accomplished, notwithstanding the fact that those employed to assist the Commissioner are competent men, and attend faithfully to their duties.

They say: "We find in the Pennsylvania Report of expenses an itemized account, from which it appears that these valuations are made
almost entirely by girls, as we find Mary Hamlet, Susan Allen, and
Emma Wise, and others, charged with sums paid them for ‘valuation of
life insurance policies.’ Thus it would seem that this difficult mathematical
feat was performed in Pennsylvania by school-girls!"

The following is from a letter from the Insurance Department of Penn­
sylvania, under date January 1st, 1874: "In reply to your favor of the
29th ult., I say, that no report has been issued yet, the Department
only having been in operation since May last. Expect to have report
for present year by April next."

GEO. E. COOKE & SON IN COURIER JOURNAL, DEC. 19, 1873.

They say: ‘To show just what the people receive for all this money,
and what our Commissioner’s supervision is worth, we will run a parallel.
The St. Louis Mutual Life has been known to be in an unsound
condition, and going from bad to worse, for over a year. To insurance
men it was no secret. Its policy-holders applied for injunction. Its
President was forced to resign, followed by all the Directors, until the
people had learned to suspect and to avoid, and destruction was
inevitable. Did our Commissioner sound the note of warning? No.
He issued her instead a certificate, over the broad seal of the Insurance
Bureau, that ‘the Commissioner is satisfied of the maintenance of the
required deposit, and of the solvency and ability to meet all its engage­
ments at maturity!’ Not until November 4th, 1873, after it was well
known to all business men that she was nearly or quite insolvent, did he
sound the note of warning,’ forbidding her to do business in the State."

In 1872 a regular certificate of authority was issued to the St. Louis
Mutual, based upon its annual statement of the condition of its affairs
December 31st, 1871. But during the year 1873, no certificate of author­
ity to do business in Kentucky was granted by the Commissioner.

A foot note appended to the abstract of the statement of this company
for December 31st, 1872, in the Commissioner’s Annual Report, 1873, page
340, explains the action taken in this office up to the time of publication
of the Report. It concludes thus:

"This Bureau has been officially informed by the Superintendent of the
Insurance Department of Missouri that an examination of the affairs of
the company is being made under his authority, and as soon as the
results of the investigation are reported to him, the full particulars will
be communicated to this office. Pending which, no further action has
"been taken."

On the 8th of October the following telegram was received from the
Superintendent of the Insurance Department of Missouri: ‘Have just
completed examination of St. Louis Mutual Life, and find it insolvent.”
No particulars were given then or thereafter. An Examiner from this office was immediately commissioned to ascertain the facts; and, on his report, on the 28th of October, the company was required to cease doing new business in this State.

The results of the examination of the company were published in full in all the St Louis daily papers immediately on its conclusion.

The parallel between the cases of the Globe and the St. Louis Mutual, is in this: The former made an incorrect statement, and refused, in the manner heretofore described, to permit it to be corrected. The latter made a statement which was not satisfactory; it, however, not only permitted but invited the Commissioner to make the examination. This was done, and on its conclusion the company was at once ordered to cease doing new business in Kentucky.

Many companies have left the State since the General Insurance Laws were enacted, and many have applied for permission to do business in this State during the same time, that have not obtained the requisite authority. A comparison of the list of those which have withdrawn, or have been forced to retire, with the list of those which have been admitted and remain, will show that the average effective strength and soundness of the companies now doing business here is far better than before the Insurance Bureau was organized.

Geo. E. Cooke & Son seem to apprehend that all good insurance companies will be driven from the State by the acts of the Commissioner; yet the number of such companies doing business in Kentucky, at the end of the year 1873, is greater by twenty-one than the number at the beginning of that year.

The number of companies is not, however, a measure of the power to give reliable insurance to property and lives. Neither is the number of companies doing business in a State a true measure of the amount of work required for their effective supervision. For instance, it does not necessarily follow, because there were 59 life companies doing business in New York in 1872, and 22 in Kentucky, that the relative expense of supervision in New York and Kentucky should be as 59 to 22. The whole number of policies in force on 31st December, 1872, in all Life Companies doing business in New York, was 804,444. In those doing business in Kentucky, the number was 510,200. This would indicate that the relative expense of supervision of life companies, in the two States, should be as 804,444 to 510,200.

But neither of these estimates can be relied on, because a vast deal depends upon the particular circumstances of each case. Take, for instance, that of the Globe Life, in the Kentucky office: the correcting of its registry of policies cost, in salaries alone, at least five hundred dollars, before
the investigation was transferred to New York. Cooke & Son, no doubt, consider the work done in the Kentucky Bureau, in the matter of the Globe, unnecessary, and even illegal. If they do so consider it, the Commissioner differs with them on this point, as he certainly does on many others connected with the management of the Bureau.

While it may be well enough to institute comparisons as to the relative expenses of supervision in the different States, the Commissioner of Kentucky is not required to regulate the expenses of his office by the laws of Maine or New Hampshire, or of any other State except his own. The Kentucky law is his rule of action. Among other things, it provides, see section 16, that "the records of said Insurance Bureau shall, at all times, be open to the inspection of the public, subject to such rules as may be made by the Commissioner for their safe-keeping; free from any charge whatsoever; and he shall, on demand, furnish certified copies of any paper, report, or document on file in his office, to any person requesting the same, upon payment of the fees allowed by law."

A synopsis of the laws of such States as have undertaken the supervision of insurance companies is appended, with items of expenditures and receipts, compiled from the official reports.

Mr. Kearny moved to print said resolution and memoranda. Pending consideration thereof, the House adjourned.

TUESDAY, JANUARY 13, 1874.

A message was received from the Senate, announcing that they had passed a bill, which originated in this House, entitled

An act to authorize the county court of Livingston county to levy an additional poll and ad valorem tax for bridge and road purposes.

And that they had passed bills of the following titles, viz:

1. An act to incorporate the Licking River Navigation Company.
2. An act to incorporate the Farmers' Bank of Longview.

Which bills were read the first time and ordered to be read a second time. The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,
Ordered, That they be referred—the 1st to the Committee on Internal Improvement, and the 2d to the Committee on Banks.

The following petitions and memorial were presented, viz:

By Mr. Wolf—
1. The petition of the Disciples of Christ worshiping at Antioch in Kenton county, praying for certain amendments to the charter of Kentucky University.

By Mr. Davis—
2. The petition of the same worshiping at Grayson, in Carter county, praying for the same object.

By Mr. Ellis—
3. The petition of certain citizens of Greenup county, praying the passage of an act declaring null and void a certain vote taken at August election, 1873, and requiring another vote to be taken under the act referred to therein.

By Mr. Speaker McCready—
4. The memorial of W. L. Stone and others, praying an appropriation to the "Saratoga Monument Association."

Which were received, the reading dispensed with (except the 4th, which was read), and referred—the 1st and 2d to the Committee on the Judiciary; the 3d to the Committee on Moral and Religious Institutions; and the 4th to the Committee on Claims.

The House took up an unfinished order of yesterday, viz: the resolution reported by Mr. Kearny, from the Committee on Insurance, and which was under consideration when the House adjourned.

Mr. Kearny withdrew his motion to print said resolution and the memoranda accompanying same, and moved, in lieu thereof, to print the same, and make the consideration thereof the special order of the day for the 17th inst., at 11 o'clock, A.M.

And the question being taken on said motion, it was decided in the affirmative.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined an enrolled bill, which originated in this House, entitled

An act to authorize the county court of Livingston county to levy an additional poll and ad valorem tax for bridge and road purposes, and had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.
On motion of Mr. Prall, leave was given to bring in a bill to establish the county lines of Fayette.

Ordered, That the Committee on Propositions and Grievances prepare and bring in the same.

Mr. Henton, from the Committee on Banks, to whom was recommitted a bill from the Senate, entitled

"An act incorporating the Bank of J. & J. A. Witherspoon, of Lawrenceburg,

Reported the same without amendment.

Mr. Graves moved the following amendment thereto, viz:

Add to 5th section: And provided further, That the stock and wealth of said bank shall be subject to State, county, and municipal taxation, the same as property of private individuals.

Mr. Herms then moved to lay the bill and proposed amendment on the table.

And the question being taken on the motion of Mr. Herms, it was decided in the negative.

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

In the affirmative—Joseph Hermes—1.

Those who voted in the negative, were—

Mr. Speaker (M'Cready) E. A. Graves,
Wm. A. Allen, R. P. Gresham,
W. W. Ayers, Nelson Hamilton,
D. H. Baker, James W. Hannah,
H. C. Baker, C. C. Harvey,
W. N. Beckham, Wm. L. Hazelip,
B. G. Bidwell, Thos. W. Henton,
J. C. S. Blackburn, John S. Herd,
R. W. Brandon, Samuel C. Humphrey,
W. W. Browning, W. Godfrey Hunter,
Stephen R. Campbell, Bart. W. Jenkins,
Pat. Campion, Allen Jones,
Issac N. Cardwell, R. A. Jones,
Washington Chandler, Allen Jones,
H. S. Chilton, R. A. Jones,
C. M. Clay, jr., Allen Jones,
Henderson Conlee, R. A. Jones,
Thomas H. Corbett, Allen Jones,
Isham Cottingham, R. A. Jones,
B. C. Craddock, R. A. Jones,
Newton Craig, R. A. Jones,
Richard D. Davis, R. A. Jones,
John Fible, R. A. Jones,

31—R. R.
The question was then taken on the adoption of the amendment proposed by Mr. Graves, and it was decided in the affirmative.

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

Those who voted in the affirmative, were—

Wm. A. Allen, Wm. A. Morris, John Wolf,
W. W. Ayers, Thomas J. Morrow, D. W. Wright,
H. C. Baker, Mat. Nunan,
R. W. Brandon, Ulysses Garred,
W. W. Browning, Addison Gibson,
Stephen R. Campbell, J. T. Freeman,
W. J. Campion, Thos. J. Morrow,
Isaac N. Cardwell, Wm. Neal,
Washington Chandler, Mat. Nunan,
H. S. Chilton, John Wolf,
Isham Cottingham, W. A. Monis,
B. C. Craddock, W. A. Monis,
Richard D. Davis, Ulysses Garred,
J. T. Freeman, Addison Gibson,
Ulysses Garred, E. A. Graves,
Addison Gibson, R. P. Gresham,
E. A. Graves, Nelson Hamilton,
R. P. Gresham, O. S. Parker,

Those who voted in the negative, were—

Mr. Speaker (McCreary) Geo. L. Forman, Joshua D. Powers,
W. N. Beckham, W. H. Frederick, John A. Prall,
B. G. Bidwell, C. C. Harvey, Thomas H. Reed,
J. C. S. Blackburn, Thomas W. Henton, C. C. Scales,
C. M. Clay, Jr., Bart. W. Jenkins, Geo. W. Strickler,
Henderson Conlee, K. A. Jones, John S. Williams,
B. F. Duvall, John Watts Kearny, R. W. Wilson,
John Fible, M. W. LaRue, D. W. Wright,
Richard P. Finn, W. A. Morin, J. M. Wright—27.

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

Said bill, as amended, was read a third time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That there is hereby established a savings and deposit bank in the town of Lawrenceburg, Kentucky, with a capital of fifty thousand dollars, with the privilege of increasing the same to one hundred thousand dollars, in shares of one hundred dollars each, to be subscribed and paid for as hereafter specified; and the subscribers,
their associates, successors, and assigns, shall be a body-politic and incorporate, by the name and style of the "Bank of J. & J. A. Witherspoon, of Lawrenceburg, Kentucky," and shall so continue for twenty-five years from the organization; and shall have all the rights and privileges of a natural person in contracting and being contracted with; in suing and being sued; and of impleading, answering, and defending, in all courts and places whatsoever. Said bank may have and use a common seal, and change the same at pleasure.

§ 2. Said bank shall be under the control and management of not less than three nor more than five directors, who shall be stockholders residing in the State. They shall hold their office until their successors are elected and qualified; and, after the first election, shall be elected the first Monday in January in each year, or so soon thereafter as practically convenient; and in case of vacancy, the remaining directors shall have power to appoint a successor. They may elect one of their number president, who shall preside at their meetings, and perform such other duties as may be assigned by this charter or their by-laws. They shall have power to sell any of the stock remaining unsold; to declare dividends of the profits arising out of the business of the bank; to appoint such officers, agents, and employees as they deem necessary to conduct the business of the bank, and pay them for their services; to take from the president, cashier, and other employees such bond as they may deem proper and reasonable to secure the faithful performance of their respective duties; and to make such by-laws as they may deem necessary for the proper management of the affairs of the bank, provided the same be not contrary to the Constitution and laws of this State and of the United States. The stock shall be deemed personal property, and shall be transferable only on the books of the bank by the stockholder or his attorney, under such rules and regulations as the directors may from time to time establish. If any officer of the bank shall appropriate any funds of said bank to his own use, or shall willfully fail to make correct returns, or knowingly make false ones on the books of said bank, with intent to cheat or defraud the corporation or other person, such officer shall be deemed guilty of felony, and shall, upon conviction thereof, be sentenced to confinement in jail or penitentiary of this Commonwealth for a period of not less than two nor more than four years.

§ 3. That J. Witherspoon, J. A. Witherspoon, and A. C. Witherspoon, are hereby appointed commissioners, any two of whom, after giving notice to the others, may open books in the town of Lawrenceburg, and receive subscriptions for the capital stock of said bank; and whenever fifty thousand dollars of said stock shall have been subscribed and paid for, it shall be their duty to give notice to the stockholders, and appoint a day for the election of a board of directors, who shall hold their office until the ensuing annual election. The payments for the shares shall be one hundred dollars for each share, to be paid for at the time of subscribing. Said corporation may commence business as soon as the sum of fifty thousand dollars shall have been subscribed and paid in as capital.
§ 4. Said bank may receive deposits of gold and silver, bank notes, and other notes which may be lawfully circulating as money, and repay the same in such manner, and at such times, as may be agreed upon with the depositors by special or general contract; may deal in the loaning of money; may buy and sell bills of exchange, promissory notes, uncurren t money, stocks, bonds, mortgages, and other evidences of debt; take personal and other securities for the payment of the same; and upon the non-payment of the debt on demand after maturity, may sell said securities in accordance with the provisions of an act, entitled "An act for the benefit of the incorporated banks of Kentucky," approved March 16, 1871. All promissory notes made payable at said bank, or other banks in this State, and inland bills of exchange which may be discounted and owned by said bank, shall be, and are hereby, put on the same footing of foreign bills of exchange; and like remedy may be had thereon, jointly and severally, against the drawers and indorsers.

§ 5. It shall be the duty of the president of said bank, on the first Monday of January in each year, to pay into the State Treasury the sum of fifty cents on each one hundred dollars of capital stock, which shall be in full of all State tax or bonus, and be a part of the revenue proper: Provided, That nothing in this charter shall exempt the real estate, or other property of the bank represented by the stock, from taxation: Provided further, That the stock and wealth of said bank shall be subject to State, county, and municipal taxation, the same as property of private individuals.

§ 6. This act shall take effect from and after its passage.

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

The yeas and nays being collected thereon byMessrs. Wolf and Hermes, were as follows, viz:

Those who voted in the affirmative, were—

B. C. Craddock, W. H. May, B. R. Walker,
Newton Craig, Thomas J. Mayo, James D. Watson,
Richard D. Davis, James W. Meador, C. H. Webb,
B. F. Duvall, Thomas M. Miller, John S. Williams,
Samuel Ellis, Thos. B. Montgomery, J. A. Wilson,
John Fible, Thos. J. Morehead, R. W. Wilson,
Geo. L. Forman, W. A. Morris, D. W. Wright,
W. H. Frederick, Thomas J. Morrow, J. M. Wright,
J. T. Freeman, Wm. Neal, Geo. C. Young—81.

Those who voted in the negative, were—

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

Mr. Bidwell, from the Committee on Banks, who were directed to prepare and bring in the same, reported a bill, entitled
A bill to subject bank stock to taxation for county purposes.
Which was read the first time and ordered to be read a second time.

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

On motion of Mr. Bidwell,
Ordered, That said bill be printed, and that the same be placed in the orders of the day.

Mr. Clay, from the same committee, to whom was referred a bill from the Senate, entitled
An act to amend an act, entitled "An act to charter the Central Savings Bank of the city of Louisville,"
Reported the same with an amendment thereto.
Which was adopted.

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

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

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

Mr. Corbett, from the Committee on County Courts, who originated the same, reported a bill, entitled
A bill to regulate the sale of spirituous, vinous, or malt liquors in this Commonwealth.
Which was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,
On motion of Mr. Corbett,

Ordered, That said bill be printed, and its consideration made the special order of the day for Tuesday, 20th inst., at 10 o'clock, A. M.

Mr. Campion, from the Committee on Public Offices, who were directed to prepare and bring in the same, reported a bill, entitled

A bill for the benefit of C. S. Mergell, of Louisville.

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

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the sum of seventy-five dollars be, and the same is hereby, appropriated, out of any money in the Treasury not otherwise appropriated, to C. S. Mergell, for his architectural designs and estimates of the cost of building a block of four warehouses for the use of the penitentiary, made in 1871; and the Auditor is authorized and directed to draw his warrant for said sum on the Treasurer in favor of said Mergell in full for that service.

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

Ordered, That said bill be read a second time.

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

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

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

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

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

Those who voted in the affirmative, were—

Those who voted in the negative, were—

Wm. A. Allen, Addison Gibson, Thos. B. Montgomery,  
R W. Brandon, E. A. Graves, Thomas J. Morehead,  
Isaac N. Cardwell, Nelson Hamilton, Wm. Neal,  
Isiah Cottingham, Wm. L. Hazelip, Robertson Payton,  
Richard D. Davis, John S. Herd, William Sellers,  
Richard P. Finn, Joseph Hermes, G. M. Thomas,  
Geo. L. Forman, Samuel C. Humphrey, James D. Watson,  

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

Mr. Duvall, from the same committee, to whom was referred a bill from the Senate, entitled

An act appropriating money for the purpose of completing the unfinished apartments of the building known as the Fire-proof Offices in the city of Frankfort,

Reported the same without amendment.

On motion of Mr. Duvall, the further consideration of said bill was postponed to, and made the special order of the day for, to-morrow, at 11 o'clock, A. M.

Bills were reported by the several committees, who were directed to prepare and bring in the same, of the following titles, viz:  

By Mr. Stone, from the Committee on Education—  
A bill for the benefit of school district No. 27, in Hancock county.  

By Mr. Preston, from the same committee—  
A bill to incorporate the Collins District School, in Henderson county.  

By Mr. Montgomery, from the Committee on Agriculture and Manufactures—  
A bill to authorize the president and directors of the Nelson County Agricultural Association to borrow money.  

By same—  
A bill for the preservation and protection of game and fish in Bourbon county.  

By same—  
A bill to amend an act for the benefit of the Bourbon County Agricultural Society, approved February 12, 1849.  

By Mr. D. W. Wright, from the Committee on Circuit Courts—  
A bill to fix the time of holding the Garrard circuit court, and to amend section 5, article 5, chapter 28, of the General Statutes.  

By same—  
A bill to amend an act, entitled "An act to incorporate the town of Grayson, in Carter county."
By Mr. Corbett, from the Committee on County Courts—
A bill authorizing the county court of Washington county to increase the county levy.

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

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

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

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

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

Mr. Montgomery, from the Committee on Agriculture and Manufacturers, to whom was referred a bill from the Senate, entitled
An act for the benefit of the Agricultural and Mechanical Association of the Colored People of Bourbon County,

Reported the same without amendment.

Ordered, That said bill be read a third time.

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

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

Mr. Corbett, from the Committee on County Courts, who were directed to prepare and bring in the same, reported a bill, entitled
A bill for the benefit of H. X. Morton and W. F. Berry, of Union county.

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

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

The further consideration thereof was cut off by the arrival of the hour for taking up the orders of the day.

The House then took up from the orders of the day a resolution from the Senate, entitled
Resolution directing the reinterment of the remains of Christopher Greenup and George Madison, and the erection of a monument over their graves.
Said resolution was read the second time as follows, viz:

WHEREAS, The remains of two of the early and most distinguished Governors of this Commonwealth, Christopher Greenup and George Madison, now lie in an obscure and neglected spot in the Old Frankfort Cemetery, with scarce a single mark to designate the resting place of these distinguished and honored dead; and whereas, also, it is not only right and proper, but the bounden duty of all civilized and Christian people, to cherish the memory and perpetuate the names of all those who have exhibited in their lives the most exalted patriotism and heroic virtues; therefore, be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Governor be, and he is hereby, requested and authorized to have the remains of Christopher Greenup and George Madison removed from where they now lie, and cause them to be interred in that portion of the Frankfort Cemetery belonging to the State, and have an appropriate monument erected over their graves; and the Auditor, at the request and in favor of the Governor, is authorized and directed to draw his warrant on the Treasurer to an amount sufficient to pay for the same. This resolution shall take effect from and after its adoption.

The question was then taken on concurring in said resolution, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Those who voted in the negative, were—

Wm. A. Allen, John S. Herd, Wm. Neal,
R. W. Brandon, Samuel C. Humphrey, C. W. Threlkeld,
Isham Cottingham, W. Godfrey Hunter, C. H. Webb,
Wm. L. Hazelip, Thos. J. Morrow,

The House then took up the resolution from the Senate, entitled Resolution for the benefit of the Senate Committee on Privileges and Elections.

Said resolution was again read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Chairman of the Committee on Privileges and Elections in the Senate is hereby authorized to employ a clerk for said committee to facilitate their investigations in the Goodloe-Wooldridge contested election case: Provided, That the compensation of said clerk shall not exceed five dollars per day. This resolution shall take effect from its passage.

The question was then taken on concurring in said resolution, and it was decided in the negative.

The yeas and nays being taken thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (M'Cready) John Fible,
W. N. Beckham, Bart. W. Jenkins, Geo. W. Riddle,
J. C. S. Blackburn, Mat. Nunari, John S. Williams,
Henderson Conlee,

Those who voted in the negative, were—

Wm. A. Allen, R. P. Gresham, Wm. Neal,
W. W. Ayers, Nelson Hamilton, Robertson Payton,
D. H. Baker, James W. Hannah, Samuel M. Sanders,
H. C. Baker, C. C. Harvey, W. W. Sawyers,
B. G. Bidwell, Wm. L. Hazelip, Wm. Sellers,
Church H. Blakey, John S. Herd, C. C. Scales,
R. W. Brandon, Samuel C. Humphrey, W. M. Stevens,
W. W. Browning, W. Godfrey Hunter, H. L. Stone,
Stephen R. Campbell, Allen Jones, Ben. Stout,
Pat. Campion, John Watts Kearny, Geo. W. Strickler,
Isaac N. Cardwell, M. W. LaRue, G. M. Thomas,
H. S. Chilton, A. S. Lewis, C. W. Threlkeld,
Thomas H. Corbett, Samuel Martin, Geo. B. Turner,
Isham Cottingham, W. H. May, B. R. Walker,
B. C. Craddock, Thomas J. Mayo, James D. Watson,
B. F. Duvall, James W. Meador, C. H. Webb,
Richard P. Finn, Thomas M. Miller, J. A. Wilson,
J. T. Freeman, Thos. B. Montgomery, R. W. Wilson,
And so said resolution was disagreed to.

The House then took up the preamble and resolution heretofore offered by Mr. Bidwell, which was again read as follows, viz:

WHEREAS, the report of the Auditor of Public Accounts shows that, under the head of "Insurance Bureau," there was received into the Treasury from October 14th, 1872, to October 10th, 1873, from insurance companies doing business in this State, to defray the expenses of the said Bureau, the sum of $13,714 98; and that there was drawn by the Auditor on the Treasurer, for the year ending October 10th, 1873, warrants for the said Bureau amounting to the sum of $27,723 20, which is $14,008 22 more than the amount paid into the Treasury by the different insurance companies; therefore, be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be requested to furnish the General Assembly a statement showing the amount of each warrant drawn on the Treasurer for said Bureau; what each warrant was drawn for; and also state under what law warrants in excess of the amounts paid into the Treasury by the insurance companies were drawn.

Mr. Williams moved to amend said resolution by striking out of the same, after the word "resolved," the words "by the General Assembly of the Commonwealth of Kentucky."

And the question being taken on the amendment proposed by Mr. Williams, it was decided in the affirmative.

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

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

Those who voted in the affirmative, were—

The House took up an engrossed bill, entitled
A bill to amend chapter 57, section 1, of General Statutes.
On motion of Mr. Preston, said bill was recommitted to the Committee on the Judiciary.

The House also took up a bill, entitled
A bill to establish a Bureau of Immigration in this Commonwealth.

Mr. Scales moved to postpone the consideration of said bill, and make the same the special order of the day for the 21st inst., at 10 o'clock, A. M.

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

Mr. Scales moved to reconsider the vote by which said motion was rejected.

The question was then taken on the motion to reconsider said vote, and it was decided in the affirmative.

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

Those who voted in the affirmative, were—

Those who voted in the negative, were—

Wm. A. Allen, R. P. Gresham, Thomas H. Reed, Samuel M. Sanders,
B. G. Bidwell, John S. Herd, W. W. Sawyers, W. M. Stevens,
R. W. Brandon, Samuel C. Humphrey, H. L. Stone,
Stephen R. Campbell, A. S. Lewis, Ben Stout,
C. M. Clay, jr., Thomas J. Mayo, Henderson Conlee,
Thomas H. Corbett, Thomas M. Miller, Thomas B. Montgomery,
Isham Cottingham, Geo. W. Strickler, Geo. M. Thomas,
B. C. Craddock, W. A. Morris, Geo. B. Turner,
Richard P. Finn, Thos. J. Morrow, B. R. Walker,
J. T. Freeman, Wm. Neal, James D. Watson,

Pending the consideration of said motion, the House adjourned.

WEDNESDAY, JANUARY 14, 1874.

A message was received from the Senate, announcing that they had refused to concur in a resolution, which originated in this House, entitled

Resolution declaring session of General Assembly should not be extended beyond sixty days.

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

An act for the benefit of the administrators of Wm. Simpson, deceased, late clerk of the Wayne circuit and county courts.

An act allowing netting for fish in Sinking creek, in Breckinridge county.

An act for the benefit of the town marshal of New Liberty, county of Owen.

With an amendment to the last named bill.

That they had adopted a joint resolution, entitled

Resolution asking repeal of bankrupt law.
And that they had passed bills of the following titles, viz: 

1. An act to provide for the registration of marriages, births, and deaths.
2. An act to amend an act, entitled “An act to incorporate the town of Dulaney,” which became a law February 3d, 1873.
3. An act to change the time of holding the Butler quarterly court.
5. An act to amend an act, entitled “An act to amend the charter of the town of Hartford.”
6. An act for the benefit of Mary Blain and Georgia Ann Hays.
7. An act to amend an act, entitled “An act for the benefit of the personal representatives of Robert Foster, deceased.”
10. An act to amend an act authorizing the Lewis county court, at the court of claims, to levy a tax to repair the old jail in Lewis county, or building a new jail and jailer’s house in said county, approved 19th February, 1873.
11. An act to prevent the selling or giving spirituous, vinous, or malt liquors within two miles of the academy of E. J. Murphy, in Pembroke, Christian county.”
12. An act to amend the charter of the Kentucky Land Company.
13. An act to increase the salary of W. J. Steele, clerk in the Auditor’s office.

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

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

Ordered, That they be referred—the 1st and 8th to the Committee on the General Statutes; the 2d, 5th, and 12th to the Committee on Corporate Institutions; the 3d, 9th, and 10th to the Committee on County Courts; the 4th to the Committee on Railroads; the 6th and 7th to the Committee on the Judiciary; the 11th to the Committee on Moral and Religious Institutions; and the 13th to the Committee on Public Offices.

On motion of Mr. Corbett, Mr. Bidwell was added to the Committee on the Penitentiary.
On motion of Mr. Brandon, Mr. May was added to the Committee on Charitable Institutions.

On motion of Mr. Blakey, Mr. Morris was added to the Committee on Corporate Institutions.

The Speaker laid before the House the following report of the receipts and expenditures of the Commissioners appointed to superintend the erection of the State House of Reform for Juvenile Delinquents, viz:

JANUARY 6, 1874.

HON. P. H. LESLIE, Governor of Kentucky:

Sir: The undersigned Commissioners, appointed by the Governor under act of the General Assembly of the Commonwealth of Kentucky, approved February 15th, 1869, creating the State House of Reform for Juvenile Delinquents, would respectfully submit the following itemized accounts of receipts and expenditures in the erection of buildings, partially furnishing the same, inclosure of grounds, purchasing stock and farming utensils, as provided in an act amendatory thereto, approved February 23d, 1871. This statement includes all partial reports heretofore made by said Commissioners, as shown by vouchers herewith filed as part of this report:

To amount received from Treasurer, from time to time, as per orders of Board $55,660.00

To amount realized on note of Commissioners to Bank of Kentucky, dated August 29th, 1870, and paid by Auditor at maturity 4,921.66

To order of Board of Commissioners to J. B. Montgomery & Co., contractors on Auditor 3,000.00

To cash received from rents of farm in 1871 358.75

To cash received from hay and fruit sold in 1871 151.80

To cash received for 26,050 brick, at $7.50 per 1,000 161.90

$63,487.21

1869.

November 20. E. Mitchell, check-book 4.00
December 1. German & Bro., check-book 1.00
December 1. Isaiah Voges, architect 100.60

1870.

June 25. A. Sinclair, stone contractor 1,450.00
June 26. H. Krupp & Co., brick-makers 1,000.00
July 2. H. Krupp & Co., brick-makers 1,000.00
July 2. A. Sinclair, stone contractor 300.00
July 9. A. Sinclair, stone contractor 400.00
July 13. J. B. Montgomery & Co., contractors 1,000.00
July 16. Alex. Sinclair, contractor 100.00
July 30. H. Krupp & Co., brick-makers 2,478.00
July 30. A. Sinclair, stone contractor 300.00
July 30. Eli Gaur, cutting and delivering wood for brick 739.80
July 30. W. H. Redin, architect 40.00
August 13. A. Sinclair, stone contractor 722.00
August 18. J. B. Montgomery & Co., contractors 2,000.00
August 20. A. Sinclair, contractor 478.00
September 10. J. B. Montgomery & Co., contractors 1,000.00

Amount carried forward $13,110.00
| Date       | Description                                                                 | Amount
<table>
<thead>
<tr>
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<tbody>
<tr>
<td>September 24</td>
<td>J. B. Montgomery &amp; Co., contractors</td>
<td>$1,000.00</td>
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<tr>
<td>October 17</td>
<td>J. B. Montgomery &amp; Co., contractors</td>
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<td>Telegraphic dispatch to Treasurer</td>
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<td>November 4</td>
<td>Wood's receipt for extra brick-work on tower</td>
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<td>November 23</td>
<td>J. B. Montgomery &amp; Co., contractors</td>
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<td>November 25</td>
<td>A. Sinclair, contractor</td>
<td>$600.00</td>
</tr>
<tr>
<td>December 5</td>
<td>Patrick Omally and John Barrett</td>
<td>$18.00</td>
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<tr>
<td>December 10</td>
<td>A. Sinclair, contractor, stone</td>
<td>$500.00</td>
</tr>
<tr>
<td>December 16</td>
<td>J. B. Montgomery &amp; Co., contractors</td>
<td>$1,200.00</td>
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<td>December 22</td>
<td>J. B. Montgomery &amp; Co., contractors</td>
<td>$600.00</td>
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<tr>
<td>December 28</td>
<td>A. Sinclair, contractor</td>
<td>$100.00</td>
</tr>
<tr>
<td>January 10</td>
<td>J. B. Montgomery &amp; Co., contractors</td>
<td>$2,000.00</td>
</tr>
<tr>
<td>January 20</td>
<td>A. Sinclair, stone contractor</td>
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<tr>
<td>February 16</td>
<td>J. B. Montgomery &amp; Co., contractors</td>
<td>$1,000.00</td>
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<tr>
<td>March 11</td>
<td>J. B. Montgomery &amp; Co., contractors</td>
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<td>J. B. Montgomery &amp; Co., contractors</td>
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<tr>
<td>April 28</td>
<td>Philip Maker, excavation</td>
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<tr>
<td>June 3</td>
<td>J. B. Montgomery &amp; Co., contractors</td>
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<td>June 9</td>
<td>Speed, Magens &amp; Co., contract for hydraulic ram</td>
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<td>June 15</td>
<td>J. B. Montgomery &amp; Co., contractors</td>
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<td>June 17</td>
<td>A. Sinclair, extra stone work</td>
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<tr>
<td>June 25</td>
<td>John Maddox, clearing away rubbish</td>
<td>$25.50</td>
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<tr>
<td>July 8</td>
<td>J. B. Montgomery &amp; Co., contractors</td>
<td>$500.00</td>
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<td>September 9</td>
<td>J. B. Montgomery &amp; Co., contractors</td>
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<tr>
<td>December 23</td>
<td>J. B. Montgomery &amp; Co., contractors</td>
<td>$277.86</td>
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**1872.**

| Date       | Description                                                                 | Amount
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<tbody>
<tr>
<td>January 6</td>
<td>H. T. Johnston, lightning-rod</td>
<td>$100.00</td>
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<tr>
<td>January 18</td>
<td>R. H. Maddox, cutting wood for brick</td>
<td>$30.30</td>
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<tr>
<td>February 1</td>
<td>R. L. Gaar, cutting wood for brick</td>
<td>$165.00</td>
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<td>April 2, 1876</td>
<td>(Omitted.) Courier-Journal, advertising for contractors</td>
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<td>April 29</td>
<td>Jacob Schmidt, hardware</td>
<td>$33.00</td>
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<tr>
<td>May 1</td>
<td>W. H. Cox, Railroad Agent for freight</td>
<td>$15.15</td>
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<tr>
<td>May 17</td>
<td>Hall, Wetmore, Eddy &amp; Co., lumber</td>
<td>$1,054.13</td>
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<td>May 20</td>
<td>H. B. Wood, building plank fence</td>
<td>$60.00</td>
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<tr>
<td>June 12</td>
<td>William &amp; Tom Taylor, hauling wood and lumber</td>
<td>$190.90</td>
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<tr>
<td>June 24</td>
<td>W. T. Newkirk and Dr. McGrimes, contractors</td>
<td>$300.00</td>
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<tr>
<td>July 2</td>
<td>H. Krapp &amp; Co., brick-makers</td>
<td>$1,000.00</td>
</tr>
<tr>
<td>July 6</td>
<td>Newkirk &amp; Dr. McGrimes, contractors</td>
<td>$159.90</td>
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<tr>
<td>July 8</td>
<td>H. B. Wood, building plank fence</td>
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<tr>
<td>July 12</td>
<td>W. H. Cox, Railroad Agent, freight</td>
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<td>July 27</td>
<td>Hall, Wetmore &amp; Eddy, lumber</td>
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<td>July 27</td>
<td>Magens &amp; Co., plumbing contractors</td>
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<td>August 2</td>
<td>Newkirk &amp; D. McGrimes, contractors</td>
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<tr>
<td>August 9</td>
<td>John Maddox, hauling wood, &amp;c.</td>
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<tr>
<td>August 10</td>
<td>George Miller, timber</td>
<td>$13.00</td>
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<td>August 18</td>
<td>Newkirk &amp; D. McGrimes, contractors</td>
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<td>August 26</td>
<td>William &amp; Tom Taylor, hauling wood</td>
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<td>August 26</td>
<td>Newkirk &amp; D. McGrimes, contractors</td>
<td>$250.00</td>
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<tr>
<td>August 20</td>
<td>A. McBride, hardware</td>
<td>$12.25</td>
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<tr>
<td>August 22</td>
<td>Magens &amp; Co., plumbing contractors</td>
<td>$500.00</td>
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<tr>
<td>August 24</td>
<td>H. Krapp &amp; Co., brick-makers</td>
<td>$1,392.50</td>
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<td>August 26</td>
<td>Newkirk &amp; D. McGrimes, contractors</td>
<td>$570.00</td>
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<tr>
<td>September 2</td>
<td>William Maddox, furnishing and hauling wood</td>
<td>$51.10</td>
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<tr>
<td>September 7</td>
<td>H. B. Wood, building plank fence</td>
<td>$185.25</td>
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<tr>
<td>September 8</td>
<td>W. Jones, blacksmithing; making front gate</td>
<td>$60.00</td>
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<tr>
<td>September 12</td>
<td>Newkirk &amp; D. McGrimes, contractors</td>
<td>$250.00</td>
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<tr>
<td>September 14</td>
<td>W. H. Redin, architect</td>
<td>$80.00</td>
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**Amounts carried forward:**

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<th>Amount</th>
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<td>Month</td>
<td>Description</td>
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<td>------------</td>
<td>-----------------------------------------------------------</td>
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<tr>
<td>September</td>
<td>Barrackman &amp; DeHaven, pair mules</td>
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<tr>
<td>September</td>
<td>George Hudson, one work-horse</td>
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<td>September</td>
<td>Newkirk &amp; D. McGrimes, contractors</td>
</tr>
<tr>
<td>September</td>
<td>John Buhr, harness</td>
</tr>
<tr>
<td>September</td>
<td>C. Ketcham, carpets</td>
</tr>
<tr>
<td>September</td>
<td>Bridgeford &amp; Co., range and fixtures</td>
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<tr>
<td>September</td>
<td>Bump Brown, milk cow and calf</td>
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<tr>
<td>September</td>
<td>Newkirk &amp; D. McGrimes, contractors</td>
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<tr>
<td>October 4</td>
<td>A. Gearing, blacksmith, wagon</td>
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<tr>
<td>October 6</td>
<td>Jos. T. Tompkins &amp; Co., dry goods</td>
</tr>
<tr>
<td>October 5</td>
<td>W. A. Owen, queen's-ware</td>
</tr>
<tr>
<td>October 5</td>
<td>Newkirk &amp; D. McGrimes, contractors</td>
</tr>
<tr>
<td>October 5</td>
<td>Wm. Tingley, one horse cart</td>
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<tr>
<td>October 5</td>
<td>R. Knott, dry goods</td>
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<td>October 5</td>
<td>Mages &amp; Co., plumbing contractors</td>
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<td>October 5</td>
<td>W. M. Merwin &amp; Co., wagon, plows, etc.</td>
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<td>October 5</td>
<td>Couriers-Journal, advertising for contracts</td>
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<td>October 8</td>
<td>R. Wehmhoen, upholsterer</td>
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<td>October 10</td>
<td>Newkirk &amp; D. McGrimes, contractors</td>
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<tr>
<td>October 23</td>
<td>A. Gearing, blacksmithing</td>
</tr>
<tr>
<td>November 2</td>
<td>Newkirk &amp; D. McGrimes, contractors</td>
</tr>
<tr>
<td>November 2</td>
<td>A. McBride, hardware</td>
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<tr>
<td>November 2</td>
<td>W. H. McKnight, window shades and fixtures</td>
</tr>
<tr>
<td>November 5</td>
<td>Richard Cloze, milk cow and calf</td>
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<tr>
<td>November 9</td>
<td>Newkirk &amp; D. McGrimes, contractors</td>
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<td>November 9</td>
<td>Mages &amp; Co., plumbing</td>
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<td>November 23</td>
<td>Newkirk &amp; D. McGrimes, contractors</td>
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<tr>
<td>November 30</td>
<td>A. W. Davis, furniture</td>
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<td>December 3</td>
<td>Bridgeford &amp; Co., hardware</td>
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<tr>
<td>December 5</td>
<td>B. B. Wood, balance on making fence</td>
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<tr>
<td>December 7</td>
<td>Newkirk &amp; D. McGrimes, contractors</td>
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<tr>
<td>December 14</td>
<td>Magens &amp; Co., plumbing</td>
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<table>
<thead>
<tr>
<th>Date</th>
<th>Description</th>
<th>Amount</th>
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<tbody>
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<td>1873, Jan. 2</td>
<td>J. T. Tompkins &amp; Co.</td>
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<td>1873, Jan. 18</td>
<td>Newkirk &amp; D. McGrimes, contractors</td>
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<td>1873, Jan. 18</td>
<td>W. H. Cox, Railroad Agent, freight</td>
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<td>1873, Jan. 25</td>
<td>Newkirk and D. McGrimes, contractors</td>
<td>$200.60</td>
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<td>1873, Feb. 8</td>
<td>Hall, Wetmore &amp; Eddy, lumber</td>
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<td>1873, Feb. 21</td>
<td>Newkirk &amp; D. McGrimes, contractors</td>
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<td>1873, Feb. 25</td>
<td>A. McBride, hardware</td>
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<tr>
<td>1873, Feb. 25</td>
<td>Bridgeford &amp; Co., hardware</td>
<td>$1.50</td>
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<td>1873, Mar. 7</td>
<td>Newkirk &amp; D. McGrimes, contractors</td>
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<td>1873, Mar. 7</td>
<td>J. H. Gerber, cutting wood for brick</td>
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<td>1873, Mar. 12</td>
<td>Newkirk &amp; D. McGrimes, contractors</td>
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<td>A. K. Maddox, work horse</td>
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<td>1873, May 20</td>
<td>Newkirk &amp; D. McGrimes, contractors</td>
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<td>1873, May 23</td>
<td>Newkirk &amp; D. McGrimes, contractors</td>
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<td>1873, May 26</td>
<td>Pat Bannister, chimney-tops</td>
<td>$5.50</td>
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<td>1873, Jun. 13</td>
<td>George Miller, inner</td>
<td>$8.10</td>
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<td>1873, Jun. 17</td>
<td>Newkirk &amp; D. McGrimes, contractors</td>
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<td>1873, Jun. 30</td>
<td>H. T. Johnston, lighting-rod</td>
<td>$65.00</td>
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<td>1873, Jun. 6</td>
<td>A. Gearing, blacksmithing</td>
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<tr>
<td>1873, Jun. 10</td>
<td>Wm. Clark, milk cow</td>
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<tr>
<td>1873, Jun. 11</td>
<td>Newkirk &amp; McGrimes, contractors</td>
<td>$74.90</td>
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<td>1873, Jun. 14</td>
<td>J. W. Gossenger, per Board of Commissioners</td>
<td>$1,200.60</td>
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<tr>
<td>1873, Jun. 24</td>
<td>Hewitt &amp; Field, raiser</td>
<td>$184.60</td>
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</table>

Amount carried forward: $80,200.76
Which vouchers have been filed with the Governor.

In closing our report, we would state there was left on hand at least one hundred thousand brick, which was paid for out of the money expended in making said improvements, which was delivered over in the hands of the Board of Commissioners of the Fourth Kentucky Lunatic Asylum.

Respectfully submitted,

S. L. GAAR,
A. C. VALLANDIGHAM,
B. C. HUDSON,
Commissioners.

Which was ordered to be printed.

The following petitions were presented, viz:

By Mr. Blackburn—
1. The petition of the Disciples of Christ, commonly called Christians, worshiping at Mt. Salem, in Woodford county, praying for certain amendments to the charter of Kentucky University.

By Mr. Young—
2. The petition of same worshiping at Mt. Zion, in Barren county, praying for same object.

By Mr. Chilton—
3. The petition of same worshiping at Berea, in Henry county, praying for same object.

By Mr. Neal—
4. The petition of same worshiping at Van Buren and Camdensville, in Anderson county, praying for same object.

By Mr. Campbell—
5. The petition of same worshiping at Hillsboro and Flemingburg, in Fleming county, praying for same object.

By Mr. Martin—
6. The petition of James M. Frazier, praying the passage of an act for the benefit of himself and children therein set out.
By same—
7. The petition of B. L. C. Dosey, praying the passage of an act to pay him for certain services rendered a common school in Monroe county.

By Mr. Reed—
8. The petition of certain citizens of Elmore and vicinity, in Mercer county, praying the passage of an act to prohibit the sale of spirits within a radius of one mile of McAfee Institute, in said county.

By Mr. Forman—
9. The petition of certain citizens of Mason county, praying the passage of an act to prohibit the sale of spirituous liquors in said county.

By Mr. Humphrey—
10. The petition of certain citizens of Clayville district, in Webster county, praying for the repeal of the prohibitory liquor law in said town.

By Mr. Davis—
11. The petition of Fleming Justice, praying to be released from the payment of a certain judgment as surety of W. P. Johnson, late sheriff of Pike county.

By Mr. Wolf—
12. The petition of citizens of Kenton county, praying for an amendment to section 4, article 3, of the General Statutes.

By Mr. Davis—
13. The petition of citizens of Carter county, praying the passage of a law governing the sale of spirituous liquors in district No. 7, of said county.

By Mr. Brandon—
14. The petition of certain citizens of Grayson county, praying the passage of an act, therein set out, providing for the improvement of the public roads of said county.

Which were received, the reading dispensed with, and referred—the 1st, 2d, 3d, 4th, and 5th to the Committee on the Judiciary; the 6th and 7th to the Committee on Propositions and Grievances; the 8th, 9th, and 10th to the Committee on Moral and Religious Institutions; the 11th and 13th to the Committee on Circuit Courts; the 12th to the Committee on the General Statutes; and the 14th to the Committee on County Courts.
Mr. Henton, from the majority of the select committee, to whom was recommitted a bill, entitled
A bill to prohibit the sale of spirituous, vinous, or malt liquors on election days and on Sabbath days in this Commonwealth,
With the several amendments proposed to same,
Reported the same with an amendment thereto, as a substitute for said bill and proposed amendments.
At the same time, by leave of the House, Mr. D. W. Wright, from the minority of said committee, reported the same bill, with an amendment thereto as a substitute for the original bill and the amendments proposed to same.

Ordered, That each of said bills be printed, and the consideration thereof postponed to, and made the special order of the day for, Wednesday, 21st inst., at 11 o'clock, A. M.

Mr. Thos. M. Miller, from the Committee on Enrollment, reported that the committee had examined enrolled bills and a joint resolution, which originated in the Senate, of the following titles, viz:
An act for the benefit of R. W. Williams, jailer of Christian county;
An act to incorporate the Christian Church at Warsaw;
Resolution in relation to the creation of additional judicial districts;
And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

The House then, according to order, took up and proceeded to consider still further a bill from the Senate, entitled
An act appropriating money for the purpose of completing the unfinished apartments of the building known as the Fire-proof Offices in the city of Frankfort.

Mr. J. M. Wright moved an amendment thereto.

Mr. Scales moved an amendment to the amendment proposed by Mr. J. M. Wright.

The amendment to the amendment proposed by Mr. Scales was then rejected.

The amendment proposed by Mr. J. M. Wright was then also rejected.

Ordered, That said bill be read a third time.

Said bill was then read a third time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That a sum of money, not exceeding fifty thousand dollars, be,
and the same is hereby, appropriated out of any money in the Treasury not otherwise appropriated, to be paid in current funds, for the purpose of completing all of the unfinished apartments in the building known as the Fire-proof Offices in the city of Frankfort.

§ 2. The sum of money hereby appropriated, or so much thereof as shall be required to accomplish the objects herein contemplated, shall be expended by the Governor and two commissioners, to be appointed by the Governor and confirmed by the Senate, who shall make such contracts, or cause such work to be done, as shall be necessary to complete all of the unfinished apartments in said building; and the Governor shall have power and authority to fill any vacancy which may occur in said commission.

§ 3. That all certificates for work done under the provisions of this act, presented to the Auditor for his warrant upon the Treasurer, shall be signed by the Governor.

§ 4. That this act to take effect from its passage.

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

The yeas and nays being taken thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—


And so said bill was disagreed to.

Mr. LaRue moved to reconsider the vote by which said bill was disagreed to.

Mr. Badger, from the board selected and constituted to inquire into and report upon the petition of N. D. Miles, contesting the right of Wm. Brown to a seat on this floor as the duly elected representative from the county of Jessamine, and alleging his right thereto, and praying to be admitted to the same, made the following report, viz:

WHEREAS, The election of the member of the House of Representatives from Jessamine county is, and has been, contested, and we, the undersigned members of said House, having been selected by that body as a special board to determine said contest, and to report our decision thereon to said House; now, therefore, we, the said board, would respectfully report that we have examined into said contest, have thoroughly investigated the evidence brought before us by both parties to said contest, which comprised depositions, sworn statements, and the records of said election, and find the following facts:

1st. That the whole number of votes cast for both of said candidates for Representatives in said election, according to the said records, amounted to 2,122 votes.

2d. That of that number of votes, according to said records, N. D. Miles, the Democratic candidate, received 1,056 votes.

3d. That of said number of votes, Wm. Brown, the Republican candidate, according to said records, received 1,066 votes.

4th. That said Brown, according to said records, received a majority over the said Miles of 10 votes.

5th. That among the votes so cast and recorded on the poll-book of precinct No. 2, page 7, vote No. 15 was the vote of James Murphy, recorded for Brown, and subsequently crossed out. Said vote was cast for Miles, but entered by mistake for Brown, and although scratched out, was, in reality, counted for Brown, when the reverse should have been the case. This vote we have deducted from Brown’s and added to Miles’ vote.

6th. In addition, we find that the following vote was counted for Brown when he was not entitled to the same, viz: J. T. Sagersay, on poll-book of No. 2, page 43. This vote we have deducted from Brown’s vote.

7th. We also find that of the votes cast for Brown the following are and were illegal votes when so cast, and should not have been counted for him. We have deducted the same from his vote. They are: 1. Ed. Washington; 2. Luther Scott; 3. Isaac Scott; 4. George Reed; 5. James Scott; 6. James Mack; 7. Jno. Quincy; 8. William Wyles; 9. Charles Johnson; 10. David Johnson; 11. Anderson Johnson; 12. Dud. Jackson; 13. Tom. Livingston; 14. Henry Letcher; 15. Jeff. Calone; 16. Isaac
ANTE, 14.

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8th. We also find that of the votes cast for Miles, and attacked by Brown as illegal, the following should be deducted from the vote cast for Miles, viz: Jas. Rutherford, 1 vote.

9th. We also find that the voting place in precinct No. 2 was, on the morning of the election, removed from the place where it had been established by law in the following manner, viz: At the time appointed, the officers of the election met at Burdine's tavern, were sworn in, and from there went to the colored school house in Herveytown, about four hundred yards from Dr. Mann's office, which was the place that had been previously established by the county court, in accordance with law, as the voting place, where they proceeded to hold said election. There had been no change made in said voting place by the county court previously; nor had notice been previously given of said change by either the sheriff, constable, or other officer; nor on the morning of the election, when said change was made, was any proclamation of said change made or notice thereof given; nor was there any organized adjournment of said officers; nor did they first meet at Dr. Mann's office, the place designated by the county court as the voting place. Said office had been burned down and another building erected thereon. We also find, in connection with the same precinct, that, in the afternoon, between the hours of four and five o'clock, there was a riot at and near said voting place, during which from twenty-five to fifty shots were fired; that much confusion and excitement resulted, in consequence of which the officers in charge of said voting place adjourned the same, after proclamation, to another place, to wit: to Jelf's corner, where they met, and not being able to procure the use of the same, returned without proclamation to the said school-house, where the voting previously was.

In this connection, and upon these facts, the board have refrained from expressing an opinion, but leave the questions connected therewith to be settled by the House in their discretion.

RECAPITULATION.

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<th>Parties</th>
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From which facts we find that Miles has a majority over Brown of nine votes, and is entitled to be the sitting member; wherefore, it is the decis-
Thereupon Mr. Blackburn moved the following resolution, viz:

Resolved, That Wm. Brown is not the duly elected representative to this House from the county of Jessamine, but that N. D. Miles is entitled to the seat heretofore occupied in this General Assembly by said Brown, as the representative in this House from the county of Jessamine; and that said Miles be now admitted and sworn in as such representative.

Mr. Thomas moved to postpone the consideration of said report and resolution till Monday, the 19th day of this month, at 10½ o'clock, A. M.

And the question being taken on the motion of Mr. Thomas, it was decided in the negative.

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

Those who voted in the affirmative, were—

Isaac N. Cardwell, Joseph Hermes, Samuel M. Sanders,
Richard D. Davis, W. Godfrey Hunter, W. W. Sawyers,
Samuel Ellis, Allen Jones, Wm. Sellers,
J. T. Freeman, Samuel Martin, G. M. Thomas,
C. C. Harvey, James W. Meador, C. H. Webb,
John S. Herd,

Those who voted in the negative, were—

Mr. Speaker (McCreary) W. H. Frederick, Thos. J. Morehead,
Wm. A. Allen, Ulysses Garred, W. A. Morin,
W. W. Ayers, Addison Gibson, W. A. Morris,
D. H. Baker, E. A. Graves, Wm. Neal,
H. C. Baker, R. P Gresham, Robertson Payton,
W. N. Beckham, Nelson Hamilton, Joshua D. Powers,
B. G. Bidwell, James W. Hannah, John Preston,
J. C. S. Blackburn, Thomas W. Henton, Thomas H. Reed,
Church H. Blakey, Samuel C. Humphrey, Geo. W. Riddle,
R. W. Brandon, Bart. W. Jenkins, C. C. Scales,
R. W. Browning, R. A. Jones, W. M. Scales,
Stephen R. Campbell, John Watts Kearny, H. L. Stone,
Pat. Campion, M. W. LaRue, Ben. Stout,
Mr. Hazelip moved the previous question.

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

The main question was then put, viz: "Shall the resolution proposed by Mr. Blackburn be adopted?" and it was decided in the affirmative.

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

Those who voted in the affirmative, were—

Mr. Speaker (M'Cready) Ulysses Garrood,  
Wm. J. Allen,  
W. W. Ayers,  
D. H. Baker,  
H. C. Baker,  
W. N. Beckham,  
E. G. Bidwell,  
J. C. S. Blackburn,  
Church H. Blakey,  
R. W. Brandon,  
W. W. Browning,  
Stephen R. Campbell,  
Pat. Campion,  
Isaac N. Cardwell,  
Washington Chandler,  
H. S. Chilton,  
C. M. Clay, jr.,  
S. E. G. Cole,  
Henderson Conlee,  
Thomas H. Corbett,  
Isham Cottingham,  
R. C. Graddock,  
Newton Craig,  
Richard D. Davis,  
B. F. Davall,  
John Filbe,  
Geo. L. Forman,  
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Mr. Speaker (M'Cready) Ulysses Garrood,  
Wm. J. Allen,  
W. W. Ayers,  
D. H. Baker,  
H. C. Baker,  
W. N. Beckham,  
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Richard D. Davis,  
B. F. Davall,  
John Filbe,  
Geo. L. Forman,  
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Those who voted in the negative, were—

J. T. Freeman, Mat. Nunn, Wm. Sellers—5.

Mr. N. D. Miles being present, thereupon took the oath required by the Constitution, and took his seat as a member of this House.

During the pendency of the foregoing proceeding, the Speaker laid before the House the following correspondence, which he stated was all that had taken place between himself and Mr. Brown, viz:

WASHINGTON CITY, D. C., January 10, 1874.

Hon. J. B. McCreary, Speaker House of Representatives:
The House of Representatives, without proper cause, having refused me leave of absence, while business made my absence necessary, I tender you my resignation.

Wm. Brown.

WASHINGTON, D. C., January 11, 1874, 7:35, P. M.

Hon. James B. McCreary, Speaker House of Representatives:
Withdraw resignation until House acts on leave. All I ask is same courtesy and privileges uniformly granted members—will submit to nothing less.

Wm. Brown.

FRANKFORT, Ky., January 10, 1874.

Hon. Wm. Brown, Washington, D. C.:
House of Representatives adjourned pending the consideration of your leave of absence—it was not refused. I do not consider your telegram an absolute tender of your resignation; therefore, have not presented it to the House. Answer.

J. B. McCREARY.

Speaker Kentucky House of Representatives.

WASHINGTON, D. C., January 11, 1874, 7:35, P. M.

Hon. James B. McCreary, Speaker House of Representatives:
Withhold resignation until House acts on leave. All I ask is same courtesy and privileges uniformly granted members—will submit to nothing less.

Wm. Brown.

FRANKFORT, January 12, 1874, 11½ o'clock, A. M.

Hon. Wm. Brown, Washington City, D. C.:
You must get some member on the floor of the House to attend to your interests, so far as asking leave of absence is concerned. House adjourned pending consideration of your leave of absence, and although it is a privileged motion, it has not been called up again. As Speaker, it is my duty to inform you that I will attend to any thing in the scope of my official duty that you state definitely; but I cannot undertake to act upon conditional requests or where there is an alternative.

J. B. McCREARY.

Speaker Kentucky House of Representatives.

WASHINGTON, D. C., January 12, 1874, 8:45, P. M.

Hon. James B. McCreary, Speaker of House of Representatives:
Wrote you and Col. Prall by to-day’s mail.
JAN. 14. ] HOUSE OF REPRESENTATIVES. 339

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

On motion of Mr. Neal—
1. A bill for the benefit of common school district No. 38, in Anderson county.

On motion of Mr. Corbett—

On motion of Mr. Stone—
3. A bill to amend the stray laws of this Commonwealth.

On motion of same—
4. A bill to amend section 709 of the Civil Code.

On motion of same—
5. A bill to amend section 6, article 31, chapter 29, of the General Statutes, entitled "Crimes and Punishments."

On motion of same—
6. A bill to amend section 2, article 13, and section 1, article 23, chapter 28, of the General Statutes, entitled "Courts."

On motion of same—

On motion of Mr. J. A. Wilson—
8. A bill in relation to the opening and repairing roads in Boone county.

On motion of Mr. Davis—

On motion of same—
10. A bill to amend the bastardy laws of this Commonwealth.

On motion of Mr. Thomas M. Miller—
11. A bill to reduce the revenue tax in this Commonwealth.

On motion of same—
12. A bill giving Jubal Parson the privilege to peddle without license in Breckinridge, Hancock, and Daviess counties.

On motion of Mr. Hunter—
13. A bill to authorize the appointment of a police judge of the town of Burksville, and to legalize the official acts of the present acting judge.

On motion of Mr. Cardwell—
On motion of Mr. Mayo—
15. A bill to regulate the hours for instruction in the common schools of Kentucky.

On motion of same—
16. A bill to amend sections 1 and 4 of article 2, chapter 102, of the General Statutes, title “Small-pox.”

On motion of same—
17. A bill to amend section 4, article 11, chapter 18, of the General Statutes, title “Common Schools.”

On motion of same—
18. A bill to amend section 1, article 5, chapter 18, of the General Statutes, title “Common Schools.”

On motion of Mr. Sellers—
19. A bill to amend an act, entitled “An act for the benefit of keepers of licensed stud horses, jacks, and bulls.”

On motion of Mr. Watson—

On motion of Mr. Lewis—
21. A bill to incorporate the Friendship and Shiloh Turnpike Company.

On motion of Mr. Ellis—
22. A bill for the benefit of John E. Brooks, late sheriff of Greenup county.

On motion of Mr. Strickler—
23. A bill for the benefit of the county court of Hardin county.

On motion of Mr. Turner—
24. A bill to change the mode of selecting school commissioners in Harlan and Perry counties.

On motion of same—
25. A bill for the benefit of Jonathan Smith, of Harlan county.

On motion of same—
26. A bill to repeal section 15, article 2, chapter 92, of the General Statutes.

On motion of Mr. Craddock—
27. A bill to amend an act, entitled “An act to incorporate the Merchants' Banking Company of Caverna.”

On motion of same—
28. A bill to amend an act for the benefit of certain county court clerks.
On motion of same—
On motion of Mr. Walker—
30. A bill to prevent the destruction of fish in the creeks, ponds, and lakes in the counties of Hickman and Fulton.
On motion of Mr. Wolf—
31. A bill to amend section 4 of article 3 of the General Statutes.
On motion of Mr. Sawyers—
32. A bill appropriating the revenue of Knox county for the year 1874 to said county to aid in the erection of a court-house therein.
On motion of same—
33. A bill for the benefit of Knox county.
On motion of same—
34. A bill to amend an act to amend and reduce into one the several acts concerning the management of the Wilderness Turnpike Road, approved April 21, 1873.
On motion of same—
35. A bill for the benefit of Robert Bain, late sheriff of Knox county.
On motion of same—
36. A bill to prevent the sale of spirituous, vinous, or malt liquors in Knox and Bell.
On motion of Mr. Gresham—
37. A bill to furnish the clerk's office with certain books destroyed by fire in Rockcastle county.
On motion of same—
38. A bill further to amend an act in relation to peddlers in this Commonwealth.
On motion of same—
39. A bill further to prevent horse stealing in this Commonwealth.
On motion of Mr. Thomas—
40. A bill for the benefit of Madison Thomas, committee of Harry P. Thomas, a lunatic.
On motion of Mr. Blakey—
41. A bill for the reorganization and government of the Feebleminded Institute.
On motion of same—
42. A bill for the benefit of the Asylum for the Blind.
On motion of same—
43. A bill changing the names of the several charitable institutions in this State.

On motion of same—
44. A bill to enlarge the Fourth Lunatic Asylum.

On motion of same—
45. A bill to amend the school law.

On motion of Mr. Thomas—
46. A bill giving the members of the General Assembly a fixed salary instead of the pay now allowed.

On motion of Mr. R. A. Jones—
47. A bill for the benefit of J. Wash. Davis, late sheriff of Jefferson county.

On motion of Mr. LaRue—
48. A bill to amend section 8, chapter 41, General Statutes.

On motion of Mr. Speaker McCready—
49. A bill to amend an act, entitled “An act to incorporate the Madison County Agricultural and Mechanical Association.”

On motion of Mr. Browning—
50. A bill to amend the law in relation to peddlers in this Commonwealth.

On motion of same—
51. A bill to repeal an act, entitled “An act to establish an academy in the town of Germantown, in Bracken and Mason counties.”

On motion of Mr. Forman—
52. A bill to amend the charter of the Maysville, Paris, and Lexington Turnpike Road.

On motion of same—

On motion of Mr. D. H. Baker—
54. A bill for the protection of miners in this Commonwealth.

On motion of Mr. Threlkeld—
55. A bill for the benefit of circuit and county court clerks in this Commonwealth.

On motion of Mr. Allen Jones—
56. A bill to repeal the one trustee law in the common school law as to Pulaski county.

On motion of Mr. Cole—
57. A bill to authorize John Grumbly, of Todd county, to solemnize the rites of matrimony.
On motion of Mr. Blackburn—
58. A bill for the benefit of John B. Richardson, of Fayette county.

On motion of Mr. Lowe—
59. A bill to amend an act, entitled "An act incorporating the Masonic Building Company of Falmouth."

On motion of same—
60. A bill for the benefit of school districts Nos. 30 and 05, of Pendleton county.

Ordered, That the Committee on Education prepare and bring in the 1st, 15th, 17th, 18th, 24th, 45th, 51st, 56th, and 60th; the Committee on Insurance the 2d; the Committee on County Courts the 3d, 8th, 10th, 23d, 36th, 30th, 37th, 40th, 48th, 50th, 53d, and 55th; the Committee on Codes of Practice the 4th; the Committee on the Judiciary the 5th, 6th, 7th, 13th, 26th, and 54th; the Committee on Circuit Courts the 9th, 19th, and 39th; the Committee on Ways and Means the 11th, 32d, and 33d; the Committee on Proposals and Grievances the 12th, 25th, 29th, and 35th; the Committee on Claims the 14th, 20th, and 58th; the Committee on the General Statutes the 16th, 31st, 38th, 46th, and 47th; the Committee on Internal Improvement the 21st, 34th, and 52d; the Committee on Banks the 27th and 59th; the Committee on Moral and Religious Institutions the 36th and 57th; the Committee on Charitable Institutions the 41st, 42d, 43d, and 44th; and the Committee on Corporate Institutions the 49th.

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

"WHEREAS, The remains of Capt. John Howell, a patriot and soldier of the war of the Revolution, sleep in an obscure and unnoticed spot in the county of Ohio, in this State; and whereas, to keep alive in the bosom of the youth of our land the same patriotic fervor that filled the hearts of those who gave us our liberties, it is meet that we should pay the highest honors to the remains of the heroes of that war; therefore, be it

1. Resolved by the General Assembly of the Commonwealth of Kentucky, That His Excellency the Governor is authorized to appoint two persons to proceed to Ohio county, who shall secure and convey to the State Cemetery at Frankfort the remains of Captain John Howell and inter them therein; and he is further authorized to cause to be erected over said remains a suitable monument bearing an appropriate inscription.

2. The sum of $200 is hereby appropriated out of the Treasury, out of any money not otherwise appropriated, to pay the expenses of said removal, and for the erection of said monument.

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

"WHEREAS, More than one half of the constitutional session of this Legislature has already passed; and whereas, the duty of this Legisla-
ture is to attend primarily to the business and the interests of the whole people; therefore, be it

1. Resolved by the General Assembly of the Commonwealth of Kentucky, That no business of merely local or special character shall be considered until the more important and necessary measures now awaiting action be acted upon.

2. Be it further resolved, That we recognize that we are the Representatives of the whole people primarily; and that we deem it a dereliction of duty to devote our time to unimportant measures, when such needed measures as those mentioned are unsettled.

Mr. Sellers moved the following preamble and resolution, viz:

WHEREAS, The act of the Kentucky Legislature, approved April 21, 1873, entitled “An act concerning the various charitable institutions in this Commonwealth,” made it the imperative duty of the Superintendent of the School for the Education and Training of Feeble-minded Children at Frankfort, on the first day of May, 1873, to send all the feeble-minded children in said institution home to their parents, guardians, committees, &c., at the expense of the State, to be thereafter taken care of by said parent, guardian, &c., and for their support to draw on the State Treasurer the sum of seventy-five dollars per annum for each pauper feeble-minded child; and whereas, although nearly nine months have passed since the law required said Superintendent to send all of said children home, and during all of which time it is believed there has been no law in existence authorizing said Superintendent to keep said feeble-minded children, and draw pay therefore out of the Treasury of the State, yet none of said feeble-minded children have been sent home as the law required; therefore, be it

Resolved, That the Superintendent of said institution, now called the Third Lunatic Asylum, be required to report to this House, on or before the 20th of January, 1874, by what authority he has refused to obey said law requiring him to send feeble-minded children home; and said Superintendent, at the same time, report the whole number of feeble-minded children retained by him from May 1, 1873, up to this time. He will also report what money, if any, he has drawn from the Treasury of the State for keeping said children from May 1, 1873, to January 1, 1874, and upon what warrant and authority he drew the same; and will make a full report of the cost of running said institution from May 1, 1873, to January 1, 1874.

Which were adopted.

Mr. Kearny moved the following resolution, viz:

Resolved, That the Speaker of the House of Representatives appoint a special committee of five members to inquire into the expediency of furnishing marble statues of two of the prominent public men of Kentucky, to be placed in the old Representatives Hall of the House of Representatives in the Capitol at Washington.

Which being twice read, was rejected.
Mr. McKinney moved the following preamble and resolution:

WHEREAS, Since the year 1856, when the present lease system of the Kentucky Penitentiary went into effect, the convict labor has cost the State the enormous sum of three hundred thousand dollars, aside from the prosecutions in the courts, the jail fees of your counties, and the expense of transportation to the Seat of Government after conviction; and whereas, a proposition has been publicly made to pay as rent for the Penitentiary the sum of $16,000, with good and sufficient bond, as required by law; and whereas, it is expected of the present House of Representatives to inaugurate some actual system of economy and reform; therefore, be it

Resolved, That the Committee on the Penitentiary be requested to bring in a bill requiring the Lessee or Keeper of the Penitentiary to pay $16,000 per annum for the use of the Penitentiary.

Which were twice read.

Mr. Corbett moved to refer said preamble and resolution to the Committee on the Penitentiary.

And the question being taken on the motion of Mr. Corbett, it was decided in the negative.

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—

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

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

Those who voted in the affirmative, were—

Mr. Speaker (McCreary),
Ulysses Garred,
Addison Gibson,
E. A. Graves,
R. P. Gresham,
Nelson Hamilton,
James W. Hannah,
C. C. Harvey,
Wm. L. Hazeltine,
Thos. W. Henton,
Samuel C. Humphrey,
W. Godfrey Hunter,
John Watts Kearney,
A. S. Lewis,
W. T. Marshall,
Samuel Martin,
W. H. May,
Thomas J. Mayo,
James M. McArthur,
J. B. McFerran,
Matt. McKinney,
James W. Meador,
Thomas M. Miller,
Thos. B. Montgomery,
W. A. Morin,
W. A. Morris,
Thomas J. Morrow,
Wm. Neal,
Geo. W. Riddle,

Those who voted in the negative, were—

Pat. Champion,
John S. Herd,
Samuel Ellis,
Joseph Hermes,
J. T. Freeman,
Bart. W. Jenkins,

At twenty-five minutes past one o’clock, P. M., Mr. J. M. Wright moved that the House do adjourn until to-morrow morning at 9 o’clock.
And the question being taken on said motion, it was decided in the negative.

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

Those who voted in the affirmative, were—

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<tr>
<td>W. N. Beckham</td>
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<td>F. M. Lowe</td>
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Those who voted in the negative, were—

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<tr>
<td>Mr. Speaker (M'Creeary)</td>
<td>Geo. L. Forman</td>
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<tr>
<td>Wm. A. Allen</td>
<td>W. H. Frederck</td>
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<td>W. W. Ayers</td>
<td>Ulysses Garred</td>
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<td>D. H. Baker</td>
<td>Addison Gibson</td>
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<td>H. C. Baker</td>
<td>E. A. Graves</td>
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<td>B. G. Bidwell</td>
<td>R. P. Gresham</td>
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<td>Church H. Blakey</td>
<td>C. C. Harvey</td>
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<td>R. W. Brandon</td>
<td>Wm. L. Hazelip</td>
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<td>Stephen R. Campbell</td>
<td>John S. Herd</td>
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<td>Washington Chandler</td>
<td>Samuel C. Humphrey</td>
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<td>H. S. Chilton</td>
<td>W. Godfrey Hunter</td>
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<tr>
<td>C. M. Clay, Jr.</td>
<td>Bart. W. Jenkins</td>
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<td>S. E. G. Cole</td>
<td>Allen Jones</td>
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<td>Thomas H. Corbett</td>
<td>M. W. LaRue</td>
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<td>Isham Cottingham</td>
<td>A. H. Marrett</td>
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<td>B. C. Craddock</td>
<td>W. H. May</td>
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<td>Newton Craig</td>
<td>Thos. J. Mayo</td>
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<td>Richard D. Davis</td>
<td>J. B. McFerran</td>
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<tr>
<td>Samuel Ellis</td>
<td>Matt. McKinney</td>
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<tr>
<td>John Fible</td>
<td>N. D. Miles</td>
</tr>
<tr>
<td>Richard P. Finn</td>
<td>Thomas M. Miller</td>
</tr>
</tbody>
</table>

Mr. J. M. Wright moved to suspend the rules and order of business and allow him to offer a resolution.

And the question being taken on said motion, it was decided in the negative.

The yeas and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—

<table>
<thead>
<tr>
<th>In Favor</th>
<th>Opposing</th>
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<tbody>
<tr>
<td>W. N. Beckham</td>
<td>Allen Jones</td>
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<tr>
<td>J. C. S. Blackburn</td>
<td>John Watts Kearny</td>
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<tr>
<td>Isaac N. Cardwell</td>
<td>M. W. LaRue</td>
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<tr>
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<td>F. M. Lowe</td>
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<td>Thomas H. Corbett</td>
<td>A. H. Marrett</td>
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<tr>
<td>Thos. J. Morehead</td>
<td>Robertson Payton</td>
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<tr>
<td>Thomas H. Reed</td>
<td>John Preston</td>
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<tr>
<td>H. L. Stone</td>
<td>Geo. C. Young</td>
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</tbody>
</table>

[The balance of the text is not legible due to the quality of the image.]
Those who voted in the negative, were—


At twenty minutes before two o'clock, P. M., Mr. Thomas movd that the House do now adjourn.

And the question being taken on said motion, it was decided in the negative.

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

Those who voted in the affirmative, were—


At twenty minutes before two o'clock, P. M., Mr. Thomas movd that the House do now adjourn.

And the question being taken on said motion, it was decided in the negative.

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

Those who voted in the affirmative, were—


The House then took up from the orders of the day a bill, entitled a bill to establish a Bureau of Immigration in this Commonwealth.

Mr. Scales withdrew the motion made on yesterday to postpone the consideration of this bill till the 21st inst., and now moved to postpone same, and make it the special order of the day for the 20th inst., at 10 o'clock, A.M.

Pending the consideration of said motion, the House adjourned.

THURSDAY, JANUARY 15, 1874.

On motion of Mr. Young, leave was given to bring in a bill to repeal an act, entitled "An act to charter the Barren County Bank."

Ordered, That the Committee on Banks prepare and bring in the same.

The following petitions were presented, viz: By Mr. Prall—

1. The petition of the Disciples of Christ, commonly called Christians, worshiping at Main street, Lexington, praying for certain amendments to the charter of Kentucky University.

By Mr. Forman—

2. The petition of same worshiping at Maysville, praying for same object.
By Mr. Stone—
3. The petition of same worshiping at Mt. Zion, in Menifee county, praying for same object.

By Mr. Allen Jones—
4. The petition of J. M. Perkins and others, praying that Obediah Denham may be exempted from paying license as a peddler.

By Mr. Corbett—
5. The petition of sundry citizens of Ballard county, praying the passage of a liquor law for this Commonwealth.

By Mr. Morin—
6. The petition of certain citizens of Robertson county, praying the passage of an act to relieve the widow and children of James B. Burns from further liability as surety on the bond of W. W. Burns, late sheriff of said county.

By same—
7. The petition of A. S. Miller, praying to be relieved from liability on certain bonds as surety for W. W. Burns as sheriff of Robertson county.

By Mr. Forman—
8. The petition of Minerva and Beasley Creek Turnpike Road Company, praying for certain amendments to the charter of said company.

By Mr. Morrow—
9. The petition of citizens of Lyon county, praying the passage of an act to extend the jurisdiction of justices of the peace of Lyon county.

By Mr. R. W. Wilson—
10. The petition of citizens of Crittenden county, praying the passage of an act to allow Jesse B. Franks to dispose of his mineral lands by lot.

By Mr. Young—
11. The petition of the incorporators in the act to charter the Barren County Bank, praying the passage of an act to repeal the charter thereof.

Which were received, the reading dispensed with, and referred—the 1st, 2d, and 3d to the Committee on the Judiciary; the 4th to the Committee on Charitable Institutions; the 5th to the Committee on Moral and Religious Institutions; the 6th and 7th to the Committee on Ways and Means; the 8th and 9th to the Committee on
Mr. Corbett, from the Committee on County Courts, who were directed to prepare and bring in the same, reported bills of the following titles, viz:

A bill for the benefit of the estate of T. Jack Conn, late clerk of Jefferson county court.

A bill for the benefit of Clinton county.

A bill to authorize the trustees of Albany, in Clinton county, to sell certain streets in said town.

A bill for the benefit of L. D. Padget, of Pulaski county.

A bill for the benefit of the estate of A. Jack Conn, late clerk of Jefferson county court.

A bill to repeal an act, entitled "An act declaring certain portions of Roundstone creek, in Rockcastle county, a navigable stream," approved April 24, 1873.

A bill to amend an act, entitled "An act for the protection of the livery-stable keepers of this Commonwealth," approved January 31, 1871.

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

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

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

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

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

A message was received from the Senate, announcing that they had concurred in an amendment proposed by this House, to a bill which originated in the Senate, entitled

An act to amend the charter of the Central Savings Bank of the city of Louisville.

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

An act to abolish the court of common pleas in Union county.

An act for the benefit of George Carter, committee for J. B. Salter, a lunatic of Lawrence county.
An act legalizing an order made by the court of claims on Crittenden county.

An act for the benefit of Franklin Female College, in Simpson county.

And that they had passed bills of the following titles, viz:

1. An act to regulate the transportation of freights over railroads in this Commonwealth.


3. An act for the benefit of James Wallace, late sheriff of Christian county.

4. An act changing the time of holding the Hart county quarterly courts.

5. An act for the benefit of the judge of the Hart county quarterly court.

6. An act to amend section 19, chapter 42, of General Statutes.

7. An act to amend the charter of the Russellville Banking and Warehouse Company.

8. An act for the benefit of Samuel K. Baird, assessor of Spencer county.

9. An act to incorporate a police municipality in Jefferson county.

10. An act to incorporate the town of Garnettsville, in Meade county.

11. An act to amend chapter 85 of the General Statutes, title "Penitentiary."

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

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

Ordered, That they be referred—the 1st to the Committee on Railroads; the 2d and 5th to the Committee on Claims; the 3d to the Committee on Ways and Means; the 4th and 5th to the Committee on County Courts; the 6th to the Committee on the General Statutes; the 7th to the Committee on Banks; the 9th and 10th to the Committee on Corporate Institutions; and the 11th to the Committee on the Penitentiary.

Mr. J. A. Wilson moved to suspend the rules and order of business, and take up a bill from the Senate, entitled

An act to amend chapter 85 of the General Statutes, title "Penitentiary."
And the question being taken thereon, it was decided in the negative.

The yeas and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—

H. C. Baker, Wm. L. Hazelip, Mat. Nunan,
B. G. Bidwell, John S. Herd, Robertson Payton,
Stephen R. Campbell, Samuel C. Humphrey, H. L. Stone,
Pat. Campion, W. Godfrey Hunter, Ben. Stout,
Henderson Conlee, Allen Jones, C. W. Threlkeld,
Thos. H. Corbett, A. S. Lewis, James D. Watson,
B. C. Craddock, Samuel Martin, C. H. Webb,
Richard D. Davis, W. H. May, J. A. Wilson,
Samuel Ellis, Thomas J. Mayo, R. W. Wilson,
J. T. Freeman, Matt. McKinney, John Wolf,
Addison Gibson, James W. McAdor, Geo. C. Young—35.
Jas. W. Hannah, W. A. Morin,

Those who voted in the negative, were—

Wm. A. Allen, Wm. Neal,
W. W. Ayers, John A. Prall
D. H. Baker, John Preston
R. W. Brandon, Geo. W. Riddle
W. W. Browning, C. C. Scales
Issac N. Cardwell, Wm. Sellers
Washington Chandler, W. M. Stevens
H. S. Chilton, Geo. W. Strickler
S. E. G. Cole, G. M. Thomas
Isham Cottingham, Geo. B. Turner
Newton Craig, B. R. Walker
John Fible,
W. H. Frederick,

A message was received from the Governor by Mr. Botts, Assistant Secretary of State, announcing that he had approved and signed enrolled bills and resolution, which originated in this House, of the following titles, viz:

An act to repeal an act to authorize the board of trustees of the town of Lebanon to issue bonds and provide for the payment of the same.

An act for the benefit of Simon Humphrey, late sheriff of Nelson county, and sureties.

An act for the benefit of F. K. Beaven, sheriff of Marion county, and his securitis.

An act for the benefit of the litigants in the Fayette circuit court.

An act for the benefit of W. H. Hamilton.

35-H. R.
An act to change the boundary line between the counties of Jefferson and Oldham.

An act to apply to Fayette and Jessamine counties the provisions of an act, approved March 5, 1872, entitled "An act to authorize the county courts of Nicholas and Bourbon counties to compel persons to keep stock off of public roads."

An act for the benefit of John H. Bush, of Hardin county.

An act to amend the charter of the town of Sharpsburg, in Bath county, approved January 9, 1872.

An act for the benefit of Harrison Lay, of Breckinridge county.

An act to increase the jurisdiction of justices of the peace in Logan county.

An act for the benefit of the clerks of the several courts of this Commonwealth.

An act providing that the failure of the sheriff of McCracken county to execute bond for the collection of the revenue shall not forfeit his office of sheriff.

An act to amend an act, entitled "An act to incorporate the Cynthiana and Millersburg Turnpike Road Company."

An act to renew the charter of the Alexandria and Flagg Spring Turnpike Road Company, in Campbell county.

An act to authorize the county court of Livingston county to levy an additional poll and ad valorem tax for bridge and road purposes.

An act for the benefit of C. G. Ragan, late sheriff of Montgomery county, and his securities.

Resolution fixing a day for the election of certain public officers.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a joint resolution, which originated in the Senate, of the following titles, viz:

An act for the benefit of the Agricultural and Mechanical Association of the Colored People of Bourbon County;

An act to amend the charter of the Central Savings Bank of the city of Louisville;

Resolution directing the reinterment of the remains of Christopher Greenup and George Madison, and the erection of a monument over their graves;

And also an enrolled bill, which originated in this House, entitled An act allowing netting for fish in Sinking creek, in Breckinridge county;
JAN, 15.

HOUSE OF REPRESENTATIVES.

And had found the same truly enrolled.
Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

Mr. Corbett, from the Committee on County Courts, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to amend an act, entitled "An act to regulate the taking up of property found adrift upon certain rivers in this Commonwealth," approved March 22, 1873.

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

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

Mr. Martin moved an amendment.
Which was adopted.

Mr. Freeman moved an amendment.
Mr. Scales moved to recommit said bill and amendments to the Committee on the Judiciary.

The further consideration of said bill was cut off by the arrival of the hour for executing a special order.

The hour of 10 o'clock, A.M., having arrived, the House, according to order, proceeded to the execution of the joint order of the day by the election of certain public officers.

On motion of Mr. Corbett, a committee, consisting of Messrs. Corbett, Henton, and Stevens, were appointed, to wait upon the Senate and inform them that this House was now ready to proceed to the execution of the joint order aforesaid; and, after a time, the committee reported that they had discharged that duty.

A message was received from the Senate announcing that they were also ready to proceed to the execution of the joint order aforesaid.

The Speaker having announced that nominations for the office of State Librarian were in order, the following persons were thereupon nominated for said office, viz:

George B. Crittenden, by Mr. Blackburn.
J. McDougal, by Mr. Scales.
Daniel Murphy, by Mr. Sellers.
O. W. Grimes, by Mr. Bidwell.
J. M. Crockett, by Mr. Duvall.
J. W. Kirtley, by Mr. Fible.
Merideth Martin, by Mr. Martin.
After interchanging notices of the nominations in each House, this House proceeded to ballot as between them, with this result, viz:

Those who voted for Mr. Crockett, were—

W. W. Browning, W. T. Marshall, Thomas H. Reed,
Stephen R. Campbell, N. D. Miles, W. M. Stevens,
Henderson Conlee, W. A. Morris, Ben. Stout,
Isham Cottingham, Wm. Neal, Geo. B. Turner,
R. P. Gresham, Joshua D. Powers,

Those who voted for Mr. Martin, were—

Wm. L. Hazelip, Samuel Martin, James W. Neudor—3.

Those who voted for Mr. Crittenden, were—

Mr. Speaker (M'Creary). John Watts Kearny, John Preston,
J. C. S. Blackburn, P. M. Lowe, Geo. W. Riddle,
C. M. Clay, jr., James M. McArthur, G. M. Thomas,
W. H. Frederick, J. B. McFerran, John S. Williams,
Thomas W. Henton, Thos. M. Miller, D. W. Wright,
Bart. W. Jenkins, Thos. B. Montgomery, J. M. Wright,
R. A. Jones, W. A. Morin, Geo. C. Young—21.

Those who voted for Mr. McDougal, were—

H. C. Baker, E. A. Graves, Thos. J. Morehead,
W. N. Beckham, M. W. LaRue, Samuel M. Sanders,
R. W. Brandon, A. S. Lewis, C. C. Scales,

Those who voted for Mr. Murphy, were—

D. H. Baker, John S. Herd, John A. Prall,
B. C. Craddock, W. Godfrey Hunter, W. W. Sawyers,
J. T. Freeman, Allen Jones, Wm. Sellers—11.
C. C. Harvey, Mat. Nunan,

Those who voted for Mr. Grimes, were—

W. W. Ayers, Thomas H. Corbett, B. R. Walker,
B. G. Bidwell, Richard P. Finn, James D. Watson,
Church H. Blakey, Geo. L. Forman, C. H. Webb,
Pat. Campion, Pearson Miller, R. W. Wilson,
S. E. G. Cole, H. L Stone,

Those who voted for Mr. Kirtley, were—

Wm. A. Allen, Addison Gibson, Samuel C. Humphrey,
H. S. Chilton, Nelson Hamilton, W. H. May,
Newton Craig, James W. Hannah, Thomas J. Mayo,
Ulysses Garrel,

On motion, Messrs. Blackburn, Scales, and Sellers were appointed a committee on the part of the House, to act with a similar committee on the part of the Senate, to count and report the result of the
JAN. 15.] \textbf{HOUSE OF REPRESENTATIVES.} 357

joint vote; who having retired, after a time returned and reported the following as the result thereof, viz:

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<tr>
<th></th>
<th>In House.</th>
<th>In Senate.</th>
<th>Total.</th>
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<tbody>
<tr>
<td>Mr. Crittenden received</td>
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<td>21</td>
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<tr>
<td>Mr. McDougal received</td>
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<td></td>
<td>12</td>
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<tr>
<td>Mr. Grimes received</td>
<td>-</td>
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<td>17</td>
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<tr>
<td>Mr. Murphy received</td>
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<td>11</td>
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<tr>
<td>Mr. Crockett received</td>
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<td></td>
<td>17</td>
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<tr>
<td>Mr. Kirtley received</td>
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<td>13</td>
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<tr>
<td>Mr. Martin received</td>
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No one having received a majority of all the votes cast, the Speaker declared that no election was had.

Proceeding then to take another ballot as between those in nomination, the following was the result thereof, viz:

Those who voted for Mr. Grimes, were—

W. W. Ayers, S. E. G. Cole, B. R. Walker, W. H. May, John Preston,
E. G. Bidwell, Thomas H. Corbett, James D. Watson, Geo. W. Riddle,
Church H. Blakey, Richard P. Finn, C. H. Webb, G. M. Thomas,

Those who voted for Mr. Kirtley, were—

Wm. A. Allen, Addison Gibson, Wm. H. May, John Watts Kearney,
H. S. Chilton, Nelson Hamilton, Geo. W. Riddle, F. M. Lowe,
Newton Craig, James W. Hannah, G. M. Thomas, John S. Williams,
John Fible, Joseph Hermes, John Wolf, H. S. Blackburn,
Ulysses Garred, Samuel C. Humphrey, D. W. Williams,

Those who voted for Mr. Crittenden, were—

Mr. Speaker (M'Cready) R. A. Jones, John Preston,
D. H. Baker, John Watts Kearney, Geo. W. Riddle,
J. C. S. Blackburn, F. M. Lowe, G. M. Thomas,
W. W. Browning, James M. McArthur, John S. Williams,
C. M. Clay, Jr., J. B. McPerran, John Wolf,
Geo. L. Forman, N. D. Miles, D. W. Wright,
W. H. Frederick, Thomas M. Miller, J. M. Wright,
Bart W. Jenkins, W. A. Morin.

Those who voted for Mr. McDougal, were—

H. C. Baker, M. W. LaRue, Saml M. Sanders,
W. N. Beckham, A. S. Lewis, C. C. Scales,
E. A. Graves, Thos. J. Morehead.

Those who voted for Mr. Crockett, were—

Stephen R. Campbell, W. A. Morris, W. M. Stevens,
Thos. A. Conlee, Wm. Neal, Ben. Stout,
Isham Cottingham, Robertson Payton, Geo. B. Turner, 
R. P. Gresham, Thomas H. Reed, 

Those who voted for Mr. Murphy, were—
B. C. Craddock, C. C. Harvey, Mat. Nunan, 
Richard D. Davis, Wm. L. Hazelip, John A. Prall, 
Samuel Ellis, John S. Herd, W. W. Sawyers, 
J. T. Freeman, Allen Jones, Wm. Sellers—12. 

Those who voted for Mr. Martin, were—
W. Godfrey Hunter, Samuel Martin—2. 

A committee having been appointed by each House, to act jointly, 

for the purpose of ascertaining the result of the second ballot, report 

thereof were made by said committee as follows, viz.:

<table>
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<tr>
<th></th>
<th>IN HOUSE</th>
<th>IN SENATE</th>
<th>TOTAL</th>
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</thead>
<tbody>
<tr>
<td>Mr. Crittenden</td>
<td>26</td>
<td>11</td>
<td>37</td>
</tr>
<tr>
<td>Mr. McDougal</td>
<td>11</td>
<td>4</td>
<td>15</td>
</tr>
<tr>
<td>Mr. Grimes</td>
<td>14</td>
<td>5</td>
<td>19</td>
</tr>
<tr>
<td>Mr. Murphy</td>
<td>12</td>
<td>6</td>
<td>18</td>
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<tr>
<td>Mr. Crockett</td>
<td>14</td>
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<td>17</td>
</tr>
<tr>
<td>Mr. Kirtley</td>
<td>14</td>
<td>5</td>
<td>19</td>
</tr>
<tr>
<td>Mr. Martin</td>
<td>2</td>
<td>2</td>
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No one having received a majority of all the votes cast, the 

Speaker announced that no election was yet had. 

Proceeding then to take the third ballot as between those in nomi­

nation, the same resulted thus:

Those who voted for Mr. Crittenden, were—
Mr. Speaker (M'Creary) John Watts Kearny, John Preston, 
J. C. S. Blackburn, F. M. Lowe, Geo. W. Riddle, 
W. W. Browning, James M. McArthur, G. M. Thomas, 
C. M. Clay, J. B. McFerran, John S. Williams, 
Geo. L. Forman, N. D. Miles, John Wolf, 
W. H. Frederick, Thomas M. Miller, D. W. Wright, 
Thos. W. Henton, Thos. H. Montgomery, J. M. Wright, 
Bart. W. Jenkins, W. A. Morin, Geo. C. Young—25. 
R. A. Jones, 

Those who voted for Mr. McDougal, were—
H. C. Baker, R. P. Gresham, Thomas J. Morehead, 
W. N. Beckham, Joseph Hermes, Samuel M. Sanders, 
R. W. Brandon, M. W. LaRue, C. C. Scales, 
E. A. Graves, 

Those who voted for Mr. Grimes, were—
W. W. Ayers, Thomas H. Corbett, H. L. Stone, 
B. G. Bidwell, Richard P. Finn, B. R. Walker, 
A committee having been appointed by each House, to act jointly, for the purpose of ascertaining the result of the third ballot, reported the result as follows, viz:

<table>
<thead>
<tr>
<th></th>
<th>In House</th>
<th>In Senate</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Crittenden</td>
<td>25</td>
<td>11</td>
<td>36</td>
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<tr>
<td>Mr. McDougal</td>
<td>13</td>
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<tr>
<td>Mr. Grimes</td>
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<td>5</td>
<td>21</td>
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<tr>
<td>Mr. Murphy</td>
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<td>Mr. Crockett</td>
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<tr>
<td>Mr. Kirtley</td>
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<td>7</td>
<td>20</td>
</tr>
<tr>
<td>Mr. Martin</td>
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<td>1</td>
<td>7</td>
</tr>
</tbody>
</table>

No one in nomination having received a majority of all the votes cast, the Speaker declared that no election was yet had.

Mr. Martin then withdrew the name of Mr. Merideth Martin.

Mr. H. C. Baker moved the following resolution, viz:

Resolved, That in the election of Librarian, after the next ballot, the candidate receiving the smallest number of votes on joint ballot shall be dropped, and on each succeeding ballot the hindmost candidate shall be dropped.

Which was adopted.
Proceeding then to ballot the fourth time as between those in nomination, the same resulted thus, viz:

Those who voted for Mr. Crittenden, were—

Mr. Speaker (McCreary), R. A. Jones, John Preston,
Edward Badger, John Watts Kearny, Geo. W. Riddle,
J. C. S. Blackburn, F. M. Lowe, G. M. Thomas,
C. M. Clay, jr., James M. McArthur, John S. Williams,
Geo. L. Forman, N. D. Miles, D. W. Wright,
W. H. Frederick, Thomas M. Miller, J. M. Wright,
Thomas W. Henton, Thos. B. Montgomery, Geo. C. Young—23.
Bart. W. Jenkins, W. A. Morin,

Those who voted for Mr. McDougal, were—

H. C. Baker, E. A. Graves, Thos. J. Morehead,
W. N. Beckham, M. W. LaRue, Samuel M. Sanders,
R. W. Brandon, A. S. Lewis, C. C. Scates,
Isaac N. Cardwell,

Those who voted for Mr. Grimes, were—

W. W. Ayers, Thomas H. Corbett, B. R. Walker,
B. G. Bidwell, Richard P. Finn, James D. Watson,
Church H. Blakey, Matt. McKinney, C. H. Webb,
Pat. Campion, Pearson Miller, R. W. Wilson,
S. E. G. Cole, H. L. Stone,

Those who voted for Mr. Kirtley, were—

Wm. A. Allen, Ulysses Garred, Samuel C. Humphrey,
D. H. Baker, Addison Gibson, W. H. May,
H. S. Chilton, Nelson Hamilton, Thomas J. Mayo,
Isham Cottingham, James W. Hannah, C. W. Threlkeld—13.
John Fible,

Those who voted for Mr. Crockett, were—

Stephen R. Campbell, W. T. Marshall, Joshua D. Powers,
Henderson Conlee, J. B. McFerran, Thomas H. Reed,
Newton Craig, James W. Meador, W. M. Stevens,
B. F. Duvall, W. A. Morris, Ben. Stout,
R. P. Gresham, Wm. Neal, Geo. B. Turner,

Those who voted for Mr. Murphy, were—

B. C. Craddock, Wm. L. Hazelp, Mat. Nunan,
Richard D. Davis, John S. Herd, John A. Prall,
Samuel Ellis, W. Godfrey Hunter, W. W. Sawyers,
C. C. Harvey, Samuel Martin,

A committee having been appointed by each House, to act jointly, to count and ascertain the result of the fourth ballot, reported the following as the result thereof, viz:
Mr. Crittenden received 23 10 33
Mr. McDougal received 13 4 17
Mr. Grimes received 17 5 22
Mr. Kirtley received 13 7 20
Mr. Crockett received 18 4 22
Mr. Murphy received 14 6 20

No one having received a majority of all the votes cast, the Speaker declared that no election was yet had.

Mr. Scales then withdrew the name of Mr. McDougal.

Proceeding then to ballot the fifth time as between those remaining in nomination, the same resulted thus, viz:

Those who voted for Mr. Crittenden, were—

Mr. Speaker (McCreary), Bart. W. Jenkins, W. A. Morin, W. A. Morin,
Edward Badger, R. A. Jones, John Preston,
H. C. Baker, John Watts Kearny, Geo. W. Riddle,
W. N. Beckham, A. S. Lewis, Geo. W. Strickler,
J. C. S. Blackburn, F. M. Lowe, John S. Williams,
C. M. Clay, jr., W. T. Marshall, D. W. Wright,
Geo. L. Forman, James M. McArthur, J. M. Wright,
Thos. W. Henton, Thos. B. Montgomery,

Those who voted for Mr. Crockett, were—

R W. Brandon, R. P. Gresham, Thomas H. Reed,
W. W. Browning, Thomas J. Morehead, W. M. Stevens,
Stephen R. Campbell, W. A. Morris, Ben. Stout,
Henderson Conlee, Wm. Neal, Geo. B. Turner,
Nash Cottingham, Robertson Payton, J. A. Wilson—17.
B. F. Duvall, Joshua D. Powers,

Those who voted for Mr. Grimes, were—

W. W. Ayers, E. A. Graves, H. L. Stone,
B. G. Bidwell, Matt. McKinney, B. R. Walker,
Church H. Blakey, Pearson Miller, James D. Watson,
Pat. Campion, Thomas M. Miller, C. H. Webb,
Washington Chandler, Thomas J. Morrow, R. W. Wilson,
Thomas H. Corbett,

Those who voted for Mr. Kirtley, were—

Wm. A. Allen, Nelson Hamilton, W. H. May,
Newton Craig, James W. Hannah, Thos. J. Mayo,
John Fible, Joseph Hermes, C. C. Scales,
Addison Gibson, M. W. LaRue,
Those who voted for Mr. Murphy, were—

D. H. Baker, C. C. Harvey, James W. Meador,
Isaac N. Cardwell, Wm. L. Hazenip, Mat. Nunan,
B. C. Craddock, John S. Herd, John A. Prall,
Richard D. Davis, W. Godfrey Hunter, W. W. Sawyers,
Samuel Ellis, Allen Jones, William Sellers,

A committee having been appointed by each House, to act jointly, to ascertain the result of this ballot, reported that

<table>
<thead>
<tr>
<th>In House</th>
<th>In Senate</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Crittenden received</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Mr. Crockett received</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Mr. Grimes received</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Mr. Kirtley received</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Mr. Murphy received</td>
<td>-</td>
<td>-</td>
</tr>
</tbody>
</table>

No one having received a majority of all the votes cast, the Speaker announced that no election was yet had.

The name of Mr. Crockett was then withdrawn by Mr. Duvall.

Proceeding to the sixth ballot as between those remaining in nomination, the same resulted thus:

Those who voted for Mr. Grimes, were—

W. W. Ayers, Richard P. Finn, Samuel M. Sanders,
B. G. Bidwell, E. A. Graves, C. C. Scales,
Church H. Blakey, R. P. Gresham, H. L. Stone,
R. W. Brandon, W. T. Marshall, B. R. Walker,
Stephen R. Campbell, Matt. McKinney, James D. Watson,
Pat. Campion, Pearson Miller, C. H. Webb,
Washington Chandler, Thos. M. Miller, J. A. Wilson,
S. E. G. Cole, Thos. J. Morehead, R. W. Wilson,
Isham Cottingham, Thomas J. Morrow,

Those who voted for Mr. Murphy, were—

D. H. Baker, C. C. Harvey, James W. Meador,
Isaac N. Cardwell, Wm. L. Hazleip, Mat. Nunan,
B. C. Craddock, John S. Herd, John A. Prall,
Richard D. Davis, W. Godfrey Hunter, W. W. Sawyers,
Samuel Ellis, Allen Jones, Wm. Sellers—17.
J. T. Freeman, Samuel Martin,

Those who voted for Mr. Crittenden, were—

Mr. Speaker (McCreary)Bart. W. Jenkins, Robertson Payton,
Edward Badger, R. A. Jones, Joshua D. Powers,
H. O. Baker, John Watts Kearny, John Preston,
W. N. Beckham, A. S. Lewis, Geo. W. Riddle,
J. C. S. Blackburn, F. M. Lowe, W. M. Stevens,
W. W. Browning, A. H. Marrett, Geo. W. Strickler,
JAN. 15.]

HOUSE OF REPRESENTATIVES.

C. M. Clay, jr., James M. McArthur, John S. Williams,
Henderson Conlee, J. B. McFerran, D. W. Wright,
Geo. L. Forman, N. D. Miles, J. M. Wright,
W. H. Frederick, Thos. B. Montgomery, Geo. C. Young—32.
Thomas W. Henton, W. A. Morin,

Those who voted for Mr. Kirtley, were—

Wm. A. Allen, Nelson Hamilton, Thomas J. Mayo,
H. S. Chilton, James W. Hannah, Wm. Neal,
Newton Craig, Joseph Hermes, Thomas H. Reed,
B. F. Duvall, Samuel C. Humphrey, G. M. Thomas,
John Fible, M. W. LaRue, C. W. Threlkeld,
Addison Gibson,

A committee of each House, to act jointly, having been appointed
to count and ascertain the result of the sixth ballot, reported the
same as resulting thus:

<table>
<thead>
<tr>
<th>In House</th>
<th>In Senate</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Crittenden received</td>
<td>32</td>
<td>10</td>
</tr>
<tr>
<td>Mr. Kirtley received</td>
<td>19</td>
<td>9</td>
</tr>
<tr>
<td>Mr. Grimes received</td>
<td>29</td>
<td>10</td>
</tr>
<tr>
<td>Mr. Murphy received</td>
<td>17</td>
<td>7</td>
</tr>
</tbody>
</table>

No one in nomination having received a majority of all the votes
cast, the Speaker declared that no election was yet had.

Under the resolution heretofore adopted, the Speaker announced
that Mr. Murphy would be dropped, and thereupon Mr. Sellers re-
nominated Mr. Murphy.

Proceeding then to take the seventh ballot as between those in
nomination, the same resulted thus:

Those who voted for Mr. Crittenden, were—

Mr. Speaker (M'Creary)W. H. Frederick, W. A. Morin,
Edward Badger, Thos. W. Henton, Robertson Payton,
D. H. Baker, Bart W. Jenkins, Joshua D. Powers,
H. C. Baker, R. A. Jones, John Preston,
W. N. Beckham, John Watts Kearny, Geo W. Riddle,
J. C. S. Blackburn, A. S. Lewis, W. M. Stevens,
W. W. Browning, F. M. Lowe, Geo. W. Strickler,
Isaac N. Cardwell, A. H. Marrett, G. M. Thomas,
C. M. Clay, jr., James M. McArthur, John S. Williams,
Henderson Conlee, N. D. Miles, D. W. Wright,
Richard D. Davis, Thomas M. Miller, J. M. Wright,

Those who voted for Mr. Grimes, were—

W. W. Ayers, Richard P. Fian, W. A. Morris,
B. G. Bidwell, E. A. Graves, Thos. J. Morrow,
Church H. Blakey, R. P. Gresham, Sam'l M. Sanders,
JOURNAL OF THE

R. W. Brandon, James W. Hannah, C. C. Scales,
Stephen R. Campbell, C. C. Harvey, H. L. Stone,
Pat. Campion, Joseph Herines, B. R. Walker,
Washington Chandler, W. T. Marshall, James D. Watson,
Thomas H. Corbett, Pearson Miller, R. W. Wilson,

Those who voted for Mr. Kirtley, were—
Wm. A. Allen, Nelson Hamilton, Wm. Neal,
H. S. Chilton, Samuel C. Humphrey, Thomas H. Reed,
Newton Craig, Allen Jones, Ben. Stout,
B. F. Duvall, M. W. LaRue, C. W. Threlkeld,
John Fible, W. H. May, Geo. B. Turner,

Those who voted for Mr. Murphy, were—
B. C. Craddock, John S. Herd, Mat. Nunan,
Samuel Ellis, W. Godfrey Hunter, John A. Prall,
J. T. Freeman, Samuel Martin, W. W. Sawyers,
Wm. L. Hazelp, James W. Meador, Wm. Sellers—12.

A joint committee of both Houses having been appointed to count
and ascertain the result of the seventh ballot, reported the same
thus:

<table>
<thead>
<tr>
<th>In House</th>
<th>In Senate</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Crittenden received</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Mr. Grimes received</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Mr. Kirtley received</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Mr. Murphy received</td>
<td>-</td>
<td>-</td>
</tr>
</tbody>
</table>

No one in nomination having received a majority of all the votes
cast, the Speaker declared that no election was yet had.

Mr. Fible then withdrew the nomination of Mr. Kirtley.

Proceeding to take the eighth ballot as between those remaining
in nomination, the same resulted thus:

Those who voted for Mr. Crittenden, were—
Mr. Speaker (McCready)Thos. W. Henton, W. A. Morin,
H. C. Baker, Bart. W. Jenkins, Robertson Payton,
W. N. Beckham, R. A. Jones, Joshua D. Powers,
J. C. S. Blackburn, John Watts Kearny, John Preston,
W. W. Browning, M. W. LaRue, Geo. W. Riddle,
Isaac N. Cardwell, A. S. Lewis, W. M. Stevens,
C. M. Clay, jr., F. M. Lowe, Geo. W. Strickler,
Henderson Conlee, A. H. Mayrett, G. M. Thomas,
Richard D. Davis, James M. McArthur, John S. Williams,
B. F. Duvall, J. B. McFerran, D. W. Wright,
John Fible, N. D. Miles, J. M. Wright,
Geo. L. Forman, Thomas M. Miller, Geo. C. Young—38.
W. H. Frederick, Thos. B. Montgomery,
Those who voted for Mr. Grimes, were—

<table>
<thead>
<tr>
<th>Name</th>
<th>House</th>
<th>Total</th>
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<tbody>
<tr>
<td>Wm. A. Allen</td>
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<tr>
<td>W. W. Ayers</td>
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<td>B. G. Bidwell</td>
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<td>Church H. Blakey</td>
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<td>R. W. Brandon</td>
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<td>Stephen R. Campbell</td>
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<td>Pat. C. Campion</td>
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<td>Washington Chandler</td>
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<td>H. S. Chilton</td>
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<td>S. E. G. Cole</td>
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<td>Thomas H. Corbett</td>
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<td>Isham Cottingham</td>
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<td>Newton Craig</td>
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<td>Richard P. Finn</td>
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<tr>
<td>Ulysses Garred</td>
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<td>Addison Gibbons</td>
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<tr>
<td>E. A. Graves</td>
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<td>R. P. Gresham</td>
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<td>Nelson Hamilton</td>
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<td>James W. Hannah</td>
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<td>Joseph Hermes</td>
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<tr>
<td>Samuel C. Humphrey</td>
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<td>C. W. Threlkeld</td>
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<td>W. T. Marshall</td>
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<td>W. H. May</td>
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<td>Thomas J. Mayo</td>
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<tr>
<td>Matt. McKinney</td>
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<tr>
<td>Pearson Miller</td>
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<tr>
<td>Thomas J. Morehead</td>
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<tr>
<td>W. A. Morris</td>
<td></td>
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<tr>
<td>Samuel J. Morrow</td>
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</tbody>
</table>

Those who voted for Mr. Murphy, were—

<table>
<thead>
<tr>
<th>Name</th>
<th>House</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>D. H. Baker</td>
<td></td>
<td></td>
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<tr>
<td>B. C. Craddock</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Samuel Ellis</td>
<td></td>
<td></td>
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<tr>
<td>J. T. Freeman</td>
<td></td>
<td></td>
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<tr>
<td>C. C. Harvey</td>
<td></td>
<td></td>
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<tr>
<td>Wm. L. Hazelip</td>
<td></td>
<td></td>
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<tr>
<td>John S. Herd</td>
<td></td>
<td></td>
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<tr>
<td>W. Godfrey Hunter</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Allen Jones</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Samuel Martin</td>
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</tr>
</tbody>
</table>

A joint committee of both Houses having been appointed to count and report the result of the eighth ballot, reported the same as resulting thus:

<table>
<thead>
<tr>
<th>Name</th>
<th>House</th>
<th>In House</th>
<th>In Senate</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Crittenden</td>
<td></td>
<td>38</td>
<td>16</td>
<td>54</td>
</tr>
<tr>
<td>Mr. Grimes</td>
<td></td>
<td>44</td>
<td>13</td>
<td>57</td>
</tr>
<tr>
<td>Mr. Murphy</td>
<td></td>
<td>14</td>
<td>7</td>
<td>21</td>
</tr>
</tbody>
</table>

No one having received a majority of all the votes cast, the Speaker declared that no election was yet had.

Mr. Blackburn then withdrew the name of Mr. Crittenden.

And proceeding then to take the ninth ballot between those yet remaining in nomination, the same resulted thus:

Those who voted for Mr. Grimes, were—

<table>
<thead>
<tr>
<th>Name</th>
<th>House</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Wm. A. Allen</td>
<td></td>
<td></td>
</tr>
<tr>
<td>W. W. Ayers</td>
<td></td>
<td></td>
</tr>
<tr>
<td>H. C. Baker</td>
<td></td>
<td></td>
</tr>
<tr>
<td>W. N. Beckham</td>
<td></td>
<td></td>
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<tr>
<td>B. G. Bidwell</td>
<td></td>
<td></td>
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<tr>
<td>J. C. S. Blackburn</td>
<td></td>
<td></td>
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<tr>
<td>Church H. Blakey</td>
<td></td>
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<tr>
<td>R. W. Brandon</td>
<td></td>
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<tr>
<td>W. W. Browning</td>
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<tr>
<td>Stephen R. Campbell</td>
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<tr>
<td>Addison Gibbons</td>
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<td>E. A. Graves</td>
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<td>R. P. Gresham</td>
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<tr>
<td>Nelson Hamilton</td>
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<tr>
<td>Jas. W. Hannah</td>
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<tr>
<td>Joseph Hermes</td>
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<tr>
<td>Samuel C. Humphrey</td>
<td></td>
<td></td>
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<tr>
<td>John Watts Kearny</td>
<td></td>
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<tr>
<td>A. S. Lewis</td>
<td></td>
<td></td>
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<tr>
<td>F. M. Lowe</td>
<td></td>
<td></td>
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<tr>
<td>A. H. Marrett</td>
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</tbody>
</table>

Those who voted for Mr. Murphy, were—

<table>
<thead>
<tr>
<th>Name</th>
<th>House</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Wm. Neal</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Thomas H. Reed</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Samuel M. Sanders</td>
<td></td>
<td></td>
</tr>
<tr>
<td>C. C. Scales</td>
<td></td>
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<tr>
<td>H. L. Stone</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Wm. Sellers</td>
<td></td>
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</tbody>
</table>
Those who voted for Mr. Murphy, were—

<table>
<thead>
<tr>
<th>House</th>
<th>In House</th>
<th>In Senate</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Grimes</td>
<td>70</td>
<td>29</td>
<td>99</td>
</tr>
<tr>
<td>Mr. Murphy</td>
<td>18</td>
<td>6</td>
<td>24</td>
</tr>
</tbody>
</table>

Mr. Grimes having received a majority of all the votes cast, and a majority of all the votes of the members elected to each branch of this General Assembly, was thereupon declared by the Speaker to be elected State Librarian, to succeed the present incumbent in office on the expiration of his term, for the period and term prescribed by law.

The Speaker then announced that, in further execution of the order aforesaid, the two Houses would now proceed to the election of a Keeper of the Penitentiary of this State.

A committee was appointed to inform the Senate that this House was now ready to go into said election.

A message was received from the Senate, announcing that they were also ready to proceed with said election.

The following nominations for said office were then made, viz:

- Mr. Morrow nominated H. B. Lyon.
- Mr. Jenkins nominated J. W. South.
- Mr. Blackburn nominated R. C. Steele.
- Mr. Sellers nominated Daugherty White.
- Mr. Beckham nominated John G. Samuel.
After interchanging notices of the nominations in each House, and by which it was ascertained that the same persons were named before each, the House proceeded to ballot as between them, which resulted thus:

Those who voted for Mr. South, were—

Mr. Speaker (M'Creary) E. A. Graves,
Wm. A. Allen, R. P. Gresham, Wm. Neal,
W. W. Ayers, Nelson Hamilton, Robertson Payton,
D. H. Baker, James W. Hannah, John Preston,
H. C. Baker, Thos. W. Henton, Thomas H. Reed,
Church H. Blakey, Joseph Hermes, C. C. Scales,
R. W. Brandon, Bart. W. Jenkins, W. M. Stevens,
W. W. Browning, R. A. Jones, H. L. Stone,
Stephen R. Campbell, John Watts Kearny, Ben. Stout,
Pat: Campion, M. W. LaRue, Geo. W. Strickler,
H. S. Chilton, A. S. Lewis, Geo. B. Turner,
Henderson Conlee, Thomas J. Mayo, James D. Watson,
Thomas H. Corbett, J. B. McFerran, John S. Williams,
B. F. Duvall, Pearson Miller, John Wolf,
John Fible, Thomas M. Miller, D. W. Wright,
Richard P. Finn, Thos. B. Montgomery, J. M. Wright,
W. H. Frederick,

Those who voted for Mr. Lyon, were—

B. G. Bidwell, Samuel C. Humphrey, Joshua D. Powers,
Washington Chandler, W. T. Marshall, B. R. Walker,
Isam Cottingham, N. D. Miles, J. A. Wilson,

Those who voted for Mr. White, were—

Isaac N. Cardwell, Wm. L Hazelip, Mat. Nunan,
B. C. Craddock, John S. Herd, John A. Prall,
Richard D. Davis, W. Godfrey Hunter, W. W. Sawyers,
Samuel Ellis, Allen Jones, Wm. Sellers,
J. T. Freeman, Samuel Martin, G. M. Thomas—17.
C. C. Harvey, James W. Meador,

Those who voted for Mr. Steele, were—

J. C. S. Blackburn, Addison Gibson, W. A. Morris—5.
Ulysses Garred, F. M. Lowe,

Those who voted for Mr. Samuel, were—

W. N. Beckham, Samuel M. Sanders—2.

A message was received from the Senate, announcing that they had appointed a committee on their part, to act jointly with a committee on the part of this House, to count and ascertain the result of the joint vote.
Messrs. Morrow, Sellers, and Jenkins were then appointed on the part of the House, to act with the committee from the Senate, for the same purpose.

And thereupon Mr. Morrow, from said committee, reported the result of the joint vote to be thus:

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<tr>
<th></th>
<th>IN HOUSE</th>
<th>IN SENATE</th>
<th>TOTAL</th>
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<tbody>
<tr>
<td>Mr. South received</td>
<td>52</td>
<td>22</td>
<td>74</td>
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<tr>
<td>Mr. Lyon received</td>
<td>15</td>
<td>5</td>
<td>20</td>
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<tr>
<td>Mr. Steele received</td>
<td>5</td>
<td>1</td>
<td>6</td>
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<tr>
<td>Mr. White received</td>
<td>17</td>
<td>7</td>
<td>24</td>
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<tr>
<td>Mr. Samnel received</td>
<td>2</td>
<td>1</td>
<td>3</td>
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</tbody>
</table>

Mr. J. W. South having received a majority of all the votes cast, and a majority of all the members elected to each House of this General Assembly, was declared by the Speaker to be duly elected Keeper of the Kentucky Penitentiary, to succeed the present incumbent on the expiration of his term, for the term and period prescribed by law.

At four o'clock, P. M., Mr. J. M. Wright moved that the House do now adjourn until ten o'clock, A. M., to-morrow.

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

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

Those who voted in the affirmative, were—

J. C. S. Blackburn, Isaac N. Cardwell, James W. Hannah, Thos. W. Henton, R. A. Jones,

John Watts Kearny, Mat. Nunan, Geo. W. Riddle, C. C. Scales, Wm. Sellers,


Those who voted in the negative, were—


Richard P. Finn, J. T. Freeman, Ulysses Garred, Addison Gibson, E. A. Graves, R. P. Gresham, C. C. Harvey, Wm. L Hazelp, John S. Herd, Samuel C. Humphrey, W. Godfrey Hunter, Bart. W. Jenkins,

Mr. Riddle being absent when the ballot was taken for Keeper of the Penitentiary, announced that he would have voted for Mr. Lyon, and it was so ordered to be entered on the Journal.

And then, at five o'clock, P. M., on motion, the House adjourned until 9½ o'clock, A. M., to-morrow.

FRIDAY, JANUARY 16, 1874.

The following petitions and remonstrance were presented, viz:

By Mr. Riddle—
1. The petition of the Disciples of Christ, commonly called Christians, worshiping at Morganfield, in Union county, praying for certain amendments to the charter of Kentucky University.

By Mr. McFerran—
2. The petition of same worshiping at Pleasant Grove, in Garrard county, praying for same object.

By Mr. Sellers—
3. The petition of same worshiping at Lancaster, in Garrard county, praying for same object.

By Mr. Walker—
4. The petition of certain voters of Fulton county, praying the passage of an act to submit to the qualified voters of said county the question of prohibiting the liquor traffic in said county.

By Mr. Nunan—
5. The petition of sundry citizens of Washington county, praying the passage of an act to change the boundary lines of Washington and Mercer counties.

By Mr. Blakey—
6. The petition of certain residents of common school district No. 37-a. R.
1. In Logan county, praying the passage of an act to charter Auburn High School.

By Mr. Ellis—

7. The petition of citizens of Greenup county, praying that, in any arrangement of the judicial districts which may be made at this session, the county of Greenup may be placed with the counties of Boyd, Carter, and Lawrence, or placed in that district of which they may be component parts.

By Mr. Strickler—

8. The petition of citizens of Hardin county, praying the passage of an act to regulate the sale of spirituous, vinous, or malt liquors set out in said petition.

By Mr. Ellis—

9. The remonstrance of certain citizens of Greenup county, against the repeal of an act to prohibit the sale of spirituous liquors or intoxicating beverages in Greenup county.

Which were received, the reading dispensed with, and referred—

the 1st, 2d, 3d, and 6th to the Committee on the Judiciary; the 4th, 8th, and 9th to the Committee on Moral and Religious Institutions; the 5th to the Committee on Propositions and Grievances; and the 7th to the Committee on Circuit Courts.

The Speaker laid before the House the following communication, viz:

To the General Assembly of the Commonwealth of Kentucky:

In response to your resolution requesting us to report what we had done with reference to the revision of the Civil and Criminal Codes of Practice, we report as follows:

From the time of our appointment as Commissioners until the last session of the Legislature, we labored diligently upon said revision, but were unable to complete it. After the report of the Commissioners to Revise the Statutes was made and acted upon by the Legislature, we in great measure suspended our work until we could obtain copies of the General Statutes, so that our report might be made to harmonize with their provisions as far as practicable. These copies were not in our hands until the month of November, 1873, and since that time we have been unable to complete such a report as we believed our duty required of us, or as was satisfactory to ourselves. We expect to be able to complete the report during the present year. You have failed to authorize us to cause our work to be printed, and we feel unwilling to do so without your authority. We would suggest the passage of an act authorizing us to submit our report to the Judges of the Court of Appeals, and if it should be approved by them, to have printed in bill form a number of copies sufficient for the use of the Legislature and for distribution among the
that, in any such case, it be at the option of the members of the bar of the State, in order that we may elicit their criticism and obtain their aid in perfecting the work before finally reporting it.

RICH D. A. BUCKNER,
JOS. F. BULLITT.

On motion of Mr. Stone, the same was referred to the Committee on Codes of Practice, with instructions to report such legislation as may be necessary thereon.

On motion of Mr. Prall, leave was given to bring in the following bills, viz.

1. A bill to enable the president and board of managers of the Clay's Mill Turnpike Road Company to borrow money and mortgage their road for payment of same.

2. A bill to incorporate the Central Kentucky Banking Company.

Ordered, That the Committee on the Judiciary prepare and bring in the 1st, and the Committee on Banks the 2d.

A message was received from the Senate, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend the charter of the city of Newport, in Campbell county.

An act to amend section 77, article 1, chapter 2, of the Civil Code of Practice.

An act for the benefit of John Allen, of the city of Louisville.

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

An act to repeal an act empowering the county court of Mercer county to make subscription to capital stock in turnpike road companies.

An act providing for the payment of money to Eliza A. Taylor, of Owen county.

An act for the benefit of David Wheeler, of Clinton county.

An act to authorize the county court of Lawrence county to fix and establish the width of public roads in said county.

With an amendment to the last named bill.

And that they had passed bills of the following titles, viz:

1. An act to declare Licking river a navigable stream from Licking Station to the mouth of Trace Fork, in Magoffin county.


3. An act for the benefit of Gallatin county.
4. An act to incorporate the Carlisle Academy.

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

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

Ordered, That they be referred—the 1st to the Committee on Internal Improvement; the 2d to the Committee on the General Statutes; the 3d to the Committee on County Courts; and the 4th to the Committee on Education.

Ordered, That Mr. Miles be added to the Committees on Propositions and Grievances and the Library.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in this House, of the following titles, viz:

An act for the benefit of the administrators of Wm. Simpson, deceased, late clerk of the Wayne circuit and county courts;

An act to abolish the court of common pleas in Union county;

An act for the benefit of George Carter, committee for J. B. Saltier, a lunatic of Lawrence county;

An act legalizing an order made by the court of claims on Crittenden county;

An act for the benefit of Franklin Female College, in Simpson county;

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

The House then took up an unfinished order of yesterday, viz:

A bill to amend an act, entitled "An act to regulate the taking up of property found adrift upon certain rivers in this Commonwealth," approved March 22, 1873.

The amendment offered by Mr. Freeman was then adopted.

Mr. Clay also moved an amendment.

The further consideration of said bill and proposed amendment was cut off by the arrival of the hour for taking up a special order.

The Speaker laid before the House the following response from the Auditor to a resolution heretofore adopted by this House, viz:

STATE OF KENTUCKY,
OFFICE OF AUDITOR OF PUBLIC ACCOUNTS,
FRANKFORT, January 15th, 1874.

HON. JAMES B. McCREARY, Speaker of House of Representatives:

Sir: In compliance with the resolution adopted by the House of
Representatives on the 13th inst., I herewith submit for the information of that honorable body a statement showing the number, amount, date, for what purposes, and under what law, each warrant was drawn on the Treasurer in favor of the Insurance Bureau.

In further response, I will state that the law under which I drew warrants in excess of the amounts paid into the Treasury by Insurance Companies, is the act of March 10, 1870, entitled "An act to establish an Insurance Bureau."

That act required me to appoint a Commissioner, whose salary shall be paid monthly out of the Treasury, to provide him an office, and, when necessary, to assign him clerks to aid him in the discharge of his duties. The clerks necessary to the proper discharge of his duties could not be furnished to him from my own clerical force, for the reason that their entire time and labor was indispensably necessary to me to enable me to discharge my own duties. Consequently, I was compelled to appoint other and additional clerks, and assign them to duty in the Bureau.

The same act required the Commissioner to appoint a deputy; and it also requires him to value policies, furnish blanks to companies, to make reports, make visits and examinations of the condition of companies, to make an annual report—one thousand copies of which are ordered to be printed—besides other duties not necessary to enumerate. All of these requirements are made mandatory upon me and upon the Commissioner. The duties thus imposed upon us had to be discharged, or we had to violate the plain letter of the law. They could not be performed without a considerable expenditure of money, which had to be paid in cash, or monthly.

I examined the fourth section of the act referred to, which provides that the expense of the establishment and future management of the Bureau shall not be a charge upon the State, "but shall be provided for and paid by the fees and allowances named in [said] act." And I further saw, that, by the provisions of the nineteenth section of the same act, it was made the duty of the Commissioner, in case the fees imposed on Insurance Companies were not sufficient to pay the expenses of the Bureau, to assess an equal amount upon each Insurance Company doing business in the State to supply the deficiency. The fees authorized and directed to be charged against Insurance Companies doing business in the State were not sufficient to pay the expenses of the Bureau during the past year, and yet the duties imposed upon the Commissioner were mandatory upon him. He
could not discharge those duties without the necessary means to pay monthly for the labor employed, the material consumed, and the necessary expenses incurred. He could not make an assessment on the companies doing business in the State for a deficiency until that deficiency was ascertained, and that could not be ascertained until the end of the year.

Construing the law, therefore, as I understood it, and as I now understand it, and after taking counsel with the Attorney General, I decided it was my imperative duty to continue to pay the expenses of the Bureau out of the Treasury until an assessment could be levied and collected to liquidate the deficiency.

It seems to me that any other construction of the law would not only be utterly destructive to the Bureau, but in violation of the purposes of the Legislature that made it, the best interests of the people of the State, and a flagrant wrong on my part.

The assessment necessary to cover the deficiency created on account of the Bureau has been made by the Commissioner, a large portion of it collected and paid into the Treasury, and the balance in course of collection; so that, in a short time, the whole amount of that deficiency will be fully liquidated, and the State entirely relieved of all responsibility.

I have the honor to be,

Very respectfully,

D. HOWARD SMITH, Auditor.
A Statement exhibiting the Expenditures of the Insurance Bureau from the 11th October, 1872, to 10th October, 1873, inclusive, showing the date of warrant, number of warrant, for what purpose the warrants were drawn, and under what law, and amount of warrant, viz:

Warrants drawn under Act of March 10, 1870.

1872.

October 14. 6389. Expense to Louisville ...........................................$7 10
October 15. 6377. Stationery ....................................................... 14 39
October 22. 6388. Expenses to Louisville and Cincinnati .................. 40 49
October 25. 6470. Public Printer ................................................... 436 92
October 30. 6555. Gas ............................................................... 5 60
October 31. 6571. Deputy Commissioner's salary ................................ 166 66
6572. Clerk's salary ............................................................. 166 66
6573. Clerk's salary ............................................................. 150 00
6574. Clerk's salary ............................................................. 125 00
6575. Clerk's salary ............................................................. 83 33
6576. Clerk's salary ............................................................. 100 00
6577. Clerk's salary ............................................................. 125 00
6578. Treasurer's salary ......................................................... 50 00
6579. Porter's salary .............................................................. 20 00
November 1. 6591. Commissioner's salary .................................... 332 33
November 2. 6620. Express charges ................................................ 11 85
November 5. 6682. Western Union telegrams ................................... 1 65
6696. Clerk's salary ............................................................. 100 00
November 6. 6681. Traveling expenses .......................................... 13 60
November 7. 6697. Telegraph account ........................................... 2 50
November 8. 6727. Binding .......................................................... 929 61
6730. Postage stamps ............................................................ 22 00
November 9. 6738. Attorney General's legal fees .............................. 450 00
November 11. 6753. Stationery .................................................... 32 49
November 12. 6789. File boxes ..................................................... 23 11
November 13. 6799. Sprinkling streets ......................................... 12 50
November 16. 6848. Extenu to Louisville ......................................... 22 69
November 30. 7059. Deputy Commissioner's salary .......................... 166 67
7060. Clerk's salary ............................................................. 166 67
7061. Clerk's salary ............................................................. 158 00
7062. Clerk's salary two months .............................................. 300 00
7063. Clerk's salary ............................................................. 125 00
7064. Clerk's salary ............................................................. 100 00
7065. Clerk's salary ............................................................. 83 33
7066. Clerk's salary ............................................................. 100 00
7067. Clerk's salary ............................................................. 125 00
7068. Treasurer's salary ......................................................... 50 00
December 2. 7101. Porter's salary ................................................ 20 00
7114. Commissioner's salary ................................................... 333 33
7116. Express charges ............................................................ 2 70
December 3. 7149. Circuit Clerk's fees ......................................... 28 55
7149. Telegraph ................................................................. 9 95
7151. Ice ................................................................. 42 50
December 4. 7108. Grate and pipe ............................................... 5 86
December 5. 7193. Clerk or accountant in New York .......................... 30 00
7213. Office furniture ........................................................... 200 30
December 6. 7249. Commissioner's expense to New York ...................... $340 00
7256. Clerk's expense to New York .............................................. 266 50
7291. Plastering four rooms .................................................... 9 20
7293. Office furniture ........................................................... 200 30
7401. Coal ................................................................. 36 30
7402. Advertising in Courier-Journal ......................................... 18 00

Amount carried forward ..............................................................$9,385 55
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<td>7433. Furnishing new offices</td>
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<td>7494. Stationery</td>
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<td>7511. Gas</td>
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<td>7540. Laborers' account, keeping fires for plasterers</td>
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<td>7561. Public Printer</td>
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<td>7601. Deputy Commissioner's salary</td>
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<td>7637. Postage stamps</td>
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<td>1873</td>
<td>13. 1873.</td>
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<td>January 2</td>
<td>29. Mantels and grates new office</td>
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<td>January 3</td>
<td>74. Express charges</td>
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<td>January 4</td>
<td>86. Laborers' account</td>
<td>4 90</td>
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<td>January 6</td>
<td>98. Carpets new offices</td>
<td>324 36</td>
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<td>142. Public binding</td>
<td>198 38</td>
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<td>January 9</td>
<td>217. Furnishing new offices</td>
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<td>253. Expenses to Louisville</td>
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<td>January 11</td>
<td>276. Gas</td>
<td>5 12</td>
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<td>January 13</td>
<td>696. Refitting furniture, &amp;c., new offices</td>
<td>43 71</td>
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<td>January 21</td>
<td>454. Painting in new offices</td>
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<td>January 23</td>
<td>538. Coal</td>
<td>69 52</td>
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<td>696. Refitting furniture, &amp;c., new offices</td>
<td>121 25</td>
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<td>January 26</td>
<td>648. Traveling expenses</td>
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<td>703. Stationery</td>
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<td>713. Treasurer's salary</td>
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<td>726. Deputy Commissioner's salary</td>
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<td>735. Clerk's salary</td>
<td>125 00</td>
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<td>758. Commissioner's salary</td>
<td>333 32</td>
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<td>February 1</td>
<td>803. Telegrams</td>
<td>55</td>
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<td>826. Oil cloth</td>
<td>4 25</td>
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<td>832. Clerk's salary</td>
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<td>1108. Fire-irons, &amp;c., for new offices</td>
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<td>1494. Treasurer's salary</td>
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<td>Amount carried forward</td>
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### HOUSE OF REPRESENTATIVES.

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<td>1531. Keys for office doors</td>
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<td>March 1. 1564. Express charges</td>
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<td>March 3. 1576. Commissioner's salary</td>
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<td>March 4. 1935. Office furniture</td>
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<td>March 6. 1763. Printing and ruling</td>
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<td>March 12. 1820. Stationery</td>
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<td>March 19. 1880. Grape</td>
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<tr>
<td></td>
<td>Amount carried forward</td>
<td>$26,985.34</td>
</tr>
</tbody>
</table>
On motion of Mr. Graves, the Public Printer was directed to print the usual number of copies thereof for the use of this House.

According to order, the House then resumed the consideration of a bill, entitled

*A bill to repeal the ten per cent. conventional rate of interest, and to re-enact the six per cent. rate of interest.*

Mr. Clay offered a substitute for said bill by way of amendment thereto.

After debate thereon, Mr. Duvall moved to postpone the further consideration of said bill and amendment to, and make the same the special order for, to-morrow, at 10½ o'clock, A. M.

And the question being taken on the motion of Mr. Duvall, it was decided in the affirmative.

The yeas and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—

Those who voted in the negative, were—

Wm. A. Allen, Richard P. Finn, Thomas J. Mayo,
R. W. Brandon, J. T. Freeman, John Preston,
Washington Chandler, Ulysses Garred, H. L. Stone,
H. S. Chilton, R. P. Gresham, C. H. Webb,
Henderson Conlee, Samuel C. Humphrey, Geo. C. Young—15.

And then the House adjourned.

SATURDAY, JANUARY 17, 1874.

The following petitions were presented, viz:

By Mr. Fible—
1. The petition of sundry citizens of Shelby county, praying for a change of the boundary line between Shelby and Oldham counties.

By Mr. Duvall—
2. The petition of citizens of Franklin county, praying that Benson creek be declared a navigable stream.

By Mr. Conlee—
3. The petition of J. R. Elkins, &c., asking a change of the boundary line of the counties of Breathitt and Wolfe.

By Mr. Blackburn—
4. The petition of certain donors to Kentucky University, praying for certain amendments to the charter of Kentucky University.

Which were received, the reading dispensed with, and referred—the 1st and 3d to the Committee on Propositions and Grievances; the 2d to the Committee on Internal Improvement; and the 4th to the Committee on the Judiciary.

A message was received from the Senate, announcing that they had concurred in a joint resolution, which originated in this House, entitled

Resolution concerning the aid of the Federal Government to the Geological State Survey.

That they had passed bills, which originated in this House, entitled

An act for the benefit of E. H. Hobson and J. J. Durham.
An act to repeal sections 1, 2, 3, 4, 5, 6, 7, 8, and 10 of an act, entitled "An act to amend the charter of the town of Monticello, and to regulate the traffic in spirituous liquors therein."

An act to amend the town charter of Harrodsburg, Mercer county.

An act for the benefit of G. W. Taylor, sheriff of Hancock county.

An act for the benefit of T. D. Grundy, sheriff of McCracken county, and his sureties.

An act for the benefit of Ned Bradshaw, a colored pauper idiot of Adair county.

An act for the benefit of Thomas E. Moore, sheriff of Bourbon county.

An act for the benefit of H. C. Malone, late sheriff of Shelby county, and his securities.

With amendments to the last five named bills.

And that they had passed bills of the following titles, viz:

1. An act to amend an act, entitled "An act to incorporate the Ohio River Valley Railroad Company."

2. An act for the benefit of Sarah Virginia Musselman and her infant children.

3. An act to incorporate the Eminence, Six Mile, and Sulphur Turnpike Road Company.

4. An act to amend an act authorizing the Lewis county court to levy an additional tax to pay off the debt of said county, and to aid in building turnpike roads in said county.

5. An act to amend an act, entitled "An act to incorporate the Covington, Flemingsburg, and Pound Gap Railway Company," approved March 5, 1873.


7. An act for the benefit of George P. Gillum, sheriff of Logan county.


9. An act to establish a criminal court in the 11th judicial district.

10. An act for the benefit of the sheriff of Cumberland county.

11. An act to repeal an act, entitled "An act to charter the Barren County Bank."

12. An act to amend the charter, and amendment thereto, of the Deposit Bank of Glasgow.
Which bills were read the first time and ordered to be read a second time.

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

Ordered, That they be referred—the 1st and 5th to the Committee on Railroads; the 2d, 6th, 7th, and 10th to the Committee on Ways and Means; the 3d and 4th to the Committee on Internal Improvement; the 8th, 11th, and 12th to the Committee on Banks; and the 9th to the Committee on Circuit Courts.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in this House, of the following titles, viz:

An act to repeal an act empowering the county court of Mercer county to make subscription to capital stock in turnpike roads in said county;

An act providing for the payment of money to Eliza A. Taylor, of Owen county;

An act for the benefit of David Wheeler, of Clinton county;

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

Under the joint resolution heretofore adopted, directing a select committee to inquire as to the power of this General Assembly to increase the number of judicial districts, the Speaker, on the part of this House, appointed on said committee Messrs. Blackburn, Stone, Ward, McKinney, Thomas, LaRue, and H. C. Baker.

Mr. Graves moved the following resolution, viz:

Resolved, That the following shall be one of the standing rules of this House: That the House will meet at half-past nine, A. M., and take a recess at two o'clock, P. M., and meet again at half-past seven, and adjourn at ten, P. M.

Mr. Thomas moved the following amendment as a substitute therefor, viz:

Resolved, That the following rule be adopted as one of the standing rules of this House: That the House will meet at 9½ o'clock, A. M., and adjourn at 2 P. M.

The question was taken on the adoption of the amendment proposed by Mr. Thomas, and it was decided in the affirmative.

The resolution, as amended, was then adopted.

Mr. Blakey moved to suspend the rules and regular order of business to enable him to offer a resolution regulating the sessions of this House.
And the question being taken thereon, and not having received the number of votes required by the rule, it was decided in the negative.

The yeas and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) Addison Gibson, Wm. Neal,
Wm. A. Allen, E. A. Graves, Mat. Nunnan,
W. W. Ayers, R. P. Gresham, O. S. Parker,
D. H. Baker, Thos. W. Henten, Joshua D. Powers,
B. G. Bidwell, John S. Herd, John A. Prall,
Church H. Blakey, Samuel C. Humphrey, John Preston,
R. W. Brandon, W. Godfrey Hunter, Thomas H. Reed,
H. S. Chilton, Allen Jones, Ben. Stout,
Thomas H. Corbett, R. A. Jones, Geo. W. Strickler,
Isam Cottingham, A. S. Lewis, C. W. Threlkeld,
B. C. Craddock, W. H. May, Geo. B. Turner,
John Fible, James M. McArthur, B. R. Walker,
Richard P. Finn, Thomas M. Miller, J. Q. Ward,
Geo. L. Forman, James B. Montgomery, R. W. Wilson,
W. H. Frederick, Thos. R. Morehead, John Wolf,
J. T. Freeman, W. A. Morin, D. W. Wright,
Ulysses Garred, W. A. Morris, Geo. C. Young—51.

Those who voted in the negative, were—

J. C. S. Blackburn, James W. Hannah, J. B. McFerran,
W. W. Browning, C. C. Harvey, Robertson Payton,
Pat. Campion, Wm. L Hazelp, Geo. W. Riddle,
Isaac N. Cardwell, Joseph Hermes, W. W. Sayyers,
Washington Chandler, Bart. W. Jenkins, Wm. Sellers,
S. E. G. Cole, John Watts Kearny, W. M. Stevens,
Henderson Conlee, M. W. LaRue, G. M. Thomas,
Newton Craig, F. M. Lowe, C. H. Webb,
B. F. Duval, W. T. Marshall, J. A. Wilson,
Samuel Ellis, Samuel Martin, J. M. Wright—32.

Mr. LaRue moved to reconsider the vote by which this House rejected a resolution offered by Mr. Kearny on a former day, providing for an inquiry as to the propriety of causing the busts of distinguished Kentuckians to be placed in the Capitol at Washington.

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

THAT WHEREAS, There is a general prostration of business throughout the United States, resulting mainly from the scarcity of money, together with an unequal and unfair distribution thereof under the acts of Congress, having reference to the circulating medium of the country, as it regards the National Bank currency; and whereas, the high rates of interest demand from the business and varied industries of the country, including commerce, manufactures, and agriculture, by which all of these
great industries are languishing to the great injury of hundreds of thousands of laboring men, women, and children of the United States, to the great detriment of the general advancement and prosperity of the country; wherefore, for remedy thereof, be it

1. **Resolved by the General Assembly of the Commonwealth of Kentucky,**

That our Senators in Congress be instructed, and our Representatives be requested, to advocate and support such financial measures as have for their object a material increase of the volume of the currency by the new issue of legal tender notes. This course would meet the crying demands of trade and business; would give the farmer good prices for his products, and the mechanic full wages for his work. It would revive every branch of industry, and give employment to more than a million of men, women, and children, who are now deprived of the opportunity of earning a livelihood because of the policy inaugurated by the moneyed power of the country, who control all of the legislation of the country, whether Federal or State. It would lighten the heavy burden of taxation which now preys like a hungry vulture upon the labor of the country.

2. That there should be but one paper circulating medium of the country, and that should be in legal tender notes, and that the present system of National Bank note paper should be substituted by legal tender notes, and the National Banking system be made to conform to this idea.

3. That the National Banking law should be so changed as to make it unlawful for any National Banking Association to allow interest on deposits.

4. That the National Banking law should be made to conform to the free principle of banking, so as to do away with all monopoly in the banking system.

5. That the Governor of this Commonwealth be requested to transmit a copy of these resolutions to each of our Senators and Representatives in Congress.

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

**WHEREAS,** Previous to December 1, 1873, the Superintendent of Public Instruction was provided with a porter in conjunction with the State Librarian, their offices at the time of passing the bill being opposite, and the failure of the Commissioners in revising the Statutes to provide a porter for the Superintendent of Public Instruction was a matter of oversight; and whereas, now, the Superintendent having his office in a building detached from the other Public Offices, and being without a porter to perform the necessary services incident to the proper care and comfort of his office, and to bear messages from one department to the other; therefore, be it

**Resolved by the General Assembly of the Commonwealth of Kentucky,**

That the Auditor of Public Accounts, upon the last day of each month, be authorized to draw his warrant upon the Treasury in favor of a porter, to be selected by said Superintendent, for the sum of fifteen dollars.

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

On motion of Mr Humphrey—

1. A bill to further regulate the sale of intoxicating liquors in Claysville district, Webster county.
On motion of same—
2. A bill to incorporate Providence Lodge, No. 148, A. Y. M.
On motion of same—
3. A bill to amend the charter of the town of Providence, Webster county.
On motion of same—
4. A bill to amend the charter of the town of Sebree City, in Webster county.
On motion of Mr. Freeman—
5. A bill to have cleared out Cumberland river from the mouth of Rockcastle river to the falls of Cumberland river.
On motion of same—
6. A bill to change the mode of electing school commissioners in Whitley county.
On motion of Mr. Neal—
7. A bill relating to turnpike roads in Anderson county.
On motion of Mr. Riddle—
8. A bill to amend the charter of the Caseyville Deposit Bank, of Union county.
On motion of Mr. Corbett—
9. A bill to incorporate the Ballard County Coal and Transportation Company.
On motion of Mr. Conlee—
10. A bill appropriating money for the improvement of Red river in the counties of Wolfe, Powell, and Estill.
On motion of Mr. Thomas M. Miller—
11. A bill to more equally and efficiently assess the taxable property in this Commonwealth.
On motion of Mr. Hazelip—
12. A bill for the benefit of Mason Morris, former sheriff of Edmonson county.
On motion of Mr. Ayers—
On motion of Mr. R. W. Wilson—
14. A bill to charter the Deposit and Savings Bank of Marion, in Crittenden county.
On motion of same—
15. A bill for the benefit of Wilson Pickering, of Crittenden county.
On motion of Mr. Mayo—
16. A bill to amend article 5, chapter 92, of the General Statutes, title "Revenue and Taxation."

On motion of same—
17. A bill to amend article 1, chapter 18, of the General Statutes, title "Common Schools."

On motion of Mr. Duvall—
18. A bill for the benefit of Timothy Sullivan, of Franklin county.

On motion of same—
19. A bill for the benefit of the Bank of Kentucky.

On motion of Mr. Watson—
20. A bill to amend an act, entitled "An act to charter the Tennessee River and Cairo Railroad."

On motion of Mr. Ellis—
21. A bill to change the 14th and 16th judicial districts, so as to take Greenup county from the 14th and attach it to the 16th district.

On motion of Mr. Turner—

On motion of Mr. Ward—
23. A bill to provide for the erection of mill-dams two feet high across Main Licking river.

On motion of same—
24. A bill to provide for assignments of property in trust for the payment of debts.

On motion of Mr. Badger—
25. A bill for abbreviating transcripts of records for the Court of Appeals in certain cases.

On motion of Mr. Blackburn—
26. A bill to amend the charter of the World’s Fair Association of Woodford county.

On motion of same—
27. A bill to legalize certain acts of the trustees of the town of Midway, in Woodford county.

On motion of Mr. Cottingham—
28. A bill to enlarge the boundary of the town of Cairo, in Henderson county.

On motion of Mr. Campbell—
29. A bill to repeal the stock law in the county of Fleming.

On motion of Mr. Sawyers—
30. A bill appropriating ten thousand dollars for the purpose of
aiding in building a bridge across Cumberland River, at or near Pineville, Kentucky, on the Wilderness Turnpike Road, the money, with its interest, to be refunded to the State by the tolls collected thereon.

On motion of Mr. Hamilton—

31. A bill to repeal sections 1, 2, and 4 of article 11, chapter 102, of the General Statutes, so far as they are applicable to the counties of Pike, Letcher, Lawrence, Martin, Floyd, and Johnson.

On motion of same—

32. A bill for the benefit of James W. Hogg, late sheriff of the county of Letcher.

On motion of Mr. Wolf—

33. A bill to apply the provisions of an act, entitled "An act regulating defenses in actions of trespass in Carroll and Trimble counties," to the county of Kenton.

On motion of Mr. Conlee—

34. A bill to change the county line of Wolfe county.

On motion of Mr. Thomas—

35. A bill to incorporate the Maysville District Camp Meeting Association of the Methodist Episcopal Church.

On motion of same—

36. A bill to regulate the sale of spirituous or intoxicating beverages in Lewis county.

On motion of Mr. Blakey—

37. A bill for the benefit of the school district No. 1, in Logan county.

On motion of same—

38. A bill to incorporate the Auburn High School.

On motion of Mr. Campion—

39. A bill for the measurement of brick-work in the city of Louisville and county of Jefferson.

On motion of Mr. Morris—

40. A bill for the benefit of A. S. Miller and the administrator of James B. Burns, sureties of Wm. W. Burns, late sheriff of Robertson county.

On motion of Mr. Jenkins—

41. A bill to remove the sittings of the Court of Appeals.

On motion of Mr. Kearny—

42. A bill for the benefit of the devisees of Mathew Garrison, deceased, of Jefferson county.
On motion of Mr. Badger—
43. A bill to amend the charter of the town of Jeffersontown, in Jefferson county.

On motion of Mr. R. A. Jones—
44. A bill with reference to purchasing a historical painting from Victor Nehlig.

On motion of Mr. LaRue—
45. A bill for the incorporation of Warren Chapel, Louisville.

On motion of Mr. Blackburn—
46. A bill authorizing the appointment of a building committee for the town of Versailles, in Woodford county.

On motion of Mr. Garred—
47. A bill to amend an act, entitled "An act to cause good school-houses to be erected in the Eighth and Ninth Congressional Districts."

On motion of Mr. Harvey—
48. A bill limiting the time of acceptance of a proposition by McCallie county to subscribe stock to the Cumberland and Ohio Railroad Company.

Ordered, That the Committee on Moral and Religious Institutions prepare and bring in the 1st; the Committee on Corporate Institutions the 2d, 3d, 4th, 9th, 28th, 39th, 43d, and 45th; the Committee on Internal Improvement the 5th, 7th, and 10th; the Committee on Education the 6th, 17th, and 46th; the Committee on Banks the 8th, 14th, and 19th; the Committee on Ways and Means the 11th and 40th; the Committee on Propositions and Grievances the 12th, 22d, 27th, 34th, and 46th; the Committee on County Courts the 13th, 29th, 32d, 33d, and 36th; the Committee on Claims the 15th; the Committee on the General Statutes the 16th and 31st; the Committee on Public Offices the 18th; the Committee on Railroads the 20th and 47th; the Committee on Circuit Courts the 21st; the Committee on the Judiciary the 23d, 24th, 25th, 30th, 37th, 38th, and 42d; the Committee on Agriculture and Manufactures the 26th; the Committee on Charitable Institutions the 35th; the Committee on Court of Appeals the 41st; and a select committee consisting of Messrs. R. A. Jones, Powers, Henton, Beckham, Ward, Chandler, and Sellers, the 44th.

The House, according to order, took up and resumed the consideration of a bill, entitled

A bill to repeal the ten per cent. conventional rate of interest, and to re-enact the six per cent. rate of interest.

Together with the substitute, by way of amendment thereto, proposed by Mr. Clay.
Mr. Clay moved the previous question.
And the question being stated, "Shall the main question be now put?" it was decided in the negative.

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—


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

Those who voted in the affirmative, were—

Edward Badger, Barj. W. Jenkins, Pearson Miller, Allen Jones, Thos. M. Miller, John Watts Kearny, John Preston,
B. F. Duvall, M. W. LaRue, Thos. H. Reed,
Samuel Ellis, F. M. Lowe, C. C. Scales,
John Fible, W. T. Marshall, G. M. Thomas,
Thomas W. Henton, Samuel Martin, James D. Watson,
Samuel C. Humphrey, J. B. McFerran,

Those who voted in the negative, were—

Mr. Speaker (McCreary) W. H. Frederick, Mat Nunan,
Wm. A. Allen, J. T. Freeman, O. S. Parker,
W. W. Ayers, Ulysses Garred, Robertson Payton,
D. H. Baker, Addison Gibson, Joshua D. Powers,
H. C. Baker, E. A. Graves, John A. Pratt,
W. N. Beckham, R. P. Gresham, Geo. W. Riddle,
B. G. Bidwell, Nelson Hamilton, Samuel M. Sanders,
J. C. S. Blackburn, Jas. W. Hannah, W. W. Sawyers,
Church H. Blakey, C. C. Harvey, Wm. Sellers,
R. W. Brandon, Wm. L. Hazelip, W. M. Stevens,
W. W. Browning, John S. Herd, Ben. Stout,
Isaac N. Cardwell, W. Godfrey Hunter, Geo. W. Strickler,
Washington Chandler, A. S. Lewis, C. W. Threlkeld,
S. H. Chilton, W. H. May, B. R. Walker,
S. E. G. Cole, Thomas J. Mayo, J. Q. Ward,
Henderson Conlee, Matt. McKinney, C. H. Webb,
Thos. H. Corbett, James W. Meador, John S. Williams,
Isham Cottingham, Thos. B. Montgomery, G. H. Smith,
B. C. Craddock, Thos. J. Morehead, J. A. Wilson,
Newton Craig, W. A. Morin, R. W. Wilson,
Richard P. Finn, Wm. Neal, John Wolf,
Geo. L. Ferman, D. W. Wright, Geo. C. Young—66.

The substitute proposed by Mr. Clay is as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That all of chapter 60, of the General Statutes, except sections one, five, and six, of article one, and sections two and three, of article two, be, and the same is hereby, repealed.

§ 2. That section fifteen of chapter twenty-two, of the General Statutes, be, and the same is hereby, repealed.

§ 3. That an act to amend chapter fifty-three, of the Revised Statutes, title "Interest and Usury," and approved March 14th, 1871, chapter fifteen hundred and fifty-four, be, and the same is hereby, repealed.

§ 4. That it shall be lawful for parties to contract, in writing, to pay or receive any rate of interest for the loan or forbearance of money, which may be agreed upon by the parties to such contract.

§ 5. This act shall take effect the first day of July, 1874.

Mr. H. C. Baker then proposed the following amendment as a substitute for the original bill, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That sections 15, 16, 17, 18, and 19, of chapter 32, of the General Statutes, be, and the same are hereby, repealed.

§ 2. That section 1 of article 1, chapter 60, of the General Statutes, be, and the same is hereby, repealed.
§ 3. That article 2 of chapter 60 of the General Statutes, be, and the same is hereby, repealed.

§ 4. That an act to amend chapter 53 of the Revised Statutes, title "Interest and Usury," approved March 14, 1871, be, and the same is hereby, repealed.

§ 5. That chapter 53, title "Interest and Usury," of Stanton's Revised Statutes, be, and the same is hereby, revived and re-enacted.

§ 6. This act shall take effect on the first of September, 1874.

Mr. Sanders moved the previous question.

The previous question was then stated by the Chair, viz: "Shall the main question be now put?" and on this question Messrs. Hermes and J. M. Wright demanded the yeas and nays.

The Clerk then proceeded with the call of the roll, and on reaching the name of Mr. Jenkins, and before the result of the ballot was announced, he asked to be excused from voting on this question.

Objections being made thereto, Mr. J. M. Wright moved that Mr. Jenkins be excused.

The question was put to the House on the motion to excuse Mr. Jenkins from voting.

The Clerk proceeded to call the roll, and when the name of J. M. Wright was called, and before the result of the ballot was announced, he rose and asked to be excused from voting thereon.

Objections being made thereto, Mr. LaRue moved that Mr. J. M. Wright be excused from voting on this question.

The question was put to the House on the motion to excuse Mr. J. M. Wright, and the Clerk proceeded with the call of the roll thereon, and when Mr. LaRue's name was called, and before the result of the ballot was announced, he rose and asked to be excused from voting thereon.

Objections being made thereto, Mr. Jenkins moved that Mr. LaRue be excused from voting on said question.

The Clerk proceeded to call the roll on Mr. Jenkins' motion to excuse Mr. LaRue, and had proceeded as far thereon as the name of Mr. R. A. Jones, who rose and asked to be excused from voting on said question.

Objections being made thereto, Mr. Jenkins moved that Mr. R. A. Jones be excused from voting thereon.

The question was then stated to be on the motion to excuse Mr. R. A. Jones, and the Clerk proceeded to call the roll, but before the same was completed, the hour of two o'clock, P. M., arrived, when, under the rule, the House adjourned.
A message was received from the Senate, announcing that they had concurred in an amendment proposed by this House, to a bill which originated in the Senate, entitled

An act incorporating the Bank of J. & J. A. Witherspoon, of Lawrenceburg.

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

An act to authorize the sheriff of Grayson county to hold an election for district officers in Sand Spring district, in Grayson county.

An act to repeal an act, entitled "An act to prohibit the sale of spirituous, vinous, or malt liquors in the county of Harlan," approved February 7, 1870.

An act to authorize the president and directors of the Nelson County Agricultural Association to borrow money.

An act to fix the time of holding the Garrard circuit court, and to amend section 5, article 5, chapter 28, of the General Statutes.

An act authorizing the county court of Washington county to increase the county levy.

An act for the benefit of Union county.

An act for the benefit of Robert Wheat, a colored pauper idiot of Adair county.

An act for the benefit of the County Infirmary of Mason county, for the support of the poor of said county, and work-house and house of correction therein.

With amendments to the last three named bills.

And that they had passed bills of the following titles, viz:

1. An act to establish a common school for the benefit of colored people of Ashland, Kentucky.

2. An act to amend the charter of the Caverna Deposit Bank, in Hart county.

3. An act for the benefit of L. R. Thurman.

4. An act to amend article eight of the revenue and taxation laws of this Commonwealth.

5. An act to provide for a January term of the Franklin circuit court.
6. An act as to sheriffs.
7. An act for the benefit of Hezekiah McKeehan, of Whitley county.
8. An act to repeal article 2, chapter 102, of General Statutes, so far as the same applies to Wayne, Pulaski, and other counties are concerned.
9. An act to amend section 14, chapter 75, General Statutes.
10. An act to amend section 2, article 6, chapter 15, General Statutes.
11. An act to amend and repeal in part an act, entitled "An act to incorporate the Chestnut Street Presbyterian Church."
12. An act to amend the charter of Rockport, in Ohio county.
13. An act for the benefit of the Deaf and Dumb Asylum at Danville.

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

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

Ordered, That they be referred—the 1st to the Committee on Education; the 2d to the Committee on Banks; the 3d and 7th to the Committee on Claims; the 4th and 6th to the Committee on Ways and Means; the 5th to the Committee on Circuit Courts; the 8th, 9th, and 10th to the Committee on the General Statutes; the 11th and 12th to the Committee on Corporate Institutions; and the 13th to the Committee on Charitable Institutions.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in this House, of the following titles, viz:

An act to repeal sections 1, 2, 3, 4, 5, 6, 7, 8, and 10 of an act, entitled "An act to amend the charter of the town of Monticello, and to regulate the traffic in spirituous liquors therein;"

An act for the benefit of E. H. Hobson and J. J. Durham;
An act to amend the town charter of Harrodsburg, Mercer county;
And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

On motion of Mr. Clay, it is ordered to be entered on the Journal that he was unavoidably absent on the occasion of the election of a Keeper of the Penitentiary by this General Assembly, and had he been present, he would have voted for Mr. R. C. Steele for that office.
A message was received from the Senate, asking to withdraw from this House the announcement of the passage, by the Senate, of a bill which originated therein, entitled

An act to amend an act, entitled "An act to incorporate the Covington, Flemingsburg, and Pound Gap Railroad Company," approved March 5, 1873.

Which was granted, and said bill delivered to the Clerk of the Senate.

On motion of Mr. Parker, leave was given to bring in a bill to grant to the St. Louis and Southeastern Railway Company (consolidated) the rights, privileges, &c., of the Evansville, Henderson, and Nashville Railroad, Kentucky Division.

Ordered, That the Committee on Railroads prepare and bring in the same.

The following petitions were presented, viz:

By Mr. Williams—
1. The petition of certain donors of Clark and Montgomery counties to Kentucky University, praying for certain amendments to the charter thereof.

By Mr. Speaker McCreary—
2. The petition of same residing in Madison county, praying for same object.

By Mr. Prall—
3. The petition of same residing in Fayette county, praying for same object.

By Mr. Cottingham—
4. The petition of certain Disciples of Christ worshiping at Henderson, praying for same object.

By Mr. Reed—
5. The petition of certain donors to Kentucky University residing in Mercer county, praying for same object.

By Mr. Clay—
6. The petition of same residing in Bourbon county, praying for same object.

By Mr. Montgomery—
7. The petition of same residing in Lincoln county, praying for same object.

By Mr. Forman—
8. The petition of same residing in Mason county, praying for same object.
By Mr. Parker—
9. The petition of certain donors to Bacon College residing in Christian county, praying for same object.

By Mr. Cottingham—
10. The petition of citizens of Henderson county in regard to the proposed liquor laws.

By Mr. Davis—
11. The petition of certain citizens of Catlettsburg and Boyd county, praying the passage of a prohibitory liquor law.

By Mr. Williams—
12. The petition of citizens of Jeffersonville precinct, Montgomery county, praying the passage of a law to prohibit the sale of liquors in said precinct.

By Mr. Stone—
13. The petition of certain citizens of Bath county, praying the passage of a law for an immediate election of certain officers in district No. 7.

By Mr. Hannah—
14. The petition of certain citizens of Rowan county, praying the passage of an act to change the name of "Confederate City," in said county, to "Licking City," and for the passage of an act to enable them to elect officers thereof.

By Mr. Hazelip—
15. The petition of certain citizens of Butler county, praying for the passage of an act to repeal a certain law imposing a road tax in said county.

Which were received, the reading dispensed with, and referred—the 1st, 2d, 3d, 4th, 5th, 6th, 7th, 8th, and 9th to the Committee on the Judiciary; the 10th, 11th, and 12th to the Committee on Moral and Religious Institutions; the 13th and 14th to the Committee on County Courts; and the 15th to the Committee on Propositions and Grievances.

Mr. Prall moved to suspend the rules and order of business to allow him to offer a resolution providing for an evening session of this House.

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

The yeas and nays being taken thereon under the rule of the House, were as follows, viz:
Those who voted in the affirmative, were—


Those who voted in the negative, were—


The House then took up an unfinished order from the Committee on County Courts, viz:

A bill to amend an act, entitled “An act to regulate the taking up of property found adrift upon certain rivers in this Commonwealth,” approved March 22, 1873.

Mr. Clay moved to recommit said bill to the Committee on the Judiciary.

And the question being taken on said motion, it was decided in the negative.

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

Those who voted in the affirmative, were—

Mr. J. M. Wright then moved an amendment to said bill. Pending its consideration, the hour of 12 o'clock, M., arrived, when the House took up from the orders of the day, and proceeded to consider still further, a bill, entitled

A bill to repeal the ten per cent. conventional rate of interest, and to re-enact the six per cent. rate of interest.

With the amendment proposed as a substitute therefor.

By consent of the House, Messrs. Jenkins, J. M. Wright, LaRue, and R. A. Jones each withdrew their several requests to be excused from voting on the several propositions pending when this bill was last up for consideration; and, by like consent, the House then proceeded with the call of the yeas and nays on the motion of Mr. Sanders to order the previous question, which resulted as follows, viz:

Those who voted in the affirmative, were—

Wm. A. Allen,    Addison Gibson,    Thos. B. Montgomery,
W. W. Ayers,     E. A. Graves,     W. A. Morris,
Mr. Speaker (McCreary) Geo. L. Forman, W. A. Morin, 
D. H. Baker, Thos. W. Henton, John A. Prall, 
H. C. Baker, Joseph Hermes, W. W. Sawyers, 
B. G. Bidwell, Allen Jones, C. C. Scales, 
Church H. Blakey, R. A. Jones, Wm. Sellers, 
W. W. Browning, John Watts Kearny, W. M. Stevens, 
Pat. Campion, F. M. Lowe, H. L. Stone, 
Isaac N. Cordwell, W. T. Marshall, Ben Stout, 
C. M. Clay, Jr., James M. McArthur, G. M. Thomas, 
S. E. G. Cole, J. B. McFerran, B. R. Walker, 
Newton Craig, Matt. McKinney, James D. Watson, 
B. F. Duvall, Thomas M. Miller, R. W. Wilson, 

And so the main question was ordered.

Mr. Blackburn moved to reconsider the vote by which the main question was ordered.

And the question being taken on the motion of Mr. Blackburn, it was decided in the affirmative.

Mr. Wright then offered an amendment to the substitute proposed by Mr. Baker, as follows, viz:

Add additional section: “This act shall not apply to the cities of Louisville and Covington, and the laws repealed herein shall remain in force in said cities.”

Mr. Hanna then moved the previous question.

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

The question was then taken on the adoption of the amendment proposed by Mr. Wright to the substitute proposed by Mr. Baker, and it was decided in the negative.
The yeas and nays being required thereon by Messrs. Hermes and Thomas, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


And so said amendment was rejected.

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

Those who voted in the affirmative, were—

Henderson Conlee, B. G. Bidwell, B. G. Bidwell,
Thomas H. Corbett, Church H. Blakey, Church H. Blakey,
B. C. Craddock, W. W. Browning, W. W. Browning,
J. T. Freeman, Pat. Campion, Pat. Campion,
Ulysses Garred, Isaac N. Cardwell, Isaac N. Cardwell,
Addison Gibson, Washington Chandler, Washington Chandler,
Thos. W. Henton, John Fible, John Fible,
Those who voted in the negative, were—
Matt. McKinney, Joseph Hermes, Joseph Hermes,
James W. Meador, Samuel C. Humphrey, Samuel C. Humphrey,
Thos. B. Montgomery, W. Godfrey Hunter, W. Godfrey Hunter,
John S. Williams, J. A. Wilson, J. A. Wilson,
John Wolf, John Wolf,
D. W. Wright, Geo. C. Young—44.
Geo. C. Young—44.

And so said amendment was adopted.

The question was then put to the House, "Shall the bill, as
amended, be engrossed and read a third time?" and upon that ques-
tion the yeas and nays were demanded by Messrs. Clay and Mar-
shall, and the Clerk proceeded to call the roll, but before the same,
or the result thereof, was announced, the hour of 2 o'clock, P. M.,
arrived, and, under the rule heretofore adopted, the House adjourned.
TUESDAY, JANUARY 20, 1874.

The following petitions and remonstrance were presented, viz:

By Mr. Campbell—
1. The petition of certain donors to Kentucky University, praying for certain amendments to the charter thereof.

By Mr. Miles—
2. The petition of certain other donors to said University, praying for the same object.

By Mr. Cole—
3. The petition of certain other donors to said University, praying for the same object.

By Mr. Craig—
4. The petition of certain other donors to said University, praying for the same object.

By Mr. Watson—
5. The petition of the Disciples of Christ worshiping at Spring Creek, Graves county, praying for the same object.

By Mr. Forman—
6. The petition of same worshiping at Washington, in Mason county, praying for the same object.

By Mr. R. W. Wilson—
7. The petition of citizens of Crittenden county, praying the passage of an act to adopt certain proposed amendments to the Evansville and Jackson Railroad charter.

By Mr. Davis—
8. The remonstrance of sundry citizens of Carter county, against a change in the liquor laws in said county.

By Mr. Campbell—

By Mr. Henton—
10. The petition of citizens of Shelby county, praying the passage of an act to prohibit the sale of spirituous, vinous, or malt liquors, for any purpose, at Christiansburg Depot.
By Mr. Cole—
11. The petition of citizens of Elkton, Todd county, praying the repeal of an act passed 20th December, 1871, making it a penal offense for any person to sell or give liquors in said town, or to pass an act submitting the question of the repeal of said act to the citizens of said town.

By Mr. Craig—
12. The petition of certain stockholders of the Lexington and Frankfort Extension Turnpike Company, praying the passage of an act empowering them to erect an additional toll-gate.

By Mr. Campbell—
13. The petition of sundry citizens of Breathitt county, praying the passage of an act declaring Cane creek a navigable stream.

Which were received, the reading dispensed with, and referred—the 1st, 2d, 3d, 4th, 5th, and 6th to the Committee on the Judiciary; the 7th, 8th, 9th, 10th, and 11th to the Committee on Moral and Religious Institutions; the 12th to the Committee on County Courts; and the 13th to the Committee on Internal Improvement.

A message was received from the Governor by Mr. Botts, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in this House, of the following titles, viz:

An act to repeal an act empowering the county court of Mercer county to make subscription to capital stock in turnpike road companies.

An act providing for the payment of money to Eliza A. Taylor, of Owen county.

An act for the benefit of David Wheeler, of Clinton county.

An act for the benefit of E. H. Hobson and J. J. Durham.

An act to repeal sections 1, 2, 3, 4, 5, 6, 7, 8, and 10 of an act entitled “An act to amend the charter of the town of Monticello, and to regulate the traffic in spirituous liquors therein.”

An act to amend the town charter of Harrodsburg, Mercer county.

An act for the benefit of the administrators of Wm. Simpson, deceased, late clerk of the Wayne circuit and county courts.

An act allowing netting for fish in Sinking creek, in Breckinridge county.

An act for the benefit of George Carter, committee for J. B. Salter, a lunatic of Lawrence county.
An act legalizing an order made by the court of claims on Crittenden county.

An act to abolish the court of common pleas in Union county.

An act for the benefit of Franklin Female College, in Simpson county.

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

1. An act to amend an act for the benefit of the clerks of the county courts of Lewis, Clark, Montgomery, Mason, Nelson, Adair, Clinton, Cumberland, Russell, Todd, Logan, and Simpson counties, so as to make the provisions thereof apply to the clerk of the Carter county court.

2. An act to prohibit the sale of intoxicating liquors in the town of Oceola.


5. An act for the benefit of school district No. 27, in Hancock county.

6. An act for the benefit of the estate of T. Jack Conn, late clerk of Jefferson county court.

7. An act to authorize the presiding judge of the Bath county court to sue for the taxes due, or which may become due, said county.

And that they had passed bills of the following titles, viz:

2. An act to amend article 1 of chapter 59 of the General Statutes, and to repeal an act, entitled "An act to regulate the sale and storage of oils made from coal, petroleum, or other bituminous substances, and for the better protection of life and property," approved March 21, 1870, and the acts amendatory thereto, severally approved February 24, 1870, and March 8, 1870, and further regulate the inspection and gauging burning fluids.

2. An act to amend the law concerning the State Lunatic Asylums and persons of unsound mind.

3. An act making special appropriations to the First Kentucky Lunatic Asylum.


5. An act for the benefit of John H. Carrier, late jailer of Laurel county.
6. An act to incorporate the Kentucky Normal School at Carlisle.
7. An act for the benefit of the jailer of Spencer county.
8. An act to incorporate the town of St. Charles, in Hopkins county.
9. An act to amend the charter of the town of Earlington.
10. An act to define and fix the boundaries of the Murray common school district, and to re-enact an act, entitled "An act for the benefit of the Murray Male and Female Institute," approved March 17th, 1870.
11. An act to amend the charter of the German Bank.

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

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

Ordered, That they be referred—the 1st to the Committee on the General Statutes; the 2d and 3d to the Committee on Charitable Institutions; the 4th, 6th, and 10th to the Committee on Education; the 5th and 7th to the Committee on Claims; the 8th and 9th to the Committee on Corporate Institutions; and the 11th to the Committee on Banks.

The House then took up an unfinished order of yesterday, viz:

A bill to amend an act, entitled "An act to regulate the taking up of property found adrift upon certain rivers in this Commonwealth," approved March 22, 1873.

Mr. Threlkeld then moved the previous question.

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

The amendment offered by Mr. J. M. Wright was then rejected.

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

Said bill, as amended, being engrossed, was then read the third time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the provisions of an act, entitled "An act to regulate the taking up of property found adrift upon certain rivers in this Commonwealth," approved March 22, 1873, be, and the same are hereby, applied to Licking, Cumberland, and Barren rivers: Provided, how­ ever, That this act shall not apply to Cumberland river above the falls thereof.

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

The question was then taken on the passage of said bill, and it was decided in the affirmative.
The yeas and nays being required thereon by Messrs. Stone and Hermes, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (M'Cready) R. P. Gresham, Pearson Miller,  
Wm. A. Allen, Nelson Hamilton,  
W. W. Ayers, James W. Hannah,  
D. H. Baker, C. C. Harvey,  
E. W. Brandon, Wm. L. Hazelip,  
W. W. Browning, John S. Herd,  
Stephen R. Campbell, Samuel C. Humphrey, O. S. Parker,  
Isaiah Cardwell, W. Godfrey Hunter,  
H. S. Chilton, Allen Jones,  
S. E. G. Cole, R. A. Jones,  
Henderson Conlee, A. S. Lewis,  
Thomas H. Corbett, A. H. Marrett,  
Isham Cottingham, Samuel Martin,  
B. C. Craddock, W. H. May,  
Newton Craig, Thomas J. Mayo,  
Richard D. Davis, Matt. McKinney,  
Geo. L. Pernan, James W. Meador,  
Addison Gibson, N. D. Miles,  
E. A. Graves,  

Those who voted in the negative, were—

H. C. Baker, Thos. W. Henton,  
W. N. Beckham, Joseph Hermes,  
B. G. Bidwell, Bart. W. Jenkins,  
J. C. S. Blackburn, John Watts Kearny,  
Church H. Blakey, M. W. LaRue,  
Pat. Campion, F. M. Lowe,  
Washington Chandler, W. T. Marshall,  
C. M. Clay, jr., James M. McArthur,  
B. F. Duvall, J. B. McFerran,  
John Fible, W. A. Morin,  
Richard P. Finn, Robertson Payton,  
W. H. Frederick, Joshua D. Powers,  
J. T. Freeman, John A. Prall,  
Ulysses Garved,  

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

Mr. Threlkeld moved to reconsider the vote by which said bill was passed.

Mr. Stone moved to lay the motion to reconsider on the table.

And the question being taken on the motion of Mr. Stone, it was decided in the affirmative.

The House then, according to order, took up and resumed the consideration of a bill, entitled

A bill to regulate the sale of spirituous, vinous, or malt liquors in this Commonwealth.
Mr. Hermes moved an amendment to said bill.
Which was rejected.

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

Said bill being engrossed, was read a third time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That it shall be the duty of the judge of the county court, in each county of this Commonwealth, upon a written petition, signed by at least twenty of the legal voters in any civil district, town, or city, in his county, to make an order on his order-book, at the next regular term of his court after he receives said petition, directing the sheriff or other officer, whose duty it may be to hold the election, to open a poll in said district, town, or city: at the next regular State, town, city, or county election held therein, for the purpose of taking the sense of the legal voters in said district, town, or city upon the proposition whether or not spirituous, vinous, or malt liquors shall be sold therein.

§ 2. It shall be the duty of the county court clerk to give to the sheriff or other officer, whose duty it shall be to hold the election mentioned in section one of this act, a certified copy of the order of the judge of the county court as it appears on his order-book, within ten days after said order is made.

§ 3. It shall be the duty of the sheriff or other officer, whose duty it may be to hold the election mentioned in section one of this act, to have the order of the judge of the county court published in some weekly or daily paper published in the county, for at least two weeks before the election; and also to advertise the same by printed or written handbills, posted at five conspicuous places in said district, town, or city, for the same length of time; and if there is no daily or weekly newspaper published in the county, the printed or written handbills posted as above provided for shall be sufficient notice. The sheriff or other officer, whose duty it shall be to hold the election mentioned in section one, shall have the advertisement and notices herein provided for posted as above provided for within ten days after he receives the order of the county judge, and twenty days before the election.

§ 4. It shall be the duty of the sheriff or other officer, whose duty it may be to hold the election mentioned in section one of this act, to open a poll, and the election officers shall propound to each voter who may vote the question, “Are you in favor of the sale of spirituous, vinous, or malt liquors in this district, town, or city?” and his vote shall be entered for or against it, as he directs. The poll shall be returned as the other polls in said election, shall be examined and compared by the same officers.

§ 5. If it shall be found that a majority of the legal votes cast at the election before provided for were given against the sale of the spirituous, vinous, or malt liquors in the district, town, or city, it shall be the duty of the examining board to certify that fact, which certificate shall be delivered to the clerk of the county court, and by him safely kept until the next regular term of the county court, at which term the judge thereof shall have the same effect, on the order-book of his court, and said entry of the certificate in the order-book, or a certified copy thereof, shall be prima facie evidence in all proceedings under this act.

§ 6. After the entry of the certificate of the examining board, as above provided for, in the order-book of the county court, it shall be unlawful for any person to sell any spirituous, vinous, or malt liquors in the said district, town, or city to any person; and any person who sells any such
liquor in said district, town, or city shall, upon conviction, be fined the sum of not less than twenty-five dollars nor more than one hundred dollars for each offense.

§ 7. The provisions of this act shall not apply to any manufacturer or wholesale dealer, who, in good faith and in the usual course of trade, sells by the wholesale, nor to druggists who sell for medicinal purposes on a prescription made and signed by a regular practicing physician; but no physician shall make or sign any such prescription, except the person for whom it is made is actually sick, and such liquor is absolutely required as a medicine; and any physician who makes or signs any prescription for such liquors, except as provided for in this act, shall be guilty of a violation of this act, and, on conviction, fined twenty-five dollars for each offense.

§ 8. The county judge shall not make the order for the election until the persons signing the petition have deposited with him, in money, an amount sufficient to pay for printing or posting advertisements as provided for, and the fees of the clerk for making entries on the order-book, and other legal fees.

§ 9. The election herein provided for shall not be held oftener than every two years; and in towns, cities, and districts where an election for the purpose and intention of this bill has already been held, no other election shall be ordered until two years from said election.

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

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

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

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) Addison Gibson, E. A. Graves, Mat. Nunan,
Wm. A. Allen, Nelson Hamilton, O. S. Parker,
W. W. Ayers, C. C. Harvey, Robertson Payton,
D. H. Baker, Wm. L. Hazelip, Joshua D. Powers,
H. C. Baker, Thomas W. Henton, John A. Pratt,
W. N. Beckham, John S. Herd, John Preston,
B. G. Bidwell, W. Godfrey Hunter, Thos. H. Reed,
J. C. S. Blackburn, Bart. W. Jenkins, Geo. W. Riddle,
R. W. Brandon, Allen Jones, Samuel M. Sanders,
W. W. Browning, R. A. Jones, W. W. Saywerys,
Stephen R. Campbell, Allen Jones, Wm. Sellers,
Pat. Campion, R. A. Jones, W. M. Stevens,
Washington Chandler, John Watts Kearny, H. L. Stone,
H. S. Chilton, M. W. LaRue, Ben. Stout,
C. M. Clay, jr., A. S. Lewis, Geo. W. Strickler,
S. E. G. Cole, W. T. Marshall, G. M. Thomas,
Henderson Conlee, Samuel Martin, C. W. Thrakeld,
Thos. H. Corbett, W. H. May, Geo. B. Turner,
Isaham Cottingham, Thomas J. Mayo, B. R. Walker,
B. C. Craddock, James M. McArthur, J. Q. Ward,
Newton Craig, J. B. McCerran, James D. Watson,
Richard D. Davis, Matt. McKinney, C. H. Webb,
B. F. Duvall, James W. Meadon, John S. Williams,
Resolved. That the title of said bill be as aforesaid.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a joint resolution, which originated in this House, of the following titles, viz:

An act authorizing the sheriff of Grayson county to hold an election for district officers in Sand Spring district, in Grayson county;

An act to repeal an act, entitled "An act to prohibit the sale of spirituous, vinous, or malt liquors in the county of Harlan," approved February 7, 1870;

An act to fix the time of holding the Garrard circuit court, and to amend section 5, article 5, chapter 28, of the General Statutes;

Resolution concerning the aid of the Federal Government to the Geological State Survey;

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

A message was received from the Governor by Mr. Botts, Assistant Secretary of State, which was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE OFFICE,
FRANKFORT, January 20th, 1874.

Gentlemen of the Senate and House of Representatives:

I desire respectfully, but earnestly, to call your attention to the condition of the State's interest in the turnpike roads of the Commonwealth. I have already, in my annual messages, twice laid this matter before the Legislature. But fearing that it may not receive that consideration which its importance demands, I have concluded to make it the subject of a special message. The stock owned by the Commonwealth in the different turnpike companies of the State was acquired by subscription, and paid for at its par value, out of the public Treasury. In the year 1835 the General Assembly passed an act establishing a Board of Internal Improvement, by which it was provided, that whenever one half, or, in the less wealthy districts, one third of the capital stock of a turnpike company should have been subscribed for by private individuals, the Board
should take the remaining shares, for the payment of which the bonds of the State should be issued. Numerous subscriptions were made in accordance with this law, and the nominal value of its turnpike stock, amounting to two million seven hundred and sixteen thousand eight hundred and seventy-four dollars and eighty cents, represents the sum actually paid for it by the State.

This State aid, however, was not designed as a donation to these enterprises. It was regarded as a prudent investment, which was confidently expected to return, if not large dividends, at least a moderate rate of interest, and thus secure, from this source, a permanent annual revenue to the public Treasury. Hence, whilst the communities in the sections of country traversed by these roads would derive especial benefit from them, the people of the entire Commonwealth would be compensated for the money expended upon them through the increase of the public revenues, by the dividends which would be realized. Had it been otherwise, it is not probable that either public or private subscriptions could have been secured sufficient to build these roads. For although in a few populous and wealthy communities, near business centers, the citizens, in view of the extension of trade, convenience of travel, and increase in the value of property, might have hazarded subscriptions, such cases would have been exceptional and limited; and certainly no General Assembly would have felt warranted to appropriate large sums of the public money as a virtual gift to such corporations, or for the benefit of a favored locality. Nor, especially, would it have consented to divert to such a purpose the principal of one million dollars—Kentucky's pro rata in the distribution of the surplus Federal revenue in 1837—which had been sacrosanct set apart as a fund for common schools, and thus fasten upon the people a perpetual annual payment of its interest, amounting to seventy-nine thousand six hundred and twenty dollars (for which they are taxed to-day), without hope of any return to the public Treasury.

Were such donations to be made, it would have been better to appropriate them in opening a way to the vast natural treasures of the State, locked up in regions then, as now, inaccessible for want of road facilities. I need not say that the expectation that the State would derive a considerable revenue from her turnpike stock has been disappointed, the average annual dividend being little more than one per cent. Unfortunately, too, this great interest of the State has been so little regarded, its condition looked upon as so irretrievable, that the only attention it has secured from the Legislature, for some years past, was in an act passed at January session, 1871, authorizing the Commissioners of the Sinking Fund to dispose of the several turnpike stocks of the State to the highest bidders—above $200,000; a sacrifice which was averted only at the last
hour by the interposition of an earnest appeal, which caused the measure to be rescinded.

How shall we interpret the disastrous failure of these enterprises? The scheme of State aid under which they received their public support has long since been abandoned, and its revival is expressly prohibited by the present Constitution. The sentence of public opinion has been pronounced against it. But however visionary may have been the statesmen who advocated this system of internal improvements; however blinded the people of that day, can it be that their expectations were utterly illusory and groundless? Was the actual result which confronts us to-day inevitable and without remedy?

I think that when these roads were projected there were good grounds for believing that most of them would pay a fair dividend; and, indeed, had they not been, to some extent, superseded by railroads, the profits of those traversing the more important centers of business and lines of travel would have been very large. But, with such competition, the depreciation of their stock was unavoidable, although not to the extent it has actually reached.

The original cost of constructing the roads was excessively high. This was partly owing to the fact that, in the feverish excitement on the subject of internal improvement, which, at that time, pervaded our State; when, for many years, a million of dollars were annually expended in such works; so many enterprises were at the same time bidding for labor that contractors were enabled to obtain high rates; the fact, too, that they were to be paid for, to a large extent, out of the public Treasury, exaggerated the cost. For it is almost invariably the case that public contracts are made upon high estimates, and with lavish expense. When, therefore, the local Boards of Internal Improvement were intrusted with the outlay of the State's subscription to turnpike roads in their several counties, and were directed by law, in making the contracts, to select the most difficult and costly portions of the work, it is not surprising that in making their contracts, they should accept high estimates without strict scrutiny or great care of economy. With a like liberality land, material &c., were paid for; and when the roads went into operation, large numbers of citizens along their respective lines had become stockholders, or placed on the free list for having furnished right of way, quarries, or even the rubble-stone that encumbered their land.

Could we ascertain what proportion of the private subscriptions to these turnpike companies has been fully paid up, it might furnish another reason for the depreciation of their stock. In some instances the Legislature has made appropriations amounting to half the estimated cost of an enterprise; the other half to be furnished by private subscription.
and it has been afterwards found that the sum thus appropriated by the State completed the improvement.

But whilst such causes operated unavoidably to produce depreciation in the value of stock in the roads, and lessen their legitimate dividends, they show no reason why the average annual dividend for thirty years should have amounted to only a small fraction over one per cent. They cannot account for the fact that, whilst there should have been a steady increase in their profits, there has been, on the contrary, for several years immediately preceding 1871, a very great decrease. From an exhibit furnished me by the Auditor, I find that the aggregate revenue from these roads, for thirty years (from 1843 to 1872), was $31,725.49, or $30,057.57 per annum—a fraction over one per cent. on the investment. Previous to 1860, however, the returns were much larger; a great diminution having taken place since the State has had no agent to supervise and look after its interest in these roads.

As illustrative of this, a comparison of the six years preceding 1860 with the same period preceding 1873, gives the following result:

Aggregates of dividends from 1854 to 1859, $206,004.37, or $34,434.06 per annum, whilst the amount from 1867 to 1872, inclusive, was only $115,797.12, or $24,299.12 per annum. In 1854 the dividend paid was $33,941.57, whilst in 1870 it had decreased to $18,859.28. But since attention has been called to this long-neglected interest, there has been an encouraging improvement in the returns; and the dividend last year reached $33,550.10, which, moreover, will be increased, as the returns from several companies are yet to be reported.

The following statement of receipts from four of the principal companies will show how greatly the revenue from this source has been reduced since the State has had no proper officer to supervise them:

<table>
<thead>
<tr>
<th>Company</th>
<th>1843-1853</th>
<th>1854-1859</th>
<th>1867-1872</th>
</tr>
</thead>
<tbody>
<tr>
<td>Average annual dividend of Louisville</td>
<td>$3,978.47</td>
<td>$5,158.99</td>
<td>$1,937.00</td>
</tr>
<tr>
<td>and Bardstown road, from 1843 to 1860</td>
<td>1863 to 1872</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Average annual dividend of Mayfield,</td>
<td>$5,876.62</td>
<td>$3,405.92</td>
<td></td>
</tr>
<tr>
<td>Paris, and Lexington road, from 1843</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>to 1863</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Average annual dividend of Danville,</td>
<td>$2,727.20</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Lancaster, Nicholasville, and Lexing-</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>ton road, from 1843 to 1866</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Average annual dividend of Richmond</td>
<td>$968.11</td>
<td></td>
<td></td>
</tr>
<tr>
<td>and Lexington Turnpike Road Company,</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>from 1843 to 1866</td>
<td></td>
<td></td>
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</tbody>
</table>

And a similar falling off attaches to nearly all of them.
Some of these roads were very much damaged by the movement of troops and munitions of war (from 1861 to 1865); but this was not without compensation. The large amount of tolls received supplied the means for repairs.

I am satisfied that the State has often been deprived of a considerable revenue, and the private stockholders in those companies of reasonable dividends, simply because of the manifold abuses in their management. As the State owns the larger portion of their stock, her representatives can exercise a controlling influence in that management; and, it is to be feared, have often used it to perpetuate those abuses to the injury alike of the Commonwealth and of the turnpike companies. In justice, therefore, to the entire people of the State, whose money has been invested in these enterprises, as well as to private stockholders, I feel that it is an imperative duty of the government to provide a more efficient supervision of this important public interest.

I am convinced that, with an improved management of these roads, an annual revenue of at least fifty thousand dollars could be soon derived from them, which would be steadily augmented along with the increase of population, wealth, and business in the Commonwealth. To this end I earnestly call your attention to my former recommendations for the appointment, with a competent salary, of a Commissioner of Turnpike Roads; and if that is not deemed the most appropriate remedy, that you will take the matter into earnest consideration, and devise some other suitable measure to accomplish the end.

P. H. Leslie.

On motion of Mr. Graves,

Ordered, That said message be printed and referred to a select committee, consisting of Messrs. J. M. Wright, McFerran, Craig, Clay, and Bidwell.

The Speaker laid before the House the following response to a resolution heretofore adopted by this House, viz:

FRANKFORT, January 19th, 1874

HON. JAMES B. McCREEARY, Speaker of the House of Representatives:

Sir: I have the honor to acknowledge the receipt of a preamble and resolution adopted by the honorable body over which you preside, inquiring, in effect, by what authority I, as Superintendent of the Third Kentucky Lunatic Asylum, have kept the custody and control since first of May last of the feeble-minded children committed to that Institution whilst it was called an Institution for the Education and Training of Feeble-Minded Children; secondly, the whole number of such children so retained; thirdly, what amount of money I have drawn from the Pub-
The twenty-first section of said act provides that, from and after the first day of May, 1873, the children in said Institution for education, &c., of the feeble-minded, should be returned to their proper custodians from whence they came at the expense of the State. And by the twenty-first section it is provided that each child shall receive from the State Treasury, for its support, the sum of seventy-five dollars per annum. But the second proviso of the fifteenth section of said act declares "that the Institution now known and used as a school for Feeble-minded Children shall not be taken or used as a Lunatic Asylum, as provided by this act, until the institutions now known as the Eastern Lunatic Asylum, Western Lunatic Asylum, and House of Reform for Juvenile Delinquents, shall be filled to their full capacity, and necessity shall arise for more room to accommodate lunatics, which necessity shall be certified to the Governor by a majority of the Superintendents of the several Lunatic Asylums, and the Governor shall thereupon proceed to carry out the provisions of this act so far as the same applies to the said Feeble-minded Institution."

The Governor, pursuant to the first section of said act, nominated, for the advice and consent of the Senate, certain persons to fill the offices provided for said Third Lunatic Asylum. I was nominated to the office of Superintendent, and the same was confirmed by the Senate, on the 24th day of April, 1873.

The Institution was, therefore, regularly officered and organized under said act of the 21st April, 1873.

I have, as yet, however, received no notification that the "necessity" has arisen for the use of said Institution in case of lunatics (the contingency upon which the provisions of said act were to be carried out in respect to its change of character). I still, therefore, have charge of the feeble-minded children, having no authority to send them to their respective homes until directed by the Governor to do so.

Second. The whole number of children so kept at the Institution between 1st May, 1873, and 1st January, 1874, was ninety-eight.

Third. I have drawn no money from the Treasury of the State for
keeping said children, except my annual salary, which is fifteen hundred dollars.

_Fourth._ Under the provisions of the law, the money allowed to be drawn for support, &c., of said children, was drawn by order of the Commissioners, and I presume the amount may be ascertained by reference to their annual report or to the reports of their Treasurer.

_Fifth._ The money was paid upon the warrant of the Auditor on the Treasurer.

_Sixth._ It not being a duty devolved upon me by law to keep a memorandum or account of "the costs of running said Institution," and not having done so, I am unable to "make a report of the cost of running said Institution from May 1st, 1873, to January 1st, 1874," but a reference to the monthly reports of the Steward, on file in the Governor's office, will furnish that information.

Respectfully,

E. H. BLACK,
Superintendent Third Kentucky Lunatic Asylum.

Ordered, That the same be referred to the Committee on Charitable Institutions.

The hour of 12 o'clock, M., having arrived, the House took up from the orders of the day, and resumed the consideration of a bill, entitled

_A bill to repeal the ten per cent. conventional rate of interest, and to re-enact the six per cent. rate of interest._

The result of the vote on ordering said bill, as amended, to be engrossed and read the third time, was then announced to be as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) J. T. Freeman, Thos. J. Morehead,
Wm. A. Allen, W. A. Morris,
W. W. Ayers, Wm. Neal,
D. H. Baker, Mat. Nunan,
H. C. Baker, Robertson Payton,
W. N. Beckham, John A. Prall,
J. C. S. Blackburn, Geo. W. Riddle,
Church H. Blakey, Samuel M. Sanders,
R. W. Brandon, Ben. Stout,
H. S. Chilton, Geo. W. Strickler,
S. E. G. Cole, John S. Williams,
Henderson Conlee, J. A. Wilson,
Thomas H. Corbett, John Wolf,
B. C. Craddock, D. W. Wright,
Newton Craig, Geo. C. Young—45.
Those who voted in the negative, were—


And so said bill was rejected.

On motion of Mr. Lowe, leave is given to bring in a bill to authorize the Governor to offer a reward to any one who may discover a remedy or prevention of the disease known as trembles in cattle.

Ordered, That the Committee on Agriculture and Manufactures prepare and bring in the same.

The House then took up the several amendments proposed by the Senate, to bills which originated in this House, of the following titles, viz:

An act for the benefit of the County Infirmary of Mason county, for the support of the poor of said county, and work-house and house of correction therewith.

An act for the benefit of Union county.

An act for the benefit of G. W. Taylor, sheriff of Hancock county.

An act for the benefit of H. C. Malone, late sheriff of Shelby county, and his securities.

An act for the benefit of Robert Wheat, a colored pauper idiot of Adair county.

An act for the benefit of Thomas E. Moore, sheriff of Bourbon county.

An act for the benefit of T. D. Grundy, sheriff of McCracken county, and his sureties.

An act for the benefit of the town marshal of New Liberty, county of Owen.

An act for the benefit of Ned Bradshaw, a colored pauper idiot of Adair county.
The said amendments were separately and severally concurred in.

The House then took up the preamble and joint resolution heretofore offered by Mr. Meador, entitled

Resolution providing for the removal of the remains of Capt. John Howell, a soldier of the Revolution, to the State Cemetery at Frankfort.

The question being taken on the adoption thereof, it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


The House took up a joint resolution from the Senate, entitled

Resolution asking repeal of bankrupt law.

Said resolution was read a second time as follows, to-wit:

Resolved by the General Assembly of the Commonwealth of Kentucky, That our Senators in the Congress of the United States be, and they are hereby, instructed, and our Representatives requested, to urge,
and, if possible, secure a repeal the act of Congress known as the
bankrupt law, and all acts amending the same.
Mr. Threlkeld moved to amend said resolution by inserting therein
the word “of” in the fourth line thereof, after the word “repeal”
and before the word “the,” which amendment was adopted.
Mr. Graves offered an amendment, which was rejected.
The resolution, as amended, was then adopted.
Mr. Graves moved to reconsider the vote by which said resolution
was adopted.
Mr. Threlkeld moved to lay the motion of Mr. Graves on the table.
And the question being taken on the motion of Mr. Threlkeld, it
was decided in the affirmative.
The House then took up a bill, entitled
A bill for the benefit of H. X. Morton and W. F. Berry, of Union
County.
Ordered, That said bill be engrossed and read a third time.
The rule of the House and constitutional provision as to the third
reading of said bill being dispensed with, and the same being en-
grossed,
Ordered, That said bill be recommitted to the Committee on the
Judiciary.
The House took up the resolution, heretofore offered by Mr. Graves,
instructing our Senators and requesting our Representatives in Con-
gress to advocate certain measures.
On motion of Mr. Williams, the same was referred to the Commit-
tee on Ways and Means.
The House then took up and proceeded to consider still further a
bill, entitled
A bill to protect the owners of property in this Commonwealth
against damages by fire from steam-cars.
Mr. J. M. Wright offered an amendment to said bill, which was
adopted.
Ordered, That said bill, as amended, be engrossed and read a third
time.
The rule of the House and constitutional provision as to the third
reading of said bills being dispensed with, and the same being en-
grossed,
Rescinded, That said bill do pass, and that the title thereof be as
aforesaid.
And then the House adjourned.
43-R.
WEDNESDAY, JANUARY 21, 1874.

A message was received from the Senate, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

- An act for the benefit of R. W. Williams, jailer of Christian county.
- An act to incorporate the Christian Church at Warsaw.
- An act to amend the charter of the Central Savings Bank of the city of Louisville.
- An act for the benefit of the Agricultural and Mechanical Association of the Colored People of Bourbon County.

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

- An act for the protection and preservation of game and fish in Bourbon county.
- An act to amend an act for the benefit of the Bourbon County Agricultural Society, approved February 12, 1849.
- An act to increase the jurisdiction of justices of the peace in Crittenden, Ohio, Calloway, and Caldwell counties.
  With an amendment to the last named bill.

And that they had passed bills of the following titles, viz:

1. An act to amend the law of evidence.
2. An act to re-establish the Institution for the Education and Training of Feeble-minded Children.
3. An act for the benefit of John H. Eastham, late sheriff of Boyd county.
5. An act for the benefit of the creditors of the Institution for the Education and Training of Feeble-minded Children.

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

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

Ordered, That they be referred—the 1st to the Committee on the General Statutes; the 2d and 5th to the Committee on Charitable In-
Mr. Powers moved to reconsider the vote by which this House concurred in the amendment proposed by the Senate, to a bill which originated in this House, entitled

An act for the benefit of G. W. Taylor, sheriff of Hancock county.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined an enrolled bill, which originated in the Senate, entitled

An act incorporating the Bank of J. & J. A. Witherspoon, of Lawrenceburg.

And also enrolled bills, which originated in this House, of the following titles, viz:

An act for the benefit of Union county;
An act for the benefit of the town marshal of New Liberty, county of Owen;
An act for the benefit of Ned Bradshaw, a colored pauper idiot of Adair county;
An act to prohibit the sale of intoxicating liquors in the town of Osceola;
An act for the benefit of Thomas E. Moore, sheriff of Bourbon county;
An act for the benefit of Geo. Boone and Robert Wimpsett;
An act for the benefit of Matt. Yewell and Martin Yewell, and Stephen Ritchie;
An act for the benefit of school district No. 27, in Hancock county;
An act to authorize the president and directors of the Nelson County Agricultural Association to borrow money;
An act authorizing the county court of Washington county to increase the county levy;
An act for the benefit of the estate of T. Jack Conn, late clerk of Jefferson county court;
An act to authorize the presiding judge of the Bath county court to sue for the taxes due, or which may become due, said county;

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

A message was received from the Senate, announcing that they had passed a bill of the following title, viz:
An act to incorporate the Commonwealth Bridge Company.
Which was read the first time and ordered to be read a second
time.

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

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

The Speaker laid before the House the memorial of Green Clay
Smith and John Polk Pryor, committee of the convention of the
friends of temperance, held on the 8th of January, 1874, which was
read as follows, viz:

A MEMORIAL

Addressed to the General Assembly of Kentucky, by order of the Franklin
8th of January Convention of the Friends of Temperance.

FRANKFORT, January 21st, 1874.

Gentlemen of the Senate and House of Representatives:

The petition of the undersigned respectfully showeth: That, on the
8th day of January of the present year, they were appointed, by a
mass meeting of the friends of temperance, representing all parts of
Kentucky, assembled at the Capital, a committee, to memorialize
your honorable body in behalf of the passage of a law, the draft of
which has already been laid before you by the Governor of the State,
which is designed to regulate the traffic in intoxicating liquors in this
Commonwealth.

In performing the duty assigned us, we would, in the first place,
respectfully call your attention to the striking and very important
fact, that the enactment of such a law is asked at your hands by the
earnest petitions of one hundred and forty-seven thousand of the most
substantial citizens of Kentucky, many of them being voters and tax-
payers, prominent for high character, wealth, and intelligence. In
addition to this, the convention or mass meeting, at whose instance
we present this memorial, was composed of prominent gentlemen
from all parts of the State, representing a very large proportion of
the bone and sinew, the wisdom and virtue, of the Commonwealth.

In a memorial like this, addressed to the picked men of the State,
we feel that it is unnecessary to portray the evils of intemperance, or
dwell upon the horrors of the liquor traffic as at present conducted,
and the crying necessity for some such enactment as the one we pro-
pose. The fearful effects of the liquor traffic are visible at all times
and in all directions. The absolute necessity for legislation is proven
by the fact, that all other agencies have failed to stay the advancing tide of intemperance which threatens to overwhelm us. It is proven by the hundreds and thousands of petitions on the subject that have been pouring into the Legislature for many years past, from all parts of the State.

That such a law will be productive of great good, is evidenced by the happy results which have followed in its train in every State where it has been adopted and enforced. Intemperance, by means of the present ill-regulated license allowed to the traffic in liquor, has been making war upon Kentucky ever since the Commonwealth came into existence; it is high time for Kentucky, in her corporate capacity, to fight back. Let the passage of the law we advocate be Kentucky's declaration of war against the monster evil of modern times.

The highest evidence of true progress that Kentucky can now give to the world, will be to place upon her statute-book the law we, as the representatives of over one hundred thousand of the voters of the State, have the honor to champion. Kentucky cannot move forward with any hope of distinction in the path of progress and development, so long as she is encumbered by the dead-weight of this mammoth evil. Kentucky is a giant—a giant in developed and undeveloped wealth, and almost limitless resources of soil, manufactures, mines, and forests—a giant in her almost countless array of true men and noble women; but no giant, however huge and powerful, none that ever figured resistlessly in the wildest dreams of Oriental imagination, could make a respectable fight against the powers of evil, or any headway against the obstacles that bestrew the path of progress, if encumbered, as Kentucky is, by such an Old Man of the Sea as the all-pervading, all-corrupting liquor traffic as at present permitted. It should be borne in mind that the law, whose adoption we respectfully urge, does not propose to abolish, but only seeks to regulate and confine, within decent bounds, the traffic in liquor.

Should Kentucky refuse to enact this law, it will be by many regarded as a distinct announcement to the world that she does not care to advance, with the rest of her great compeers, along the pathway of glory to the "brighter and better day," for which good men everywhere yearn with an irrepressible longing, and toward which so many of her sisters in the constellation of States are struggling with a noble earnestness, which wins a victory in every step of advance, and triumphs in every manful blow struck against evil.

Of all the evils that afflict modern society, the one against which
the brotherhoods of temperance do battle, and to put down which we are commissioned to invoke your aid, is growing to be, if it is not already, the chiefest. Speaking, as we do, in the name and on behalf of at least three fourths of the people of the Commonwealth, we are confident our petition will not be in vain.

We have the honor to be,

Very respectfully,
Your fellow-citizens,

GREEN CLAY SMITH,
JOHN POLK PRYOR,
Committee.

The following petitions were presented, viz:

By Mr. Montgomery—

1. The petition of the Disciples of Christ worshiping at McCormack’s, in Lincoln county, praying for certain amendments to the charter of Kentucky University.

By Mr. J. M. Wright—

2. The petition of same worshiping at Walnut Street Church, in Louisville, praying for same object.

By Mr. Lowe—

3. The petition of same worshiping at Grass Creek and Oak-land, in Pendleton county, praying for same object.

By Mr. Hazelip—

4. The petition of same worshiping at Rocky Hill, in Edmonson county, praying for same object.

By Mr. Jenkens—

5. The petition of same worshiping at Floyd and Chestnut Street Church, in Louisville, praying for same object.

By Mr. Morris—

6. The petition of citizens of Robertson county, praying the passage of an act conferring upon the county attorney of said county the authority and duty to assist the Commonwealth’s Attorney in criminal and penal prosecutions.

By Mr. Strickler—

7. The petition of certain citizens of Hardin county, praying that compensation be made to jurors in all courts and cases.

By Mr. Thomas—

8. The petition of certain citizens of Lewis county, praying the passage of a law allowing John Moore to peddle without license.
By Mr. Prall—
9. The petition of the council of the city of Lexington, praying for certain amendments to the charter of said town.

By Mr. Campbell—
10. The petition of citizens of Fleming county, praying the repeal of an act of the last session to prevent stock from being turned on the commons in said county.

Which were received, the reading dispensed with, and referred—the 1st, 2d, 3d, 4th, 5th, 6th, and 9th to the Committee on the Judiciary, and the 7th, 8th, and 10th to the Committee on County Courts.

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

On motion of Mr. Browning—
1. A bill to amend an act, entitled "An act to regulate the time of holding the circuit courts in Nicholas and Mason counties," approved February 7, 1873.

On motion of Mr. Bidwell—
2. A bill to repeal an act, entitled "An act to amend section 153 of the charter of Paducah," approved April 18, 1873.

On motion of same—
3. A bill to amend the charter of the Paducah and North Ballard Turnpike Road Company.

On motion of same—
4. A bill to incorporate the Paducah City Railway Company.

On motion of Mr. Reed—
5. A bill to amend an act, entitled "An act to incorporate the Mercer County Mechanical and Agricultural Association."

On motion of Mr. Morris—
6. A bill for the benefit of the county attorney of Robertson county.

On motion of Mr. Threlkeld—
7. A bill to amend the charter of the town of Owenton.

On motion of same—
8. A bill incorporating the Owen and Henry Mining and Manufacturing Company.

On motion of Mr. Bidwell—
9. A bill to regulate the sale by the State of forfeited lands.

On motion of Mr. Henton—
10. A bill to amend the charter of the town of Clayville, Shelby county.
On motion of same—

11. A bill to amend the charter of the Shelbyville and Taylorsville Turnpike Company.

On motion of Mr. Cole—

12. A bill for the benefit of J. D. Christian, sheriff of Todd county.

On motion of Mr. Freeman—

13. A bill to regulate the salaries of the various officers in this Commonwealth.

On motion of Mr. Conlee—


On motion of same—

15. A bill to amend the charter of the town of Campton.

On motion of same—


On motion of same—

17. A bill for the benefit of W. T. Allen, late sheriff of Breathitt county.

On motion of Mr. Prall—

18. A bill to incorporate the Catholic Cemetery of Lexington.

On motion of Mr. Badger—

19. A bill to incorporate the town of Parkland.

Ordered, That the Committee on Circuit Courts prepare and bring in the 1st; the Committee on General Statutes the 2d, 13th, 16th, and 19th; the Committee on Corporate Institutions the 3d, 7th, 8th, 10th and 15th; the Committee on Railroads the 4th; the Committee on Agriculture and Manufactures the 5th; the Committee on the Judiciary the 6th and 18th; the Committee on Ways and Means the 9th and 17th; the Committee on Internal Improvement the 11th; and the Committee on County Courts the 12th and 14th.

Mr. Freeman moved the following resolution, viz:

Resolved, That on and after January 21st, 1874, this House will meet at 7½ o'clock, P. M., for the purpose of considering local bills, and adjourn at will. This resolution shall not interfere with the present time of meeting and adjournment.

Mr. Thomas proposed the following amendment as a substitute therefor, viz:

Resolved, That on and after January 21st, 1874, this House will meet at 7½ o'clock, P. M., and at said session the counties shall be called, and each member, when his county is called, may have two bills reported from some standing committee.
After debate thereon, Mr. Threlkeld moved the previous question. And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

Mr. Graves moved to reconsider the vote by which the main question was ordered.

And the question being taken on the motion of Mr. Graves, it was decided in the affirmative.

Mr. Blackburn then moved to lay the said resolution and proposed substitute on the table.

And the question being taken on said motion, it was decided in the negative.

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

Those who voted in the affirmative, were—

Those who voted in the negative, were—

The further consideration of said resolution and substitute was cut off by the arrival of the hour for taking up a special order.

And then, according to order, the House took up and resumed the consideration of a bill, entitled

A bill to prohibit the sale of spirituous, vinous, or malt liquors on election days and on Sabbath days in this Commonwealth,

Together with the proposed amendments thereto.

Mr. Corbett moved to lay the bill and proposed amendments on the table.

And the question being taken on the motion of Mr. Corbett, it was decided in the negative.

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—

Mr. D. W. Wright then offered the bill reported by the minority as a substitute, by way of amendment, for the bill reported by the majority of the committee to whom the bill was referred, as a substitute for the same.

Mr. Lowe moved to amend the substitute offered by Mr. Wright by striking out the 5th, 6th, 7th, 8th, and 9th sections thereof.

Mr. Threlkeld then moved the previous question.

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

The yeas and nays being required thereon by Messrs. LaRue and R. A. Jones, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


After further debate on said bill, the hour of 2 o'clock, P. M., arrived, when, under the rule, the House adjourned.
A message was received from the Senate, announcing that they had disagreed to a bill, which originated in this House, of the following title, viz:

An act to authorize the trustees of the town of Albany, in Clinton county, to sell certain streets in said town.

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

An act to extend to the farmers in Fayette county the lien provided in an act, entitled "An act for the protection of livery stable-keepers in this Commonwealth," approved January 31st, 1871.

An act to amend the charter of the Lexington Building and Accumulating Fund Association.

An act to repeal an act, entitled "An act declaring certain portions of Roundstone creek, in Rockcastle county, a navigable stream," approved April 24, 1873.

An act to amend an act, entitled "An act for the protection of the livery-stable keepers of this Commonwealth," approved January 31, 1871.

An act to amend an act, entitled "An act to incorporate the town of Grayson, in Carter county."

And that they had passed bills of the following titles, viz:

1. An act to amend an act, entitled "An act to amend and reduce into one the several acts concerning the city of Henderson," approved February 11, 1867, and the several acts amendatory thereto.

2. An act to amend an act, entitled "An act to incorporate the Covington, Flemingsburg, and Pound Gap Railway Company," approved March 5, 1873.


4. An act for the benefit of school district No. 18, in Mason county.

5. An act for the benefit of James Crow, committee for William Gilbert and Martha Gilbert.

6. An act to incorporate the Odd Fellows' Tabernacle Association, of Louisville.
7. An act authorizing the county court of Nicholas county to erect a toll-gate on the Carlisle and Jackstown Turnpike Road, upper route.

8. An act to amend an act, entitled "An act to authorize the Logan county court to borrow money to pay off the bonds issued in aid of the Memphis Branch of the Louisville and Nashville Railroad Company.

9. An act to amend the charter of the city of Mayfield.

10. An act to amend section 6, article 11, chapter 92, of the General Statutes, title "Revenue and Taxation."

11. An act to amend the charter of the St. Bernard Coal Company.

12. An act in relation to sales of personal property, where the legal title is retained by the seller, until the purchase money is paid.

13. An act for the benefit of A. T. Keen, late sheriff of Cumberland county.


15. An act for the benefit of George W. Bradburn, tax assessor for Allen county.

16. An act to amend the charter of the Elizabethtown and Paducah Railroad Company.

17. An act to incorporate the Hecla Transportation Company.

18. An act to amend an act, entitled "An act to prevent deer-driving in the counties of Estill, Jackson, Perry, Harlan, Grayson, Edmonson, and Butler."

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

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

Ordered, That they be referred—the 1st, 6th, 9th, 11th, and 17th to the Committee on Corporate Institutions; the 2d, 8th, and 16th to the Committee on Railroads; the 3d to the Committee on Banks; the 4th to the Committee on Education; the 5th to the Committee on Claims; the 7th and 18th to the Committee on County Courts; the 10th, 13th, and 14th to the Committee on Ways and Means, and the 12th and 15th to the Committee on the Judiciary.

The following petitions were presented, viz:

By Mr. Allen Jones—

1. The petition of the Disciples of Christ worshiping at Cuba, Pu-
laski county, praying for certain amendments to the charter of Kentucky University.

By Mr. Harvey—

2. The petition of certain citizens of Cross Plains, of Metcalfe county, praying the passage of an act to prohibit the sale of liquor within one mile of said place.

By Mr. Cardwell—

3. The petition of citizens of Lee county, asking an appropriation for the improvement of the navigation of the North, South, and Middle Forks of Kentucky river.

By Mr. Bidwell—

4. The petition of citizens of McCracken county, praying for an amendment to the charter of the Paducah and Lovelaceville Grand Road Company

By Mr. Hunter—

5. The petition of the president and others of the Lexington and Frankfort Turnpike Extension Company, praying that certain proposed amendments to the charter thereof shall be repealed.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on the Judiciary; the 2d to the Committee on Moral and Religious Institutions; the 3d and 4th to the Committee on Internal Improvement, and the 5th to the Committee on County Courts.

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

On motion of Mr. Blackburn—

1. A bill to amend an act, entitled "An act to amend the charter of Bacon College," approved January 15, 1858.

On motion of Mr. Frederick—

2. A bill to regulate the sanitary regulations for the county of Jefferson.

On motion of same—

3. A bill to establish a house for Kentucky's disabled soldiers who lack means of support.

On motion of same—

4. A bill to amend the charter of the Louisville and Highland Turnpike Company.

On motion of Mr. Prall—

5. A bill to incorporate the Chicago and South Atlantic Railroad Company of the State of Kentucky.
Ordered, That the Committee on the Judiciary prepare and bring in the 1st; the Committee on County Courts the 2d; the Committee on Corporate Institutions the 3d; the Committee on Internal Improvement the 4th, and the Committee on Railroads the 5th.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined an enrolled resolution, which originated in the Senate, of the following title, viz:

Resolution asking repeal of bankrupt law;

And also enrolled bills, which originated in this House, of the following titles, viz:

1. An act to amend an act for the benefit of the clerks of the county courts of Lewis, Clark, Montgomery, Mason, Nelson, Adair, Clinton, Cumberland, Russell, Todd, Logan, and Simpson counties, so as to make the provisions thereof apply to the clerk of the Carter county court;

2. An act for the benefit of Robert Wheat, a colored pauper idiot of Adair county;

3. An act for the benefit of T. D. Grundy, sheriff of McCracken county, and his sureties;

4. An act for the benefit of H. C. Malone, late sheriff of Shelby county, and his securities;

5. An act for the preservation and protection of game and fish in Bourbon county;

6. An act to amend an act for the benefit of the Bourbon County Agricultural Society, approved February 12th, 1849;

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

A message was received from the Senate, announcing that they had disagreed to a bill which originated in this House, entitled

A bill to amend section 4, article 3, chapter 27, of the General Statutes, so as to exclude McCracken county from the provisions thereof.

And that they had passed bills of the following titles, viz:

1. An act to amend an act, entitled "An act to incorporate the Mississippi Valley Life Insurance Company of America," approved February 15th, 1866.

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

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

Ordered, That they be referred—the 1st to the Committee on Insurance, and the 2d to the Committee on Ways and Means.

Mr. Corbett, from the Committee on County Courts, to whom was referred a bill from the Senate, entitled

An act to amend an act authorizing the Lewis county court, at the court of claims, to levy a tax to repair the old jail in Lewis county, or building a new jail and jailer's house in said county, approved 19th February, 1873,

Reported the same without amendment.

The question was then put, "Shall the bill be read a third time?" and it was decided in the negative.

And so said bill was disagreed to.

Mr. Corbett, from the same committee, who were directed to prepare and bring in the same, reported bills of the following titles, viz:

1. A bill for the benefit of the clerks of circuit and county courts in this Commonwealth.

2. A bill to amend an act, entitled "An act for the benefit of clerks of county courts."

3. A bill to amend chapter 84 of the General Statutes, title "Peddlers."

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

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

Ordered, That they be recommitted—the 1st to the Committee on the Judiciary, and the 2d and 3d to the Committee on General Statutes.

Bills from the Senate, of the following titles, were reported, without amendment, by the committee to whom they were referred, viz:

By Mr. Corbett, from the Committee on County Courts—

An act to legalize certain acts of a deputy clerk of the Logan county court.

An act for the benefit of Christian county.

An act, entitled "An act to change the time of holding the Lee county and quarterly courts."
An act changing the time of holding the Hart county quarterly courts.

An act for the benefit of the judge of the Hart county quarterly court.

An act for the benefit of Gallatin county.

An act to change the time of holding the Butler quarterly court.

Ordered, That said bills be read a third time.

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

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

The House took up the resolution heretofore offered by Mr. Graves, directing the Committee on Ways and Means to report a bill in relation to State corporations.

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

Mr. Corbett, from the Committee on County Courts, who were directed to prepare and bring in the same, reported bills of the following titles, viz:

A bill authorizing Stephen Nethercutt, late sheriff of Carter county, and Seth Parker and Samuel Ellis, late sheriffs of Lewis county, to list tax receipts and fee bills with constables of said counties for collection.

A bill for the benefit of D. C. Wilcox, late tax collector of the city of Paducah.

A bill to amend an act, entitled "An act providing for the collection of railroad tax in the county of Montgomery."

A bill to amend the charter of the city of Augusta, in Bracken county.

A bill to authorize the board of directors of the Richmond and Lexington Turnpike Road Company to take stock in the Athens and Walnut Hill Turnpike Road Company.

A bill to abolish the court of common pleas in Caldwell county.

A bill to amend the charter of the town of Augusta, in Bracken county.

A bill for the benefit of Hardin county.

A bill to authorize the jailer of Caldwell county to appoint an assistant.

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A bill to regulate the advertising of official sales in the county of Montgomery.

A bill to repeal an act, entitled "An act to amend the charter of the town of Marion, in Crittenden county."

A bill to amend the 6th section of chapter 66 of the General Statutes.

A bill for the benefit of John E. Brooks, late sheriff of Greenup county.

A bill to amend an act to incorporate the Lebanon and Pope's Creek Turnpike Road Company.

A bill amending the charter of the city of Paducah, making a husband responsible for taxes due on his wife's property when he collects her rents or uses her property.

A bill to amend the charter of the town of Stanford.

A bill relating to opening and repairing roads in Boone county.

A bill empowering the county court of Washington county to make additional subscription to certain turnpike roads.

A bill for the benefit of James W. Hogg and Lewis S. Lee, late sheriffs of Letcher and Ballard county.

A bill in relation to the town of Newtown, in Scott county.

A bill to incorporate the town of Geigerville, in the counties of Boyd and Carter.

A bill to change the time of holding the September term of Shelby county quarterly court.

A bill to legalize the official acts of the assessor and surveyor of Livingston county as deputies to the county clerk, and to authorize them to act as deputies for the Livingston county clerk.

A bill for the benefit of Martha A. Rollins, of Ballard county.

A bill to amend an act approved March the 28th, 1872, entitled "An act authorizing the Boone county court to appoint trustees for the Burlington burying-ground, and prescribing their duties."

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

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

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

The rule of the House and constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

On motion, leave of absence, indefinitely, was granted Mr. Strickler.

Mr. Corbett, from the Committee on County Courts, who were directed to prepare and bring in the same, reported a bill, entitled

A bill for the benefit of the gunsmiths of Henderson county,

Without the expression of opinion thereon.

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

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

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

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

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

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

An act to amend an act, entitled "An act providing for the collection of railroad tax in the county of Montgomery."

An act for the benefit of D. C. Wilcox, late tax collector of the city of Paducah.

Mr. Blackburn moved that the rules of the House and regular order of business be suspended to enable the Committee on Ways and Means to report a bill of the title named below.

And the question being taken on the motion of Mr. Blackburn, it was decided in the affirmative.

The yeas and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) Ulysses Garred, W. A. Morris,
Wm. A. Allen, Wm. Neal,
D. H. Baker, Mat. Nunan,
W. N. Beckham, O. S. Parker,
B. G. Bidwell, Robertson Payton,
J. C. S. Blackburn, Joshua D. Powers,
Church H. Blakey, John A. Prall,
R. W. Brandon, John Preston,
And thereupon Mr. Graves, from the Committee on Ways and Means, who were directed to prepare and bring in the same, reported a bill, entitled

A bill in regard to sheriffs' bonds for collecting the revenue of 1874.

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

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

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

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

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

The passage of said bill by this House having been communicated to the Senate, and said bill delivered therein, after a time a message was received therefrom, announcing that they had also passed the same.

Mr. Corbett, from the Committee on County Courts, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to repeal an act, entitled "An act to amend chapter eighty-four (84) of the Revised Statutes, title 'Roads and Passways,'" ap-
proven February 20, 1869, so far as the same applies to Boyd, Carter, Pike, and Lawrence counties.

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

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with.

The further consideration of same was cut off by the arrival of the hour for taking up the orders of the day.

The hour of 12 o'clock having arrived, the House took up from the orders of the day, and proceeded to consider still further, a bill, entitled

A bill to prohibit the sale of spirituous, vinous, or malt liquors on election days and on Sabbath days in the Commonwealth.

The amendment proposed by Mr. Lowe, to the substitute for the amendment proposed by the majority of the committee to the original bill, is as follows, viz:

Strike therefrom the 5th, 6th, 7th, 8th, and 9th sections.

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

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

Those who voted in the affirmative, were—

W. N. Beckham, Addison Gibson, W. A. Morris,
B. B. Bidwell, James W. Hannah, Thomas J. Morrow,
W. W. Browning, C. C. Harvey, Thomas H. Reed,
Stephen R. Campbell, Thos. W. Henton, H. L. Stone,
Washington Chandler, John S. Herd, G. M. Thomas,
B. C. Craddock, Samuel C. Humphrey, C. W. Threlkeld,
Richard D. Davis, A. S. Lewis, B. R. Walker,
Samuel Ellis, F. M. Lowe, James D. Watson,
J. T. Freeman, Thomas J. Mayo, R. W. Wilson,
Ulysses Garred, J. B. McFerran, Geo. C. Young—30.

Those who voted in the negative, were—

Mr Speaker (McCreary) Wm. L. Hazelize, W. A. Morin,
Wm. A. Allen, Joseph Hermes, Wm. Neal,
Edward B. J. W. Godfrey Hunter, O. S. Parker,
Edward Baker, Bart. W. Jenkins, Robertson Payton,
J. C. S. Blackburn, Allen Jones, John A. Prall,
R. W. Brandon, R. A. Jones, John Preston,
Pat. Campion, John Watts Kearny, Geo. W. Riddle,
H. S. Chilton, M. W. LaRue, Samuel M. Sanders,
C. M. Clay, jr., A. H. Marrett, W. W. Sawyers,
S. E. G. Cole, Samuel Martin, C. C. Scales,
Henderson Conlee, W. H. May, W. M. Stevens,
And so said amendment was rejected.

The amendment proposed by the majority of the committee to the original bill is as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That it shall be unlawful for any person to sell, give, loan to, or procure for, a voter, any spirituous, vinous, or malt liquors, or any mixture thereof, on any election day, held under the laws of the United States or of this State, or any city or town ordinance, at any place within the boundaries of the district wherein the election is held, or within one half mile thereof; or to bring such liquors previously to the elections within the boundaries of the district wherein the election is held, or within one half mile thereof, with the intent to have the same drunk by voters thereof on the day of such an election.

§ 2. The provisions of the preceding section shall also apply to all days on which an election may be held under the order of either of the political parties of this State for the nomination of a candidate to be voted for at any election referred to in said section, wherein all the voters of such party in the district, wherein such election is held, shall have the right to vote.

§ 3. That the first and second sections of this act shall not apply to sales or shipments by manufacturers or wholesale dealers, who, in the usual course of trade and in good faith, sell or ship such liquors by the wholesale, nor to sales by druggists for medicinal purposes, upon the written prescription of a practicing physician.

§ 4. That it shall be unlawful for any practicing physician to give to any person entitled to vote at any election, referred to in the preceding sections, on the day of such an election, a prescription for any spirituous vinous, or malt liquors, or any mixture thereof, except in case of the actual sickness of the person prescribed for.

§ 5. That for a violation of either of the preceding sections of this act, the person so offending shall be fined in any sum not less than ten nor more than one hundred dollars for each offense, to be recovered by indictment, or before any magistrate of the county wherein the offense is committed.

§ 6. That it shall be the duty of the circuit and criminal judges to give this act in charge to the grand juries.

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

The substitute proposed by the minority of the committee, for the amendment proposed by the majority thereof, is as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That it shall be unlawful to sell, give, loan, or procure for any person, spirituous, vinous, or malt liquors, or any mixture thereof, on Sunday, except for sacramental purposes.
§ 2. That it shall be unlawful to sell, give, loan, or procure for a voter, such liquors at the voting place of any precinct in this Commonwealth, or within five miles thereof, on a State or county election day; or to bring the same within five miles of a voting place, with the intent to have the same drank by voters on the day of such an election; or to sell, give, loan, or procure for a voter within the corporate limits of any city or town, or within one mile thereof, such liquors on the day of any municipal election therein.

§ 3. That the first and second sections of this act shall not apply to sales or shipments by manufacturers or wholesale dealers, who, in the usual course of trade, and in good faith, sell or ship such liquors by the wholesale; nor to sales by druggists for medicinal purposes in cases of actual sickness, upon the written and bona fide prescription of a practicing physician; and in such cases the prescription shall be lawful, unless the same was given with the fraudulent design of evading the provisions of this act; nor shall said first and second sections be so construed as to imply that any person shall be liable for giving spirituous, vinous, or malt liquors to any person, by way of private entertainment or hospitality, at his house of residence, unless said liquors are given for the purpose of influencing the vote of the person or persons to whom given.

§ 4. That for a violation of either of the preceding sections of this act, the person so offending shall be fined in a sum not less than ten nor more than one hundred dollars for each offense, to be recovered by indictment or before any court of competent jurisdiction.

§ 5. It shall be the duty of the sheriffs of the various counties of this Commonwealth to open a poll, at the next regular election in August, 1874, in their respective counties, and propound to each qualified voter, as he may offer to vote, the question whether he votes yes or no on the adoption of an act, entitled "An act to prohibit the sale of spirituous, vinous, or malt liquors on election days and on Sabbath days in this Commonwealth?" If a majority of all the votes of any county, cast at the election aforesaid, shall be cast in favor of the adoption of the act aforesaid, then said act shall take effect in those counties respectively where it has received a majority of all the votes cast, two months from and after the day of the election as aforesaid.

§ 6. It shall be the duty of the sheriffs of the various counties, within one month after the day of the election, to announce the result of said election by advertisement in some newspaper published in their respective counties; and in case no newspaper may be published in any county, then by written or printed advertisements placed at two or more public places within the county, one to be placed at the court-house door.

§ 7. The clerks of the various counties of this Commonwealth shall so rule and prepare the poll-books, to be furnished by them to the sheriffs respectively, that the vote upon the question submitted by this act may be taken with the greatest facility.

§ 8. The expense, if any, incurred by holding the election provided for by this act, shall be paid by each county respectively out of the county levy.

§ 9. This act shall have no force and effect in those counties where a majority of the votes cast at the election have been given against the adoption of the question submitted to the qualified voters of the respective counties.

The question was then taken on the substitute proposed by the minority of said committee for the amendment proposed by the majority thereof, and it was decided in the affirmative.
The yeas and nays being required thereon by Messrs. Stone and Wolf, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


The original bill reported by the Committee on Moral and Religious Institutions is as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That whoever shall sell, give, or loan any spirituous, vinous, or malt liquors, or any mixture thereof, to any one at a voting precinct in this Commonwealth, or within five miles thereof, when a public election of any kind (whether State, county, or municipal) is being held, shall be fined the sum of twenty-five dollars for each offense.

§ 2. The foregoing section shall not apply to any manufacturer, wholesale merchant, or dealer, who, in the usual course of trade and in good faith, sells by the wholesale; nor to druggists who, in good faith, and with no intention to evade this law, sell for medicinal purposes, upon a prescription made and signed by a practicing physician.
§ 3. Whoever shall sell, give, or loan any spirituous, vinous, or malt liquors, or any sort of mixture thereof, to any one on the Sabbath day, shall be fined the sum of twenty-five dollars for each offense.

§ 4. Prosecutions and proceedings under this act must be begun within one year after the commission of the offense.

§ 5. This act shall be given in charge to the grand juries of this Commonwealth.

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

Mr. J. M. Wright then moved to lay the bill and all the proposed amendments thereon on the table.

And the question being taken on said motion, it was decided in the affirmative.

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—

And so said bill and proposed amendments were severally rejected.

A message was received from the Senate, asking to withdraw from this House the announcement of the passage by the Senate of a bill, entitled

An act to regulate the transportation of freights over railroads in this Commonwealth.

Which was granted, and said bill delivered to the Senate messenger.

Mr. Graves moved to suspend the regular order of business and the rule of this House to permit him to offer a resolution providing for a session at night, and the order of business at said sessions.

The question being taken on the motion of Mr. Graves, it was decided in the negative, two thirds of those present not voting therefor.

The yeas and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—

The following petitions and remonstrance were presented, viz:

1. The petition of elders of the congregations of the Disciples of Christ worshiping at Oakwood, Hickman county, praying for certain amendments to the charter of Kentucky University.

2. The petition of the Disciples of Christ worshiping at Providence, in Jessamine county, praying for the same object.

3. The petition of certain donors to the said University, praying for the same object.

4. The petition of members of the Harrison county bar, praying the passage of an act to change the time of holding courts in the 12th judicial district.

5. The petition of John Lucas, jailer of Clay county, praying compensation for carrying a pauper lunatic to the asylum.

6. The petition of certain citizens of Harlan county, praying that compensation be allowed certain persons for guarding the jail of said county.

7. The petition of citizens of Ballard county, praying the repeal of an act for the benefit of school district No. 5, in said county.
By Mr. Davis—

8. The remonstrance of certain citizens of Carter county, against the passage of any act to change the liquor law of said county.

By same—

9. The petition of Disciples of Christ worshiping at Fairview, in Carter county, praying for certain amendments to the charter of Kentucky University.

By Mr. Morrow—

10. The petition of certain citizens of——— county, praying the passage of an act to regulate the sale of intoxicating liquors in this Commonwealth.

Which were received, the reading dispensed with, and referred—

the 1st, 2d, 3d, 4th, and 9th to the Committee on the Judiciary; the 5th and 6th to the Committee on Claims; the 7th to the Committee on Education; and the 8th and 10th to the Committee on Moral and Religious Institutions.

Mr. Graves moved to reconsider the vote by which this House recommitted to the Committee on the Judiciary a bill, entitled

An act for the benefit of H. X. Morton and W. F. Berry, of Union county.

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

An act to repeal an act, entitled "An act to prohibit the sale of spirituous, vinous, or malt liquors in Cave City precinct, in the county of Barren."

An act to repeal an act, entitled "An act to prohibit the sale of spirituous, vinous, or malt liquors in Glasgow Junction precinct, in Barren county."

An act repealing an act, entitled "An act to prohibit the sale of spirituous, vinous, or malt liquors in Crittenden county," approved March 29, 1873,

And that they had passed bills of the following titles, viz:

1. An act to amend chapter 75, General Statutes.
2. An act for the benefit of John Grumbley, of Todd county.
3. An act to submit the question of the prohibition of the sale of spirituous liquors to the voters of Moscow, in Hickman county.
4. An act to amend the charter of the town of Princeton, and to confer certain powers upon the board of trustees thereof.
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5. An act to amend chapter 223, laws 1844, approved 27th February, 1844.

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

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

Ordered, That they be referred—the 1st to the Committee on the General Statutes; the 2d to the Committee on the Judiciary; the 3d and 5th to the Committee on Moral and Religious Institutions; and the 4th to the Committee on Corporate Institutions.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in this House, of the following titles, viz:

An act in regard to sheriffs' bonds for collecting the revenue of 1874;

An act to amend an act, entitled "An act providing for the collection of railroad tax in the county of Montgomery;"

An act for the benefit of D. C. Wilcox, late tax collector of the city of Paducah;

An act to amend an act, entitled "An act for the protection of the livery-stable keepers of this Commonwealth," approved January 31, 1871;

An act to amend an act, entitled "An act to incorporate the town of Grayson, in Carter county;"

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

The House took up an unfinished report from the Committee on County Courts, viz:

A bill to repeal an act, entitled "An act to amend chapter eighty-four (84) of the Revised Statutes, title 'Roads and Passways,'" approved February 20, 1869, so far as the same applies to Boyd, Carter, Pike, Lawrence, and other counties.

The amendment proposed by Mr. Mayo was adopted.

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

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with, and the same being en-
Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Corbett, from the Committee on County Courts, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to supply the county clerk's office with public books in Rockcastle county.

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

WHEREAS, On the night of the 15th day of August, 1873, the county court clerk's office at Mt. Vernon, in Rockcastle county, was destroyed by fire, together with all the Statutes of Kentucky and Codes of Practice, Reports of Decisions of the Court of Appeals, and Digests of the same, which had been furnished by the State for Rockcastle county court; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That it shall be the duty of the Secretary of State to buy and furnish for the use of the county court of Rockcastle county the first and second volumes of the Revised Statutes, one copy of the General Statutes of Kentucky, one copy of Myers' Supplement, one copy of the Code of Practice, Cofer's Digest, Monroe & Harlan's Digest, a full set of the Decisions of the Court of Appeals, and all the Digests of the same. For the cost of said books, and the transportation of the same, the Secretary shall make out an account, and exhibit the same, to the Auditor of Public Accounts, and he shall draw his warrant on the Treasurer of the State for the same, who shall pay it.

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

Ordered, That said bill be read a second time.

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

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

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

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

The yeas and nays being taken thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

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W. W. Browning,  
W. Godfrey Hunter,  
Stephen R. Campbell,  
Bart W. Jenkins,  
Pat. Campion,  
Allen Jones,  
Isaac N. Cardwell,  
R. A. Jones,  
Washington Chandler,  
A. S. Lewis,  
John Watts Kearny,  
F. M. Lowe,  
H. S. Chilton,  
Samuel Martin,  
C. M. Clay, jr.,  
W. H. May,  
S. E. G. Cole,  
Thomas J. Mayo,  
Henderson Conlee,  
James M. McArthur,  
Thomas H. Corbett,  
J. B. McFerran,  
Isam Cottingham,  
James W. Meador,  
B. C. Craddock,  
N. D. Miles,  
Newton Craig,  
Pearson Miller,  
Samuel Ellis,  
Thomas M. Miller,  
John Fible,  
Thos. B. Montgomery,  
Richard P. Finn,  
R. W. Wilson,  
Geo. L. Forman,  
John Wolf,  
W. H. Frederick,  
J. Q. Ward,  
J. T. Freeman,  
J. P. Walker,  
Ulysses Garred,  
B. 0. Ulrich,  
W. A. Morn,  
J. McFerran,  
W. A. Morris,  
Sam'l M. Sanders,  
F. M. Lowe,  
W. W. Sawyers,  
Sam'l M. Sanders,  
W. M. Stevens,  
Wm. Sellers,  
H. L. Stone,  
Ben. Stout,  
G. M. Thomas,  
C. W. Threlkeld,  
Geo. B. Turner,  
B. R. Walker,  
W. M. Stevens,  
J. Q. Ward,  
H. L. Stone,  
J. M. Wright,  
Geo. C. Young—84.

In the negative—none.

Resolved, That the title of said bill be as aforesaid.  
Mr. Corbett, from the Committee on County Courts, who were directed to prepare and bring in the same, reported a bill, entitled  
A bill to amend an act, entitled "An act for the protection of the livery-stable keepers of this Commonwealth," approved January 31, 1871.  
Which was read the first time and ordered to be read a second time.  
The rule of the House and constitutional provision as to the second reading of said bill being dispensed with.  
Mr. Blakey moved a substitute by way of amendment thereto.  
Which was adopted.  
Mr. Stone then moved a substitute for the bill, as amended.  
Mr. Freeman moved an amendment to the substitute proposed by Mr. Stone.  
Mr. Graves moved to lay the bill and proposed amendments on the table.  
And the question being taken on the motion of Mr. Graves, it was decided in the negative.  
On motion of Mr. J. M. Wright, said bill and proposed amendments were recommitted to a select committee, consisting of Messrs. Clay, Blakey, and Jenkins.
Mr. J. M. Wright, from the Committee on the General Statutes, who were directed to prepare and bring in the same, reported a bill, entitled
A bill to amend chapter 102 of the General Statutes, title “Smallpox.”
Which was read the first time and ordered to be read a second time.
The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,
Mr. Graves moved an amendment thereto.
Which was adopted.
Ordered, That said bill, as amended, be engrossed and read a third time.
The rule of the House and constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Bills from the Senate, of the following titles, were reported, without amendment, by the committee to whom they were referred, viz:
By Mr. J. M. Wright, from the Committee on the General Statutes—
An act to repeal article 2, chapter 102, of General Statutes, so far as the same applies to Wayne, Pulaski, and other counties concerned.
An act to amend section 6 of chapter 30, General Statutes.
Ordered, That said bills be read a third time.
The rule of the House and constitutional provision as to the third reading of said bills being dispensed with,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills were reported by the committees who were directed to prepare and bring in the same, of the following titles, viz:
By Mr. Corbett, from the Committee on County Courts—
A bill for the benefit of the marshal of Georgetown.
By same—
A bill to prohibit the destruction of fish in Tennessee river, or within one mile of the mouth of its tributaries.
By same—
A bill to authorize the county court of Garrard county to sell and convey the poor-house farm, and reinvest the proceeds.
By same—
A bill to amend the charter of the town of Bethel, in Bath county.

By same—
A bill authorizing the county court of Magoffin county to dispose of its land warrant at the rate of two dollars and fifty cents per one hundred acres.

By same—
A bill to regulate the sale of spirituous or intoxicating beverages in Lewis county.

By same—
A bill to amend an act, entitled “An act to create a special road law for Pendleton county,” approved January 26, 1869.

By Mr. Morrow, from the same committee—
A bill to amend section five, article five, chapter twenty-eight, of the General Statutes, title “Courts.”

By Mr. Walker, from the same committee—
A bill to prevent the destruction of fish in the ponds, lakes, and creeks in the counties of Hickman, Fulton, and Ballard, in this Commonwealth.

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

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

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

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

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

A message was received from the Senate, announcing that they had adopted a joint resolution, entitled

Resolution for the benefit of Neville Cain.

And that they had passed a bill, entitled

An act to incorporate the Boyd County Fair and Exposition Association.

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

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,
Ordered, That said bill be referred to the Committee on Agriculture and Manufactures.

Mr. J. M. Wright, from the Committee on the General Statutes, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to repeal a part of section 5, article 13, chapter 92, of the General Statutes.

Which was read the first time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That so much of section 5, article 13, chapter 92, of the General Statutes of Kentucky, as prohibits the keeping or selling of spirituous liquors in a room adjoining a room where a billiard table is kept, with door opening into the same, be, and the same is hereby, repealed.

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

Ordered, That said bill be read a second time.

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

Mr. Blakey moved to lay said bill on the table.

And the question being taken on said motion, it was decided in the negative.

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—

The further consideration of said bill was cut off by the arrival of the hour of 12 o'clock M.

And then the House took up from the orders of the day, and resumed the consideration of a bill, entitled

A bill to establish a Bureau of Immigration in this Commonwealth.

Mr. Ward moved the previous question.

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

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—


The question was then taken on the adoption of the amendment (as a substitute) proposed by Mr. Badger, and it was decided in the negative.

The question was then put, "Shall the bill be engrossed and read a third time?" and on this question Messrs. Badger and La Rue demanded the yeas and nays.

The Clerk proceeded to call the roll, and when the name of Mr. R. A. Jones was called, he asked to be excused from voting thereon.

And thereupon Mr. La Rue moved that Mr. Jones be excused from voting.

The Speaker pro tem. (Mr. J. M. Wright) announced that the question was then on the adoption of the motion of Mr. La Rue.

From this decision of the Speaker pro tem. Mr. Graves appealed to the House, and reduced his appeal to writing, as follows, viz:

I appeal from the decision of the Chair, because nothing is in order. When voting under the previous question, no vote can be taken to excuse a member from voting; and second, because the question of excusing a member from voting should not be taken until the roll is called through, and result announced.

The Chair having overruled these points of order, I appeal from therefrom.

The question was then put to the House: "Shall the decision of the Chair stand as the decision of the House?" and it was decided in the affirmative.

And under said decision the question was put: "Shall Mr. Jones be excused from voting?" and upon which question Messrs. La Rue and Martin demanded the yeas and nays.

The Clerk proceeded to call the roll thereon; but before the same was completed the hour of 2 o'clock, P. M., arrived, when, under the rule, the House adjourned.
SATURDAY, JANUARY 24, 1874.

A message was received from the Senate, announcing that they had refused to concur in a joint resolution, which originated in this House, entitled

Resolution in relation to payment for Collins' History of Kentucky.

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

An act to regulate the sale of spirituous, vinous, or malt liquors in this Commonwealth.

An act for the benefit of James W. Hogg and Lewis S. Lee, late sheriffs of Letcher and Ballard counties.

And that they had passed bills of the following titles, viz:

1. An act to authorize a sale of the Georgetown, Oxford, and Leesburg Turnpike Road.

2. An act to amend an act, entitled "An act to authorize a sale of the Stamping Ground and Lecompt's Run Turnpike Road."

3. An act to amend the charter of the town of Bellpoint, in Franklin county.

4. An act to incorporate the Mutual Benefit Association of the Western Virginia Conference of the M. E. Church, South.

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

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

Ordered, That they be referred—the 1st and 2d to the Committee on Internal Improvement, and the 3d and 4th to the Committee on Corporate Institutions.

The following petitions and remonstrance were presented, viz:

By Mr. H. C. Baker—

1. The petition of a committee of the congregation of Disciples of Christ, worshiping at Columbia, Adair county, praying for certain amendments to the charter of Kentucky University.

By Mr. Herd—

2. The petition of members of the congregation of Disciples of Christ worshiping at Cross Roads, in Owsley county, and at Hope-
well, Beattyville, and at Buflow, in Lee county, praying for same object.

By Mr. D. H. Baker—

3. The petition of same worshiping at Palestine, in Muhlenburg county, praying for same object.

By Mr. Fible—

4. The petition of certain citizens of Oldham county, praying for the passage of a law to grade the tax imposed upon hotel-keepers.

By Mr. Blakey—

5. The petition of certain citizens of Auburn school district, in Logan county, praying the passage of an act to forbid the sale or giving of spirituous liquors in said district—the prohibition to cover six miles square, making Auburn the center thereof.

By Mr. Wolf—

6. The petition of certain citizens of Staffordsburg election precinct, in Kenton county, praying the passage of a law to submit to the qualified voters thereof the question of the licensing of drinking-houses therein.

By Mr. Scales—

7. The remonstrance of certain citizens of same, against the passage of said act.

Which were received, the reading dispensed with, and referred—the 1st, 2d, and 3d to the Committee on the Judiciary; the 4th to the Committee on Propositions and Grievances; and the 5th, 6th, and 7th to the Committee on Moral and Religious Institutions.

The Speaker laid before the House the following communication, which was read, viz:

To the General Assembly:

The undersigned, commissioners appointed by the act approved March 2, 1872, entitled "An act to provide for the erection of a prison house for females and spinning-walk, to extend the walls of the Penitentiary, and to repair the walls and Penitentiary buildings," respectfully submit the following report:

In pursuance of the provisions of the second section of the above recited act, we employed a suitable architect, who furnished us a plan and specifications for the improvements directed to be made; and after duly advertising for bids for the erection and completion of the buildings and improvements provided for, as required by law, the contract was awarded to Colonel J. W. South, at the sum of forty thousand and eighty-six dollars and twenty-five cents, he being the lowest and best bidder. The
Frankfort, Kentucky, January 24th, 1874.

Ordered, That the same be referred to the Committee on the Penitentiary.

Mr. Thos M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the Senate, of the following titles, viz:

1. An act, entitled "An act to change the time of holding the Lee county and quarterly courts;"
2. An act to legalize certain acts of a deputy clerk of the Logan county court;
3. An act changing the time of holding the Hart county quarterly courts;
4. An act for the benefit of the judge of the Hart county quarterly court;
5. An act for the benefit of Gallatin county;
6. An act to amend section 6 of chapter 30, General Statutes;
7. An act for the benefit of the County Infirmary of Mason county, for the support of the poor of said county, and work-house and house of correction therewith;
8. An act repealing an act, entitled "An act to prohibit the sale of spirituous, vinous, or malt liquors in Crittenden county," approved March 29, 1873;

The contractor has completed his work, and your commissioners have received it for the State, the whole of it having been executed in a workmanlike and satisfactory manner.

Your commissioners would farther report, that, after the contract was made, some alterations and improvements were ordered, with the approbation of the architect, which increased the expenditure to forty thousand six hundred and sixty-six dollars and fifty-six cents, the whole of which has been paid to the contractor in full settlement of his contract, still leaving unexpended four thousand three hundred and thirty-three dollars and forty-four cents of the amount appropriated.

Respectfully submitted,

P. H. LESLIE,
D. HOWARD SMITH,
JAMES W. TATE.
An act to amend the charter of the Lexington Building and Accumulating Fund Association;
An act to repeal an act, entitled "An act to prohibit the sale of spirituous, vinous, or malt liquors in Glasgow Junction precinct, in Barren county;"
An act to repeal an act, entitled "An act to prohibit the sale of spirituous, vinous, or malt liquors in Cave City precinct, in the county of Barren;"
An act to repeal an act, entitled "An act declaring certain portions of Roundstone creek, in Rockcastle county, a navigable stream," approved April 24, 1873;
And had found the same truly enrolled.
Whereupon the Speaker affixed his signature thereto.
Ordered, That Mr. Thos. M. Miller inform the Senate thereof.
A message was received from the Senate, announcing that they had concurred in a resolution, which originated in this House, entitled
Resolution providing for the removal of the remains of Capt. John Howell, a soldier of the Revolution, to the State Cemetery at Frankfort.
That they had adopted a joint resolution, entitled
Resolution extending the session of this General Assembly beyond the constitutional limit of sixty days.
An that they had passed a bill, entitled
An act for the benefit of S. S. Farris, sheriff of Barren county, and his securities.
Which bill was read the first time and ordered to be read a second time.
The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,
Ordered, That said bill be referred to the Committee on Ways and Means.
Leave of absence, indefinitely, was granted Mr. Herd.
A message was received from the Governor by Mr. Botts, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in this House, of the following titles, viz:
An act authorizing the sheriff of Grayson county to hold an election for district officers in Sand Spring district, in Grayson county.
An act to repeal an act, entitled "An act to prohibit the sale of spirituous, vinous, or malt liquors in the county of Harlan," approved February 7, 1870.

An act to fix the time of holding the Garrard circuit court, and to amend section 5, article 5, chapter 28, of the General Statutes.

An act for the benefit of Thomas E. Moore, sheriff of Bourbon county.

An act for the preservation and protection of game and fish in Bourbon county.

An act for the benefit of H. C. Malone, late sheriff of Shelby county, and his securities.

An act for the benefit of T. D. Grundy, sheriff of McCracken county, and his sureties.

An act to amend an act for the benefit of the clerks of the county courts of Lewis, Clark, Montgomery, Mason, Nelson, Adair, Clinton, Cumberland, Russell, Todd, Logan, and Simpson counties, so as to make the provisions thereof apply to the clerk of the Carter county court.

An act to amend an act for the benefit of the Bourbon County Agricultural Society, approved February 12th, 1849.

An act for the benefit of Robert Wheat, a colored pauper idiot of Adair county.

An act for the benefit of Ned Bradshaw, a colored pauper idiot of Adair county.

An act for the benefit of the town marshal of New Liberty, county of Owen.


An act to prohibit the sale of intoxicating liquors in the town of Osceola.

An act for the benefit of the estate of T. Jack Conn, late clerk of Jefferson county court.

An act for the benefit of school district No. 27, in Hancock county.

An act to authorize the presiding judge of the Bath county court to sue for the taxes due, or which may become due, said county.

An act authorizing the county court of Washington county to increase the county levy.

An act to authorize the president and directors of the Nelson County Agricultural Association to borrow money.

An act for the benefit of Union county.
An act for the benefit of Matt. Yewell and Martin Yewell, and
Stephen Ritchie.
An act for the benefit of D. C. Wilcox, late tax collector of the city
of Paducah.
An act to amend an act, entitled "An act for the protection of the
livery-stable keepers of this Commonwealth," approved January 31,
1871.
An act to amend an act, entitled "An act to incorporate the town of
Grayson, in Carter county."
An act to amend an act, entitled "An act providing for the collection
of railroad tax in the county of Montgomery."
An act in regard to sheriffs' bonds for collecting the revenue of
1874.
Leave was given to bring in the following bills, viz:
On motion of Mr. Jenkins—
1. A bill for the benefit of the city of Louisville.
On motion of Mr. Stone—
2. A bill for the benefit of Wm. O. Jackson, of Powell county.
On motion of same—
3. A bill to amend section 3, article 23, chapter 29, of the General
Statutes, title "Lotteries."
On motion of same—
4. A bill to amend the charter of the Mt. Sterling and Howard's
Mills Turnpike Road Company.
On motion of same—
5. A bill to amend an act to establish an additional justices' district
in Bath county.
On motion of same—
6. A bill to amend the charter of Bath Seminary.
On motion of Mr. Davis—
7. A bill to regulate the times of holding the circuit courts in Car-
ter county.
On motion of same—
On motion of same—
9. A bill for the benefit of Ulysses Garred, of Lawrence county.
On motion of same—
10. A bill for the benefit of Z. Lyree, of Carter county.
On motion of same—

11. A bill for the benefit of B. T. Morris, committee of D. S. Sel-lards, lunatic.

On motion of Mr. Morrow—

12. A bill to fix the pay of grand jurors in Caldwell county when they shall sit longer than five days at any one time.

On motion of Mr. McArthur—

13. A bill to authorize the county judge of Campbell county to appoint one day in each week upon which the justices of the peace for Dayton and Bellview magisterial districts may hear civil causes.

On motion of Mr. Herd—

14. A bill for an appropriation to clean out the South Fork of the Kentucky river and its tributaries, and the Middle Fork of the Ken-tucky river.

On motion of same—

15. A bill for the benefit of Haywood Gilbert, late sheriff of Clay county.

On motion of Mr. Hunter—

16. A bill to amend the charter of the town of Burksville.

On motion of Mr. Cardwell—

17. A bill for the benefit of James W. Lindon and Thomas J. Lit-tle, of Breathitt county.

On motion of same—


On motion of Mr. Prall—

19. A bill for the benefit of the horse-trainers of Fayette county.

On motion of same—

20. A bill to amend an act, entitled "An act for the benefit of keep-ers of licensed stud-horses, jacks, and bulls."

On motion of same—


On motion of same—


On motion of same—

23. A bill to amend an act, entitled "An act to authorize the sheriff and master commissioner of Fayette county to advertise sales of real and personal property in said county."
On motion of Mr. Mayo—
24. A bill to amend section 9, article 5, chapter 92, of the General Statutes, title "Revenue and Taxation."

On motion of Mr. Duvall—
25. A bill to amend chapter 92, article 7, section 6, General Statutes.

On motion of Mr. Brandon—
26. A bill for the benefit of D. S. Carroll, of Grayson county.

On motion of Mr. Powers—
27. A bill to provide for the payment of juries in the police, quarterly, and magisterial courts of Hancock county.

On motion of same—

On motion of Mr. Turner—

On motion of same—
30. A bill appropriating money to build a bridge across the Poor Fork of Cumberland river, near Mt. Pleasant, Harlan county.

On motion of Mr. Ward—
31. A bill to provide for the collection of special taxes and the payment into the Treasury of the State.

On motion of same—
32. A bill to amend article 3 of chapter 5 of the General Statutes.

On motion of same—
33. A bill to repeal an act, entitled "An act to change the time helding the circuit, criminal, and chancery courts in the 12th judicial district," approved April 16th, 1873.

On motion of same—
34. A bill for the benefit of W. M. Nourse, of Harrison county.

On motion of same—
35. A bill to repeal chapter 93 of the General Statutes, title "Revenue Agent."

On motion of same—
36. A bill to amend the charter of the city of Cynthiana.

On motion of Mr. Wolf—
37. A bill to submit the question of license or no license for the sale of ardent spirits in the Staffordsburg precinct, Kenton county.

On motion of Mr. Sanders—
38. A bill to legalise certain orders and proceedings of the Larue county court.
On motion of Mr. Gresham—

On motion of Mr. Garred—
40. A bill to prevent the giving and sale of ardent spirits on election days in Lawrence county.

On motion of Mr. Hamilton—
41. A bill to amend chapter 109, General Statutes, title “Treasury Warrant Claims.”

On motion of Mr. Thomas—
42. A bill regulating the salary of the judges of the Court of Appeals, circuit, chancery, criminal judges, and judges of the court of common pleas.

On motion of Mr. Webb—
43. A bill for the benefit of the assessor of Livingston county.

On motion of Mr. Blakey—
44. A bill to prohibit the sale of intoxicating drinks in the town of Auburn, and within three miles thereof.

On motion of Mr. Campion—
45. A bill in favor of mechanics, laborers, and material men of the city of Louisville and county of Jefferson.

On motion of Mr. Williams—
46. A bill to amend the charter of the Lexington and Winchester Turnpike Company.

On motion of same—
47. A bill to amend the charter of the town of Mt. Sterling.

On motion of same—
48. A bill to amend an act incorporating the Montgomery Masonic Temple Company.

On motion of Mr. Kearny—
49. A bill to amend the charter of the Kentucky Society for the Prevention of Cruelty to Animals.

On motion of Mr. J. M. Wright—
50. A bill to amend the charter of the Ashbottom Turnpike Road Company.

On motion of Mr. LaRue—
51. A bill to amend all laws relating to building and loan associations in Louisville and Jefferson county.

On motion of same—
52. A bill to repeal the charter of the Short Route Transfer Company.
On motion of same—

On motion of same—
54. A bill to repeal or amend chapter 989 of the acts of 1871.

On motion of same—
55. A bill to repeal the appellate jurisdiction of the Jefferson county court.

On motion of same—
56. A bill to repeal the charter of the Boone Bridge Company.

On motion of Mr. Conlee—
57. A bill to prohibit the sale of all intoxicating liquors in Powell county on Sundays and election days.

On motion of Mr. Graves—
58. A bill to amend the law creating the police judgeship of Lebanon, in Marion county.

On motion of same—
59. A bill for the education of colored children.

On motion of same—
60. A bill to incorporate the Boomerang Accommodation Banking and Amaroogan Life Insurance Company.

On motion of same—
61. A bill to repeal the 8th section of chapter 90 of the General Statutes, having reference to the public printing and binding.

On motion of same—
62. A bill to establish the constitutional rate of interest at eight per cent.

On motion of Mr. Browning—
63. A bill to incorporate the Masonic Mutual Benefit Association of Maysville.

On motion of Mr. Forman—
64. A bill to extend the town limits of the town of Dover, in Mason county.

On motion of Mr. Reed—
65. A bill for the benefit of James Adams' heirs, of Mercer county.

On motion of Mr. Martin—
66. A bill for the benefit of Jordan White, of Monroe county.

On motion of same—
67. A bill for the benefit of B. L. Dorsey, of Monroe county.

On motion of Mr. Martin—
68. A bill to repeal or amend chapter 989 of the acts of 1871.

On motion of same—
69. A bill to incorporate the Boone Bridge Company.

On motion of Mr. Graves—
70. A bill to prohibit the sale of all intoxicating liquors in Powell county on Sundays and election days.

On motion of Mr. Graves—
71. A bill to amend the law creating the police judgeship of Lebanon, in Marion county.

On motion of Mr. Graves—
72. A bill to repeal the charter of the Boone Bridge Company.

On motion of Mr. Graves—
73. A bill for the benefit of Charles A. Elliott, of Monroe county.

On motion of Mr. Graves—
74. A bill to repeal the appellate jurisdiction of the Jefferson county court.

On motion of Mr. Graves—
75. A bill to incorporate the Boomerang Accommodation Banking and Amaroogan Life Insurance Company.

On motion of Mr. Graves—
76. A bill to repeal the 8th section of chapter 90 of the General Statutes, having reference to the public printing and binding.

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77. A bill to establish the constitutional rate of interest at eight per cent.

On motion of Mr. Graves—
78. A bill to incorporate the Masonic Mutual Benefit Association of Maysville.

On motion of Mr. Graves—
79. A bill to extend the town limits of the town of Dover, in Mason county.

On motion of Mr. Graves—
80. A bill for the benefit of James Adams' heirs, of Mercer county.

On motion of Mr. Graves—
81. A bill for the education of colored children.

On motion of Mr. Graves—
82. A bill to incorporate the Boomerang Accommodation Banking and Amaroogan Life Insurance Company.

On motion of Mr. Graves—
83. A bill to repeal the appellate jurisdiction of the Jefferson county court.

On motion of Mr. Graves—
84. A bill to repeal the charter of the Boone Bridge Company.

On motion of Mr. Graves—
85. A bill to prohibit the sale of all intoxicating liquors in Powell county on Sundays and election days.

On motion of Mr. Graves—
86. A bill to amend the law creating the police judgeship of Lebanon, in Marion county.

On motion of Mr. Graves—
87. A bill to repeal the charter of the Boone Bridge Company.

On motion of Mr. Graves—
88. A bill for the benefit of James Adams' heirs, of Mercer county.

On motion of Mr. Graves—
89. A bill to repeal the appellate jurisdiction of the Jefferson county court.

On motion of Mr. Graves—
90. A bill to repeal the charter of the Boone Bridge Company.
On motion of Mr. Hannah—
68. A bill to amend article 5, chapter 18, of the General Statutes.
On motion of same—
69. A bill to amend the charter of Confederate City, in Rowan county.
On motion of same—
70. A bill to amend the charter of the town of Martinsburg, in Elliott county.
On motion of same—
On motion of Mr. D. H. Baker—
72. A bill to charter the South Carrollton Male and Female Institute.
On motion of same—
73. A bill to give laborers and farm hands a lien upon the crops they have assisted in making.
On motion of Mr. Meador—
74. A bill authorizing the Auditor to draw his warrant on the treasurer for the amount of expense incurred by the county court of Ohio county in providing for Thomas E. Brown, a lunatic.
On motion of Mr. Lowe—
75. A bill to repeal an act, entitled "An act to regulate the sale and storage of illuminating oils made from coal, petroleum, or other bituminous substances, and for the better protection of life and property," approved March 21, 1870.
On motion of Mr. Allen Jones—
76. A bill for the benefit of W. S. Shepard, jailer of Pulaski county.
On motion of same—
77. A bill to change the time of holding circuit courts in Pulaski county.
On motion of same—
78. A bill for the benefit of James L. Colyier, deputy sheriff of Pulaski county for Thomas Ballew, sheriff of Pulaski county.
On motion of Mr. Cole—
79. A bill for the benefit of the voters in district No. 4, in Todd county.
On motion of Mr. D. W. Wright—
80. A bill to facilitate the collection of county levies and taxes.
On motion of Mr. Humphrey—

81. A bill to increase the boundary of the public school district in the town of Claysville, Webster county.

On motion of Mr. Blackburn—

82. A bill to incorporate a lodge of I. O. O. F. at Midway, in Woodford county.

On motion of same—

83. A bill to charter the Woodford Trotting Park.

On motion of same—

84. A bill to amend an act, entitled “An act to incorporate the Kentucky Association for the Improvement of the Breed of Horses.”

On motion of Mr. Clay—

85. A bill to repeal so much of an act to amend an act to incorporate the Frankfort, Paris, and Big Sandy Railroad Company as makes five per cent. of subscription payable in Bourbon county before completion of said road.

On motion of same—

86. A bill to allow the judge of the Bourbon county court a clerk.

On motion of Mr. Watson—

87. A bill for the benefit of C. C. Coulter, of Graves county.

On motion of same—

88. A bill to provide for the purchase or erection of a school-house for district No. 43, in Graves county.

On motion of Mr. Ellis—

89. A bill to prohibit the sale or giving of intoxicating liquors on election days to the voters of Greenup county.

On motion of Mr. Humphrey—

90. A bill to amend the charter of the Claysville Male and Female Academy.

Ordered, That the Committee on Corporate Institutions prepare and bring in the 1st, 16th, 45th, 46th, 47th, 48th, 49th, 51st, 52d, 56th, 63d, 64th, 81st, 52d, 83d, 84th, and 90th; the Committee on County Courts the 2d, 5th, 12th 13th, 54th, 55th, 58th, 69th, 70th, 71st, 79th, 86th, and 88th; the Committee on General Statutes the 3d, 24th, 25th, 27th, 28th, 41st, 53d, and 62d; the Committee on Railroads the 4th and 85th; the Committee on Education the 6th, 59th, 68th, and 72d; the Committee on Circuit Courts the 7th, 73d, and 77th; the Committee on Claims the 8th, 9th, 10th, 11th, 17th, 66th, 67th, 76th, and 78th; the Committee on Internal Improvement the 14th, 30th, and 39th; the Committee on Ways and Means the 15th, 29th, 31st, 32d, 34th, 35th,
and 80th; the Committee on Military Affairs the 18th; the Committee on the Judiciary the 19th, 20th, 21st, 22d, 23d, 26th, 33d, 36th, 50th, and 65th; the Committee on Moral and Religious Institutions the 27th, 44th, 57th, and 89th; the Committee on Codes of Practice the 38th; the Committee on Privileges and Elections the 40th; the Committee on Court of Appeals the 42d; the Committee on Propositions and Grievances the 43d and 87th; the Committee on Insurance the 60th; the Committee on Printing the 61st; the Committee on Charitable Institutions the 74th; and the Committee on Agriculture and Manufactures the 75th.

Mr. H. O. Baker moved the following resolution, viz:

Resolved, That the following is hereby adopted as a rule of this House, viz: No member shall speak exceeding ten minutes at one time on any question, unless by the unanimous consent of the House.

Mr. Powers moved an amendment thereto.

Which was rejected.

The resolution offered by Mr. H. O. Baker was then adopted.

Mr. H. C. Baker moved the following resolution, viz:

Resolved, That rule 17 of the standing rules of this House be amended by striking out the words "for special reasons," in the fourth line of said rule, and inserting after the word "House," in the third line, these words, "by unanimous consent or the Speaker."

Mr. Blakey moved an amendment as a substitute therefor.

Which was rejected.

Mr. Fible then moved the following amendment as a substitute for the resolution, viz:

Resolved, That the following be adopted as a rule of this House: When any member shall rise in his place and ask to be excused from voting on a pending proposition, it shall be held that the member is, on his honor, pledged that he is either personally interested in the determination of such question, or good and sufficient reasons exist for his refusal to vote; and that the desire to be excused does not result from a disposition to protract the matter in hand; and thereupon, without debate or vote, the Speaker shall announce that the member is excused.

Mr. Scales moved to refer the said resolution and proposed amendment to a select committee, to be appointed by the Speaker.

And the question being taken on said motion, it was decided in the negative.

The amendment as a substitute, proposed by Mr. Fible, was adopted.

The resolution, as amended, was then adopted.

49-H R.
Mr. Corbett moved the following resolution, viz:

Resolved, That the Committee on Retrenchment and Reform is hereby instructed to report a bill reducing the salaries of all officers of this Commonwealth twenty-five per cent., except Commonwealth's Attorney.

Mr. Graves moved the following as a substitute for Mr. Corbett's resolution, viz:

Resolved, That the Committee on Ways and Means be directed, and are hereby instructed, to bring in a bill reducing the tax ten cents on each one hundred dollars' worth of taxable property assessed for taxation in this Commonwealth, and to reduce the salary of every officer or person in this Commonwealth twenty per cent., who draws all or any part of his compensation from the Public Treasury, to take effect from and after the expiration of the term of office for which he was elected or appointed, except of the office of Governor and Judges of the Court of Appeals.

Mr. Ward moved to commit the resolution and substitute to the Committee on Ways and Means.

And the question being taken on the motion of Mr. Ward, it was decided in the affirmative.

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—

Mr. Morrow moved the following resolution, viz:

Resolved, That on and after January 24th, 1874, this House will meet at half-past nine o'clock, A. M., and adjourn at half-past one o'clock, P. M., and meet again at three o'clock, P. M., and adjourn at half-past five o'clock, P. M., and so on each day during the remainder of this session.

Mr. Thomas moved the following amendment as a substitute therefor, viz:

Resolved, That on and after the 26th day of January, 1874, this House will hold night sessions, commencing at 7½ o'clock, P. M., and at said sessions the counties shall be called, and each member, when his county is called, may have three local bills reported from some standing committee.

The amendments to the substitute were offered by Messrs. Stone, Finn, and Baker, which were severally rejected.

The substitute offered by Mr. Thomas was then adopted.

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

Those who voted in the affirmative, were—


Those who voted in the affirmative, were—

Mr. Speer moved the following preamble and resolution, viz:

WHEREAS, The Auditor, for the year ending October 10th, 1873, drew warrants on the Treasurer, in favor of pro tem. circuit judges, amounting in the aggregate to $5,120.97; therefore, be it

Resolved, That the Committee on the Judiciary of this House be, and they are hereby, requested to ascertain and report to this House under what law or laws said payments were made, and what further legislation, if any, is necessary to stop this drain upon the Treasury.

Which was adopted.

Mr. Speer moved the following resolution, viz:

WHEREAS, The Auditor's report for the year 1873 shows that the compensation of the Auditor's Agent, for the fiscal year ending October 10th, 1873, was $12,011.40, for which sum warrants were drawn by the Auditor on the Treasurer in favor of said agent; and whereas, the interests of the tax-payers of this Commonwealth demand such legislation as will insure the collection of the revenues of the State upon the most reasonable terms possible; therefore, be it

Resolved, That the Auditor be, and he is hereby, respectfully requested to furnish this House with the amount of revenue the Auditor's Agent caused to be paid into the Treasury of this State for the fiscal year ending October 10th, 1873, and the date of such payment, and the source or sources from which, and the year or years for which said revenues were due.

Which was adopted.

Mr. R. A. Jones moved the following resolution, viz:

Resolved, That the members of the Committee on Enrollments be, and they are hereby, directed to elect a suitable person to act as clerk of said committee for the remainder of the present session, the pay of said clerk to be five dollars per diem.

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

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

Mr. Speer, Edward
D. H. Baker
H. C. Baker
W. N. B.
Pat. Campbell
C. M. Clay
Newton
John Fibiger
W. H. F.
E. A. Griffin
Nelson
J. C. Hailey

Mr. Speer, Edward
D. H. Baker
H. C. Baker
W. N. B.
Pat. Campbell
C. M. Clay
Newton
John Fibiger
W. H. F.
E. A. Griffin
Nelson
J. C. Hailey

Wm. A. Allen, Addison Gibson, James W. Hannah, Wm. Neal.
W. N. Beck, John Watts Kearny, W. M. Stevens.
Those who voted in the affirmative, were—

Mr. Speaker (McCreary) Joseph Hermes, Joshua D. Powers,
Edward Badger, W. Godfrey Hunter, John A. Prall,
D. H. Baker, R. A. Jones, John Preston,
H. C. Baker, John Watts Kearny, Thomas H. Reed,
W. N. Beckham, F. M. Lowe, C. C. Scales,
Pat. Campion, W. H. May, W. M. Stevens,
C. M. Clay, jr., James W. Meador, H. L. Stone,
Newton Craig, N. D. Miles, C. W. Threlkeld,
John Fible, Pearson Miller, John Wolf,
W. H. Frederick, Thomas M. Miller, D. W. Wright,
E. A. Graves, Thos. J. Morehead, J. M. Wright,
C. C. Harvey,

Those who voted in the negative, were—

Wm. A. Allen, Richard P. Finn, Wm. Neal,
W. W. Ayers, Geo. L. Forman, Mat. Nunan,
B. G. Bidwell, J. T. Freeman, O. S. Parker,
J. C. S. Blackburn, Ulysses Garred, Robertson Payton,
Church H. Blakey, Addison Gibson, Sam'l M. Sanders,
R. W. Brandon, James W. Hannah, W. W. Sawyers,
W. W. Browning, Wm. L. Hazelip, Wm. Sellers,
Stephen R. Campbell, John S. Herd, Ben. Stout,
Isaac N. Cardwell, Samuel C. Humphrey, G. M. Thomas,
Washington Chandler, Allen Jones, B. R. Walker,
H. S. Chilton, A. S. Lewis, J. Q. Ward,
S. E. G. Cole, Samuel Martin, James D. Watson,
Henderson Conlee, Thomas J. Mayo, C. H. Webb,
Thomas H. Corbett, James M. McArthur, John S. Williams,
Isham Cottingham, J. B. McFerran, J. A. Wilson,
Samuel Ellis,

Mr. Graves moved the following resolution, viz:

Resolved. That the Auditor of Public Accounts be requested to furnish this House with a statement of the number of corporations in this Commonwealth who are by law required to pay the revenue assessed against them; and the amount of such tax or revenue so paid into the Treasury by such corporation; and whether any of such corporations have failed to pay the assessment made against them; and the amount due from such corporation, if any, so failing to pay.

2. Whether there be any corporations in this Commonwealth claiming to be exempt from taxation; and if so, give the name of such corporations, and where located, and the amount of taxes due from them, if the principle of equality of taxation existed alike towards all.

3. If there be any difference in the rate of taxation among the corporations of this State, state that difference, giving the name of such corporation or institution so favored by the laws of this Commonwealth.
4. Whether, in his opinion, any additional legislation is required to make the law more effective in this regard.

Which was adopted.

Mr. Blakey moved the following resolution, viz:

Resolved, That upon the call of the counties for the report of local bills, any local bill that shall be discussed five minutes shall be re-committed.

Mr. Prall moved to amend said resolution by striking out all of same after the words "local bills," and inserting the following: "No member shall speak more than five minutes without the unanimous consent of the House."

Mr. Stone moved that said resolution and proposed amendment be laid on the table.

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

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

WHEREAS, The acts of the General Assembly of this Commonwealth for the years 1803, 1804, 1805, 1810, 1819, are not now in the State Library, and it is important that they should be in the Library; therefore,

1. Resolved by the General Assembly of the Commonwealth of Kentucky, That the Public Librarian be directed to procure, by purchase or otherwise, the missing volumes of the public acts referred to in the preamble, or any part of them, and place the same in the Public Library.

2. The Auditor of Public Accounts shall draw his warrant on the Treasurer for the payment for the same when he shall be satisfied that they have been placed in the Public Library, provided they shall not cost more than five dollars per volume.

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

Resolved by the General Assembly of the Commonwealth of Kentucky, That the present session be extended and continued beyond the constitutional limit of sixty days; and that when the General Assembly adjourns on the 23d day of February, 1874, it adjourn sine die.

Mr. Clay moved to suspend the rules and order of business, and take up said resolution, and to make the consideration thereof the special order of the day for Tuesday next, at 11 o'clock, A. M.

And the question being taken on the motion of Mr. Clay, it was decided in the affirmative.

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

Those who voted in the affirmative, were—

Edward Badger,  Thos. W. Henton,  Joshua D. Powers,  
H. C. Baker,  Bart. W. Jenkins,  John Preston,  
W. N. Beckham,  R. A. Jones,  Thomas H. Reed,  
J. C. S. Blackburn,  John Watts Kearny,  Samuel M. Sanders,  
R. W. Brandon,  M. W. LaRue,  C. C. Scales,  
W. W. Browning,  F. M. Lowe,  W. M. Stevens,  
Stephen R. Campbell,  W. T. Marshall,  H. L. Stone,  
Pat. Campion,  Samuel Martin,  Ben. Stout,  
Isaac N. Cardwell,  W. H. May,  C. W. Threlkeld,  
H. S. Chilton,  Thomas J. Mayo,  Geo. B. Turner,  
C. M. Clay, jr.,  James M. McArthur,  B. R. Walker,  
Henderson Conlee,  J. B. McFerran,  J. Q. Ward,  
Isham Cottingham,  James W. Meador,  James D. Watson,  
Newton Craig,  N. D. Miles,  C. H. Webb,  
B. F. Duvall,  Pearson Miller,  John S. Williams,  
Geo. L. Forman,  Thomas M. Miller,  J. A. Wilson,  
Ulysses Garred,  Thos. B. Montgomery,  John Wolf,  
Addison Gibson,  Thos. J. Morchead,  D. W. Wright,  
E. A. Graves,  W. A. Morris,  J. M. Wright—64.

Those who voted in the negative, were—

Wm. A. Allen,  John Fibble,  A. S. Lewis,  
D. H. Baker,  Richard P. Finn,  Thos. J. Morrow,  
B. G. Bidwell,  W. H. Frederick,  Mat. Nunan,  
Church H. Blakey,  J. T. Freeman,  O. S. Parker,  
Washington Chandler,  G. C. Harvey,  John A. Prall,  
S. E. G. Cole,  Wm. L. Hazelp,  W. W. Sawyers,  
Thomas H. Corbett,  John S. Herd,  Wm. Sellers,  
B. C. Craddock,  Samuel C. Humphrey,  G. M. Thomas,  
Richard D. Davis,  W. Godfrey Hunter,  R. W. Wilson,  
Samuel Ellis,  Allen Jones,  Geo. C. Young—39.

Mr. Jenkins, from the select committee, to whom was recommitted a bill, entitled

A bill to amend an act, entitled "An act for the protection of the livery-stable keepers of this Commonwealth," approved January 31, 1871,

Reported the same with an amendment as a substitute therefor.

Mr. Freeman moved an amendment to the amendment proposed by the select committee.

Which was adopted.

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

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,
Resolved, That said bill do pass, and that the title thereof be so amended as to read,
An act for the protection of livery-stable keepers, farmers, and other persons in this Commonwealth.

The House took up from the orders of the day a joint resolution heretofore offered by Mr. Preston, which was again read as follows, viz:

WHEREAS, Previous to December 1st, 1873, the Superintendent of Public Instruction was provided with a porter in conjunction with the State Librarian, their offices at the time of passing the bill being opposite, and the failure of the Commissioners in revising the statutes to provide a porter for the Superintendent of Public Instruction was a matter of oversight; and whereas, now the Superintendent having his office in a building detached from the other public offices, and being without a porter to perform the necessary services incident to the proper care and comfort of his office, and to bear messages from one department to the other; therefore, be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts, upon the last day of each month, be authorized to draw his warrant upon the Treasury in favor of a porter, to be selected by said Superintendent, for the sum of fifteen dollars.

Mr. Craig moved to amend said resolution by adding thereto these words: "And that a porter be also allowed to the Auditor and Treasurer."

Mr. Corbett then moved to lay said resolution and proposed amendment on the table.

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

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

Those who voted in the affirmative, were—

Wm. A. Allen, Samuel Ellis, Wm. Neal,
W. W. Ayers, Richard P. Finn, Mat Nunn,
B. G. Bidwell, Ulysses Garred, Samuel M. Sanders,
R. W. Brandon, Nelson Hamilton, W. W. Sawyers,
W. W. Browning, C. C. Harvey, Wm. Sellers,
Stephen R. Campbell, Wm. L. Hazelip, W. M. Stevens,
Isaac N. Cardwell, Samuel C. Humphrey, Ben. Stout,
Washington Chandler, Allen Jones, G. M. Thomas,
H. S. Chilton, W. T. Marshall, B. R. Walker,
S. E. G. Cole, Samuel Martin, James D. Watson,
Henderson Conlee, Pearson Miller, J. A. Wilson,
Thos. H. Corbett, Thomas M. Miller, R. W. Wilson,
Isham Cottingham, Thos. J. Morehead, Geo. C. Young—40.
Those who voted in the negative, were—

Mr. Speaker (M'Cready), Jas. W. Hannah, W. Godfrey Hunter, John Preston,
H. C. Baker, R. A. Jones, Thos. H. Reed,
W. N. Beckham, John Watts Kearny, C. C. Scales,
J. C. S. Blackburn, M. W. LaRue, H. L. Stone,
G. M. Clay, jr., A. S. Lewis, C. W. Threlkeld,
B. C. Graddock, F. M. Lowe, J. Q. Ward,
Newton Craig, Thomas J. Mayo, C. H. Webb,
J. F. Duvall, John S. Williams,
John Fible, James W. Meador, John Wolf,
W. N. Beckham, N. D. Miles, D. W. Wright,
B. W. Jenkins, J. C. Blackburn, J. M. Wright—35.
J. C. Blackburn, R. A. Jones,
W. W. Browning, W. W. Browning,
John Watts Kearny, W. W. Browning,
J. C. Blackburn, John Watts Kearny,
W. W. Browning, John Watts Kearny,
W. N. Beckham, John Watts Kearny,
Newton Craig, John Watts Kearny,
B. F. Duvall, John Watts Kearny,
John Fible, John Watts Kearny,
Addison Gibson, John Watts Kearny,
E. A. Graves, John Watts Kearny,
Robertson Payton,

The House then took up from the orders of the day an unfinished
order of yesterday, viz:

A bill to establish a Bureau of Immigration in this Commonwealth.

Mr. LaRue withdrew his motion to excuse Mr. Jones from voting
on the question of ordering the bill to be engrossed and read a third
time; and, by consent of the House, all further proceedings were
suspended on the motion to excuse Mr. Jones from voting on said
question.

The name of Mr. Jones being again called, he voted on said ques-
tion; and the result of the vote on ordering said bill to be engrossed
and read a third time was announced as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (M'Cready), C. C. Harvey, James W. Meador,
Edward Badger, Wm. L. Hazelip, N. D. Miles,
D. H. Baker, Thos. W. Henton, O. S. Parker,
W. N. Beckham, Bart. W. Jenkins, John A. Prall,
J. C. S. Blackburn, R. A. Jones, C. C. Scales,
W. W. Browning, John Watts Kearny, H. L. Stone,
Pat. Campion, M. W. LaRue, C. W. Threlkeld,
B. F. Duvall, F. M. Lowe, John S. Williams,
John Fible, Samuel Martin, D. W. Wright,

Those who voted in the negative, were—

Wm. A. Allen, Geo. L. Forman, Wm. Neal,
W. W. Ayers, J. T. Freeman, Mat. Nunan,
H. C. Baker, Ulysses Garred, Robertson Payton,
B. G. Bidwell, E. A. Graves, Joshua D. Powers,
Church H. Blakey, R. P. Graves, John Preston,
E. W. Brandon, Nelson Hamilton, Thomas H. Reed.
And so said bill was rejected.

Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That there is hereby established in the city of Louisville a Bureau of Immigration for the State of Kentucky.

§ 2. That the Governor shall nominate, and, by and with the advice of the Senate, appoint a suitable person to take charge of and administer the affairs of said Bureau, who shall be styled the "Commissioner of Immigration," and shall hold his office for two years, and until his successor is duly appointed and qualified. The first appointment of the Commissioner shall be made within thirty days after the passage of this act.

§ 3. That the said Commissioner, before he enters upon the discharge of the duties of his office, shall take an oath or make affirmation, before any officer of the State having authority to administer oaths, to the effect that he will faithfully and impartially, to the best of his ability, perform all the duties required of him by this act. He shall also covenant with and to the Commonwealth of Kentucky, with two or more sufficient sureties, to be approved by the Governor, who is "ex officio" authorized to take said covenant on behalf of the State, to the effect that he will honestly and faithfully apply and account for whatever moneys which shall come into his possession or under his control as Commissioner of Immigration for the State of Kentucky, as required by this act; and that he will, in all respects, to the best of his ability, discharge all the duties of his office. The said Commissioner shall reside and keep his office in the city of Louisville, and shall strictly devote the whole of his time and energies to the duties of his office, and in the promotion of the objects of this act. No person shall be eligible as Commissioner or Agent who holds or discharges any office or agency under the State of Kentucky, or any city, county, or corporation, or any department thereof, except military officers of Kentucky. He shall collect as fully as practicable statistics of the agricultural, mineral, manufacturing, and other resources of the State, and he shall also prepare maps, pamphlets, circulars, and publications adapted to general circulation in Europe or elsewhere, in as many languages as he may deem advisable, containing such information concerning the geography of the State, its climate and resources, as he may deem necessary or proper to be known and understood. He shall report to the Governor of this Commonwealth, on the first days of July and January of each year, a full account of his administration of the affairs of said

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Bureau, the expenses required, and monies received.

§ 4. The Commissioner shall keep a record of all moneys received or expenditures incurred in the discharge of his office, and shall at any time, on demand, render an account thereof. He shall also keep a list of all persons from the United States, or any other country, who enter the State through any of its ports, and shall keep such records as may be required by law.

§ 5. In case of the death or removal of the Commissioner, or his refusal to act, the Governor, by and with the advice of the Senate, shall appoint another person to fill the vacancy for the unexpired term.

§ 6. This act shall take effect and be in force from and after its passage.

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Bureau, including the itemized accounts of the traveling and all other expenses of the agents hereafter provided for; and the Governor is required to lay said reports before the General Assembly at the commencement, as near as may be, of each session thereof. The Commissioner shall have authority, and it shall be his duty, to make rules and regulations for the government of the agents connected with or in the service of said Bureau, and give all necessary instructions to said agents, whether employed at home or abroad: Provided, Said rules, regulations, and instructions shall be first submitted to and approved by the Governor. He shall by circulars, sent by mail or otherwise to the clerks of the county courts of the respective counties of this State, give all needful information of the mode and manner by which the citizens of this State may avail themselves of the benefits arising from immigration secured through the agency of this Bureau. He shall have power and authority to designate one or more depots in this State at which immigrants may be received, and to make all necessary arrangements to enable them to obtain cheap subsistence until employment is procured. Such Commissioner shall distribute such immigrants as may arrive, so far as he is able to do so, equally and equitably among the various sections of the State; and he is authorized, if he may deem it advisable, to co-operate with and furnish publications to any society, organization, or association for the purposes of the accomplishment of this act.

§ 4. The said Commissioner shall keep an intelligent memorandum, in a well-bound book, of all applications for immigrants, the number desired, proposed wages and terms of employment; also, of all proposals for the sale or lease of property to immigrants, with a brief description of its location, value, kind of soil, terms of sale, and of such other matters pertaining thereto as may be of value to the immigrant; but no application shall be received except it be made by a citizen of this State, and accompanied by a certificate under the official seal of the county court clerk of his or her residence, that he or she is a person of honesty and good character, and pecuniarily responsible for his or her contracts; and he shall, when he deems necessary, forward said application to the foreign agents, with instructions to supply such demands as soon as practicable.

§ 5. Immigrants coming to this State shall be exempt from taxation, either State, county, or municipal, for the period of three years after their arrival. This exemption shall be limited to a maximum taxation upon one hundred acres of land, and the implements and stock to cultivate the same; and to those who are not engaged in agriculture, their personal and real property to the maximum value of $5,000 shall be likewise exempt for the same period. Said immigrants shall also be exempt from military or military service for three years. The Commissioner shall keep a record of the time of arrival and the names of all immigrants, their avowed destination, and such other facts as will enable the immigrant to avail himself of the benefits of this section; and such record, or a certified copy thereof, shall be competent evidence in the courts of this Commonwealth.

§ 6. That the Commissioner shall not, nor shall any agent or officer connected with or in the service of said Bureau, have power to pledge the credit of this State to any person or persons or corporation, in any manner whatsoever, for any sum of money beyond what shall be by the General Assembly appropriated to the use of said Bureau; nor shall it be lawful for said Commissioner to expend more money in conducting the affairs of this Bureau than is specifically appropriated by this act.
§ 7. That the said Commissioner shall be entitled to receive for his services an annual salary of $3,000, payable quarterly out of the Treasury.

§ 8. The printing necessary for said Bureau shall be done where the Commissioner can have the same done at the cheapest rate; but the expense thereof shall come out of the sum specified in section 17 of this act.

§ 9. That the Commissioner is authorized to appoint, with the consent of the Governor, an agent, who shall reside in some seacoast city, as the Commissioner and the Governor may designate, and whose duty it shall be to receive from shipboard immigrants destined for this State, and forward them to such points as may be designated, prevent their diversion to other States, and to obtain the most favorable terms for them from railway companies for their conveyance, both as to cheapness of fare and speedy transit; and he shall see that such stipulations are at all times carried out in good faith, and perform such other duties connected with the objects of this act as said Commissioner may prescribe. Said Commissioner is further authorized to appoint, with the consent of the Governor, such local agents, at such points in this State as necessity may require, and fix the annual salaries of the same, such salaries not to exceed $1,500 each.

§ 10. That the said commissioner is in like manner authorized to appoint as many as two other agents, whose duty it shall be to visit Europe to furnish all necessary information to persons desiring to emigrate to this State, and to perform all that may be required of them by said Commissioner that may be lawfully done to induce honest and industrious immigrants to come to this State.

§ 11. All agents appointed under this act shall be required respectively to take an oath or make affirmation, and enter in a covenant with the Commonwealth of Kentucky, with two or more sureties to be approved by the Governor, to the same effect as is required by this act of the said Commissioner.

§ 12. That the said agents shall be commissioned by the Governor, under the great seal of this Commonwealth, and may be removed at any time by the said Commissioner, by and with the consent of the Governor, and others appointed in their place; and any vacancy, whether caused by death, resignation, or removal, shall be filled by the appointment of the Commissioner, with the consent of the Governor.

§ 13. The agents who may be sent abroad shall be able to speak with fluency and write with accuracy the English language and the language of the people to whom they may be sent.

§ 14. The agent assigned to the seacoast city, as provided by this act, shall receive an annual salary of $2,500, to be paid quarterly out of the Treasury.

§ 15. The agents sent abroad shall each receive an annual salary of $2,000, payable in gold quarterly, out of the Treasury, and shall also receive $1,000 per annum each for traveling expenses, payable in like manner.

§ 16. The Governor shall appoint the Commissioner or fill any vacancy if the office of Commissioner during the recess of the Senate, which appointment shall expire at the end of the next session of the Senate.

§ 17. That the sum of $10,000, in addition to the sums aforesaid, be, and the same is hereby, appropriated, out of any money not otherwise appropriated, to the use of said Bureau, to be drawn by said Commissioner, with the written indorsement of the Governor and Secretary of State, from
time to time, as may be needed to carry out the objects and purposes of this act, upon warrants issued by the Auditor of Public Accounts.

§ 18. This act shall take effect from and after its passage.

Mr. Clay moved to reconsider the vote by which the House refused to order said bill to be engrossed and read a third time.

Mr. Bidwell moved to lay the motion of Mr. Clay on the table.

And the question being taken on the motion of Mr. Bidwell, it was decided in the affirmative.

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

Those who voted in the affirmative, were—

Wm. A. Allen, John Fible, Thos. J. Morehead, W. A. Morris,
W. W. Ayers, Richard P. Finn, Wm. Neal,
H. C. Baker, Geo. L. Forman, Robertson Payton,
B. G. Bidwell, Ulysses Garred, Samuel M. Sanders,
Church B. Blakey, R. P. Gresham, W. W. Sawyers,
R. W. Brandon, Nelson Hamilton, Ben. Stout,
Isaac N. Cardwell, John S. Herd,
Washington Chandler, Samuel C. Humphrey, G. M. Thomas,

Those who voted in the negative, were—

Mr. Speaker (McCreary) C. C. Harvey, O. S. Parker,
Edward Badger, Wm. L. Hazelip, Joshua D. Powers,
D. H. Baker, Thomas W. Henton, John A. Pratt,
W. N. Beckham, W. Godfrey Hunter, John Preston,
J. C. S. Blackburn, Bart. W. Jenkins, Thomas H. Reed,
W. W. Browning, R. A. Jones, C. C. Scales,
Stephen R. Campbell, M. W. LaRue, Wm. Sellers,
Pat. Campion, F. M. Lowe, W. M. Stevens,
Henderson Conlee, Samuel Martin, H. L. Stone,
Newton Craig, James M. McArthur, C. W. Threlkeld,
B. F. Duvall, James W. Meador, B. R. Walker,
W. H. Frederick, N. D. Miles, John S. Williams,
Addison Gibson, Pearson Miller, D. W. Wright,

And then the House adjourned.
MONDAY, JANUARY 26, 1874.

The following petitions and remonstrances were presented, viz:
By Mr. J. A. Wilson—
1. The petition of certain citizens of Boone county, praying the passage of a prohibitory liquor law in this Commonwealth.

By Mr. Young—
2. The petition of common school district No. 37, in Barren county, praying the passage of an act to allow the commissioner of common schools in said county to pay to L. K. Steffey the fund due said school district for the year ending 30th June, 1874.

By same—
3. The petition of sundry citizens of Barren county, praying the passage of an act to prohibit the netting or trapping of partridges in said county for a term of not less than five years.

By Mr. Cottingham—
4. The remonstrance of certain citizens of Henderson county, against the passage of an act to charter a railroad between certain points therein named; and also of certain citizens of the city of Henderson, against the passage of such an act.

By Mr. Harvey—
5. The remonstrance of citizens of Cross Plains, in Metcalfe county, against the passage of an act to prohibit the sale of liquors in said place.

Which were received, the reading dispensed with, and referred—the 1st and 5th to the Committee on Moral and Religious Institutions; the 2d to the Committee on Education; the 3d to the Committee on Propositions and Grievances; and the 4th to the Committee on Railroads.

A message was received from the Senate, announcing that they had received official information from the Governor that he had approved and signed an enrolled bill, which originated in the Senate, of the following title, viz:

An act incorporating the Bank of J. & J. A. Witherspoon, of Lawrenceburg;
And that they had passed bills of the following titles, viz:
1. An act to amend and continue in force an act, entitled "An act
for the benefit of keepers of licensed stud-horses, jacks, and bulls;” which became a law April 15, 1873.

2. An act to incorporate the town of Hamilton, in the county of Ohio.

3. An act to amend the charter of the town of Ashland.

4. An act authorizing the Owen county court to levy a tax and issue bonds for bridge purposes.

5. An act to provide for the reimbursement and compensation of George R. McKee, for expenses incurred and services performed in the prosecution of the claim of Kentucky against the Government of the United States, known as the “War Claim.”

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

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

Ordered, That they be referred—the 1st to the Committee on the General Statutes; the 2d and 3d to the Committee on Corporate Institutions; the 4th to the Committee on County Courts; and the 5th to the Committee on Federal Relations

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

On motion of Mr. Miles—
1. A bill to amend the charter of the town of Nicholasville.

On motion of Mr. Prall—
2. A bill to change the voting places in certain precincts of Fayette county.

On motion of Mr. Blackburn—
3. A bill for the benefit of the Commercial Bank of Kentucky.

Ordered, That the Committee on Corporate Institutions prepare and bring in the 1st; the Committee on County Courts the 2d; and the Committee on Banks the 3d.

Mr. Thos M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of Christian county;
An act to change the time of holding the Butler quarterly court;
An act to repeal article 2, chapter 102, of General Statutes, so far as the same applies to Wayne, Pulaski, and other counties are concerned;

And also enrolled bills, which originated in this House, of the following titles, viz:
An act for the benefit of James W. Hogg and Lewis S. Lee, late sheriffs of Letcher and Ballard counties;

An act to regulate the sale of spirituous, vinous, or malt liquors in this Commonwealth;

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

Mr. Finn moved to reconsider the vote by which the House, on Saturday last, laid on the table a resolution offered by Mr. Preston, entitled Resolution to furnish the office of Superintendent of Public Instruction with a porter.

The House took up an unfinished report from the Committee on the General Statutes, viz:

A bill to repeal a part of section 5, article 13, chapter 12, of the General Statutes.

Mr. Powers moved to recommit the bill to the Committee on Moral and Religious Institutions.

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

The question was then put, "Shall the bill be engrossed and read a third time?" and it was decided in the negative.

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

Those who voted in the affirmative, were—

Mr. Speaker (Mr. Creary), Ulysses Garrel, C. C. Harvey, J. B. McFerran,
D. H. Baker, W. L. Hazelip, James W. Meador,
H. C. Baker, Thos. W. Beaton, Pearson Miller,
W. N. Beckham, Samuel C. Humphrey, Mat. Nunan,
B. G. Bidwell, W. Godfrey Hunter, Robertson Payton,
J. C. S. Blackburn, Bart. W. Jenkins, John A. Prall,
W. W. Browning, R. A. Jones, John Preston,
Pat. Campion, John Watts Kearny, Geo. W. Riddle,
Isaac N. Cardwell, M. W. LaRue, B. R. Walker,
C. M. Clay, jr., F. M. Lowe, C. H. Webb,
S. E. G. Cole, John Watts Kearny, John S. Williams,
John Fible, Samuel Martin,
Richard P. Finn, James M. McArthur.

Those who voted in the negative, were—

Wm. A. Allen, E. A. Graves, Thomas H. Reed,
W. W. Ayers, Nelson Hamilton, Samuel M. Sanders,
Church H. Blakey, James W. Hannah, W. W. Sawyers,
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R. W. Brandon, John S. Herd, William Sellers,
Stephen H. Campbell, A. S. Lewis, W. M. Stevens,
Washington Chandler, W. H. May, H. L. Stone,
Henderson Conlee, Thos. J. Mayo, Ben. Stout,
Thomas H. Corbett, N. D. Miles, G. M. Thomas,
Isham Gottingham, Thomas M. Miller, C. W. Threlkeld,
B. C. Craddock, Thomas B. Montgomery, James D. Watson,
Newton Craig, Thomas J. Morehead, J. A. Wilson,
Richard D. Davis, Thomas J. Morrow, R. W. Wilson,
Samuel Ellis, Wm. Neal, John Wolf,
W. H. Frederick, O. S. Parker, D. W. Wright,
J. T. Freeman, Joshua D. Powers, Geo. C. Young—46.

And so said bill was rejected.

Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That so much of section 5, article 13, chapter 92, of the General Statutes of Kentucky, as prohibits the keeping or selling of spirituous liquors in a room adjoining a room where a billiard-table is kept, with doo' opening into the same, be, and the same is hereby, repealed.

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

A message was received from the Governor by Mr. Botts, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in this House, of the following titles, viz:

An act repealing an act, entitled “An act to prohibit the sale of spirituous, vinous, or malt liquors in Crittenden county,” approved March 29, 1873.

An act to repeal an act, entitled “An act declaring certain portions of Roundstone creek, in Rockcastle county, a navigable stream,” approved April 24, 1873.

An act to repeal an act, entitled “An act to prohibit the sale of spirituous, vinous, or malt liquors in Glasgow Junction precinct, in Barren county.”

An act to repeal an act, entitled “An act to prohibit the sale of spirituous, vinous, or malt liquors in Cave City precinct, in the county of Barren.”

An act to extend to the farmers in Fayette county the lien provided in an act, entitled “An act for the protection of livery-stable keepers in this Commonwealth,” approved January 31st, 1871.

An act to amend the charter of the Lexington Building and Accumulating Fund Association.
Mr. J. M. Wright, from the Committee on the General Statutes, who were directed to prepare and bring in the same, reported bills of the following titles, viz:

A bill to amend chapter 28, article 5, section 5, title "Courts," of General Statutes.
A bill to amend chapter 92, article 10, section 2, title "Revenue and Taxation," of the General Statutes.
A bill to amend section 9 of chapter 22 of the General Statutes.
Which bills were read the first time and ordered to be read a second time.

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

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

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

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

Mr. J. M. Wright, from the same committee, to whom was referred a bill from the Senate, entitled
An act to further regulate the duties of the trustee of the jury fund of Jefferson county,
Reported the same with an amendment thereto.
Which was adopted.
Mr. Stone moved an amendment to said bill.
Which was adopted.

On motion of Mr. Wright, said bill was recommitted to the Committee on the General Statutes.

Mr. J. M. Wright, from the same committee, to whom was referred a bill from the Senate, entitled
An act to amend the law of evidence,
Reported the same without amendment.

Ordered, That said bill be read a third time.

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

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

Mr. J. M. Wright, from the same committee, to whom was referred a bill from the Senate, entitled
An act to provide for the registration of marriages, births, and deaths,
Reported the same without amendment.
Amendments were offered by Messrs. Ward, Hannah, and Cole.
Which were rejected.
Ordered, That said bill be read a third time.
Said bill was read a third time as follows, viz:§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That it shall be the duty of all clergymen or other persons who shall hereafter celebrate or perform the marriage ceremony within this Commonwealth, to keep a registry of all marriages celebrated by them, showing the names, ages, residence, and place of birth of the persons married, whether they were single or widowed, and the time of the marriage.
§ 2. It shall be the duty of all physicians, surgeons, and midwives, to keep a registry of all births and deaths at which they have professionally attended, showing, in cases of birth, the time and place of birth, name of the father, and maiden name of the mother, and their residence, sex, and color of the child, together with its name, if it shall receive one, and whether it was born alive or dead; and showing, in cases of death, the time, place, and cause of death, the name, age, sex, color, and condition (whether single, married, or widowed), name and surname of parents, occupation, residence, and place of birth of the deceased; Provided further, that when two or more physicians, surgeons, or midwives may have attended professionally at any birth or death, that physician, surgeon, or midwife who is oldest in attendance shall make the registry.
§ 3. It shall be the duty of the clergymen, physicians, &c., above named, to deposit in the county clerk's office of the counties in which such births, &c., occur, or before the 10th day of January, in every year, the said registry, or a copy thereof, embracing the period of one year, ending on the 31st day of December last preceding the time of deposit; and the clerk shall deliver copies of the same to the assessor.
§ 4. It shall be the duty of the assessors, while making their lists of taxable property, to ascertain and record in a list separate from the list of taxable property, all the births, marriages, and deaths which shall have occurred within their respective counties in the twelve months ending on the 31st day of December last preceding the time of assessment, with all the items of time, place, &c., herein directed to be inserted in the registries above named; and they shall make strict inquiry of all heads of families, and shall use the registries of clergymen, &c., above named, in order to obtain correctly the information herein required. They shall return said lists of births, &c., with the registries of clergymen, &c., aforesaid, to the clerks of the county courts at the same time they return their lists of taxable property; and the clerks shall copy said lists of births, &c., and transmit the copies to the Auditor of Public Accounts with the lists of taxable property. The clerks shall be paid at the same rates they are paid for copying the lists of taxable property. The assessor shall be allowed two cents for each birth, marriage, or death recorded, as herein directed, to be paid in the same manner as for making the lists of taxable property: Provided, That it shall be lawful for any assessor to record, separately, the time, place, &c., of any birth, marriage, or death which may have occurred prior to the time which the list then being made em-
braces, or which may have occurred within this Commonwealth; for every entry so made, the party causing it to be done shall pay to the assessment five cents.

§ 5. It shall be the duty of the Auditor to make, from all the lists of births, marriages, and deaths so transmitted to him, tabular statements, showing, in condensed form, the information herein required to be preserved, keeping the statistics of each county separate; and to cause the hundred copies of the same to be printed, in pamphlet form, on or before the first day of January in every year; to transmit not more than five nor less than two copies to each county court clerk's office in this Commonwealth, one of which shall be forever carefully kept in such office, and the remainder distributed for the use of the citizens of their respective counties. He shall cause to be printed suitable blanks for the use of assessors, clergymen, physicians, &c., with separate columns for each of the items of information herein required, and send a sufficient number of said blanks to the clerks of each county court for distribution. He shall annex to said blanks such instructions as he may deem necessary to secure the faithful execution of this act.

§ 6. To enable the assessors to obtain full and correct information touching the facts herein required to be ascertained, they shall have full power to swear and interrogate any person in their respective counties for that purpose; and it shall be the duty of all such persons, when required by the assessor, with or without oath, to give him fully and truly all the information he or she may possess touching any of said facts.

§ 7. The several county court clerks shall forever carefully preserve the lists of births, &c., and the registries of clergymen, &c., herein required to be returned to them, for the use of the public.

§ 8. The said lists of births, marriages, and deaths returned to the clerks of the county courts by the assessors, as also the original tabular record herein required to be made and kept by the Auditor, or a duly certified copy of any birth, marriage, or death from either of them, given and certified by the keeper of such records, shall hereafter be admitted and received in all courts in this Commonwealth as prima facie evidence of any such birth, marriage, or death therein recorded or so certified.

§ 9. Any person failing to discharge and perform any of the acts or duties herein imposed and required to be done, shall, for every such failure, be fined in a sum not less than five nor more than twenty dollars, to be recovered by warrant before a justice of the peace or by presentment by the grand jury.

§ 10. This act to take effect from its passage.

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

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

Those who voted in the affirmative, were—

Mr. Speaker (McCreary), R. P. Gresham, W. A. Morris,
D. H. Baker, Nelson Hamilton, Thomas J. Morrow,
H. C. Baker, C. C. Harvey, Wm. Neal,
W. N. Beckham, Wm. L. Hazelip, Mat. Nunam,
B. G. Bidwell, Thos. W. Henton, O. S. Parker,
J. C. S. Blackburn, John S. Herd, Joshua D. Powers,
W. W. Browning, Allen Jones, John Preston,
Stephen R. Campbell, R. A. Jones, Thomas H. Reed,
Isaac N. Cardwell, John Watts Kearney, Geo. W. Riddle,
C. M. Clay, jr., M. W. LaRue, Sam'l M. Sanders,
Henderson Comlee, A. S. Lewis, W. W. Sawyers,
Isham Cottingham, F. M. Lowe, Wm. Sellers,
B. C. Craddock, Samuel Martin, W. M. Stevens,
Newton Craig, W. H. May, H. L. Stone,
Richard D. Davis, Thomas J. Mayo, G. M. Thomas,
B. F. Duvall, J. B. McFerran, C. W. Threlkeld,
Samuel Ellis, Matt. McKinney, B. R. Walker,
John Fible, James W. Meador, James D. Watson,
Richard P. Finn, N. D. Miles, John S. Williams,
W. H. Frederick, Pearson Miller, R. W. Wilson,
J. T. Freeman, Thomas M. Miller, John Wolf,
Addison Gibson, Thos. B. Montgomery, D. W. Wright,

Those who voted in the negative, were—

Wm. A. Allen, Ulysses Garrard, Ben. Stout,
W. W. Aver, James W. Hannah, J. Q. Ward,
Church H. Blakey, Samuel C. Humphrey, C. H. Webb,
Washington Chandler, James M. McArthur, J. A. Wilson,
S. E. G. Cole, Robertson Payton, Geo. C. Young—16.

Thomas H. Corbett,

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

The House took up from the orders of the day the amendment (as a substitute) proposed by the Senate, to a bill which originated in this House, entitled

An act to increase the jurisdiction of justices of the peace in Crittenden, Ohio, Calloway, and Caldwell counties.

Amendments were offered to the amendment proposed by the Senate.

Mr. Blackburn proposed an amendment to the amendments last proposed.

Mr. D. W. Wright moved to lay the amendments proposed in this House to the Senate amendment on the table.

And the question being taken on said motion, it was decided in the negative.

The amendment proposed by Mr. Blackburn was then rejected.

The several amendments first proposed were adopted.

And the Senate amendment, as amended, was then concurred in.

The House also took up the amendment proposed by the Senate, to a bill which originated in this House, entitled

An act to authorize the county court of Lawrence county to fix and establish the width of public roads in said county.
Resolved, That said amendment be concurred in, and that the title of said bill be changed so as to read,
An act to authorize the county courts of Lawrence and Jackson counties to fix and establish the width of public roads in said counties.

The House took up the motion heretofore made to reconsider the vote by which the House recommitted to the Committee on the Judiciary a bill entitled

A bill for the benefit of H. X. Morton and W. F. Berry, of Union county.

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

Mr. Graves then withdrew his motion to reconsider the same to said Committee.

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

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

Those who voted in the affirmative, were—

Wm. A. Allen,  R. P. Gresham,  R. W. Brandon,
B. G. Bidwell,  Wm. L. Hazelip,  W. W. Browning,
R. W. Brandon,  Samuel C. Humphrey,  Stephen R. Campbell,
W. W. Browning,  W. Godfrey Hunter,  Isaac N. Cardwell,
Stephan R. Campbell,  Allen Jones, Washington Chandler,
Isaac N. Cardwell,  John Watts Kearny,  C. M. Clay, jr.,
Washington Chandler,  M. W. LaRue,  S. E. G. Cole,
C. M. Clay, jr.,  A. S. Lewis, Ishall Cuttigham,
S. E. G. Cole,  F. M. Lowe,  B. C. Craddock,
Ishall Cuittingham,  W. H. May,  Newton Craig,
B. C. Craddock,  J. B. McGerran,  Richard D. Davis,
Newton Craig,  Matt. McKinney,  John Fible,
Richard D. Davis,  James W. Meador,  W. H. Frederick,
John Fible,  N. D. Mikes,  J. T. Freeman,
W. H. Frederick,  Pearson Miller,  Ulysses Garred,
J. T. Freeman,  Thomas M. Miller,  Addison Gibson,
Ulysses Garred,  Thos. B. Montgomery,  Addison Gibson,
Addison Gibson,  John Morehead, —50.

Those who voted in the negative, were—

H. C. Baker,  Thomas J. Mayo,  J. C. S. Blackburn,
J. C. S. Blackburn,  W. A. Morris,  Samuel Ellis,
Samuel Ellis,  Joshua D. Powers,  James W. Hannah,
James W. Hannah,  Samuel M. Sanders,  Thos. W. Henton,
Thos. W. Henton,  Wm. Sellers,  Samuel Martin,
Samuel Martin,  H. H. Campbell,  —54.

Resolved, That the title of said bill be as aforesaid.
Said bill reads as follows, viz:

WHEREAS, H. X. Morton, of Caseyville, and W. F. Berry, of Uniontown, are practicing attorneys in the places named above; and whereas, it is the wish of John Wall, the county clerk of Union county, holding his office at Morganfield, the county seat of said county, to have suitable and competent persons to take the acknowledgments of deeds and mortgages of citizens living in and around the first two places named in this act, and for no other purpose; now, therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That any and all disabilities which attaches to the said H. X. Morton and W. F. Berry, by reason of their being attorneys at law, are hereby removed, and that hereafter they may act as deputy clerk of the said John Wall, for the purposes named herein: Provided, however, That this benefit shall abide and remain only so long as the said John Wall shall continue as county clerk of Union county.

§ 2. That this act shall take effect from and after its passage.

The House took up and resumed the consideration of a bill, entitled
A bill to subject bank stock to taxation for county purposes.

Mr. D. W. Wright moved to recommit said bill to the Committee on the General Statutes.

Which was rejected.

Mr. J. M. Wright moved an amendment to said bill.

Which was rejected.

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

Mr. Stone moved to reconsider the vote by which said bill was ordered to be engrossed and read a third time.

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

Mr. Stone then moved to recommit said bill to the Committee on Ways and Means.

And the question being taken on said motion, it was decided in the affirmative.

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

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) Ulysses Garred, Thos. J. Morehead, W. A. Morris, Thos. J. Morrow, Robertson Payton, Joshua D. Powers, John A. Prall, John Preston, Thomas H. Reed, Geo. W. Riddle, Samuel M. Sanders,

Those who voted in the negative, were—

D. H. Baker, Samuel C. Humphrey, W. W. Sawyers, W. M. Stevens,
S. E. G. Cole, Mat. Nunan, Wm. Sellers, H. L. Stone,
John S. Herd, 

The House then took up the resolution heretofore offered by Mr. Hunter, postponing the consideration of local bills until general bills are disposed of.

On motion of Mr. Jenkins, said resolution was referred to the Committee on Rules.

A message was received from the Senate, asking to withdraw from this House the announcement of the disagreement of the Senate to a bill, which originated in and passed this House, entitled

An act for the benefit of E. D. Kennedy, clerk of the Garrard circuit court.

Which was granted.

The House took up a resolution heretofore offered by Mr. Bidwell, entitled

Resolution directing Public Librarian to purchase certain books.

Said resolution was adopted.

The House then took up resolutions from the Senate, entitled

Resolution extending the session of this General Assembly beyond the constitutional limit of sixty days.

Said resolution reads as follows, viz:

WHEREAS, The business now before the present General Assembly demands an extension of the session; therefore, be it 

1. Resolved by the General Assembly of the Commonwealth of Kentucky, That the present session of the General Assembly be extended beyond the sixty days prescribed by the Constitution.
That the present session shall not be extended beyond the 23d day of February, except by a vote of two thirds of all the members elected to each House of the General Assembly.

3. That when the present General Assembly shall adjourn, it shall adjourn sine die.

4. This resolution shall take effect from and after its passage.

Mr. Corbett moved to strike out the second and third resolutions.

Mr. Williams moved a call of the House, and it being ordered, the roll was called, and the following members answered to their names, viz:


On motion of Mr. Clay, further proceedings under the call were dispensed with.

Mr. Thomas then moved the following as a substitute for the original resolutions and proposed amendment, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That when the Senate and House of Representatives adjourn on the 29th day of January, 1874, that they will adjourn sine die.
The question was then taken on the adoption of the substitute proposed by Mr. Thomas, and it was decided in the negative.

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—


The amendment proposed by Mr. Corbett was then rejected.

The question was then taken on the adoption of the resolutions from the Senate, and not having received two thirds of all the votes of members elected to this House, the same was disagreed to.

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

Those who voted in the affirmative, were—

Mr. Speaker (M'Cready)Nelson Hamilton, Robertson Payton, W. H. Neal, H. C. Baker, James W. Hannah, Robertson Payton,
W. N. Beckham, Thos. W. Henton, Joshua D. Powers,
R. W. Brandon, Bart. W. Jenkins, John Preston,
W. W. Browning, R. A. Jones, Thomas H. Reed,
Stephen R. Campbell, John Watts Kearny, Geo. W. Riddle,
Pat. Campion, M. W. LaRue, Samuel M. Sanders,
Isaac N. Cardwell, F. M. Lowe, W. M. Stevens,
C. M. Clay, jr., A. H. Marrett, H. L. Stone,
Henderson Conlee, W. H. May, Ben Stout,
Isham Cottingham, Thomas J. Mayo, C. W. Threlkeld,
Newton Craig, James M. McArthur, B. R. Walker,
B. F. Duvall, J. B. McFerran, J. Q. Ward,
W. H. Frederick, N. D. Miles, C. H. Webb,
J. T. Freeman, Pearson Miller, John S. Williams,
Ulysses Garred, Thomas M. Miller, J. A. Wilson,
Addison Gibson, Thos. B. Montgomery, John Wolf,
E. A. Graves, Thos. J. Morehead, D. W. Wright,

Those who voted in the negative, were—

Wm. A. Allen, Richard D. Davis, Samuel Martin,
W. W. Ayers, Samuel Ellis, Matt. McKinney,
D. H. Baker, John Fible, Mat. Nunan,
B. G. Bidwell, Richard P. Finn, O. S. Parker,
J. C. S. Blackburn, C. C. Harvey, John A. Pratt,
Church H. Blakey, John S. Herd, W. W. Sawyers,
Washington Chandler, Samuel C. Humphrey, Wm. Sellers,
S. E. G. Cole, W. Godfrey Hunter, G. M. Thomas,
Thomas H. Corbett, Allen Jones, R. W. Wilson,
B. C. Craddock, A. S. Lewis, Geo. C. Young—30.

Mr. Blackburn then moved to reconsider the vote by which said resolutions were disagreed to.

Pending consideration of said motion, the House adjourned.
TUESDAY, JANUARY 27, 1874.

The following petitions were presented, viz:

By Mr. Freeman—
1. The petition of certain citizens of Williamsburg, Whitley county, praying the passage of an act to prohibit the sale of ardent spirits within one mile of the corporate limits of said town.

By Mr. Blakey—
2. The petition of certain citizens residing near Greenridge churches and school-house, praying the passage of an act to suppress the retailing of ardent spirits within two miles of said churches and school-house.

By Mr. Browning—
3. The petition of the Disciples of Christ worshiping at Mill Creek, in Mason county, praying for certain amendments to the charter of Kentucky University.

By Mr. Morris—
4. The petition of same worshiping at Mt. Olivet, in Robinson county, praying for same object.

By Mr. Clay—
5. The petition of certain donors to said University, praying for same object.

Which were received, the reading dispensed with, and referred—the 1st and 2d to the Committee on Moral and Religious Institutions, and the 3d, 4th, and 5th to the Committee on the Judiciary.

On motion of Mr. Miles, leave was given to bring in a bill to authorize certain persons to be created a corporation to be styled the Union Mills Turnpike Company, for the purpose of constructing a turnpike road.

Ordered, That the Committee on Corporate Institutions prepare and bring in the same.

Leave of absence, indefinitely, was granted Messrs. Hunter and Forman.

A message was received from the Senate, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:
An act to legalize certain acts of a deputy clerk of the Logan county court.
An act changing the time of holding the Hart county quarterly courts.
An act for the benefit of the judge of the Hart county quarterly court.
An act for the benefit of Gallatin county.
An act to amend section 6 of chapter 30, General Statutes.
An act, entitled "An act to change the time of holding the Lee county and quarterly courts."
That they had adopted a joint resolution, entitled Resolution relating to the business before the General Assembly.
That they had passed bills, which originated in this House, of the following titles, viz:
An act for the benefit of the common schools of Trigg and Ballard counties.
An act to repeal an act declaring Wolf river a navigable stream.
An act empowering the county court of Washington county to make additional subscription to certain turnpike roads.
An act to amend an act approved March the 28th, 1872, entitled "An act authorizing the Boone county court to appoint trustees for the Burlington burying-ground, and prescribing their duties."
An act to regulate the sale of spirituous or intoxicating beverages in Lewis county.
And that they had passed bills of the following titles, viz:
1. An act to provide for the improvement of Rockcastle river and its forks.
2. An act to amend an act, entitled "An act to incorporate the town of Cairo, in Henderson county."
3. An act to increase the jurisdiction of quarterly courts in the counties of Hickman, Fulton, Graves, Calloway, Henderson, Union, Webster, Todd, Logan, Boyd, Barren, Monroe, Metcalfe, Edmonson, Breckinridge, Wayne, Pulaski, Marshall, and Cumberland.
4. An act to amend the charter of the Covington and Taylor Mill Road Turnpike Company.
5. An act for the benefit of the city of Frankfort.
6. An act to authorize M. Duke to erect a mill-dam across Big Barren river at or near Hatlersford, in Allen county.
7. An act to amend an act, entitled "An act to incorporate the town of Horse Cave," approved March 15th, 1869.
8. An act to incorporate the Mammoth Cave Hotel and Railroad Company.
9. An act to punish persons for fraudulently selling, concealing, or disposing of mortgaged personal property.
10. An act to amend the road laws of the counties of Boyd and Carter.

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

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

Ordered, That they be referred—the 1st, 4th, and 6th to the Committee on Internal Improvement; the 2nd, 7th, and 8th to the Committee on Corporate Institutions; the 3rd and 10th to the Committee on County Courts; and the 5th and 9th to the Committee on the Judiciary.

Mr. J. M. Wright, from the Committee on the General Statutes, who were directed to prepare and bring in the same, reported bills of the following titles, viz:

A bill to amend section 437 of the Civil Code of Practice.
A bill to amend title 11 of the Civil Code of Practice.

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

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

On motion of Mr. Wright,

Ordered, That said bills be recommitted to the Committee on Codes of Practice.

Mr. J. M. Wright, from the same committee, to whom was referred a bill from the Senate, entitled

An act to amend section 2, article 6, chapter 15, General Statutes. Reported the same without amendment.

Ordered, That said bill be read a third time.

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

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

Mr. J. M. Wright, from the Committee on the General Statutes, who were directed to prepare and bring in the same, reported bills of the following titles, viz:
A bill to repeal section five of the sixty-fifth chapter of the General Statutes.

A bill for the benefit of the present lessees of the Idee Hotel.

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

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

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

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

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

Mr. J. M. Wright, from the same committee, who originated the same, reported a bill, entitled

A bill providing for the continuation of the Geological, Mineralogical, and Botanical Survey now in progress in Kentucky, and for the prosecution of other surveys.

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

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

Mr. Blakey moved the previous question.

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

The yeas and nays being required thereon by Messrs. Webb and Walker, were as follows, viz:—

Those who voted in the affirmative, were—

Those who voted in the negative, were—

Mr. Speaker (M'Cready) John S. Herd, Roberton Payton,
W. W. Ayers, Samuel C. Humphreys, Joshua D. Powers,
Edward Badger, Allen Jones, John Preston,
W. N. Beckham, A. S. Lewis, Samuel M. Sanders,
B. G. Bidwell, F. M. Lowe, W. W. Sawyers,
R. W. Brandon, A. H. Marrett, C. C. Scales,
Stephen R. Campbell, W. T. Marshall, W. M. Stevens,
Pat. Campion, Samuel Martin, Geo. W. Strickler,
B. G. Bidwell, F. M. Lowe, W. W. Sawyers,
W. N. Beckham, A. S. Lewis, Samuel M. Sanders,
B. G. Bidwell, F. M. Lowe, W. W. Sawyers,
W. N. Beckham, A. S. Lewis, Samuel M. Sanders,
B. G. Bidwell, F. M. Lowe, W. W. Sawyers,
W. N. Beckham, A. S. Lewis, Samuel M. Sanders,
B. G. Bidwell, F. M. Lowe, W. W. Sawyers,
W. N. Beckham, A. S. Lewis, Samuel M. Sanders,
B. G. Bidwell, F. M. Lowe, W. W. Sawyers,
W. N. Beckham, A. S. Lewis, Samuel M. Sanders,
B. G. Bidwell, F. M. Lowe, W. W. Sawyers,
W. N. Beckham, A. S. Lewis, Samuel M. Sanders,
B. G. Bidwell, F. M. Lowe, W. W. Sawyers,
W. N. Beckham, A. S. Lewis, Samuel M. Sanders,
B. G. Bidwell, F. M. Lowe, W. W. Sawyers,
W. N. Beckham, A. S. Lewis, Samuel M. Sanders,
B. G. Bidwell, F. M. Lowe, W. W. Sawyers,
W. N. Beckham, A. S. Lewis, Samuel M. Sanders,
B. G. Bidwell, F. M. Lowe, W. W. Sawyers,
W. N. Beckham, A. S. Lewis, Samuel M. Sanders,
B. G. Bidwell, F. M. Lowe, W. W. Sawyers,
out of the appropriation specified in the first section of this act: Provided, however, That the time of publication and the number of copies printed shall be determined by the Governor, it being required that all important reports shall be stereotyped or electrotyped, and the plates thereof remain the property of the State.

§ 5. The director of the survey shall be allowed to withdraw from the State Library any books on geological subjects which he may find necessary for the prosecution of the surveys. He shall also have the right of access to all railway, river, canal, or other maps within the State, for the purpose of copying the same, as far as may be necessary for the work of the survey.

§ 6. The director of the surveys shall be empowered, from time to time, to publish, in any suitable journal, the scientific or economic results of his surveys, it being provided that all discoveries of economic value shall first be published in the journal most likely to give the people concerned information.

§ 7. That the State Geologist be authorized to organize three topographical corps, by and with the advice and consent of the Governor, one in the western division of the State, one in the southern division, and one in the eastern division, in order to carry forward the Geological Survey with as much dispatch as is consistent with accuracy and minuteness, so as to develop the mineral resources of the State, and, at the same time, construct geographical and geological maps, showing its geological and topographical features, and that the topographical corps shall carry forward the work simultaneously, commencing such surveys in the mineral regions of the State, while the geological reconnaissance is extended over the counties not yet explored by the principal geologist.

§ 8. That so much of an act, entitled "An act to provide for a Geological and Mineralogical Survey of the State," approved March 22, 1873, as is not inconsistent with the provisions of this act, be, and the same is hereby, re-enacted.

§ 9. This act shall take effect from and after its passage.

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

The yeas and nays being taken thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary), R. P. Gresham, W. A. Morris,
Edward Badger, Nelson Hamilton, Thomas J. Morrow,
D. H. Baker, James W. Hannah, Mat. Nunan,
H. C. Baker, C. C. Harvey, O. S. Parker,
W. N. Beckham, Wm. L. Hazelip, Joshua D. Powers,
B. G. Bidwell, Thos. W. Henton, John A. Prall,
J. C. S. Blackburn, John S. Herd, John Preston,
Church H. Blakey, Bart. W. Jenkins, Thomas H. Reed,
R. W. Brandon, Allen Jones, Geo. W. Riddle,
W. W. Browning, R. A. Jones, W. W. Sawyers,
Stephen R. Campbell, John Watts Kearny, C. C. Scales,
Pat. Campion, M. W. LaRue, William Sellers,
Isaac N. Cardwell, A. S. Lewis, W. M. Stevens,
Resolved, That the title of said bill be as aforesaid.

Mr. J. M. Wright, from the same committee, to whom was committed a bill, entitled

A bill to further regulate the duties of the trustee of the jury fund of Jefferson county,

Reported the same with a substitute as an amendment thereto.

Said amendment was adopted.

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

Further action on said bill was cut off by the arrival of the hour for taking up the orders of the day.

The House then resumed the consideration of the motion made by Mr. Blackburn, on yesterday, to reconsider the vote by which the House disagreed to a resolution from the Senate, entitled

Resolution extending the session of this General Assembly beyond the constitutional limit of sixty days.

On motion of Mr. Blackburn, the roll was called, when the following members appeared in their seats, viz:

The question was then taken on the motion to reconsider the vote by which said resolution was disagreed to, and it was decided in the affirmative.

Mr. Young then moved to amend the said resolution by striking out therefrom the figures "23," and inserting in lieu thereof the figures "14."

And the question being taken on the adoption of the amendment proposed by Mr. Young, it was decided in the negative.

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

Those who voted in the affirmative, were—

B. G. Bidwell, John S. Herd, John Preston,
J. C. S. Blackburn, Samuel C. Humphrey, Thomas H. Reed,
Church H. Blakey, Bart. W. Jenkins, Geo. W. Riddle,
R. W. Brandon, Allen Jones, Sam'l M. Sanders,
W. W. Browning, R. A. Jones, W. W. Sawyers,
Stephen R. Campbell, John Watts Kearny, C. C. Scales,
Pat. Campion, M. W. LaRue, Wm. Sellers,
Isaac N. Cardwell, A. S. Lewis, W. M. Stevens,
Washington Chandler, F. M. Lowe, H. L. Stone,
H. S. Chilton, A. H. Marrett, Ben. Stout,
C. M. Clay, Jr., W. T. Marshall, Geo. W. Strickler,
S. E. G. Cole, Samuel Martin, G. M. Thomas,
Henderson Conlee, W. H. May, C. W. Thrlefeld,
Thomas H. Corbett, Thomas J. Mayo, B. R. Walker,
Isham Cottingham, James M. McArthur, J. Q. Ward,
B. C. Craddock, J. B. McFerran, James D. Watson,
Newton Craig, Matt. McKinney, C. H. Webb,
Richard D. Davis, James W. Meador, John S. Williams,
B. F. Duvall, N. D. Miles, J. A. Wilson,
John Fible, Pearson Miller, R. W. Wilson,
Richard P. Finn, Thomas M. Miller, John Wolf,
W. H. Frederick, Thos. B. Montgomery, D. W. Wright,
J. T. Freeman, Thos. J. Morehead, J. M. Wright,
Ulysses Garred, W. A. Morin, Geo. C. Young—25.
Addison Gibson, W. A. Morris, Robertson Payton.
The question was then taken on concurring in the Senate resolution, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Mr. McCreary) E. A. Graves, Wm. Neal,
W. W. Ayers, R. P. Gresham, Robertson Payton,
Edward Badger, Nelson Hamilton, Joshua D. Powers,
H. C. Baker, James W. Hannah, John Preston,
W. N. Beckham, Thos. W. Henton, Thomas H. Reed,
J. C. S. Blackburn, Bart. W. Jenkins, Geo. W. Riddle,
R. W. Brandon, John Watts Kearny, Samuel M. Sanders,
W. W. Browning, James M. McArthur, W. W. Sawyers,
Stephen R. Campbell, Matt. McKinney, C. C. Scales,
Pat. Campion, James W. Meador, W. M. Stevens,
Isaac N. Cardwell, Pearson Miller, H. L. Stone,
C. M. Clay, jr., Thomas M. Miller, Ben. Stout,
S. E. G. Cole, Pearson Miller, Geo. W. Strickler,
Henderson Conlee, Thomas M. Miller, C. W. Threlkeld,
Isham Cottingham, Thos. J. Morehead, B. R. Walker,
Newton Craig, W. A. Morin, J. Q. Ward,
B. F. Duvall, W. W. Ayers, James D. Watson,
Samuel Ellis, R. P. Gresham, C. H. Webb,
John Fible, H. C. Baker, John S. Williams,
W. H. Frederick, James W. Hannah, J. A. Wilson,
Addison Gibson, R. W. Brandon, John Watts Kearny,
E. A. Graves, W. W. Browning, John Wolf,
R. P. Gresham, Stephen R. Campbell, D. W. Wright,
Nelson Hamilton, Pat. Campion, J. M. Wright—60,
James W. Hannah, Wm. Neal,
Thos. W. Henton, R. P. Gresham,
Bart. W. Jenkins, Robertson Payton,
R. A. Jones, Edward Badger,
John Watts Kearny, W. W. Ayers,
M. W. LaRue, Nelson Hamilton,
F. M. Lowe, James W. Hannah,
A. H. Marrett, Thos. W. Henton,
W. H. May, Bart. W. Jenkins,
Thomas J. Mayo, R. A. Jones,
James M. McArthur, John Watts Kearny,
J. B. McFerran, M. W. LaRue,
Matt. McKinney, F. M. Lowe,
N. D. Miles, A. H. Marrett,
Pearson Miller, W. H. May,
Thomas M. Miller, Thomas J. Mayo,
Thos. B. Montgomery, James M. McArthur,
D. W. Wright, James M. McArthur,
John Preston, James M. McArthur,
Geo. W. Riddle, John Watts Kearny,
Samuel M. Sanders, John Watts Kearny,
W. W. Sawyers, John Watts Kearny,
C. C. Scales, John Watts Kearny,
W. M. Stevens, John Watts Kearny,
H. L. Stone, John Watts Kearny,
Ben. Stout, John Watts Kearny,
Geo. W. Strickler, John Watts Kearny,
C. W. Threlkeld, John Watts Kearny,
B. R. Walker, John Watts Kearny,
J. Q. Ward, John Watts Kearny,
James D. Watson, John Watts Kearny,
C. H. Webb, John Watts Kearny,
John S. Williams, John Watts Kearny,
J. A. Wilson, John Watts Kearny,
John Wolf, John Watts Kearny,
D. W. Wright, John Watts Kearny,
Those who voted in the negative, were—

Wm. A. Allen, W. A. Morin, Geo. C. Young—71.
C. C. Harvey, Thomas J. Morrow,
Wm. L. Hazell, Mat. Nunan,
John S. Herd, O. S. Parker,
Samuel C. Humphrey, John A. Prall,
Allen Jones, W. W. Sawyers,
A. S. Lewis, Wm. Sellers,
Samuel Martin, G. M. Thomas,

Mr. R. A. Jones moved to reconsider the vote by which said resolution was concurred in.
Mr. Blackburn moved to lay the motion of Mr. Jones on the table.
And the question being taken on the motion of Mr. Blackburn, it was decided in the affirmative.

The House then took up the resolutions heretofore offered by Mr. Kearny, entitled
Resolutions to inquire into the expenses of the Insurance Bureau, &c.

Mr. Bidwell moved an amendment.
Which was adopted.
Said resolutions, as amended, were then adopted.
Mr. Stone moved to reconsider the vote by which said resolutions, as amended, were adopted.
Mr. Duvall moved to lay the motion of Mr. Stone on the table.
And the question being taken on the motion of Mr. Duvall, it was decided in the affirmative.

The House then resumed the consideration of a bill, entitled
A bill to subject bank stock to taxation for county and municipal purposes.

On motion of Mr. J. M. Wright, said bill was recommitted to the Committee on Ways and Means.

The House took up a resolution from the Senate, entitled
Resolution for the benefit of Nevil Cain.

On motion of Mr. J. M. Wright, said resolution was referred to a select committee, consisting of Messrs. J. M. Wright, D W. Wright, and Bidwell, with instructions to report thereon at 12 o'clock, M., to¬morrow.
The House also took up from the orders of the day a bill, entitled A bill to increase the jurisdiction of justices of the peace in this Commonwealth.

Mr. Morrow moved an amendment thereto.

On motion of Mr. H. C. Baker, said bill was recommitted to the Committee on the General Statutes.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined an enrolled joint resolution, which originated in the Senate, of the following title, viz:

Resolution extending the session of this General Assembly beyond the constitutional limit of sixty days.

And also enrolled bills and a resolution, which originated in this House, of the following titles, viz:

Resolution providing for the removal of the remains of Capt. John Howell, a soldier of the Revolution, to the State Cemetery at Frankfort;

An act for the benefit of common schools in Trigg and Ballard counties;

An act to repeal an act declaring Wolf river a navigable stream;

An act empowering the county court of Washington county to make additional subscription to certain turnpike roads;

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

The House then, under the resolution heretofore adopted, took a recess until 7½ o'clock, P. M.

At 7½ o'clock, P. M., the House again assembled.

Bills were reported by the several committees, who were directed to prepare and bring in the same, of the following titles, viz:

By Mr. Blakey, from the Committee on Corporate Institutions—
A bill to incorporate the Ballard County Coal and Transportation Company.

By Mr. Williams, from the Committee on Railroads—
A bill to authorize the Elizabethtown and Paducah Railroad Company to extend the main trunk of their road from Paducah to any point on the Ohio or Mississippi river, in Ballard county, that the company may select.

By Mr. Stone, from the Committee on Education—
A bill for the benefit of common school district No. 38, in Anderson county.
By Mr. Corbett, from the Committee on County Courts—
A bill to amend an act, entitled "An act to establish an additional justices' district in Bath county."

By Mr. Preston, from the Committee on Education—
A bill to organize and establish a system of public schools in Owingsville, in Bath county.

By same—
A bill to amend the charter of the Bath Seminary, incorporated by an act approved February 23, 1846.

By Mr. Young, from the Committee on Corporate Institutions—
A bill to amend an act, entitled "An act to incorporate the Danville Gas-light Company."

By Mr. Blakey, from the same committee—
A bill to amend an act, entitled "An act to amend and reduce into one the several acts in relation to the town of Danville."

By Mr. Morin, from the Committee on Internal Improvement—
A bill declaring Cane creek, in Breathitt county, a navigable stream.

By Mr. Graves, from the Committee on Ways and Means—
A bill for the benefit of Charles N. Hoskins, sheriff of Powell county.

By Mr. Jenkins, from the Committee on Propositions and Grievances—
A bill giving Jubal Parsons, of Breckinridge county, the privilege to peddle without license in the counties of Breckinridge, Hancock, and Daviess.

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

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

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

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

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

Bills from the Senate, of the following titles, were reported, without amendment, by the committees to whom they were referred, viz:

By Mr. Clay, from the Committee on Banks—
An act to repeal an act, entitled "An act to charter the Barren County Bank."
By Mr. Young, from the Committee on Ways and Means—
An act for the benefit of S. S. Farris, sheriff of Barren county, and his securities.

By Mr. Montgomery, from the Committee on Agriculture and Manufactures—
An act to incorporate the Boyd County Fair and Exposition Association.

Ordered, That said bills be read a third time.
The rule of the House and constitutional provision as to the third reading of said bills being dispensed with,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Bidwell, from the Committee on Banks, to whom was referred a bill from the Senate, entitled
An act to amend the charter, and amendments thereto, of the Deposit Bank of Glasgow.
Reported the same without amendment.

Mr. Stone moved the following amendment to said bill, viz:
Add to section 1 the following: "Provided, That the capital or stock invested in said bank shall be subject to State, county, and municipal taxes in the same manner as the property of individuals."

The question being taken on the adoption of the amendment proposed by Mr. Stone, it was decided in the negative.

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—


Mr. Fisher, from the Committee on the Auditor's report—
Ordered, That said report be referred to a committee of the whole House.

Mr. Tucker, from the Committee on ways and means—
Ordered, That said report be printed for the information of the House.

Mr. Lemasters, from the Committee of the whole House on the report of the Committee on the Auditor's report—
Ordered, That said report be printed for the information of the House.
Ordered, That said bill be read a third time.

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

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

Mr. Davis, from the Committee on Circuit Courts, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to amend an act, entitled "An act for the benefit of the officers and soldiers of the 31st Regiment Enrolled Militia," approved February 7, 1866.

Which was read the first time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That so much of an act, entitled "An act for the benefit of the officers and soldiers of the 31st Regiment of the Enrolled Militia," approved February 7, 1866, as authorizes the Governor to pay, or cause to be paid, out of the military fund, to each officer and soldier of the 31st Regiment Enrolled Militia, who were called out and served in the county of Carter in the year 1864, be, and the same is hereby repealed.

§ 2. That the Quarter-Master General be, and he is hereby, authorized and empowered to hear proof of and audit the claims of the officers and soldiers of said 31st Regiment for services rendered by them, respectively, under the call of the Governor of this Commonwealth, during the year 1864, in said county of Carter, and when proof shall be made of the services rendered by such officers or soldiers by the sworn certificate of the colonel or major of said regiment who commanded the same during the period of said service, or two other officers or soldiers who served in said regiment during the year 1864, under the call of the Governor aforesaid, it shall be the duty of the Quarter-Master General to certify the claim of such officers and soldiers, respectively, as being allowed by him, and the amount allowed to each of them, to the Auditor of Public Accounts, who is hereby authorized and directed to draw his warrant on the Treasury for the amount shown due each officer or soldier of said regiment, payable to those alive, respectively, and to the persons entitled to receive the same, under the laws of the United States, in payments of arrears of pay due deceased soldiers in the room and stead of those of said regiment who ordered the warrants thus drawn, shall
be paid by the Treasurer out of the first funds collected from the United States Government on the military claims of the State of Kentucky against the Government of the United States that shall be paid into the State Treasury after the passage of this act.

§ 3. The payments made under and by virtue of this act shall be the same as that allowed by the laws of the United States to officers and soldiers in the military service of the United States in force at the time the services were rendered by said 31st regiment in Carter county.

§ 4. That this act shall take effect and be in force from and after its passage.

Ordered, That said bill be read a second time.

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

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

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

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

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

D. H. Baker, Addison Gibson, Mat. Nuan,
B. G. Bidwell, R. P. Gresham, O. S. Parker,
Church H. Blakey, Nelson Hamilton, Robertson Payton,
R. W. Brandon, Jas. W. Hannab, Joshua D. Powers,
W. W. Browning, C. C. Harvey, John A. Pratt,
Stephen R. Campbell, Wm. L. Hazelip, John Preston,
Pat. Campion, Thomas W. Henton, Geo. W. Riddle,
Isaac N. Cardwell, John S. Herd, Samuel M. Sanders,
H. S. Chilton, Bart. W. Jenkins, W. W. Sawyers,
C. M. Clay, Jr., Allen Jones, Wm. Sellers,
S. E. G. Cole, M. W. LaRue, W. M. Stevens,
Thos. H. Corbett, F. M. Lowe, H. L. Stone,
Isham Cottingham, Samuel Martin, Ben. Stout,
B. C. Craddock, W. H. May, G. M. Thomas,
Newton Craig, Thomas J. Mayo, C. W. Threlkell,
Richard D. Davis, J. B. McFerran, Geo. B. Turner,
B. F. Duvall, Matt. McKinney, B. R. Walker,
Samuel Ellis, James W. Meador, J. Q. Ward,
John Fibble, N. D. Miles, John S. Williams,
W. H. Frederick, Pearson Miller, J. A. Wilson,
J. T. Freeman, Thos. B. Montgomery, Geo. C. Young—65,
Ulysses Garred, W. A. Morin,
Those who voted in the negative, were—

Wm. A. Allen, Samuel C. Humphrey, Wm. Neal,
E. A. Graves,

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

Mr. Nunan moved to reconsider the vote by which this House
passed a bill, entitled

A bill for the benefit of common school district No. 38, in Anderson
county.

Mr. Corbett, from the Committee on County Courts, who were di-
rected to prepare and bring in the same, reported a bill, entitled

A bill for the benefit of Wm. D. Jackson, of Powell county.

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

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

Mr. Bidwell moved an amendment to said bill.

Mr. Henton moved to lay said bill and proposed amendment on the

And the question being taken on the motion of Mr. Henton, it was
decided in the affirmative.

And so said bill was rejected.

Leave of absence, indefinitely, was granted Mr. J. A. Wilson.

Mr. Jenkins, from the Committee on Propositions and Grievances,
who were directed to prepare and bring in the same, reported a bill
entitled

A bill for the benefit of Leonard Cashman, of Breckinridge county.

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

WHEREAS, Leonard Cashman, by a requisition of the Governor of
the Commonwealth, was appointed agent to proceed to the State of
Missouri for the purpose of demanding and receiving from the proper
authorities of said State one James Hall, a fugitive from justice; and
whereas, the said Cashman did proceed and bring to justice the said
fugitive at a cost to the said Cashman of one hundred and sixty-one
dollars and sixty cents; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Ken-
tucky, That the Auditor of State be, and he is hereby, authorized to
draw his warrant on the Treasurer of this State for one hundred and
sixty-one dollars and sixty cents in favor of the said Leonard Cash-
man.

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

Ordered, That said bill be read a second time.
The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

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

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

The question was then taken on the passage of said bill, and it was decided in the negative, a constitutional majority not having voted therefor.

The yeaas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Mr. Creary),
Wm. A. Allen,
Edward Badger,
Pat. Campion,
Isaac N. Cardwell,
H. S. Chilton,
Henderson Conlee,
Newton Craig,
John Fible,
Ulysses Garred,
Nelson Hamilton,
Wm. L. Hazelip,
W. H. May,
Thomas J. Mayo,
James W. Meador,
N. D. Miles,
Pearson Miller,
Thomas M. Miller,
Wm. Neal,
Mat. Nunn,
O. S. Parker,
John A. Pratt,
John Preston,
Geo. W. Riddle,
Samuel M. Sanders,
Wm. Sellers,
H. L. Stone,
C. W. Threlkeld,
Geo. B. Turner,
John S. Williams,
J. A. Wilson,
John Wolf,
Geo. C. Young—34.

Those who voted in the negative, were—

W. W. Avers,
D. H. Baker,
B. G. Bidwell,
Church H. Blakey,
R. W. Brandon,
W. W. Browning,
Stephen R. Campbell,
Washington Chandler, Allen Jones,
S. E. G. Cole,
Thomas H. Corbett,
Isham Cottingham,
Thos. B. Montgomery,
W. A. Morin,
Thomas J. Morrow,
Robertson Payton,
Joshua D. Powers,
W. W. Sawyer,
W. M. Stevens,
Ben. Stout,
G. M. Thomas,
B. R. Walker,
J. Q. Ward—33.

And then the House adjourned.
A message was received from the Senate, announcing that they had concurred in the amendment proposed by the House to the amendment proposed by the Senate, to a bill, which originated in this House, entitled

An act to increase the jurisdiction of justices of the peace in Crittenden, Ohio, Calloway, and Caldwell counties,

With an amendment to the House amendment.

That they had disagreed to a bill, which originated in this House, entitled

An act to regulate the advertising of official sales in the county of Montgomery.

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

An act to authorize the board of directors of the Richmond and Lexington Turnpike Road Company to take stock in the Athens and Walnut Hill Turnpike Road Company.

An act to authorize the jailer of Caldwell county to appoint an assistant.

An act to amend an act to incorporate the Lebanon and Pope's Creek Turnpike Road Company.

An act relating to opening and repairing roads in Boone county.

An act to change the time of holding the September term of Shelby county quarterly court.

An act for the benefit of the marshal of Georgetown.

An act to authorize the county court of Garrard county to sell and convey the poor-house farm, and reinvest the proceeds.

An act to prevent the destruction of fish in the ponds, lakes, and creeks in the counties of Hickman, Fulton, and Ballard, in this Commonwealth.

And that they had passed bills of the following titles, viz:

1. An act for the benefit of the Bank of Louisville.

2. An act to authorize and establish a system of public schools in the town of Ashland.
3. An act to revive an act to incorporate the Springfield and Harrodsburg Turnpike Road Company.
5. An act to authorize the present judge of the Henry county court to sign certain orders of said court.
6. An act to incorporate the town of Rowlett's Station, in Hart county.
8. An act to authorize the city of Newport, in Campbell county, to issue bonds to the amount of fifteen thousand dollars.

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

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

Ordered, That they be referred — the 1st to the Committee on Banks; the 2d to the Committee on Education; the 3d to the Committee on Internal Improvement; the 4th, 5th, and 6th to the Committee on Corporate Institutions; the 7th to the Committee on County Courts; and the 8th to the Committee on Claims.

Mr. Powers moved to reconsider the vote by which this House rejected a bill, entitled
A bill for the benefit of Leonard Cashman, of Breckinridge county.
Mr. Stone moved to reconsider the vote by which this House laid on the table, and thereby rejected, a bill, entitled
A bill for the benefit of Wm. D. Jackson, of Powell county.
Mr. Cardwell moved to reconsider the vote by which this House passed a bill, entitled
A bill declaring Cane creek, in Breathitt county, a navigable stream.

Leave of absence, indefinitely, was granted Messrs. Graves and Campbell.

Mr. Thos M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the Senate, of the following titles, viz:

An act to provide for the registration of marriages, births, and deaths;
An act to amend the law of evidence;
And also enrolled bills, which originated in this House, of the following titles, viz:
An act to authorize the jailer of Caldwell county to appoint an assistant;

An act to amend an act approved March the 28th, 1872, entitled "An act authorizing the Boone county court to appoint trustees for the Burlington burying-ground, and prescribing their duties;"

An act for the benefit of the marshal of Georgetown;

An act to regulate the sale of spirituous or intoxicating beverages in Lewis county;

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

On motion of Mr. Preston, he was discharged from further service on the Committee on Retrenchment and Reform, and Mr. Blakey was added thereto in his stead.

On motion of Mr. Craig, Mr. Ward was added to the Committee on Retrenchment and Reform.

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

On motion of Mr. Fible—
1. A bill for the benefit of the police judge of Lagrange.

On motion of Mr. Stone—
2. A bill to change the time of holding the courts in the 13th judicial district.

On motion of same—
3. A bill to amend the charter of the Owingsville and Wyoming Turnpike Road Company.

On motion of same—
4. A bill to amend the charter of the Roger's Mill and Hinkston Bridge Turnpike Road Company.

On motion of Mr. McFerran—
5. A bill for the benefit of W. H. Prewitt, late sheriff of Boyle county.

On motion of same—
6. A bill to amend the charter of the Theological Seminary under the care of the General Assembly of the Presbyterian Church in the United States of America, of Danville.

On motion of Mr. Thomas M. Miller—
7. A bill to incorporate Hudsonville Lodge of Free and Accepted Masons.
On motion of Mr. Preston—

On motion of same—
9. A bill to ascertain and establish a true meridian in the several counties in this Commonwealth.

On motion of Mr. Herd—
10. A bill for the benefit of the jailer of Clay county.

On motion of Mr. Stout—
11. A bill for the benefit of Thomas Rutledge, of Daviess county.

On motion of Mr. Sellers—
12. A bill to authorize the county court of Garrard county to make additional subscription to the Lancaster, Buckeye, and Kentucky River Turnpike Road Company.

On motion of Mr. Brandon—
13. A bill for the benefit of Wm. Ashly, of Grayson county.

On motion of same—
14. A bill for the benefit of Martha Ellen Cooper and Francis Josephine Cooper, of Grayson county.

On motion of Mr. Ellis—
15. A bill to repeal an act, approved April 16, 1873, exempting certain lands within the corporate limits of the town of Greenup from municipal taxation.

On motion of Mr. Powers—
16. A bill to amend section 1, article 2, of chapter 69, of the General Statutes.

On motion of Mr. Cottingham—
17. A bill for the benefit of the Cairo Library Association in the town of Cairo.

On motion of Mr. Walker—
18. A bill to incorporate the Presbyterian Church in the city of Columbus, Hickman county.

On motion of Mr. Frederick—

On motion of same—
20. A bill to amend the act regulating the admission of prisoners and persons convicted of misdemeanors into the work-house of the city of Louisville.
On motion of Mr. Chilton—
On motion of Mr. Hermes—
22. A bill to provide for the registration of legal voters, and for voting by ballot in city elections in the city of Covington.
On motion of Mr. Wolf—
23. A bill to establish an additional voting precinct in the county of Kenton.
On motion of Mr. Gresham—
On motion of Mr. Garred—
On motion of same—
On motion of same—
27. A bill for the benefit of John H. Allison, late sheriff of Lawrence county.
On motion of same—
28. A bill for the benefit of John H. Allison and his sureties.
On motion of Mr. Montgomery—
29. A bill for the benefit of John W. Shelby and wife, of Lincoln county.
On motion of Mr. Blakey—
On motion of same—
31. A bill to prohibit the sale of intoxicating drinks in the vicinity of Greenridge church and school-house, in Logan county.
On motion of Mr. Speaker McCreary—
32. A bill for the benefit of James Herd, late sheriff of Clay county.
On motion of Mr. Graves—
33. A bill for the benefit of owners of stud-horses, jacks, and bulls, of Marion county.
On motion of Mr. Forman—
34. A bill to amend an act, entitled "An act to incorporate the town of Mayslick," approved January 1, 1837.
On motion of Mr. Bidwell—
35. A bill to amend the law creating a Bureau of Insurance in this Commonwealth, approved March 10th, 1870.

On motion of same—
36. A bill to abolish the office of the second clerk of the Quarter-Master General.

On motion of same—
37. A bill to abolish the office of second clerk of the Register of the Land Office.

On motion of Mr. Hannah—
38. A bill for the benefit of Farrish Arnet, sheriff of Magoffin county.

On motion of Mr. Chilton—

On motion of Mr. D. H. Baker—
40. A bill to extend the Warren court of common pleas to the county of Muhlenburg.

On motion of Mr. Sanders—
41. A bill to improve the Rolling Fork from New Haven to Stites' Mill, in Nelson county.

On motion of Mr. Threlkeld—
42. A bill to allow the surveyor of Owen county to hold the office of town marshal in the town of Lusby.

On motion of Mr. Lowe—
43. A bill to provide for the construction of turnpikes in Pendleton county.

On motion of same—
44. A bill for the benefit of John M. Curry, of Pendleton county.

On motion of Mr. Allen Jones—
45. A bill to amend the fox and wolf scalp law in Pulaski county.

On motion of Mr. Finn—
46. A bill for the benefit of the lessees of the Gem, in the town of Franklin.

On motion of Mr. Cole—
47. A bill to amend the revenue laws of this Commonwealth.

On motion of Mr. Riddle—
48. A bill for the benefit of sheriffs of Union county, concerning the collection of railroad tax.
On motion of same—

49. A bill to repeal the law abolishing the court of common pleas in the county of Union.

On motion of Mr. Badger—

50. A bill to amend section 154 of the Code of Practice in criminal cases.

On motion of Mr. D. W. Wright—


On motion of Mr. Nunan—

52. A bill for the benefit of James Noe, jailer of Washington county.

On motion of Mr. Humphrey—

53. A bill to further regulate and make uniform the jurisdiction of officers of the police court in the county of Webster.

On motion of Mr. Freeman—

54. A bill to incorporate the Williamsburg Masonic Institute.

On motion of Mr. D. H. Baker—

55. A bill to amend the charter of the town of Greenville.

On motion of Mr. Scales—

56. A bill for the benefit of the heirs of Austin P. Cox.

On motion of Mr. R. W. Wilson—


On motion of Mr. Turner—

58. A bill for the benefit of John N. Howard, sheriff of Harlan county.

On motion of Mr. May—

59. A bill for the benefit of John Buckner, of Spencer county.

On motion of Mr. Prall—

60. A bill for the benefit of the law department of Kentucky University.

On motion of Mr. McKinney—

61. A bill granting certain lottery privileges to Thomas Wadlington, of Trigg county.

On motion of same—

62. A bill to repeal the act incorporating the town of Roaring Spring, Trigg county.

On motion of same—

63. A bill allowing certain school districts of Trigg county the
right to use the surplus school fund for other purposes than as now required by law.

On motion of Mr. LaRue—
64. A bill to authorize the general council of the city of Louisville to extend the time for the collection of city taxes not more than three months any year.

On motion of Mr. Hamilton—
65. A bill for the purpose of establishing a new county.

On motion of Mr. Young—
66. A bill to amend chapter 84, General Statutes, title "Peddlers."

On motion of Mr. Thomas M. Miller—
67. A bill to extend the time for the sheriff of Breckinridge county to pay in the revenue for the year 1873.

On motion of Mr. Prall—
68. A bill for the benefit of the Kentucky River Navigation Company.

Ordered, That the Committee on County Courts prepare and bring in the 1st, 3d, 4th, 5th, 10th, 15th, 20th, 23d, 24th, 33d, 42d, 45th, 47th, 53d, 63d, and 66th; the Committee on Circuit Courts the 2d, 40th, and 51st; the Committee on General Statutes the 6th, 16th, 46th, 53d, and 57th; the Committee on Moral and Religious Institutions the 7th, 19th, and 31st; the Committee on Corporate Institutions the 8th, 15th, 17th, 34th, 54th, 55th, 61st, 62d, and 64th; the Committee on Education the 9th; the Committee on Claims the 11th, 29th, and 56th; the Committee on Internal Improvement the 12th, 41st, 48th, and 68th; the Committee on Ways and Means the 13th, 14th, 32d, 38th, 44th, 47th, 55th, and 67th; the Committee on Propositions and Grievances the 21st, 25th, 26th, 27th, 28th, 30th, 39th, and 65th; the Committee on the Judiciary the 22d, 43d, and 68th; the Committee on Retrenchment and Reform the 35th, 36th, and 37th; the Committee on Codes of Practice the 50th; and the Committee on Charitable Institutions the 59th.

The following petitions were presented, viz:

By Mr. Lowe—
1. The petition of the Disciples of Christ worshiping at Morgan Station, in Pendleton county, praying for certain amendments to the charter of Kentucky University.

By Mr. Payton—
2. The petition of the same worshiping at Jamestown, in Russell county, praying for same object.
By Mr. Craig—
3. The petition of same worshiping at Mt. Olivet, in Scott county, praying for same object.

By same—
4. The petition of certain citizens of Scott county, praying for necessary legislation to protect them from inordinate charges on way freight by railroads.

By Mr. Williams—
5. The petition of certain citizens of Clark county, praying for an additional tax on dogs.

By Mr. Freeman—

Which were received, the reading dispensed with, and referred—the 1st, 2d, and 3d to the Committee on the Judiciary; the 4th to the Committee on Railroads; the 5th to the Committee on Ways and Means; and the 6th to the Committee on Corporate Institutions.

Mr. J. M. Wright, from the majority of the committee to whom was referred a resolution from the Senate, entitled Resolution for the benefit of Nevil Cain, Reported the same without amendment.

Said resolution was read a second time as follows, viz:
Resolved by the General Assembly of the Commonwealth of Kentucky, That the sum of $250 be, and the same is hereby, appropriated, out of the funds of the Treasury, for the purchase of a portrait of the Hon. Joseph R. Underwood, painted by Nevil Cain; and the Auditor is hereby authorized to draw his warrant for said sum, and pay it over to Nevil Cain, or some one authorized to receive it.

The question was then taken on concurring in said resolution, and it was decided in the negative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker(M'Creary)Geo. L. Forman, J. B. McFerran,
Edward Badger, W. H. Fiedlerick, N. D. Miles,
J. C. S. Blackburn, E. A. Graves, John A. Prall,
C. M. Clay, jr., Thomas W. Henton, W. M. Stevens,
Newton Craig, Bart. W. Jenkins, H. L. Stone,
B. F. Duvall, R. A. Jones, John S. Williams,
Samuel Ellis, John Watts Kearny, D. W. Wright,
John Hible, M. W. Laffue, J. M. Wright,
Richard P. Finn, W. T. Marshall, Geo. C. Young—27.
Those who voted in the negative, were—

Wm. A. Allen, Wm. L. Hazen, John S. Herd, R. W. Brandon,
W. W. Ayers, James W. Hannah, Samuel C. Humphrey, Allen Jones,
J. H. Baker, C. C. Harvey, Wm. L. Hazelip, A. S. Lewis,
D. H. Baker, W. W. Ayers, John S. Herd, Samuel S. Scales,
Samuel 0. S. Parker, Robert Payton, W. W. Browning,
Mat. Nunan, John Preston, W. W. Sawyer, W. W. Sawyers,
W. W. Ayers, James W. Hannah, Geo. W. Riddle, Henry Chandler,
0. 0. Parker, Geo. W. Riddle, W. W. Browning, Pat. Campion,

And so said resolution was rejected.

Mr. Stone moved the following resolutions, viz:

1. Resolved, That after Saturday, the 31st day of January, 1874, as a rule of this House, the call of the counties for leaves and motions shall be made on each Saturday only.

2. Resolved, That as an additional rule of this House, no member, on the call of the yeas and nays, shall be permitted to explain his vote.

On motion of Mr. Clay, said resolutions were referred to the Committee on Rules.

Mr. T. M. Miller read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Committee on Claims be, and they are hereby, instructed to procure a suitable chair each for the Clerk of this House and his assistant.

Mr. Duvall moved the following preamble and resolution, viz:

 Whereas, The Baptists of Kentucky will hold their annual association in this city on the third Saturday in May, 1874; therefore, be it

Resolved, That this Hall and adjacent rooms be tendered them for holding said association.

Which was adopted.

Mr. Sellers moved the following preamble and resolution, viz:

Whereas, The Grand Lodge of the Independent Order of Odd Fellows of the State of Kentucky will hold its next annual session in the city of Frankfort, in the month of October, 1874; and whereas,
the said order is dignified in character and laudable in its purposes; therefore,

**Resolved**, That the use of the Hall of the House of Representatives, with its committee rooms, be granted to said Grand Lodge upon its assembly in this city.

Which was adopted.

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

**WHEREAS,** The members of this General Assembly have received their per diem for thirteen days during the recess, i. e., from the 23d December, 1873, to the 5th January, 1874, for which sums the Commonwealth received no valid consideration; and whereas, the resolution has passed for the continuance of the session of the General Assembly beyond the constitutional limit; therefore, be it

**Resolved by the General Assembly of the Commonwealth of Kentucky,** That the members of this General Assembly shall receive no per diem from the 29th January to the 11th February, inclusive, being an equivalent amount of labor for time wasted and money received by members of the General Assembly.

Mr. Blakey moved the following resolution, viz:

**Resolved,** That the Committee on Retrenchment and Reform is directed to inquire into the amount of fees received by the clerks, marshals, and receivers of the different courts in the city of Louisville and Jefferson County; and also the amount of fees and compensation now allowed by law to the sheriff and jailer of Jefferson County, and to report to this House as to what further legislation, if any, is needed in regard to the same; the report to be by bill or otherwise, and to be made February 12th, at 11 o'clock, A. M.

Mr. J. M. Wright moved the following amendment, viz:

And that said committee be, and is hereby, instructed to make the same inquiries and report in regard to the fees of similar officers throughout the Commonwealth, and also the fees and emoluments of all State officers.

Which was adopted.

The resolution, as amended, was then adopted.

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

**Resolved by the General Assembly of the Commonwealth of Kentucky,** That the Governor of this Commonwealth be, and he is hereby, directed to purchase the busts of General Andrew Jackson and Henry Clay, sculptured and now owned by Joel T. Hart; and that the sum of seventeen hundred dollars is appropriated for that purpose, and the Auditor is hereby authorized and directed to draw his warrant on the Treasurer for that sum. This resolution shall take effect from its passage.
Mr. Graves read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That hereafter the meetings of the General Assembly of this Commonwealth shall commence and be held on the first Monday in October, instead of the first Monday in December, as now required by law.

Mr. LaRue sent to the Clerk's table, and caused to be read to the House, the following article, viz:

To the Members of the Legislature:

As evidence of the efficiency of the Insurance Bureau in protecting the people of this State from unreliable insurance companies, and for which they pay so much, your attention is invited to the following card of one of the first commercial firms of Louisville, which appeared in the Courier-Journal of the 24th inst. The Insurance Commissioner says (page 10 of his response to Senate resolution of inquiry): "In my opinion, this Bureau is effectively organized."

A CARD FROM RICHARDSON, HENRY & CO.

To the Editor of the Courier-Journal:

We have before us an official letter from the Hon. W. F. Church, Superintendent in the Insurance Department of Ohio, dated January 10, 1874, stating that he "commenced examining the North Missouri Fire Insurance Company on the 21st of May, and published the revaluation to do business on May 31, 1873."

We had taken out a policy for $5,000 in the North Missouri, on the 6th of May, on our bagging factory, in this city. We had also taken out a policy for $2,000 on our store in same company on the 31st of May. We rested secure under the insurance laws of this State, passed to protect its citizens from unreliable companies, and heard "no note of warning" from any official here, though official information had been given, in an adjoining State, of the insolvency of the company. On the morning of the 7th of October, 1873, our factory was destroyed by fire, and we found that we had leaned on a broken reed, and that this company was insolvent. Not for some days after the fire did we learn the above fact, and no advice was given us, even to cancel our policy in the same company for $2,000 on our store.

Is this the protection that our insurance laws throw around our citizens?

RICHARDSON, HENRY, & CO.

FURTHER ILLUSTRATION OF EFFICIENCY.

The Commissioner has been charged with partiality towards a certain Life Insurance Company, in giving a "strong indorsement" over his signature as "worthy of patronage." What will the public think when it will be seen by the Commissioner's own report of the condi-
tion of this company? See report for year ending 1872, that this company was at that time doing business under an impairment of its capital of over $5,000.

Is it not time that this Bureau was investigated?

And thereupon Mr. LaRue moved the following resolution, viz:

Resolved, That the communication of Richardson, Henry & Co. be referred to the Committee on Retrenchment and Reform.

Mr. Stone moved to lay said resolution on the table.

And the question being taken on said motion, it was decided in the negative.

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—

Mr. Speaker (McCreary) E. A. Graves, Wm. A. Allen, W. W. Ayers, Edward Badger, D. H. Baker, B. G. Bidwell, Church H. Blakey, R. W. Brandon, Pat. Campion, Isaac N. Cardwell, Washington Chandler, H. S. Chilton, S. E. G. Cole, Henderson Conlee, Thomas H. Corbett, Isham Cottingham, E. C. Craddock, Newton Craig, John Fible, Geo. L. Forman, Ulysses Garred, Addison Gibson, Mr. Henton then sent up to the Clerk's table, and caused to be read, the following, viz:

55th n. r.
Thomas M. Green:

Dear Sir: In response to your inquiry addressed to me through the columns of Saturday's Eagle, I have to say, that, by reference to the correspondence of this office for last year I find the following:

Insurance Bureau of Kentucky,
Frankfort, December 30th, 1873.

E. D. Nute, Esq.:

Dear Sir: We have closely examined the statement of the North Missouri Insurance Company in this Bureau, and are satisfied that it is in conformity with our laws and requirements. Its capital, assets, liabilities, income, and expenditures for 1871, as reported here, indicate that it is in good condition. The company is not a large one, but seems to be under good management.

Very truly yours,

H. T. STANTON,
Deputy Insurance Commissioner.

I had reason to believe that the affairs of this company at that time were in the condition represented by its statement, and the letter of the Deputy Commissioner, being based on the data furnished this office, was substantially correct.

There was much delay in the admission of the North Missouri to transact business in this State, and its final authority was only granted after a protracted correspondence. The force of this office being limited, it was not practicable at that time to send examiners to Missouri, and the sworn statements of the company, together with certificates of the Insurance Department of Missouri, were accepted.

In June of the present year, rumors affecting the character of the company having reached me, I telegraphed to the Superintendent of the Missouri Department to ascertain its condition, as follows:

"Please inform me if the annual statement of the North Missouri Fire Insurance Company for 1872 was satisfactory to the Missouri Department. Has anything occurred since to make the company, in your opinion, unsound?"

On the 18th of the same month I received the following letter, which embodies his response to my telegram:
Hon. G. W. Smith, Insurance Commissioner, Frankfort, Ky.:

Dear Sir: Your telegram of this date received, to which I replied: "Capital North Missouri was impaired; Missouri statutes give them sixty days to make good. I think they will arrange it. Write by mail."

During the latter part of last month I made a personal examination of the affairs of the North Missouri Insurance Company, of Macon, Missouri. Mr. Church, of Ohio, was present for the purpose of an investigation also, under the laws of his State. The result of my inquiry is, that the paid-up capital of the company is impaired some 52 per cent., and it has consequently been served with the required notice to make good the deficiency, or relinquish business. Under the Missouri statutes sixty days are given after notice, in which the company can operate to repair its capital, and no further proceedings can be had on my part until the expiration of that period.

The president of the company was here a day or two ago and assured me that the arrangements for making good the deficiency were all completed, and would be ready in a few days for our examination. If this is done, I will take pleasure in notifying you.

Yours, very truly,

[Signed] WILLIAM SELBY, Superintendent.

The law of Kentucky also gives its companies sixty days after notice in which to repair; but not being entirely satisfied with the aspect of the matter, I wrote the following to Mr. Selby:

Dear Sir: Please accept my thanks for your esteemed letter and telegram of the 17th inst. in regard to the North Missouri Insurance Company, of Macon, Missouri. By this mail I send copy of my published (Fire) Report for 1872. Will you please have the abstract of the statement therein of the North Missouri Company examined, and inform me whether the difficulty the company is now in arises from circumstances that have occurred since December 31, 1872, or whether it then existed, and the facts were incorrectly stated in the regular annual report of the company. By giving me this information, you will confer an additional obligation upon

Yours, very truly,

GUSTAVUS W. SMITH, Insurance Commissioner.

The receipt of this letter was acknowledged by telegraph on the 21st of June, and on the 28th I received the following letter:

Hon. G. W. Smith:

Dear Sir: Your valued favor of the 19th came duly to hand, to which I replied by telegram. Your letter 19th received. When report arrives, will answer.

The copy referred to was received on Monday, 23d, but I regret to say that, until to-day, I have not been able to examine the abstract
of statement "North Missouri Insurance Company" as carefully as you desired. I cannot discover any items of assets reported to you December 31st, 1872, as belonging to the company, but what they no doubt had on hand at the time as the bona fide property of the institution. Some of these, however, were thrown out by me as worthless, whilst others were cut down in order that they should come within the standard last used by this department. As to the correctness of the liabilities of the company, as stated by them December 31st, 1872, I had very little means of ascertaining, owing to the many changes that would of course take place in their books during four and one half months.

Since writing you last, the company has been fully reinstated in this Department, the impairment of $247,114.66 having been made good by an increase of assets, without, in any way, increasing the present, or incurring a future, liability upon the company.

Thanking you for the copy of your Fire Report, I am,

Very truly yours,

WM. SELBY, Superintendent.

With this explicit assurance from the Missouri Superintendent, I thought proper not to interfere with the company until such time as it was convenient for me to send an examiner to the company's office. In October an examiner was sent, duly authorized to make a personal investigation of all of its affairs. He applied to the officers of the company with his commission, and they expressed a willingness that he should proceed, but at the same time interposed such delays, and gave such evidence of a disposition to finally evade investigation, that he felt justified in returning to this office without having made the examination. Immediately upon his return I addressed a letter to the Auditor, requesting him to revoke all the licenses to agents of the North Missouri, and at the same time a letter was sent to each agent, notifying them of the facts. Soon after this action was taken by me, the affairs of the company were thrown into bankruptcy.

Very truly yours,

GUSTAVUS W. SMITH,
Insurance Commissioner.

Mr. Henton moved to amend the resolution proposed by Mr. LaRue as follows, viz: 

Add thereto: "Also the published correspondence just read by the Clerk."

The further consideration of said resolution and proposed amendment was cut off by the arrival of the hour for taking up the orders of the day.
The House then took up from the orders of the day the motion heretofore made to reconsider the vote by which this House disagreed to a bill, which originated in the Senate, entitled

An act appropriating money for the purpose of completing the unfinished apartments of the building known as the Fire-proof Offices, in the city of Frankfort.

The question was then taken up reconsidering the vote by which said bill was disagreed to, and it was decided in the affirmative.

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—


Pending the consideration of said bill, the House took a recess under the rule, till three o'clock, P. M.

At 3 o'clock, P. M., the House again assembled.
Mr. Bidwell moved the following preamble and resolution, viz:

WHEREAS, The Auditor's report for the fiscal year ending October 10th, 1873, shows that the Auditor paid the clerk or clerks of Jefferson county, for fees, the sum of $11,873.50; and whereas, section 5 of article 1 of chapter 17 of the Revised Statutes requires the clerk of circuit and chancery courts to report, after the fall term of each court, the number of criminal prosecutions and misdemeanors brought in his court the preceding year; and whereas, the Auditor's report shows that there were no criminal prosecutions or misdemeanors instituted in Jefferson county for the year ending October, 1873; therefore,

Resolved, That the Committee on Retrenchment and Reform be, and they are hereby, instructed to inquire into the report of the Auditor of the Auditor's report, and that they report by bill or otherwise.

On motion, said preamble and resolution were referred to the Committee on Retrenchment and Reform.

Mr. Hannah moved the following preamble and resolution, viz:

WHEREAS, It is believed that there are great impositions practiced upon the Commonwealth by clerks and stationers in furnishing blank books for clerks' offices in this Commonwealth; therefore, be it

Resolved, That the Auditor of Public Accounts be, and he is, required to furnish the House with a statement showing the number of blank books, their cost, including cost of transportation, bought by the various clerks of this Commonwealth for the year 1873, and such other information connected therewith as he may deem necessary in the investigation of said supposed abuse.

Which were adopted.

Mr. Threlkeld moved the following resolution, viz:

Resolved, That on and after to-day this House will hold its sessions commencing at 10 o'clock, A. M., adjourn at 1 o'clock, P. M.; meet at 3 o'clock, P. M., and adjourn at 5 o'clock, P. M. That at the afternoon sessions the counties shall be called, each member, on said call, being allowed to call up three local bills; and that there shall be no night sessions.

Which was adopted.

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

Resolved by the General Assembly of the Commonwealth of Kentucky, That when this General Assembly adjourn on the 15th day of February, 1874, it adjourn sine die.

Mr. May, from the Committee on Claims, to whom was referred a bill from the Senate, entitled

An act for the benefit of Samuel K. Baird, assessor of Spencer county,

Reported the same without amendment.
Ordered, That said bill be read a third time.

Said bill was then read a third time as follows, viz:

WHEREAS, Samuel K. Baird, of Spencer county, in the discharge of his duties as such, in the year 1873, failed to administer the oath as required by law to certain persons, because said persons were non-residents, and absent from the county, but made a correct list of all the taxable property of such persons; and whereas, said assessor failed to return a list of such persons, for which reasons the Auditor adjudged that said assessor was not entitled to draw the amount awarded him by the order of the Spencer county court; now, in order to enable the Auditor to make payment to said assessor for his services for the year 1873, therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be, and he is hereby, directed to draw his warrant on the Treasury in favor of Samuel K. Baird, for the sum of two hundred and seventy-five dollars and eighty-seven cents ($277.87), to be paid out of any money in the Treasury not otherwise appropriated.

§ 2. That this act take effect from and after its passage.

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

The yeas and nays being taken thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (M'Cready) Ulysses Garret,
Wm. A. Allen,
W. W. Ayers,
Edward Badger,
D. H. Baker,
H. C. Baker,
B. G. Bidwell,
Church H. Blakey,
R. W. Brandon,
W. W. Browning,
Pat. Campion,
Isaac N. Cardwell,
Washington Chandler,
H. S. Chilton,
C. M. Clay, jr.,
Henderson Conlee,
Thomas H. Corbett,
Isham Cottingham,
B. C. Craddock,
Newton Craig,
Richard D. Davis,
B. F. Davall,
Samuel Ellis,
John Fible,
Richard P. Finn,
Geo. L. Forman,
J. T. Freeman,
Addison Gibson,
R. P. Gresham,
Nelson Hamilton,
James W. Hannah,
C. C. Harvey,
Wm. L. Hazenip,
Thos. W. Hentton,
John S. Herd,
Samuel C. Humphrey,
Bart. W. Jenkins,
Allen Jones,
R. A. Jones,
John Watts Kearny,
A. S. Lewis,
Samuel Martin,
W. H. May,
Thomas J. Mayo,
J. D. McFerran,
James W. Meador,
N. D. Miles,
Pearson Miller,
Thomas M. Miller,
Thos. J. Morehead,
W. A. Morin,
W. A. Morris,
Wm. Neal,
Mat. Nunnan,
O. S. Parker,
Robertson Payton,
Joshua D. Powers,
John A. Prall,
John Preston,
Thomas H. Reed,
Geo. W. Riddle,
W. W. Sawyers,
C. C. Scales,
Wm. Sellers,
W. M. Stevens,
H. L. Stone,
Ben. Stout,
Geo. W. Strickler,
G. M. Thomas,
C. W. Threlkeld,
Geo. B. Turner,
B. R. Walker,
J. Q. Ward,
James D. Watson,
C. H. Webb,
John S. Williams,
R. W. Wilson,
John Wolf,
D. W. Wright,
Geo. C. Young—81.
Resolved. That the title of said bill be as aforesaid.

Bills from the Senate, of the following titles, were reported, without amendment, by the committees to whom they were referred, viz:

By Mr. May, from the Committee on Claims—
An act for the benefit of the jailer of Spencer county.

By Mr. Preston, from the Committee on Education—
An act to define and fix the boundaries of the Murray common school district, and to re-enact an act, entitled "An act for the benefit of the Murray Male and Female Institute," approved March 17th, 1870.

By Mr. Blakey, from the Committee on Corporate Institutions—
An act to incorporate the Hopkinsville Plow Manufacturing Company.

Ordered, That said bills be read a third time.

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

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

Mr. Clay, from the Committee on Banks, to whom was referred a bill from the Senate, entitled
An act to incorporate the Bank of Longview,
Reported the same with an amendment thereto.
Which was adopted.

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

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

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

Bills were reported by the several committees, who were directed to prepare and bring in the same, of the following titles, viz:

By Mr. Montgomery, from the Committee on Agriculture and Manufactures—
A bill to prevent stock from running at large in Campbell county.

By Mr. Corbett, from the Committee on County Courts—
A bill to authorize the county judge of Campbell county to appoint one day in each week upon which the justices of the peace for the Dayton and Bellevue magisterial district may hear civil causes.

By Mr. Young, from the Committee on Corporate Institutions—
A bill to incorporate the town of California, in Campbell county.
By Mr. Morin, from the Committee on Internal Improvement—
A bill to authorize the Muldrough's Hill Campbellsville, and Columbia Turnpike Road Company to borrow money.

By Mr. May, from the Committee on Charitable Institutions—
A bill to incorporate the Maysville District Camp-meeting Associate of the Methodist Episcopal Church.

By Mr. Jenkins, from the Committee on Propositions and Grievances—
A bill for the benefit of Mason Morris, late sheriff of Edmonson county.

By same—
A bill to repeal an act, entitled "An act to provide for the improvement of the public roads in Butler county."

By Mr. Williams, from the Committee on Railroads—
A bill to grant and conform into the St. Louis and Southeastern Railway Company (consolidated) the rights, powers, privileges, franchises, and immunities of the Henderson and Nashville Railroad Company, the Evansville, Henderson, and Nashville Railroad Company, and the St. Louis and Southeastern Railway Company (Kentucky Division).

By Mr. Corbett, from the Committee on County Courts—
A bill to incorporate the Catholic Benevolent Society of Mt. Sterling.

By same—
A bill to amend an act, entitled "An act to amend and reduce into one the several acts relating to the charter, and amendments thereto, of the town of Mt. Sterling."

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

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

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

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

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

Mr. Williams, from the Committee on Railroads, who were directed to prepare and bring in the same, reported a bill, entitled

56-H. R.
A bill to incorporate the Mt. Sterling Coal Road Company. Which bill was read the first time and ordered to be read a second time.

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

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

Said bill being engrossed, was read a third time.

The question was then put by the Chair, "Shall the bill pass?" and on that question the yeas and nays were required by Messrs. Stone and Threlkeld.

And thereupon the Clerk proceeded to call the roll, but before the same was completed, the hour of five o'clock, P. M., arrived, when, under the rule, the House adjourned.

THURSDAY, JANUARY 29, 1874.

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

An act for the benefit of E. D. Kennedy, clerk of the Garrard circuit court.

An act to protect the owners of property in this Commonwealth against damages by fire from steam-cars.

An act to amend an act, entitled "An act to incorporate the Vancburg, Dry Run, and Kinniconick Creek Turnpike Road Company."

An act to incorporate the Collins District School, in Henderson county.

An act for the benefit of C. S. Mergell, of Louisville.

An act to amend the charter of the city of Augusta, in Bracken county.

An act to amend the charter of the town of Augusta, in Bracken county.

An act for the benefit of Hardin county.
An act to repeal an act, entitled "An act to amend the charter of the town of Marion, in Crittenden county."

An act for the benefit of John E. Brooks, late sheriff of Greenup county.

An act amending the charter of the city of Paducah, making a husband responsible for taxes due on his wife's property when he collects her rents or uses her property.

An act to amend the charter of the town of Stanford.

An act to legalize the official acts of the assessor and surveyor of Livingston county as deputies to the county clerk, and to authorize them to act as deputies for the Livingston county clerk.

An act to supply the county clerk's office with public books in Rockcastle county.

An act to repeal an act, entitled "An act to amend chapter eighty-four (84) of the Revised Statutes, title 'Roads and Passways,'" approved February 20, 1869, so far as the same applies to Boyd, Carter, Pike, Lawrence, and other counties.

An act to incorporate the town of Geigerville, in the counties of Boyd and Carter.

With amendments to the last two named bills.

And that they had passed bills of the following titles, viz:

1. An act to amend the charter of Pembroke, in Christian county.
3. An act to provide for purchasing and furnishing blank-books and record-books for clerks and State officers.
4. An act for the benefit of the owners of Wabash Island.
5. An act for the benefit of I. L. Hyatt.
6. An act for the benefit of John M. Curry, ex-sheriff of Pendleton county.
7. An act to incorporate Petersburg Cemetery Company.
8. An act to amend an act, entitled "An act to incorporate the Hartford Railroad and Mining Company," approved February 12th, 1869.
10. An act for the benefit of Joseph Wilcher, jailer of Gallatin county.
authorizing the appointment of a commissioner of claims for said county.


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

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

Ordered, That they be referred—the 1st, 2d, and 7th to the Committee on Corporate Institutions; the 3d, 6th, 12th, and 13th to the Committee on Ways and Means; the 4th to the Committee on the Judiciary; the 5th to the Committee on the Sinking Fund; the 8th to the Committee on Railroads; the 9th to the Committee on Codes of Practice; the 10th to the Committee on Claims; the 11th to the Committee on County Courts; and the 14th to the Committee on Internal Improvement.

The following petitions were presented, viz:

By Mr. Cole—

1. The petition of S. H. Jones, of Todd county, praying the passage of an act to refund to him the amount of a fine imposed upon him for a breach of the peace.

By Mr. D. H. Baker—

2. The petition of certain citizens of the town of Bremen, in Muhlenburg county, praying for the repeal of the law prohibiting the sale of ardent spirits in said town.

By Mr. Morrow—

3. The petition of the board of trustees of the town of Princeton, praying the passage of an act to render W. L. Duke qualified to fill the office of marshal of said town.

By Mr. Hamilton—

4. The petition of citizens of Pike county, praying that Hurricane creek be declared a navigable stream.

By Mr. Forman—

5. The petition of certain donors to Kentucky University, praying for certain amendments to the charter of Kentucky University.
By Mr. D. H. Baker—
6. The petition of the Disciples of Christ worshiping at South Carrollton, in Muhlenburg county, praying for same object.

By Mr. Clay—
7. The petition of certain donors to Kentucky University, praying for same object.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on Propositions and Grievances; the 2d to the Committee on Moral and Religious Institutions; the 3d to the Committee on County Courts; the 4th to the Committee on Internal Improvement; and the 5th, 6th, and 7th to the Committee on the Judiciary.

Leave of absence, indefinitely, was granted Messrs. Corbett and Ellis.

Mr. Thos M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the Senate, of the following titles, viz:

- An act to repeal an act, entitled "An act to charter the Barren County Bank;"
- An act to amend the charter, and amendments thereto, of the Deposit Bank of Glasgow;
- An act to amend section 2, article 6, chapter 15, General Statutes;
- An act to incorporate the Boyd County Fair and Exposition Association;
- An act for the benefit of S. S. Farris, sheriff of Barren county, and his securities;

And also enrolled bills, which originated in this House, of the following titles, viz:

- An act to authorize the board of directors of the Richmond and Lexington Turnpike Road Company to take stock in the Athens and Walnut Hill Turnpike Road Company;
- An act to amend an act to incorporate the Lebanon and Pope's Creek Turnpike Road Company;
- An act relating to opening and repairing roads in Boone county;
- An act to change the time of holding the September term of Shelby county quarterly court;
- An act to authorize the county court of Garrard county to sell and convey the poor-house farm, and reinvest the proceeds;
- An act to prevent the destruction of fish in the ponds, lakes, and
creeks in the counties of Hickman, Fulton, and Ballard, in this Commonwealth;

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

The House then took up an unfinished order of yesterday, viz: a bill from the Senate, entitled

An act to further regulate the duties of the trustee of the jury fund of Jefferson county.

On motion of Mr. Badger, said bill was recommitted to the Committee on the Judiciary.

Bills from the Senate, of the following titles, were reported, with amendments, by the committee to whom same were referred, viz:

By Mr. J. M. Wright, from the Committee on General Statutes—

An act to amend article I of chapter 59 of the General Statutes, and to repeal an act, entitled "An act to regulate the sale and storage of oils made from coal, petroleum, or other bituminous substances, and for the better protection of life and property," approved March 21, 1870, and the acts amendatory thereto, severally approved February 24, 1870, and March 8, 1870, and further regulate the inspection and gauging burning fluids.

By Mr. H. C. Baker, from the same committee—

An act to amend chapter forty-nine of the General Statutes.

Said amendments were severally adopted.

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

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

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

A message was received from the Governor by Mr. Botts, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in this House, of the following titles, viz:

An act for the benefit of common schools in Trigg and Ballard counties.

An act empowering the county court of Washington county to make additional subscription to certain turnpike roads.

An act to repeal an act declaring Wolf river a navigable stream.

An act to regulate the sale of spirituous, vinous, or malt liquors in this Commonwealth.
An act for the benefit of James W. Hogg and Lewis S. Lee, late sheriffs of Letcher and Ballard counties.

An act to regulate the sale of spirituous or intoxicating beverages in Lewis county.

An act to authorize the jailer of Caldwell county to appoint an assistant.

An act for the benefit of the marshal of Georgetown.

An act to amend an act approved March the 28th, 1872, entitled “An act authorizing the Boone county court to appoint trustees for the Burlington burying-ground, and prescribing their duties.”

Mr. J. M. Wright, from the Committee on General Statutes, who were directed to prepare and bring in the same, reported bills of the following titles, viz:

1. A bill to prevent horse-stealing in Kentucky.
2. A bill to regulate the sale of medicines and poisons.

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

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

Ordered, That they be printed; the 1st placed in the orders of the day, and the 2d postponed to, and made the special order of the day for, Saturday, 7th February, at 11 o’clock, A. M.

Mr. J. M. Wright, from the same committee, who were directed to prepare and bring in the same, reported bills of the following titles, viz:

1. A bill for abbreviating the transcripts of records for the Court of Appeals in certain cases.
2. A bill to protect the citizens of this Commonwealth from empiricism.

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

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

Ordered, That said bills be printed, and that they be postponed and made the special order of the day—the 1st for the 5th of February, and the 2d for the 6th of February.

Mr. H. C. Baker, from the same committee, who originated the same, reported a bill, entitled

A bill to amend subsection 3 of section 1 of article 7 of chapter 28 of the General Statutes, providing for pay of special judges.
Which bill was read the first time and ordered to be read a second time.

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

On motion of Mr. Ward, said bill was recommitted to said committee, with instructions to report a bill providing that judges pro ten. shall not receive compensation except in cases of the actual sickness of the regular judge or his family, to be entered on record by the judge after his return to the bench; or if he should die of such sickness, then to be paid; the rate to be ascertained as in the original bill.

Mr. H. C. Baker, from the same committee, who originated the same, reported a bill, entitled

A bill to amend section 4 of article 31 of chapter 29 of the General Statutes.

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

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

Ordered, That said bill be recommitted to the same Committee.

Mr. J. M. Wright, from the same committee, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to enable associations of persons for raising funds to be loaned among their members for building them homesteads, and other purposes, to become bodies-corporate.

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

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

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

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

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

Mr. Henton moved to reconsider the vote by which said bill was passed.

The House then took up, and proceeded to consider further, a bill from the Senate, entitled
An act appropriating money for the purpose of completing the unfinished apartments of the building known as the Fire-proof Offices, in the city of Frankfort.

Mr. Blakey moved to reconsider the vote by which said bill was ordered to be read a third time.

And the question being taken on said motion, it was decided in the negative.

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

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) R. P. Gresham, James W. Hannah, W. W. Sawyers,
Edward Badger, Samuel C. Humphrey, H. L. Stone,
D. H. Baker, Bart. W. Jenkins, Ben. Stout,
H. C. Baker, Allen Jones, Geo. W. Strickler,
E. G. Edwell, A. S. Lewis, G. M. Thomas,
Church H. Blakey, Thomas J. Mayo, C. W. Threlkeld,
W. W. Browning, Matt. McKinney, B. R. Walker,
Isaac N. Cardwell, Pearson Miller, James D. Watson,
Washington Chandler, Thomas M. Miller, C. H. Webb,
H. S. Chilton, Thos. B. Montgomery, R. W. Wilson,
S. E. G. Cole, Thos. J. Morehead, John Wolf,
Henderson Conlee, W. A. Morin, D. W. Wright,
B. C. Craddock, Thomas J. Morrow, Geo. C. Young—44.
Richard D. Davis, Sam'l M. Sanders,
Geo. L. Forman,

Those who voted in the negative, were—

Wm. A. Allen, Nelson Hamilton, James W. Meador,
W. W. Ayers, C. C. Harvey, W. A. Morris,
W. N. Beckham, Wm. L. Hazell, Wm. Neal,
J. C. S. Blackburn, Thos. W. Henton, Mat. Nunan,
R. W. Brandon, John S. Herd, Robertson Payton,
Pat. Campion, Joseph Hermes, Joshua D. Powers,
C. M. Clay, jr., R. A. Jones, John A. Prall,
Isaham Cottingham, John Watts Kearny, John Preston,
Newton Craig, M. W. LaRue, Thomas H. Reed,
B. F. Duvall, F. M. Lowe, Geo. W. Riddle,
John Fible, W. T. Marshall, C. C. Scales,
Richard P. Finn, Samuel Martin, W. M. Stevens,
W. H. Frederick, M. W. LaRue, J. Q. Ward,
J. T. Freeman, R. M. Lowe, John S. Williams,
Addison Gibson,

The question was then again taken on the passage of said bill, and it was decided in the negative for want of a constitutional majority.
The yeas and nays being taken thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Edward Badger, Joseph Hermes, Robertson Payton,
J. C. S. Blackburn, R. A. Jones, Joshua D. Powers,
Pat. Campion, John Watts Kearny, John A. Prall,
H. S. Chilton, F. M. Lowe, John Preston,
C. M. Clay, Jr., W. T. Marshall, Thomas H. Reed,
Henderson Conlee, Samuel Martin, Geo. W. Riddle,
B. C. Craddock, W. H. May, W. M. Stevens,
Newton Craig, James M. McArthur, H. L. Stone,
B. F. Duvall, J. B. McFerran, Ben. Stout,
John Fible, N. D. Miles, J. Q. Ward,
Richard P. Finn, Thomas J. Morehead, James D. Watson,
W. H. Frederick, W. A. Morin, John S. Williams,
Ulysses Garred, W. A. Morris, D. W. Wright,
Addison Gibson, Wm. Neal, J. M. Wright,

Those who voted in the negative, were—

Mr. Speaker (Mr. Creary) Geo. L. Forman, Thomas M. Miller,
Wm. A. Allen, J. T. Freeman, Thos. B. Montgomery,
W. W. Ayers, R. P. Gresham, Thomas J. Morrow,
D. H. Baker, James W. Hannah, Samuel M. Sanders,
H. C. Baker, Wm. L. Hazelip, W. W. Sawyers,
W. N. Beckham, Thos. W. Henton, C. C. Scales,
B. G. Bidwell, John S. Herd, Wm. Sellers,
Church H. Blakey, Samuel C. Humphrey, Geo. W. Strickler,
R. W. Brandon, Bart. W. Jenkins, G. M. Thomas,
W. W. Browning, Allen Jones, C. W. Threlkeld,
Isaac N. Cardwell, A. S. Lewis, Geo. B. Turner,
Washington Chandler, Thomas J. Mayo, B. R. Walker,
Isham Cottingham, James W. Meador, R. W. Wilson,
Richard D. Davis, Pearson Miller, John Wolf—46.

Mr. Scales then moved to reconsider the vote by which said bill was rejected.

Bills were reported by the committee who were directed to prepare and bring in the same, of the following titles, viz:

By Mr. J. M. Wright, from the Committee on General Statutes—
A bill to change the mode of advertising sales of real and personal estates by sheriffs and master commissioners in Hickman and Fulton counties.

By Mr. H. C. Baker, from the same committee—
A bill to amend section 14, article 1, chapter 12, of the General Statutes.
By Mr. Cardwell, from the same committee—
A bill to amend section 5, article 35, of chapter 29, of the General
Statutes, entitled "Crimes and Punishments."

By same—
A bill to amend section 11, article 27, chapter 29, of the General
Statutes, entitled "Crimes and Punishments."

By Mr. McFerran, from the same committee—
A bill for the benefit of James Herd, late sheriff of Clay county.

By Mr. J. M. Wright, from the same committee—
A bill to prohibit the law partner or partners of the Attorney Gen­
eral, Commonwealth and county attorneys of this State to defend
any person whom by the laws of this Commonwealth it is made the
duty of said officers to prosecute.

By same—
A bill for the benefit of the devisees of Matthew Garrison, deceased.

By same—
A bill for the benefit of J. M. Burden, of Wolfe county.

By same—
A bill for the benefit of the lessee of the Gem, in the town of Frank­lin.

By same—
A bill for the benefit of Mann & Rice and Miller & McDaniel, of
Greenville.

By same—
A bill to amend the charter of the town of Nicholasville.

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

The rule of the House and constitutional provision as to the second
reading of said bills being dispensed with,
Ordered, That said bills be engrossed and read a third time.

The rule of the House and constitutional provision as to the third
reading of said bills being dispensed with, and the same being en­
grossed,
Resolved, That said bills do pass, and that the titles thereof be as
aforesaid.

The House took up and resumed the consideration of a bill, en­
titled
A bill to incorporate the Mt. Sterling Coal Road Company.

Mr. Stone withdrew his call for the yeas and nays on the passage
of said bill, and, by consent of the House, all further proceedings under said call were suspended.

Mr. Stone then moved to reconsider the vote by which said bill was ordered to be engrossed and read a third time.

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

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

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

Leave of absence, indefinitely, was granted Mr. Neal.

Mr. Webb, from the Committee on Corporate Institutions, to whom was referred bills from the Senate, of the following titles, viz:

An act to amend an act, entitled "An act to incorporate the town of Dulany," which became a law February 3d, 1873;

An act to amend the charter of the town of Princeton, and to confer certain powers upon the board of trustees thereof;

Reported the same without amendment.

Ordered, That said bills be read a third time.

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

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

Mr. Williams, from the Committee on Railroads, to whom was referred a bill from the Senate, entitled

An act to amend an act, entitled "An act to incorporate the Evansville and Jackson Railroad Company," approved March 28th, 1872,

Reported the same without amendment.

On motion of Mr. Kearny,

Ordered, That the same be printed, and that the consideration thereof be postponed to, and made the special order of the day for 10th February next, at 11 o'clock, A. M.

Mr. Blackburn, from the Committee on the Judiciary, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to create a court of common pleas in the counties of Fayette, Bourbon, Bath, Madison, Woodford, and Scott.

Which was read the first time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That a court of justice, to be known as the "Court of Common Pleas," is hereby established in the counties of Fayette, Bourbon, Bath, Madison, Woodford, and Scott.
§ 2. On the first Monday in August, 1874, and on the same day every sixth year thereafter, an election shall be held in said counties for the election of a judge of said court, who shall enter upon his office on the second Monday thereafter, and continue in office for six years, and receive the same salary allowed by law to a judge of a circuit court, and payable in the same manner; and the election provided for in this section shall be conducted, in all respects, as are elections for judges of circuit courts.

§ 3. All the provisions of section 5, section 7, section 8, and section 9 of article 10 of chapter 28 of the General Statutes are hereby re-enacted and applied to the court established by this act, and the judge thereof, as fully and in the same manner as the same are made applicable by the said sections to the courts provided for in said article.

§ 4. All the laws of this State in relation to the appointment of master commissioners by circuit courts, and their duties and responsibilities, are hereby made applicable to the court created by this act.

§ 5. The terms of said court shall be as follows: In the county of Fayette one term, beginning on the first Monday in January, and continuing twelve juridical days, if the business shall require it; one term, beginning on the first Monday in April, and continuing twenty-four juridical days, if the business shall require it; one beginning on the first Monday in September, and continuing thirty-six juridical days, if the business shall require it. In the county of Bourbon one term, beginning on the first Monday in June, and continuing twelve juridical days, if the business shall require it; and one beginning on the first Monday in December, and continuing twelve juridical days, if the business shall require it. In the county of Madison one, beginning on the third Monday in May, and one on the first Monday in November, and each continuing twelve juridical days, if the business shall require it. In the county of Woodford one, beginning on the third Monday in June, and one the third Monday in January, each continuing twelve juridical days, if the business shall require it; and one beginning on the first Monday in December, and continuing twelve juridical days, if the business shall require it. In the county of Bath, one term beginning on the first Monday in May, and continuing twelve juridical days, if the business requires it, and one term beginning on the third Monday in September, and continuing twelve juridical days, if the business requires it. In the county of Scott on first Monday in July and third Monday in December, and each continuing twelve days, if the business shall require it. Said court shall also have the power to hold special terms in either of said counties for the trial of common law and equity cases; which terms may be called in the manner provided by law in relation to special terms of circuit courts; and it shall be the duty of the judge to hold such special terms whenever the business in either county may require it; and he shall hold at least one special term in each year in the county of Fayette.

§ 6. It shall be the duty of the circuit court in each of the counties named in this act, at the close of the first term after the organization of the court created by this act, to make orders transferring to said common pleas court so many of the common law and equity causes left undisposed of in said circuit court as may be necessary to relieve
its docket, but not exceeding one half of said causes; and the causes
thus transferred shall be entered upon the docket of said common
pleas court, and tried as if originally brought therein.
§ 7. This act shall take effect from its passage.

Ordered, That said bill be read a second time.

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

Mr. Finn moved to amend said bill by making the salary of the
judge of said court two thousand dollars per annum.
And the question being taken on the adoption of the amendment
proposed by Mr. Finn, it was decided in the negative.

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

Those who voted in the affirmative, were—
Wm. A. Allen, R. W. Brandon, S. E. G. Cole,
Richard D. Davis, Richard P. Finn,
Samuel C. Humphrey, Robertson Payton,
Allen Jones, W. H. May, Thos. B. Montgomery, G. M. Thomas,
Thomas J. Morehead, C. H. Webb,
W. A. Morris,
W. W. Sawyers, William Sellers,
Geo. C. Young—17.

Those who voted in the negative, were—
Mr. Speaker (Mr. Creasy) Ulysses Garred,
Edward Badger, D. H. Baker,
H. C. Baker, W. N. Beckham,
B. G. Bidwell, J. C. S. Blackburn,
Church H. Blakey, W. W. Browning,
Pat. Campion, Isaac N. Cardwell,
Washington Chandler, R. A. Jones,
H. S. Chilton, C. M. Clay, Jr.,
Henderson Conlee, Isham Cottingham,
B. C. Craddock, Newton Craig,
B. F. Duvall, John Fible,
Geo. L. Forman, W. H. Frederick,
J. T. Freeman,
Thomas J. Morrow, Addison Gibson,
R. P. Gresham, Nelson Hamilton,
James W. Hannah, C. C. Harvey,
Wm. L. Hazelip, Thos. W. Henton,
John S. Herd, Joseph Hermes,
Bart. W. Jenkins, W. M. Stevens,
R. A. Jones, John Watts Kearny,
A. S. Lewis, F. M. Lowe,
Samuel Martin, Thos. J. Mayo,
J. B. McFerran, N. D. Miles,
Pearson Miller, Thomas M. Miller,
W. A. Morin,
W. W. Sawyers, William Sellers,
Geo. C. Young—17.

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

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

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

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) Ulysses Garred, W. A. Morris,
Wm. A. Allen, Addison Gibson, Thomas J. Morrow,
Edward Badger, R. P. Gresham, Wm. Neal,
D. H. Baker, Nelson Hamilton, Mat. Nunan,
H. C. Baker, James W. Hannah, Robertson Payton,
W. N. Beckman, C. C. Harvey, John A. Prall,
E. G. Bidwell, Wm. L. Hazelip, John Preston,
J. C. S. Blackburn, Thos. W. Henton, Thos. H. Reed,
Church H. Blakey, John S. Herd, Geo. W. Riddle,
R. W. Brandon, Joseph Hermes, Samuel M. Sanders,
W. W. Browning, Bart. W. Jenkins, C. C. Scales,
Pat. Champion, R. A. Jones, Wm. Sellers,
Isaac N. Cardwell, John Watts Kearny, W. M. Stevens,
Washington Chandler, M. W. LaRue, H. L. Stone,
H. S. Chilton, A. S. Lewis, Ben. Stout,
C. M. Clay, jr., F. M. Lowe, Geo. W. Strickler,
Henderson Conlee, Samuel Martin, G. M. Thomas,
Isham Cottingham, W. H. May, C. W. Threlkeld,
B. C. Craddock, Thomas J. Mayo, Geo. B. Turner,
Newton Craig, J. B. McFerran, B. R. Walker,
Richard D. Davis, Matt. McKinney, James D. Watson,
B. F. Duvall, N. D. Miles, C. H. Webb,
John Fible, Pearson Miller, John S. Williams,
Richard P. Finn, Thomas M. Miller, John Wolf,
Geo. L Forman, Thos. J. Morehead, D. W. Wright,
W. H. Frederick, W. A. Morin, J. M. Wright—78.

Those who voted in the negative, were—

S. E. G. Cole, Allen Jones, W. W. Sawyers,
J. T. Freeman, Thos. B. Montgomery, Geo. C. Young—7.
Samuel C. Humphrey,

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

And then the House adjourned.
FRIDAY, JANUARY 30, 1874.

A message was received from the Senate, announcing that they had receded from their disagreement to the second branch of the amendments proposed by this House to a resolution, which originated in the Senate, entitled

Resolution directing the firing of a national salute on the 8th day of January and 22d of February, 1874,

And had concurred in the same, with an amendment.

That they had concurred in the amendment proposed by this House to a bill, which originated in the Senate, entitled

An act to incorporate the Farmers' Bank of Longview.

That they had concurred in the amendment proposed by this House, to the amendment proposed by the Senate, to a bill, which originated in this House, entitled

An act to authorize the county courts of Lawrence and Jackson counties to fix and establish the width of public roads in said counties.

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

An act to amend the 6th section of chapter 66 of the General Statutes.

An act to amend section 9 of chapter 72 of the General Statutes.

An act authorizing Stephen Nethercutt, late sheriff of Carter county, and Seth Parker and Samuel Ellis, late sheriffs of Lewis county, to list tax receipts and fee bills with constables of said counties for collection.

With an amendment to the last named bill.

And that they had passed bills of the following titles, viz:

1. An act for the benefit of the owners of the Mammoth Cave estate.

2. An act to protect the interest of the State in turnpike roads and bridges.

Which were read the first time and ordered to be read a second time.
The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That they be referred—the 1st to the Committee on the Judiciary, and the 2d to the select committee to whom the message of the Governor on same subject was referred.

Leave of absence, indefinitely, was granted Messrs. Hazelip, Morris, Gibson, McKinney, Powers, and R. W. Wilson.

A message was received from the Senate, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act to repeal article 2, chapter 102, of General Statutes, so far as the same applies to Wayne, Pulaski, and other counties concerned.

An act for the benefit of Christian county.

An act to change the time of holding the Butler quarterly court.

An act to amend the law of evidence.

Resolution extending the session of this General Assembly beyond the constitutional limit of sixty days.

A message was also received from the Senate, asking to withdraw from this House the announcement of the passage of a bill, which originated therein, entitled

An act to amend the charter of the Elizabethtown and Paducah Railroad Company.

Which was granted, and said bill returned to the Senate.

Mr. Thos M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Hopkinsville Plow Manufacturing Company;

An act to incorporate the Farmers' Bank of Longview;

An act for the benefit of Samuel K. Baird, assessor of Spencer county;

An act for the benefit of the jailer of Spencer county;

An act to define and fix the boundaries of the Murray common school district, and to re-enact an act, entitled "An act for the benefit of the Murray Male and Female Institute," approved March 17th, 1870;
And also enrolled bills, which originated in this House, of the following titles, viz:

An act for the benefit of E. D. Kennedy, clerk of the Garrard circuit court;

An act to protect the owners of property in this Commonwealth against damages by fire from steam-cars;

An act to amend an act, entitled "An act to incorporate the Vanceburg, Dry Run, and Kinnicouick Creek Turnpike Road Company;"

An act for the benefit of C. S. Mergell, of Louisville;

An act to amend the charter of the city of Augusta, in Bracken county;

An act to amend the charter of the town of Augusta, in Bracken county;

An act for the benefit of Hardin county;

An act to repeal an act, entitled "An act to amend the charter of the town of Marion, in Crittenden county;"

An act for the benefit of John E. Brooks, late sheriff of Greenup county;

An act amending the charter of the city of Paducah, making a husband responsible for taxes due on his wife's property when he collects her rents or uses her property;

An act to amend the charter of the town of Stanford;

An act to supply the county clerk's office with public books in Rockcastle county;

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

On motion of Mr. Campion, leave was given to bring in a bill to insure the more speedy payment to laborers of the claims due them for work for the city of Louisville.

Ordered, That the Committee on Corporate Institutions prepare and bring in the same.

Mr. Watson presented the petition of the Disciples of Christ worshipping at Lyndville, in Graves county, praying for certain amendments to the charter of Kentucky University.

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

Mr. J. M. Wright, from the Committee on Revised Statutes, to whom same was referred, asked to be discharged from the further consideration of a bill, entitled
A bill to amend an act, entitled "An act authorizing rewards for killing wolves, red foxes, grey foxes, and wild cats," approved February 13, 1873.

And the question being taken on the motion of Mr. J. M. Wright, it was decided in the negative.

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—


And thereupon Mr. Wright, from said committee, reported said bill, with the title aforesaid, with the expression of opinion of a majority of the committee that said bill ought not to pass.

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

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That an act, entitled "An act authorizing rewards for killing
wolves, red foxes, grey foxes, and wild cats," be, and the same is hereby, amended so as to require the payment to every person for each red fox two dollars, each grey fox two dollars, and each wild cat two dollars, killed by them in this Commonwealth.

§ 2. Every person so killing any red fox, grey fox, or wild cat, will be required to comply with the provisions of the act to which this is an amendment, before they shall be entitled to the reward allowed by this amendment.

§ 3. This act shall take effect and be in force from its passage.

Ordered, That said bill be read a second time.

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

Mr. Blackburn moved a substitute for said bill, by way of amendment thereto.

Mr. Lewis then moved to lay said bill and proposed amendment on the table.

And the question being taken on said motion, it was decided in the affirmative.

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—

C. M. Clay, jr., Allen Jones, James D. Watson, 
S. E. G. Cole, F. M. Lowe, John S. Williams, 
Henderson Conlee, A. H. Marrett, John Wolf, 
Isham Cottingham, W. T. Marshall, D. W. Wright, 
Newton Craig, Samuel Martin, J. M. Wright—37.

And so said bill was rejected.

The Speaker laid before the House the following response from the 
Auditor, viz:

STATE OF KENTUCKY, 
OFFICE OF AUDITOR OF PUBLIC ACCOUNTS, 
FRANKFORT, JANUARY 30, 1874.

Hon. J. B. McCready, Speaker House of Representatives:

Sir: I have the honor to submit this and the accompanying statement 
as my response to the resolution of the House of Representatives herein 
indeed.

I know of no corporation in this Commonwealth exempt from taxation 
except those mentioned in article 1, chapter 92, page 710, of General Statutes, and several railroad companies which are exempt from taxation until completed; and the Northwestern Railroad Company, running from Hickman, Kentucky, to Nashville, Tennessee, which is exempt, under its charter, from taxation for twenty years after completion.

All railroads in the State are taxed under the act of February 20, 1864, 
at the rate of twenty thousand dollars per mile, except the Kentucky Central, the Frankfort and Lexington, the Frankfort and Louisville, the Glasgow Branch, and the Shelbyville Railroad, and they pay taxes under their charters or amendments thereto.

Turnpike roads pay six per cent. taxes on their net dividends; but a large number of them declare no dividends, and consequently pay no taxes.

All Kentucky banks pay fifty cents tax on each one hundred dollars of paid up capital stock, except the Exchange Bank at Mount Sterling and the Owensboro Deposit Bank at Owensboro, and they pay twenty-five cents on each one hundred dollars of paid-up stock. National banks pay forty-five cents on each one hundred dollars of stock, which cannot be increased under a decision of the Supreme Court of the United States, unless the rate of taxation on the taxable property of the State should be increased, and then it may be increased to that extent and no more.

The Court of Appeals, in a very able opinion recently delivered by Judge Pryor, has decided, in the case of the Louisville, Cincinnati, and Lexington Railroad Company vs. The Commonwealth, that each and all
railroads in this State are liable for taxes under the act of the 20th of February, 1864. It may be, therefore, that some additional legislation is necessary in order to make effective said decision. Further than this I have no additional legislation to suggest to make more effective existing laws.

Very respectfully,

D. HOWARD SMITH, Auditor.
<table>
<thead>
<tr>
<th>Number</th>
<th>Company Name</th>
<th>Amount of tax paid.</th>
</tr>
</thead>
<tbody>
<tr>
<td>52.</td>
<td>Iron Hill Furnace and Mining Company</td>
<td>Tax paid sheriff of Carter county.</td>
</tr>
<tr>
<td>53.</td>
<td>Irish Building and Loan Association</td>
<td>No report.</td>
</tr>
<tr>
<td>55.</td>
<td>Kentucky Rolling Mill Company</td>
<td>312.75</td>
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<tr>
<td>56.</td>
<td>Kentucky Iron Coal Manufacturing Company</td>
<td>360.22</td>
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<tr>
<td>58.</td>
<td>Kentucky Lead and Oil Company</td>
<td>No report.</td>
</tr>
<tr>
<td>59.</td>
<td>Kentucky Market Company</td>
<td>No report.</td>
</tr>
<tr>
<td>60.</td>
<td>Kentucky Gas Carbonizer Company</td>
<td>No report.</td>
</tr>
<tr>
<td>62.</td>
<td>Louisville Water Company</td>
<td>No report.</td>
</tr>
<tr>
<td>63.</td>
<td>Louisville Cement Company</td>
<td>No report.</td>
</tr>
<tr>
<td>64.</td>
<td>Licking River Lumber and Mining Company, unpaid</td>
<td>478.69</td>
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<tr>
<td>65.</td>
<td>Louisville Portland Canal Company</td>
<td>4,500.00</td>
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<tr>
<td>66.</td>
<td>Louisville Tobacco Manufacturing Company</td>
<td>169.41</td>
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<tr>
<td>67.</td>
<td>Louisville Transfer Company</td>
<td>No report.</td>
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<tr>
<td>68.</td>
<td>Louisville Bridge Company</td>
<td>4,527.00</td>
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<tr>
<td>69.</td>
<td>Louisville Rolling Mill Company</td>
<td>880.14</td>
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<tr>
<td>70.</td>
<td>Louisville Agricultural Works, unpaid</td>
<td>235.04</td>
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<td>71.</td>
<td>Louisville Chemical Works</td>
<td>No report.</td>
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<tr>
<td>72.</td>
<td>Louisville Steel Works</td>
<td>No report.</td>
</tr>
<tr>
<td>73.</td>
<td>Louisville Steam Power Company</td>
<td>No report.</td>
</tr>
<tr>
<td>74.</td>
<td>Lexington and Carter County Mining Company, unpaid</td>
<td>No report.</td>
</tr>
<tr>
<td>75.</td>
<td>Louisville Car-wheel and Supply Company</td>
<td>No report.</td>
</tr>
<tr>
<td>76.</td>
<td>Lexington Gas Company</td>
<td>325.70</td>
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<tr>
<td>77.</td>
<td>Louisville Gas Company</td>
<td>6,260.50</td>
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<td>78.</td>
<td>Louisville Railway Transfer Company</td>
<td>No report.</td>
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<tr>
<td>79.</td>
<td>Louisville City Railway Company</td>
<td>In suit,</td>
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<tr>
<td>80.</td>
<td>Louisville and Strand City Coal Company</td>
<td>110.89</td>
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<tr>
<td>81.</td>
<td>Louisville Rifle Club</td>
<td>No report.</td>
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<tr>
<td>82.</td>
<td>Louisville Pike Mining Company</td>
<td>No report.</td>
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<td>83.</td>
<td>Louisville Steam Lithographing Company, unpaid</td>
<td>52.68</td>
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<td>84.</td>
<td>Louisville Home Improvement Company</td>
<td>150.00</td>
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<td>85.</td>
<td>Louisville Coal Company</td>
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<td>86.</td>
<td>Louisville and Nashville Railroad Company Building Association</td>
<td>No report.</td>
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<td>87.</td>
<td>Louisville German Casina</td>
<td>No report.</td>
</tr>
<tr>
<td>88.</td>
<td>Louisville Building Association</td>
<td>No report.</td>
</tr>
<tr>
<td>89.</td>
<td>Louisville Bridge and Iron Company</td>
<td>No report.</td>
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<tr>
<td>90.</td>
<td>Louisville Brinethite and Fertilizing Company</td>
<td>No report.</td>
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<td>91.</td>
<td>Louisville Mining and Manufacturing Company</td>
<td>No report.</td>
</tr>
<tr>
<td>92.</td>
<td>Louisville Soap Manufacturing Company</td>
<td>No report.</td>
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<td>94.</td>
<td>Mechanics' Co-Operative and Building Association</td>
<td>42.05</td>
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<td>95.</td>
<td>Mayville Gas Company</td>
<td>135.00</td>
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<td>96.</td>
<td>Newport and Covington Bridge Company</td>
<td>325.00</td>
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<tr>
<td>97.</td>
<td>Newport and Cincinnati Bridge Company</td>
<td>875.61</td>
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<td>98.</td>
<td>Nelson County Agricultural Association, unpaid</td>
<td>13.50</td>
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<td>99.</td>
<td>Newport and Dayton Street Railroad, part unpaid</td>
<td>40.85</td>
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<td>100.</td>
<td>Newport Street Railroad Company</td>
<td>85.95</td>
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<td>101.</td>
<td>Ohio River Telegraph Company</td>
<td>67.05</td>
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<td>102.</td>
<td>Owensboro Gas-light Company</td>
<td>82.98</td>
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<td>103.</td>
<td>Ohio Falls Oak Leather Company</td>
<td>353.00</td>
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<td>104.</td>
<td>Pacific and Atlantic Telegraph Company</td>
<td>99.00</td>
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<td>105.</td>
<td>Paducah Gas Company</td>
<td>371.99</td>
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<td>106.</td>
<td>People's Building and Loan Association</td>
<td>No report.</td>
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<td>107.</td>
<td>Parkland Building and Loan Association</td>
<td>111.50</td>
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<td>109.</td>
<td>Jefferson Mining and Manufacturing Company</td>
<td>204.65</td>
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<td>110.</td>
<td>Bellers Coal, Iron Mining and Manufacturing Company</td>
<td>35.00</td>
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<td>111.</td>
<td>Robinson Tobacco Manufacturing Company</td>
<td>No report.</td>
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<td>112.</td>
<td>St. Bernard Coal Company</td>
<td>328.75</td>
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<td>113.</td>
<td>Swift, Iron and Steel Works</td>
<td>309.15</td>
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<td>114.</td>
<td>Simpson County Agricultural and Mechanical Association</td>
<td>22.50</td>
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<td>No.</td>
<td>Name of Company</td>
<td>Amount of Tax Paid</td>
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<tr>
<td>117</td>
<td>Southern Stock Yard Company</td>
<td>No report.</td>
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<tr>
<td>118</td>
<td>Tygart Valley Iron Company</td>
<td>No report.</td>
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<tr>
<td>119</td>
<td>Teutonia Real Estate and Building Association</td>
<td>No report.</td>
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<tr>
<td>120</td>
<td>Thirteenth Street Market Company</td>
<td>No report.</td>
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<tr>
<td>121</td>
<td>Taylor Mining Company</td>
<td>No report.</td>
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<td>122</td>
<td>United States Asphaltic Rock Company</td>
<td>No report.</td>
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<td>123</td>
<td>Union Cement and Lime Company, unpaid</td>
<td>236.40</td>
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<td>124</td>
<td>Western Union Telegraph Company</td>
<td>1,404.50</td>
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<td>125</td>
<td>Wardfield Salt and Coal Company</td>
<td>No report.</td>
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<tr>
<td>126</td>
<td>White Stone Quarry Company</td>
<td>No report.</td>
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<td>127</td>
<td>Workingmen's Building and Loan Association</td>
<td>No report.</td>
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<tr>
<td>128</td>
<td>Bank of Ashland (now a National Bank)</td>
<td>206.00</td>
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<td>129</td>
<td>Bank of Columbus</td>
<td>115.00</td>
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<td>130</td>
<td>Bank of Elkin</td>
<td>8,262.10</td>
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<td>131</td>
<td>Bank of Kentucky</td>
<td>1,289.73</td>
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<tr>
<td>132</td>
<td>Bank of Hopkinsville</td>
<td>6,200.00</td>
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<tr>
<td>133</td>
<td>Bank of Louisville</td>
<td>571.10</td>
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<td>134</td>
<td>Bank of Shebyville</td>
<td>1,011.40</td>
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<td>135</td>
<td>Bank of America</td>
<td>564.40</td>
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<td>136</td>
<td>Bank of Union county</td>
<td>712.80</td>
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<td>137</td>
<td>Bank of New Castle</td>
<td>256.00</td>
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<td>138</td>
<td>Bank of Mayville</td>
<td>312.24</td>
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<td>139</td>
<td>Bank of Trenton</td>
<td>90.00</td>
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<td>140</td>
<td>Citizens' Bank of Louisville</td>
<td>1,720.50</td>
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<td>141</td>
<td>Commercial Bank of Kentucky</td>
<td>15,547.20</td>
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<td>142</td>
<td>Central Savings Bank, Louisville</td>
<td>129.55</td>
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<tr>
<td>143</td>
<td>Caseyville Deposit Bank</td>
<td>158.00</td>
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<tr>
<td>144</td>
<td>Deposit Bank of Carlisle</td>
<td>330.00</td>
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<td>145</td>
<td>Deposit Bank of Midway</td>
<td>212.00</td>
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<td>146</td>
<td>Deposit Bank of Paris</td>
<td>418.00</td>
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<td>147</td>
<td>Deposit Bank of Georgetown</td>
<td>465.00</td>
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<tr>
<td>148</td>
<td>Deposit Bank of Glasgow</td>
<td>569.00</td>
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<td>149</td>
<td>Deposit Bank of Owensboro</td>
<td>687.00</td>
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<td>150</td>
<td>Deposit Bank of Frankfort</td>
<td>138.00</td>
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<tr>
<td>151</td>
<td>Deposit Bank of Millsburg</td>
<td>500.00</td>
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<tr>
<td>152</td>
<td>Deposit Bank of Eminence</td>
<td>506.00</td>
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<td>153</td>
<td>Deposit Bank of Mt. Sterling</td>
<td>100.00</td>
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<td>154</td>
<td>Exchange Bank of Kentucky</td>
<td>132.00</td>
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<tr>
<td>155</td>
<td>Exchange Bank and Tobacco Warehouse Company</td>
<td>167.19</td>
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<tr>
<td>156</td>
<td>Farmers' Bank of Kentucky</td>
<td>8,400.09</td>
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<tr>
<td>157</td>
<td>Farmers' and Drapers' Bank, Louisville</td>
<td>2,090.09</td>
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<tr>
<td>158</td>
<td>Farmers' and Drapers' Bank, Louisville</td>
<td>1,050.39</td>
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<td>159</td>
<td>Farmers' and Traders' Bank, Shelbyville</td>
<td>563.25</td>
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<tr>
<td>160</td>
<td>Greenup Deposit Bank</td>
<td>68.75</td>
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<td>161</td>
<td>Garrard County Deposit Bank</td>
<td>200.00</td>
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<tr>
<td>162</td>
<td>German Security Bank</td>
<td>835.00</td>
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<td>163</td>
<td>German Bank of Louisville</td>
<td>870.00</td>
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<tr>
<td>164</td>
<td>German Insurance Bank</td>
<td>1,500.00</td>
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<td>165</td>
<td>Louisville Banking Company</td>
<td>560.00</td>
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<td>166</td>
<td>Masonic Savings Bank</td>
<td>1,338.38</td>
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<td>167</td>
<td>Merchants' Bank of Kentucky</td>
<td>2,560.00</td>
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<td>168</td>
<td>Northern Bank of Kentucky</td>
<td>9,560.00</td>
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<tr>
<td>169</td>
<td>North Middletown Deposit Bank</td>
<td>125.00</td>
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<tr>
<td>170</td>
<td>Owensboro Savings Bank</td>
<td>2,560.00</td>
</tr>
<tr>
<td>171</td>
<td>People's Bank of Kentucky</td>
<td>560.00</td>
</tr>
<tr>
<td>172</td>
<td>Planter's Bank of Kentucky, Owensboro</td>
<td>3,000.56</td>
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<tr>
<td>173</td>
<td>Pearl, Wallingford &amp; Co.</td>
<td>560.00</td>
</tr>
<tr>
<td>174</td>
<td>Savings Bank of Louisville</td>
<td>4,900.00</td>
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<tr>
<td>175</td>
<td>Western Financial Corporation</td>
<td></td>
</tr>
</tbody>
</table>
A report.

120. Western Bank, Louisville.
121. Western Life and Savings Bank.
123. First National Bank, Covington.
124. German National Bank, Covington.
125. Covington City National Bank.
127. First National Bank, Danville.
128. Central National Bank, Danville.
129. First National Bank, Frankfort.
130. First National Bank, Harrodsburg.
134. First National Bank, Lexington.
137. First National Bank, Louisville.
139. Louisville City National Bank.
140. Planters' National Bank, Louisville.
141. Kentucky National Bank, Louisville.
142. German National Bank, Louisville.
144. First National Bank, Nichollsville.
146. First National Bank, Paducah.
147. American German National Bank, Paducah.
148. First National Bank, Richmond.
149. Farmers' National Bank, Richmond.
150. Maine National Bank, Richmond.
152. First National Bank, Springfield.
155. Commercial National Bank, Versailles. Refuse to pay taxes. Law requires them to list with the assessor.
156. Clark County National Bank, Winchester.
158. Kentucky Central Railroad.
159. Maysville and Lexington Railroad (Southern Division).
160. Maysville and Lexington Railroad (Northern Division).
161. Lexington and Big Sandy Railroad (Eastern Division).
162. Eastern Kentucky Railway Company.
163. Elizabethtown, Lexington, and Big Sandy Railroad.
164. Paducah and Gulf Railroad.
165. Mobile and Ohio Railroad, balance due.
166. Louisville, Cincinnati, and Lexington Railroad (Short-line).
167. Louisville and Frankfort Railroad.
168. Frankfort and Lexington Railroad.
169. Owensboro and Russellville Railroad.
170. Elizabethtown and Paducah Railroad (owe).
171. Glasgow Railroad.
172. Sullivan Railroad.
173. Louisville and Nashville Railroad (owe).
174. St. Louis and Iron Mountain Railroad.
175. Southern Mutual Life Insurance Company.
177. Franklin Insurance Company.
178. German Insurance Company.

Amount of tax paid.

<table>
<thead>
<tr>
<th>Bank/Company</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Warren Deposit Bank</td>
<td>253 00</td>
</tr>
<tr>
<td>Western Bank, Louisville</td>
<td>1,293 61</td>
</tr>
<tr>
<td>Western Life and Savings Bank</td>
<td>348 00</td>
</tr>
<tr>
<td>Ashland National Bank</td>
<td>1,250 00</td>
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<tr>
<td>First National Bank, Covington</td>
<td>2,250 00</td>
</tr>
<tr>
<td>German National Bank, Covington</td>
<td>1,125 00</td>
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<tr>
<td>Covington City National Bank</td>
<td>2,250 00</td>
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<tr>
<td>National Bank of Cynthiana</td>
<td>675 00</td>
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<tr>
<td>First National Bank, Danville</td>
<td>975 00</td>
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<td>Central National Bank, Danville</td>
<td>600 00</td>
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<tr>
<td>First National Bank, Frankfort</td>
<td>675 00</td>
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<tr>
<td>First National Bank, Harrodsburg</td>
<td>450 00</td>
</tr>
<tr>
<td>Henderson National Bank</td>
<td>900 00</td>
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<tr>
<td>National Bank of Lancaster</td>
<td>1,125 00</td>
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<tr>
<td>National Bank of Lebanon</td>
<td>450 00</td>
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<tr>
<td>First National Bank, Lexington</td>
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<tr>
<td>Lexington City National Bank</td>
<td>1,200 00</td>
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<td>Fayette National Bank, Lexington</td>
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<td>First National Bank, Louisville</td>
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<td>Second National Bank, Louisville</td>
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<td>Louisville City National Bank</td>
<td>3,500 00</td>
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<td>Planters' National Bank, Louisville</td>
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<td>Kentucky National Bank, Louisville</td>
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<td>German National Bank, Louisville</td>
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<td>National Bank of Monticello</td>
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<tr>
<td>First National Bank, Nichollsville</td>
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<tr>
<td>National Bank of Owenton</td>
<td>2,125 00</td>
</tr>
<tr>
<td>First National Bank, Paducah</td>
<td>400 00</td>
</tr>
<tr>
<td>American German National Bank, Paducah</td>
<td>1,125 00</td>
</tr>
<tr>
<td>First National Bank, Richmond</td>
<td>450 00</td>
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<tr>
<td>Farmers' National Bank, Richmond</td>
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<tr>
<td>Jedison National Bank, Richmond</td>
<td>900 00</td>
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<tr>
<td>National Bank of Somerset</td>
<td>675 00</td>
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<tr>
<td>First National Bank, Springfield</td>
<td>675 00</td>
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<tr>
<td>National Bank of Stanford</td>
<td>600 00</td>
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<tr>
<td>Farmers' National Bank, Stanford</td>
<td>560 00</td>
</tr>
<tr>
<td>Commercial National Bank, Versailles</td>
<td>675 00</td>
</tr>
<tr>
<td>Clark County National Bank, Winchester</td>
<td>675 00</td>
</tr>
<tr>
<td>Evansville, Henderson, and Nashville Railroad</td>
<td>In suit.</td>
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<tr>
<td>Kentucky Central Railroad</td>
<td>6,620 79</td>
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<td>Maysville and Lexington Railroad (Southern Division)</td>
<td>1,110 00</td>
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<tr>
<td>Lexington and Big Sandy Railroad (Eastern Division)</td>
<td>1,830 00</td>
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<td>Eastern Kentucky Railway Company</td>
<td>2,840 41</td>
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<td>Elizabethtown, Lexington, and Big Sandy Railroad</td>
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<tr>
<td>Paducah and Gulf Railroad</td>
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<td>Mobile and Ohio Railroad, balance due</td>
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<td>Louisville, Cincinnati, and Lexington Railroad (Short-line)</td>
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<tr>
<td>Louisville and Frankfort Railroad</td>
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<td>Frankfort and Lexington Railroad</td>
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<tr>
<td>Owensboro and Russellville Railroad</td>
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<td>Elizabethtown and Paducah Railroad (owe)</td>
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<td>Glasgow Railroad</td>
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<td>Sullivan Railroad</td>
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<td>Louisville and Nashville Railroad (owe)</td>
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<td>St. Louis and Iron Mountain Railroad</td>
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<tr>
<td>Clay Fire and Marine Insurance Company, Newport</td>
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<tr>
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<td>Turnpike Road</td>
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<td>Louisville Insurance Company, unpaid</td>
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<td>245</td>
<td>Louisville Germania Insurance Company</td>
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<td>246</td>
<td>Merchants' Insurance Company, unpaid</td>
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<td>Union Insurance Company, unpaid</td>
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<td>Western Insurance Company</td>
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<td>252</td>
<td>Kentucky Farmers' Mutual Fire Insurance Association</td>
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<td>Board Internal Improvement, Franklin county</td>
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<td>254</td>
<td>Board Internal Improvement, Shelby county</td>
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<td>255</td>
<td>Board Internal Improvement, Anderson county</td>
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<td>256</td>
<td>Board Internal Improvement, Mercer county</td>
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<td>Bardstown and Green River Turnpike Road</td>
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<td>Anderson County and Versailles Turnpike Road</td>
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<td>Covington and Lexington Turnpike Road</td>
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<td>Columbia and Bardstown Turnpike Road</td>
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<td>Danville, Lancaster, and Nicholasville Turnpike Road</td>
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<td>Franklin County, Harrodsburg, and Rough and Ready Turnpike Road</td>
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<td>Francfort, Lexington, and Versailles Turnpike Road</td>
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<td>Frankfurt and Georgetown Turnpike Road (Scott county)</td>
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<td>Lexington, Harrodsburg, and Perryville Turnpike Road</td>
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<td>Maysville and Mt. Sterling Turnpike Road</td>
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<td>Bloomfield and Taylorsville Turnpike Road</td>
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<td>Berry's Station, Colemanville, and Dry Ridge Turnpike Road</td>
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<td>Ridge Run Turnpike Road</td>
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<td>Bullitt County Turnpike Road</td>
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<td>307</td>
<td>Big Stoner Turnpike Road</td>
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HOUSE OF REPRESENTATIVES.

Amount of tax paid.

96. Bourbon and Clark Turnpike Road
97. Bourbon and Pine Grove Turnpike Road
98. Baggard and Hardsville Turnpike Road
99. Bellview and Shelbyville Turnpike Road
100. Betty's Mill and Todd's Point Turnpike Road
101. Ballardville and Christiansburg Turnpike Road
102. Basin Spring Turnpike Road
103. Carrollton and Eagle Creek Turnpike Road
104. Cynthiana and Leesburg Turnpike Road
105. Cab Orchard and Crew's Knob Turnpike Road
106. Clark's Run and Salt River Turnpike Road
107. Cedar Creek Turnpike Road
108. Chaplin and Bloomfield Turnpike Road
109. Cynthiana and Clayville Turnpike Road
110. Covington and Decooney Turnpike Road
111. Cynthiana and Raven's Creek Turnpike Road
112. Clear Creek and Sharon's Run Turnpike Road
113. Cutting Turnpike Road
114. Covington and Dry Creek Turnpike Road
115. Cynthiana and Mullersburg Turnpike Road
116. Cynthiana and Oadbile Turnpike Road
117. Cynthiana and Daviessburg Turnpike Road
118. Cynthiana and Paris Turnpike Road
119. Clark and Montgomery Turnpike Road
120. Christiansburg and Demaree Turnpike Road
121. Combs' Ferry Turnpike Road
122. Danville and Hustonville Turnpike Road
123. Danville and Perryville Turnpike Road
124. Daviess and Mineville Turnpike Road
125. Daviess and Lebanon Turnpike Road
126. Daviess and Pleasant Hill Turnpike Road
127. Dry Branch and Elk River Turnpike Road
128. Elizabethtown and Fairview Turnpike Road
129. Estill Station and Speedwell Turnpike Road
130. Elizabethtown and Pleasant Valley Turnpike Road
131. Elizabethtown and Upper Blue Lick Turnpike Road
132. Elizabethtown and Helena Turnpike Road
133. Flemingsburg and Poplar Plains Turnpike Road
134. Flemingsburg and Mt. Carmel Turnpike Road
135. Frankfort and Letington Turnpike Road
136. Flemingsburg and Upper Fox Springs Turnpike Road
137. Franklin and Owen Turnpike Road
138. Frankfort and Lawrenceburg Turnpike Road
139. Foster Turnpike Road
140. Flemingsburg and Upper Blue Lick Turnpike Road
141. Flemingsburg and Elizabethtown Turnpike Road
142. Flemingsburg and Mill Creek Turnpike Road
143. Fox Run and Lagrange Turnpike Road
144. Fisherville and Rock Creek Turnpike Road
145. Flat Rock and Floyd's Fork Turnpike Road
146. Forks of Elkhorn Turnpike Road
147. Georgetown and Paris Turnpike Road
148. Georgetown and South Elkhorn Turnpike Road
149. Georgetown and Lemon's Mill Turnpike Road
150. Great Crossing and Stamping Ground Turnpike Road
151. Georgetown and Line Lick Turnpike Road
152. Gass and Eagle Creek Turnpike Road
153. Germania and Bridgeville Turnpike Road
154. Germania and Hamilton Cross-roads Turnpike Road
155. Georgetown and Oxford Turnpike Road
156. Bloomfield and Poplar Plains Turnpike Road
157. Harrodsburg and Dunnaville Turnpike Road
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<tr>
<td>373.</td>
<td>Harrodsburg and Corbinville Turnpike Road</td>
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<td>374.</td>
<td>Harrodsburg and Big Spring Turnpike Road</td>
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<td>Harrodsburg, Maxville, and Springfield Turnpike Road</td>
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<td>377.</td>
<td>Hillsboro and Phelps' Mill Turnpike Road</td>
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<td>Hillsboro and Month of Fox Turnpike Road</td>
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<td>Howard's Mill Turnpike Road</td>
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<td>Tate's Creek Turnpike Road</td>
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<td>Upper Blue Lick Turnpike Road</td>
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<td>Valley Turnpike and Gravel Road</td>
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<td>Versailles and McCowan Turnpike Road</td>
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<td>Versailles and Hurrotsburg Turnpike Road</td>
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<td>Versailles and Mt. Vernon Turnpike Road</td>
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<td>Versailles, Big Sink, and Mt. Vernon Turnpike Road</td>
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<td>Versailles and Mccullom's Mills Turnpike Road</td>
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<td>Winchester and Kentucky River Turnpike Road</td>
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<td>Washington and Clark's Run Turnpike Road</td>
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<td>Winchester and Red River Iron Works Turnpike Road</td>
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<td>Winchester and Muddy Creek Turnpike Road</td>
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Attest: D. HOWARD SMITH Auditor
Ordered, That the letter of the Auditor, and the report accompanying same, be printed.

Mr. J. M. Wright, from the Committee on General Statutes, who were directed to prepare and bring in the same, reported a bill entitled

A bill to change the mode of assessing property, real, personal, or mixed, west of Tennessee river, known as Jackson's Purchase.

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

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

Amendments were offered by Messrs. Ayers and Bidwell.

On motion of Mr. Blackburn, said bill was laid on the table.

And then, on motion of Mr. Walker, the vote by which said bill was laid on the table was reconsidered.

Mr. J. M. Wright, from the same committee, who were directed to prepare and bring in the same, reported a bill entitled

A bill fixing the compensation of members of the General Assembly.

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

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

On motion of Mr. J. M. Wright, said bill was recommitted to the same committee.

Mr. J. M. Wright, from the same committee, who were directed to prepare and bring in the same, reported a bill entitled

A bill changing the time of the meeting of the General Assembly.

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

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

Mr. H. C. Baker moved an amendment thereto.

Ordered, That the further consideration of said bill be postponed to, and made the special order of the day for, Monday next, at 10 o'clock, A. M.

The House took up the amendments proposed by the Senate to the bills which originated in this House, of the following titles, viz:

An act to repeal an act, entitled "An act to amend chapter eighty-four (84) of the Revised Statutes, title 'Roads and Passways,'" of
HOUSE OF REPRESENTATIVES.

proved February 20, 1869, so far as the same applies to Boyd, Carter, Pike, Lawrence, and other counties.

An act to incorporate the town of Geigerville, in the counties of Boyd and Carter.

Said amendments were severally concurred in.

The House took up the amendment proposed by the Senate, to the amendment proposed by this House, to the amendment proposed by the Senate, to a bill which originated in this House, entitled

An act to increase the jurisdiction of justices of the peace in Crittenden, Ohio, Calloway, and Caldwell counties.

And thereupon the title of said bill was amended so as to read,

An act to increase the jurisdiction of justices of the peace in Crittenden, Caldwell, and other counties in this Commonwealth.

The House then took up the last proposed amendment of the Senate, to the amendment proposed by this House, to a resolution which originated in the Senate, entitled

Resolution directing the firing of a national salute on the 8th day of January and 22d of February, 1874.

Said amendment was concurred in.

The House took up a resolution from the Senate, entitled

Resolution relating to the business before the General Assembly.

The question being taken on the adoption thereof, it was decided in the negative.

And so said resolution was disagreed to.

Mr. Stone moved to suspend the rule and order of business to allow the Committee on Education to report the bill named below.

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

The yeas and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


Geo. L. Forman,  A. S. Lewis,

The rule being suspended, thereupon Mr. Stone, from the Committee on Education, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to establish a uniform system of common schools for the colored children of this Commonwealth.

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

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

On motion of Mr. Stone, said bill was ordered to be printed, and its consideration postponed and made the special order of the day for 11th February next, at 11 o'clock, A. M.

Leave of absence, indefinitely, was granted Messrs. Morrow and Threlkeld.

The House took up the motion to reconsider the vote by which this House passed a bill, entitled

A bill declaring Cane creek, in Breathitt county, a navigable stream.

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

And so said vote was reconsidered.

The question was then again taken on the passage of said bill, and it was decided in the negative.

And so said bill was rejected.

The House took up the motion to reconsider the vote by which this House laid on the table, and thereby rejected, a bill, entitled

A bill for the benefit of Wm. D. Jackson, of Powell county.
And the question being taken on said motion, it was decided in the affirmative.

Pending consideration of said bill, the hour of one o'clock, P. M., arrived, and, under the rule, the House took a recess till three o'clock, P. M.

At three o'clock, P. M., the House again assembled.

Leave of absence, indefinitely, was granted Messrs. Brandon and May.

Bills were reported by the several committees, who were directed to prepare and bring in the same, of the following titles, viz:

By Mr. Kearny, from the Committee on Ways and Means—
A bill for the benefit of Haywood Gilbert, late sheriff of Clay county.

By Mr. Walker, from the Committee on County Courts—
A bill allowing the jailer of Clay county an assistant.

By Mr. McFerran, from the Committee on Claims—
A bill for the benefit of J. M. Barnett, of Whitley county.

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

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

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

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

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

Mr. Browning, from the Committee on Claims, who were directed to prepare and bring in the same, reported a bill, entitled

A bill for the benefit of Joseph Pearson, of Estill county.

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

WHEREAS, Eliza Bidwell, a pauper lunatic of Estill county, was, on the 17th day of December, 1872, by a legal inquest, found to be a lunatic; and whereas, application was duly made to the Superintendent of the Eastern Lunatic Asylum at Lexington for the admission of said lunatic into said asylum; and whereas, said Superintendent refused to receive her; and whereas, Joseph Pearson, who was legally appointed committee for said lunatic, kept and provided for her from the 17th day of December, 1872, to the 15th of October, 1873, at the rate of two hundred dollars per annum, which was legally certified to the Auditor for payment; and whereas, the
Auditor has doubts as to his authority, under an act approved March 28th, 1872, concerning pauper lunatics, to pay said claims; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Auditor is hereby directed to draw his warrant upon the Treasurer in favor of Joseph Pearson, of Estill county, for the sum of one hundred and sixty-three dollars and thirty-three cents, in full payment of said claim.

§ 2. This act to take effect and be in force from its passage.

Ordered, That said bill be read a second time.

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

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

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

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

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (M'Cready) Ulysses Garret,
Wm. A. Allen,
D. H. Baker,
H. C. Baker,
W. N. Beckham,
B. G. Bidwell,
J. C. S. Blackburn,
Church H. Blakey,
W. W. Browning,
Pat. Campion,
Isaac N. Cardwell,
Washington Chandler,
C. M. Clay, Jr.,
Henderson Conlee,
Isham Cottingham,
B. C. Craddock,
Newton Craig,
Richard D. Davis,
B. F. Duvall,
John Fible,
Richard P. Finn,
W. H. Frederick,
J. T. Freeman,
R. P. Gresham,
Nelson Hamilton,
James W. Hannah,
C. C. Harvey,
John S. Herd,
Bart. W. Jenkins,
Allen Jones,
R. A. Jones,
John Watts Kearny,
A. S. Lewis,
F. M. Lowe,
Samuel Martin,
Thomas J. Mayo,
James M. McArthur,
J. B. McFerran,
N. D. Miles,
Pearson Miller,
Thomas M. Miller,
Thos. B. Montgomery,
Thos. J. Morehead,
W. A. Morin,
Mat. Nunan,
O. S. Parker,
Robertson Payton,
John A. Prall,
John Preston,
Thomas H. Reed,
Geo. W. Riddle,
Samuel M. Sanders,
W. W. Sawyers,
C. C. Scales,
W. M. Stevens,
H. L. Stone,
Geo. W. Strickler,
G. M. Thomas,
Geo. B. Turner,
B. R. Walker,
James D. Watson,
C. H. Webb,
John S. Williams,
John Wolf,
Geo. C. Young—68.

In the negative—none.

Resolved, That the title of said bill be as aforesaid.
Mr. Morin, from the Committee on Internal Improvement, to whom was referred a bill from the Senate, entitled An act to provide for the improvement of Rockcastle river and its forks,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was then read a third time as follows, viz:

WHEREAS, The said river has been declared by an act of this Legislature navigable; and whereas, obstructions, such as loose stones, snags, sunken timber, sand-drifts, and leaning trees, now render the navigation of said river hazardous and dangerous, by reason of which heavy losses attend the efforts of a portion of the citizens of this Commonwealth in their attempts to bring to market valuable products, such as coal, timber, and iron ore; and believing that a judicious and proper expenditure in removing the obstructions will greatly improve the navigation of said river, and that it can thereby be made safe and reliable for a large portion of the year for coal-barges and rafts; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the sum of four thousand dollars is hereby appropriated, to be paid out of any money in the Public Treasury not otherwise appropriated, to be expended as hereinafter provided in the removal of obstructions, and in the improvement of the navigation of the Rockcastle river and its forks, from a point in said river at Livingston Station, on the Knoxville Branch of the Louisville and Nashville Railroad, up to the mouth of the Middle Fork, and up said Fork to the mouth of Indian creek, and from the main river up the South Fork to the mouth of Pond creek, the expenditure of which shall be superintended by commissioners to be named, and on conditions hereinafter set forth.

§ 2. That Isaac J. Faubus, Joseph F. Baugh, and Wm. L. Mullins, are hereby appointed commissioners, whose duty it shall be to lay off said river and its forks into three or more sections, and to let out the work in said sections to the lowest responsible bidder or bidders. The party or parties contracting to do the work shall be required to give bond and security, payable to the Commonwealth of Kentucky, that the work shall be done in proper manner, and in the time required by the contract; but before the letting of contracts, it shall be the duty of the commissioners to give at least fifteen days' notice of the same, by posting written or printed notices upon the courthouse doors of Rockcastle, Laurel, and Jackson counties, and by posting at least three written or printed notices at the most public places in the vicinity of the section of work to be let; and the letting shall be either by sealed proposals for said work, the commissioners reserving to themselves the right to reject any or all of said sealed proposals, or publicly, on a county court day, at the courthouse door in the town of London and county of Laurel.
§ 3. That all contracts letting out the work under this appropriation shall be executed in duplicate writings, and signed by at least two of the commissioners and the party or parties so contracting, and it must be expressly stipulated that all work, when done, must be approved by the said commissioners, in writing, and paid for when thus approved by duplicate vouchers drawn on the Auditor of Public Accounts, executed by two or more of the commissioners, which vouchers must give the name of the contractor, and indicate the section and kind of work performed for which it is given in payment. It shall be the duty of the commissioners to forward the original of said voucher to the Auditor of Public Accounts, who shall file the same in his office, and when the duplicate is presented to the said Auditor of Public Accounts, he shall draw his warrant on the Treasury in favor of the holder of said duplicate voucher for the amount of the same, and the Treasurer shall pay the same out of the fund appropriated by the first section of this act.

§ 4. It shall be the duty of the commissioners to visit the localities as the work is progressing, and especially to be present at the letting and closing of contracts; and in no case are they to pay for any portion of the work in advance. Their own per diem and expenses shall be payable quarterly, which payment shall be made by duplicate vouchers drawn upon the Auditor of Public Accounts, as hereinbefore specified in case of contractors, which vouchers must designate each and every expense incurred, and on what account.

§ 5. The pay of said commissioners shall be three dollars per day, and all necessary expenses while on duty; and they are required to report to the next session of the General Assembly the progress of the work.

§ 6. That before the said commissioners shall enter upon the discharge of their duties, they shall execute bond, payable to the Commonwealth of Kentucky, with approved security, in the clerk's office of the Laurel county court, for the faithful discharge of their duties under this act; and they shall each take an oath before entering upon the discharge of their duties to honestly, faithfully, and impartially discharge the same.

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

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

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (M'Cready), J. T. Freeman, O. S. Parker,
Edward Badger, Ulysses Garred, John A. Pratt,
D. H. Baker, R. P. Gresham, John Preston,
H. C. Baker, Nelson Hamilton, Thos. H. Reed,
W. N. Beckham, James W. Hannah, Geo. W. Riddle,
B. G. Bidwell, C. C. Harvey, Samuel M. Sanders,
J. C. S. Blackburn, John S. Herd, W. W. Sawyers,
Mr. Cardwell, from the Committee on the General Statutes, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to amend an act, entitled "An act for the benefit of keepers of licensed stud-horses, jacks, and bulls."

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

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

Mr. Prall moved an amendment thereto.

Which was adopted.

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

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

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

Mr. Walker, from the Committee on County Courts, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to change the voting places in certain election precincts in Fayette county.
Which bill was read the first time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the voting places in election precincts No. 1, No. 3, and No. 6, in Fayette county, be changed so that hereafter the voting place in precinct No. 1 shall be Athens Station, on the Elizabethtown, Lexington, andBig Sandy Railroad; the voting place in precinct No. 3 shall be at Kearney's blacksmith shop, at the crossing of the Iron Works and Russell road; and the voting place in precinct No. 6 shall be at the blacksmith shop near H. A. Hudley's gate, on the Tate Creek road, instead of the places at which elections have heretofore been held in said precinct.

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

Ordered, That said bill be read a second time.

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

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

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

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

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—

Resolved. That the title of said bill be as aforesaid.
And then the House adjourned.

SATURDAY, JANUARY 31, 1874.

A message was received from the Senate, announcing that they had disagreed to a bill which originated in this House, entitled
An act for the benefit of H. X. Morton and W. F. Berry, of Union county.

That they had passed bills, which originated in this House, of the following titles, viz:
An act to amend an act, entitled "An act for the benefit of keepers of licensed stud-horses, jacks, and bulls."
An act in relation to the town of Newtown, in Scott county.
An act authorizing the county court of Magoffin county to dispose of its land warrants at the rate of two dollars and fifty cents per one hundred acres.
An act to amend chapter 92, article 10, section 2, title "Revenue and Taxation," of the General Statutes.
An act to incorporate the Maysville District Camp-meeting Association of the Methodist Episcopal Church.
An act to incorporate the Catholic Benevolent Society of Mt. Sterling.

And that they had passed bills of the following titles, viz:
1. An act to provide a system of common schools for the education of the colored children of this Commonwealth.
2. An act to amend an act, entitled "An act to protect the owners of land, and to prevent certain trespasses in Logan and Todd counties," approved March 20, 1872.
3. An act to prohibit the sale of spirituous, vinous, or malt liquors within one and one half miles of S. J. Henry's store, in what is now known as Lewisburg, in Logan county.

4. An act for the benefit of James Root and others, securities of Thomas Cooke, late sheriff of Clay county.

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

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

Ordered, That they be referred—the 1st to the Committee on Education; the 2d to the Committee on the Judiciary; the 3d to the Committee on Moral and Religious Institutions; and the 4th to the Committee on Ways and Means.

The following petitions and remonstrance were presented, viz:

By Mr. Walker—
1. The petition of certain voters of Fulton county, praying the passage of an act to submit to the voters of said county the question of the prohibition of the sale of spirituous liquors in said county.

By Mr. Prall—
2. The petition of certain members of the Lexington Building and Accumulating Fund Association, praying for certain amendments to the charter thereof.

By same—
3. The remonstrance of certain other members of said Association, against the passage of such amendments.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on Moral and Religious Institutions, and the 2d and 3d to the Committee on the Judiciary.

Mr. Thos M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend an act, entitled "An act to incorporate the town of Dulaney," which became a law February 3d, 1873;

An act to amend the charter of the town of Princeton, and to confer certain powers upon the board of trustees thereof;

And also enrolled bills, which originated in this House, of the following titles, viz:

An act to authorize the county courts of Lawrence and Jackson counties to fix and establish the width of public roads in said counties;
An act to incorporate the Collins District School, in Henderson county;

An act to amend the 8th section of chapter 66 of the General Statutes;

An act to legalize the official acts of the assessor and surveyor of Livingston county as deputies to the county clerk, and to authorize them to act as deputies for the Livingston county clerk;

An act to repeal an act, entitled "An act to amend chapter eighty-four (84) of the Revised Statutes, title 'Roads and Passways,'" approved February 20, 1869, so far as the same applies to Boyd, Carter, Pike, Lawrence, and other counties;

An act to amend section 9 of chapter 72 of the General Statutes;

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

On motion of Mr. Blackburn, he was permitted to record his vote on the question of the passage of a bill, which originated in this House, entitled

A bill to change the voting places in certain election precincts in Fayette county.

Mr. Blackburn then voted in the affirmative on the question of the passage of said bill, and thereupon moved to reconsider the vote by which said bill was passed.

Mr. Jenkins moved to suspend the rule of the House and regular order of business to permit the Committee on Propositions and Grievances to report the bill named below.

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

The yeas and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (M'Cready) W. H. Frederick, Thos. J. Morehead,
Wm. A. Allen, W. A. Morin,
W. W. Ayers, O. S. Parker,
Edward Badger, Robertson Payton,
H. H. Baker, John Preston,
H. C. Baker, Thomas H. Reed,
W. N. Beekham, Geo. W. Riddle,
B. G. Bidwell, Samuel M. Sanders,
J. C. S. Blackburn, W. W. Sawyers,
Church H. Blakey, Samuel C. Humphrey,
59—H. R.
W. W. Browning, Bart W. Jenkins, W. M. Stevens, 
Pat. Campion, R. A. Jones, H. L. Stone, 
Isaas N. Cardwell, John Watts Kearny, Ben. Stout, 
Washington Chandler, M. W. LaRue, Geo. W. Strickler, 
C. M. Clay, Jr., A. S. Lewis, G. M. Thomas, 
S. E. G. Cole, F. M. Lowe, Geo. B Turner, 
Henderson Conlee, Samuel Martin, B. R. Walker, 
Isham Cottingham, Thomas J. Mayo, J. Q. Ward, 
B. C. Craddock, J. B. McFerran, James D. Watson, 
Newton Craig, James W. Meador, C. H. Webb, 
Richard D. Davis, Pearson Miller, John Wolf, 
B. F. Duvall, Thomas M. Miller, J. M. Wright, 
John Fible, Thos. B. Montgomery, Geo. C. Young—69. 
In the negative—none.

The rule being suspended, thereupon Mr. Jenkins, from the Committee on Propositions and Grievances, who were directed to prepare and bring in the same, reported a bill, entitled

A bill for the benefit of the city of Louisville.

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

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

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

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

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

Mr. Stone moved the following resolution, viz:

Resolved, As one of the standing rules of the House, that on and after Monday, the 2d day of February, 1874, this House will meet at 9 1/2 A.M., and adjourn at 1 1/2 P.M., and meet again at 3 P.M., and adjourn at 6 P.M., each day; that at the afternoon session the counties shall be called in their alphabetical order, beginning where the Clerk left off the previous evening, when each member may call up three local bills from the standing committees; and at this session no member shall be allowed to speak over five minutes without the unanimous consent of the House; and no member shall be permitted, on a call of the yeas and nays, to explain his vote.

Mr. Wright moved the following amendment to said resolution, viz:

Resolved, That the rule requiring the call of the counties on Wednesday and Saturday is hereby repealed; and on and after the adoption of this resolution, any member desiring a leave shall hand it to
the Clerk to be published in the proceedings; and the sessions shall
continue as they are now directed.

Mr. McArthur moved to lay the resolution and proposed amend-
ment on the table.

And the question being taken on the motion of Mr. McArthur, it
was decided in the negative.

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—


Mr. Davis moved an amendment to the amendment proposed by
Mr. Wright.

Which was rejected.

The question was then taken on the adoption of the amendment
proposed by Mr. Wright, and it was decided in the affirmative.

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

Those who voted in the affirmative, were—

Mr. Speaker (McCrea'y) Henderson Conlee, James M. McArthur, W. W. Ayers, B. F. Duvall, James W. Meador,
Those who voted in the negative, were—

Wm. A. Allen,
Church H. Blakey,
W. W. Browning,
Ischam Cottingham,
B. C. Craddock,
Newton Craig,
Richard D. Davis,
John Fible,
Richard P. Finn,
W. H. Frederick,
J. T. Freeman,
Ulysses Garred,

R. P. Gresham,
Nelson Hamilton,
John S. Herd,
Allen Jones,
A. S. Lewis,
Thomas J. Mayo,
J. B. McPeirian,
Thomas M. Miller,
Thos. B. Montgomery,
John Wolf,
Thos. J. Morehead,
O. S. Parker,

John Preston,
Geo. W. Riddle,
H. L. Stone,
Geo. W. Strickler,
Geo. W. Strickler,
J. Q. Ward,
C. H. Webb,
Geo. B. Turner,
D. W. Wright,
Geo. C. Young—34.

The resolution, as amended, was then adopted.

Mr. Stone then moved to reconsider the vote by which said resolution, as amended, was adopted.

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

Mr. Stone then proposed the following amendment to the resolution, as amended, viz:

Add thereto: And at the afternoon session no member shall be permitted to speak over five minutes without the unanimous consent of the House, or to explain his vote on the call of the yeas and nays; and this resolution shall be one of the standing rules of the House.

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

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

Those who voted in the affirmative, were—

Wm. A. Allen, Ulysses Garred, Wm. Sellers,
D. H. Baker, R. P. Gresham, H. L. Stone,
H. C. Baker, C. C. Harvey, Geo. W. Strickler,
Washington Chandler, Samuel C. Humphrey, G. M. Thomas,
Those who voted in the negative, were—

Mr. Speaker (McCreary) James W. Hannah, Thomas M. Miller,
W. W. Ayers, John S. Herd, Thomas J. Morehead,
W. N. Beckham, Joseph Hermes, Mat. Nunan,
B. G. Bidwell, Bart. W. Jenkins, Robertson Payton,
J. C. S. Blackburn, Allen Jones, John Preston,
Church H. Blakey, John Watts Kearny, Thomas H. Reed,
W. W. Browning, M. W. LaRue, Samuel M. Sanders,
Pat. Campion, A. S. Lewis, W. W. Sawyers,
C. M. Clay, jr., F. M. Lowe, W. M. Stevens,
S. E. G. Cole, W. T. Marshall, Ben. Stout,
Henderson Conlee, Thomas J Mayo, Geo. B. Turner,
Isham Cottingham, James M McArthur, B. R. Walker,
B. F. Duvall, J. B. McFerran, James D. Watson,
Richard P. Finn, James W. Meador, C. H. Webb,
J. T. Freeman, Pearson Miller, John Wolf—45.

The resolution, as amended, was then rejected.

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

Whereas, from time immemorial, every civilized people have had an instinctive desire to revere and honor the memory of their illustrious dead, and beautify and adorn their graves, and in no country has that desire prevailed to a greater or more laudable extent than in our own; and whereas, the late John C. Mason was for many years an honored Representative in the Kentucky Legislature, three times elected to the Congress of the United States from Kentucky, and a gallant officer in the Mexican war, where, under the bold and peerless McCullough, he distinguished himself as a brave and daring soldier in the bloody conflict at Monterey, whereby, in consideration of his services to his State and country, his memory is dear to the people of Kentucky, and his history is inseparably connected with that of our most distinguished statesmen and soldiers whose remains have found a fit resting-place in the beautiful cemetery that over­ looks our Capitol; and whereas, it is just and right that he should rest in death in the company of those who were his associates in life; therefore, be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Governor is directed to have his remains removed from their present obscure resting-place in Louisiana, and have them interred in the State Cemetery, and that a suitable monument be erected to perpetuate his memory; and to enable the Governor to perform the duties hereby required of him, the sum of three hundred dollars is appropriated for that purpose out of any money in the Treasury not otherwise appropriated.

Mr. Lewis read and laid on the table the following joint resolution, viz:
Resolved by the General Assembly of the Commonwealth of Kentucky, That for the purpose of fitting up two rooms as an office for the Superintendent of Public Instruction in the building known as the Fire-proof Offices in the city of Frankfort, there is hereby appropriated, out of any money in the Treasury, the sum of $1,200. The Governor is authorized to have said work done on the best terms that he can make (not to exceed said amount); and, upon his order, the Auditor of Public Accounts shall draw his warrant on the Treasury in payment for the same.

Mr. Harvey moved the following resolution, viz:

Resolved, That no indefinite leave of absence shall hereafter be granted to any member of this House during the remainder of the session, without a reasonable excuse being given.

Which was rejected.

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

Whereas, A bill is now pending before this House, the object of which is to appropriate $50,000 to finish the Fire-proof Offices and other unfinished buildings in the city of Frankfort, Kentucky, belonging to the State; and whereas, it is our duty as men and honest legislators to act upon that and all other such measures only after the most careful, deliberate, and mature thought and investigation of the whole matter; therefore, be it

1. Resolved by the General Assembly of the State of Kentucky, That a committee of five Representatives and three Senators be severally appointed by the Speakers of the respective Houses, and that it shall be the duty of said committee to study into and report upon the following questions:
   1st. Has a competent architect decided that so large an appropriation is necessary to finish said buildings.
   2d. Has a competent architect pronounced said buildings safe, sound, and substantial.
   3d. Whether or not it is best to finish such building or buildings, even should the first two questions be answered affirmatively, while the question of the removal of the Capital is being so strongly agitated, and is regarded by some as a very grave and pertinent inquiry.

2. Be it further resolved, That said committee shall inquire into and report upon the question whether or not the property now occupied by the State buildings at Frankfort, Kentucky, will revert to the heirs or heirs of the donors of the same should the State Capital be moved from Frankfort, Kentucky.

3. Resolved, That said committee shall report on Tuesday morning, 10 o'clock, February 3d, 1874, and this is hereby made special order for that time.

Mr. T. M. Miller read and laid on the table the following preamble and joint resolution, viz:
WHEREAS, The remains of Captain Wm. Hardin, the first settler of Breckinridge county, rests in an unmarked and obscure grave near Hardinsburg, Kentucky; and whereas, the services he rendered in life to this Commonwealth, during the early struggles in Indian warfare, are worthy of being perpetuated in the memory of Kentuckians; therefore, be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be, and he is hereby, instructed to draw his warrant on the Treasurer for the sum of one thousand dollars ($1,000); such sum to be expended in placing over his grave a suitable monument at the direction of His Excellency, P. H. Leslie, Governor.

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

On motion of Mr. H. C. Baker—
1. A bill to amend an act incorporating the town of Glennville, in Adair county.

On motion of Mr. Young—
2. A bill to incorporate the Owensboro, Glasgow, and Tennessee Railroad and Mining Company.

On motion of Mr. Payton—
3. A bill to repeal an act, entitled "An act to legalize the proceedings of the Casey county court at its October term, 1859."

On motion of Mr. Turner—

On motion of same—
5. A bill for the benefit of T. S. Ward, jailer of Harlan county.

On motion of same—
6. A bill regulating the price of toll on the Wilderness Turnpike Road from Crab Orchard to Cumberland Gap.

On motion of Mr. Parker—
7. A bill to increase the jurisdiction of justices of the peace in Christian county.

On motion of same—
8. A bill to authorize the county clerk of Christian county to procure books for the purpose of transcribing the mutilated records in the surveyor’s office of said county.

On motion of Mr. Pearson Miller—
9. A bill to authorize the election of three trustees in each school district in Wayne county.

On motion of Mr. Duvall—
10. A bill to have the convicts dying in the penitentiary buried outside the corporate limits of the city of Frankfort.
On motion of Mr. Hamilton—
11. A bill to declare Blackberry creek, in Pike county, a navigable stream.

On motion of Mr. LaRue—
12. A bill to extend the corporate limits of the city of Louisville.

On motion of Mr. Clay—
13. A bill to more effectually collect railroad taxes in Bourbon county.

On motion of Mr. McArthur—
14. A bill for the benefit of common schools in the town of Bellview, in Campbell county.

On motion of Mr. Sawyers—
15. A bill for the benefit of Spencer King, sheriff of Bell county.

On motion of Mr. LaRue—
16. A bill to branch the Court of Appeals, and locate a branch thereof at Louisville.

On motion of Mr. Cole—
17. A bill to regulate the sale of spirituous, vinous, and malt liquors in the town of Elkton, Todd county.

On motion of Mr. D. H. Baker—
18. A bill to suppress lawlessness in this Commonwealth.

On motion of Mr. D. W. Wright—
19. A bill to amend chapter 32 of the General Statutes, entitled "Husband and Wife."

On motion of same—
20. A bill extending the jurisdiction of justices of the peace for Warren county, and also of police judge.

On motion of Mr. Riddle—
21. A bill to incorporate the town of Waverly, in Union county.

On motion of same—
22. A bill regulating the weight of corn in the ear.

On motion of Mr. Mayo—
23. A bill making assessors of tax in this Commonwealth ineligible to said office for one term next succeeding the one for which they have been elected.

On motion of Mr. Preston—
On motion of Mr. Browning—

On motion of Mr. Hannah—
26. A bill for the benefit of Elijah Pennington.

On motion of same—
27. A bill for the benefit of F. M. Literal and ______ Kenate, of Elliott county.

On motion of Mr. LaRue—
28. A bill to tax on account of and protect owners of dogs.

On motion of Mr. Badger—

On motion of same—
30. A bill concerning justices of the peace in this Commonwealth.

On motion of Mr. Walker—
31. A bill requiring assessors in the counties of Hickman and Fulton to assess all property and poll-tax by civil districts.

On motion of Mr. Sellers—
32. A bill to incorporate the Independent Printing Company.

On motion of Mr. Gresham—
33. A bill to create an additional justices' district and voting place in Rockcastle county.

On motion of Mr. Speaker McCreary—
34. A bill to incorporate the Richmond Gas-light Company.

On motion of Mr. Lowe—
35. A bill for the better protection of real estate from certain trespasses in Pendleton county.

On motion of Mr. Nunan—
36. A bill to amend the common school laws of this Commonwealth.

Ordered, That the Committee on Corporate Institutions prepare and bring in the 1st, 12th, 24th, 32d, and 34th; the Committee on Railroads the 2d and 13th; the Committee on County Courts the 3d, 7th, 8th, 31st, and 33d; the Committee on Propositions and Grievances the 4th, 5th, 6th, 9th, 10th, and 28th; the Committee on Internal Improvement the 11th, 21st, and 25th; the Committee on Education the 14th and 36th; the Committee on Ways and Means the 15th and 27th; the Committee on Court of Appeals the 16th; the Committee.
on Moral and Religious Institutions the 17th; the Committee on Immigration and Labor the 18th; the Committee on Circuit Courts the 19th and 20th; the Committee on General Statutes the 22d and 29th; the Committee on the Judiciary the 23d and 30th; the Committee on Claims the 26th; and the Committee on Agriculture and Manufactures the 35th.

Mr. D. H. Baker moved the following resolution, viz:

Resolved, That after this day the rule requiring the call of the counties on Wednesday and Saturday for leaves, motions, and resolutions be abolished; and members wishing to put in leaves can, on any day, hand them to the Clerk, with their name attached, and it shall be reported; this to be a standing rule of the House.

The consideration of said resolution was cut off by the arrival of the hour for taking up the orders of the day.

The House took up from the orders of the day the amendment proposed by the Senate to a bill, which originated in this House, entitled

An act authorizing Stephen Nethercutt, late sheriff of Carter county, and Seth Parker and Samuel Ellis, late sheriffs of Lewis county, to list tax receipts and fee bills with constables of said counties for collection.

Said amendment was concurred in, and the title of said bill changed so as to read,

An act for the benefit of Stephen Nethercutt, late sheriff of Carter county; Seth Parker, Samuel Ellis, and R. B. Love, late sheriffs of Lewis county; and W. S. Crumbaugh, late sheriff of Lyon county, and their deputies.

The House took up and resumed the consideration of a bill, entitled

A bill for the benefit of Wm. D. Jackson, of Powell county.

Mr. Stone moved an amendment.

Which was adopted.

On motion of Mr. Stone, said bill was recommitted to the Committee on General Statutes.

The House took up a resolution heretofore offered by Mr. Thomas M. Miller, which was again read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Committee on Claims of the House be, and they are hereby, instructed to procure suitable chairs each for the Clerk of the House and his Assistant.

Said resolution was unanimously adopted.
The House took up the motion heretofore made to reconsider the vote by which this House heretofore passed a bill, entitled A bill to enable associations of persons for raising funds to be loaned among their members for building them homesteads, and other purposes, to become bodies-corporate.

The question being taken on the motion to reconsider said vote, it was decided in the negative.

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—


Mr. Cardwell moved to reconsider the vote by which this House passed a bill, entitled A bill for the benefit of James Herd, late sheriff of Clay county.

A message was received from the Senate, announcing that they had passed a bill, which originated in this House, entitled An act to grant and confirm unto the St. Louis and Southeastern Railway Company (consolidated) the rights, powers, privileges, franchises, and immunities of the Henderson and Nashville Railroad Company.
Company, the Evansville, Henderson, and Nashville Railroad Company, and the St. Louis and Southeastern Railway Company (Kentucky Division).

Bills were reported by the several committees, who were directed to prepare and bring in the same, of the following titles, viz:

By Mr. J. M. Wright, from the Committee on General Statutes—
A bill to amend an act, entitled "An act to regulate the taking up of property found adrift upon certain rivers in this Commonwealth."

By Mr. Prall, from the Committee on the Judiciary—
A bill to amend the charter of the city of Lexington.

By same—
A bill for the benefit of the Law Department of Kentucky University.

By Mr. Blakey, from the Committee on Corporate Institutions—
A bill to amend an act to reduce into one, amend, and digest the acts and amendatory acts incorporating the town of North Middle-town, in Bourbon county, approved March 28, 1872.

By Mr. Morin, from the Committee on Internal Improvement—
A bill to empower the county court of Garrard county to make additional subscriptions to the Lancaster and Buckeye Turnpike Road Company.

By Mr. D. W. Wright, from the Committee on Circuit Courts—
A bill to provide for holding a term of the Carter circuit court for the trial of equity causes, and motions triable by the court.

By Mr. Browning, from the Committee on Claims—
A bill for the benefit of B. J. Hobbs, an idiot of Graves county.

By Mr. Walker, from the Committee on County Courts—
A bill to provide for the purchase or erection of a school-house for district No. 48, in Graves county.

By Mr. Blakey, from the Committee on Corporate Institutions—
A bill to incorporate the Society of Friends of Garrard county, and authorize them to issue bonds to purchase burial ground.

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

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

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

The rule of the House and constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. J. M. Wright, from the Committee on the Judiciary, to whom was recommitted a bill, entitled

A bill to establish an additional justices' district in the county of Harlan.

Reported the same without amendment.

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

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

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

Bills from the Senate, of the following titles, were reported, without amendment, by the committees to whom they were referred, viz:

By Mr. Webb, from the Committee on Corporate Institutions—

An act to amend the charter of the town of Bellpoint, in Franklin county.

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

An act to amend an act, entitled "An act for the benefit of the personal representatives of Robert Foster, deceased."

Ordered, That said bills be read a third time.

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

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

Mr. Blackburn, from the Committee on the Judiciary, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to amend an act, entitled "An act to amend the charter of Bacon College," approved January 15, 1858,

Without expression of opinion thereon.

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

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

And the question being taken thereon, it was decided in the negative, two thirds of those present and voting not having voted therefor.

The yeas and nays being required thereon by Messrs. Blackburn and Stone, were as follows, viz:
Those who voted in the affirmative, were—

Wm. A. Allen, James W. Hannah, O. S. Parker,
D. H. Baker, C. C. Harvey, Robertson Payton,
H. C. Baker, John S. Herd, John A. Prall,
Church H. Blakey, Samuel C. Humphrey, John Preston,
Washington Chandler, Allen Jones, Geo. W. Riddle,
H. S. Chilton, A. S. Lewis, W. W. Sawyers,
S. E. G. Cole, F. M. Lowe, William Sellers,
Isham Cottingham, Samuel Lowe, W. M. Stevens,
B. C. Craddock, Thos. J. Mayo, Ben. Stout,
John Fible, James W. Meador, Geo. W. Strickler,
Richard P. Finn, Thomas M. Miller, G. M. Thomas,
J. T. Freeman, W. A. Morin, D. W. Wright—38.
R. P. Gresham, Mat. Nunan,

Those who voted in the negative, were—

Mr. Speaker (McCreary) Ulysses Garred, H. L. Stone,
W. W. Ayers, Nelson Hamilton, Geo. B. Turner,
W. N. Beckham, Thos. W. Henton, B. R. Walker,
B. G. Bidwell, John W. Keaney, J. Q. Ward,
J. C. S. Blackburn, W. T. Marshall, James D. Watson,
W. W. Browning, Pearson Miller, C. H. Webb,
C. M. Clay, jr., Thomas B. Montgomery, J. M. Wright,
Henderson Conlee, Thomas H. Reed, Geo. C. Young—25.
B. F. Duvall,

Mr. Blackburn moved to print and postpone the further consideration of said bill, and make the same the special order of the day for the 6th day of February next, at 10^{1/2} o'clock, A. M.

And the question being taken on said motion, it was decided in the negative.

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

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) B. F. Duvall, W. M. Stevens,
Wm. A. Allen, Thos. W. Henton, H. L. Stone,
W. W. Ayers, Allen Jones, Geo. B. Turner,
W. N. Beckham, W. T. Marshall, B. R. Walker,
B. G. Bidwell, James W. Meador, J. Q. Ward,
J. C. S. Blackburn, Pearson Miller, James D. Watson,
Church H. Blakey, Thomas M. Miller, C. H. Webb,
W. W. Browning, Thomas B. Montgomery, John S. Williams,
C. M. Clay, jr., Thomas H. Reed, Geo. C. Young—25.
Henderson Conlee,

Those who voted in the negative, were—

D. H. Baker, R. P. Gresham, O. S. Parker,
H. C. Baker, James W. Hannah, Robertson Payton,
Isaac N. Cardwell, C. C. Harvey, John A. Prall,
Washington Chandler, John S. Herd, John Preston,
Mr. J. M. Wright then moved to postpone said bill indefinitely.

And the question being taken on said motion, it was decided in the negative.

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

Those who voted in the affirmative, were—

W. W. Ayers,     C. C. Harvey,     J. W. Hannah,    John Preston,
D. H. Baker,      John S. Herd,     Geo. W. Riddle,  W. W. Sawyers,
H. C. Baker,      Samuel C. Humphrey, Wm. Sellers,
Samuel C. Humphrey, Wm. Sellers,
Wm. Sellers,      W. M. Stevens,
W. A. Morin,      Ben. Stout,
A. S. Lewis,      Geo. W. Strickler,
C. H. Webb,       G. M. Thomas,
J. T. Freeman,    D. W. Wright,

Those who voted in the negative, were—

Mr. Speaker (McCreary) Ulysses Garred, O. S. Parker,
Wm. A. Allen,      Nelson Hamilton,    Robertson Payton,
W. W. Beecham,     Thos. W. Henton,    Thos. H. Reed,
J. C. S. Blackburn, John Watts Kearny,  H. L. Stone,
W. T. Marshall,    F. M. Lowe,         Geo. B. Turner,
J. T. Freeman,     W. T. Marshall,
A. S. Lewis,       Geo. W. Strickler,
C. H. Webb,        G. M. Thomas,
J. T. Freeman,     D. W. Wright,

And then the House adjourned.
MONDAY, FEBRUARY 2, 1874.

A message was received from the Senate, announcing that they had concurred in an amendment proposed by this House, to a bill which originated in the Senate, entitled

An act to amend article 1 of chapter 59 of the General Statutes, and to repeal an act, entitled “An act to regulate the sale and storage of oils made from coal, petroleum, or other bituminous substances, and for the better protection of life and property,” approved March 21, 1870, and the acts amendatory thereto, severally approved February 24, 1870, and March 8, 1870, and further regulate the inspection and gauging burning fluids.

That they had disagreed to a bill, which originated in this House, entitled

An act to change the mode of advertising sales of real and personal estates by sheriffs and master commissioners in Hickman and Fulton counties.

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

An act to prohibit the destruction of fish in Tennessee river, or within one mile of the mouth of its tributaries.

An act to amend an act, entitled “An act to create a special road law for Pendleton county,” approved January 26, 1869.

An act to incorporate the Ballard County Coal and Transportation Company.

An act to amend an act, entitled “An act to establish an additional justices’ district in Bath county.”

An act to organize and establish a system of public schools in Owingsville, in Bath county.

An act to amend the charter of the Bath Seminary, incorporated by an act approved February 23, 1846.

An act to amend an act, entitled “An act to incorporate the Danville Gas-light Company.”

An act to amend an act, entitled “An act to amend and reduce into one the several acts in relation to the town of Danville.”
An act to authorize the county judge of Campbell county to appoint one day in each week upon which the justices of the peace for the Dayton and Bellevue magisterial district may hear civil causes.

An act to authorize the Muldrough's Hill Campbellsville, and Columbia Turnpike Road Company to borrow money.

An act for the benefit of Mason Morris, late sheriff of Edmonson county.

An act to repeal an act, entitled "An act to provide for the improvement of the public roads in Butler county."

An act to amend an act, entitled "An act to amend and reduce into one the several acts relating to the charter, and amendments thereto, of the town of Mt. Sterling."

An act to incorporate the town of California, in Campbell county.

With an amendment to the last named bill.

And that they had passed bills of the following titles, viz:

1. An act requiring certain advertisements to be inserted in the Spencer Journal of Spencer county.

2. An act for the benefit of the estate of Richard H. Lansdale, deceased.

3. An act to amend an act to amend the charter of the town of Hartford, approved 2d March, 1867.

4. An act to amend the charter of Williamstown, in Grant county.

5. An act to incorporate the Prison Reform Association of Kentucky as a branch of the National Prison Association of America.

6. An act to amend an act, entitled "An act to extend the limits of the town of Warsaw, and to amend, consolidate, and reduce into one all laws pertaining to said town.

7. An act to amend the charter of Hartford, in Ohio county.

8. An act for the benefit of school district No. 51, Hart county.

9. An act to amend the charter of the Cabin Creek Turnpike Road Company, in Lewis county.

10. An act for the benefit of L. P. Linley, late sheriff of McLean county.

11. An act for the benefit of John T. McClure, late sheriff of Grant county, and sureties.


Which were read the first time and ordered to be read a second time.
The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That they be referred—the 1st and 2d to the Committee on the Judiciary; the 3d, 4th, 5th, 6th, and 7th to the Committee on Corporate Institutions; the 8th to the Committee on Education; the 9th to the Committee on Internal Improvement; the 10th and 11th to the Committee on Ways and Means; and the 12th to the Committee on Banks.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a joint resolution, which originated in the Senate, of the following titles, viz:

An act to amend article 1 of chapter 59 of the General Statutes, and to repeal an act, entitled "An act to regulate the sale and storage of oils made from coal, petroleum, or other bituminous substances, and for the better protection of life and property," approved March 21st, 1870, and the acts amendatory thereto, severally approved February 24th, 1873, and March 8th, 1873, and further regulate the inspection and gauging burning fluids;

An act to provide for the improvement of Rockcastle river and its forks;

Resolution directing the firing of a national salute on the 8th day of January and 22d of February, 1874;

And also enrolled bills, which originated in this House, of the following titles, viz:

An act to increase the jurisdiction of justices of the peace in Crittenden, Caldwell, and other counties in this Commonwealth;

An act to amend an act, entitled "An act for the benefit of keepers of licensed stud-horses, jacks, and bulls;"

An act in relation to the town of Newtown, in Scott county;

An act to incorporate the town of Geigerville, in the counties of Boyd and Carter;

An act to amend chapter 28, article 5, section 5, title "Courts," of the General Statutes;

An act to amend chapter 92, article 10, section 2, title "Revenue and Taxation," of the General Statutes;

An act to grant and confirm unto the St. Louis and Southeastern Railway Company (consolidated) the rights, powers, privileges, franchises, and immunities of the Henderson and Nashville Railroad Company, the Evansville, Henderson, and Nashville Railroad Company, and the St. Louis and Southeastern Railway Company (Kentucky Division);
And had found the same truly enrolled.
Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

A message was received from the Senate, announcing that they had passed a bill, which originated in this House, entitled

An act for the benefit of the present lessees of the Idee Hotel.

And that they had passed a bill, entitled

An act to provide additional voting places in the city of Newport.
Which bill was read the first time and ordered to be read a second time.

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

Ordered, That said bill be referred to the Committee on Privileges and Elections.

The following petitions were presented, viz:

By Mr. Hannah—

1. The petition of disciples of Christ worshiping at Shoal Branch, in Morgan county, praying for certain amendments to the charter of Kentucky University.

By Mr. Freeman—

2. The petition of same worshiping at Pleasant Grove, in Whitley county, praying for same object.

By same—

3. The petition of same worshiping at Whetstone, in the county of Whitley, praying for same object.

By Mr. Strickler—

4. The petition of C. M. Fraize, clerk of Hardin circuit court, praying that certain fees be allowed him in criminal cases.

By Mr. Turner—

5. The petition of certain citizens of Perry county, praying that a law be passed to authorize William Boling and others to erect a dam across the Middle Fork of the Kentucky river at the mouth of the Meeting-house Branch.

By same—

6. The petition of citizens of Harlan county, praying for the passage of an act to exempt the citizens of said county from paying tax on the Wilderness Turnpike.

Which were received, the reading dispensed with, and referred—the 1st, 2d, and 3d to the Committee on the Judiciary; the 4th to the
Committee on Circuit Courts; and the 5th and 6th to the Committee on Propositions and Grievances.

The House, according to order, took up a bill, entitled 
A bill to prevent horse-stealing in Kentucky.

On motion of Mr. Wright, said bill was recommitted to the Committee on General Statutes.

Bills were reported by the committee who were directed to prepare and bring in the same, of the following titles, viz:

By Mr. J. M. Wright, from the Committee on General Statutes—
A bill to incorporate the town of Parkland, Jefferson county.

By same—
A bill to authorize the judges of the Bourbon and Elliott quarterly courts to appoint clerks of said courts.

By same—
A bill to amend article 4 of chapter 52 of the General Statutes.

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

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

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

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

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

A message was received from the Governor by Mr. Botts, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in this House, of the following titles, viz:

An act to authorize the board of directors of the Richmond and Lexington Turnpike Road Company to take stock in the Athens and Walnut Hill Turnpike Road Company.

An act relating to opening and repairing roads in Boone county.

An act to change the time of holding the September term of Shelby county quarterly court.

An act to amend an act to incorporate the Lebanon and Pope's Creek Turnpike Road Company.

An act to authorize the county court of Garrard county to sell and convey the poor-house farm, and reinvest the proceeds.
An act to prevent the destruction of fish in the ponds, lakes, and creeks in the counties of Hickman, Fulton, and Ballard, in this Commonwealth.

An act for the benefit of C. S. Mergell, of Louisville.

An act to amend the charter of the city of Augusta, in Bracken county.

An act to amend an act, entitled "An act to incorporate the Vanceburg, Dry Run, and Kinniconick Creek Turnpike Road Company."

An act amending the charter of the city of Paducah, making a husband responsible for taxes due on his wife's property when he collects her rents or uses her property.

An act to amend the charter of the city of Augusta, in Bracken county.

An act for the benefit of Hardin county.

An act to repeal an act, entitled "An act to amend the charter of the town of Marion, in Crittenden county."

An act for the benefit of John E. Brooks, late sheriff of Greenup county.

An act to amend the charter of the town of Stanford.

An act to protect the owners of property in this Commonwealth against damage by fire from steam-cars.

An act for the benefit of E. D. Kennedy, clerk of the Garrard circuit court.

An act to supply the county clerk's office with public books in Rockcastle county.

An act to legalize the official acts of the assessor and surveyor of Livingston county as deputies to the county clerk, and to authorize them to act as deputies for the Livingston county clerk.

An act to incorporate the Collins District School, in Henderson county.

An act to repeal an act, entitled "An act to amend chapter eighty-four (84) of the Revised Statutes, title 'Roads and Passways,'" approved February 20, 1869, so far as the same applies to Boyd, Carter, Pike, Lawrence, and other counties.

An act to amend section 9 of chapter 72 of the General Statutes.

An act to amend the 6th section of chapter 66 of the General Statutes.

An act to authorize the county courts of Lawrence and Jackson counties to fix and establish the width of public roads in said counties.
Bills from the Senate, of the following titles, were reported, with amendments, by the committee to whom same were referred, viz: 

By Mr. J. M. Wright, from the Committee on General Statutes. 

An act to amend chapter 22 of the General Statutes, title "Contracts."

By same—

An act to amend section 19, chapter 42, of General Statutes.

Ordered, That said bills be read a third time.

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

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

Mr. J. M. Wright, from the Committee on General Statutes, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to amend section 14, article 4, chapter 52, General Statutes.

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

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That section 14, article 4, of chapter 52, of the General Statutes, be amended so as to read as follows: "A divorce from the bond of matrimony shall bar all claim to curtesy or dower and distributive right."

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

Ordered, That said bill be read a second time.

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

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

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

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

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

Those who voted in the affirmative, were—

Those who voted in the negative, were—

J. T. Freeman, 
John S. Herd,
James D. Watson, 

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

Mr. J. M. Wright, from the same committee, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to amend article 6, chapter 41, title "Fees," General Statutes.

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

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

Ordered, That said bill be recommitted to the Committee on Retrenchment and Reform.

Mr. J. M. Wright, from the same committee, to whom was re-committed a bill, entitled

A bill to prevent horse-stealing in Kentucky,

Reported the same without amendment.

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

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That whoever arrests and confines a person in the jail of the county where such person shall have stolen a horse from any citizen of the Commonwealth of Kentucky, shall be entitled to a reward of fifty dollars, to be paid out of the Treasury of the State, and allowed by the court convicting such prisoner.

§ 2. That before the Auditor shall draw his warrant upon the Treasury for the above sum, said claim must be allowed by a circuit court, and certified as now required by law.

§ 3. This act to take effect from its passage.

Ordered, That said bill be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,
Ordered, That said bill be engrossed and read a third time.

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

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

Mr. Gresham then moved to reconsider the vote by which said bill was rejected.

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

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—

Newton Craig, John Fible, Richard P. Finn, James W. Hannah, Thos. W. Henton, Pearson Miller, Thomas M. Miller, John A. Prall, Thomas H. Reed,

Those who voted in the affirmative, were—

The House, according to order, took up and resumed the consideration of a bill, entitled
A bill changing the time of the meeting of the General Assembly.

The original bill is as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the stated biennial meeting of the General Assembly shall commence on the first Monday in January.

The amendment proposed as a substitute by Mr. H. C. Baker is as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the stated biennial meeting of the General Assembly shall commence on the 31st day of December: Provided, That when that day falls on Sunday, it shall commence on the 30th day of said month.

§ 2. All laws in conflict herewith are hereby repealed.

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

Mr. Bidwell moved an amendment to the amendment proposed by Mr. Baker.

Which was rejected.

Mr. Sanders moved to lay the bill and proposed amendment on the table.

And the question being taken on the motion of Mr. Sanders, it was decided in the negative.

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

Those who voted in the affirmative, were—

B. G. Bidwell, M. W. LaRue, Samuel M. Sanders,
Pat. Campion, W. T. Marshall, W. W. Sawyers,
S. E. G. Cole, James M. McArthur, H. L. Stone,
Henderson Conlee, J. B. McFerran, J. A. Wilson,
Newton Craig, W. A. Morin, John Wolf,

Those who voted in the negative, were—

Mr. Speaker (M'Creary)J. T. Freeman, Thomas M. Miller,
Wm. A. Allen, Ulysses Garred, Thos. B. Montgomery,
D. H. Baker, R. P. Gresham, Thos. J. Morehead,
H. C. Baker, Jas. W. Hannah, Mat Nunan,
W. N. Beckham, C. C. Harvey, Robertson Payton,
Church H. Blakey, Thomas W. Henton, John Preston,
W. W. Browning, John S. Herd, Thomas H. Reed,
Isaac N. Cardwell, Samuel C. Humphrey, Wm. Sellers,
Washington Chandler, Allen Jones, W. M. Stevens,
H. S. Chilton, R. A. Jones, Ben. Stout,
C. M. Clay, Jr., John Watts Kearny, Geo. W. Strickler,
Isham Cottingham, A. S. Lewis, G. M. Thomas,
B. C. Craddock, F. M. Lowe, B. R. Walker,
Richard D. Davis, Samuel Martin, J. Q. Ward,
B. F. Duvall, Thomas J. Mayo, James D. Watson,
John Fible, James W. Meador, Geo. C. Young—50.

Richard P. Finn, Pearson Miller,

Mr. Lowe and Mr. Thomas moved amendments to the substitute proposed by Mr. Baker.
Which were rejected.

The amendment proposed by Mr. Baker as a substitute for the original bill was then adopted.

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

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

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

Mr. H. C. Baker, from the Committee on General Statutes, to whom was recommitted a bill, entitled

A bill to amend subsection 3 of section 1 of article 7 of chapter 28 of the General Statutes, providing for pay of special judges,

Reported the same, with an amendment as a substitute therefor.
HOUSE OF REPRESENTATIVES.

Said amendment (substitute) is as follows, to-wit:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That subsections three and four of section one of article seven of chapter twenty-eight of the General Statutes be, and the same are hereby, repealed.

§ 2. The special judge elected under the provisions of section one of said article and chapter shall not receive any compensation except in case of the actual sickness of the regular judge, or some member of his family; and in each case the special judge shall receive for his services the sum of ten dollars for each day he shall be actually engaged in the trial of any cause pending in the court.

§ 3. The period of service must be certified by the clerk to the Auditor of Public Accounts, and the certificate indorsed by the judge of the court as a correct claim under this act; and the certificate, with the indorsement of the judge, shall be entered upon the records of the court before it is sent to the Auditor for payment. When presented as herein directed, the Auditor shall draw his warrant on the Treasurer in payment for the days so certified.

§ 4. This act shall also apply to special judges in criminal and in chancery courts and courts of common pleas, in which the regular judges receive the same salary from the State Treasury as the judges of the criminal courts, or at same rate where they receive a less salary.

§ 5. All laws in conflict with this act are hereby repealed.

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

Said amendment was adopted.

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

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

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

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

Those who voted in the affirmative, were—

Those who voted in the negative, were—

Isaac N. Cardwell,  M. W. LaRue,

Resolved, That the title thereof be so changed as to read,

A bill to regulate and fix the pay of special judges in circuit, chancery, criminal, and common pleas courts.

Mr. Blakey, from the Committee on Charitable Institutions, who were directed to prepare and bring in the same, reported a bill, entitled

A bill concerning the State House of Reform, and permanently establishing the Central Kentucky Lunatic Asylum.

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

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

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

Said bill being engrossed, was read a third time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Institution heretofore erected and known as a State House of Reform for Juvenile Delinquents, and by an act of the General Assembly, entitled “An act concerning the various charitable institutions of this Commonwealth,” approved 21st April, 1873, was partially changed into, and called the Fourth Kentucky Lunatic Asylum, be, and the same is hereby, declared to be the Central Kentucky Lunatic Asylum, and by that name it shall hereafter be known and called, and shall not any longer be used for the purposes of a State House of Reform for Juvenile Delinquents.

§ 2. For the purpose of erecting and providing building, rooms, and accommodations at said institution for colored lunatics, separate and apart from the whites, and for the purpose of enlarging the buildings and providing suitable accommodations for one hundred additional white persons above the present capacity of said institution, there is hereby appropriated the sum of one hundred thousand dollars; one third of the amount to be used in providing accommodations for colored lunatics to be paid out of the Public Treasury.
the expenditure of which is confided to the Governor and two commissioners to be appointed by him and confirmed by the Senate.

§ 3. The Governor and commissioners shall secure an architect to prepare plans and specifications for said buildings and improvements, which may be adopted or rejected by them, or accepted in a modified form; they may employ him or authorize or elect one of themselves to superintend said work; they shall advertise the letting of said work upon contract, in parcels or in whole, by inviting sealed bids, and shall award the contracts to the lowest and best bidder; make written contracts, and always reserve thirty per cent. upon the estimates of work done until the undertaking is fully finished and accepted by them.

§ 4. The Auditor shall draw his warrant on the Treasurer for said money, from time to time, upon the written order of the Governor; and the Governor and commissioners shall report to the General Assembly how they have expended said money, showing a voucher for each amount paid out.

§ 5. So soon as said improvements have so far progressed as that additional lunatics can be received and lodged there, it shall be the duty of the Governor to give notice thereof, and have them removed accordingly, as provided in section fifteen of said act, approved 21st April, 1873: Provided, however, That the colored lunatics shall be kept separate and apart from the whites, and the First and Second and Central Kentucky Lunatic Asylums shall each hereafter be used for the reception and treatment of lunatics without regard to whether the case is chronic or acute, and the said act approved 21st April, 1873, is amended accordingly.

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

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

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Mr. Creary) John Fible, Richard P. Finn, Ulysses Garred,
Edward Badger, R. P. Gresham, C. C. Harvey,
D. H. Baker, Thos. W. Henton, R. A. Jones,
W. N. Beckham, John Watts Kearny, W. W. Browning,
J. C. S. Blackburn, M. W. LaRue, Pat. Campion,
Church H. Blakey, A. S. Lewis, Isaac N. Cardwell,
W. W. Browning, F. M. Lowe, C. M. Clay, jr.,
Pat. Campion, W. T. Marshall, H. S. Chilton,
Samuel Martin, James M. McArthur, Henderson Conlee,
J. B. McFerran, Isham Cottingham,
Thos. J. Morehead, W. A. Morin, John Preston,
W. A. Morin, Thomas H. Reed, Geo. W. Riddle,
John Preston, W. W. Sawyers, W. M. Stevens,
Geo. W. Riddle, H. L. Stone, Ben. Stout,
A. S. Lewis, Geo. W. Strickler, Geo. M. Thomas,
W. T. Marshall, Geo. B. Turner, B. R. Walker,
J. B. McFerran, A. S. Lewis, W. M. Stevens,
Isham Cottingham, W. W. Browning, Pat. Campion,
John Watts Kearny, M. W. LaRue, A. S. Lewis,
F. M. Lowe, W. T. Marshall, Samuel Martin,
James M. McArthur, J. B. McFerran, Isham Cottingham,
B. C. Craddock,  
Newton Craig,  
Richard D. Davis,  
B. F. Duvall,  

James W. Meador,  
Pearson Miller,  
Thomas M. Miller,  
Thos. B. Montgomery, Geo. C. Young—57.

Those who voted in the negative were:

Wm. A. Allen,  
B. G. Bidwell,  
Washington Chandler, Allen Jones,  
J. T. Freeman,  
Nelson Hamilton,  
James W. Hannah,  

John S. Herd,  
Samuel C. Humphrey, Samuel M. Sanders,  
Thos. J. Mayo,  
Mat. Nunan,  
O. S. Parker,  

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

The House then took up an unfinished order of Saturday last, viz:

A bill to amend an act, entitled "An act to amend the charter of Bacon College," approved January 15, 1858.

Mr. Finn moved to lay said bill on the table.

Mr. Stone moved a call of the House.

And the question being taken on the motion of Mr. Stone, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Stone and R. A. Jones, were as follows, viz:

Those who voted in the affirmative were:

Mr. Speaker (Mr. Creary) Thos. W. Henton,  
Wm. A. Allen,  
W. N. Beckham,  
B. G. Bidwell,  
J. C. S. Blackburn,  
W. W. Brownning,  
Stephen R. Campbell,  
Henderson Conlee,  
Isham Cottingham,  
Newton Craig,  
B. F. Duvall,  
Nelson Hamilton,  

R. A. Jones,  
John Watts Kearny,  
M. W. LARue,  
J. B. McFerran,  
N. D. Miles,  
Pearson Miller,  
Thomas M. Miller,  
Thos. B. Montgomery, C. H. Webb,  
Thos. J. Morehead,  
W. A. Morris,  
Robertson Payton,  

Thomas H. Reed,  
Samuel M. Sanders,  
C. C. Scales,  
H. L. Stone,  
Geo B. Turner,  
B. R. Walker,  
J. Q. Ward,  
James D. Watson,  
Geo. C. Young—36.

Those who voted in the negative were:

D. H. Baker,  
H. C. Baker,  
Church H. Blakey,  
Isaac N. Cardwell,  
H. S. Chilton,  
C. M. Clay Jr.,  
S. E. Cole,  
B. C. Craddock,  
John Fible,  
Richard P. Finn,  
J. T. Freeman,  
Ulysses Garred,  

R. P. Gresham,  
James W. Hannah,  
C. C. Harvey,  
John S. Herd,  
Samuel C. Humphrey, Allen Jones,  
A. S. Lewis,  
Samuel Martin,  
Thomas J. Mayo,  
James M. McArthur,  
W. A. Morin,  

John A. Prall,  
John Preston,  
Geo. W. Riddle,  
W. W. Sayers,  
Wm. Sellers,  
W. M. Stevens,  
Ben. Stout,  
Geo. W. Strickler,  
G. M. Thomas,  
J. A. Wilson,  
J. M. Wright—35.
The roll was then called, and the following members, being present, responded to their names, viz:

Mr. Speaker (M'Creary) Nelson Hamilton, Mr. Speaker (M'Creary) Nelson Hamilton, Robert Payton,
Wm. A. Allen, James W. Hannah, John A. Prall,
D. H. Baker, C. C. Harvey, John Preston,
H. C. Baker, Thos. W. Henton, Thos. H. Reed,
W. N. Beckham, John S. Herd, Geo. W. Riddle,
B. G. Bidwell, Samuel C. Humphrey, Sam'l M. Sanders,
J. C. S. Blackburn, Allen Jones, W. W. Sawyers,
Church H. Blakey, A. S. Lewis, C. C. Scales,
W. W. Browning, John Watts Kearny, Wm. Sellers,
Stephen R. Campbell, M. W. LaRue, W. M. Stevens,
Pat. Campton, A. S. Lewis, H. L. Stone,
Isaac N. Cardwell, F. M. Lowe, Ben. Stout,
Washington Chandler, W. T. Marshall, Geo. W. Strickler,
H. S. Chilton, Samuel Martin, G. M. Thomas,
C. M. Clay, jr., Thomas J. Mayo, Geo. B. Turner,
S. E. G. Cole, James M. McArthur, B. R. Walker,
Henderson Conlee, J. B. McCferran, J. Q. Ward,
Islam Cottingham, N. D. Miles, James D. Watson,
B. C. Craddock, Pearson Miller, C. H. Webb,
Newton Craig, Thomas M. Miller, John S. Williams,
B. F. DuVall, Thos. B. Montgomery, John Wolf,
John Fible, Thos. J. Morehead, D. W. Wright,
Richard P. Finn, W. A. Morin, J. M. Wright,
J. T. Freeman, W. A. Morris, Geo. C. Young—77,
Ulysses Garred, Mat. Nunan,
R. P. Gresham, O. S. Parker,

On motion of Mr. Blakey, further proceedings under the call of the House were then dispensed with.

The question was then taken on the motion of Mr. Finn to lay said bill on the table, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. R. A. Jones and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

Wm. A. Allen, J. T. Freeman, W. A. Morin,
H. C. Baker, R. P. Gresham, Mat. Nunan,
Church H. Blakey, James W. Hannah, John A. Prall,
Pat. Campion, C. C. Harvey, John Preston,
Isaac N. Cardwell, John S. Herd, Geo. W. Riddle,
Washington Chandler, Samuel C. Humphrey, W. W. Sawyers,
H. S. Chilton, Allen Jones, Wm. Sellers,
S. E. G. Cole, A. S. Lewis, Ben. Stout,
B. C. Craddock, Samuel Martin, Geo. W. Strickler,
John Fible, Thomas J. Mayo, G. M. Thomas,
Those who voted in the negative, were—

Mr. Speaker (M’Creary) Thos. W. Henton, Robertson Payton, Thos. H. Reed,
D. H. Baker, R. A. Jones, Thomas H. Reed,
W. N. Beckham, John Watts Kearny, Samuel M. Sanders,
B. G. Bidwell, M. W. LaRue, C. C. Scales,
J. C. S. Blackburn, F. M. Lowe, W. M. Stevens,
W. W. Browning, W. T. Marshall, H. L. Stone,
Stephen R. Campbell, J. B. McFerran, Geo. B. Turner,
C. M. Clay, jr., N. D. Miles, B. R. Walker,
Henderson Conlee, Pearson Miller, J. Q. Ward,
Isham Cottingham, Thomas M. Miller, C. H. Webb,
Newton Craig, Thos. B. Montgomery, John S. Williams,
Richard D. Davis, Thomas J. Morehead, J. A. Wilson,
B. F. Duvall, W. A. Morris, John Wolf,
Ulysses Garred, O. S. Parker, Geo. C. Young—43.

Mr. D. W. Wright then moved an amendment as a substitute for said bill.

Mr. Scales moved an amendment to the amendment proposed by Mr. D. W. Wright.

On motion of Mr. Blackburn,

Ordered, That said bill, substitute, and amendment proposed thereto, be printed, and that the consideration of the same be postponed to, and made the special order of the day for, Monday next, at 10 o’clock, A. M.

Mr. Finn, from the Committee on Ways and Means, who were directed to prepare and bring in the same, reported a bill, entitled

A bill for the relief of the sheriff of Hancock county. Which bill was read the first time and ordered to be read a second time.

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

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

Said bill being engrossed, was read a third time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Auditor be, and he is hereby, directed to draw his warrant in favor of G. W. Taylor, sheriff of Hancock county, on the Treasury for $284 88, which amount was paid by said sheriff into the Treasury, being five per cent. under act 22d March, 1871, on revenue which said sheriff failed to pay in by the 1st April, 1872.

§ 2. That Geo. W. Taylor, sheriff as aforesaid, is hereby released from the payment of $329 02, being amount charged against said sheriff on account of revenue of 1872 not paid into the Treasury by 1st April, 1873, under act of 22d March, 1871: Provided, however, That sheriff of Hancock county shall first satisfy, by the same state—
ment of himself and deputies, the Auditor that the said five per cent. has not been collected by himself or deputies from the tax-payers of said county, and the said relief hereby granted shall only apply to that part of said five per cent. that has not been collected from said tax-payers.

§ 3. That the amount of $263 52, being damages adjudged against said sheriff in the Franklin circuit court in favor of the Commonwealth of Kentucky, upon revenue of 1872, be, and the said sheriff is hereby released from the payment of said damages.

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

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

The yeas and nays being taken thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) R. P. Gresham, W. A. Morris,
Wm. A. Allen, Nelson Hamilton, Mat. Nunan,
H. C. Baker, James W. Hannah, O. S. Parker,
W. N. Beckham, C. C. Harvey, Robertson Payton,
B. C. Bidwell, Thomas W. Henton, John Preston,
J. C. S. Blackburn, John S. Hord, Thomas H. Reed,
Church H. Blakey, Samuel C. Humphrey, Geo. W. Riddle,
W. W. Browning, Allen Jones, W. W. Sawyers,
Stephen R. Campbell, John Watts Kearny, C. C. Scales,
Pat. Campion, A. S. Lewis, Wm. Sellers,
Isaac N. Cardwell, F. M. Lowe, W. M. Stevens,
Washington Chandler, Samuel Martin, H. L. Stone,
H. S. Chiton, James M. McArthur, Geo. W. Strickler,
C. M. Clay, jr., J. B. McFerran, G. M. Thomas,
S. E. G. Cole, James W. Meador, Geo. B. Turner,
Henderson Conlee, N. D. Miles, B. R. Walker,
Isahm Cottingham, Pearson Miller, J. Q. Ward,
B. C. Craddock, Thos. M. Miller, C. H. Webb,
Newton Craig, Thos. B. Montgomery, J. A. Wilson,
John Fible, Thos. J. Morehead, D. W. Wright,
Glyde Garred, W. A. Morin, Geo. C. Young—63.

In the negative—none.

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

Bills from the Senate, of the following titles, were reported by the committees to whom they were referred, viz:

By Mr. Strickler, from the Committee on Corporate Institutions—

An act to amend the charter of the Methodist Episcopal Church, South, Widows and Orphans' Home.

63-8. R.
By Mr. Stone, from the Committee on the Judiciary—
An act to amend chapter No. 75 of the General Statutes, entitled "Master Commissioners, Receivers, and other Commissioners in Equity."
With an amendment to the last named bill.
Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.
The rule of the House and constitutional provision as to the third reading of said bills being dispensed with,

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

Bills were reported by the several committees, who were directed to prepare and bring in the same, of the following titles, viz.:

By Mr. Walker, from the Committee on County Courts—
A bill to provide for the improvement of the public roads in Grayson county.

By Mr. Morin, from the Committee on Internal Improvement—
A bill to incorporate the Shiloh Church and Pittman's Creek Turnpike Road Company.

By Mr. Lewis, from the Committee on Charitable Institutions—
A bill to incorporate Franklin Colored Benevolent Society, of Franklin.

By Mr. Webb, from the Committee on Corporate Institutions—
A bill to amend an act, entitled "An act to incorporate the town of Glenville, in Adair county.

By Mr. Strickler, from the same committee—
A bill to amend an act incorporating the town of Upton, in Hardin and Larue counties.

By Mr. McFerran, from the Committee on Claims—
A bill for the benefit of Isaac K. Baker, late sheriff of Perry county.

By Mr. Kearny, from the Committee on Ways and Means—
A bill for the benefit of Jno. W. Howard, sheriff of Harlan county.

By Mr. Ward, from the Committee on the Judiciary—
A bill to amend an act, entitled "An act to provide for the construction and completion of turnpike roads in Harrison county."

By same—
A bill to amend an act, entitled "An act for the benefit of the Cynthia and Paddy's Run and Lair's Station Turnpike Road Company."
Which bills were read the first time and ordered to be read a second time.

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

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

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

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

Mr. Ward, from the Committee on the Judiciary, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to provide for the erection of mill-dams on main Licking river.

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

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

And the hour for adjourning, under the rule, having arrived, the further consideration of said bill was cut off.

And then the House adjourned.
TUESDAY, FEBRUARY 3, 1874.

Mr. Reed presented the petition of Tom. B. Carter and Robert Gallagher, praying the passage of an act allowing them compensation for the arrest of a certain criminal.

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

A message was received from the Senate, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

- An act to repeal an act, entitled "An act to charter the Barren County Bank."
- An act to amend the charter, and amendments thereto, of the Deposit Bank of Glasgow.
- An act for the benefit of S. S. Farris, sheriff of Barren county, and his securities.
- An act to amend section 2, article 6, chapter 15, General Statutes.
- An act to define and fix the boundaries of the Murray common school district, and to re-enact an act, entitled "An act for the benefit of the Murray Male and Female Institute," approved March 17th, 1870.
- An act for the benefit of the jailer of Spencer county.
- An act to provide for the registration of marriages, births, and deaths.
- An act for the benefit of Samuel K. Baird, assessor of Spencer county.
- An act to incorporate the Hopkinsville Plow Manufacturing Company.
- An act to amend an act, entitled "An act to incorporate the town of Dulaney," which became a law February 3d, 1873.
- An act to amend the charter of the town of Princeton, and to confer certain powers upon the board of trustees thereof.

That they had concurred in a resolution, which originated in this House, entitled

Resolution directing Public Librarian to purchase certain books.
That they had passed bills, which originated in this House, of the following titles, viz:

An act to amend subsection 2 of section 1 of chapter 31 of the General Statutes.

An act to establish an additional justices' district in the county of Harlan.

An act for the benefit of Haywood Gilbert, late sheriff of Clay county.

An act to amend an act, entitled "An act for the benefit of the officers and soldiers of the 31st Regiment Enrolled Militia," approved February 7, 1866.

An act to empower the county court of Garrard county to make additional subscriptions to the Lancaster and Buckeye Turnpike Road Company.

An act to provide for holding a term of the Carter circuit court for the trial of equity causes, and motions triable by the court.

An act for the benefit of B. J. Hobbs, an idiot of Graves county.

An act to incorporate the Society of Friends of Garrard county, and authorize them to issue bonds to purchase a burial ground.

An act to amend the charter of the town of Nicholasville.

And that they had passed bills of the following titles, viz:

1. An act to amend chapter 61 of the General Statutes by further providing compensation to jailers.

2. An act to amend articles 7 and 12 of chapter 18 of the General Statutes.

3. An act to amend an act, entitled "An act to pay military claims audited by the Quarter-Master General," approved March 28, 1872.

4. An act for the benefit of Wm. Brame, trustee for Fabian Brame, of the county of Webster.

5. An act to regulate the responsibility of innkeepers.

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

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with.

Ordered, That they be referred—the 1st and 2d to the Committee on General Statutes; the 3d to the Committee on Military Affairs; the 4th to the Committee on Claims; and the 5th to a select committee, consisting of Messrs. J. M. Wright, Reed, and Davis, with instructions to report thereon to-morrow at 12 o'clock, M.
Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend an act, entitled "An act for the benefit of the personal representatives of Robert Foster, deceased;"

An act to amend the charter of the town of Bellpoint, in Franklin county;

And also enrolled bills, which originated in this House, of the following titles, viz:

An act for the benefit of Stephen Nethercutt, late sheriff of Carter county; Seth Parker, Samuel Ellis, and R. B. Lovel, late sheriffs of Lewis county; and W. S. Crumbaugh, late sheriff of Lyon county, and their deputies;

An act to prohibit the destruction of fish in Tennessee river, or within one mile of the mouth of its tributaries;

An act authorizing the county court of Magoffin county to dispose of its land warrants at the rate of two dollars and fifty cents per one hundred acres;

An act for the benefit of the present lessees of the Idee Hotel;

An act to amend the charter of the Bath Seminary, incorporated by an act approved February 23, 1843;

An act to incorporate the Catholic Benevolent Society of Mt. Sterling;

An act to authorize the county judge of Campbell county to appoint one day in each week upon which the justices of the peace for the Dayton and Bellevue magisterial district may hear civil causes;

An act for the benefit of Mason Morris, late sheriff of Edmonson county;

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

On motion of Mr. J. M. Wright, leave was given to bring in a bill regulating the practice in suits under section 12 of the city charter of Louisville.

Ordered, That the Committee on General Statutes prepare and bring in the same.

Bills were reported by the committees who were directed to prepare and bring in the same, of the following titles, viz:

By Mr. H. C. Baker, from the Committee on General Statutes—A bill to amend article 18, chapter 38, of the General Statutes.
By Mr. J. M. Wright, from the same committee—
A bill regulating the practice in suits under section 12 of the city charter of Louisville, and amendments thereto.

By Mr. McFerran, from the same committee—
A bill to amend an act, entitled “An act to incorporate the Trustees of the Theological Seminary, under the care of the General Assembly of the Presbyterian Church of the United States of America, at Danville, State of Kentucky,” approved January 28, 1854.

By Mr. Ward, from the Committee on Codes of Practice—
A bill to amend article 21 of chapter 28 of the General Statutes.

By same—
A bill to amend chapter 4 of title 5 of the Criminal Code.

By Mr. Stone, from the same committee—
A bill to amend section 5, article 5, chapter 28, of the General Statutes, title “Courts.”

By same—
A bill to amend section 154 of the Criminal Code of Practice.

By same—
A bill to legalize certain orders of the Larue county court of claims.

By same—
A bill to amend section 740 of the Civil Code.

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

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

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

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

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

Bills from the Senate, of the following titles, were reported, without amendment, by the committee to whom same were referred, viz:

By Mr. Baker, from the Committee on General Statutes—
An act to amend and continue in force an act, entitled “An act for the benefit of keepers of licensed stud-horses, jacks, and bulls,” which became a law April 15, 1873.

By same—
An act to amend section 14, chapter 75, General Statutes.
Ordered, That said bills be read a third time.

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

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

Mr. Ward, from the Committee on Codes of Practice, to whom were committed House bills of the following titles, viz:

A bill to amend section 437 of the Civil Code of Practice.
A bill to amend title 11 of the Civil Code of Practice.

Reported the same without amendment, and with the expression of opinion by the committee that said bills ought not to pass.

The question was then taken on ordering said bills to be engrossed and read a third time, the objections of the committee to the contrary notwithstanding, and it was decided in the negative.

And so said bills were rejected.

Mr. H. C. Baker, from the Committee on General Statutes, to whom was re-committed a bill, entitled

A bill fixing the compensation of members of the General Assembly,

Reported the same without amendment.

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

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—

February 3, 1812.

The third reading of the bill was in order.

The bill was passed, to be as

An Act to cross a resolution was


Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, the members of the House of Representatives shall severally receive from the Public Treasury four hundred and fifty dollars as a compensation for their services for the term for which they were elected; and members of the Senate shall severally receive from the Public Treasury nine hundred dollars as a compensation for their services for the term for which they were elected. In case of the death of a member of either House, his personal representative shall be entitled to draw the amount due said member. Each member shall receive fifteen cents per mile for the necessary travel in going to and returning from the sessions of their respective Houses.

§ 2. For each day that a member may be absent from the session of the General Assembly, without good cause, five dollars shall be deducted from his compensation. The clerk of each House shall, at the end of each session, furnish the Auditor a statement showing the number of days that each member may have been absent; and from this statement the Auditor shall make up the account of each member.

§ 3. For attending a session of the General Assembly, convened upon the order of the Governor, the members shall severally receive from the Public Treasury a compensation for their services, which shall be five dollars a day during their actual attendance on, and fifteen cents per mile for the necessary travel in going to and returning from the sessions of their respective Houses.

§ 4. During the session, the Auditor may draw, in favor of the members of each House, on the Treasurer, at the rate of not exceeding three dollars per day for the time in actual attendance; and at the end of the session, may draw the amount then due them.

§ 5. Should any member of either branch of the General Assembly die, resign, or be expelled, after the General Assembly in which he shall be entitled to serve shall have convened in regular session, compensation shall be paid, as herein indicated, in the same proportion as the time he shall have served shall bear to the number of days that the General Assembly shall be in session during the term for which he shall have been elected to serve; and the person elected to fill the vacancy thus created shall be paid the residue of the salary fixed by this act.

§ 6. This act shall not apply to the present General Assembly, nor to Senators now in office. Should any vacancy in the office of any Senator now in office occur before his term shall have expired, the person elected to fill the same shall be entitled to receive the same compensation now allowed by law.

64-H. R.
Mr. McFerran, from the Committee on General Statutes, to whom was referred a bill from the Senate, entitled
An act to amend chapter 75, General Statutes,
Reported the same without amendment.
On motion of Mr. D. W. Wright,
Ordered, That said bill be printed, and made a special order for 13th February next.
Mr. J. M. Wright, from the Committee on General Statutes, who were directed to prepare and bring in the same, reported a bill, entitled
A bill to facilitate the collection of county levies and other county taxes.
Which bill was read the first time and ordered to be read a second time.
The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,
Mr. Stone moved an amendment.
Which was adopted.
Mr. Clay moved an amendment.
Which was adopted.
Ordered, That said bill, as amended, be engrossed and read a third time.
The rule of the House and constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.
Mr. Ward, from the Committee on Codes of Practice, who were directed to prepare and bring in the same, reported a bill, entitled
A bill to amend section 96 of the Code of Practice in criminal cases.
Which bill was read the first time and ordered to be read a second time.
The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,
Mr. Walker moved an amendment.
Which was adopted.
Ordered, That said bill, as amended, be engrossed and read a third time.
The rule of the House and constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

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

Mr. J. M. Wright, from the Committee on General Statutes, to whom had been recommitted a bill, entitled

A bill to amend chapter 84 of the General Statutes,
Reported the same without amendment.

Mr. Stone moved an amendment.
Which was adopted.

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

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

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

Mr. Stone, from the Committee on Codes of Practice, who were directed to prepare and bring in the same, reported bills of the following titles, viz:  
1. A bill to amend section 642 of the Civil Code of Practice.
2. A bill to amend section 709 of the Civil Code.

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

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

Ordered, That said bills be printed, and the 1st be made the special order for Thursday, 5th, February, at 11 o'clock, and the 2d placed in the orders of the day.

The House then took up the amendment proposed by the Senate, to a bill which originated in this House, entitled

An act to incorporate the town of California, in Campbell county.
Said amendment was concurred in.

The House then proceeded to the consideration of a resolution, entitled

Resolution appropriating money to build a monument over the grave of Capt. Wm. Hardin, in Breckinridge county.

Mr. McKinney moved the following amendment, viz:

That the Governor of this State be, and he is hereby, authorized and directed to seek out and bring the remains of all other Kentuckians.
who have given up the ghost in defense of the American flag in the Revolutionary war, in the last war with England, and all Indian wars whatever, and cause them to be interred in the cemetery at Frankfort, and place suitable monuments to their memory, the costs of which shall be paid out of the State Treasury on the Auditor's warrant.

Mr. Graves moved to amend the amendment of Mr. McKinney as follows, viz:

Amend by adding after the words “Indian wars whatever,” the words “and the Mexican war.”

The question being taken, both amendments were separately rejected.

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

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


Mr. J. M. Wright then moved to reconsider the vote by which the resolution in relation to monument over the grave of Wm. Hardin was rejected.

Which was simply entered.
The House then proceeded to the consideration of a resolution, entitled

A resolution directing the Governor to have offices prepared for the Superintendent of Public Instruction in the Fire-proof Offices in Frankfort.

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

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


Mr. Ward, from the Committee on the Judiciary, reported a bill, entitled

A bill to provide for the erection of mill-dam on main Licking river.

The question was taken on ordering said bill to be engrossed and read a third time, and it was decided in the negative.

Mr. Ward then moved to reconsider the vote by which said bill was rejected.
Which motion was simply entered.
Mr. Clay, from the Committee on Banks, to whom was referred a bill from the Senate, entitled
An act for the benefit of Allen, Harbison & Co., of Augusta, in Bracken county,
Reported the same without amendment.
Ordered, That said bill be read a third time.
The rule of the House and constitutional provision as to the third reading of said bill being dispensed with,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Bills from the Senate, of the following titles, were reported, without amendment, by the committees to whom they were referred, viz:
By Mr. Clay, from the Committee on Banks—
An act to amend the charter of the Caverna Deposit Bank, in Hart county.
By Mr. Webb, from the Committee on Corporate Institutions—
An act to amend an act, entitled "An act to incorporate the town of Horse Cave," approved March 15th, 1869.
By Mr. Young, from the same committee—
An act to incorporate the town of Rowlett's Station, in Hart county.
By Mr. Strickler, from the same committee—
An act to amend an act, entitled "An act to amend and reduce into one the several acts concerning the city of Henderson," approved February 11, 1867, and the several acts amendatory thereto.
By Mr. Webb, from the same committee—
An act to amend an act, entitled "An act to incorporate the town of Cairo, in Henderson county."
Ordered, That said bills be read a third time.
The rule of the House and constitutional provision as to the third reading of said bills being dispensed with,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills were reported by the several committees, who were directed to prepare and bring in the same, of the following titles, viz:
By Mr. Blakey, from the Committee on Corporate Institutions—
A bill in relation to the town of Flemingsburg.
By Mr. Young, from the same committee—
A bill to amend the charter of the town of Mt. Carmel, in Fleming county.

By Mr. Webb, from the same committee—
A bill to incorporate the Library Association in Cairo, Henderson county.

By Mr. Jenkins, from the Committee on Propositions and Grievances—
A bill to regulate official advertisements in the county of Henry.

By Mr. Walker, from the Committee on County Courts—
A bill to incorporate the trustees of the Presbyterian Church at Columbus.

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

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,
Ordered, That said bills be engrossed and read a third time.

The rule of the House and constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. McFerran, from the Committee on Claims, who were directed to prepare and bring in the same, reported a bill, entitled
A bill for the benefit of Geo. L. Petty, assessor of Henry county.
Which was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,
Ordered, That said bill be engrossed and read a third time.

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) Nelson Hamilton,  Robertson Payton,
Wm. A. Allen,         James W. Hannah,       John A. Prall,
WHEREAS, George L. Petty, assessor of Henry county, having failed to take the oath prescribed by the second section of the act approved March 28th, 1872, entitled "An act to amend chapter 83 of the Revised Statutes, title 'Revenue and Taxation,'" the Auditor of Public Accounts did not feel authorized to pay, and did not pay, said Petty for his services for taking the lists of taxable property for said county for the year 1873; and whereas, said Petty having performed said services fully and satisfactorily in all respects, except in not complying with said second section of said act as represented to this General Assembly, and being assured that he failed of his duty in that regard in consequence of his ignorance of the law; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be authorized to draw his warrant on the Treasurer in favor of George L. Petty, assessor of Henry county, for the amount due and owing him for services for listing the taxable property, &c., of said county for the year 1873.

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

Mr. D. W. Wright, from the Committee on Claims, who were directed to prepare and bring in the same, reported a bill, entitled

A bill for the benefit of Henderson Conlee, of Powell county.

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

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,
Ordered, That said bill be engrossed and read a third time.

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

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

The yeas and nays being taken thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be, and he is hereby, directed to draw his warrant on the Treasury in favor of Henderson Conlee for the sum of two hundred and fifty dollars, payable out of any money in the Treasury not otherwise appropriated, being compensation to said Conlee for arresting and placing in jail in the State of Virginia one James Johnson, an escaped convict from the Kentucky Penitentiary, and his expenses attending his services in arresting said Johnson and placing him in jail.

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

Mr. Ayers, from the Committee on Moral and Religious Institutions, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to prohibit sale of spirituous liquors in Fulton county.

65-H. R.
Which bill was read the first time and ordered to be read a second time.

The hour of adjournment having arrived, pending the consideration thereof the House adjourned.

WEDNESDAY, FEBRUARY 4, 1874.

A message was received from the Senate, announcing that they had concurred in amendments proposed by this House, to bills which originated in the Senate, of the following titles, viz:

An act to amend chapter 49 of the General Statutes.

An act to amend chapter No. 75 of the General Statutes, entitled "Master Commissioners, Receivers, and other Commissioners in Equity."

That they had passed a bill, which originated in this House, entitled

An act to provide for the purchase or erection of a school-house for district No. 43, in Graves county.

With an amendment.

And that they had passed bills of the following titles, viz:

1. An act to apportion representation in the Senate and House of Representatives.

2. An act to incorporate the Kentucky Odd Fellows' Insurance Company.

3. An act to create and incorporate a clearing house in the city of Louisville.

4. An act to repeal section 52, article 11, chapter 39, General Statutes, title "Executors and Administrators."

5. An act to amend an act, entitled "An act to incorporate the Cincinnati, Covington, and Cumberland Gap Railroad Company."

6. An act providing for the payment of the cost and expenses incurred before the Senate Committee on Privileges and Elections in the investigation of the controversy between Edmund Woolridge...
and W. C. Goodloe, as to who was entitled to a seat in the present Senate from the 27th Senatorial District.

7. An act for the benefit of Ohio county.

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

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

Ordered, That they be referred—the 1st to the Committee on Appropriation of this House; the 2d to the Committee on Insurance; the 3d to the Committee on Banks; the 4th to the Committee on General Statutes; the 5th to the Committee on Railroads; the 6th to the Committee on Claims; and the 7th to the Committee on County Courts.

A message was received from the Senate, asking leave to withdraw their announcement of the passage of a bill, entitled

An act for the benefit of the creditors of the Institution for the Education and Training of Feeble-minded Children.

Which was granted, and the bill was placed in custudy of the Senate.

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

On motion of Mr. Sanders—


On motion of Mr. Campbell—

2. A bill to incorporate the Fleming, Mason, Nicholas, Robertson, and Bath Counties Agricultural and Mechanical Association.

On motion of Mr. Chilton—

3. A bill to incorporate the Pleasureville and Eminence Turnpike Company.

On motion of Mr. Lowe—

4. A bill to provide for the erection of mill-dams across main Licking river, in this Commonwealth.

On motion of same—

5. A bill for the better protection of sheep in this Commonwealth.

On motion of Mr. Ward—

6. A bill for the benefit of Achilles Perrin, of Harrison county.

On motion of Mr. Lowe—

7. A bill for the protection of stud-horse, jackass, and bull-keepers in this Commonwealth.
On motion of Mr. Ward—
8. A bill for the erection of mill-dams, not exceeding four feet high, on Licking river.
On motion of same—
9. A bill to amend the charter of the town of Berryville, in Harrison county.
On motion of Mr. Allen Jones—
10. A bill asking an appropriation of the revenue tax in Pulaski county, for the year 1874, for the building of a court-house in Pulaski county, excepting school tax.
On motion of Mr. Craig—
11. A bill to incorporate the Blue Grass Manufacturing Company.
On motion of Mr. Clay—
12. A bill to amend the charter of Millersburg, Bourbon county.
On motion of Mr. Marshall—
13. A bill to authorize the sale of Augusta College.
On motion of Mr. Payton—
On motion of Mr. Parker—
15. A bill to amend section 52, article 2, chapter 39, General Statutes, entitled “Executors and Administrators.”
On motion of Mr. Duvall—
16. A bill to charter the Frankfort and Lewis Ferry Turnpike Road Company.
On motion of Mr. Powers—
17. A bill for the benefit of R. Y. Bush, of Hancock county.
On motion of Mr. Turner—
18. A bill to repeal a part of the Wilderness Turnpike Road leading from Livingston Station to Cumberland Gap.
On motion of Mr. Miles—
19. A bill to redistrict the county of Jessamine.
On motion of Mr. Thomas—
20. A bill for the benefit of L. B. Piersel, of Lewis county.
On motion of Mr. Montgomery—
21. A bill to prevent the destruction of fish in Rockcastle river and its tributaries.
On motion of Mr. LaRue—
22. A bill for the benefit of Jacob Graff and Thomas Laws, of Louisville.
On motion of same—
23. A bill to amend chapter 1057, entitled "An act to incorporate Herman Lodge, No. 139, A. D. O. H., of Louisville.
On motion of Mr. Speaker McCreary—
24. A bill to amend the charter of the town of Richmond.
On motion of same—
On motion of same—
26. A bill to prevent trespass in Madison county.
On motion of same—
27. A bill authorizing any justice of the peace to call the yeas and nays, and have the same recorded when the county court of which he is a member is in session.
On motion of Mr. D. W. Wright—
On motion of Mr. Finn—
29. A bill to empower the town marshal of Franklin to sell real estate for municipal taxes.
On motion of Mr. Speaker McCreary—
30. A bill to incorporate the town of Berea.
On motion of Mr. Gresham—
31. A bill for the benefit of Mrs. Bertha J. Brewer, of Mt. Vernon, Rockcastle county.
On motion of same—
32. A bill to appoint a police judge and marshal at Fish Point, in Rockcastle county.
On motion of same—
33. A bill to regulate prescriptions of physicians.
On motion of Mr. Blakey—
34. A bill to amend the charter of Auburn.
On motion of Mr. D. W. Wright—
35. A bill to extend the jurisdiction of justices of the peace in Warren county.
On motion of Mr. Speaker McCreary—
36. A bill to amend the charter of the Richmond and Big Hill Turnpike Road Company, so as to authorize an extension of said road.
On motion of Mr. Blackburn—
37. A bill to repeal chapter 777 of the acts of the session of 1871-'2.

On motion of Mr. Stone—
38. A bill to authorize the circuit court of Bath county to cross-index the order-books of said court.

On motion of Mr. LaRue—
39. A bill for the benefit of F. Muth, of Louisville.

Ordered, That the Committee on Internal Improvement prepare and bring in the 1st, 3d, 11th, and 18th; the Committee on Corporate Institutions the 2d, 8th, 9th, 12th, 13th, 16th, 19th, 23d, 24th, 28th, 30th, 34th, and 38th; the Committee on Agriculture and Manufactures the 4th, 5th, and 7th; the Committee on Charitable Institutions the 6th and 20th; the Committee on Claims the 10th, 17th, 29th, and 35th; the Committee on Ways and Means the 14th; the Committee on General Statutes the 15th and 25th; the Committee on Propositions and Grievances the 21st, 26th, 27th, and 36th; the Committee on the Judiciary the 28th, 35th, and 37th; the Committee on Circuit Courts the 31st and 32d; the Committee on Moral and Religious Institutions the 33d.

The following petitions were presented, viz:

By Mr. Speaker McCreary—
1. The petition of sundry citizens of Madison county, praying the passage of an act to prevent certain trespassing in said county.

By Mr. Thomas—
2. The petition of the Christian Church at Vanceburg, in Lewis county, in relation to Kentucky University.

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

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in this House, of the following titles, viz:

An act to incorporate the Ballard County Coal and Transportation Company;
An act to amend the charter of the town of Nicholasville;
And also enrolled bills, which originated in the Senate, of the following titles, viz:
An act to amend chapter 49 of the General Statutes;
An act to amend the charter of the Methodist Episcopal Church, South, Widows and Orphans' Home;

An act to amend chapter No. 75 of the General Statutes, entitled "Master Commissioners, Receivers, and other Commissioners in Equity;"

An act to amend chapter 22 of the General Statutes, title "Contracts;"

An act to amend section 19, chapter 42, of General Statutes;

An act to amend the charter of the Caverna Deposit Bank, in Hart county;

An act to amend section 14, chapter 75, General Statutes;

An act to amend and continue in force an act, entitled "An act for the benefit of keepers of licensed stud-horses, jacks, and bulls," which became a law April 15, 1873;

An act to amend an act, entitled "An act to incorporate the town of Cairo, in Henderson county;"

An act to amend an act, entitled "An act to incorporate the town of Horse Cave," approved March 15th, 1869;

An act to incorporate the town of Rowlett's Station, in Hart county;

An act for the benefit of Allen, Harbison & Co., of Augusta, in Bracken county;

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

On motion of Mr. Nunan, indefinite leave of absence was granted Messrs. Sellers and Payton.

On motion, Mr. Powers was added to the Committee on Retrenchment and Reform; Mr. D. W. Wright was added to the Committee on Banks; Messrs. Graves, Hannah, and Morin were added to the Committee on County Courts.

Mr. Graves moved the following resolution, viz:

Resolved, That the Committee on the Judiciary be directed, and they are hereby instructed, to prepare and bring in a bill repealing all laws authorizing persons, plaintiffs and defendants, the right to testify in their own cases.

On motion of Mr. J. M. Wright,

Ordered, That said resolution be referred to the Committee on the Judiciary, with instructions to report on 14th February, at 11 o'clock, A. M.
Mr. Blackburn, from the joint committee appointed to take into consideration the reapportionment of the judicial districts of the State, asked to be discharged from the further consideration of the subject—1st. Because of the want of satisfactory evidence that the State possesses the population necessary to an increase of judicial districts under the provisions of the Constitution; and 2d. Because of the want of time to perfect such reapportionment before the day fixed for adjournment of this General Assembly.

The committee were discharged from the further consideration of the subject.

Mr. Blakey moved the following resolution, viz:

Resolved, That a special committee of seven be appointed by the Speaker of this House, whose duty it shall be to bring in a bill redistricting the State into judicial districts.

Mr. Lewis moved to amend the resolution by adding the following proviso, viz:

Provided, That the number of districts shall not be increased.

Which was adopted.

Mr. J. M. Wright moved to amend the resolution, as amended, by adding the following: viz:

To report at 11 o'clock on the 12th of February, 1874.

Which was adopted.

Said resolution, as amended, was then adopted.

Thereupon the Speaker appointed Messrs. Blakey, Graves, Ward, J. M. Wright, Preston, Thomas, and Lewis as said committee.

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

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Auditor be, and is hereby, directed to draw his warrant upon the Treasurer, in favor of the Governor, for such sum as shall be necessary to carry into effect the provisions of a resolution approved April 24th, 1873, entitled “Resolution providing for the removal of the remains of General C. H. Fry, Colonel Theodore O’Hara, and Adjutant George F. Caldwell.”

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

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Public Printer print three hundred copies of the report of the First Lunatic Asylum at Lexington, for the year ending September 30th, 1873, and that he forward by mail the same to the officers of said Asylum.
Mr. Scales read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That a joint committee, consisting of two members of the Senate and three members of the House of Representatives, be appointed by the respective Speakers, whose duty it shall be to inquire into the expediency and propriety of severing the Agricultural and Mechanical College from the Kentucky University, and to select a suitable location for the said Agricultural and Mechanical College.

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

Whereas, We have found by experience that there are many and various errors and defects in the revenue system of our State, whereby it frequently happens that the operations and practical workings of the different departments of said system conflict with each other, and produce much discord and many evil results; and whereas, experience and observation demonstrate the fact that the prosperity and happiness of States, as well as that of individuals, depend on a wise, just, simple, and well-regulated financial system; therefore, be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Governor thereof be, and he is hereby, empowered and instructed to appoint, within three months from the passage of this resolution, a committee of twelve men, three from each part of the State, to-wit: three from the southern, three from the northern, three from the eastern, and three from the western portions of said State. Said men shall be selected for their financial ability and integrity of character, and shall be chosen in as nearly an equal number as possible—part from the farmers, part from the bankers, part from the lawyers, part from the merchants, and part from the manufacturers, and part from the railroad interests; and in addition to said twelve, the Auditor, Superintendent of Public Instruction, and Governor shall be ex-officio members of said committee. Said committee so appointed, shall organize at the Capitol within thirty days after their appointment by the election of a chairman and secretary; and shall proceed to take into consideration our present revenue system, and shall revise, alter, amend, and add thereto such provisions as may be best calculated to make of the same a good, practical, and perfect financial system. They shall make all such changes, additions, and subtractions thereto as shall be necessary to harmonize and perfect the same; and shall have free access, at all times, to all such books, records, and other matters in the various departments of the Government as they shall deem requisite to the successful prosecution of their labors. After they have organized, they may hold their sessions at such times and places in the State which, to a majority of them, may seem best; and, having completed their labors, they shall report the result of said labors to the next General Assembly, convening in 1876, who shall have the power to accept or to reject, or to make such alterations therein, as may to them seem right and proper. The actual expenses of said committee shall be paid by the Auditor after the same shall have been passed upon by the General Assembly; and each member thereof, except the Governor, Auditor, and Superintendent of Public Instruction, who shall receive no pay, shall be paid two dollars per day for each day they labor under this resolution.
Bills were reported by the several committees, who were directed to prepare and bring in the same, of the following titles, viz:

By Mr. Stone, from the Committee on Codes of Practice—
A bill to amend the charter of Lebanon, in Marion county.

By same—
A bill to amend chapter 28, article 5, General Statutes.

By Mr. McFerran, from the Committee on Claims—
A bill for the benefit of E. M. Springfield, late sheriff of Webster county, and securities.

By Mr. D. W. Wright, from the Committee on Circuit Courts—
A bill to amend an act, entitled “An act to transfer the equity cases from the Hickman circuit court to Hickman court of common pleas,” approved March 11, 1873.

By Mr. Walker, from the Committee on County Courts—
A bill to amend an act to regulate the time of holding the Nicholas and Mason circuit courts, approved February 7, 1873.

By Mr. D. W. Wright, from the Committee on Circuit Courts—
A bill for the benefit of the Union Mills Turnpike Company.

By Mr. Webb, from the Committee on Corporate Institutions—
A bill to redistrict the county of Jessamine for justices’ districts.

By Mr. Wolf, from the same committee—
A bill to amend the charter of West Covington, Kenton county.

By Mr. Williams, from the Committee on Railroads—
A bill to amend an act to charter the Owensboro and Russellville Railroad Company.

By Mr. Finn, from the Committee on Ways and Means—
A bill for the benefit of Samuel Biggerstaff, late sheriff of Madison county.

By Mr. Webb, from the Committee on Corporate Institutions—
A bill to amend an act, entitled “An act to incorporate Madison County Agricultural Association.”

By Mr. Ward, from the Committee on the Judiciary—
A bill to amend an act, entitled “An act to amend the charter of the city of Covington, Kenton county.”

By Mr. Young, from the Committee on Corporate Institutions—
A bill to incorporate the Richmond Gas-light Company.

By Mr. Blakey, from the same committee—
A bill to incorporate the Jeffersontown and Plum Creek Turnpike Road Company.
By Mr. Young, from the same committee—
A bill to amend an act, entitled "An act to reduce into one all acts in relation to Barbourville."

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

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

Ordered, That said bills be engrossed and read a second time.

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

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

Mr. McFerran, from the Committee on Claims, who were directed to prepare and bring in the same, reported a bill, entitled

A bill for the benefit of Jas. M. Bolton, jailer of Knox county.

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

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

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

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

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

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (M'Creary) R. P. Gresham, Thos. B. Montgomery,
Wm. A. Allen, Thomas J. Morehead,
W. W. Ayers, W. A. Morin,
W. N. Beckham, W. A. Morris,
Church H. Blakey, Wm. Neal,
R. W. Brandon, Mat. Nunan,
W. W. Browning, Robertson Payton,
Stephen R. Campbell, Joshua D. Powers,
Pat. Campion, Thomas H. Reed,
Isaac N. Cardwell, Geo. W. Riddle,
H. S. Chilton, Samuel M. Saunders,
C. M. Clay, jr., Samuel M. Sanders,
WHEREAS, it appears to the satisfaction of this General Assembly, that James J. Hart, of Knox county, Kentucky, has been found by the verdict of a jury and judgment of a court, on two occasions, to be a pauper lunatic; and whereas, it appears that said James J. Hart was, in fact, a pauper lunatic from the finding of the first inquest; and whereas, it appears that said lunatic could not be received into any of the asylums of the State at that time for want of room; and whereas, from his condition, it became necessary to confine him and put him under a committee or in the custody of the jailer of said county; and whereas, it appears, by the order of the Knox county court, that he was placed in the custody of James M. Bolton, jailer of Knox county, and that said Bolton had to keep him for one year; and whereas, this General Assembly has heretofore, by an act approved on the 28th day of March, 1872, made provision for the support and care of this class of unfortunate people; and whereas, in consequence of an oversight in the court holding the first inquest, the question as to whether he was a pauper or not was overlooked; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Auditor draw his warrant upon the Treasurer of the State for the sum of two hundred dollars in favor of James M. Bolton, jailer of Knox county, Kentucky.

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

Bills from the Senate, of the following titles, were reported by the committees to whom they were referred, viz:

By Mr. Walker, from the Committee on County Courts—

An act to authorize the city of Newport, in Campbell county, to issue bonds to the amount of fifteen thousand dollars.

By Mr. Bidwell, from the Committee on Banks—

An act to repeal an act, entitled "An act to amend the charter of the Bank of New Castle," approved December 14, 1873.
By Mr. Kearny, from the same committee—
An act to amend an act entitled "An act to incorporate the Mississippi Valley Life Insurance Company of America," approved February 15th, 1866.

By Mr. T. M. Miller, from the Committee on the Stocking Fund—
An act for the benefit of L. L. Hyatt.

By Mr. Webb, from the Committee on Corporate Institutions—
An act to amend the charter of the town of Earlington.

By Mr. Ayers, from the Committee on Moral and Religious Institutions—
An act to amend chapter 233, laws 1844, approved 27th February, 1844.

By Mr. Williams, from the Committee on Railroads—
An act to amend an act, entitled "An act to authorize the Logan county court to borrow money to pay off the bonds issued in aid of the Memphis Branch of the Louisville and Nashville Railroad Company."

By same—
An act to amend an act, entitled "An act to incorporate the Bagnell Transportation Company," approved January 25th, 1868.

By Mr. Webb, from the Committee on Corporate Institutions—
An act to incorporate the town of St. Charles, in Hopkins county.

By Mr. Wolf, from the same committee—
An act to amend the charter of the city of Covington.

With amendments to the last three named bills.
Which were adopted.

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

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

Restored, That said bill do pass, and that the titles thereof be as aforesaid.

Mr. Davis, from the select committee, to whom was referred a bill from the Senate, entitled

"An act to regulate the collection of taxes," reported the same without amendment.

Ordered, That said bill be read a third time.

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—


Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That no innkeeper in this Commonwealth (who shall constantly have in his inn an iron safe, or suitable vault, in good order, and fit for the safe custody of money, bank notes, jewelry, articles of gold and silver manufacture, precious stones and bullion, and who shall keep a copy of this act, printed by itself, in large plain English type and framed, constantly and conspicuously suspended in the office, bar-room, saloon, reading, sitting, and parlor room of his inn; and also a copy, printed by itself, in ordinary size plain English type, posted upon the inside of the entrance door of every public sleeping room of his inn) shall be liable for the loss of any such article aforesaid suffered by any guest, unless such guest shall have first offered to deliver such property lost by him to such innkeeper for custody in such iron safe, and such innkeeper shall have refused or omitted to take it, and deposit it in such safe for its custody, and
to give such guest a receipt therefor; but every innkeeper shall be liable for any loss of the above enumerated articles by a guest in his inn, caused by the theft or negligence of the innkeeper, or of any of his servants, anything to the contrary thereof in this act notwithstanding.

§ 2. That if any innkeeper shall embezzle or convert to his own use, or fraudulently take, make away with, or secrete, with intent to embezzle, or fraudulently convert to his own use, without consent of his guest, any money, bank notes, jewelry, articles of gold or silver manufacture, precious stones or bullion, delivered to such innkeeper by his guest for safe custody, he shall, upon conviction thereof, be punished in the manner prescribed by law for feloniously stealing property of the value of the article or articles so embezzled, taken, or secreted.

§ 3. This act shall take effect from and after its passage.

The House resumed the unfinished order of yesterday, viz:

A bill to prohibit sale of spirituous liquors in Fulton county.

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

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

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

The House took up for consideration the resolution offered by Mr. J. M. Wright, entitled

Resolution directing the Governor to purchase Hart's busts of Clay and Jackson.

Pending consideration thereof, the hour for taking a recess arrived, when the House adjourned to 3 o'clock.

Mr. Morin, from the Committee on Internal Improvement, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to amend an act to amend and reduce into one the several acts concerning the management of the Wilderness Turnpike Road, approved April 21, 1873.

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

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

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

That the gate-keepers on the Wilderness Turnpike Road shall only be allowed to charge any person hauling with wagons or driving vehicles on said road in proportion to the distance he so travels on said road.
Mr. Turner moved a substitute, by way of amendment, for the bill and amendment of Mr. Freeman, which was read as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That so much of the charter of the Wilderness Turnpike Road Company as authorizes said company to construct and operate a turnpike road from Cumberland Gap to Pitman's Cross-roads, and thence to Rockcastle river and Livingston's depot, be, and the same is hereby, repealed; but said company may continue to operate so much of their road as lies between Pitman's Cross-roads and Richmond, in Madison county. All acts in conflict with the provisions of this act are hereby repealed; and this act shall take effect from its passage.

And the question being taken on the substitute offered by Mr. Turner, it was decided in the negative.

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

Those who voted in the affirmative, were—


C. M. Clay, Jr., John S. Herd, G. M. Thomas, B. C. Craddock, John W. Trapp, Geo. B. Turner,


Those who voted in the negative, were—


Isaac N. Cardwell, Samuel C. Humphrey, Samuel M. Sanders, Washington Chandler, Bart. W. Jenkins, Wm. W. Sawyer's, H. S. Chilton, Allen Jones, Ben. Stout,


The amendment of Mr. Freeman was then adopted.

Pending the further consideration of which, the hour for adjournment arrived, and the House adjourned.
The following petitions and remonstrance were presented, viz:

By Mr. Brandon—
1. The petition of certain citizens of Grayson county, praying the passage of an act to authorize Wm. Ashley to retail spirits without obtaining a license.

By Mr. Freeman—
2. The petition of citizens of Whitley and Pulaski counties, praying for the formation of a new county out of parts of said counties.

By Mr. Lewis—
3. The remonstrance of certain citizens of Saloma, against the passage of an act to repeal an act prohibiting the sale ofspirituous liquors in said town.

Which were received, the reading dispensed with, and referred—
the 1st to the Committee on Ways and Means; the 2d to the Committee on Propositions and Grievances; and the 3d to the Committee on Moral and Religious Institutions.

A message was received from the Senate, announcing that they had disagreed to bills, which originated in this House, of the following titles, viz:

An act for the benefit of Martha A. Rollins, of Ballard county.
An act for the benefit of J. M. Burden, of Wolfe county.

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

An act for the protection of livery-stable keepers, farmers, and other persons in this Commonwealth.
An act to prohibit the law partner or partners of the Attorney General, Commonwealth and county attorneys of this State to defend any person whom by the laws of this Commonwealth it is made the duty of said officers to prosecute.
An act for the benefit of the Law Department of Kentucky University.
An act to create a court of common pleas in the counties of Fayette, Bourbon, Bath, Madison, Woodford, and Scott.

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An act for the benefit of the city of Louisville.
With an amendment to the last named bill.
And that they had passed a bill, entitled
An act regulating the time of holding circuit courts in the 15th judicial district.
Which bill was read the first time and ordered to be read a second time.
The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That the same be referred to the Committee on Circuit Courts.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend an act, entitled "An act to amend and reduce into one the several acts concerning the city of Henderson," approved February 11, 1867, and the several acts amendatory thereto;
An act to amend the charter of the town of Earlington;
An act to regulate the responsibility of innkeepers;
An act to repeal an act, entitled "An act to amend the charter of the Bank of Newcastle," approved 20th December, 1873;
An act to amend an act, entitled "An act to authorize the Logan county court to borrow money to pay off the bonds issued in aid of the Memphis Branch of the Louisville and Nashville Railroad Company;
An act to amend an act, entitled "An act to incorporate the Mississippi Valley Life Insurance Company of America," approved February 15, 1866;
An act to amend chapter 223, laws 1844, approved 27th February, 1844;
An act to authorize the city of Newport, in Campbell county, to issue bonds to the amount of fifteen thousand dollars.
An act for the benefit of I. L. Hyatt;
And also enrolled bills, which originated in this House, of the following titles, viz:

An act to organize and establish a system of public schools in Owingsville, in Bath county;
An act to amend an act, entitled "An act to amend and reduce into one the several acts in relation to the town of Danville;"
An act to authorize the Muldrough's Hill, Campbellsville, and Columbia Turnpike Road Company to borrow money;
An act to incorporate the Maysville District Camp meeting Association of the Methodist Episcopal Church;
An act to amend an act, entitled "An act to amend and reduce into one the several acts relating to the charter, and amendments thereto, of the town of Mt. Sterling;" An act to repeal an act, entitled "An act to provide for the improvement of the public roads in Butler county;"
And had found the same truly enrolled.
Whereupon the Speaker affixed his signature thereto.
Ordered, That Mr. Thos. M. Miller inform the Senate thereof.
Leave was given to bring in the following bills, viz:
On motion of Mr. Hannah—1. A bill for the benefit of Wiley J. Coffee, and his sureties on his official bond for the revenue, due from Magoffin county for the year 1863. On motion of Mr. Kearny—2. A bill to amend an act, entitled "An act to incorporate the Louisville Cement and Water Power Company." On motion of Mr. Clay—3. A bill to amend an act for the benefit of the Stoner's Mouth Presbyterian Church, of Bourbon county. On motion of Mr. Powers—4. A bill regulating and to provide for printing legal advertisements. On motion of Mr. Reed—5. A bill to transfer Mercer county from the 7th to the 8th judicial district.
Ordered, That the Committee on Ways and Means prepare and bring in the 1st; the Committee on Corporate Institutions the 2d; the Committee on Charitable Institutions the 3d; the Committee on General Statutes the 4th; and the Committee on the Judiciary the 5th.
A message was received from the Governor by Mr. Botts, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in this House, of the following titles, viz:
An act for the benefit of the County Infirmary of Mason county, for the support of the poor of said county, and work-house and house of correction therewith.

An act to increase the jurisdiction of justices of the peace in Crittenden, Caldwell, and other counties in this Commonwealth.


An act in relation to the town of Newtown, in Scott county;

An act to amend an act, entitled "An act for the benefit of keepers of licensed stud-horses, jacks, and bulls."

An act for the benefit of the present lessees of the Idea Hotel.

An act for the benefit of Mason Morris, late sheriff of Edmonson county.

An act to amend the charter of the Bath Seminary, incorporated by an act approved February 23, 1846.

An act to authorize the county judge of Campbell county to appoint one day in each week upon which the justices of the peace for the Dayton and Bellevue magisterial district may hear civil causes.

An act authorizing the county court of Magoffin county to dispose of its land warrants at the rate of two dollars and fifty cents per one hundred acres.

An act to prohibit the destruction of fish in Tennessee river, or within one mile of the month of its tributaries.

An act to incorporate the Catholic Benevolent Society of Mt. Sterling.

An act for the benefit of Stephen Nethercutt, late sheriff of Carter county; Seth Parker, Samuel Ellis, and R. B. Lovel, late sheriffs of Lewis county; and W. S. Crumbaugh, late sheriff of Lyon county, and their deputies.

An act to amend the charter of the town of Bellpoint, in Franklin county.

An act to amend an act, entitled "An act for the benefit of the personal representatives of Robert Foster, deceased."

An act to amend chapter 92, article 10, section 2, title "Revenue and Taxation," of the General Statutes.

An act to grant and confirm unto the St. Louis and Southeastern Railway Company (consolidated) the rights, powers, privileges, franchises, and immunities of the Henderson and Nashville Railroad Company, the Evansville, Henderson, and Nashville Railroad Com-
An act to incorporate the town of Geigerville, in the counties of Boyd and Carter.

An act to incorporate the Boyd County Fair and Exposition Association.

An act to incorporate the Ballard County Coal and Transportation Company.

An act to amend the charter of the town of Nicholasville.

Leave of absence, indefinitely, was granted to Mr. Sanders.

The House took up the amendment proposed by the Senate, to a bill which originated in this House, entitled

An act to provide for the purchase or erection of a school-house for district No. 43, in Graves county.

Said amendment was concurred in.

Mr. Graves, from the Committee on Ways and Means, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to amend the assessment laws of this Commonwealth, and to make them more efficient.

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

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

On motion of Mr. T. M. Miller,

Ordered, That said bill be printed, and that the same be recommitted to the same committee.

Mr. Scales moved to suspend the rules and order of business, and take up a joint resolution offered by him on Saturday, entitled

Resolution to appoint a joint committee to inquire into the expediency of severing the Agricultural and Mechanical College from Kentucky University.

And the question being taken on said motion, it was decided in the affirmative.

The yeas and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary), Nelson Hamilton, W. A. Morris,

W. A. Allen, James W. Hannah, Wm. Neal,

W. W. Ayers, Thos. W. Henton, O. S. Parker,

E. C. Baker, John S. Herd, John Preston,
Those who voted in the negative, were—

Edward Badger,  C. C. Harvey,  Joshua D. Powers,
Pat. Campion,  Wm. L. Hazelip,  W. W. Sawyers,  
Washington Chandler,  W. Godfrey Hunter,  W. M. Stevens,  
H. S. Chilton,  F. M. Lowe,  Ben. Stout,  
S. E. G. Cole,  Samuel Martin,  Geo. W. Strickler,  
John Fible,  James M. McArthur,  C. W. Threlkeld,  
Geo. L. Forman,  James W. Meador,  B. R. Walker,  
J. T. Freeman,

Said resolution, being again read, was adopted.

Mr. Williams presented the petition of certain citizens of Ohio county, praying for the passage of the bill, now pending before this House, amending the charter of the Hartford Railroad Company.

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

Mr. Williams, from the Committee on Railroads, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to amend the charter of the Cumberland and Ohio Railroad Company.

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

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

Mr. Graves moved the following amendment thereto; viz:

Add to the 1st section the following: "Provided, That the company shall be responsible in damages to any and all parties who may be injured thereby, as now provided by law in cases where it is sought to condemn and appropriate property."
An the question being taken on the adoption of the amendment proposed by Mr. Graves, it was decided in the affirmative.

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

Those who voted in the affirmative, were—

Wm. A. Allen, Ulysses Garred, Wm. Neal,
W. W. Ayers, Addison Gibson, Mat. Nunan,
Edward Badger, E. A. Graves, O. S. Parker,
B. G. Bidwell, James W. Hannah, W. M. Stevens,
Church H. Blakey, C. C. Harvey, H. L. Stone,
L. W. Brandon, Wm. L. Hazelip, Ben. Stout,
Pat. Campion, John S. Herd, Geo. W. Strickler,
Isaac N. Cardwell, Samuel C. Humphrey, C. W. Throckmire,
Washington Chandler, W. Godfrey Hunter, Geo. B. Turner,
E. S. Chilton, Alien Jones, C. H. Webb,
S. G. Cole, Thomas J. Mayo, J. A. Wilson,
Henderson Conlee, Pearson Miller, John Wolf,
Isaham Cottingham, Thomas M. Miller, Geo. C. Young—41.
Newton Craig, Thos. J. Morehead,

Those who voted in the negative, were—

D. H. Baker, Thos. W. Heaton, J. B. McFerran,
W. N. Beekham, Joseph Hermes, Matt. McKinsey,
J. C. S. Blackburn, Bart. W. Jenkins, W. A. Morris,
W. W. Browning, John Watts Kearny, John Preston,
Stephen R. Campbell, M. W. LaRue, Geo. W. Riddle,
C. M. Clay, jr., A. S. Lewis, G. M. Thomas,
B. C. Craddock, F. M. Lowe, B. R. Walker,
Richard D. Davis, Samuel Martin, John S. Williams,
John Fible, W. H. May, D. W. Wright,

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

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

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

Mr. Williams, from the Committee on Railroads, to whom was referred a bill from the Senate, entitled
An act to incorporate the Commonwealth Bridge Company,
Reported the same without amendment.

Ordered, That said bill be read a third time.

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Clay, from the same committee, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to amend an act to amend an act to incorporate the Frankfort, Paris, and Big Sandy Railroad Company.

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

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

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

Said bill being engrossed, was read a third time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That so much of section 1 of an act to amend an act to incorporate the Frankfort, Paris, and Big Sandy Railroad Company, approved March 4, 1872, as makes not more than five per cent. of the subscription of Bourbon county to said road payable prior to the running of trains upon said road from the point of its junction with the Lexington and Louisville Railroad, at or near the city of Frankfort, to the eastern boundary of Bourbon county, is hereby repealed; and that no part of such subscription shall be payable until trains are running over said road from its point of junction with the Lexington and Louisville Railroad to the eastern line of Bourbon county.

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

The question being on the passage of said bill, the yeas and nays were required thereon by Messrs. Stone and Wolf; but before proceeding with the call, the hour of 12 o'clock, M., arrived, and the House, under the rule, took up the orders of the day.

The House then took up from the orders of the day, and resumed the consideration of a resolution heretofore offered by Mr. J. M. Wright, entitled

Resolution directing the Governor to purchase Hart's busts of Clay and Jackson.

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

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary), E. A. Graves, W. A. Morin,
Edward Badger, R. P. Gresham, W. A. Morris,
H. C. Baker, Nelson Hamilton, Mat. Nunan,
W. N. Beckham, Thos. W. Henton, Joshua D. Powers,
Those who voted in the negative, were—

Wm. A. Allen, J. T. Freeman, Thomas J. Morehead, J. M. Wright—56.

The House took up the amendment proposed by the Senate, to a bill which originated in this House, entitled An act for the benefit of the city of Louisville.
 Said amendment was concurred in.

The House took up the resolution heretofore offered by Mr. LaRue, directing that a certain communication of Henry, Richardson & Co. be referred to the Committee on Retrenchment and Reform.

The amendment proposed by Mr. Henton to said resolution was adopted.

Said resolution, as amended, was then adopted.

The House then took up the motion heretofore made to reconsider the vote by which this House rejected a bill, entitled A bill for the benefit of Leonard Cashman, of Breckinridge county.

And the question being taken on said motion, it was decided in the affirmative.

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

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) B. F. Duvall, John Preston,
Wm. A. Allen, Thomas H. Reed,
W. W. Ayers, Geo. W. Riddle,
Edward Badger, W. W. Sawyers,
W. N. Beckham, C. C. Scales,
B. G. Bidwell, H. L. Stone,
J. C. S. Blackburn, Ben. Stout,
W. W. Browning, C. W. Threlkeld,
Stephen R. Campbell, C. H. Webb,
Pat. Campion, John S. Williams,
Isaac N. Cardwell, John Wolf,
H. S. Chilton, J. M. Wright,
Henderson Conlee, Geo. C. Young—41.
Newton Craig,

Those who voted in the negative, were—

R. W. Brandon, Thomas W. Henton,
Washington Chandler, Pearson Miller,
S. E. G. Cole, John S. Herd,
Isham Cottingham, W. A. Morin,
B. C. Craddock, W. A. Morris,
Richard D. Davis, W. M. Stevens,
Samuel Ellis, Geo. W. Strickler,
J. T. Freeman, B. R. Walker,
James W. Hannah, J. Q. Ward,
C. C. Harvey, J. A. Wilson—23.

And so said vote was reconsidered.

Said bill was then again placed in the orders of the day.

Mr. Scales moved that a committee be appointed to wait upon the Senate and request to withdraw therefrom the announcement of the passage by this House of a bill, entitled

A bill to amend an act, entitled "An act to regulate the taking up of property found adrift upon certain rivers in this Commonwealth," approved March 22, 1873.

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

Mr. Scales moved to reconsider the vote by which said motion was rejected.

And the question being taken on the motion of Mr. Scales, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Scales and Wright, were as follows, viz:
Those who voted in the affirmative, were—

Mr. Speaker (McCready), W. Godfrey Hunter, Thos. B. Montgomery,
W. N. Beckham, Bart. W. Jenkins, W. A. Morin,
B. G. Bidwell, R. A. Jones, John Preston,
Church H. Blakey, John Watts Kearny, Thos. H. Reed,
Pat. Campion, M. W. LaRue, Geo. W. Riddle,
Isaac N. Cardwell, A. S. Lewis, C. C. Scales,
Samuel Ellis, F. M. Lowe, W. M. Stevens,
John Fible, Samuel Martin, Geo. B. Turner,
Geo. L. Forman, James W. Meador, John S. Williams,
W. H. Frederick, Pearson Miller, John Wolf,
C. C. Harvey, Thomas M. Miller, J. M. Wright—34.

Those who voted in the negative, were—

Wm. A. Allen, Ulysses Garred, Thos. J. Morehead,
W. W. Ayers, Nelson Hamilton, W. A. Morris,
Stephen R. Campbell, James W. Hannah, Wm. Neal,
Washington Chandler, John S. Herd, O. S. Parker,
E. S. Chilton, Samuel C. Humphrey, H. L. Stone,
S. E. G. Cole, Allen Jones, Ben. Stout,
Henderson Conlee, W. H. May, B. R. Walker,
Isham Cottingham, Thomas J. Mayo, J. A. Wilson,

Pending the consideration of said motion, the hour of one o'clock
arrived, when the House, under the rule, took a recess.

At three o'clock, P. M., the House again assembled.

The House resumed the unfinished order of yesterday, viz:

A bill to amend an act to amend and reduce into one the several
acts concerning the management of the Wilderness Turnpike Road,
approved April 21, 1873.

Mr. Sawyers moved to reconsider the vote by which the amend­
ment proposed by Mr. Freeman was adopted.

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

The question was then again taken on the adoption of the amend­
ment proposed by Mr. Freeman, and it was decided in the negative.

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

Those who voted in the affirmative, were—

W. W. Ayers, J. T. Freeman, M. W. LaRue,
J. C. S. Blackburn, Ulysses Garred, Thos. B. Montgomery,
S. E. G. Cole, Addison Gibson, Geo. B. Turner,
Geo. L. Forman, Nelson Hamilton, B. R. Walker,
Those who voted in the negative, were—

Mr. Speaker (McCreary) R. P. Gresham, W. A. Morris,
Wm. A. Allen, James W. Hannah, Wm. Neal,
Edward Badger, C. C. Harvey, Mat. Nunan,
H. C. Baker, Wm. L. Hazelip, Joshua D. Powers,
B. G. Bidwell, Samuel C. Humphrey, John Preston,
Church H. Blakley, Bart. W. Jenkins, Geo. W. Riddle,
R. W. Brandon, W. Godfrey Hunter, Thomas H. Reed,
Stephen R. Campbell, Joshua D. Powers, W. W. Sawyers,
Pat. Campion, B. G. Bidwell, Samuel C. Humphrey,
Isaac N. Cardwell, A. S. Lewis, W. M. Stevens,
Washington Chandler, F. M. Lowe, H. L. Stone,
H. S. Chilton, W. H. May, Geo. W. Strickler,
C. M. Clay, jr., Thomas J. Mayo, G. M. Thomas,
Headerson Conlee, J. B. McFerran, C. W. Threlkeld,
Isham Cuttingham, James W. Meador, C. H. Wilson,
B. C. Craddock, N. D. Miles, John Wolf,
Newton Craig, Thomas M. Miller, J. M. Wright,
Richard D. Davis, Thos. J. Morehead, Geo. C. Young—58.

E. A. Graves,

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

Said bill being engrossed, was read a third time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That an act to amend and reduce into one the several acts concerning the management of the Wilderness Turnpike Road, approved April 21st, 1873, be so amended as to permit the toll-gate to be kept anywhere on said road from Cumberland Gap to Barboursville to suit the purchaser.

§ 2. That one half of the net proceeds of said gate be applied to the payment of the outstanding indebtedness of the gate, instead of two thirds, as now provided by law, and that the other half thereof be applied to the building of bridges and other improvements on the road.

§ 3. That the county judges of Bell, Knox, and Laurel shall lay off the road in their respective counties into convenient districts, not to exceed six miles in length, and appoint an overseer in each district by the April terms of their respective county courts, 1874, and every year thereafter, who shall require all persons subject to work on county roads, residing on or within one mile of said road, measured on a straight line from the road in dispute, to work on the same not exceeding six days in any one year, and shall furnish suitable tools for that purpose; and if any person subject to work on said road shall fail or refuse to work on said road, or furnish an able-bodied substitute to work in his stead, after having at least two days' previous notice of the time and place of meeting to work, shall be fined $2.00 for each day he fails or refuses to work or furnish such tools, which may be recovered by warrant before a justice of the peace in the name of the Commonwealth, one half of the amount to go to the
informer, and the remainder to be applied to the improvement of the
road; that the overseers shall be subject to the same pains and pe­
nalties for a failure to perform their respective duties under this act
as
surveyors of the public highway for a failure to perform their duties,
to be recovered in the same manner.

§ 4. That said overseers shall be allowed nothing for their services
aforesaid, but shall be allowed a reasonable compensation, not to
exceed one dollar per day, for his services in employing hands and
working on his district of the road, when done by order of his county
court, but he shall not, in any one year, expend on his part of the
road more than the proportionate amount due that part of the road.

§ 5. That all persons residing in the counties of Laurel, Clay, and
Jackson, who travel on the Crab Orchard Fork of the Wilderness
Turnpike Road, from the forks of the road at John Pitman's to Liv­
ingston Station, or over any part of same in vehicles, or haul in
wagons over same, shall pay one half toll at the gate on said road,
the not traveling over more than one half the road; the toll on
stock and persons traveling on horseback over said road from the
counties aforesaid shall remain as now fixed by law.

§ 6. That section ten of the act to which this is an amendment be,
and the same is hereby, repealed. That hereafter the judge of the
Laurel county court shall have jurisdiction over that part of the
Crab Orchard Fork of the Wilderness Turnpike Road that is included
in Laurel county between the forks of said road at John Pitman's
and Rockcastle river, and the judge of Rockcastle court shall have
jurisdiction of said road from the Laurel county line at Ben. Goodin's
to the end of the road near Crab Orchard.

§ 7. That the county judge of Laurel and Rockcastle shall each
have power, and it shall be their duty, to lay off said road into con­
venient districts or sections, and appoint overseers on each district of
the road in their respective counties, whose duty it shall be to require
all persons who, by existing laws, are required to work on said road,
to work on same, not exceeding six days in any one year, under the
like pains and penalties as stipulated in section three of this act.

§ 8. That the gate-keeper shall pay over to the county judge of
Laurel county three fourths of the proceeds of said gate, or of the
amount that he agrees to pay for same, to be expended in improving
the part of the road between the forks thereof at John Pitman's, in
Laurel county, and Livingston Station, in Rockcastle county, as
nearly all the money is taken in in that part of the road; but before
any money shall be paid over to said county judge, he shall execute
a bond, with approved security, in the sum of fifteen hundred dollars,
for a faithful discharge of his duties under this act, and a faithful
application of the proceeds of the gate for the best interest of the
road, and shall take an oath to the same effect; the bond shall be
executed and oath taken before the clerk of the Laurel county court,
and recorded in the order-book of said court.

§ 9. Nothing in this act shall be construed to refer to the Madison
fork of the Wilderness Turnpike Road or the toll-gate situated
thereon.
§ 10. All acts and parts of acts in conflict with this act are hereby repealed.

§ 11. This act shall take effect from and after 20th day of July, 1874.

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

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

Those who voted in the affirmative, were—

Mr. Speaker (McCrea) W. H. Frederick, Thos. J. Morehead, W. A. Morin,
Wm. A. Allen, W. A. Morris, Wm. Neal,
W. W. Ayers, Mat. Nunan, Joshua D. Powers,
Edward Badger, John Preston,
H. C. Baker, Thomas H. Reed,
B. G. Bidwell, Geo. W. Riddle,
Church H. Blakey, W. A. Morris,
R. W. Brandon, W. W. Ayers, Addison Gibson,
Stephen R. Campbell, W. A. Morin,
Samuel N. Cardwell, Jas. W. Hannah,
Washington Chandler, C. C. Harvey,
H. S. Chilton, Wm. L. Hazleip,
C. M. Clay, jr., Thomas W. Henton,
R. W. Brandau, Samuel C. Humphrey,
Pat. Campion, W. Godfrey Hunter,
Isaac N. Cardwell, W. W. Sawyers,
Washington Chandler, W. M. Stevens,
H. S. Chilton, H. L. Stone,
C. M. Clay, jr., Allen Jones,
R. A. Jones, Ben. Stout,
S. E. G. Cole, John Watts Kearny,
A. S. Lewis, Geo. W. Strickler,
Henderson Conlee, B. R. Walker,
F. M. Lowe, C. H. Webb,
Isham Cottingham, J. A. Wilson,
W. H. May, John Wolf,
B. C. Craddock, D. W. Wright,
Newton Craig, J. M. Wright,
Richard D. Davis, Pearson Miller,
B. F. Duvall, Geo. C. Young—67.
John Fible, Thomas M. Miller,
Geo. L. Forman,

Those who voted in the negative, were—

J. C. S. Blackburn, John S. Herd, Thos. B. Montgomery,
Nelson Hamilton,

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

Leave of absence, indefinitely, was granted to Mr. D. H. Baker.

Bills were reported by the several committees, who were directed to prepare and bring in the same, of the following titles, viz:

By Mr. Williams, from the Committee on Railroads—
A bill to incorporate the Paducah Street Railway Company.

By Mr. Preston, from the Committee on Education—
A bill to amend an act, entitled "An act to amend an act, entitled 'An act to cause good school-houses to be erected in the Eighth and Ninth Congressional Districts," approved February 17, 1873.
By Mr. Threlkeld, from the Committee on Privileges and Elections—

A bill to prohibit the use of intoxicating liquors—Lawrence and Elliott counties on election days.

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

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

Ordered, That said bills be engrossed and read a second time.

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

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

Mr. Blackburn, from the Committee on the Judiciary, to whom was referred a bill from the Senate, entitled

An act for the benefit of the city of Frankfort.

Reported the same without amendment.

Ordered, That said bill be read a third time.

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

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

Mr. McFerran, from the Committee on Claims, to whom was referred a bill from the Senate, entitled

An act for the benefit of John H. Carrier, late jailer of Laurel county.

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was then read a third time as follows, viz:

WHEREAS, It appears to the satisfaction of this General Assembly that James Bowling, charged with murder, and Washington Nan, charged with grand larceny, were confined in the Laurel county jail; and, without any negligence on the part of John H. Carrier, then jailer, effected their escape from said jail, the jail being a good jail; and whereas, said Carrier, fearing that said prisoners could not be again arrested and a conviction had unless a reward was then offered, offered a reward of two hundred and twenty-five dollars, which secured the arrest and delivery of said prisoners to the said jailer, and they were afterwards convicted on said charge and sent to the State Penitentiary, and the said Carrier paid the reward aforesaid; for remedy whereof,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts draw his warrant on the
Treasurer in favor of John H. Carrier for two hundred and twenty-five dollars, to be paid out of any money in the Treasury not otherwise appropriated.

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

The question was then taken on the passage of said bill, and not having received the constitutional majority, the same was disagreed to.

The yeas and nays being taken thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Wm. A. Allen, R. W. Brandon,
W. W. Browning, Pat. Campion,
Isaac N. Cardwell, Henderson Comlee,
Isham Cottingham, Newton Craig,
Richard D. Davis, Samuel Ellis,
W. H. Frederick, J. T. Freeman,
Ulysses Garred, Addison Gibson,
L. A. Graves, R. P. Gresham,

Nelson Hamilton, W. L. Hazellip,
John S. Herd, Bart. W. Jenkins,
Allen Jones, M. W. LaRue,
Samuel Martin, J. B. McFerran,
Thomas J. Mayo, J. B. McFerran,
James W. Meador, N. D. Miles,
Pearson Miller, Thomas M. Miller,
Josiah Morehead, Thomas J. Morehead,
W. A. Morin, W. A. Morris,
W. M. Neeley, Mat. Nunan,
O. S. Parker, Joshua D. Powers,
John Preston, Thomas H. Reed,
Geo. W. Riddle, W. W. Sawyers,
H. L. Stone, Geo. W. Strickler,
G. M. Thomas, Thos. B. Montgomery,

Those who voted in the negative, were—

Mr. Speaker (McCreary) B. F. Duvall, A. S. Lewis,
H. C. Baker, John Fible, W. M. Stevens,
R. G. Bidwell, Geo. L. Forman, Ben. Stout,
J. C. S. Blackburn, James W. Hannaeh, B. R. Walker,
H. S. Chilton, C. C. Harvey, C. H. Webb,
C. M. Clay, jr., Joseph Herms, John Wolf,
S. E. G. Cole, Samuel C. Humphrey, D. W. Wright—23
B. C. Craddock, W. Godfrey Hunter,

Mr. Walker, from the Committee on County Courts, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to amend and reduce into one the several acts in relation to the town of Owingsville,

Without an expression of opinion thereon by the committee.

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

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,
Pending the consideration thereof, and at five minutes past five o'clock, P. M., Mr. Martin moved 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. Martin and Stone, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) Geo. L. Forman,
H. C. Baker,
B. G. Bidwell,
R. W. Brandon,
Pat. Campion,
Isaac N. Cardwell,
C. M. Clay, Jr.,
S. E. G. Cole,
Henderson Conlee,
Josh Cottingham,
B. C. Craddock,
B. F. Duvall,

Addison Gibson,
Nelson Hamilton,
James W. Hannah,
C. C. Harvey,
W. L. Hazelip,
John S. Herd,
Joseph Hermes,
W. Godfrey Hunter,
Bart. W. Jenkins,
R. A. Jones,
John Watts Kearny,

M. W. LaRue,
Samuel Martin,
Thomas J. Mayo,
James W. Meador,
Pearson Miller,
Thos. J. Morehead,
W. A. Morris,
Mat. Nunan,
W. M. Stevens,
Ben. Stout,
Geo. W. Strickler,
John S. Williams—36.

Those who voted in the negative, were—

Wm. A. Allen,
J. C. S. Blackburn,
Church H. Blakey,
W. W. Browning,
Stephen R. Campbell,
W. H. May,
Washington Chandler,
J. B. McFerran,
Newton Craig,
Richard D. Davis,
Samuel Ellis,
John Fible,
Ulysses Garred,
E. A. Graves,

R. P. Gresham,
Allen Jones,
A. S. Lewis,
F. M. Lowe,
Thomas M. Miller,
Thos. B. Montgomery,
W. A. Morin,
Wm. Neal,

Thomas H. Reed,
Geo. W. Riddle,
W. W. Sawyers,
H. L. Stone,
G. M. Thomas,
C. W. Threlkeld,
B. R. Walker,
C. H. Webb,
John Wolf,
D. W. Wright,
J. M. Wright—34.

And then the House adjourned.
FRIDAY, FEBRUARY 6, 1874.

The following petition and remonstrance were presented, viz:

By Mr. Morrow—

1. The petition of certain voters of Princeton, Caldwell county, praying the passage of an act to permit William Bradley to hold the office of police judge of said town if duly elected thereto.

By Mr. Badger—

2. The remonstrance of certain citizens of Louisville against the proposed amendments to the charter of said city in reference to the election of chief of fire department.

Which were received, the reading dispensed with, and referred—

the 1st to the Committee on Propositions and Grievances, and the 2d to the Committee on Corporate Institutions.

A message was received from the Senate, announcing that they had concurred in the amendments proposed by this House, to bills which originated in the Senate, of the following titles, viz:

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

An act to incorporate the town of St. Charles, in Hopkins county.

An act to amend an act, entitled "An act to incorporate the Beargrass Transportation Company," approved January 25, 1868.

That they had refused to concur in the amendment proposed by this House, to a bill which originated in the Senate, entitled

An act to amend article 1 of chapter 59 of the General Statutes, and to repeal an act, entitled "An act to regulate the sale and storage of oils made from coal, petroleum, or other bituminous substances, and for the better protection of life and property," approved March 21, 1870, and the acts amendatory thereto, severally approved February 24, 1870, and March 8, 1870, and further regulate the inspection and gauging burning fluids.

That they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Farmers' Bank of Longview.

An act to provide for the improvement of Rockcastle river and its forks.
HOUSE OF REPRESENTATIVES.

An act to incorporate the Boyd County Fair and Exposition Association.

An act to amend the charter of the Methodist Episcopal Church, South, Widows and Orphans' Home.

An act to amend chapter No. 75 of the General Statutes, entitled "Master Commissioners, Receivers, and other Commissioners in Equity."

An act to amend chapter 49 of the General Statutes.

An act to amend section 19, chapter 42, of General Statutes.

An act to amend chapter 22 of the General Statutes, title "Contracts."

An act to amend an act, entitled "An act to incorporate the town of Horse Cave," approved March 15th, 1869.

An act to amend the charter of the Caverna Deposit Bank, in Hart county.

An act to amend an act, entitled "An act to incorporate the town of Cairo, in Henderson county."

An act to amend section 14, chapter 75, General Statutes.

An act to incorporate the town of Rowlett's Station, in Hart county.

An act to amend and continue in force an act, entitled "An act for the benefit of keepers of licensed stud-horses, jacks, and bulls," which became a law April 15, 1873.

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

An act to amend section 14, article 1, chapter 12, of the General Statutes.

An act to amend section 5, article 35, of chapter 29, of the General Statutes, entitled "Crimes and Punishments."

An act to amend section 11, article 27, chapter 29, of the General Statutes, entitled "Crimes and Punishments."

An act for the benefit of J. M. Barnett, of Whitley county.

An act for the benefit of Sam'l Biggerstaff, late sheriff of Madison county.

An act in relation to the town of Flemingsburg.

And that they had passed a bill, entitled

An act for the benefit of the creditors of the Institution for the Education and Training of Feeble-minded Children.

Which bill was read the first time and ordered to be read a second time.
The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That the same be referred to the Committee on Charitable Institutions.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the Senate, of the following titles, viz:

- An act to incorporate the Commonwealth Bridge Company;
- An act for the benefit of the city of Frankfort;
- An act to amend the charter of the city of Covington;
- An act to amend an act, entitled "An act to incorporate the Beargrass Transportation Company," approved January 25, 1868;
- An act to incorporate the town of St. Charles, in Hopkins county;
- And also enrolled bills and a resolution, which originated in this House, of the following titles, viz:
  - An act to establish an additional justices' district in the county of Harlan;
  - An act to amend an act, entitled "An act to establish an additional justices' district in Bath county;"
  - An act to amend an act, entitled "An act for the benefit of the officers and soldiers of the 31st Regiment Enrolled Militia," approved February 7, 1866;
  - An act to create a court of common pleas in the counties of Fayette, Bourbon, Bath, Madison, Woodford, and Scott;
  - An act for the benefit of Haywood Gilbert, late sheriff of Clay county;
  - An act for the benefit of the city of Louisville;
  - An act to provide for holding a term of the Carter circuit court for the trial of equity causes and motions triable by the court;
  - An act for the benefit of B. J. Hobbs, an idiot of Graves county;
  - An act to provide for the purchase or erection of a school-house for district No. 43, in Graves county;
  - Resolution directing Public Librarian to purchase certain books;

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

Mr. Scales, by consent of the House, withdrew the motion made by him on yesterday for the appointment of a committee to withdraw from the Senate the announcement of the passage by this House of a bill, entitled
A bill to amend an act, entitled "An act to regulate the taking up of property found adrift upon certain rivers in this Commonwealth." And all further proceedings thereon, under said motion, were, by consent, suspended.

Mr. Wolf moved to reconsider the vote by which this House, on yesterday, rejected a bill from the Senate, entitled
An act for the benefit of John H. Carrier, late jailer of Laurel county.

Leave was given to bring in the following bills, viz:
On motion of Mr. Henton—
1. A bill to incorporate the Shelbyville Gas-light Company.

On motion of Mr. Jenkins—

Ordered, That the Committee on Corporate Institutions prepare and bring in the 1st; and the Committee on Propositions and Grievances the 2d.

Bills were reported by the committee, who were directed to prepare and bring in the same, of the following titles, viz:

By Mr. Clay, from the Committee on Railroads—
A bill limiting the time of acceptance of a proposition by Metcalfe county to subscribe stock to the Cumberland and Ohio Railroad Company.

By same—
A bill to more effectually secure the collection of railroad taxes in Bourbon county.

By Mr. Williams, from the same committee—
A bill to amend an act, entitled "An act to establish tram-tracks or railways to navigable streams and railroads in Rockcastle county.

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

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,
Ordered, That said bills be engrossed and read a third time.

The rule of the House and constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.
The House then took up an unfinished report of yesterday, viz: A bill to amend an act to amend an act to incorporate the Frankfort, Paris, and Big Sandy Railroad Company.

The question being on the passage of said bill, and under the call for the yeas and nays on yesterday, the same were taken thereon, as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (M'Cready) Richard P. Finn, W. H. Frederick, W. A. Morin, W. A. Morris,
W. W. Ayers, Ulysses Garred, Thomas J. Morrow, Wm. Neal,
Edward Badger, Addison Gibson, Joshua D. Powers,
W. N. Beckham, E. A. Graves, Thomas H. Reed,
B. G. Bidwell, James W. Hannah, Geo. W. Riddle,
J. C. S. Blackburn, C. C. Harvey, W. W. Sawyer,
Stephen R. Campbell, Thos. W. Henton, C. C. Seales,
Pat. Campion, W. Godfrey Hunter, W. M. Stevens,
Washington Chandler, Bart. W. Jenkins, Geo. W. Strickler,
H. S. Chilton, Allen Jones, G. M. Thomas,
C. M. Clay, Jr., John Watts Kearny, C. W. Threlkeld,
S. E. G. Cole, A. S. Lewis, Geo. B. Turner,
Henderson Conlee, A. H. Marrett, B. R. Walker,
Isham Cottingham, W. H. May, J. Q. Ward,
B. C. Craddock, J. B. McPerran, J. A. Wilson,
Newton Craig, James W. Meador, John Wolf,
B. F. Duval, Pearson Miller, Thomas M. Miller,
Samuel Ellis, Thomas B. Montgomery, D. W. Wright,

Those who voted in the negative, were—


The Speaker therefore announced that said bill was passed, and that the title thereof would be as aforesaid.

The House then, according to order, took up and resumed the consideration of a bill, entitled:

A bill to protect citizens of this Commonwealth from empiricism.

Mr. Wright moved to insert in the blank, in the 4th section and 1st line, the word "June."

Which was adopted.

Mr. Ayers moved an amendment to said bill.

Mr. Hermes moved to lay the bill and amendments on the table.

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

Mr. Hermes then moved to amend the amendment offered by Mr. Ayers, by adding thereto the county of Kenton, by which the said county would be exempt from the operation of said bill.
Which amendment was accepted by, and inserted in, Mr. Ayers' amendment.

Mr. Scales moved to strike out the word "Kenton" from the amendment of Mr. Ayers.

And the question being taken on said motion, it was decided in the negative.

Mr. Scales then moved to recommit said bill to the same committee.

And the question being taken on the motion of Mr. Scales, it was decided in the negative.

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

Those who voted in the affirmative, were—

Those who voted in the negative, were—

The question was then put, "Shall the amendment proposed by Mr. Ayers be adopted?" And on this question the yeas and nays were demanded by Messrs. Ayers and Miller, but before proceeding
to call the roll, the hour of one o'clock, P. M., arrived, and, under the rule, the House took a recess till three o'clock, P. M.

At three o'clock, P. M., the House again assembled.

Leave of absence, indefinitely, was granted to Mr. Morehead.

Bills from the Senate, of the following titles, were reported, without amendment, by the committees to whom they were referred, viz:

By Mr. Morin, from the Committee on Internal Improvement—An act to amend an act authorizing the Lewis county court to levy an additional tax to pay off the debt of said county, and to aid in building turnpike roads in said county.

By Mr. McFerran, from the Committee on Claims—An act for the benefit of Jas. Crow, committee for Wm. Gilben and Martha Gilbert.

By Mr. Blackburn, from the Committee on the Judiciary—An act for the benefit of Mary Blain and Georgia Ann Hays.

Ordered, That said bills be read a third time.

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

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

Mr. D. W Wright, from the Committee on Circuit Courts, to whom was referred a bill from the Senate, entitled An act requiring certain legal advertisements, in Lewis county, to be inserted in the Vanceburg Kentuckian,

Reported the same with an amendment thereto.

Which was adopted.

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

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

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

Bills were reported by the committees who were directed to prepare and bring in the same, of the following titles, viz:

By Mr. Davis, from the Committee on Circuit Courts—A bill for the benefit of Wm. Sword and Fleming Justice, of Pike county.

By Mr. Morin, from the Committee on Internal Improvement—A bill declaring Blackberry creek, in Pike county, a navigable stream.
By Mr. May, from the Committee on Charitable Institutions—
A bill for the benefit of L. B. Piercal, of Lewis county.

By Mr. McFerran, from the Committee on Claims—
A bill for the benefit of J. W. Shelby and wife, of Lincoln county.

by same—
A bill for the benefit of Mrs. Mary Davis, of Livingston county.

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

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

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

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

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

The House took up an unfinished order of yesterday, viz:

A bill to amend and reduce into one the several acts in relation to the town of Owingsville.

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

Said bill being engrossed, was read a third time as follows, viz:

**ARTICLE I.**

**Boundary.**

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the corporate limits of the town of Owingsville shall include all the territory within a boundary of one square mile, having for its center the front door of the present court-house, the north and south lines of the square to run parallel with Main street.

§ 2. That said town is hereby laid off into four wards, as follows, to-wit: The territory bounded on the north by Main street, on the east by the Slate Furnace Road, and on the south and west by the town boundary lines, shall constitute the First Ward; the territory bounded on the west by said road, on the north and west by said street and the macadamized road leading from said street to the present terminus of the Owingsville and Wyoming Turnpike, and on the east and south by the town boundary lines, shall constitute the Second Ward; the territory bounded on the west by Jefferson street, and a line continuing on the same, bearing to the north boundary line of the town, on the south by Main street and said macadamized road, on the east by said macadamized road and the town boundary line, and on the north by the town boundary line, shall constitute the Third Ward; and the territory bounded on the south by Main street, on the east by Jefferson street, and a line continuing on the same, bearing to the north boundary line of the town, on the north and west by the town boundary lines, shall constitute the Fourth Ward.

70-H. R.
ARTICLE II.

Officers and Elections.

§ 1. That the prudential, fiscal, and municipal powers of the town shall be vested in a board of councilmen, to consist of a mayor and four councilmen, to be known and styled the Council of Owingsville; which council and its successors shall be a body-politic and corporate, and by said name shall be capable of contracting and being contracted with, suing and being sued, and of doing all acts which a body-politic and corporate having perpetual succession, can, in the exercise of its powers, lawfully and rightfully do; said council, under said name and style, is hereby invested with all the claims, title, or interest in and to all rights of action, asset, and property held by or for the use of the present trustees of the town.

§ 2. The other officers of said town shall consist of a police judge, marshal, clerk, and attorney. The clerk shall be ex-officio treasurer and assessor. The marshal shall be ex-officio collector of taxes.

§ 3. The first election under this act for mayor and councilmen shall be on the first Saturday in May, 1874. The persons then elected shall continue in office until the third Saturday in January, 1875, and until their successors shall duly qualify. The mayor and councilmen chosen on the third Saturday in January, 1875, shall hold their offices one year, and until their successors qualify; and an annual election shall be held on the third Saturday in January for the election of said officers. Each ward shall vote separately for mayor, and shall elect one councilman.

§ 4. No person shall be eligible to the office of mayor, police judge, marshal, or clerk, unless he is a white male citizen of this Commonwealth, over the age of twenty-one years, and unless he has been a resident of the county one year, and of the town sixty days next preceding his election or appointment. No person shall be eligible to the office of town attorney unless he is a white male citizen of this Commonwealth, over the age of twenty-one years, and has been a resident of the county one year, and of the town sixty days next preceding his election or appointment, nor unless he has been a licensed practicing attorney for two years under the laws of this Commonwealth. No person shall be eligible to the office of councilman unless he is a white male citizen of this Commonwealth, over the age of twenty-one years, a freeholder, and has been a resident of the county one year, and of the ward from which he is elected or appointed sixty days next preceding his election or appointment; nor shall any one be eligible to any of the offices mentioned in this section who is the vendor of spirituous, vinous, or malt liquors, by license or otherwise, and no person shall be granted such license during the term of office for which he may have been elected or appointed, although he may have resigned.

§ 5. No person shall be eligible to vote in said town for any office thereof unless he is a male citizen of this Commonwealth, over the age of twenty-one years, and has been a resident of the State two years, of the county one year, and of the ward in which he offers to vote sixty days next preceding the election; nor shall any person be eligible to hold any office, or to vote at any election of said town, until he has paid his real estate, levied for the year preceding the one in which the election is held and all fines, penalties, or forfeitures adjudged against him due and accruing thereunto.

§ 6. The town clerk and attorney shall be elected by the council, annually, at the first meeting after its election or appointment, where there is a failure to elect.

§ 7. A police judge shall be elected by the voters of said town on the first Monday in August, 1874, and every four years thereafter, to
his office for a term of four years, and until his successor is elected and qualified.

§ 3. A town marshal shall be elected by the voters of said town on the first Monday in August, 1874, and every two years thereafter, to hold his office for a term of two years, and until his successor is elected and qualified. He shall qualify and give bond before the Bath county court on the first Monday in January following his election, as now required by law of sheriff.

§ 4. The term of office of the present trustees shall expire on the first Saturday in May, 1874; and the present clerk, treasurer, and attorney shall hold their offices till the first meeting of the council elected in May, 1874; and the clerk and attorney then elected shall hold their offices till the first meeting of the council elected in January, 1875. The present police judge and marshal shall hold their offices till the election in August, 1874, and any vacancy occurring in the office of mayor, councilman, police judge, marshal, attorney, or clerk, shall be filled by appointment of the council, and the appointment shall be till the next regular election held for the election of said offices, and till their successors then chosen shall qualify.

§ 5. If no election is held for mayor and councilmen in said town, or any ward therein, on the regular election day fixed by this act, it shall be the duty of the Bath county court to fix a day for such election, to be held within forty days after the regular election day.

§ 6. The election for police judge and marshal shall be held at one voting place, conveniently located for the voters of the town. It shall be the duty of the clerk to cause to be advertised, for ten days before any election by the voters of said town, in some newspaper published therein, or if none, by printed posters in five or more public places in the town, the time and place of such election, and what offices are to be elected thereat.

§ 7. The Bath county court shall, at its regular term in April, 1874, and annually thereafter at said term, appoint two judges of elections, and a clerk thereof, in each of the four wards of said town, who shall be voters of the town and ward wherein they are appointed as such, and shall continue in office one year. The marshal, by himself or deputies, shall perform the same duties as to elections held in the town as required by law of sheriffs at general elections; and the provisions of the chapter on elections of the General Statutes, so far as the same define the duties of judges, clerks, and sheriffs of elections, and so far as the same are not inconsistent with this act, shall apply and regulate the duties of the election officers in said town; and each judge, clerk, or marshal of an election held in said town shall be entitled to one dollar per day, to be paid out of the town treasury.

§ 8. That when two or more candidates for an elective office shall have an equal number of votes for the same office, the election shall be determined by lot in such manner as the council may direct, and in the presence of the council and at least three voters of the town.

§ 9. The poll books of the several wards, or of the town, shall be returned, within twenty-four hours after the close of the polls, to the clerk, who shall, on the second day after the election, together with the mayor and marshal, count the votes for the several candidates, and deliver certificates, signed by them, to the candidates elected.

§ 10. That the present trustees shall, till their term of office expires, exercise the same powers granted to the council, and the present clerk,
attorney, police judge, and marshal shall, as far as possible, exercise the same powers granted to those officers, respectively, under this act, till their successors are chosen and qualified.

§ 16. That any person who votes in said town at any town election therein, who is not qualified to vote by this act, or who attempts to exercise the duties of any office to which he is ineligible by this act, shall be guilty of a misdemeanor, and fined in any sum not less than twenty-five nor more than one hundred dollars, to be recovered before the Owingsville police court.

§ 17. That all elections by the qualified voters of the town shall be held between the hours of seven o'clock in the morning and five o'clock in the evening; but the officers of the election may adjourn from time to time during the day, not exceeding three hours at any one time; and the council shall judge of the election, qualifications, and returns of its members; and in cases of contested elections for any town officer elective by the voters of the town, or any ward, shall be heard and determined by the council under such rules as may be prescribed by the by-laws or ordinances.

§ 18. The clerk shall certify to the Secretary of State the name of the person elected or appointed police judge of said town, and the Governor shall issue a commission to said officer upon such certificate.

ARTICLE III.

Powers and Duties of Officers.

§ 1. That every person elected or appointed to an executive, judicial, or other office, under this act, shall, before he enters on the duties of his office, take and subscribe an oath before some officer authorized to administer oath, to faithfully and impartially, and to the best of his ability, execute the duties of his office, and to be faithful and true to the laws of this Commonwealth, and especially those pertaining to said town; and it shall be the duty of the clerk to file said oath in his office as a part of the records thereof.

§ 2. That the marshal shall, previous to entering on the duties of his office, execute a bond, with two or more good and solvent sureties, before and to be approved by the Bath county court, under the same restrictions and requirements of the law as in case of sheriffs. The clerk of the said court shall file said bonds in his office, and preserve the same among the records thereof.

§ 3. The clerk of said town shall also execute bond, with two or more good and solvent sureties, before the Bath county court, to the Commonwealth of Kentucky, conditioned that he will well and truly perform his duties under this act, and pay over any money which may come to his hands as treasurer to the person or persons entitled thereto; and in accordance with the orders of the council of Owingsville. Said bond shall also be filed by the clerk of said court in his office, and preserved among the records thereof. All fees of the county court clerk under this act shall be paid out of the town treasury. The town clerk shall pay out no money in his hands as treasurer, except upon the warrant of the mayor, in pursuance of the orders of the council; and said clerk shall, annually, in the month of January prior to the annual election, make out and publish in some newspaper of the town, or if none, in at least one hundred printed handbills, a full and complete statement of all taxes, fines, penalties, forfeitures, license fees, or other moneys which have come to his hands as treasurer of said town up to and including the thirty-first day of Dece-
be in the preceding year, and of all disbursements by him, to whom made, and for what purpose; and any balance in his hands at the expiration of his term of office shall be paid over to his successor. He shall receive all moneys belonging to the town, and keep an accurate account of all receipts and expenditures in such manner as the council may direct, which account shall always be open for the inspection of the mayor and councilmen.

§ 4. That the clerk, as assessor, shall perform all the duties which the council may prescribe in relation to the assessing of property for the purpose of levying the taxes imposed by the council.

§ 5. The clerk shall keep the corporate seal, if there be one; make and keep a record of the proceedings of the council, at whose meetings it shall be his and the marshal's and attorney's duty to attend; and copies of all papers duly filed in his office, and transcripts from the records of the proceedings of the council, certified by him, shall be evidence in all the courts of this Commonwealth.

§ 6. The mayor shall preside over the meetings of the council, and in case of a tie, shall have the casting vote. He may call meetings of the council when, in his opinion, the interests of the town demand it, or any three councilmen, or any five voters, in writing, require it; and it shall be his further duty to see that all ordinances, rules, regulations, and by-laws of the town are faithfully executed. He shall have power to perform the duties of police judge in all criminal and penal actions under the general or town laws when there is a vacancy in the office of police judge, or when the said judge is absent, sick, or unable to attend to the duties of his office from other cause; he shall have the same fees allowed the judge in such cases, and shall account for all moneys received for fines as is required of the police judge.

§ 7. The mayor and three councilmen shall constitute a quorum for the transaction of ordinary business; and in case of a vacancy in the office of mayor, or of his being unable to perform his duties by reason of absence from the town or sickness, the council shall appoint one of the councilmen to fill the office pro tempore, whose designation shall be acting mayor.

§ 8. The town attorney shall perform all professional services incident to his office; attend the police court, and prosecute all cases therein; and when required, shall furnish written opinions upon subjects submitted to him by the council, or its committees. He shall, for his services, receive the same per centage of fines and forfeitures in the police court, where he attends and prosecutes to judgment, as is allowed by law to Commonwealth's attorneys in the circuit court.

§ 9. The marshal shall attend all the sessions of the police court held for the trial of criminal and penal cases, and shall give the town authority previous notice of any proceeding in that court which it is his duty to prosecute or defend. He shall procure evidence in cases affecting the law; and within his county shall have the same power and authority to serve and execute all process, civil, criminal, or penal, constables now have; and he shall be subject to the same liabilities, together with his securities, in the same manner and to the same extent as constables under the general laws. He shall have the power to appoint deputies, not exceeding four, to be approved by the council, and sworn to discharge their duties on county court days, and other public days; and the marshal shall be responsible for their conduct on his official band. He shall collect the taxes levied by the council, settle for and pay the same into the treasury by the first day of October in each year, and perform such other duties as
may be herein required or prescribed by the council. He shall receive five per cent. of all taxes collected and paid into the treasury; and for all other services he shall receive the same fees allowed by law to sheriffs or constables for similar services.

§10. That the council of Owingsville, or any person interested, may institute suit on the clerk's, marshal's, or police judge's bond, for any money which they shall fail to pay or account for, respectively, before the police court, or other court of competent jurisdiction, as in actions on constables' bonds under the general law.

§11. The mayor and councilmen shall receive, after the first Saturday in May, 1874, an annual salary of $5 each; the clerk shall receive a salary of $25; and the police judge, in addition to his regular fees, a salary of $100 per annum, to be paid out of the treasury. The council may decrease or increase said salaries, should it see proper to do so, after the third Saturday in January, 1875. All fines or forfeitures collected by the police judge or marshal shall be paid to the clerk forthwith, deducting his commission, if any, due the town attorney.

§12. That if any person, having been an officer in said town, shall not within twenty days after notification and request, deliver to his successor in office all the property, papers, and effects, of every description, in his possession, belonging to said town, or appertaining to the office he held, he shall forfeit and pay, for the use of said town, one hundred dollars, besides costs and damages, caused by his neglect or refusal so to deliver, to be recovered before the police court.

Article IV.

Police Court.

§1. That there shall be established in said town a court to be styled the Owingsville police court, to be held by the police judge of Owingsville.

§2. That said police court shall have exclusive original jurisdiction of all violations of the ordinances and by-laws of said town, and concurrent jurisdiction with the Bath quarterly court in all criminal, penal, and civil cases and proceedings. In all civil actions, where the amount in controversy, exclusive of interest and cost, exceeds fifty dollars, the action shall be by petition and summons; but before any summons is issued, the plaintiff shall pay to the police judge a tax of fifty cents, to be taxed as cost, and accounted for by the said judge on his official bond to the trustees of the jury fund. He shall hold his court at the court-house in said town, and for the trial of civil cases shall hold his court quarterly, on such days as he may fix upon in his judgment book. Notice of the days on which he shall begin his terms for the trial of civil actions, or any alteration thereof, shall be given thirty days before the beginning of the first term in some newspaper published in said town, or by printed posters in five or more public places in the Owingsville election precinct; but no alteration shall be made so as to make exceeding four terms in any one year. The juries shall be allowed the same fees for making and waiting at the Owingsville police court, at its regular terms, for the trial of civil cases, to be paid by the treasurer, as are allowed by law for like services in the county court. He shall be allowed his regular fees for all services in seeing prisoners placed in the county jail for violations of town ordinances, or for a failure to pay fines and costs for such violations, to be paid him by the town.

§3. That the said police court shall be a court of record, and the judge thereof shall act as clerk of the same; and certified copies of the record
of said court, over the signature of the judge, shall be evidence in any court of this Commonwealth. Said court shall have no appellate jurisdiction; and all judgments of said court, in criminal and penal cases, under the general laws, where the fine imposed does not exceed fifteen dollars, or the imprisonment ten days, or for any violation of a town ordinance, or in civil cases where the matter in controversy, exclusive of interest and costs, does not exceed twenty dollars, shall be final and conclusive; but in all other cases an appeal may be taken under the provisions of the Civil and Criminal Codes of Practice within sixty days after the rendition of the judgment; which appeal shall be taken directly to the Bath circuit court.

§ 6. That all process issued by the police judge shall be in the name of the Commonwealth of Kentucky; and where such process relates to the violation of a town ordinance, it shall be in the name of the Commonwealth of Kentucky for the use of the council of Owingsville. The process in civil cases, or in criminal and penal cases, under the general laws, may be returnable to said police court, or to any magistrate of said county; but in cases pertaining to a violation of a town ordinance, the process must be made returnable to said police court. The marshal shall execute all process from said court, unless otherwise directed by the party or his attorney in whose behalf the same is procured, which direction may be verbal.

§ 7. That all fines, penalties, or forfeitures imposed by, or arising from, cases instituted in said police court, shall, when collected, be paid into the town treasury.

§ 8. The defendant shall have the right to replevy, for three months, any judgment for any fine or forfeiture in said police court, or any capias pro fine, or fieri facias issued thereon, by giving bond, with good security; and a return of nulla bona on a capias pro fine, or writ of fieri facias, issued in any judgment in the police court, shall authorize an attachment against the personal property of the defendant, or process to subject his choses in action, or other available effects, to the satisfaction of such judgment.

§ 9. That all persons adjudged to pay fines in the Owingsville police court, who do not pay or replevy the same, shall be forthwith confined in the Bath county jail until the fines and costs of prosecution assessed against them are discharged, at the rate of two dollars per day for each day's confinement; but the council shall have power to compel any able-bodied male persons, confined in said jail, for a failure to pay or replevy fines imposed by said police court, or on a judgment of imprisonment by said court, to work out said fines and costs, under the supervision of the marshal, or other persons appointed by the council, on any of the streets, alleys, or public grounds of said town, and allow each person one dollar per day for each day's work as aforesaid; or in case of a judgment of imprisonment, allow the prisoners, for each day's work, a credit of one day on the judgment. In all cases where the defendant works out the costs adjudged against him, the officers to whom said costs are due shall be allowed the same out of the town treasury.

§ 10. That the police judge shall be entitled to the same fees as the judge of the Bath quarterly court, or as the clerk of the circuit court, for similar services.

§ 11. That in case of the absence from town, sickness, death, or resignation of the police judge and mayor, or a vacancy is said offices, the presiding judge of the Bath county court, or the nearest justice of the peace of said county, may hold said police court with all the powers of the police judge.
§ 10. That the marshal shall arrest any person who is drunk and disorderly in said town, in the day or night time, with or without a warrant, and it shall be his duty to place such person in the county jail, without a mittimus, until he is duly sober, when he shall bring him before the police court for trial. Any disorderly person in said town at night shall be arrested by the marshal or his authorized deputy, with or without a warrant or mittimus, and placed in the county jail until the next morning, when it shall be his duty to bring such person before the police court.

§ 11. That any failure of the marshal to discharge the duties prescribed in the preceding section shall subject him to a fine of not less than twenty-five nor more than one hundred dollars, to be recovered before the police court, in which case the process may be directed to and executed by the sheriff, jailer, or any constable of said county.

ARTICLE V.

General Powers and Duties of the Council.

§ 1. That the council shall have stated meetings, and shall have the management and control of the finances and all the property, real, personal, or mixed, owned by the corporation.

§ 2. The council shall have power, within the corporate limits, by by-laws or ordinances:

First. To restrain and prohibit all descriptions of gambling and fraudulent devices, and all playing with cards or dice, or at other games of chance, whereat anything of value is bet, won, or lost, and to prohibit and punish all participants in any raffle or lottery.

Second. To prohibit the selling of any spirituous, vinous, or malt liquors by any shop-keeper, hotel, tavern, innkeeper, druggist, trader, grocer, merchant, or other person, in any shop, hotel, tavern, store, grocery, ost-house, yard, garden, or other place within said town, or within one mile of the corporate limits.

Third. To prohibit the selling or giving away of ardent spirits or other intoxicating liquors to any minor or apprentice without the consent of his or her parent, guardian, master, or mistress, and to prohibit the sale or giving away of such liquors to inebriates or habitual drunkards.

Fourth. To license and regulate shopkeepers, coffee-house-keepers, hotel, tavern, and innkeepers, druggists, traders, grocers, and keepers of ordinaries or victualing, or other houses or places for the selling of wines and other liquors, whether ardent, vinous, or fermented, and to restrain all such persons from selling without license.

Fifth. To license, tax, regulate, suppress, and prohibit billiard-tables, pigeon-hole, Jenny Lind, and all similar tables, pin-alleys, nine or ten-pin alleys, ball-alleys, and shooting-galleries.

Sixth. To tax, license, and regulate auctioneers, distillers, brewers, and pawnbrokers, and tax and lay duties on the sale of goods at auction.

Seventh. To license, tax, and regulate hawkers and peddlers, and all itinerant vendors of medicines or other goods, wares, or merchandise, whether at auction or otherwise.

Eighth. To regulate, license, suppress, and prohibit all exhibitions of common showmen, shows of every kind, by itinerant and other persons or companies, exhibitions of natural or artificial curiosities, curiosities, circuses, theatrical performances, and all other exhibitions and amusements.

Ninth. To authorize the town clerk to grant and issue all licenses, except licenses to retail spirituous, vinous, or malt liquors, and direct the
No license shall be granted for more than one year, and not less than five dollars shall be required to be paid for any license under this act, and the fee for issuing the same shall not exceed fifty cents. All licenses shall be subject to a revocation by a majority of the council on the repayment of the pro rata amount of the license fee or tax for the unexpired part of the year or time the license was to run; but no license to retail spirituous, vinous, or malt liquors shall be granted to any person whatever, except upon the unanimous vote of the council, including the mayor; and before any license for that purpose shall have any validity or effect, it shall be signed by the mayor and each of the four councilmen in their own proper signatures, respectively, and attested by the clerk; and no such license shall authorize any person to sell such liquors under it on Sunday or holiday, or at any legal or primary election day, county, quarterly, or circuit court day, or on the day of any circus show in said town; and the council shall have power to suspend the same on any public day it may deem proper, and to prohibit and punish the giving to a voter of any spirituous, vinous, or malt liquors, on any legal or primary election day in said town. No license shall be granted to retail such liquors to any person outside of the corporate limits.

To prevent and suppress any riot, rout, breach of the peace, noise, disturbance, or disorderly assemblage.

To suppress and restrain disorderly houses and grocers, and houses of ill-fame.

To establish and regulate markets and other public buildings, and provide for the erection and determine their location, and make crossings across the street.

To regulate, license, or prohibit butchers, and to revoke their license for malconduct in the course of trade.

To regulate the keeping and conveying gunpowder and other combustible and dangerous materials.

To prevent horse-racing, immoderate riding or driving in the streets, and to authorize persons so riding or driving to be stopped by any person; and to compel persons to fasten their horses, mules, oxen, or other animals attached to vehicles, or otherwise, while standing or remaining in the street.

To prevent the encumbering the streets, sidewalks, lanes, alleys, and public grounds with carriages, carts, sleighs, sleds, wheelbarrows, boxes, lumber, timber, firewood, brick, stone, post-awnings, signs, or any substance or material whatever.

To prevent any obscene, indecent, or profane exhibition or conduct.

To restrain and punish vagrants and prostitutes.

To restrain, regulate, or prohibit the running at large of horses and swine, or other domestic animals, and authorize the restraining, impounding, and sale of the same for the penalty incurred, and the cost of the proceedings; and also to impose penalties on the owners of such animals for a violation of any by law or ordinance in relation thereto.

To prevent and regulate the running at large of dogs, and to authorize the destruction of the same when at large contrary to the by-laws or ordinances.
Twenty first. To prevent and regulate the playing of ball, flying of kites, or any other amusement or practice having a tendency to annoy persons passing on the streets or sidewalks, or to frighten teams and horses.

Twenty second. To make regulations to prevent the introduction of contagious diseases into the town.

Twenty third. To have exclusive power over the streets and alleys and sidewalks, and remove and abate any obstructions and encroachments therein or thereon.

Twenty fourth. To abate and remove nuisances, and punish the authors thereof by penalties of fine and imprisonment, and to define and declare what shall be deemed nuisances, and authorize the summary abatement thereof.

Twenty fifth. To appoint watchmen and policemen, and prescribe their duties, power, and pay.

Twenty sixth. To provide the town with water in any manner they may deem proper, and to establish, make, and regulate public pumps, wells, and cisterns.

Twenty seventh. To inspect chimneys, flues, and stove-pipes in all buildings, and have them removed or repaired at the owner's expense when the public safety requires it.

Twenty eighth. To do all acts, and make all regulations which may be necessary or expedient for the preservation of health and the suppression of disease.

Twenty ninth. To grant to any turnpike road company the right to construct and build a turnpike road or roads on the public roads or avenues within said town, or to contract with a turnpike company, on such terms and conditions as may be agreed upon, to use any macadamized road or street in said town, except Main Street, as a part of the road of such company, or to repair or extend the same as such.

Thirtieth. To make, publish, ordain, amend, and repeal all such ordinances, by-laws, and police regulations, not contrary to the Constitution of this State or of the United States, or the good government and order of said town, and the trade and commerce thereof, as may be necessary or expedient to carry into effect the powers vested in the council, or any officer of said town, by this act, and enforce observance of all rules, regulations, by-laws, and ordinances made in pursuance of this act, by penalties not exceeding, in any case, one hundred dollars fine, and thirty days imprisonment for any offense against the same. In all cases where the fine may exceed sixteen dollars, or the imprisonment five days, the defendant may demand and shall be entitled to a jury before the police court.

Thirty first. To provide for the use of said town a fire engine, organize a fire company, and make necessary regulations for the prevention of damage by fire.

Thirty second. To prohibit and punish insurance agents doing business in said town from entering into combinations to fix minimum rates of insurance on the property in said town, for the purpose of preventing competition.

Thirty third. That the council has exclusive power to grant all licenses for which provision is made by this act. That the amount to be paid for a license to keep a coffee-house or saloon, or other house, to sell ardent spirits by the drink, or otherwise, in said town, for one year, shall not exceed one hundred and fifty dollars, besides the State tax.
§1. That all dwelling-houses, business houses, store-houses, warehouses, hotels, shops, offices, stables, barns, cellars, or other buildings adjacent to orer, together with any inclosed lot or lots upon which any such improvements may be situated, and all vacant lots of land now or which shall hereafter be laid on for the purpose of erecting any such buildings upon, including all yards, gardens, stable-lots, orchards, and vineyards, shall be subject to taxation for town purposes in said town, except such property as is exempt by the third section of this act.

§2. That all personal or mixed property owned by the citizens of said town, and all personal or mixed property located in said town owned by persons not citizens of said town, subject to State taxation, including that under the equalization laws, and all stock, capital, or money invested in any bank, shall also be subject to taxation for town purposes.

§3. That there shall be exempt from taxation under this act for town purposes all property belonging to and owned by said town. Bath county, the State of Kentucky, the United States, any church, seminary, college, or public school, and all grounds attached thereto, dedicated solely to the uses therefor, and also all pasture or agricultural lands; but in case any road or street running or running through pasture or agricultural lands is graded or macadamized by the council, then such lands, to the depth of six feet from and fronting upon said road or street so graded or macadamized, shall be listed and taxed as other taxable property in said town, to aid in the payment of the expense incurred by such grading or macadamizing.

§4. The taxable property of said town shall be assessed at its market value, in currency, on the first day of May in each year. The assessor shall make his assessment between the tenth day of May and the tenth day of June in each year, and when completed, shall return the same to the council, who may correct and revise the same in such manner as shall be just and secure equality to all as far as possible, giving ten days' public notice of the time of their revision.

§5. That in lieu of a town poll-tax, the council shall have power to require, and it is hereby made the duty of, every able-bodied male inhabitant of said town over sixteen and under fifty years of age, except ministers of the Gospel, to labor two days in each year upon the streets or other roads of said town, under the supervision and direction of the marshal or street commissioner, to be appointed by the council, and furnish such tools as may be required, on two days' verbal notice by the marshal or street commissioner; but every such person may, at his option, instead of laboring, pay into the treasury of said town, at the rate of one dollar per day for each day he may be required to work: Provided, Such payment be made before the first day of labor is required. But all persons over fifty years of age in said town, not exempted by the council, shall pay a poll-tax of two dollars per annum as long as such improvement is required by the council. In default of payment or labor as aforesaid, the sum of four dollars and cost of suit before the police court shall be recovered by the council against each person so in default, unless excused by order of the council for good cause shown. Any and all persons who are so required to labor shall be exempt from working on any road in the county outside of the corporate limits as designated by this act. The marshal, if he acts, or the street commissioner, appointed by the council, shall be exempt
from said tax and labor, and may be allowed reasonable compensation in
addition for his services.
§ 6. It shall be the duty of the council to levy and collect a tax of not
less than ten nor more than thirty cents on each hundred dollars' worth
of taxable property of said town after the year 1874, annually, for the
term of five years, which tax shall be applied to the grading and macadamizing
of such of the streets of said town as the council may direct, and
to no other purpose whatever; but no street shall have more than one
year's taxes spent upon it until another year's tax has been spent upon
another or other streets of said town.
§ 7. After the expiration of the time mentioned in the next preceding
section, the same shall be still in force for any time, not exceeding five
years, if a majority of the legal voters of said town so direct, at an
election to be held for that purpose; and the said section may continue
in force, from time to time, after that, as often and as long, not exceeding
five years at any one time, as a majority of the legal voters of said town
may direct, at elections held for that purpose.
§ 8. The council shall direct, by proper orders entered upon the record
of the town, when, how, and by whom the elections provided for in the
next preceding section shall be held, but shall give ten days' printed
notice, posted in two or more public places in said town, of the time and
place of holding any such election.
§ 9. The preceding three sections are not to apply to the sidewalks of
said town, nor are they to prevent the collection of other lawful taxes
for purposes other than grading and macadamizing the streets of said
town.
§ 10. That the council may, instead of adopting the labor and street
poll-tax plan, as provided for in section five of this article, levy and
collect a poll-tax, not exceeding two dollars on each male person residing
in said town, over the age of sixteen years, and the parent or guardian
of any such male person, over sixteen and under twenty-one years of age,
shall be liable for said poll-tax, or for the failure to work upon the streets,
as may be required under section five aforesaid.
§ 11. The boarding place shall constitute the place of residence of any
person in said town who has no dwelling-house or fixed abode in said
town.
§ 12. That every ordinance or by-law or regulation imposing any penal-
sity, fine, imprisonment, or forfeiture for its violation, shall, after its pas-
sage, before taking effect, be published one week in some newspaper
published in said town, or by posting printed notices thereof in three or
more public places in said town.
§ 13. There may be, in addition to the street taxes aforesaid, an ad
valorem tax levied and collected each year, of not exceeding ten cents on
each hundred dollars' worth of taxable property. For any tax levied under
this act there shall exist in favor of the council, upon all the property of
the tax-payers until the same is paid, and in case the owner of any taxable
property shall fail to pay his or her taxes on or before the first day of
October in each year, it shall be the duty of the town marshal to sell, for
cash in hand, at the court-house door in said town, after ten days' ad-
vertisement in some newspaper published in said town, or by printed
advertisements posted in three or more public places in said town, one or
more of which shall be at the court-house door on some county court day there-
after; so much of the real, personal, or mixed property of the person in
default as will pay off and discharge the taxes of such defaulter due on
§ 1. That every person who is granted a license to retail spirituous, vinous, or malt liquors, in said town, before presuming to sell, and before such license shall be in force, shall go before the Bath county court, and, together with two or more good and solvent securities, to be approved by said court, execute a covenant to the Commonwealth of Kentucky, conditioned that he will not sell or give to any person spirituous, vinous, or malt liquors, or any mixture thereof, contrary to the provisions of this act, or any by-law or ordinance of said town concerning the sale or gift of such liquors made in pursuance of this act; and that he will pay all damages to any husband, wife, child, parent, guardian, employer, or other person who shall be injured in person, property, or means of support by any intoxicated person, or in consequence of any intoxication, habitual or otherwise, of any person whose intoxication shall have been caused by selling or giving such liquors by the principal to such bond, or his agents or employees.

§ 2. It shall be unlawful for any person to get intoxicated. Any person found in a state of intoxication shall, upon conviction thereof, be fined in the sum of five dollars. Any person convicted of intoxication shall be required, upon the trial, to designate the person or persons from whom he obtained the liquor, in whole or in part, was obtained. In default of so designating such person, he or she shall, in addition to the fine above mentioned,
as a part of his or her punishment for the offense, be imprisoned in the county jail not less than one day nor more than ten days, at the discretion of the court.

§ 3. That every husband, wife, child, parent, guardian, employer, or other person who shall be injured in person or property, or means of support, by any intoxicated person, or in consequence of intoxication, habitual or otherwise, of any person, shall have the right of action in his own or her name, severally or jointly, against any person or persons who shall, by selling or giving intoxicating liquors, have caused the intoxication, in whole or in part, of such person, for all damages and exemplary damages. A married woman shall have the same right to bring suit and control the same and the amount recovered, as a *feme sole*; and all damages recovered by a minor under this act shall be paid, either to said minor or to his or her parent, guardian, or next friend, as the court shall direct. All suits for damages under this act may be by any appropriate action in any of the courts of this State having competent jurisdiction; and if against a person having license to retail, the suit may be upon the bond required by the first section of this article against the principal and sureties therein.

§ 4. The chapter on towns of the General Statutes, so far as the same is consistent with this act, shall apply to said town.

§ 5. That all former acts relating to said town are hereby repealed.

§ 6. That this act shall take effect from its passage.

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

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—


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

Mr. McFerran, from the Committee on Claims, who were directed to prepare and bring in the same, reported a bill, entitled

A bill for the benefit of W. R. Stringer, of Livingston county. 

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

Whereas, W. R. Stringer was duly appointed and qualified as a committee for John W. Dunford, a pauper lunatic, and was by an act of the Legislature allowed compensation to the 28th day of March, 1872; and whereas, W. R. Stringer did, as such committee, continue to take charge of, support, and clothe said Dunford from the 28th day of March, 1872, to the 21st day of February, 1873, a period of ten months and twenty-four days; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, The Auditor of Public Accounts is hereby directed to draw his warrant on the Treasurer for the sum of $180 in favor of W. R. Stringer, of Livingston county, out of any money in the Treasury not otherwise appropriated.

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

Ordered, That said bill be read a second time.

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

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

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

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

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

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

Mr. McFerran, from the same committee, who were directed to prepare and bring in the same, reported a bill, entitled

A bill for the benefit of Haly, Mahoney & Co.

Which was read the first time as follows, viz:

WHEREAS, The General Assembly of the Commonwealth of Kentucky, on the 2d day of February, 1869, appropriated $100,000 for the purpose of erecting Fire-proof Offices at the Seat of Government, and appointed G. W. Craddock, Hugh Rodman, S. I. M. Major, A. W. Dudley, John Mason Brown, Philip Swigert, George W. Anderson, Norvin Green, and I. T. Martin as commissioners, with direction to contract for, and superintend the erection of, said Fire-proof Offices; by virtue of which act the said commissioners did contract with Haly, Mahoney & Co. for the building of said offices; and whereas, on the 9th day of March, 1871, the General Assembly of the State of Kentucky passed an act appropriating the additional sum of $55,000 for the construction of said building; and in said act empowered the said commissioners, appointed under said act of 1869 to close the contracts made by them for any work on said building as they thought just and proper, and giving them the right to reclamation for indifferent work, or violation of any contract made by them; said act providing that all debts should be presented and settled within thirty days after its passage, and the balance then remaining to be expended on said building; and whereas, in accordance with said act, a majority of said commissioners, to wit: S. I. M. Major, Hugh Rodman, Norvin Green, E. D. Standiford, G. W. Anderson (and the Governor as chairman), and J. W. H. Reynolds, completed the settlement with Haly, Mahoney & Co. on the 21st day of September, 1871, at their regular meeting (called for that purpose by the Governor), awarded the said Haly, Mahoney & Co. the sum of $8,834.66; and whereas, said sum was not paid Haly, Mahoney & Co. out of said $55,000, or any part thereof, the same having been expended as said building by the commissioners appointed under said act of 1869, therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts is hereby directed to draw his warrant on the Treasurer, upon any funds not otherwise appropriated, in favor of Haly, Mahoney & Co. for $8,834.66, and the Treasurer is directed to pay same.

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

Ordered, That said bill be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,
Ordered, That said bill be engrossed and read a third time.

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

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

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) W. H. Frederick, Thomas M. Miller,
Edward Badger, Ulysses Garred, Thos. B. Montgomery,
E. C. Baker, Addison Gibson, W. A. Morris,
W. N. Beckham, Nelson Hamilton, Wm. Neal,
J. C. S. Blackburn, James W. Hannah, Mat. Nunan,
R. W. Brandon, C. C. Harvey, Joshua D. Powers,
W. W. Browning, Thos. W. Henton, Geo. W. Riddle,
Stephen R. Campbell, Bart. W. Jenkins, W. W. Sawyers,
Pat. Campion, R. A. Jones, C. C. Scales,
Isaac N. Cardwell, John Watts Kearny, W. M. Stevens,
Washington Chandler, M. W. LaRue, H. L. Stone,
Henderson Conlee, A. S. Lewis, Geo. W. Strickler,
Isiah Cottingham, F. M. Lowe, C. W. Threlkeld,
Newton Craig, A. H. Marrett, Geo. B. Turner,
E. F. Duvall, W. H. May, J. Q. Ward,
Samuel Ellis, Thos. J. Mayo, C. H. Webb,
John Fible, J. B. McFerran, J. A. Wilson,
Richard P. Finn, N. D. Miles, D. W. Wright,

Those who voted in the negative, were—

Wm. A. Allen, J. T. Freeman, O. S. Parker,
B. G. Bidwell, Wm. L. Hazelip, Wm. Sellers,
Church H. Blakey, Joseph Hermes, G. M. Thomas,
H. S. Chilton, Samuel C. Humphrey, B. R. Walker,
B. C. Craddock, Allen Jones, James D. Watson,
Richard D. Davis, Samuel Martin, John Wolf—18.

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

And then the House adjourned.
The following petition and remonstrance were presented, viz:

By Mr. J. M. Wright—
1. The petition of the members of the bar of Jefferson county court of common pleas, praying for certain changes in the practice and pleading in said court.

By Mr. Humphrey—
2. The petition of sundry citizens of Webster county, praying for the passage of an act to form a new voting district therein.

By Mr. Williams—
3. The remonstrance of certain citizens of districts Nos. 7 and 9 of Ohio county, against the passage of an act granting a charter to any company giving them the power to build a railroad from Hartford to the Elizabethtown and Paducah Railroad, by taxing them to aid therein.

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

A message was received from the Senate, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend an act, entitled "An act to amend and reduce into one the several acts concerning the city of Henderson," approved February 11, 1867, and the several acts amendatory thereto.

An act to amend the charter of the town of Earlington.

An act to amend an act, entitled "An act to authorize the Logan county court to borrow money to pay off the bonds issued in aid of the Memphis Branch of the Louisville and Nashville Railroad Company.

An act to authorize the city of Newport, in Campbell county, to issue bonds to the amount of fifteen thousand dollars.

An act to regulate the responsibility of innkeepers.

An act to repeal an act, entitled "An act to amend the charter of the Bank of Newcastle," approved 20th December, 1873.
An act to amend an act, entitled "An act to incorporate the Mississippi Valley Life Insurance Company of America," approved February 15, 1866.

That they had disagreed to a bill, which originated in this House, entitled

A bill to repeal section 5 of the 65th chapter of the General Statutes.

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

An act to amend chapter 102 of the General Statutes, title "Smallpox."

An act to amend an act incorporating the town of Upton, in Hardin and Larue counties.

An act to incorporate the Richmond Gas-light Company.

And that they had passed bills of the following titles, viz:

1. An act to amend an act, entitled "An act to reduce into one the several acts in relation to the town of Taylorsville."

2. An act directing the boundary line between Spencer and Shelby counties to be run and remarked.

3. An act directing the boundary line between Spencer and Nelson counties to be run and remarked.

4. An act to supply the General Statutes to the justices of the peace of Trigg county.

5. An act to authorize the city of Owensboro to subscribe stock to the Vincennes, Petersburg, and Owensboro Railroad Company.

6. An act to create the office of street commissioner in Newport, Campbell county.

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

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

Ordered, That they be referred—the 1st to the Committee on Corporate Institutions; the 2d and 3d to the Committee on Propositions and Grievances; the 4th to the Committee on the Judiciary; the 5th to the Committee on Railroads; and the 6th to the Committee on County Courts.

A message was received from the Governor by Mr. Botts, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in this House, of the following titles, viz:
An act to amend an act, entitled "An act to amend and reduce into one the several acts relating to the charter, and amendments thereto, of the town of Mt. Sterling."

An act to repeal an act, entitled "An act to provide for the improvement of the public roads in Butler county."

An act to amend an act, entitled "An act to amend and reduce into one the several acts in relation to the town of Danville."

An act to authorize the Muldrough's Hill, Campbellsville, and Columbia Turnpike Road Company to borrow money.

An act to incorporate the Maysville District Camp-meeting Association of the Methodist Episcopal Church.

An act to organize and establish a system of public schools in Owingsville, in Bath county.

An act for the benefit of the city of Louisville.

Mr. Finn moved to suspend the rule and order of business to permit the committee, to whom same was referred, to report the bill named below.

And the question being taken on the motion of Mr. Finn, it was decided in the affirmative.

The yeas and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Mr. Creary) E. A. Graves, Wm. Neal, W. W. Ayers, Geo. L. Forman, A. H. Merrett,
W. A. Allen, Nelson Hamilton, O. S. Parker, Edward Badger, J. T. Freeman, Samuel Martin,
H. C. Baker, James W. Hannah, Joshua D. Powers, D. H. Baker, C. C. Harvey, Mat. Nunn,
W. N. Beckham, Thos. W. Henton, Thomas H. Reed.
Isham Cottingham, James W. Meador, C. W. Threlkeld, Newton Craig, Pearson Miller, B. R. Walker,
Newton Craig, Thomas M. Miller, J. Q. Ward, B. F. Duvall, Thos. B. Montgomery, James D. Watson,
Richard P. Finn, W. A. Morin, J. A. Wilson, W. H. Frederick, Thomas J. Morrow, John Wolf,
Ulysees Garred, W. A. Morris, D. W. Wright—52.
Addison Gibson, Thomas J. Morrow, D. W. Wright—52.

Those who voted in the negative, were—

W. W. Ayers, Geo. L. Forman, A. H. Merrett,
Edward Badger, J. T. Freeman, Samuel Martin,
D. H. Baker, C. C. Harvey, Mat. Nunn.
Church H. Blakey, Wm. L. Hazelip, W. W. Sawyers,
W. W. Browning, W. Godfrey Hunter, William Sellers,
Pat. Campion, Allen Jones, G. M. Thomas,
R. C. Craddock, R. A. Jones, Geo. B. Turner,
John Fible,

Two thirds of the House present having voted therefor, the rules
were suspended, and thereupon Mr. Blakey, from the committee to
whom the bill from the Senate was referred, entitled
An act to apportion representation in the Senate and House of
Representatives,
Reported the same without amendment, and without the expres­
sion of opinion thereon by the committee.
Mr. Wright moved to recommit said bill to the same committee,
with instructions to report thereon on Monday next, at 11 o'clock,
A. M.
And the question being taken thereon, it was decided in the nega­
tive.
The yeas and nays being required thereon by Messrs. Kearny
and Wright, were as follows, viz :

Those who voted in the affirmative, were—

Mr. Speaker (M'Cready) John Fible, W. H. May,
Edward Badger, Geo. L. Forman, Mat. Nunan,
Church H. Blakey, W. H. Frederick, O. S. Parker,
W. W. Browning, J. T. Freeman, W. W. Sawyers,
Pat. Campion, Wm. L. Hazelip, Wm. Sellers,
Issac N. Cardwell, Allen Jones, G. M. Thomas,
C. M. Clay, jr., R. A. Jones, Geo. B. Turner,
Isaba Cottingham, John Watts Kearny, B. R. Walker,
Richard D. Davis, W. T. Marshall,

Those who voted in the negative, were—

Wm. A. Allen, Nelson Hamilton, W. A. Morris,
W. W. Ayers, James W. Hannah, Thomas J. Morrow,
D. H. Baker, C. C. Harvey, Wm. Neal,
H. C. Baker, Thos. W. Henton, Joshua D. Powers,
W. N. Beckham, Samuel C. Humphrey, Thomas H. Reed,
B. G. Bidwell, W. Godfrey Hunter, Geo. W. Riddle,
J. C. Blackburn, A. S. Lewis, C. C. Scales,
A. W. Brandon, F. M. Lowe, W. M. Stevens,
Stephen R. Campbell, A. H. Marrett, H. L. Stone,
Washington Chandler, Samuel Martin, Ben. Stout,
H. S. Chilton, Thomas J. Mayo, Geo. W. Strickler,
Henderson Conlee, James M. McArthur, C. W. Threlkeld,
Newton Craig, J. B. McFerran, J. Q. Ward,
B. F. Duvall, Matt. McKinney, James D. Watson,
Mr. J. M. Wright then moved to recommit said bill to the Committee on the Judiciary.

At this time Mr. Graves moved to postpone the special order fixed for this hour until the consideration of this bill was disposed of.

And the question being taken on said motion, it was decided in the affirmative.

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—


At ten minutes past eleven o'clock, A. M., Mr. Ayers moved 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. Ayers and Kearny, were as follows, viz:

Those who voted in the affirmative, were—

W. W. Ayers, J. T. Freeman, M. W. LaRue,
Isaac N. Cardwell, Allen Jones, Wm. Sellers,
Geo. L. Forman, John Watts Kearny,

Those who voted in the negative, were—

Mr. Speaker (M'Creary) E. A. Graves, Wm. Neal,
Wm. A. Allen, Nelson Hamilton, O. S. Parker,
D. H. Baker, James W. Hannah, Joshua D. Powers,
H. C. Baker, C. C. Harvey, Thomas H. Reed,
B. G. Bidwell, Thos. W. Henton, Geo. W. Riddle,
J. C. S. Blackburn, Samuel C. Humphrey, W. W. Sawyers,
Church H. Blakey, W. Godfrey Hunter, C. C. Scales,
W. W. Browning, A. S. Lewis, H. L. Stone,
Stephen R. Campbell, A. H. Marrett, Ben. Stout,
Pat. Campion, Samuel Martin, Geo. W. Strickler,
Washington Chandler, W. H. May, G. M. Thomas,
H. S. Chilton, Thomas J. Mayo, C. W. Threlkeld,
C. M. Clay, jr., James M. McArthur, B. R. Walker,
Henderson Conlee, J. B. McFerran, J. Q. Ward,
Isaham Cottingham, Matt. McKinney, James D. Watson,
Newton Craig, Pearson Miller, John S. Williams,
Samuel Ellis, Thomas M. Miller, J. A. Wilson,
Richard P. Finn, W. A. Montgomery, John Wolf,
W. H. Frederick, W. A. Morin, D. W. Wright,
Addison Gibbons, Mr. Blackburn then moved the previous question.

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

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

Those who voted in the affirmative, were—

Mr. Speaker (M'Creary) E. A. Graves, Thos. B. Montgomery,
Wm. A. Allen, Nelson Hamilton, W. A. Morin,
W. W. Ayers, James W. Hannah, W. A. Morris,
D. H. Baker, C. C. Harvey, Thos. J. Morrow,
H. C. Baker, Thomas W. Henton, Wm. Neal,
B. G. Bidwell, Joseph Hermes, Joshua D. Powers,
J. C. S. Blackburn, Samuel C. Humphrey, Thomas H. Reed,
R. W. Brandon, W. Godfrey Hunter, Geo. W. Riddle,
W. W. Browning, Bart. W. Jenkins, C. C. Scales,
Stephen R. Campbell, R. A. Jones, W. M. Stevens,
Pat. Campion, M. W. LaRue, Ben. Stout,
Isaac N. Cardwell, A. S. Lewis, Geo. W. Strickler,
Washington Chandler, A. H. Marrett, G. M. Thomas,
Those who voted in the negative, were—

B. C. Craddock, Wm. L. Hazelip, O. S. Parker,
Richard D. Davis, Allen Jones, W. W. Sawyers,

Mr. Ayers moved to reconsider the vote by which the main question was ordered.

And the question being taken on said motion, it was decided in the negative.

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

Those who voted in the affirmative, were—

W. W. Ayers, Allen Jones, Mat. Nunan,
Edward Badger, John Watts Kearny, O. S. Parker,
W. W. Browning, M. W. LaRue, Wm. Sellers,
Isaac N. Cardwell, W. T. Marshall, Geo. B. Turner,
Geo. L. Forman,

Those who voted in the negative, were—

Mr. Speaker (McCreary) W. H. Frederick, Wm. Neal,
Mr. A. Allen, Thomas H. Reed, Geo. W. Riddle,
D. H. Baker, Ulysses Garred, W. W. Sawyers,
H. O. Baker, Addison Gibson, C. C. Scales,
W. N. Beckham, Nelson Hamilton, W. M. Stevens,
B. G. Bidwell, Jas. W. Hannah, H. L. Stone,
J. C. S. Blackburn, Wm. L. Hazelip, Ben. Stout,
R. W. Brandon, Samuel C. Humphrey, Geo. W. Strickler,
Stephen R. Campbell, W. Godfrey Hunter, G. M. Thomas,
Pat. Campion, Bart. W. Jenkins, C. W. Threlkeld,
Washington Chandler, A. S. Lewis, B. R. Walker,
H. S. Chilton, A. H. Marrett, J. Q. Ward,
C. M. Clay, jr., Samuel Martin, James D. Watson,
Henderson Conlee, W. H. May, John S. Williams,
Isham Cottingham, James M. McArthur, John Wolf,
Newton Craig, J. B. McFerran, D. W. Wright—56.
John Fible, Thomas M. Miller,
Richard P. Finn, W. A. Morris,
The question was then taken on the motion of Mr. J. M. Wright to recommit said bill to the Committee on the Judiciary, and it was decided in the negative.

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

Those who voted in the affirmative, were—

Edward Badger, J. T. Freeman, Mat. Nunan,
Church H. Blakey, W. W. Browning, Allen Jones, O. S. Parker,
Jean N. Cardwell, John Watts Kearny, Wm. Sellers,
B. C. Craddock, M. W. LaRue, Geo. B. Turner,

Those who voted in the negative, were—

Mr. Speaker (McCreary) Addison Gibson, W. A. Morris,
Wm. A. Allen, Nelson Hamilton, Wm. Neal,
W. W. Ayers, James W. Hannah, Joshua D. Powers,
H. C. Baker, C. C. Harvey, Thos. H. Reed,
W. N. Beecham, Thos. W. Henton, Geo. W. Riddle,
E. G. Bidwell, Joseph Hermes, W. W. Sawyer,
J. C. S. Blackburn, Samuel C. Humphrey, C. C. Scales,
R. W. Brandon, W. Godfrey Hunter, W. M. Stevens,
Stephen R. Campbell, Bart. W. Jenkins, H. L. Stone,
Pat. Campbell, R. A. Jones, Ben. Stout,
Washington Chandler, A. S. Lewis, Geo. W. Strickler,
H. S. Chilton, A. H. Marrett, G. M. Thomas,
C. M. Clay, Jr., Samuel Martin, G. W. Threlkeld,
Henderson Conlee, W. H. May, B. R. Walker,
Johan Cottingham, Thomas J. Mayo, J. Q. Ward,
Newton Craig, J. B. McFerran, James D. Watson,
Richard D. Davis, Matt. McKinney, John S. Williams,
H. F. Duvall, James W. Meador, J. A. Wilson,
Richard P. Finn, Pearson Miller, John Wolf,
W. H. Frederick, Thomas M. Miller, D. W. Wright—62.
Ulysses Garred, W. A. Morin,

At fifteen minutes past twelve o'clock, P. M., Mr. Kearny moved 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. Wolf and Finn, were as follows, viz:

Those who voted in the affirmative, were—

John Watts Kearny, Wm. Sellers,
73—n. e.
Those who voted in the negative, were—

Mr. Speaker (McCreary) W. H. Frederick, Pearson Miller,
Wm. A. Allen, Thomas M. Miller,
W. W. Ayers, W. A. Morin,
Edward Badger, W. A. Morris,
D. H. Baker, Thomas J. Morrow,
H. C. Baker, Wm. Neal,
J. C. S. Blackburn, Mat. Nunn,
Church H. Blakey, O. S. Parker,
R. W. Brandon, Joshua D. Powers,
W. W. Browning, W. W. Sawyers,
Pat. Campion, H. L. Stone,
Isaac N. Cardwell, Ben. Stout,
Washington Chandler, Geo. W. Strickler,
H. S. Chilton, G. M. Thomas,
C. M. Clay, jr., C. W. Threlkeld,
Henderson Conlee, B. R. Walker,
Isham Cottingham, J. Q. Ward,
Newton Craig, James D. Watson,
Richard D. Davis, John S. Williams,
B. F. Duvall, J. A. Wilson,
Samuel Ellis, John Wolf,
Richard P. Finn, D. W. Wright—66.

Mr. Threlkeld then moved to extend the session beyond the hour of
one o'clock, P. M., as fixed by the rule for taking a recess.

Mr. J. M. Wright moved to amend the motion of Mr. Threlkeld by
extending the session till five minutes past one o'clock, P. M.

Mr. Blackburn moved to amend the amendment proposed by Mr.
J. M. Wright to the motion made by Mr. Threlkeld by striking out of
the same "five minutes past one o'clock, P. M.,” and substituting in
lieu thereof, "twelve o'clock, midnight, of this day."

Mr. Wolf moved the previous question.

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

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

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) Ulysses Garred, W. A. Morris,
Wm. A. Allen, Thomas J. Morrow,
W. W. Ayers, Wm. Neal,
Edward Badger, Joshua D. Powers,
D. H. Baker, Thomas H. Reed,
H. C. Baker, Geo. W. Riddle,
B. G. Bidwell, Samuel C. Humphrey, C. C. Scales;
J. C. S. Blackburn, W. Godfrey Hunter, W. M. Stevens,
Mr. Ayers moved to reconsider the vote by which the main question was ordered.

And the question being taken on the motion of Mr. Ayers, it was decided in the negative.

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

Those who voted in the affirmative, were—

W. W. Ayers, Allen Jones, Mat. Nunan, W. T. Marshall,
Richard D. Davis, M. W. LaRue, Geo. B. Turner, Geo. W. Riddle,
Geo. L. Forman, W. T. Marshall, Thomas H. Reed, Geo. W. Riddle,
J. T. Freeman, Thos. J. Morrison, W. W. Sawyers, W. W. Sawyers,

Those who voted in the negative, were—

Mr. Speaker (McCreary) E. A. Graves, W. A. Morin, W. A. Morris,
Wm. A. Allen, Nelson Hamilton, Thos. J. Morrow, Wm. Neal,
Edward Badger, James W. Hannah, O. S. Parker, Joshua D. Powers,
D. H. Baker, C. C. Harvey, Thomas H. Reed, Geo. W. Riddle,
H. C. Baker, Wm. L. Hazelp, W. W. Sawyers, C. C. Scales,
W. N. Beckham, Thomas W. Heaton, W. M. Stevens, H. L. Stone,
E. S. Bidwell, Joseph Hermes, Ben. Stout, Geo. W. Strickler,
J. C. S. Blackburn, Samuel C. Humphrey, G. M. Thomas, W. M. Stevens,
R. W. Brandon, W. Godfrey Hunter, H. L. Stone, Geo. W. Strickler,
Stephen R. Campbell, Bart. W. Jenkins, B. R. Walker, G. M. Thomas,
Pat. Campion, R. A. Jones, C. W. Threlkeld, A. H. Marrett,
Joseph N. Cardwell, A. S. Lewis, Samuel Martin, Samuel Martin,
Washington Chandler, F. M. Lowe, W. H. May, W. H. May,
H. S. Chilton, A. H. Marrett, Thos. J. Mayo, W. H. May,
Henderson Conlee, Samuel Martin, Thomas M. Miller, Thomas M. Miller,
C. M. Clay, jr., Pearson Miller, Richard P. Finn, Richard P. Finn,
Johan Cunningham, Thomas M. Miller, H. L. Stone, H. L. Stone,
Bart. W. Jenkins, Ben. Stout, H. L. Stone,
John Watts Kearny, Geo. W. Strickler, W. W. Sawyers,
A. S. Lewis, G. M. Thomas, W. W. Sawyers,
A. H. Marrett, C. W. Threlkeld, Geo. W. Strickler,
Samuel Martin, B. R. Walker, B. R. Walker,
W. H. May, John Wolf, John Wolf,
H. S. Chilton, John S. Williams, John S. Williams,
Washington Chandler, J. A. Wilson, J. A. Wilson,
The question was then taken on the adoption of the amendment proposed by Mr. Blackburn to the amendment proposed by Mr. J. M. Wright, to the motion of Mr. Threlkeld.

The question was then put thereon, and the yeas and nays demanded by Messrs. J. M. Wright and Kearny, and the same taken, but before the result was announced, the hour of one o'clock, P. M., arrived, when, under the rule, the House took a recess till three o'clock, P. M.

At three o'clock, P. M., the House again assembled.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the Senate, of the following titles, viz:

- An act for the benefit of Mary Blain and Georgia Ann Hays;
- An act to amend an act authorizing the Lewis county court to levy an additional tax to pay off the debt of said county, and to aid in building turnpike roads in said county;
- An act for the benefit of Jas. Crow, committee for Wm. Gilbert and Martha Gilbert;
- And also enrolled bills, which originated in this House, of the following titles, viz:
  - An act for the protection of livery-stable keepers, farmers, and other persons in this Commonwealth;
  - An act to amend an act, entitled “An act to create a special road law for Pendleton county,” approved January 26, 1869;
  - An act to amend an act, entitled “An act to incorporate the Danville Gas-light Company;”
  - An act to incorporate the town of California, in Campbell county;
  - An act to prohibit the law partner or partners of the Attorney General, Commonwealth and county attorneys of this State, to defend any person whom by the laws of this Commonwealth it is made the duty of said officers to prosecute;
  - An act for the benefit of J. M. Barnett, of Whitley county;
  - An act for the benefit of the Law Department of Kentucky University;
An act to empower the county court of Garrard county to make additional subscriptions to the Lancaster and Buckeye Turnpike Road Company;
An act in relation to the town of Flemingsburg;
An act for the benefit of Sam'l Biggerstaff, late sheriff of Madison county;
And had found the same truly enrolled.
Whereupon the Speaker affixed his signature thereto.
Ordered, That Mr. Thos. M. Miller inform the Senate thereof.
Leave was given to bring in the following bills, viz:
On motion of Mr. Sellers—
1. A bill to amend the charter of Paint Lick and Copper Creek Turnpike Road Company.
On motion of same—
2. A bill for the benefit of the Sugar Creek Baptist Church, of Garrard county.
On motion of same—
3. A bill for the benefit of Joseph P. Simpson.
On motion of Mr. Wolf—
4. A bill to amend the charter of the city of Ludlow.
On motion of Mr. Lewis—
5. A bill to amend the charter of the Cumberland and Ohio Railroad Company.
On motion of same—
6. A bill to charter the Taylor County College.
On motion of Mr. Herd—
7. A bill to amend the charter of the town of Boonville, Owsley county.
On motion of Mr. Powers—
8. A bill for the benefit of the sheriff of Daviess county.

Ordered, That the Committee on County Courts prepare and bring in the 1st; the Committee on Moral and Religious Institutions the 2d; the Committee on Propositions and Grievances the 3d and 7th; the Committee on Corporate Institutions the 4th; the Committee on Railroads the 5th; the Committee on Education the 6th; and the Committee on Ways and Means the 8th.

Leave of absence, indefinitely, was granted Messrs. Cole, Gresham, and Wolf.

Mr. Clay, from the Committee on Banks, to whom was referred a bill from the Senate, entitled
An act to amend the charter of the Russellville Banking and Warehouse Company,

Reported the same with the following amendments, viz:

1st. Strike out section four.
2d. In section 6, insert after the word "woman," the words, "out of her separate estate."

Mr. Blakey called for a division of the question.

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

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

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

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

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

Mr. T. M. Miller moved to suspend the rule and order of business, and take up from the table of the Clerk, and proceed still further with the consideration of a bill from the Senate, entitled

An act to apportion representation in the Senate and House of Representatives.

And the question being taken on said motion, it was decided in the negative.

The yeas and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) E. A. Graves, Wm. Neal,
Wm. A. Allen, Nelson Hamilton, Joshua D. Powers,
D. H. Baker, James W. Hannah, Thomas H. Reed,
H. C. Baker, Thos. W. Henton, Geo. W. Riddle,
B. G. Bidwell, Samuel C. Humphrey, W. M. Stevens,
J. C. S. Blackburn, A. S. Lewis, H. L. Stone,
R. W. Brandon, F. M. Lowe, Geo. W. Strickler,
Theodore Campbell, W. H. May, C. W. Threlkeld,
Washington Chandler, Thomas J. Mayo, B. R. Walker,
H. S. Chilton, Matt. McKinney, J. Q. Ward,
Henderson Conlee, Pearson Miller, James D. Watson,
Newton Craig, Thomas M. Miller, C. H. Webb,
B. F. Duvall, W. A. Morris, J. A. Wilson,
Addison Gibson, Thomas J. Morrow, D. W. Wright—42.

Those who voted in the negative, were—

W. W. Ayers, John Fible, Samuel Martin,
Church H. Blakey, Geo. L. Forman, James W. Meador,
Mr. Finn, from the Committee on Ways and Means, to whom was referred a bill from the Senate, entitled
An act for the benefit of Geo. P. Gillum, sheriff of Logan county, Reported the same without amendment.
Ordered, That said bill be read a third time.
Said bill was then read a third time as follows, viz:

WHEREAS, On account of his failure to pay into the Treasury the whole amount of the revenue of eighteen hundred and seventy-two, to the date by the first day of April, eighteen hundred and seventy-three, there was assessed upon George P. Gillum, sheriff of Logan county, five per cent damages, amounting to four hundred and forty-eight dollars and twenty-four cents, which amount he paid into the Treasury; and whereas, at the August term, eighteen hundred and seventy-three, of the Franklin circuit court, the further sum of four hundred and twenty dollars and eighty-one cents was adjudged against him and securities for the twenty per cent. damages imposed by law on the balance owing by him, said Gillum, which is still due and unpaid; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be directed to draw his warrant on the Treasurer in favor of Geo. P. Gillum, sheriff of Logan county, for the sum of four hundred and forty-eight dollars and twenty-four cents, the amount of five per cent. damages charged against him on account of the revenue of eighteen hundred and seventy-two, which he failed to pay by the first of April, eighteen hundred and seventy-three: Provided, That said Gillum shall first satisfy the Auditor, by the sworn statements of himself and deputies, made in open court, that said five per cent. has not been collected from the tax-payers; and that the relief hereby granted shall only apply to all or any part of five per cent. that has not been collected from the tax-payer.

§ 2. That George P. Gillum is hereby released from the payment of the unpaid damages adjudged against him and securities on account of the revenue of Logan county for the year eighteen hundred and seventy-two, amounting to four hundred and twenty dollars and eighty-one cents.

§ 3. This act shall be in force and effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.
The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—


Resolved, That the title of said bill be as aforesaid.

Mr. Webb, from the Committee on Corporate Institutions, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to amend an act to incorporate the Louisville Cement and Water-power Company, approved January 13, 1866.

Which bill was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill being engrossed, was read a third time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the second section of said act of incorporation of January 13, 1866, be, and is hereby, so amended as to divide the capital stock of said company into shares of one hundred dollars each, instead of one thousand dollars, as provided in said act of incorporation.

§ 2. That this act shall take effect from its passage.
The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Stone and Finn, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) Ulysses Garred, Wm. Neal,
Wm. A. Allen, Addison Gibson, Mat. Nunan,
W. W. Ayers, E. A. Graves, O. S. Parker,
D. H. Baker, Nelson Hamilton, Joshua D. Powers,
W. N. Beckham, C. C. Harvey, Thomas H. Reed,
B. G. Bidwell, Wm. L. Hazelip, Geo. W. Riddle,
J. C. S. Blackburn, Thos. W. Henton, W. W. Sawyers,
Church H. Blakey, Samuel C. Humphrey, C. C. Scales,
R. W. Brandon, W. Godfrey Hunter, Wm. Sellers,
W. W. Browning, Allen Jones, W. M. Stevens,
Pat. Campion, R. A. Jones, H. L. Stone,
Jane N. Cardwell, John Watts Kearny, Ben. Stout,
Washington Chandler, A. S. Lewis, Geo. W. Strickler,
C. M. Clay, Jr., F. M. Lowe, G. M. Thomas,
Henderson Conlee, A. H. Marrett, C. W. Threlkeld,
Asham Cottingham, Samuel Martin, Geo. B. Turner,
R. C. Craddock, W. H. May, B. R. Walker,
Newton Craig, Thomas J. Mayo, J. Q. Ward,
Richard D. Davis, J. B. McFerran, James D. Watson,
Samuel Ellis, James W. Meador, C. H. Webb,
John Fible, Pearson Miller, John S. Williams,
Richard P. Finn, Thomas M. Miller, J. A. Wilson,
Geo. L. Forman, Thos. B. Montgomery, D. W. Wright,
W. H. Frederick, W. A. Morris, J. M. Wright—73.

In the negative—none.

Mr. Lowe, from the Committee on Banks, to whom was referred a bill from the Senate, entitled

An act to amend an act, entitled “An act to incorporate the Bank of America,” approved February 26, 1870,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with,

 Passed, That said bill do pass, and that the title thereof be as above.

Mr. Webb, from the Committee on Corporate Institutions, who were directed to prepare and bring in the same, reported a bill, entitled

74-n. R.
A bill to amend an act to charter the Louisville and Taylorsville Turnpike Company.

Which was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Mr. Stone moved an amendment thereto.

On motion of Mr. May, said bill was recommitted to the Committee on Internal Improvement.

Bills were reported by the committees who were directed to prepare and bring in the same, of the following titles, viz:

By Mr. Ayers, from the Committee on Moral and Religious Institutions—

A bill for the benefit of Green Ridge Churches, in Logan county.

By Mr. Powers, from the Committee on Claims—

A bill for the benefit of Ulysses Garred, of Lawrence county.

By Mr. Reed, from the Committee on Propositions and Grievances—

A bill to authorize the creation of a building committee for the town of Versailles, in Woodford county, and to define the powers and duties thereof.

By Mr. Walker, from the Committee on County Courts—

A bill to repeal an act, entitled “An act to amend an act to establish a levy and county court for Jefferson county.”

By Mr. Morris, from the Committee on Corporate Institutions—

A bill to provide for the establishment of the measurement of brickwork, &c.

By same—

A bill to insure and facilitate the payment of wages to laborers for the city of Louisville.

Which bills were read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The rule of the House and constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

And then the House adjourned.
A message was received from the Senate, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Commonwealth Bridge Company.

An act to amend an act, entitled "An act to amend and reduce into one the several acts concerning the city of Henderson," approved February 11, 1867, and the several acts amendatory thereto.

An act to amend the charter of the town of Earlington.

An act to amend an act, entitled "An act to authorize the Logan county court to borrow money to pay off the bonds issued in aid of the Memphis Branch of the Louisville and Nashville Railroad Company."

An act to authorize the city of Newport, in Campbell county, to issue bonds to the amount of fifteen thousand dollars.

An act to regulate the responsibility of innkeepers.

An act to amend an act, entitled "An act to incorporate the Beargrass Transportation Company," approved January 25, 1868.

An act to incorporate the town of St. Charles, in Hopkins county.

An act to amend the charter of the city of Covington.

That they had passed bills, which originated in this House, of the following titles, viz:

An act for the benefit of L. D. Padgett, of Pulaski county.

An act to authorize the judges of the Bourbon and Elliott quarterly courts to appoint clerks of said courts.

An act to amend an act, entitled "An act to provide for the construction and completion of turnpike roads in Harrison county."

An act to amend an act, entitled "An act for the benefit of the Cynthia and Paddy's Run and Lair's Station Turnpike Road Company."

An act to legalize certain orders of the Larue county court of claims.

An act for the benefit of Geo. L. Petty, assessor of Henry county.

An act to regulate official advertisements in the county of Henry.
An act to amend an act, entitled "An act to transfer the equity cases from the Hickman circuit court to Hickman court of common pleas," approved March 11, 1873.

An act to amend an act to regulate the time of holding the Nicholas and Mason circuit courts, approved February 7, 1873.

An act to amend an act, entitled "An act to incorporate Madison County Agricultural Association."

An act to amend an act, entitled "An act to amend an act, entitled "An act to cause good school-houses to be erected in the Eighth and Ninth Congressional Districts," approved February 17, 1873.

An act to amend an act, entitled "An act to reduce into one all acts in relation to Barbourville."

With an amendment to the last named bill.

And that they had passed bills of the following titles, viz.:

1. An act to further amend the charter of the Kentucky River Navigation Company.
2. An act to amend the charter of the city of Covington.
3. An act for the benefit of the Paducah Savings Bank.
5. An act for the benefit of John B. Ruark, of Hart county.
6. An act for the benefit of the sureties of J. C. Calhoun, late sheriff of McCracken county.
8. An act to amend an act, entitled "An act to authorize the Jamestown justices' district, in Campbell county, to issue bonds."
9. An act to amend an act, entitled "An act to incorporate the Henderson Building and Loan Association."
10. An act to amend the charter of the Springfield, Pleasant Run, and Mackville Turnpike Road Company.

Which were read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with.

Ordered, That they be referred—the 1st, 2d, and 9th to the Committee on Corporate Institutions; the 3d to the Committee on Banks; the 4th to the Committee on Circuit Courts; the 5th to the Committee on Claims; the 6th and 7th to the Committee on Ways and Means; and the 8th and 10th to the Committee on Internal Improvement.
The following petition and remonstrance were presented, viz:

By Mr. McKinney—
1. The petition of certain citizens of Trigg county, praying the passage of a bill, now pending, to amend the charter of the Evansville and Jackson Railroad Company.

By Mr. Beckham—
2. The remonstrance of members of the bar of Mercer county, against the passage of an act detaching Mercer county from the Seventh Judicial District and attaching the same to the Eighth Judicial District.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on Railroads, and the 2d to the Committee on the Judiciary.

Leave of absence, indefinitely, was granted to Mr. D. W. Wright.

Mr. Riddle moved to suspend the rule and order of business to allow the Committee on Internal Improvement to report the bill named below.

And the question being taken on said motion, it was decided in the affirmative.

The yeas and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) C. C. Harvey, O. S. Parker,
Wm. A. Allen, Wm. L. Hazelip, John A. Pratt,
W. W. Ayers, Samuel C. Humphrey, Thomas H. Reed,
D. H. Baker, W. Godfrey Hunter, Geo. W. Riddle,
Church H. Blakey, Bart. W. Jenkins, W. W. Sawyer,
R. W. Brandon, Allen Jones, C. C. Scales,
Stephen R. Campbell, R. A. Jones, William Sellers,
Pat. Campion, John Watts Kearny, H. L. Stone,
Jason N. Cardwell, A. S. Lewis, Ben. Stout,
Washington Chandler, A. H. Marrett, Geo. W. Strickler,
H. S. Chilton, Samuel Martin, G. M. Thomas,
Henderson Conlee, W. H. May, B. R. Walker,
Isam Cottingham, Matt. McKinney, James D. Watson,
B. C. Graddock, Pearson Miller, C. H. Webb,
Newton Craig, Thos. B. Montgomery, J. S. Williams,
Samuel Ellis, W. A. Motin, J. A. Wilson,
Richard P. Finn, Wm. Neal, John Wolf,

Those who voted in the negative, were—

H. C. Baker, W. H. Frederick, John S. Herd,
W. N. Beckham, J. T. Freeman, W. M. Stevens,
The rule and order of business being suspended, thereupon Mr. Morin, from the Committee on Internal Improvement, who were directed to prepare and bring in the same, reported a bill, entitled

A bill for the improvement of Tradewater river.

Which bill was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be printed, and that the consideration thereof be postponed to, and made the special order of the day for, the 17th inst., at 10½ o'clock, A. M.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in this House, of the following titles, viz:

An act to incorporate the Richmond Gas-light Company;
An act for the benefit of Geo. L. Petty, assessor of Henry county;
An act to amend subsection 2 of section 1 of chapter 31 of the General Statutes;
An act to amend chapter 102 of the General Statutes, title "Small-pox;"
An act to amend section 14, article 1, chapter 12, of the General Statutes;
An act to amend section 5, article 35, of chapter 29, of the General Statutes, entitled "Crimes and Punishments;"
An act to amend section 11, article 27, chapter 29, of the General Statutes, entitled "Crimes and Punishments;"
An act to incorporate the Society of Friends of Garrard county, and authorize them to issue bonds to purchase a burial ground;
An act to amend an act incorporating the town of Upton, in Hardin and Larue counties;

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.
HOUSE OF REPRESENTATIVES.

Leave was given to bring in the following bills, viz:

On motion of Mr. Preston—

On motion of Mr. Ayers—
2. A bill for the benefit of J. N. Williams, assessor of the county of Calloway.

On motion of Mr. Badger—
3. A bill to charter the People's Savings Bank of Kentucky.

Ordered, That the Committee on Propositions and Grievances prepare and bring in the 1st; the Committee on Claims the 2d; and the Committee on Banks the 3d.

A message was received from the Governor by Mr. Botts, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in this House, of the following titles, viz:

An act to amend an act, entitled "An act to incorporate the Danville Gas-light Company."

An act to empower the county court of Garrard county to make additional subscriptions to the Lancaster and Buckeye Turnpike Road Company.

An act for the benefit of the Law Department of Kentucky University.

An act to prohibit the law partner or partners of the Attorney General, Commonwealth and county attorneys of this State, to defend any person whom by the laws of this Commonwealth it is made the duty of said officers to prosecute.

An act to amend an act, entitled "An act to create a special road law for Pendleton county," approved January 26, 1869.

An act for the protection of livery-stable keepers, farmers, and other persons in this Commonwealth.

An act in relation to the town of Flemingsburg.

An act to incorporate the town of California, in Campbell county.

An act for the benefit of Sam'l Biggerstaff, late sheriff of Madison county.

An act for the benefit of J. M. Barnett, of Whitley county.

An act to provide for holding a term of the Carter circuit court for the trial of equity causes and motions triable by the court.

An act to establish an additional justices' district in the county of Warren.
An act to amend an act, entitled "An act to establish an additional justices' district in Bath county."
An act for the benefit of Haywood Gilbert, late sheriff of Clay county.
An act for the benefit of B. J. Hobbs, an idiot of Graves county.
An act to create a court of common pleas in the counties of Fayette, Bourbon, Bath, Madison, Woodford, and Scott.

Mr. Williams, from the Committee on Railroads, to whom was referred bills from the Senate, of the following titles, viz:

An act to amend an act, entitled "An act to incorporate the Cincinnati, Covington, and Cumberland Gap Railroad Company;"
An act to amend an act, entitled "An act to incorporate the Covington, Flemingsburg, and Pound Gap Railway Company," approved March 5, 1873;

Reported the same without amendment.

Ordered, That said bills be read a third time.

The rule of the House and constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Williams, from the Committee on Railroads, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to amend the charter of the Portsmouth and Pound Gap Railroad Company.

Which bill was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The hour of 10½ o'clock, A. M., having arrived, the House took up and resumed the consideration of a special order, viz:

A bill to amend an act, entitled "An act to amend the charter of Bacon College," approved January 15, 1858,

With the amendments proposed thereto.
By consent of the House, Mr. D. W. Wright withdrew the amendment to said bill proposed by him; and, by like consent, Mr. Scales also withdrew the amendment to the proposed amendment of Mr. Wright offered by him.

Mr. D. W. Wright then moved the following amendment: as a substitute for said bill, viz:

1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Treasurer of the Board of Curators of Kentucky University shall not be a member of or Chairman of the Executive Committee of said Board, and the treasurer accepting or holding the position of member of or chairman of said committee shall operate as a vacation of said office from the office of treasurer.

2. Be it further enacted, That the second section of the act, entitled "An act to amend the charter of Bacon College," approved January 15th, 1858, be, and the same is hereby, repealed, the repeal to take effect on the first Wednesday in April, 1874; and the individual living donors to the several funds of Kentucky University, who have made donations prior to the 9th day of February, 1874, be, and they are hereby, authorized and empowered to elect thirty persons as Curators of Kentucky University, to serve for five years, and until their successors are elected. The first election shall be held in the city of Lexington, Kentucky, on the first Wednesday in April, 1874, and every five years thereafter an election shall be held for the same purpose in said city; and each donor who may attend, in person or by proxy, shall at such election or elections be entitled to one vote. At least two thirds of the Curators so elected shall always be members of the Christian Church in Kentucky, as provided in the eighth section of the act of which this act is an amendment, and for the purposes therein expressed, and shall be members in full fellowship in said church.

3. Be it further enacted, That the thirty persons who shall be elected as Curators on the first Wednesday of April, 1874, as hereinbefore provided, shall be, and they are hereby, as soon as they shall be elected as aforesaid, constituted a body-politic and corporate in as full, ample, and effectual manner as if they and each of them were herein individually named by name, under the corporate name and style of the Curators of Kentucky University; and they and their successors in office shall have perpetual succession and existence, and a common seal; and by that name and in their corporate capacity, may sue and be sued, plead and be impleaded, in all the courts of law and equity in this State; and the same, in their corporate capacity and name, are hereby invested, as soon as they shall be elected as aforesaid, with the legal right and title to all the property and estate, real, personal, and mixed, that at that date may be vested or held by the present Board of Curators of Kentucky University, and in all things become their successors, and be substituted to all their rights, franchise, and privileges, and shall assume all their obligations, and shall be bound by and faithfully carry out all the trusts, conditions, and obligations imposed on the Curators of Kentucky University by the act consolidating Kentucky University and Transylvania University, approved February 28th, 1865, and by the act establishing an Agricultural College in Kentucky, approved February 22d, 1865.

75-R. R.
§ 4. Be it further enacted, That the trustees who shall be elected on the first Wednesday in April, 1874, shall meet in the city of Lexington, Kentucky, on the third Wednesday in April, 1874, or as soon thereafter as practicable, and organize by the election of the officers mentioned in the fifth section of the act to which this act is an amendment; and the officers of the present Board of Curators shall, on demand, immediately turn over to the Executive Committee that shall be elected as aforesaid, all the books, papers, stocks, bonds, notes, money, and all other property in their possession, or under their control as officers of the Board of Curators and shall be responsible to the new Board of Curators for the same until the whole of the same is delivered; and the bond of the treasurer shall remain in full force and effect, and may be enforced by the new Board of Curators the same as if it had originally been made payable to them.

§ 5. Be it further enacted, That when donors shall be reduced by death, so that they in the aggregate represent only thirty thousand dollars of donations, then the alumni of the College of Arts of Kentucky University, in connection with such surviving donors, shall elect the thirty Curators, and each surviving donor and alumnus shall in such election be entitled to one vote; and when the donors now living shall all have died, then the said alumni shall elect the thirty Curators.

§ 6. Be it further enacted, That all the provisions of the act to which this act is an amendment that are inconsistent with or in conflict with the act, be, and the same are hereby, repealed; and this act shall take effect and be in force from and after its passage.

Mr. Scales moved to amend the substitute proposed by Mr. D. W. Wright as follows, viz:
Add to third section: “Provided, That so much of the act establishing the Agricultural and Mechanical College of Kentucky as one of the Colleges of Kentucky University, be, and the same is hereby, repealed, to take effect on the 11th day of June, 1874, and after that date no part of the interest of the fund arising from the sale of the lands donated by the United States to the State of Kentucky in 1862, shall be paid to Kentucky University.”

Mr. Threlkeld moved to print the substitute and amendment therefor; and to place the bill and proposed amendments in the order of the day.

And the question being taken on said motion, it was decided in the negative.

Mr. Finn moved to reconsider the vote by which the motion of Mr. Threlkeld was rejected.

And the question being taken on the motion of Mr. Finn, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Finn and Craig, were as follows, viz:

Those who voted in the affirmative, were—

Edward Badger,       Wm. L. Hazzleip,       Joshua D. Powers
D. H. Baker,          John S. Herd,          John A. Prall,
H. C. Baker,          Joseph Hermes,         John Preston,
FEB. 9.

HOUSE OF REPRESENTATIVES.

Isaac N. Cardwell, Samuel C. Humphrey, W. W. Sawyers,
S. E. G. Cole, W. Godfrey Hunter, Wm. Sellers,
B. C. Croaddick, Allen Jones, W. M. Stevens,
Samuel Ellis, Samuel Martin, Ben. Stout,
Richard P. Finn, James M. McArthur, Geo. W. Strickler,
J. T. Freeman, James W. McAdor, G. M. Thomas,
J. W. Hannah, W. A. Morin, C. W. Threlkeld—32.
C. G. Harvey, Mat. Nunan,

Those who voted in the affirmative, were—

Mr. Speaker (M'Creary) Ulysses Garred,
Mr. Ayers, Addison Gibson,
W. N. Beckham, E. A. Graves,
B. G. Bidwell, Nelson Hamilton,
J. C. S. Blackburn, Thos. W. Henton,
R. W. Brandon, Bart. W. Jenkins,
W. W. Browning, R. A. Jones,
Stephen R. Campbell, John Watts Kearny,
Pat. Campion, M. W. LaRue,
Washington Chandler, A. S. Lewis,
H. S. Chilton, F. M. Lowe,
C. M. Clay, jr., A. H. Marretti,
Henderson Coute, W. T. Marshall,
Johan Cottingham, W. H. May,
Newton Craig, Thomas J. Mayo,
Richard D. Davis, Matt. McKinney,
B. F. Davall, Pearson Miller,
Geo. L. Forman, Thomas M. Miller,
W. H. Frederick,

Mr. Blackburn moved to make the further consideration of the bill
and proposed amendments the special order of the day for to-morrow
at 10½ o'clock, A. M.

And the question being taken on said motion, but two thirds of the
members present not voting therefor, it was decided in the negative.

The yeas and nays being taken thereon under the rule of the
House, were as follows, viz:—

Those who voted in the affirmative, were—

Mr. Speaker (M'Creary) Geo. L. Forman, John Preston,
W. N. Beckham, W. H. Frederick, Thos. H. Reed,
B. G. Bidwell, Nelson Hamilton, Geo. W. Riddle,
J. C. S. Blackburn, Thos. W. Henton, C. C. Scales,
R. W. Brandon, Joseph Hermes, H. L. Stone,
W. W. Browning, F. M. Lowe, Geo. W. Thomas,
Stephen R. Campbell, J. B. McFerran, C. W. Threlkeld,
B. S. Chilton, Matt. McKinney, Geo. B. Turner,
C. M. Clay, jr., Pearson Miller, B. R. Walker,
Henderson Coute, Thomas M. Miller, John S. Williams,
J. H. Cottingham, Washington Chandler, Martin Chapman,
Thos. B. Montgomery, Geo. C. Young—55.

Mr. Blackburn moved to make the further consideration of the bill
and proposed amendments the special order of the day for to-morrow
at 10½ o'clock, A. M.

And the question being taken on said motion, but two thirds of the
members present not voting therefor, it was decided in the negative.

The yeas and nays being taken thereon under the rule of the
House, were as follows, viz:—

Those who voted in the affirmative, were—

Mr. Speaker (M'Creary) Geo. L. Forman, John Preston,
W. N. Beckham, W. H. Frederick, Thos. H. Reed,
B. G. Bidwell, Nelson Hamilton, Geo. W. Riddle,
J. C. S. Blackburn, Thos. W. Henton, C. C. Scales,
R. W. Brandon, Joseph Hermes, H. L. Stone,
W. W. Browning, F. M. Lowe, Geo. W. Thomas,
Stephen R. Campbell, J. B. McFerran, C. W. Threlkeld,
B. S. Chilton, Matt. McKinney, Geo. B. Turner,
C. M. Clay, jr., Pearson Miller, B. R. Walker,
Henderson Coute, Thomas M. Miller, John S. Williams,
J. H. Cottingham, Washington Chandler, Martin Chapman,
Those who voted in the affirmative, were—

Mr. Speaker (Mr. Creary) Ulysses Garred, Thos. B. Montgomery, W. A. Morris, W. A. Morris, Wm. Neal, Wm. Neal, O. S. Parker, O. S. Parker, John Wolf, John Wolf, D. W. Wright, D. W. Wright, Geo. C. Young, Geo. C. Young—42.

The question was then taken on the adoption of the amendment proposed by Mr. Scales to the substitute proposed by Mr. D. W. Wright, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Thomas and Cardwell, were as follows, viz: 

Those who voted in the affirmative, were—


At the same time, the Committee of Ways and Means, on the adoption of the amend-
John Fible, James M. McArthur, J. Q. Ward,

Pending the consideration of said bill, the hour of one o'clock, P. M., arrived, when, under the rule, the House took a recess until three o'clock, P. M.

At three o'clock, P. M., the House again assembled.

On motion of Mr. Lewis, leave was given to bring in a bill for the benefit of William Durrett, for keeping a pauper lunatic of Taylor county.

Ordered, That the Committee on Claims prepare and bring in the same.

Mr. Allen, from the Committee on Internal Improvement, to whom was recommitted a bill, entitled
A bill to amend an act to charter the Louisville and Taylorsville Turnpike Company,
Reported the same without amendment.

On motion of Mr. Kearney, said bill was recommitted to the Committee on Corporate Institutions.

Mr. Webb, from the Committee on Corporate Institutions, to whom was referred a bill from the Senate, entitled
An act to incorporate the Mammoth Cave Hotel and Railroad Company,
Reported the same without amendment.

Mr. Graves moved an amendment thereto.

Which was rejected.

Ordered, That said bill be read a third time.

Said bill was then read a third time as follows, viz:

[For bill—see Acts present session.]

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Graves and Allen, were as follows, viz:

Edward Badger, James W. Hannah, Mat. Nunnan,
E. G. Bidwell, C. C. Harvey, O. S. Parker,
Church H. Blakey, Wm. L. Hazelip, John A. Prall,
W. W. Brandon, Thomas W. Henton, John Preston,
W. W. Browning, Samuel C. Humphrey, Thomas H. Reed,
Stephen R. Campbell, W. Godfrey Hunter, W. W. Sawyers,
John N. Caldwell, Bart. W. Jenkins, C. C. Scales,
Washington Chandler, Allen Jones, Wm. Sellers,
Resolved, That the title of said bill be as aforesaid.

Mr. Bidwell, from the Committee on Banks, who were directed to prepare and bring in the same, reported a bill, entitled

A bill for the benefit of the Commercial Bank of Kentucky,

Without expression of opinion thereon.

Which bill was read the first time as follows, viz:-

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the stockholders in the Commercial Bank of Kentucky may, at any general meeting of stockholders, decide, by vote, if they shall or shall not go into liquidation.

§ 2. If a majority in value of such stockholders vote for going into liquidation, the directors of the bank shall take such action in collecting the assets of the bank, and distributing the proceeds among the stockholders, as they may deem best for the interest of all the stockholders, giving not less than thirty nor more than ninety days' notice of such determination to the stockholders through printed publications in one of the newspapers published in the city of Paducah, and not less than two other daily papers published in the city of Louisville; such publications to be continued in said papers for a term not less than twenty days.

§ 3. This act to take effect from and after its passage.

Ordered, That said bill be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,
The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Bidwell and Webb, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Mr. Creely) Nelson Hamilton, Mr. Speaker. Nelson Hamilton, Thomas M. Miller,

Edward Bidder, James W. Hannon, Thos. B. Montgomery,

D. H. Baker, C. C. Harvey, W. A. Morris,

W. N. Beckham, John S. Herd, Joshua D. Powers,

J. C. S. Blackburn, W. Godfrey Hunter, John Preston,

R. W. Brandon, Bart W. Jenkins, Thomas H. Reed,

W. W. Browning, Allen Jones, Geo. W. Riddle,

Isaac N. Cardwell, R. A. Jones, W. W. Sawyer,

Henderson Conlee, John Watts Kearny, W. M. Stevens,

Jehan Cottingham, M. W. LaRue, H. L. Stone,

Newton Craig, A. S. Lewis, Ben. Stout,

Richard D. Davis, F. M. Lowe, C. W. Thriftfield,

Geo. L. Forman, W. H. May, B. R. Walker,

Ulysses Garey, Thomas J. Mayo, C. H. Webb,

Addison Gibson, James M. McArthur, J. A. Wilson,

E. A. Graves, James W. Meador, Geo. C. Young—51.

Those who voted in the negative, were—

B. G. Bidwell, Thos. W. Henton, G. M. Thomas,

Washington Chandler, Samuel C. Humphrey, James D. Watson,

Samuel Ellis, W. T. Marshall, John Wolf,


Resolved, That the title of said bill be as aforesaid.

Bills from the Senate, of the following titles, were reported, without amendment, by the committees to whom they were referred, viz:

By Mr. J. M. Wright, from the Committee on the Judiciary—

An act for the benefit of the owners of the Mammoth Cave estate.

By Mr. Webb, from the Committee on Corporate Institutions—

An act to amend and repeal in part an act, entitled “An act to incorporate the Chestnut Street Presbyterian Church.”

By same—

An act to incorporate a police municipality in Jefferson county.

By Mr. LaRue, from the Committee on Corporate Institutions—

An act to incorporate the Odd Fellows’ Tabernacle Association, of Louisville.

By Mr. Graves, from the Committee on Ways and Means—

An act for the benefit of John M. Curry, ex-sheriff of Pendleton county.
Ordered, That said bills be read a third time.

The role of the House and constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills were reported by the committees who were directed to prepare and bring in the same, of the following titles, viz:

By Mr. Strickler, from the Committee on Corporate Institutions—
A bill to amend the charter of Jeffersontown, and establish a police court for said town.

By Mr. J. M. Wright, from the Committee on the Judiciary—
A bill to amend an act, entitled "An act to incorporate the Ash-bottom Turnpike Road Company," approved March 22, 1871.

By same—
A bill to amend the act, entitled "An act to incorporate the River Road Company," approved March 3, 1860.

By Mr. Montgomery, from the Committee on Agriculture and Manufactures—
A bill to punish trespassers on real estate in the county of Shelby.

By Mr. J. M. Wright, from the Committee on General Statutes.
A bill regulating the transfer of stock in the real estate associations of Jefferson county.

By Mr. LaRue, from the Committee on Corporate Institutions—
A bill to incorporate the Warren Presbyterian Church, of Louisville.

By same—
A bill to incorporate the Masonic Mutual Benefit Association, of Maysville.

By same—
A bill incorporating, and for the benefit of building and loan associations of the county of Jefferson and city of Louisville.

By Mr. Preston, from the Committee on Education—
A bill for the benefit of school district No. 68, in Madison county.

By Mr. McArthur, from the Committee on Internal Improvement—
A bill to amend an act, entitled "An act to incorporate the Richmond and Big Hill Turnpike Road Company."

By Mr. Morin, from the same committee—
A bill to amend an act, entitled "An act to incorporate the King- ton and Boon's Gap Turnpike Road Company, in Madison county."
By Mr. Blackburn, from the Committee on the Judiciary—
A bill to provide for the construction and completion of turnpike roads in Pendleton county.

Which bills were read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The rule of the House and constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

And then the House adjourned.

TUESDAY, FEBRUARY 10, 1874.

A message was received from the Senate, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of the city of Frankfort.
An act for the benefit of Jas. Crow, committee for Wm. Gilbert and Martha Gilbert.
An act for the benefit of Mary Blain and Georgia Ann Hays.
An act to amend an act authorizing the Lewis county court to levy an additional tax to pay off the debt of said county, and to aid in building turnpike roads in said county.
An act to repeal an act, entitled "An act to amend the charter of the Bank of Newcastle," approved 20th December, 1873.

That they had concurred in the amendments proposed by this House, to bills which originated in the Senate, of the following titles, viz:

36-H, R.
An act requiring certain legal advertisements, in Lewis county, to be inserted in the Vanceburg Kentuckian.

An act to amend the charter of the Russellville Banking and Warehouse Company.

That they had disagreed to bills, which originated in this House, of the following titles, viz:

An act giving Jubal Parsons, of Breckinridge county, the privilege to peddle without license in the counties of Breckinridge, Hancock, and Daviess.

An act to provide for the improvement of the public roads in Grayson county.

That they had passed bills, which originated in this House, of the following titles, viz:

An act for the benefit of Clinton county.

An act for the benefit of the lessee of the Gem, in the town of Franklin.

An act for the benefit of Mann & Rice and Miller & McDaniel, of Greenville.

An act to prohibit sale of spirituous liquors in Fulton county.

A bill to prohibit the use of intoxicating liquors in Lawrence and Elliott counties on election days.

An act for the benefit of Wm. Sword and Fleming Justice, of Pike county.

An act to authorize the creation of a building committee for the town of Versailles, in Woodford county, and to define the powers and duties thereof.

An act to incorporate the Paducah Street Railway Company.

With an amendment to the last named bill.

And that they had passed bills of the following titles, viz:

1. An act to provide for auditing and paying military claims.
2. An act to amend an act, entitled "An act to incorporate the Warsaw Turnpike Company."
4. An act for the benefit of Isaac Tussey, of Laurel county.
5. An act in relation to the bonded debt of Lewis county.
6. An act to amend an act, entitled "An act to incorporate the Mt. Sterling Coal Road Company."
7. An act to amend an act, entitled "An act to incorporate and reduce into one all acts in regard to the town of Richmond."
8. An act to amend the charter of the Planters' Bank of Kentucky.
9. An act to establish and provide for a colored free school in the city of Owensboro, Kentucky.
10. An act for the benefit of James Gibbs, of Barren county.
11. An act to incorporate the Taylor County College.
12. An act for the benefit of the commissioners of the turnpike fund in Henry county.
13. An act to amend the charter of the Hustonville and Bradfordsville Turnpike Road Company.
14. An act to change the western boundary line of the district of Hayfield, in Campbell county.

Which were read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with.

Ordered, That they be referred—the 1st to the Committee on Military Affairs; the 2d and 12th to the Committee on Internal Improvement; the 3d to the Committee on Ways and Means; the 4th, 9th, 10th, and 11th to the Committee on Education; the 5th and 14th to the Committee on County Courts; the 6th to the Committee on Railroads; the 7th and 13th to the Committee on Corporate Institutions; and the 8th to the Committee on Banks.

A message was received from the Governor by Mr. Botts, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in this House, of the following titles, viz:

An act to amend section 5, article 35, of chapter 29, of the General Statutes, entitled "Crimes and Punishments."

An act to incorporate the Society of Friends of Garrard county, and authorize them to issue bonds to purchase a burial ground.

An act to amend section 11, article 27, chapter 29, of the General Statutes, entitled "Crimes and Punishments."

An act to amend section 14, article 1, chapter 12, of the General Statutes.

An act to amend chapter 102 of the General Statutes, title "Smallpox."

An act to incorporate the Richmond Gas-light Company.

An act to amend an act incorporating the town of Upton, in Hardin and Larue counties.
An act for the benefit of Geo. L. Petty, assessor of Henry county.
An act to provide for the purchase or erection of a school-house for district No. 43, in Graves county.
An act to amend subsection 2 of section 1 of chapter 31 of the General Statutes.

The following petitions and remonstrance were presented, viz:

By Mr. Threlkeld—
1. The petition of sundry citizens of Owen county, asking the passage of a law to change the time of holding the Owen county court.

By Mr. Frederick—
2. The petition of residents of school district No. 17, in Jefferson county, praying the passage of an act to allow the regular school session to be held during the months of May, June, August, September, and October.

By Mr. H. C. Baker—
3. The petition of citizens of the town of Glenville, in Adair county, praying the passage of an act to suppress the sale of spirituous liquors in said town or vicinity.

By Mr. Wolf—
4. The remonstrance of certain citizens of Kenton county, against the passage of a law creating the office of town marshal for Independence.

Which were received, the reading dispensed with, and referred—

the 1st to the Committee on Corporate Institutions; the 2d to the Committee on Education; the 3d to the Committee on Moral and Religious Institutions; and the 4th to the Committee on County Courts.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the Senate, of the following titles, viz:

An act requiring certain legal advertisements, in Lewis county, to be inserted in the Vanceburg Kentuckian;

An act to amend the charter of the Russellville Banking and Warehouse Company;

An act for the benefit of Geo. P. Gillum, sheriff of Logan county;

An act to amend an act, entitled "An act to incorporate the Bank of America," approved February 26, 1870;

And also enrolled bills, which originated in this House, of the following titles, viz:

An act for the benefit of Geo.
An act to amend an act, entitled "An act to incorporate Madison County Agricultural Association;"

An act to regulate official advertisements in the county of Henry;

An act to amend an act, entitled "An act to transfer the equity cases from the Hickman circuit court to Hickman court of common pleas," approved March 11, 1873;

An act to amend an act to regulate the time of holding the Nicholas and Mason circuit courts, approved February 7, 1873;

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

Mr. Turner moved to reconsider the vote by which this House, on yesterday, passed a bill, entitled

A bill for the benefit of the Commercial Bank of Kentucky.

Mr. Williams, from the Committee on Railroads, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to amend the charter of the Mt. Sterling and Howard's Mill Turnpike Road Company.

Which bill was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Williams, from the Committee on Railroads, to whom was referred a bill from the Senate, entitled

An act for the benefit of the St. Louis and Southeastern Railway Company (consolidated).

Reported the same with an amendment thereto.

Which was adopted.

Mr. Stone moved a further amendment to said bill.

The further consideration of the bill was suspended by the arrival of the hour for taking up a special order.

The House then, according to order, resumed the consideration of a bill from the Senate, entitled
An act to amend an act, entitled "An act to incorporate the Evansville and Jackson Railroad Company," approved March 28, 1872.

The amendment proposed by the committee was adopted.

Ordered, That said bill, as amended, be read a third time.

Said bill, as amended, was then read a third time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That section 2 of the act to which this is an amendment is amended by striking out all of said section after the words "as a natural person;" also, that the word "seven," in section 6, be struck out, and the words "not less than seven nor more than thirteen" substituted therefor; also, that section 7 of said act be so amended as to allow the directors to elect, as secretary and treasurer, some suitable person or persons not belonging to the board of directors; also, that section 26 of said act be amended by striking out the words "from any point south of the city of Henderson."

§ 2. Be it further enacted, That sections 27 and 28 of the act to which this is an amendment be, and the same are hereby, repealed; but in lieu of said section 28 the following is substituted: "That company shall be subject to, and governed by, the General Statutes of this State relating to and governing railroad corporations."

§ 3. Be it further enacted, That the Evansville and Jackson Railroad Company may construct their road from Dixon's Ferry or its vicinity on the Ohio river, opposite the city of Evansville, Indiana, by way of the city of Henderson, to any point on the line of the State of Tennessee west of the Tennessee river: Provided, That the gauge of said road, between the starting point and the city of Henderson, shall be four feet eight and a half or nine inches, and none other, until said company have prepared their road-way, ready for the iron, to Tradewater river, and have procured the necessary iron to lay the track on the same, and are ready, in good faith, to lay the track to said Tradewater river, then said company may commence at the starting point and lay down a five feet track continuously to the line of the State of Tennessee; the track between the starting point and the city of Henderson, first provided for in this section, to be and remain four feet eight and a half or nine inches gauge: And provided further, That if said company so desire, they may construct a three feet track on any or all of their line of road, in addition to, or in lieu of, the five feet track above authorized; or they may lay a track of four feet eight and a half or nine inches in lieu of any or all of said five feet track: And provided further, That said company shall not have the right to run on, nor the right to run over, nor the right to contract with any railroad company, whose road is now built in the city of Henderson, to run on or over their track a greater distance than two miles south of the city of Henderson: Provided, however, That sections 12, 13, and 14 shall not apply to the citizens of the city of Henderson to Dixon's Ferry; in Henderson county.
§ 4. Be it further enacted, That the present name and style of the company be, and is hereby, changed to that of Evansville, Jackson, and New Orleans Railroad Company.

§ 5. Be it further enacted, That this act shall take effect from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cottingham and Webb, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


And so said bill was disagreed to.

The hour of 12 o'clock, M., having arrived, the House took up from the orders of the day an unfinished order of yesterday, viz:

A bill to amend an act, entitled "An act to amend the charter of Bacon College," approved January 15, 1858.
Mr. Clay moved to reconsider the vote by which the amendment proposed by Mr. Scales, to the substitute offered by Mr. Wright, was adopted.

Mr. Scales moved to lay the motion of Mr. Clay on the table.

And the question being taken on the motion of Mr. Scales, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Clay and Finn, were as follows, viz:

Those who voted in the affirmative, were—


Geo. L. Forman, W. A. Morris.

Those who voted in the negative, were—


Ulysses Garred,

The motion of Mr. Clay to reconsider said vote was then adopted.

Pending debate thereon, the hour for taking a recess, under the rule, arrived, and then the House took a recess until three o'clock, P. M.

At three o'clock, P. M., the House again assembled.
Leave was given to bring in the following bills, viz:

On motion of Mr. Jenkins—
1. A bill to prohibit the sale of forged railroad tickets.

On motion of Mr. Lowe—
2. A bill to amend the charter of the Covington and Lexington Railroad Company.

On motion of Mr. Prall—
3. A bill to incorporate the Kentucky Trotting Horse Breeders’ Association.

On motion of same—
4. A bill to incorporate the Farmers and Mechanics’ Building and Savings Association of Falmouth.

On motion of Mr. Frederick—
5. A bill to amend section 24, article 1, of chapter 64, of the General Statutes.

On motion of Mr. H. C. Baker—
6. A bill to prohibit the sale of spirituous, malt, or vinous liquors in the town of Glenville, or in one mile thereof.

Ordered, That the Committee on Railroads prepare and bring in the 1st and 2d; the Committee on Corporate Institutions the 3d, 4th, and 5th; and the Committee on Moral and Religious Institutions the 6th.

Leave of absence, indefinitely, was granted to Mr. Mayo.

Mr. Blackburn moved to reconsider the vote by which this House disagreed to a bill from the Senate, entitled

An act to amend an act, entitled “An act to incorporate the Evansville and Jackson Railroad Company,” approved March 28th, 1872.

Mr. Walker, from the Committee on County Courts, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to regulate the sanitary regulations of the Jefferson county jail.

Which was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Messrs. Graves and Kearny each moved amendments thereto.

Which were adopted.

77—1. H.
On motion of Mr. LaRue, said bill was recommitted to the same committee.

Mr. Ayers, from the Committee on Moral and Religious Institutions, who were directed to prepare and bring in the same, reported a bill, entitled

A bill for the benefit of John L. Patterson, of McLean county. Which was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

The question was then taken on ordering said bill to be engrossed and read a third time, and it was decided in the negative.

And so said bill was rejected.

Mr. Meador, from the Committee on Charitable Institutions, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to provide for the payment of expenses incurred by the Ohio county court in taking care of a pauper lunatic.

Which bill was read the first time as follows, viz:

WHEREAS, Thomas E. Brown, a pauper, was, by a legal inquest, found to be a lunatic in Ohio county, and was ordered by the county judge of said Ohio county court to the Western Lunatic Asylum at Hopkinsville, Kentucky, but was failed to be admitted because said Asylum was full; and, on account of his condition, and being no other place suitable, he was ordered to be placed in the poor-house of said county, and was so placed there on the 13th day of May, 1872, and has been an inmate of said poor-house ever since and to the present date; and further, said lunatic has been provided, by said county court, with suitable diet, lodging, and medical attention up to and including this date, and is still an inmate of said institution; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the county judge of Ohio county is hereby authorized to certify to the Auditor of Kentucky the expenses incurred in taking care of said Thomas E. Brown from the 13th day of May, 1872, the time of his commitment to the poor-house, until the first day of October, 1873; and thereupon the Auditor shall draw his warrant on the Treasurer of the State of Kentucky in favor of the county court of Ohio county for the amount that may be due said county aforesaid: Provided, however, It shall not exceed two hundred and seventy dollars.

§ 2. This act shall take effect from its passage.

Ordered, That said bill be re readers...

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary), J. T. Freeman, W. A. Morin,
Wm. A. Allen, Ulysses Garred, W. A. Morris,
W. W. Ayers, Addison Gibson, Wm. Neal,
Edward Badger, E. A. Graves, Mat. Nunan,
D. H. Baker, James W. Hannah, O. S. Parker,
H. C. Baker, C. C. Harvey, Joshua D. Powers,
W. N. Beckham, Wm. L. Hazelip, John Preston,
J. C. S. Blackburn, John S. Herd, Thomas H. Reed,
Church H. Blakey, Samuel C. Humphrey, Geo. W. Riddle,
E. W. Brandon, W. Godrey Hunter, Samuel M. Sanders,
W. W. Browning, Allen Jones, C. C. Scales,
Stephen R. Campbell, John Watts Kearny, Wm. Sellers,
Isaac N. Cardwell, M. W. LaRue, H. L. Stone,
Washington Chandler, A. S. Lewis, Ben. Stout,
Henderson Conlee, Samuel Martin, Geo. W. Strickler,
Isham Gottingham, W. H. May, G. M. Thomas,
R. C. Craddock, James M. McArthur, C. W. Threlkeld,
Newton Craig, J. B. McFerran, B. R. Walker,
Richard D. Davis, Matt. McKinney, J. Q. Ward,
Samuel Ellis, James W. Meador, J. A. Wilson,
Richard P. Finn, N. D. Miles, John Wolf,
Geo. L. Forman, Thomas M. Miller, J. M. Wright,
W. H. Frederick, Thos. B. Montgomery, Geo. C. Young—69.

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Bills from the Senate, of the following titles, were reported, without amendment, by the committees to whom they were referred, viz:

By Mr. Morin, from the Committee on Internal Improvement—
An act to amend the charter of the Springfield, Pleasant Run, and Mackville Turnpike Road Company.

By Mr. Gibson, from the Committee on Moral and Religious Institutions—
An act to prohibit the sale of spirituous, vinous, or malt liquors within one and one half miles of S. J. Henry's store, in what is now known as Lewisburg, in Logan county.
By Mr. Webb, from the Committee on Corporate Institutions—
An act to incorporate the town of Garnettsville, in Meade county.

Ordered, That said bills be read a third time.

The rule of the House and constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills were reported by the committees who were directed to prepare and bring in the same, of the following titles, viz:

By Mr. Gibson, from the Committee on Moral and Religious Institutions—
A bill to prohibit the sale of spirituous, malt, or vinous liquors in the town of Glenville, in Adair county, or within one mile thereof.

By Mr. Blakey, from the Committee on Corporate Institutions—
A bill to extend the town limits of the town of Dover, in Mason county.

By Mr. Morin, from the Committee on Internal Improvement—
A bill to amend the charter of the Maysville, Paris, and Lexington Turnpike Road.

By same—
A bill for the benefit of Minerva and Beasley Creek Turnpike Road Company.

By same—
A bill for the benefit of the Maysville Manufacturing Association.

By Mr. Finn, from the Committee on Ways and Means—
A bill for the benefit of the administrator of F. M. Weeden, late sheriff of Mason county.

By Mr. Blackburn, from the Committee on the Judiciary—
A bill to revise and amend the charter of the city of Newport.

By Mr. Blakey, from the Committee on Charitable Institutions—
A bill to amend an act for the benefit of the Stoner Mouth Presbyterian Church, Bourbon county.

By Mr. Webb, from the Committee on Corporate Institutions—
A bill to amend an act, entitled "An act to incorporate the Paducah and North Ballard Turnpike Road Company," approved March 1, 1872.

By Mr. J. A. Wilson, from the same committee—
A bill to prohibit the sale of spirituous, vinous, or malt liquors in Garnettsville, Meade county.
By Mr. Young, from the same committee—
A bill to amend an act, entitled "An act to amend the charter of the Bloomfield and Springfield Turnpike Road Company," approved February 22, 1860.
Which bills were read the first time and ordered to be read a second time.
The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,
Ordered, That said bills be engrossed and read a third time.
The rule of the House and constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.
And then the House adjourned.

WEDNESDAY, FEBRUARY 11, 1874.
A message was received from the Senate, announcing that they had passed bills, which originated in this House, of the following titles, viz:
An act providing for the continuation of the Geological, Mineralogical, and Botanical Survey now in progress in Kentucky, and for the prosecution of other surveys.
An act to incorporate the Mt. Sterling Coal Road Company.
An act allowing the jailer of Clay county an assistant.
An act for the benefit of the sheriff of Hancock county.
An act for the benefit of Jno. W. Howard, sheriff of Harlan county.
An act for the benefit of L. M. Springfield, late sheriff of Webster county, and securities.
An act limiting the time of acceptance of a proposition by Metcalfe county to subscribe stock to the Cumberland and Ohio Railroad Company.
An act for the benefit of L. B. Piercal, of Lewis county.
An act for the benefit of J. W. Shelby and wife, of Lincoln county.
An act to amend an act to amend and reduce into one the several acts concerning the management of the Wilderness Turnpike Road, approved April 21, 1873.
An act to revise and amend the charter of the city of Newport.
And that they had passed bills of the following titles, viz:
   1. An act to regulate the transportation of freights over railroads in this Commonwealth.
   2. An act to amend the charter of the town of Ashland.
   3. An act for the benefit of Madison Thomas, committee of Harry P. Thomas.
   4. An act for the benefit of Wm. George and J. F. Dees, of Laurel county.
   5. An act for the benefit of the sheriff of Henry county.
   6. An act to incorporate the Big South Fork Navigation, Lumber, Manufacturing, and Transportation Company.
   7. An act to amend an act, entitled "An act for the benefit of the Union county court," approved 20th December, 1871, and to enable the county court of Union county to provide means for building a jail.

Which were read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That they be referred—the 1st to the Committee on Railroads; the 2d and 6th to the Committee on Corporate Institutions; the 3d to the Committee on Charitable Institutions; the 4th to the Committee on Claims; the 5th to the Committee on Ways and Means; and the 7th to the Committee on County Courts.

A message was received from the Governor by Mr. Botts, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in this House, of the following titles, viz:

   An act to amend an act, entitled "An act to incorporate Madison County Agricultural Association."

   An act to regulate the time of holding the Nicholas and Mason circuit courts, approved February 7, 1873.

   An act to regulate official advertisements in the county of Henry.
An act to amend an act, entitled "An act to transfer the equity cases from the Hickman circuit court to Hickman court of common pleas," approved March 11, 1873.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate a police municipality in Jefferson county;

An act to amend an act, entitled "An act to incorporate the Covington, Flemingsburg, and Pound Gap Railway Company," approved March 5, 1873;

An act to amend and repeal in part an act, entitled "An act to incorporate the Chestnut Street Presbyterian Church;"

An act to incorporate the Odd Fellows' Tabernacle Association, of Louisville;

An act to incorporate the Mammoth Cave Hotel and Railroad Company;

An act for the benefit of John M. Curry, ex-sheriff of Pendleton county;

An act for the benefit of the owners of the Mammoth Cave estate;

An act to amend an act, entitled "An act to incorporate the Cincinnati, Covington, and Cumberland Gap Railroad Company;"

And also enrolled bills, which originated in this House, of the following titles, viz:

An act to prohibit the use of intoxicating liquors in Lawrence and Elliott counties on election days;

An act to amend an act, entitled "An act to amend an act, entitled An act to cause good school-houses to be erected in the Eighth and Ninth Congressional Districts," approved February 17, 1873;

An act to legalize certain orders of the Larue county court of claims;

An act to amend an act, entitled "An act for the benefit of the Cynthiana and Paddy's Run and Lair's Station Turnpike Road Company;"

An act to authorize the judges of the Bourbon and Elliott quarterly courts to appoint clerks of said courts;

An act for the benefit of L. D. Padgett, of Pulaski county;

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.
Mr. Blakey moved the following resolution, viz:

Resolved, That this House will hold an evening session on this day, commencing at 7½ P.M., at which session the Committee on Charitable Institutions shall be called for reports of bills in their hands.

Mr. Graves moved the following amendment, as a substitute, for said resolution, viz:

Resolved, That this House will hold night sessions for and during the present session, commencing at 7½ o'clock, P.M.

Mr. Sanders moved an amendment to the substitute proposed by Mr. Graves.

Which was rejected.

Mr. Scales then moved to lay the resolution and proposed amendment on the table.

And the question being taken on the motion of Mr. Scales, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Graves and LaRue, were as follows, viz:

Those who voted in the affirmative, were—


The question was then taken on the adoption of the amendment, as a substitute, proposed by Mr. Graves, to the resolution offered by Mr. Blakey, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Graves and Threlkeld, were as follows, viz:

Those who voted in the affirmative, were—

Wm. A. Allen, E. A. Graves, Thomas H. Reed,
Edward Badger, R. P. Gresham, Geo. W. Riddle,
B. G. Bidwell, John S. Herd, W. W. Sawyers,
R. W. Brandon, Samuel C. Humphrey, C. C. Scales,
Pat. Campion, W. Godfrey Hunter, W. M. Stevens,
Washington Chandler, Allen Jones, H. L. Stone,
S. E. Cole, A. S. Lewis, Ben. Stout,
Henderson Conlee, James M. McArthur, Geo. W. Strickler,
Samuel Ellis, Pearson Miller, G. M. Thomas,
John Fite, Thos. B. Montgomery, C. W. Threlkeld,
Richard P. Finn, W. A. Morin, B. R. Walker,
H. Frederick, W. A. Morris, J. Q. Ward,
J. T. Freeman, O. S. Parker, J. A. Wilson,
Ulysses Garred, Joshua D. Powers, John Wolf—42.

Those who voted in the negative, were—

Mr. Speaker (McCreary) Addison Gibson, Matt. McKinney,
W. W. Ayers, Nelson Hamilton, James W. Meador,
W. N. Beckham, Jas. W. Hannah, N. D. Miles,
J. C. S. Blackburn, C. C. Harvey, Thomas M. Miller,
Church H. Blakey, Wm. L. Hazelip, Wm. Neal,
W. W. Browning, Thomas W. Henton, Mat. Nunan,
Jane N. Cardwell, Joseph Hermes, Robertson Payton,
C. M. Clay, jr., R. A. Jones, Sam'l M. Sanders,
B. C. Craddock, John Watts Kearny, Wm. Sellers,
Richard D. Davis, F. M. Lowe, Geo. B. Turner,
R. F. Duval, W. T. Marshall, J. M. Wright,
Geo. L. Forman, Samuel Martin, Geo. C. Young—38.

The question was then taken on the adoption of the resolution, as amended, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Graves and Threlkeld, were as follows, viz:

Those who voted in the affirmative, were—

Wm. A. Allen, John S. Herd, Thomas H. Reed,
Edward Badger, Samuel C. Humphrey, Geo. W. Riddle,
Geo. L. Forman, 78-H. B.
Those who voted in the negative, were—


Mr. Bidwell, from the Select Committee on Retrenchment and Reform, made the following report, viz:

Your Committee on Retrenchment and Reform, to whom have been referred several resolutions and bills, would respectfully report, that they have given to said resolutions and bills as much time, investigation, and thought as could be devoted to them in connection with other duties, and beg leave to submit such facts as have been brought to their notice by the resolutions, and the investigations which they naturally excited:

AUDITOR'S AGENT.

First in order is the office of Auditor's Agent. A resolution was adopted upon this subject, and referred to this committee. The information called for in that resolution will be before the House, as we are informed, by the time this report is. We do not recommend that it be published, as the session is far advanced, and as a report was made to the Senate at the adjourned session of 1873, which will answer the purpose. We do recommend, however, that it be spread upon the Journal of the House, so that it will be printed in that way. The Auditor's Agent is an office created in 1862, by an act which may be found on pages 5 and 6 of Myers' Supple-
By the provisions of the first act it was made the duty of the Auditor’s Agent to look after persons who had failed to list their property for taxation; sheriffs who had collected taxes which were not listed; clerks of the various courts for taxes collected by them, and to settlements with trustees of the jury fund. By various amendments, most extraordinary powers were conferred upon the Agent to look after corporations, and other sources of revenue. (See the acts in Myers, pages 6 to 18, inclusive.)

But few corporations, as such, were taxed in this State prior to an act approved February 20, 1864 (Myers’ Supplement, page 480); none, we believe, except banks and turnpikes in which the State owned stock; and with the passage of the law taxing corporations as such, it was very proper that a law should be passed authorizing some one to look after them, that they might once be brought before the Auditor; once there, the necessity for the act no longer existed. The summary process given by the law to the Auditor was sufficient to enable him to collect the taxes; and the General Assembly once had such an idea, because it is provided by section 7th of an act approved March 3, 1865 (Myers, page 15) that all laws relative to the Auditor’s Agent should expire two years from that date. But by subsequent acts, the laws were continued in force, with some modification as to compensation, but still with a very extravagant compensation.

The compensation which has been paid to the Agent since 1862 is as follows:

<table>
<thead>
<tr>
<th>Year</th>
<th>Auditor’s Report</th>
<th>Compensation</th>
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<tbody>
<tr>
<td>1864</td>
<td>page 12</td>
<td>$564 34</td>
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<tr>
<td>1865</td>
<td>page 23</td>
<td>833 78</td>
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<td>1866</td>
<td>page 13</td>
<td>10,569 12</td>
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<tr>
<td>1867</td>
<td>page 18</td>
<td>11,214 79</td>
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<td>1868</td>
<td>page 27</td>
<td>4,142 29</td>
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<td>1869</td>
<td>page 24</td>
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<td>page 14</td>
<td>6,921 77</td>
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<td>page 12</td>
<td>2,659 76</td>
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<td>1872</td>
<td>page 19</td>
<td>7,889 56</td>
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<tr>
<td>1873</td>
<td>page 24</td>
<td>12,011 40</td>
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<tr>
<td></td>
<td>Total</td>
<td>$62,805 46</td>
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</table>

The compensation fixed by the first act was 33 1/3 per cent. By an act approved March 9th, 1869, it was fixed at 33 1/3 per cent. on the first $15,000, and 12 1/2 per cent. on the excess. (Session Acts 1867, page 103.)

The report made by the Auditor to the Senate, at the adjourned session held in 1873, may be found on pages 411 to 419, inclusive, of the Senate Journal. That report will show, that, from the 1st of January, 1872, to 27th February, 1873, the Auditor’s Agent reported taxes amounting to $135,641 33; of which sum there had been paid $43,757 50; and there was in litigation $91,883 83. The compensation paid the Agent on the
amount paid in was $10,677.15, which is a fraction over 23 per cent. on the sum paid in; and if the Agents yet receive on the sum in litigation alike per cent., their compensation for the fourteen months will be $31,176.24.

On the other hand, if each Agent has received the compensation on the first $15,000, and is only entitled to 12½ per cent. on the sum, paid in; and if the Agents yet receive on the sum in litigation a like per cent., their compensation for the fourteen months will be $31,710.21.

It seems to your committee that this is too much to allow for the collection of $135,641.33. Some cheaper mode can and ought to be devised.

This report made to the Senate will show these further facts:

That of the taxes so reported were due—

From corporations ........................................ $109,746.73
From sheriffs .............................................. 5,444.44
From fines ................................................. 2,000.00

$117,191.17

That only $16,15 was collected from clerks.

These taxes represent ninety-four corporations, and the taxes so reported were due by the corporations for the years 1870, 1871, and 1872, in a very great measure.

That these Agents have paid their attentions to these corporations almost exclusively, is not only manifest from this report, but from the additional fact that their compensation for the years 1864-5, when corporations were not taxed, was $564.34 and $353.78, respectively. In 1866, the first year after corporations were taxed, the compensation was $10,569.12.

The Auditor's reports for 1872 and 1873 give unmistakable evidence that the Auditor's Agents have given no attention to the taxes collected by clerks, &c. For instance:

1872. Number of taverns reported ................................ 116
1872. Number of taverns reported ................................ 124
1872. Counties not reporting .................................... 59
1872. Counties not reporting .................................... 56
1872. Counties not reporting licensed merchants to vend liquors 27
1873. Number not reporting .................................... 34
1872. Number of counties where drugs or patent medicines are sold, which belong to non-residents 3
1873. Same item .............................................. 9

or seven different counties in two years. We might continue this; but this is enough to illustrate the fact that the special taxes are not collected, or it so seems to us. It is true that the omissions named are the most palpable of the omissions. For these, and many other reasons, which space will not allow us to name, we think the office of Revenue Agent
ought to be abolished, and have prepared, and submit herewith, a bill looking to that end, entitled "An act to repeal chapter 93 of the General Statutes," and recommend its passage.

Also a bill empowering the county attorney to look after the general revenue laws, but no power as to corporations, entitled "An act to amend article 3, chapter 5, of the General Statutes," the passage of which we recommend.

Also a bill for the more efficient collection of the revenues collected by clerks, judges, and justices of the peace, and also recommend its passage.

CLERK OF THE JEFFERSON CIRCUIT COURT.

Our attention has been called to the fees paid by the State to the clerk of the Jefferson circuit court in criminal cases. None of the circuit clerks of this State are allowed any fees in felony cases, except that clerk. By an act passed in 1866 (see Myers' Supplement, page 570) it was provided that the clerk of the Jefferson circuit court should receive the same fees in criminal cases now allowed by law for similar services in civil cases. The fees were to be paid by the trustee of the jury fund. The clerk of said court has been paid the following sums per annum since the passage of said law, to wit:

1866. Auditor's Report, page 410. $8,219 01
1867. Auditor's Report, page 417. 9,864 70
1868. Auditor's Report, page 178. 9,064 85
1869. Auditor's Report, page 204. 10,263 12
1870. Auditor's Report, page 135. 11,136 76
1871. Auditor's Report, page 190. 9,590 16
1872. Auditor's Report, page 216. 8,866 16
1873. Auditor's Report, page 193. 11,873 50

It occurs to the committee that this is much more than should be allowed the clerk. We think said clerk should be allowed an annual salary, and have drawn a bill to that effect, the passage of which we recommend.

WITNESS CLAIMS IN FELONY CASES.

This is a privilege which seems to have been greatly abused. The amounts paid witnesses for the years 1872 and 1873, as shown by the Auditor's report, are as follows:

1872. $53,823 67
1873. 44,904 28

The eight counties receiving the largest amount for this item, in each of those years, are as follows:

1872.

Jefferson. $15,214 00
Wayne. 1,869 00
No provision is made in the General Statutes for the payment of these claims. We have prepared a bill with a view to stop the abuses, which we transmit herewith, and recommend its passage.

INSURANCE BUREAU.

This Bureau was established by an act of the General Assembly approved March 10th, 1870. Inasmuch as your committee has no definite charges against the Commissioner before it, our only duty is to inquire into the expenditures and general management of the Bureau. Section four of the act of March 10th, 1870, provides, in plain and explicit terms, that the State shall not be responsible for the expense of the establishment and future management of said Bureau, but the same shall be provided for by fees and allowances named in said act. Section five of the act provides that the salaries of the Commissioner and his clerk shall be paid monthly out of the Treasury, out of the insurance fund. By reference to the report of the Auditor for 1873, it will be seen that for the year ending on the 10th of October, 1873, the expenses of the Bureau amounted to the enormous sum of $27,723.20. This amount, in the absence of any itemized account of expenditures, seems to be unreasonably large. When the items of expenditure furnished by the Auditor in response to a resolution of the House is examined, it is seen clearly that the expenses of the Bureau are too much, and should be cut down. The same report of the Auditor shows that there was received into the Treasury from insurance companies, to pay the expenses of the Bureau, the sum of $12,714.98, which is less by $14,008.22 than the amount paid out of the Treasury. The response shows that there was paid for salaries alone in said Bureau about $16,000, which is several thousand dollars more than the amount allowed the Auditor and all of his assistants. There was paid for printing $3,456.40, and for binding the sum of $1,255.71.
The furniture of the new office cost $1,754 78, including $324 36 for carpets. These are some of the items of expense. We can see no necessity for the expenses, which are enormous, and ought to be reduced; but as long as the Commissioner has the power now conferred on him by law to assess the companies doing business in the State in any amount he may think proper, it is in his power to expend as much money as he may see fit to assess off of the insurance companies, as there is nothing in the law limiting his discretion as to the amount spent, nor defining for what it shall be spent.

This seems to your committee to be an unusual and dangerous power to be conferred on any officer. The fact that the Treasury of the State has been drawn on by the Auditor to meet the deficit in the Bureau shows that the only danger is not found in the fact that onerous and unjust assessments may be made against the companies, but the money drawn by taxation from the people of the State has been drawn from the Treasury in violation of law to defray the expenses of this Bureau. The Commissioner knows the fees allowed by law; he controls the expenses of his office; and should, therefore, be able to know how much to assess above the fees now allowed. The Commissioner's last report, and the response of the Auditor before referred to, show that there was only a few hundred dollars difference in the expenses of the Bureau in the years 1872 and 1873. Your committee are very decided in the opinion that the payment by the Auditor of money out of the Treasury to meet the deficit was unauthorized and illegal. While the duty of the Commissioner may be mandatory, as is claimed by the Auditor, yet your committee fail to find in the law any thing commanding the Auditor to pay the expenses of the Bureau out of the Treasury proper; but we do find the plain provision of the statute defining the very fund out of which the expenses of the Bureau shall be paid, and limiting the Auditor's authority to that fund.

It is made the duty of the Attorney General to prosecute suits under law, yet there is nothing in this act authorizing him to charge any fee. Your committee are aware that, under the provisions of the act approved March 12, 1870, the Franklin circuit court may allow him a reasonable fee in certain contingencies; yet from an examination of the suits begun and prosecuted by him, your committee are of opinion that the amount allowed him, which was $1,000, is excessive.

The response of the Commissioner to an inquiry addressed him by your committee, discovers the fact that the deficit of $14,008 22, before referred to, has not yet been fully paid back into the Treasury. The response, dated January 30th, 1874, shows the amount collected to pay this deficit to be $11,567 72, leaving $2,448 50 yet unpaid. If the Commissioner will expend more than he assesses on the companies and the fees of the Bureau,
we suggest that he be compelled to pay it some other way than, in violation of law, out of the Treasury. We recommend the passage of a bill to forbid the Auditor to pay him any salary until the deficit above referred to is fully paid up.

The response of the Commissioner to your committee's inquiry shows that there are seven hundred and nine agents of fire companies doing business in the State. Each one of these is required to have a license, for which he pays every year five dollars to the Auditor. This amounts to $3,545. There are one hundred and thirty-one agents of life companies in the State, who pay ten dollars each to the Auditor, which amounts to $1,310. In all, the Auditor received from this source $4,855, which your committee believe is about the average annual amount which the Auditor receives for issuing licenses to these agents. Why he should be paid this large amount, your committee cannot tell. We recommend that he receive one dollar for issuing these licenses, and that the remainder collected by him from this source shall go into the revenue proper. We do not recommend a reduction of the fees for licenses, but that the Auditor only receive one dollar for each one issued by him. We find that there were twenty-five charters filed during the past year, for which the Auditor receives ten dollars each, which increases his fees for the year to the sum of $5,105. Should this fee for filing charters prove to be an average amount for any number of years, the Auditor's fees will still be $1,000 per year should you adopt the recommendations of the committee, which, we think, is a liberal compensation for the services performed by him in this department.

The Treasurer receives a salary of $600 yearly out of this Bureau fund, besides other fees. The services rendered by him do not justify any such salary, and your committee recommend the repeal of the law allowing him a salary, and recommend that he be allowed two per cent. for all the money of the Bureau which by law he is required to receive and pay out, which shall be in full of any compensation now allowed him by law.

Your committee find, in a response made by the Commissioner on the 14th of April, 1873, to a resolution of the Senate, the following statement: "I have been asked by members of the Legislature, &c., if I know that the annual statements made to me by the companies are correct. I have replied I do not know, in most cases, whether they own the securities they say they do; whether the mortgages they hold are real, or that they have the reported collaterals for money loaned, or that any part of the statement is correct; but the statements are signed and sworn to by the two principal officers of each company." This statement of the Commissioner seems to your committee to be of vital significance; for the only real protection this Bureau can afford our policy-holders is to know that...
solvency and proper management of each company doing business in the State. If this is not known, and the Commissioner says it is not, your committee suggest that the Bureau affords our people no protection. The solvency of the companies can only be ascertained by a correct comparison of their assets and liabilities. Most of the companies are out of this State—some of them out of the United States. If the Commissioner is dependent upon the sworn statement of their managing officers, it occurs to us that the Bureau is rather an expensive institution to simply receive and file these statements. It is true that the Commissioner has other duties to perform, but your committee insist that the true test of efficiency and protection to our people, is the known solvency and proper management of the companies. It is true that the Commissioner may examine into the affairs of the companies, but when the report above referred to was made to the Senate, in April last, he had never examined into the affairs of any company out of the State, except—perhaps the Globe (see page 11 of his report); and this, so far as reported by the Commissioner to us, is the only company out of our State whose affairs have been examined into by him. So long as a statement is on its face correct and consistent, the Commissioner will not know whether it correctly represents the condition of the company or not, unless he examines every company carefully in the home office.

From the Commissioner's report we find there are about ninety companies doing business in the State, many of them foreign companies, and most of them out of this State. A thorough personal examination of all of these offices is an amount of labor the Commissioner is not likely to undertake; and as he admits that he cannot tell that the companies are solvent unless he does examine them, we think the Bureau is not likely to do our people much good. While we see very little use for the Bureau, we do not advise the abolition of the office of Commissioner, but think he, with an efficient assistant, can do all of the work which will be of any practical benefit to the people of the State, and therefore recommend that he be allowed only one assistant, with whose aid he will be able to receive and file statements and other papers. This will do away with much work now required of the Commissioner. But we do not believe the State will lose anything by dispensing with that which is not of practical importance.

ADJUTANT GENERAL.

Your committee have failed to discover any abuses in this office. There is so nearly nothing to be done in the office that it should be at once abolished, were it not a constitutional office. The salary now paid the Adjutant General is entirely too much, and we recommend that it be reduced to $250 a year.
Your committee have concluded to recommend no change in this office at present.

LAND OFFICE.

Your committee have to report, in reference to this office, that the ordinary work to be done should be performed very easily by the Register and one clerk. From a statement furnished by the Register, we learn that there are 390 patents in the office not registered, 5,176 now due but not issued, and about 65,000 surveys not recorded. How long these have been accumulating we cannot tell. We suppose this work is the principal reason for continuing the present force in the office; and while we see very little prospect for its early completion, yet we have concluded not to recommend the present abolition of the office of second clerk.

SALARIES OF PRO TEM. JUDGES.

Your committee find that the following amounts have been paid in the last three years to pro tem. judges:

<table>
<thead>
<tr>
<th>Year</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1871</td>
<td>$5,752.56</td>
</tr>
<tr>
<td>1872</td>
<td>4,565.73</td>
</tr>
<tr>
<td>1873</td>
<td>5,142.95</td>
</tr>
<tr>
<td>Total</td>
<td>$15,461.24</td>
</tr>
</tbody>
</table>

The judge's salary was increased to $3,000, by an act approved in March, 1871. The act was intended to remedy this very evil, and provided that the amount paid to pro tem. judges should be deducted from the salary of the judge. This law has been held unconstitutional by the Court of Appeals, as it decreased the salary of the judge during his term of office; and notwithstanding the fact that the intent of the Legislature in increasing the salary is clearly expressed in the act above referred to yet the judges have claimed the $3,000, taken advantage of the decision of the Court of Appeals, and the pro tem. judges have been paid out of the Treasury. This was not intended when the salary was increased; but inasmuch as the House has already passed a bill which, should it become a law, will probably do as much as can be done to remedy this evil, we do not recommend any other legislation now on this subject.

We submit herewith, as part of this report, several bills, which we think will correct some of the abuses we have referred to.

B. G. BIDWELL,
CHURCH H. BLAKLEY,
J. Q. WARD,
J. D. POWERS,
THOS. J. MORROW.
Having had no opportunity, from other engagements, to examine the correctness of the above report, I decline to affix my name to it.

NEWTON CRAIG, Chairman.

Ordered, That said report be printed.

The hour of 11 o'clock, A. M., having arrived, the House, according to order, took up and resumed the consideration of a bill, entitled

A bill to establish a uniform system of common schools for the colored children of this Commonwealth.

Mr. Graves moved an amendment as a substitute for the bill.

Mr. Badger moved an amendment to the amendment proposed by Mr. Graves.

Mr. J. M. Wright moved to postpone the further consideration of the bill and proposed amendments, and make it the special order of the day for Friday next, at 12 o'clock, M.

And the question being taken on said motion, it was decided in the affirmative.

The yeas and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Mr. Creary) Ulysses Garred, W. A. Morris,
Wm. A. Allen, Addison Gibson, Wm. Neal,
W. W. Ayers, E. A. Graves, O. S. Parker,
Edward Badger, R. P. Gresham, Robertson Payton,
H. C. Baker, Nelson Hamilton, John A. Prall,
W. N. Beckham, Thos. W. Henton, John Preston,
B. G. Bidwell, Samuel C. Humphrey, Thos. H. Reed,
J. C. S. Blackburn, Bart. W. Jenkins, Geo. W. Riddle,
Church H. Blakey, R. A. Jones, Samuel M. Sanders,
R. W. Brandon, John Watts Kearny, C. C. Scales,
W. W. Browning, M. W. Laffey, H. L. Stone,
Stephen R. Campbell, A. S. Lewis, C. W. Threlkeld,
Patt. Campion, F. M. Lowe, Geo. B. Turner,
C. M. Clay, Jr., W. T. Marshall, B. R. Walker,
Henderson Conlee, W. H. May, J. Q. Ward,
Thomas Conlumham, J. B. McFerran, James D. Watson,
Newton Craig, Matt. McKinney, C. H. Webb,
Richard D. Davis, N. D. Miles, J. A. Wilson,
John Fible, Pearson Miller, John Wolf,
Geo. L. Forman, Thomas M. Miller, J. M. Wright,
W. H. Frederick, Thos. B. Montgomery, Geo. C. Young—63.

Those who voted in the negative, were—

D. H. Baker, C. C. Harvey, W. A. Morin,
Isaac N. Cardwell, Wm. L. Hazelip, Mat. Nuanu,
Leave was given to bring in the following bills, viz:

On motion of Mr. LaRue—

On motion of Mr. Stone—
2. A bill for the benefit of Thomas Greenwell, late sheriff of Meade county.

On motion of same—
3. A bill to amend an act, entitled "An act to improve the State road from Mt. Sterling to the Virginia line, by way of Prestonburg and Pikeville," approved February 11, 1836.

On motion of Mr. Campbell—
4. A bill to incorporate the Elizaville Station and Mayslick Turnpike Road Company.

On motion of Mr. Sellers—
5. A bill to amend an act, entitled "An act to amend the charter of the Danville, Lancaster, and Nicholasville Turnpike Company."

On motion of Mr. Freeman—
6. A bill to cause certain books to be indexed belonging to the office of the Whitley quarterly court.

On motion of Mr. Forman—
7. A bill to amend the charter of the city of Maysville.

On motion of same—
8. A bill for the benefit of John W. Silver, of Whitley county.

On motion of Mr. Badger—
9. A bill to increase the salary of the Governor of Kentucky.

On motion of same—
10. A bill to amend the criminal laws of this Commonwealth.

On motion of Mr. McFerran—
11. A bill to prevent stock from running at large in Boyle county.

On motion of Mr. Herd—
12. A bill to amend the charter of the town of Boonville, Owsley county.
On motion of Mr. Sawyers—
13. A bill to incorporate the Kentucky, Virginia, and Tennessee Turnpike Company.

On motion of same—
14. A bill for the benefit of the commissioners of the Wilderness Turnpike Road.

On motion of Mr. Conlee—
15. A bill for the benefit of John K. Brown, of Wolf county.

Ordered, That the Committee on Corporate Institutions prepare and bring in the 1st, 4th, 5th, 7th, 12th, 13th, and 14th; the Committee on Propositions and Grievances the 2d and 3d; the Committee on Claims the 8th; the Committee on Ways and Means the 9th and 15th; the Committee on the Judiciary the 10th; and the Committee on Agriculture and Manufactures the 11th.

The hour of 12 o'clock, M., having arrived, the House resumed the consideration of a bill, entitled

A bill to amend an act, entitled "An act to amend the charter of Bacon College," approved January 15, 1858.

After discussion thereon, the hour for recess, under the rule, arrived, and further action thereon was postponed.

At three o'clock, P. M., the House again assembled.

Leave of absence, indefinitely, was granted to Mr. H. C. Baker.

Bills were reported by the committees, who were directed to prepare and bring in the same, of the following titles, viz:

By Mr. Montgomery, from the Committee on Agriculture and Manufactures—
A bill to amend an act incorporating the Mercer County Mechanical and Agricultural Society.

By Mr. Jenkins, from the Committee on Propositions and Grievances—
A bill for the benefit of Bennett Madison.

By Mr. Blakey, from the Committee on Corporate Institutions—
A bill to extend the limits of the town of Greenville, Muhlenburg county.

By Mr. Powers, from the Committee on Claims—
A bill for the benefit of B. L. C. Dorsey, of Monroe county.

By Mr. Clay, from the Committee on Banks—
A bill to incorporate the Central Banking Company.

By Mr. Finn, from the Committee on Ways and Means—
A bill for the benefit of Wiley J. Coffee and his sureties.
By Mr. Graves, from the same committee—
A bill for the benefit of Wm. Green and his sureties, late sheriff
of Elliott county.

By Mr. Walker, from the Committee on County Courts—
A bill for the benefit of J. G. White, of Elliott county.
Which bills were read the first time and ordered to be read a second
time.

The rule of the House and constitutional provision as to the second
reading of said bills being dispensed with,
Ordered, That said bills be engrossed and read a third time.

The rule of the House and constitutional provision as to the third
reading of said bills being dispensed with, and the same being en-
grossed,
Resolved, That said bills do pass, and that the titles thereof be as
aforesaid.

Bills from the Senate, of the following titles, were reported, with-
out amendment, by the committee to whom same were referred,
in:

By Mr. Graves, from the Committee on Ways and Means—
An act for the benefit of W. E. Clelland, late sheriff of Mercer
county.

By same—
An act for the benefit of James Wallace, late sheriff of Christian
county.

Ordered, That said bills be read a third time.

The rule of the House and constitutional provision as to the third
reading of said bills being dispensed with,
Resolved, That said bills do pass, and that the titles thereof be as
aforesaid.

Mr. Walker, from the Committee on County Courts, to whom we
referred a bill from the Senate, entitled
An act to increase the jurisdiction of quarterly courts in the
counties of Hickman, Fulton, Graves, Calloway, Henderson, Union,
Webster, Todd, McCracken, Owen, Gallatin, Logan, Boyd, Barren,
Boone, Monroe, Metcalfe, Edmonson, Breckinridge, Wayne, Pulaski,
Marshall, and Cumberland,
Reported the same without amendment.
Mr. Webb moved an amendment thereto.
Mr. Blakey moved to recommit the bill and proposed amendment
to the Committee on General Statutes.
And the question being taken on the motion of Mr. Blakey, it was decided in the affirmative.

Mr. Stone then moved to reconsider the vote by which said bill and amendments were recommitted to the Committee on General Statutes.

Mr. Graves moved to lay the motion made by Mr. Stone on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Stone and Graves, were as follows, viz:

Those who voted in the affirmative, were—

D. H. Baker, John Preston,
J. C. S. Blackburn, Samuel M. Sanders,
Church H. Blakey, C. C. Scales,
C. M. Clay, Jr., G. M. Thomas,
Newton Craig, Geo. B. Turner,
John Fible, J. Q. Ward,
E. A. Graves, John S. Williams—23.
Nelson Hamilton,
Matt. McKinney,

Those who voted in the negative, were—

Mr. Speaker (McCreary) Ulysses Garred, W. A. Morris,
Wm. A. Allen, Wm. Neal,
Edward Badger, Mat. Nunan,
E. G. Bidwell, Robertson Payton,
R. W. Brandon, Thomas H. Reed,
W. W. Browning, Geo. W. Riddle,
Stephen R. Campbell, W. W. Sawyers,
Pal. Champion, William Sellers,
James N. Cardwell, W. M. Stevens,
Washington Chandler, H. L. Stone,
John Watts Keary, Ben. Stout,
Henderson Conlee, Geo. W. Strickler,
T. W. Cottingham, C. W. Threlkeld,
B. O. Craddock, B. R. Walker,
Richard D. Davis, James D. Watson,
Samuel Ellis, C. H. Webb,
Richard P. Finn, J. A. Wilson,
Geo. L. Forman, Geo. C. Young—57.
W. H. Frederick,
J. T. Freeman,

The question was then taken on the motion of Mr. Stone to reconsider said vote, and it was decided in the affirmative.

The question was then taken on the adoption of the amendment offered by Mr. Webb, and it was adopted.

Ordered, That said bill, as amended, be read a third time.
The rule of the House and constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be so changed as to read,

An act to increase the jurisdiction of quarterly courts in Hickman, Fulton, Graves, Calloway, Henderson, Union, Webster, Todd, McCracken, Owen, Gallatin, Logan, Boyd, Barren, Boone, Monroe, McCalfe, Edmonson, Breckinridge, Wayne, Pulaski, Marshall, Cumberland, and other counties.

Mr. Threlkeld moved to reconsider the vote by which said bill, as amended, was passed.

Mr. Stone moved to lay the motion of Mr. Threlkeld on the table.

And the question being taken thereon, it was decided in the affirmative.

And then the House adjourned.

THURSDAY, FEBRUARY 12, 1874.

A message was received from the Senate, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend an act, entitled "An act to incorporate the Bank of America," approved February 26, 1870.

An act to amend the charter of the Russellville Banking and Warehouse Company.

An act requiring certain legal advertisements, in Lewis county, to be inserted in the Vanceburg Kentuckian.

An act for the benefit of Geo. P. Gillum, sheriff of Logan county.

That they had adopted a joint resolution, entitled Resolution providing for the removal of the remains of Gen. Cary H. Fry, Col. Theodore O'Hara, and Adjutant Geo. N. Cardwell.
That they had disagreed to bills, which originated in this House, of the following titles, viz:

- An act to amend an act, entitled "An act to regulate the taking up of property found adrift upon certain rivers in this Commonwealth."
- An act to amend article 21 of chapter 28 of the General Statutes.
- An act to amend chapter 4 of title 5 of the Criminal Code.
- An act to amend section 96 of the Code of Practice in criminal cases.

That they had passed bills, which originated in this House, of the following titles, viz:

- An act for the benefit of Charles N. Hoskins, sheriff of Powell county.
- An act to enable associations of persons for raising funds to be loaned among their members for building them homesteads, and other purposes, to become bodies-corporate.
- An act for the benefit of the devisees of Matthew Garrison, deceased.
- An act changing the time of the meeting of the General Assembly.
- An act for the benefit of Joseph Pearson, of Estill county.
- An act to amend an act to reduce into one, amend, and digest the acts and amendatory acts incorporating the town of North Middle-town, in Bourbon county, approved March 28, 1872.
- An act to incorporate the town of Parkland, Jefferson county.
- An act to amend section 14, article 4, chapter 52, General Statutes.
- An act to amend article 4 of chapter 52 of the General Statutes.
- An act to incorporate the Shiloh Church and Pittman's Creek Turnpike Road Company.
- An act to amend an act, entitled "An act to incorporate the Trustees of the Theological Seminary, under the care of the General Assembly of the Presbyterian Church of the United States of America, at Danville, State of Kentucky," approved January 28, 1854.
- An act regulating the practice in suits under section 12 of the city charter of Louisville, and amendments thereto.
- An act to amend section 5, article 5, chapter 28, of the General Statutes, title "Courts."
- An act to incorporate the trustees of the Presbyterian Church at Columbus.
- An act to amend the charter of Lebanon, in Marion county.
An act to amend chapter 28, article 5, General Statutes.
An act for the benefit of the Union Mills Turnpike Company.
An act to amend the charter of West Covington, Kenton county.
An act to amend the charter of the city of Covington, Kenton county.
An act to incorporate the Warren Presbyterian Church, of Louisville.
An act to provide for the payment of expenses incurred by the Ohio county court in taking care of a pauper lunatic.
An act to amend an act, entitled "An act to incorporate the town of Glenville, in Adair county.
With an amendment to the last named bill.
And that they had passed bills of the following titles, viz:
1. An act to amend section 6 of an act, entitled "An act for the incorporation and regulation of Fire, Marine, Health, Accident, Live Stock, and all other, except Life Insurance Companies."
2. An act to protect the owners of ferries across the Ohio river at Newport.
3. An act to incorporate the district of Hayfield, in Campbell county.
4. An act to incorporate the Inter-Cumberland Road Company.
5. An act for the benefit of Thomas Jones, sheriff of Campbell county.
6. An act to facilitate the collection of certain taxes in Fayette county.
7. An act to amend an act, entitled "An act to amend and reduce into one all acts in relation to the town of Uniontown."
8. An act to amend an act, entitled "An act affixing penalties and forfeitures upon corporations and persons exercising corporate powers that are required to give bond and have failed to do so."
9. An act for the benefit of Merrill Hardin, of Garrard county.
10. An act to amend an act, entitled "An act to incorporate the city of Mayfield."
11. An act repealing an act, entitled "An act repealing an act creating the office of town marshal of Independence, and concerning the police laws of said town."
13. An act to amend the charter of the Elizabethtown and Paducah Railroad Company.
14. An act authorizing the city of Newport to increase her bonded indebtedness in aid of water-works.

Which bills were read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with.

Ordered, That they be referred—the 1st and 12th to the Committee on General Statutes; the 2d and 8th to the Committee on the Judiciary; the 3d and 6th to the Committee on County Courts; the 4th, 10th, 11th, and 14th to the Committee on Corporate Institutions; the 5th and 9th to the Committee on Claims; and the 13th to the Committee on Railroads.

The following petitions and remonstrances were presented, viz:

By Mr. Speaker McCreary—
1. The petition of citizens of Madison county, praying the passage of an act to prohibit the owners and proprietors of the Silver Creek Distillery from emptying the slop therefrom into the waters of said stream after the 1st of April of each year.

By Mr. Stout—
2. The petition of citizens of Daviess county, praying the passage of a law to protect them from the trespasses of hunters.

By Mr. Reed—
3. The remonstrance of certain citizens of Mercer county, against the transfer of their county to the Eighth Judicial District.

By Mr. Henton—
4. The remonstrance of the trustees of Shelbyville, against the passage of the bill, now pending, to amend the charter of the Shelbyville and Taylorsville Turnpike Road Company.

By Mr. Duvall—
5. The petition of R. C. Hardwick, praying for assistance to enable him to take care of and support his family.

Which were received, the reading dispensed with, and referred—the 1st and 4th to the Committee on Corporate Institutions; the 2d and 5th to the Committee on Propositions and Grievances; and the 3d to the Committee on the Judiciary.

Mr. McKinney moved to suspend the rule and order of business, and take up for consideration a bill from the Senate, entitled

An act to amend chapter 85 of the General Statutes, title “Penitentiary,”
Which requires of the lessee of the Penitentiary the execution of a bond for the payment of $16,000, instead of $8,000.

And the question being taken on the motion of Mr. McKinney, it was decided in the negative.

The yeas and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—

Wm. A. Allen, C. C. Harvey, Wm. L. Hazelip, Wm. Neal,
W. W. Ayers, John S. Herd, Samuel C. Humphrey, Mat. Nunan,
D. H. Baker, Robertson Payton, Joshua D. Powers,
B. G. Bidwell, Geo. W. Riddle, Samuel M. Sanders,
Church H. Blakey, W. Godfrey Hunter, W. W. Sawyers,
R. W. Brandon, Allen Jones, Wm. Sellers,
Stephen R. Campbell, A. S. Lewis, W. M. Stevens,
Washington Chandler, Samuel Martin, Ben. Stout,
S. E. G. Cole, W. H. May, Geo. W. Strickler,
Isham Cottingham, Matt. McKinney, C. W. Threlkeld,
B. C. Craddock, James W. Menden, C. H. Webb,
Newton Craig, N. D. Miles, J. A. Wilson,
Richard D. Davis, Pearson Miller, John Woll,
John Fible, Thomas M. Miller, Geo. C. Young—53.
Richard P. Finn, W. A. Morin,
Ulysses Garred, W. A. Morris,
Nelson Hamilton, Thomas J. Morrow,

Those who voted in the negative, were—

Mr. Speaker (McCreary) Geo. L. Forman, Thos. B. Montgomery,
W. N. Beckham, W. H. Frederick, John A. Prall,
J. C. S. Blackburn, J. T. Freeman, Thomas H. Reed,
W. W. Browning, E. A. Graves, G. M. Thomas,
Pat. Cumpton, R. P. Gresham, Geo. B. Turner,
Isaac N. Cardwell, James W. Hannah, B. R. Walker,
H. S. Chilton, Thos. W. Henton, J. Q. Ward,
Henderson Conlee, Bart. W. Jenkins, James D. Watson,
Thomas H. Orbett, R. A. Jones, John S. Williams,
Samuel Ellis, James M. McArthur,

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the town of Garnettville, in Meade county;
An act to prohibit the sale of spirituous, vinous, or malt liquors within one and one half miles of S. J. Henry's store, in what is now known as Lewisburg, in Logan county;
An act to amend the charter of the Springfield, Pleasant Run, and Mackville Turnpike Road Company;
And also enrolled bills, which originated in this House, of the following titles, viz:  
An act for the benefit of Mann & Rice and Miller & McDaniel, of Greenville;  
An act allowing the jailer of Clay county an assistant;  
An act for the benefit of Jno. W. Howard, sheriff of Harlan county;  
An act for the benefit of Wm. Sword and Fleming Justice, of Pike county;  
An act to authorize the creation of a building committee for the town of Versailles, in Woodford county, and to define the powers and duties thereof;  
And had found the same truly enrolled.  
Whereupon the Speaker affixed his signature thereto.  
Ordered, That Mr. Thos. M. Miller inform the Senate thereof.  
On motion of Mr. J. M. Wright, the Committee on General Statutes was discharged from the further consideration of a bill from the Senate, entitled  
An act to repeal section 52, article 11, chapter 39, General Statutes, title "Executors and Administrators."  
Leave was given to bring in the following bills, viz:  
On motion of Mr. Hunter—  
1. A bill to amend an act, entitled "An act for the benefit of keepers of licensed stud-horses, jacks, and bulls."  
On motion of same—  
2. A bill to amend section 27, article 1, chapter 29, of the General Statutes.  
On motion of Mr. Frederick—  
3. A bill to establish a police municipality for Cane River, Blankbaker's, and Shardine's precincts, in Jefferson county.  
On motion of Mr. Morin—  
4. A bill to amend an act, entitled "An act to create the office of county treasurer for Campbell county," approved March 18, 1872.  
On motion of Mr. Finn—  
5. A bill to authorize the county court of Simpson county to levy an additional county tax.  
On motion of Mr. Sanders—  
6. A bill for the benefit of the Bardstown and Green River Turnpike Road Company.
On motion of Mr. Montgomery—
7. A bill for the benefit of E. B. Caldwell, late sheriff of Lincoln county.

On motion of same—
8. A bill to incorporate the Baptist Church in the town of Stanford, Lincoln county.

On motion of Mr. Lowe—
9. A bill to authorize the Pendleton county court to levy a tax to pay off the railroad debt of said county.

On motion of same—
10. A bill to repeal an act, entitled "An act to authorize the Pendleton county court to borrow money for certain purposes."

On motion of same—
11. A bill to amend an act, entitled "An act to authorize the Pendleton county court to raise money to build bridges," &c., approved March 7, 1868.

On motion of Mr. Chilton—
12. A bill for the benefit of Elizabeth Sutherland.

Ordered, That the Committee on Corporate Institutions prepare and bring in the 1st, 2d, 3d, and 8th; the Committee on Internal Improvement the 4th and 6th; the Committee on County Courts the 5th, 10th, and 11th; the Committee on Propositions and Grievances the 7th and 12th; and the Committee on the Judiciary the 9th.

A message was received from the Senate, asking the appointment of a committee on the part of this House, to act in conjunction with a committee raised by the Senate, to wait upon the Governor to request him to return to the Senate, unsigned, an enrolled bill, which originated in the Senate, entitled
An act to amend chapter 223, laws 1844, approved 27th February, 1844.

The question being put, the request of the Senate was agreed to.

Whereupon the Speaker appointed on said committee Messrs. Duvall, Watson, and Browning; who, having retired, after a time returned, and reported that the Governor had complied with their request, and they had returned the bill to the Senate.

A message was received from the Senate, asking to withdraw from this House the announcement of the passage of a bill, which originated in this House, entitled
An act limiting the time of acceptance of a proposition by Metcalfe county to subscribe stock to the Cumberland and Ohio Railroad Company.

And the question being taken on granting the request of the Senate, it was decided in the negative.

Mr. Bidwell, from the Committee on Retrenchment and Reform, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to secure the payment into the Treasury of all fines, taxes, and license fees collected by trustees of jury fund, clerks, and other officers.

Which bill was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Mr. J. M. Wright moved that said bill, and all other bills connected therewith in the hands of the same committee, be postponed to, and made the special order of the day for the 18th inst., at 10½ o'clock, and that the consideration of the same be continued till completed.

And the question being taken on said motion, it was decided in the negative.

Ordered, That said bill be engrossed and read a third time.

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

On motion of Mr. J. M. Wright,

Ordered, That the consideration of such bills as may be in the hands of the Committee on Retrenchment and Reform, under the orders or resolutions of this House, be fixed for, and made the special order of the day for, Saturday next, at 10½ o'clock.

Mr. LaRue moved to reconsider the vote by which this House rejected a bill, entitled

A bill for the benefit of John L. Patterson, of McLean county.

The House took up and resumed the consideration of an unfinished order of yesterday, viz:

An act for the benefit of the St. Louis and Southeastern Railway Company (consolidated).
Mr. Finn moved the previous question.
And the question being taken thereon, it was decided in the affirmative.
The question was then taken on the adoption of the amendment proposed by Mr. Stone, and it was decided in the affirmative.
Mr. Williams moved to reconsider the vote by which the amendment offered by Mr. Stone was adopted.
The question being taken on the motion of Mr. Williams, the yeas and nays being required thereon by Messrs. Cottingham and Ayers, before the result of the vote was announced, the hour of 12 o' clock, M., arrived, and the announcement of the result of the vote, as also the further consideration of said bill, was postponed until the call of reports from standing committees.
The House then took up from the orders of the day, and resumed the further consideration of a bill, entitled
A bill to amend an act, entitled "An act to amend the charter of Bacon College," approved January 15, 1858,
Together with the amendments proposed thereto.
Mr. Jenkins moved the previous question.
And the question being taken thereon, it was decided in the affirmative.
The question was then taken on the adoption of the amendment proposed by Mr. Scales to the substitute offered by Mr. Wright, and, it was decided in the negative.
The yeas and nays being required thereon by Messrs. Lewis and Scales, were as follows, viz:

Those who voted in the affirmative, were—

Those who voted in the negative, were—
The question was then taken on the adoption of the amendment (substitute) proposed by Mr. D. W. Wright, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Lewis and Cardwell, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (M'Creary) E. A. Graves, Nelson Hamilton, W. A. Neal, Robertson Payton, Wm. Neal,
W. N. Beckham, N. S. Blackburn, Church H. Blakey, W. A. Ayers, Wm. L. Hazelip, W. W. Sawyer,
Thos. W. Henton, R. W. Brandon, John Watts Kearny, R. R. Badger, James W. Hannah, John A. Prall,
Bart. W. Jenkins, R. A. Jones, Allen Jones, C. C. Harvey, Pat. Campion, W. W. Browning, Wm. Preston,
W. W. Browning, John S. Herd, W. Godfrey Hunter, J. S. Herd, W. W. Browning, W. W. Browning,
Stephen R. Campbell, M. W. LaRue, John Watts Kearny, W. A. Moore, R. A. Jones, W. W. Browning,
Adah Cottingham, N. D. Miles, James W. Meador, N. D. Miles, Henderson Conlee, James W. Meador,
Newton Craig, Pearson Miller, Geo. L. Forman, Geo. L. Forman, Geo. L. Forman,
Richard D. Davis, Thomas M. Miller, Geo. L. Forman, Geo. L. Forman, Geo. L. Forman,
E. P. Duval, Thomas M. Miller, Geo. C. Young, Geo. C. Young, Geo. C. Young,
Geo. L. Forman, Geo. C. Young, Geo. C. Young, Geo. C. Young,
W. H. Frederick, W. A. Morris, W. A. Young—46.

Those who voted in the negative, were—

Wm. A. Allen, Addison Gibson, W. A. Morin, Edward Badger, Thomas J. Morrow, D. H. Baker, Mat. Nunnan,
B. G. Bidwell, R. P. Gresham, James W. Hannah, Joshua D. Powers, W. W. Gresham, C. C. Harvey, John A. Prall,
The question was then put, "Shall the bill be engrossed and read a third time?" and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Harvey and Cardwell, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—

said bill being engrossed, was read a third time as follows, viz:

§1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Treasurer of Kentucky University shall not be a member of or Chairman of the Executive Committee, and the Treasurer being a member of or Chairman of the Executive Committee shall operate as a provision of and removal from the office of Treasurer.

§2. Be it further enacted, That the second section of the act, entitled "An act to amend the charter of Bacon College," approved January 15th, 1858, be, and the same is hereby, repealed; and wherever in said act the word Curator or Curators is used, the word Trustee or Trustees shall be substituted in place thereof.

§3. Be it further enacted, That the individual living donors to the several funds of Kentucky University, and the several organized congregations in this State of the Disciples of Christ, usually denominated Christians, by their delegates, be, and they are hereby, authorized and empowered to elect thirty persons as Trustees of Kentucky University. The first election shall be held in the city of Lexington, Kentucky, on the first Wednesday in April, 1874, and every five years thereafter, the elections to be held separately; the delegates of such of said congregations may attend electing twenty of said trustees, and such of the said living donors as may appear for the election of ten trustees. Each of said congregations shall in said elections be entitled to one vote, and to one additional vote for every one hundred members over and above the first one hundred members, and each of said living donors shall be entitled to one vote. The number of Trustees of Kentucky University shall never exceed thirty, and not more than five, at any one time, of the thirty Trustees, shall ever be ministers of the Gospel.

§4. Be it further enacted, That the thirty persons that shall be elected as Trustees on the first Wednesday in April, 1874, as hereinbefore provided, shall be, and they are hereby, as soon as they shall be elected as aforesaid, constituted a body-politic and corporate, in all full, ample, and effectual manner as if they and each of them were herein individually mentioned by name, under the corporate name and style of the Trustees of Kentucky University; and they and their successors in office shall have perpetual succession and existence, and a common seal; and by the aforesaid name and in their corporate capacity may sue and be sued, pleaded and impleaded, in all the courts of law and equity in this State; and the same in their corporate capacity and name are hereby invested, as soon as they shall be elected as aforesaid, with the legal right and title to all the property and estate, real, personal, and mixed, that at that date may be vested in or held by the present Board of Curators of Kentucky University; and shall in all things become their successors, and shall be constituted to all their rights, franchises, privileges, and obligations; and shall assume and be bound by and faithfully carry out all the trusts, conditions, and obligations imposed on the Curators of Kentucky University by the act establishing an Agricultural College in Kentucky, approved February 24th, 1863, and by the act consolidating Kentucky University and Transylvania University, approved February 28th, 1865.

§5. Be it further enacted, That the trustees who shall be elected on the first Wednesday in April, 1874, shall meet in the city of Lexington, Kentucky, on the third Wednesday in April, 1874, or as soon thereafter as possible, and organize by the election of the officers mentioned in the fifth
section of the act of which this act is an amendment; and the officers of the present Board of Curators shall, on demand, immediately turn over to the Executive Committee that shall be elected by the Board of Trustees all the books, papers, stocks, bonds, money, and all other property in their possession or under their control as officers of the Board of Curators, and shall be responsible to the Board of Trustees for the same until the whole of the same is delivered; and the bond of the treasurer shall remain in full force and effect, and may be enforced by the Board of Trustees the same as if it had originally been made payable to them.

§ 6. Be it further enacted, That when the living donors, including those who may hereafter subscribe to any fund of the University, shall be reduced so that they in the aggregate only represent fifty thousand dollars of subscriptions, then the alumni of the College of Arts of Kentucky University, in connection with such living donors, shall elect the ten trustees which the living donors are hereinbefore authorized to elect, and each living donor and alumnus shall be entitled to one vote in such elections.

§ 7. Be it further enacted, That all the provisions of the act to which this act is an amendment, that are inconsistent with or in conflict with this act, be, and the same are hereby, repealed; and this act shall take effect and be in force from and after its passage, except the second section, which shall take effect and be in force on and after the first Wednesday in April, 1874.

Mr. Blackburn moved a call of the House.

And the question being taken thereon, it was decided in the affirmative.

Thereupon the roll was called, and the following members appeared in their seats, viz:

Mr. Speaker (McCreary) E. A. Graves, Thomas J. Morrow,
Wm. A. Allen, R. P. Gresham, Wm. Neal,
W. W. Ayers, Nelson Hamilton, Mat. Nunan,
D. H. Baker, James W. Hannah, O. S. Parker,
W. N. Beckham, C. C. Harvey, Robertson Payton,
B. G. Bidwell, Wm. L. Hazelip, Joshua D. Powers,
J. C. S. Blackburn, Thos. W. Henton, John A. Prall,
Church H. Blakey, John S. Herd, John Preston,
R. W. Brandon, Joseph Hermes, Thomas H. Reed,
W. W. Browning, Samuel C. Humphrey, Samuel M. Sanders,
Stephen R. Campbell, W. Godfrey Hunter, W. W. Sawyers,
Pat. Campion, Bart. W. Jenkins, C. C. Scales,
Isaac N. Cardwell, Allen Jones, Wm. Sellers,
Washington Chandler, R. A. Jones, W. M. Stevens,
H. S. Chilton, John Watts Kearay, H. L. Stone,
C. M. Clay, jr., M. W. LaRue, Ben. Stout,
S. E. G. Cole, A. S. Lewis, Geo. W. Strickler,
Henderson Conlee, F. M. Lowe, G. M. Thomas,
Thos. H. Corbett, W. T. Marshall, C. W. Threlkeld,
Iseain Cottingham, Samuel Martin, Geo. B. Turner,
B. G. Craddock, W. H. May, B. R. Walker,
Newton Craig, James M. McArthur.
On motion of Mr. Corbett, further proceedings under the call of the House were suspended.

Mr. J. M. Wright moved to recommit said bill to the Committee on the Judiciary.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. J. M. Wright and Finn, were as follows, viz:

Those who voted in the affirmative, were—

Wm. A. Allen, R. P. Gresham, W. A. Morin, J. Q. Ward,
W. W. Ayers, Jas. W. Hannah, Mat. Nunan,
Edward Badger, C. C. Harvey, O. S. Parker,
Dr. H. Baker, Wm. L. Hazelip, Joshua D. Powers,
Church H. Blakey, John S. Herd, John A. Pratt,
Jean N. Cardwell, Joseph Hermes, John Preston,
Washington Chandler, W. Godfrey Hunter, W. W. Sawyers,
S. E. G. Cole, Allen Jones, Wm. Sellers,
E. C. Craddock, A. S. Lewis, W. M. Stevens,
Samuel Ellis, F. M. Lowe, Ben. Stout,
John Fible, Samuel Martin, Geo. W. Strickler,
Richard P. Finn, W. H. May, G. M. Thomas,
J. T. Freeman, Thomas J. Mayo, C. W. Threlkeld,
Addison Gibson, James M. McArthur, D. W. Wright,
L. A. Graves, James W. Meador, J. M. Wright—45.

Those who voted in the negative, were—

Mr. Speaker (McCreary) W. H. Frederick, W. A. Morris,
W. N. Beckham, Ulysses Garred, Wm. Neal,
B. G. Bidwell, Nelson Hamilton, Robertson Payton,
J. C. S. Blackburn, Thomas W. Henton, Thomas H. Reed,
R. W. Brandon, Samuel C. Humphrey, Geo. W. Riddle,
W. W. Browning, Bart. W. Jenkins, Sam'l M. Sanders,
Stephen R. Campbell, R. A. Jones, H. L. Stone,
Pat. Campion, John Watts Kearny, Geo. B. Turner,
H. S. Chilton, M. W. LaRue, B. R. Walker,
G. M. Clay, Jr., W. T. Marshall, J. Q. Ward,
Henderson Gunlee, J. B. McFerran, James D. Watson,
The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Finn and Hermes, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (M'Creary) W. H. Frederick, Robertson Payne,
W. N. Beecham, Nelson Hamilton, Thomas H. Reed,
B. G. Bidwell, Thos. W. Henton, Geo. W. Riddle,
J. C. S. Blackburn, Bart. W. Jenkins, Samuel M. Sanders,
R. W. Brandon, R. A. Jones, C. C. Scales,
W. W. Browning, John Watts Kearny, H. L. Stone,
Stephen R. Campbell, M. W. LaRue, Geo. B. Turner,
H. S. Chilton, A. H. Marrett, B. R. Walker,
C. M. Clay, Jr., W. T. Marshall, J. Q. Ward,
Henderson Conlee, Matt. McKinney, James D. Watson,
Thomas H. Corbett, N. D. Miles, C. H. Webb,
Isham Cottingham, Pearson Miller, John S. Williams,
Newton Craig, Thomas M. Miller, J. A. Wilson,
Richard D. Davis, Thos. B. Montgomery, John Wolf,
B. F. Duvall, W. A. Morris, D. W. Wright,

Those who voted in the negative, were—

Wm. A. Allen, E. A. Graves, James W. Meador,
W. W. Ayers, R. P. Gresham, W. A. Morin,
Edward Badger, James W. Hannah, Mat. Nunan,
D. H. Baker, C. C. Harvey, O. S. Parker,
Church H. Blakey, Wm. L. Hazelip, Joshua D. Powers,
Pat. Campion, John S. Herd, John A. Prall,
Isaac N. Cardwell, Joseph Hermes, John Preston,
Washington Chandler, Samuel C. Humphrey, W. W. Sawyers,
S. E. G. Cole, W. Godfrey Hunter, Wm. Sellers,
B. C. Craddock, Allen Jones, W. M. Stevens,
Samuel Ellis, A. S. Lewis, Ben. Stout,
John Fible, F. M. Lowe, Geo. W. Strickler,
Richard P. Finn, Samuel Martin, G. M. Thomas,
J. T. Freeman, W. H. May, C. W. Threlkeld,
Ulysses Gareed, Thomas J. Mayo, J. M. Wright—47.

Addison Gibson, James M. McArthur,

Resolved, That the title of said bill be as aforesaid.

A message was received from the Senate, announcing that they had passed a bill of the following title, viz:

An act to incorporate the Chicago and South Atlantic Railroad Company of the State of Kentucky.
Which bill was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be referred to the Committee on Railroads.

And then the House adjourned.

FRIDAY, FEBRUARY 13, 1874.

A message was received from the Senate, announcing that they had refused to concur in the amendment proposed by this House, to a bill which originated in the Senate, entitled

An act to amend article 1 of chapter 59 of the General Statutes, and to repeal an act, entitled "An act to regulate the sale and storage of oils made from coal, petroleum, or other bituminous substances, and for the better protection of life and property," approved March 21, 1870, and the acts amendatory thereto, severally approved February 24, 1870, and March 8, 1870, and further regulate the inspection and gauging burning fluids.

That they had passed bills, which originated in this House, of the following titles, viz:

An act concerning the State House of Reform, and permanently establishing the Central Kentucky Lunatic Asylum.

An act to facilitate the collection of county levies and other county taxes.

An act to amend section 740 of the Civil Code.

An act to incorporate the Library Association in Cairo, Henderson county.

An act to amend an act, entitled "An act to establish tram-tracks or railroads to navigable streams and railroads in Rockcastle county.

An act for the benefit of Green Ridge Churches, in Logan county.

An act to provide for the establishment of the measurement of brick-work, &c.
An act to amend an act to incorporate the Louisville Cement and Water-power Company, approved January 13, 1866.

An act regulating the transfer of stock in the real estate associations of Jefferson county.

An act to incorporate the Masonic Mutual Benefit Association of Maysville.

An act to prohibit the sale of spirituous, malt, or vinous liquors in the town of Glenville, in Adair county, or within one mile thereof.

An act to amend an act for the benefit of the Stoner Mouth Presbyterian Church, Bourbon county.

An act to prohibit the sale of spirituous, vinous, or malt liquors in Garnettsville, Meade county.

An act to amend and reduce into one the several acts in relation to the town of Owingsville.

An act to amend section 5, article 5, chapter 28, of the General Statutes, title "Courts."

With amendments to the last two named bills.

And that they had passed bills of the following titles, viz:

1. An act to amend chapter 92, title "Revenue and Taxation," General Statutes.

2. An act to amend an act, entitled "An act to incorporate the Westport, Carrollton, and Ghent Railway Company."

3. An act to charter the Owensboro, Glasgow, and Tennessee Railroad, Mining, and Manufacturing Company."

4. An act to amend an act incorporating the Farmers and Drovers Bank, approved February 18, 1869.

5. An act for the benefit of the marshals in the town of Morets, in Graves county, and in the town of Calvert City, in Marshall county.

Which bills were read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with.

Ordered, That they be referred—the 1st to the Committee on General Statutes; the 2d and 3d to the Committee on Railroads; the 4th to the Committee on Banks; and the 5th to the Committee on County Courts.

A message was received from the Governor by Mr. Botts, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in this House, of the following titles, viz:
HOUSE OF REPRESENTATIVES.

An act to amend an act, entitled "An act to amend an act, entitled "An act to cause good school-houses to be erected in the Eighth and Ninth Congressional Districts," approved February 17, 1873.

An act to legalize certain orders of the Larue county court of claims.

An act to authorize the judges of the Bourbon and Elliott quarterly courts to appoint clerks of said courts.

An act for the benefit of L. D. Padgett, of Pulaski county.

An act to prohibit the use of intoxicating liquors in Lawrence and Elliott counties on election days.

An act to amend an act, entitled "An act for the benefit of the Cynthiana and Paddy's Run and Lair's Station Turnpike Road Company."

An act to authorize the creation of a building committee for the town of Versailles, in Woodford county, and to define the powers and duties thereof.

An act for the benefit of Jno. W. Howard, sheriff of Harlan county.

An act for the benefit of Wm. Sword and Fleming Justice, of Pike county.

An act for the benefit of Mann & Rice and Miller & McDaniel, of Greenville.

An act allowing the jailer of Clay county an assistant.

The following petition and remonstrance were presented, viz:

By Mr. Sellers—

1. The petition of G. W. Dunlap and others, attorneys of Garrard county, praying that Mercer county be not added to the Eighth Judicial District.

By same—

2. The remonstrance of sundry citizens of Mercer county, against the transfer of said county from the Seventh to the Eighth Judicial District.

Which were received, the reading dispensed with, and referred to the Committee on the Judiciary.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of W. E. Clelland, late sheriff of Mercer county;

S1-n. r.
An act for the benefit of James Wallace, late sheriff of Christian county;

And also enrolled bills, which originated in this House, of the following titles, viz:

An act for the benefit of Clinton county;

An act providing for the continuation of the Geological, Mineralogical, and Botanical Survey now in progress in Kentucky, and for the prosecution of other surveys;

An act for the benefit of Charles N. Hoskins, sheriff of Powell county;

An act to amend article 4 of chapter 52 of the General Statutes;

An act for the benefit of Isaac K. Baker, late sheriff of Perry county;

An act regulating the practice in suits under section 12 of the city charter of Louisville, and amendments thereto;

An act to amend chapter 28, article 5, General Statutes;

An act for the benefit of E. M. Springfield, late sheriff of Webster county, and securities;

An act to amend an act to amend and reduce into one the several acts concerning the management of the Wilderness Turnpike Road, approved April 21, 1873;

An act limiting the time of acceptance of a proposition by Metcalfe county to subscribe stock to the Cumberland and Ohio Railroad Company;

An act for the benefit of L. B. Piercel, of Lewis county;

An act for the benefit of J. W. Shelby and wife, of Lincoln county;

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

The House, according to order, took up a bill, which originated in the Senate, entitled

An act to amend chapter 75, General Statutes.

The question being on ordering said bill to a third reading, which was refused.

And so said bill was rejected.

The House then resumed the consideration of a bill, which originated in the Senate, entitled

An act for the benefit of the St. Louis and Southeastern Railway Company (consolidated).
The announcement of the vote on the motion to reconsider the vote by which the amendment proposed by Mr. Stone was adopted, which was cut off by the orders of the day on yesterday, was then made, as follows, viz:

Those who voted in the affirmative, were—

W. N. Beckham, James W. Hannah, Robertson Payton,
B. G. Bidwell, C. C. Harvey, Thos. H. Reed,
Stephen H. Campbell, Wm. L. Hazelip, W. W. Sawyers,
Isaac N. Cardwell, John S. Herd, C. C. Scales,
Washington Chandler, W. Godfrey Hunter, Wm. Sellers,
C. M. Clay, Jr., Bart. W. Jenkins, W. M. Stevens,
H. C. Craddock, Allen Jones, Geo. W. Strickler,
Richard D. Davis, John Watts Kearny, G. M. Thomas,
Richard P. Finn, W. T. Marshall, C. H. Webb,
J. T. Freeman, Samuel Martin, John S. Williams,

Those who voted in the negative, were—

Mr. Speaker (Mr. Creary) Addison Gibson, Wm. Neal,
Wm. A. Allen, E. A. Graves, Joshua D. Powers,
W. W. Ayers, R. P. Gresham, John A. Pratt,
Edward Badger, Thos. W. Henton, John Preston,
D. H. Baker, R. A. Jones, Geo. W. Riddle,
Church H. Blakey, M. W. LaRue, Samuel M. Sanders,
R. W. Brandon, A. S. Lewis, H. L. Stone,
W. W. Browning, Thomas J. Mayo, Ben. Stout,
Pat. Campion, James M. McArthur, C. W. Threlkeld,
S. B. G. Cole, James W. Meador, B. R. Walker,
Henderson Conlee, N. D. Miles, J. Q. Ward,
Isaiah Cottingham, Pearson Miller, James D. Watson,
Newton Craig, Thomas M. Miller, J. A. Wilson,
John Fible, Thos. B. Montgomery, John Wolf,
Geo. L. Forman, W. A. Morris, Geo. C. Young—45.

And so said motion was lost.

Said bill, as amended, was then read a third time as follows, viz: [For bill—see Acts present session.]

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Bidwell and Webb, were as follows, viz:

Those who voted in the affirmative, were—

W. W. Ayers, Samuel C. Humphrey, Thomas J. Morrow,
W. N. Beckham, W. Godfrey Hunter, Mat. Nunan,
B. G. Bidwell, Bart. W. Jenkins, Robertson Payton,
J. C. S. Blackburn, Allen Jones, John Preston,
Those who voted in the negative, were—

Mr. Speaker (McCready)John Fible, Wm. A. Allen, Geo. L. Forman, O. S. Parker,
Mr. Prall withdrew his motion to reconsider the vote by which D. H. Baker, W. H. Frederick, Joshua D. Powers,
this House passed a bill, entitled Church H. Blakey, Ulysses Garreid, John A. Pratt,
An act for the benefit of Jas. Herd, late sheriff of Clay county. Addison Gibson, W. M. Stevens, Geo. W. Riddle,
The House then, according to special order, resumed the consideration of a bill, entitled H. L. Stone, W. W. Browning,
A bill to establish a uniform system of common schools for the colored children of this Commonwealth. Ben. Stout, R. W. Brandon,
The amendment proposed by Mr. Badger to the substitute of Mr. S. E. G. Cole, Thos. W. Henton, C. W. Threlkeld,
Graves was rejected. Henderson Conlee, R. A. Jones, B. R. Walker, J. C. S., May, John Wolf, J. A. Wilson,
Mr. Prall moved to amend the substitute as follows, viz: Isham Cottingham, Thomas J. Mayo, Geo. C. Young—39.
Amend the act by adding to section one of substitute: “And if, in any year, the resources herein set apart shall not realize a net amount sufficient to give to each colored child a pro rata equal to that given to each white child, a sum sufficient therefor is appropriated out of the Treasury, and shall be paid each year upon the order of the Superintendent of Public Instruction in aid of the fund created by this act.”

The resolution of the House was—

Resolved, That the title of said bill be as aforesaid.

Mr. Speaker (McCready)John Fible, Wm. A. Allen, Geo. L. Forman, O. S. Parker, Joshua D. Powers,
And the question being taken on the adoption of said amendment, the same was rejected.

Those who voted in the affirmative, were—

The yeas and nays being required thereon by Messrs. Prall and Graves, were as follows, viz:

Edward Badger, Joseph Hermes, O. S. Parker,
Isaac N. Cardwell, Bart. W. Jenkins, John A. Prall,
S. E. G. Cole, John Watts Kearny, William Sellers,
E. C. Craddock, M. W. LaRue, G. M. Thomas,
Samuel Ellis, Samuel Martin, J. M. Wright—17.
John S. Herd, Mat. Nunan,

Those who voted in the negative, were—

Mr. Speaker (McCreary) — Addison Gibson,
Wm. A. Allen, E. A. Graves,
W. W. Ayers, R. P. Gresham,
D. B. Baker, Nelson Hamilton,
W. N. Beckham, James W. Hannah,
B. G. Bidwell, C. C. Harvey,
J. C. S. Blackburn, Wm. L. Hazelip,
Church H. Blakey, Samuel C. Humphrey,
R. W. Brandon, W. Godfrey Hunter,
W. W. Browning, A. S. Lewis,
Stephen R. Campbell, F. M. Lowe,
Pat. Campion, W. T. Marshall,
Washington Chandler, W. H. May,
R. S. Chilton, Thomas J. Mayo,
C. M. Clay, jr., James M. McArthur,
Henderson Conlee, J. B. McFerran,
Isiah Cottingham, Matt. McKinney,
Newton Craig, James W. Meador,
B. F. Duvall, N. D. Miles,
Richard P. Finn, Pearson Miller,
Geo. L. Forman, Thomas M. Miller,
W. H. Frederick, Theb. B. Montgomery,
A. T. Freeman, W. A. Morin,
Ulysses Garred, W. A. Morris,

The question was then taken on the substitute proposed by Mr. Graves, and the same was rejected.

The yeas and nays being required thereon by Messrs. Graves and Nunan, were as follows, viz:

Those who voted in the affirmative, were—

Isaac N. Cardwell, Samuel C. Humphrey, Wm. Neal,
B. F. Duvall, Bart. W. Jenkins, O. S. Parker,
Richard P. Finn, Allen Jones, Wm. Sellers,
John S. Herd, Samuel Martin,
Those who voted in the negative, were—

Mr. Speaker (M'Creary), J. T. Freeman, 
Wm. A. Allen, 
W. W. Ayers, 
Edward Badger, 
D. A. Baker, 
W. N. Beckham, 
E. G. Bidwell, 
J. C. S. Blackburn, 
Church H. Blakey, 
R. W. Brandon, 
W. W. Browning, 
Stephen K. Campbell, 
Pat. Campion, 
Washington Chandler, 
H. S. Chilton, 
C. M. Clay, jr., 
S. E. G. Cole, 
Henderson Conlee, 
Isham Cottingham, 
B. C. Craddock, 
Newton Craig, 
Richard D. Davis, 
Samuel Ellis, 
John Fible, 
Geo. L. Fornan, 
W. H. Frederick, 

Ulysses Garred, 
Addison Gibson, 
R. P. Gresham, 
Nelson Hamilton, 
James W. Hannah, 
C. C. Harvey, 
Wm. L. Hazelip, 
Joseph Hermes, 
W. Godfrey Hunter, 
John Watts Kearny, 
A. S. Lewis, 
F. M. Lowe, 
W. T. Marshall, 
Thomas J. Mayo, 
James M. McArthur, 
J. B. McFerran, 
Matt. McKinney, 
James W. Meador, 
N. D. Miles, 
Pearson Miller, 
Thos. M. Miller, 
Thos. B. Montgomery, 
W. A. Morin, 
W. A. Morris, 
Thomas J. Morrow, 

Mat. Nunan, 
Robertson Payton, 
Joshua D. Powers, 
John A. Prall, 
John Preston, 
Thomas H. Reed, 
Geo. W. Riddle, 
Samuel M. Sanders, 
W. W. Sawyers, 
C. C. Scales, 
W. M. Stevens, 
H. L. Stone, 
Ben. Stout, 
G. M. Thomas, 
C. W. Threlkeld, 
Geo. B. Turner, 
B. R. Walker, 
James D. Watson, 
C. H. Webb, 
John S. Williams, 
J. A. Wilson, 
John Wolf, 
D. W. Wright, 
J. M. Wright, 
Geo. C. Young—77.

The said substitute of Mr. Graves is as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That it shall be the duty of the sheriffs of this Commonwealth to collect and pay into the Treasury, annually, a tax of twenty (20) cents upon each one hundred dollars’ worth of taxable property belonging to the colored citizens of the State, for common school purposes, which sum, together with any other funds that may be raised for the education of the colored children of the Commonwealth, by appropriation from the General Government or otherwise, shall constitute a common school fund for the education of the colored children of the State within the common school age (between the ages of six and sixteen years).

§ 2. The fund so raised shall be used and appropriated in aid of common schools for the education of colored children, to be taught in separate and distinct schools to themselves, and shall be used for no other purpose whatever; and shall be used in payment of legally qualified teachers of common schools.

§ 3. The Auditor shall keep the accounts in relation to this fund as directed in chapter 18 of the General Statutes.

§ 4. The Superintendent of Public Instruction shall pro rata and dispose of said fund for the education of colored children as is now provided for by law for the education of the white children of the State (chapter 18 of the General Statutes): Provided, That when a school shall have been taught three months in any district, it shall be entitled to its pro rata share of the school fund for that year.
§ 5. The Common School Commissioners of the counties, as now provided for by law, shall district the several counties so as not to include more than one hundred colored children, nor less than thirty, within the common school age, and discharge all the duties, for the education of colored children, that they are required by law to perform for the education of the white children; but nothing in this act shall be construed as to authorize the use of any part of the common school fund raised for the education of white children for the education of the colored children.

§ 6. Each school shall be under the control of one trustee, who shall be elected as provided for by chapter 18, article 7, General Statutes, as far as applicable, in the election of white trustees, and shall perform all the duties and obligations of said white trustees, and be subject to all the pains and penalties for a failure to discharge faithfully the duties of the office.

§ 7. That the colored children of this Commonwealth shall have their pro rata share, as compared with the white children of this Commonwealth of pupil age—that is, between six and sixteen years of age—of all of the funds that shall be received from the Federal Government from and after the first day of March, 1874, on any account whatsoever, whether of the war claims of Kentucky now being prosecuted, or of the proceeds of the public lands of the General Government; and it is and shall be the duty of the Commissioners of the Sinking Fund to pay over to the Superintendent of Public Instruction the said pro rata share, as aforesaid, of any moneys so received, into the Treasury of this State, for the purpose of educating the colored children of this Commonwealth according to the provisions of the preceding sections of this act; the fund aforesaid constituting a part of common school fund for colored children.

§ 8. Teachers of colored schools shall possess the qualifications of teachers of white schools, subject to such variations as the county commissioner of common schools for the county may think proper to suit the demands of each particular district.

§ 9. All the laws now in force, so far as applicable, upon the subject of common schools, shall apply to the system of education for the colored children of the Commonwealth.

§ 10. This act to take effect from its passage.

Said bill being engrossed, was read a third time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That there shall be a uniform system of common schools for the education of the colored children of this Commonwealth.

§ 2. That the school fund for this purpose shall be known as the colored school fund, and shall consist of the following provisions, viz:

1. The present annual revenue tax of twenty-five cents, and twenty cents in addition, on each one hundred dollars in value of the taxable property owned or held by colored persons, which tax shall be devoted to no other purpose whatever.

2. A capitation tax of one dollar on each male colored person above the age of twenty-one years.

3. All taxes levied and collected on dogs owned or kept by colored persons.

4. All State taxes on deeds, suits, or on any license, collected from colored persons.

5. All the fines, penalties, and forfeitures imposed upon and collected from colored persons due the State, except the amount thereof allowed by law to attorneys for the Commonwealth.
6. All sums of money hereafter received by this Commonwealth under or by virtue of any act of the Congress of the United States distributing public lands, or the proceeds of the sales thereof: Provided, The pro rata share to each colored pupil child shall not exceed, in any one year, the apportionment made to each white pupil child of this Commonwealth.

7. All sums arising from any donation, gift, grant, or devise, by any person whatsoever, wherein the intent is expressed that the same is designed to aid in the education of the colored children of this Commonwealth, or of any county or school district therein.

§ 3. The revenue arising annually from the resources provided by the act shall constitute the sum to be distributed each year, by the Superintendent of Public Instruction, as now provided by the common school law. It shall be the duty of all clerks or judges of courts wherein such fines, penalties, and forfeitures, or taxes on deeds, suits, and licenses are imposed, to collect and pay the same into the Treasury, by the first day of January in each year, deducting five per cent. thereof for collection.

§ 4. The assessor of each county shall keep a separate column in his book, showing the enlistment of capitation and taxable property of all colored persons therein subject to taxation by the provisions of this act.

§ 5. The sheriff of each county shall be allowed five per cent. of the taxes collected and paid into the Treasury by him for the colored school fund.

§ 6. The sheriff shall appropriate the taxes, or any part thereof, collected from any colored person, to whatever fund said colored person may designate, in all cases where he is not able to pay the entire tax assessed against him for State, county, school, and municipal purposes.

§ 7. The Auditor shall keep a separate account for the colored school fund, which shall constitute a basis for the Superintendent's annual prorata distribution to the colored children of this Commonwealth.

§ 8. That the number of colored children in each county, between the ages of six and sixteen years, shall be taken and reported at the same time and in the same manner as required by law for taking the census of white children; and the distribution of the colored school fund shall be made at the same time, and in the same manner, as provided by law for the distribution of the school fund for white children.

§ 9. The county school commissioner shall be responsible, on his official bond, for the proper distribution of whatever portion of the colored school fund may come into his possession, and, for his compensation, shall receive three dollars for each colored common school taught in his county, and visited while in session, and one per cent. on all the money disbursed by him in the support of the colored common schools of his county.

§ 10. The commissioner shall lay off the county into suitable districts, most convenient to the greatest number of colored children in each county, so that no district shall contain more than one hundred nor less than twenty colored children of pupil age.

§ 11. In counties where there are not a sufficient number of colored children to form various schools, a single school may be organized and taught in the locality where the greatest number of colored children reside, and all the colored children of pupil age in the county shall have the privilege of attending said school.

§ 12. That the commissioner, at the beginning of each school year, shall appoint three colored school trustees to each colored school district. These trustees shall have the management of the colored school of their district, employ a teacher therein, and shall notify the parents of the colored
children in the district that it is their privilege to send their children to
said school free of charge. They shall also report to the commissioner
the length of time said school was taught by a qualified teacher; not less
than three months in each year, except where there are not more than
dirty colored children in a district, then the school may be taught for
two months, with the consent of the commissioner. Appeals from the
decision of the trustees, upon the petition of any dissatisfied colored
person in the district, may be taken to the county commissioner, whose
decision in the case shall be final.
§ 13. That the trustees of each district may obtain a site for a school-
house, and erect a house thereon, by purchase, gift, devise, or donation,
and hold and preserve the same for the use and benefit of said school dis-
tion.
§ 14. That applicants to teach the schools provided for in this act shall
receive certificates in the same manner as now provided by law for appli-
cants to teach white schools, except that the examination may not
be beyond spelling, reading, writing, and common arithmetic; and
school taught by a teacher competent to teach these branches shall be
a lawful school.
§ 15. That the Superintendent, commissioners, and trustees may receive
gifts, donations, and devises for the benefit of colored schools in the State,
and shall hold and use the same as requested by donor or deviser.
§ 16. That it shall not be lawful for any colored child to attend a com-
mon school provided for white children, nor for a white child to attend a
common school provided for colored children.
§ 17. The teacher of each colored common school shall teach at least
six hours each day, keep a register of the school, and within ten days
after the close of the session report to the commissioner the highest, low-
est, and average number of pupils in attendance during the session.
§ 18. No school-house erected for a colored school shall be located
less than one mile of a school-house erected for white children, except
in cities and towns, where it shall not be nearer than six hundred feet.
§ 19. The Superintendent of Public Instruction shall provide and fur-
ish the commissioner of each county with the necessary blanks, and per-
form all his duties similar to those he performs for white children
under the common school law. He shall be allowed a clerk, who shall be
paid a salary of seven hundred dollars a year to assist him in his duties
pertaining to colored common schools; and said salary and all other ex-
penses incident to a proper conduct of the colored common school system
shall be paid out of the colored school fund.
§ 20. The colored school officers and teachers may organize for them-
selves a State association and auxiliary county institutes, under similar
provisions to those made for the officers and teachers of white schools in
chapter 18 of the General Statutes.
§ 21. The State Board of Education shall prescribe a course of study
and adopt rules for the government of the colored common schools.
§ 22. That all the provisions of chapter 18 of the General Statutes,
which may be deemed necessary for the government of colored common
schools, not in conflict with this act, shall apply to the same, which shall
be determined by the State Board of Education; and when said board
shall have determined upon the provisions of said chapter essential to the
government of colored common schools, and adopted such text-books and
regulations as it may deem proper for the interest of said schools, the Superintendent of Public Instruction shall compile and publish them, and shall furnish to the commissioner of each county a sufficient number for the use of the colored school trustees of the same.

§ 23. That all unexpended surplus remaining over at the expiration of the school year shall be returned to the Treasury, and shall be distributed by the Superintendent the ensuing year: Provided, Any portion of it that may not be necessary to make the per capita equal to that of a white pupil child may be invested, by the State Board of Education, for the benefit of colored schools in this Commonwealth, the interest upon which shall be annually distributed.

§ 24. That all laws and parts of laws in conflict with this act are hereby repealed.

§ 25. That this act shall take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Stone and McArthur, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) R. P. Gresham,
Edward Badger,
D. H. Baker,
W. N. Beckham,
B. G. Bidwell,
J. S. Blackburn,
R. W. Brandon,
W. W. Browning,
Stephen R. Campbell,
Pat. Campion,
Isaac N. Cardwell,
H. S. Chilton,
S. E. G. Cole,
Henderson Conlee,
Isham Cottingham,
B. C. Craddock,
Newton Craig,
Richard D. Davis,
Samuel Ellis,
John Fible,
Richard P. Finn,
Geo. L. Forman,
W. H. Frederick,
J. T. Freeman,
Ulysses Garred,
E. A. Graves,

Those who voted in the negative, were—

Wm. A. Allen,
W. W. Ayers,

Addison Gibson,
Wm. Neal,
Samuel C. Humphrey, Thomas H. Reed,
Resolved, That the title of said bill be as aforesaid.

Leave was given to bring in the following bills, viz:

On motion of Mr. Pearson Miller—
1. A bill for the benefit of the sheriff of Wayne county.

On motion of Mr. Campbell—
2. A bill to regulate legal advertising of real estate sales in Fleming and Nicholas counties.

On motion of same—
3. A bill to amend the 7th section of an act to incorporate the Hillsboro and Plummer's Landing Turnpike Road Company.

On motion of same—
4. A bill for the benefit of the Hillsboro and Phelps' Mill Turnpike Road Company.

On motion of Mr. Campion—
5. A bill to amend the charter of the Louisville and Jeffersonville Ferry Company.

On motion of Mr. Scales—
6. A bill to incorporate the Lebanon Gas-light Company.

On motion of Mr. Pratt—
7. A bill to incorporate the Central Kentucky Agricultural and Industrial Exposition.

Ordered, That the Committee on Propositions and Grievances prepare and bring in the 1st; the Committee on General Statutes the 2d; the Committee on County Courts the 3d and 4th; and the Committee on Corporate Institutions the 5th, 6th, and 7th.

The House then took up the amendment proposed by the Senate, to a bill which originated in this House, entitled

An act to incorporate the Paducah Street Railway Company, Which was concurred in.

Bills were reported by the committees, who were directed to prepare and bring in the same, of the following titles, viz:

By Mr. Young, from the Committee on Corporate Institutions—
A bill to amend the charter of the town of Greenville, in Muhlenburg county.

By Mr. Preston, from the Committee on Education—
A bill to charter the South Carrollton Male and Female Institute.
By Mr. Jenkins, from the Committee on Propositions and Grievances—
A bill to prevent trespass in Madison county.

By Mr. Morin, from the Committee on Corporate Institutions—
A bill in relation to the Bardstown and Green River Turnpike Road Company.

By Mr. Powers, from the Committee on Claims—
A bill for the benefit of A. Graham, of Clinton county.

By Mr. Morris, from the Committee on Corporate Institutions—
A bill to amend an act, entitled “An act for the benefit of keepers of licensed stud-horses, jacks, and bulls.”

By Mr. D. H. Baker, from the Committee on Charitable Institutions—

By Mr. Graves, from the Committee on Ways and Means—
A bill for the benefit of T. W. Samuels, late sheriff of Nelson county.

By Mr. Blakey, from the Committee on Corporate Institutions—
A bill to amend an act, entitled “An act to amend the charter of the Shelby and Oldham Turnpike Road Company.”

By Mr. J. M. Wright, from the Committee on the Judiciary—
A bill to confirm and legalize the acts of the police judge of the town of Lagrange, in Oldham county.

Which bills were read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,
Ordered, That said bills be engrossed and read a third time.

The rule of the House and constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the Senate, of the following titles, were reported by the committees to whom they were referred, viz:

By Mr. Walker, from the Committee on County Courts—
An act to amend the road laws of the counties of Boyd and Carter.
By Mr. Finn, from the Committee on Ways and Means—
An act for the benefit of the sheriff of Cumberland county.

By Mr. Powers, from the Committee on Claims—
An act for the benefit of L. R. Thurman, of Washington county.

By Mr. Webb, from the Committee on Corporate Institutions—
An act authorizing the city of Newport to increase her bonded indebtedness in aid of water-works.

By Mr. Preston, from the Committee on Education—
An act to incorporate the Carlisle Academy.

By same—
An act to incorporate the Kentucky Normal School at Carlisle.

By Mr. Walker, from the Committee on County Courts—
An act to amend an act, entitled "An act to prevent deer-driving in the counties of Estill, Jackson, Perry, Harlan, Grayson, Edmonson, and Butler."

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The rule of the House and constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Powers, from the Committee on Claims, to whom was referred a bill from the Senate, entitled
An act for the benefit of Achilles Nelson, trustee for Stephen Richardson, a pauper lunatic of Russell county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was then read a third time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the sum of three hundred and nine dollars and forty-four cents be appropriated to Achilles Nelson, trustee for Stephen Richardson, of Russell county; and that the Auditor is hereby directed to draw his warrant upon the Treasurer for the above sum, to be paid to said Nelson for the benefit of said Stephen Richardson, a lunatic of Russell county.

§ 2. This act shall be in force from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:
Those who voted in the affirmative, were—

Mr. Speaker (McCreary) R. P. Gresham,  
Wm. A. Allen,  
D. H. Baker,  
W. N. Beckham,  
B. G. Bidwell,  
R. W. Brandon,  
Stephen R. Campbell,  
Pat. Campion,  
Isaac N. Cardwell,  
Washington Chandler,  
H. S. Chilton,  
Henderson Conlee,  
Isham Cottingham,  
B. C. Craddock,  
Newton Craig,  
Richard D. Davis,  
Samuel Ellis,  
John Fible,  
Richard P. Finn,  
Geo. L. Forman,  
W. H. Frederick,  
J. T. Freeman,  
Ulysses Garred,  
Addison Gibson,  
E. A. Graves,  
Nelson Hamilton,  
James W. Hannah,  
C. C. Harvey,  
Wm. L. Hazelip,  
John S. Herd,  
Samuel C. Humphrey,  
Bar. W. Jenkins,  
Allen Jones,  
John W. Keeley,  
M. W. LaRue,  
A. S. Lewis,  
Samuel Martin,  
W. H. May,  
Thomas J. Mayo,  
James M. McArthur,  
J. B. McFerran,  
James W. Meador,  
N. D. Miles,  
Pearson Miller,  
Thomas M. Miller,  
Thos. B. Montgomery,  
J. A. Wilson,  
W. A. Morris,  
Wm. Neal,  
Nat. Nunan,  
O. S. Parker,  
Robertson Payne,  
Joshua D. Powers,  
John Preston,  
Thomas H. Reed,  
Samuel M. Sanders,  
W. W. Sawyer,  
C. C. Seals,  
Wm. Sellers,  
W. M. Stevens,  
H. L. Stone,  
Ben. Stout,  
G. M. Thomas,  
C. W. Threlkeld,  
Geo. B. Turner,  
B. R. Walker,  
J. Q. Ward,  
James D. Watson,  
C. H. Webb,  
John S. Williams,  
John Wolf,  
J. M. Wright—75.

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. Graves, from the Committee on Ways and Means, who was directed to prepare and bring in the same, reported a bill, entitled A bill for the benefit of John N. Williams, assessor of Calloway county.

Which bill was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill being engrossed, was read a third time as follows, viz:

WHEREAS, John N. Williams, assessor of Calloway county, did faithfully and fully perform all the duties of said office according to law, except taking the oath required by law, to enable him to draw his compensation; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts is hereby authorized to draw his warrant on the Treasurer for the compensation of said assessor, John N. Williams, for his services as such officer for the year 1873.

§ 2. This act to take effect from its passage.
The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Mr. Creary), E. A. Graves, Thomas M. Miller,
Wm. A. Allen, R. P. Gresham, W. A. Morin,
W. W. Ayers, Jas. W. Hannah, W. A. Morris,
O. H. Baker, C. C. Harvey, Wm. Neal,
B. C. Baker, Wm. L. Hazelip, Mat. Nunn,
H. W. Brandon, John S. Herd, O. S. Parker,
W. W. Browning, W. Godfrey Hunter, Robertson Payton,
Pat. Campion, Bart. W. Jenkins, Joshua D. Powers,
Isaac N. Cardwell, Allen Jones, John Preston,
Washington Chandler, John Watts Kearny, Thomas H. Reed,
H. S. Chilton, M. W. LaRue, Geo. W. Riddle,
Henderson Comlee, A. S. Lewis, Sam'l M. Sanders,
Isam Cottingham, F. M. Lowe, W. W. Sawyers,
B. C. Craddock, W. T. Marshall, Wm. Sellers,
Newton Craig, Samuel Martin, W. M. Stevens,
Richard D. Davis, W. H. May, G. M. Thomas,
Samuel Ellis, Thomas J. Mayo, C. W. Threlkeld,
John Fible, James M. McArthur, B. R. Walker,
Geo. L. Forman, J. B. McFerran, J. Q. Ward,
W. H. Frederick, James W. Meador, C. H. Webb,
I. T. Freeman, N. D. Miles, J. A. Wilson,

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. Williams, from the Committee on Railroads, to whom was referred a bill from the Senate, entitled

An act to amend an act, entitled "An act to incorporate the Hartford Railroad and Mining Company," approved February 12th, 1869, reported the same without amendment.

The question was then taken on ordering said bill to be read a third time, and it was decided in the negative.

And so said bill was disagreed to.

Mr. J. M. Wright, from the Committee on the Judiciary, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to extend the common pleas court of Warren county to the counties of Butler, Edmonson, and Muhlenburg.

Which was read the first time and ordered to be read a second time.
The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Mr. Graves moved to amend said bill by striking out "$2,500," in the second section, and inserting in lieu thereof "$2,000."

The question was then taken on the adoption of said amendment, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Blackburn and Stone, were as follows, viz:

Those who voted in the affirmative, were—

Wm. A. Allen, Nelson Hamilton, Wm. Neal,
W. W. Ayers, James W. Hannah, Robertson Payne,
Edward Badger, John S. Herd, Thomas H. Reed,
R. W. Brandon, Samuel C. Humphrey, Samuel M. Sanders,
Stephen R. Campbell, W. Godfrey Hunter, W. W. Sawyers,
Pat. Campion, Allen Jones, Ben. Stout,
Washington Chandler, A. S. Lewis, Geo. W. Strickler,
H. S. Chilton, Samuel Martin, G. M. Thomas,
Isham Cottingham, W. H. May, Geo. B. Turner,
Newton Craig, Thomas J. Mayo, James D. Watson,
J. T. Freeman, James M. McArthur, J. A. Wilson,
Ulysses Garrell, Thomas M. Miller, Geo. W. B. Turner,
Addison Gibbon, W. Godfrey Hunter, B. R. Walker,
E. A. Graves, W. W. Sawyers, John Wolf,
R. P. Gresham, Pat. Campion, Isham Cottingham,

Those who voted in the negative, were—

Mr. Speaker (M'Cready) Geo. L. Forman, Mat. Nunan,
D. H. Baker, W. H. Frederick, O. S. Parker,
W. N. Beckham, C. C. Harvey, Joshua D. Powers,
B. G. Bidwell, Wm. L. Hazleip, John Preston,
J. C. S. Blackburn, Thos. W. Henton, Geo. W. Riddle,
Church H. Blakey, Joseph Hermes, C. C. Scales,
W. W. Browning, Bart. W. Jenkins, Wm. Sellers,
Isaac N. Cardwell, R. A. Jones, W. M. Stevens,
C. M. Clay, John Watts Kearny, H. L. Stone,
Jr., M. W. LaRue, C. W. Threlkeld,
Henderson Conlee, F. M. Lowe, J. Q. Ward,
B. C. Craddock, J. B. McCaffran, C. H. Webb,
Richard D. Davis, James W. Meador, John S. Williams,
B. F. Duvall, N. D. Miles, D. W. Wright,
Samuel Ellis, Pearson Miller, J. M. Wright—43.
John Fible,
Richard P. Finn, W. A. Morin,

Ordered, That said bill be engrossed and read a third time.

Said bill being engrossed, was read a third time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That an act, entitled “An act to establish a court of common pleas for the county of Warren,” approved March 10, 1869, is hereby made applicably.
law cases, as was given by the act aforesaid to the court aforesaid in the county of Warren.

§ 2. On the first Monday in August, 1874, and on the same day every sixth year thereafter, an election shall be held in said counties of Warren, Butler, Edmonson, and Muhlenburg, for the election of a judge of said court, who shall enter upon his office on the second Monday thereafter, and continue in office for six years, and receive a salary of twenty-five hundred dollars ($2,500), payable out of the Treasury into the same manner as the salary of a circuit judge. The election provided for in this act shall be conducted in all respects as an election for judge of the circuit court.

§ 3. All the provisions of section 5, section 7, and section 8, of article 28, of the General Statutes, except so far as the same confer equity jurisdiction upon courts of common pleas, are hereby made applicable to the court established by this act. Article 7, of chapter 28, of the General Statutes, in reference to the election of special judges, shall be applicable to the judge of said court. Special terms for the trial of causes may be held in either of said counties, which terms may be called in the manner provided by law in relation to special terms of circuit court.

§ 4. The terms of said court shall be as follows: To the county of Warren one term, beginning on the second Monday in April, and continuing twenty-four judicial days, if the business shall require it; one term, beginning on the second Monday in October, and continuing twenty-four judicial days, if the business shall require it. In the county of Butler one term, beginning on the second Monday in March, and continuing six judicial days, if the business shall require it; one term, beginning on the second Monday in September, and continuing six judicial days, if the business shall require it. In the county of Muhlenburg one term, beginning on the fourth Monday in January, and continuing eighteen judicial days, if the business shall require it; one term, beginning on the third Monday in July, and continuing eighteen judicial days, if the business shall require it. In the county of Edmonson one term, beginning on the third Monday in May, and continuing six judicial days, if the business shall require it; one term, beginning on the third Monday in November, and continuing six judicial days, if the business shall require it.

§ 5. After the election and qualification of the judge as provided by this act, the common pleas court for the counties of Warren, Butler, Edmonson, and Muhlenburg, respectively, shall have jurisdiction exclusive of the circuit court in said counties of all common law actions and motions, and the common law actions and motions now pending in the circuit court of the counties aforesaid shall be disposed of as provided by this act.

§ 6. It shall be the duty of the circuit court in the counties of Butler, Edmonson, and Muhlenburg, at the close of the first term after the organization of the court created by this act, to make orders transferring to said common pleas court so many of the common law causes left undisposed of in said court; and the causes thus transferred shall be entered.
upon the dock_et of said common pleas court, and tried as if originally
brought therein. This act shall not be so construed as to deprive
the circuit courts of the counties of Butler, Edmonson, and Muhlenburg
of any jurisdiction until after the election and qualification of the judge
of the common pleas court, as provided by this act.
§ 7. All laws or parts of laws conflicting with the provisions of this act
are hereby repealed.
§ 8. This act shall take effect from and after its passage.

The question was then taken on the passage of said bill, and it was
decided in the affirmative.

The yeas and nays being required thereon in pursuance to a pro-
vision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—
Mr. Speaker (McCreary) W. H. Frederick,
W. W. Ayers,
Edward Badger,
D. H. Baker,
W. N. Beckham,
B. G. Bidwell,
J. C. S. Blackburn,
Church H. Blakey,
W. W. Browning,
Stephen R. Campbell,
Pat. Campion,
Isaac N. Cardwell,
Washington Chandler,
H. S. Chilton,
C. M. Clay, jr.,
Henderson Conlee,
Isham Cottingham,
B. C. Craddock,
Newton Craig,
Richard D. Davis,
B. F. Duvall,
Samuel Ellis,
John Fible,
Richard P. Finn,
Geo. L. Forman,

Those who voted in the negative, were—
Wm. A. Allen,
R. W. Brandon,
J. T. Freeman,
E. A. Graves,
John S. Herd,

A. S. Lewis,
W. H. May,
Thos. B. Montgomery,
Wm. Neal,

Samuel M. Sanders,
Geo. W. Stricker,
Geo. B. Turner,
John Wolf,

Resolved, That the title of said bill be as aforesaid.

Mr. Stone moved to reconsider the vote by which said bill was
passed.

Mr. Threlkeld moved to lay said motion on the table.
And the question being taken on said motion, it was decided in the affirmative.

Mr. Montgomery, from the Committee on Agriculture and Manufactures, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to authorize the erection of dams on Licking river.

Which was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Mr. Blakey moved an amendment thereto.

Pending the consideration thereof, the hour of five o'clock, P. M., arrived; when, under the rule, the House adjourned.

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SATURDAY, FEBRUARY 14, 1874.

Mr. Thos M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in this House, of the following titles, viz:

An act to incorporate the Mt. Sterling Coal Road Company;
An act changing the time of the meeting of the General Assembly;
An act for the benefit of Joseph Pearson, of Estill county;
An act to amend section 14, article 4, chapter 52, General Statutes;
An act to amend an act, entitled "An act to incorporate the Trustees of the Theological Seminary, under the care of the General Assembly of the Presbyterian Church of the United States of America, at Danville, State of Kentucky," approved January 28, 1854;
An act to amend section 5, article 5, chapter 28, of the General Statutes, title "Courts;"
An act to amend section 740 of the Civil Code;
An act to incorporate the trustees of the Presbyterian Church at Columbus;
An act to prohibit the sale of spirituous liquors in Fulton county;
An act for the benefit of the Union Mills Turnpike Company;
An act to amend an act, entitled "An act to establish tram-tracks or railways to navigable streams and railroads in Rockcastle county;"
An act for the benefit of Green Ridge Churches, in Logan county;
An act to amend an act to incorporate the Louisville Cement and Water-power Company, approved January 13, 1866;
An act regulating the transfer of stock in the real estate associations of Jefferson county;
An act to prohibit the sale of spirituous, malt, or vinous liquors in the town of Glenville, in Adair county, or within one mile thereof;
An act to prohibit the sale of spirituous, vinous, or malt liquors in Garnettsville, Meade county;
An act for the benefit of the devisees of Matthew Garrison, deceased.

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

On motion of Mr. D. H. Baker,

Ordered, That indefinite leave of absence be granted to Mr. Cole.

Mr. Williams moved a suspension of the rule of the House so as to allow him to offer a resolution.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Williams and Cardwell, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) Ulysses Garred, W. A. Morris, Thomas J. Morrow, Mat. Nunan,
Resolved by the General Assembly of the Commonwealth of Kentucky, That whereas the great producing industries of the West and Northwest are prostrated and almost paralyzed by the high tariffs of freight on all their products seeking the markets of the world, amounting in many cases to absolute prohibition of export; and whereas, with cheap transportation to the seaboard, the fertile and teeming lands of the Mississippi valley could feed all the hungry millions of the Old World, and fill with gold the coffers of the new; and whereas, the American railway system is a thing that has been born and grown up since our government was established, and therefore was not provided for at its formation, but, managed chiefly in the interests of rings and chartered monopolies, has assumed such gigantic proportions as to defy the power of the separate states to control it; therefore, be it

Resolved, That our Senators in Congress be instructed, and our Representatives requested, to urge upon the General Government the construction (with the consent of the States through which it may pass) of a grand double-track railroad highway, for transportation of freight alone, from the Atlantic seaboard, say from New York city, on the shortest line, to the valley of the Ohio—branching on the west of the Allegheny Mountains—so as to pass through Kentucky via Louisville to St. Louis, and via Cincinnati and Indianapolis to Chicago. The road to be built, owned, and controlled by the Federal Government as a public highway of commerce, free to all individuals and companies who may choose to run their own freight trains upon it, by paying only such tolls as may be necessary to pay the cost of management and repairs, in the same manner that boats are run upon rivers and canals.

Mr. Ward, from the Committee on Retrenchment and Reform, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to provide for the payment of witnesses in Commonwealth cases.

Which bill was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,
Mr. Blackburn moved to amend said bill by striking out the words "less a commission of five per cent. for collecting," in the third and fourth lines of the sixth section.

Which was rejected.

Mr. Sawyers moved to amend said bill by striking out the third and fourth sections thereof.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Freeman and Herd, were as follows, viz:

Those who voted in the affirmative, were—

J. C. S. Blackburn, W. Godfrey Hunter, W. A. Morin,
Isaac N. Cardwell, Allen Jones, W. W. Sawyers,
Richard D. Davis, M. W. LaRue, Geo. B. Turner,
John S. Herd,

Those who voted in the negative, were—

Mr. Speaker (McCrea), Geo. L. Forman, Wm. Neal,
Wm. A. Allen, W. H. Frederick, Mat. Nunan,
W. W. Ayers, Ulysses Garred, Robertson Payton,
Edward Badger, Addison Gibson, Joshua D. Powers,
W. N. Beckham, Nelson Hamilton, John Preston,
B. G. Bidwell, James W. Hannah, Thos. H. Reid,
Church H. Blakey, C. C. Harvey, Geo. W. Riddle,
R. W. Brandon, Wm. L. Hazelip, Samuel M. Sanders,
W. W. Browning, Thos. W. Henton, W. M. Stevens,
Pat. Campion, Samuel C. Humphrey, H. L. Stone,
Washington Chandler, Bart. W. Jenkins, Ben. Stout,
H. S. Chilton, R. A. Jones, Geo. W. Strickler,
C. M. Clay, jr., John Watts Kearny, G. M. Thomas,
Henderson Cowie, A. S. Lewis, C. W. Trebleford,
Isam Cottingham, Samuel Martin, B. R. Walker,
B. C. Craddock, W. H. May, J. Q. Ward,
Newton Craig, J. B. McPerran, C. H. Webb,
B. F. Duvall, Pearson Miller, J. A. Wilson,
Samuel Ellis, Thomas M. Miller, John Wolf,
John Fible, W. A. Morris, D. W. Wright,
Richard P. Finn, Thomas J. Morrow, Geo. C. Young—63.

Ordered, That said bill be engrossed and read a third time.

Said bill having been engrossed, was read a third time.

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the Senate, announcing that they had received official information from the Governor that he had ap-
proved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend and repeal in part an act, entitled "An act to incorporate the Chestnut Street Presbyterian Church."

An act for the benefit of John M. Curry, ex-sheriff of Pendleton county.

An act for the benefit of the owners of the Mammoth Cave estate.

An act to incorporate the Mammoth Cave Hotel and Railroad Company.

An act to incorporate the Odd Fellows' Tabernacle Association, of Louisville.

An act to amend an act, entitled "An act to incorporate the Cincinnati, Covington, and Cumberland Gap Railroad Company," approved March 5, 1873.

An act to incorporate a police municipality in Jefferson county.

An act to amend an act, entitled "An act to incorporate the Cincinnati, Covington, and Cumberland Gap Railroad Company."

An act to incorporate the town of Garnettsville, in Meade county.

That they had concurred in the amendment proposed by this House, to a bill which originated in the Senate, entitled

An act to increase the jurisdiction of quarterly courts in Hickman, Fulton, Graves, Calloway, Henderson, Union, Webster, Todd, McCracken, Owen, Gallatin, Logan, Boyd, Barren, Boone, Monroe, Metcalfe, Edmonson, Berea, Wayne, Pulaski, Marshall, Cumberland, and other counties.

That they had passed bills, which originated in this House, of the following titles, viz:

An act for the benefit of W. R. Stringer, of Livingston county.

An act for the benefit of Henderson Conlee, of Powell county.

An act for the benefit of Ulysses Garred, of Lawrence county.

An act for the benefit of Haly, Mahoney & Co.

An act to amend the charter of Jeffersontown, and establish a police court for said town.

With amendments to the last two named bills.

And that they had passed bills of the following titles, viz:

An act to incorporate Louisa Lodge, No. 199, Independent Order of Odd Fellows.

An act to amend the charter of the town of Princeton

Which bills were read the first time and ordered to be read a second time.
The rule of the House and constitutional provision as to the second reading of said bills being dispensed with.

Ordered, That said bills be referred to the Committee on Corporate Institutions.

The Senate asked to withdraw their report of the passage, by them, of a bill which originated in this House, of the following title, viz:

An act for the benefit of the devisees of Matthew Garrison, deceased.

Which was refused.

The Senate asked to withdraw the report of their disagreement to a bill, which originated in this House, of the following title, viz:

An act to regulate the taking up of property found adrift upon certain rivers in this Commonwealth.

Which was granted.

Leave was given to bring in the following bills, viz:

On motion of Mr. Sanders——
1. A bill for the benefit of Jo. B. Gore, of Larue county.
On motion of Mr. Fible——
2. A bill to amend the Louisville, Harrod's Creek, and Westport Railroad Company.

Ordered, That the Committee on Claims prepare and bring in the 1st, and the Committee on Railroads the 2d.

Mr. Ward, from the Committee on Retrenchment and Reform, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to repeal chapter 93 of the General Statutes.

Which was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Mr. Jenkins moved to lay said bill on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Blackburn and LaRue, were as follows, viz:

Those who voted in the affirmative, were——

J. C. S. Blackburn, M. W. LaRue, D. W. Wright,
R. A. Jones,
HOUSE OF REPRESENTATIVES.

Those who voted in the negative, were—

Mr. Speaker (McCreary) E. A. Graves, W. A. Morris,
Wm. A. Allen, R. P. Gresham, Thomas J. Morrow,
W. W. Ayers, Nelson Hamilton, Wm. Neal,
Edward Badger, James W. Hannah, Mat. Nunan,
D. H. Baker, C. C. Harvey, O. S. Parker,
W. N. Beckham, Wm. L. Hazelip, Robertson Payton,
B. G. Bidwell, Thos. W. Henton, Joshua D. Powers,
Church H. Blakey, John S. Herd, John Preston,
R. W. Brandon, Samuel C. Humphrey, Thomas H. Reed,
W. W. Browning, W. Godfrey Hunter, Geo. W. Riddle,
Washington Chandler, William J. Jones, Samuel M. Sanders,
H. S. Chilton, John Watts Kearny, W. W. Sawyers,
C. M. Clay, jr., A. S. Lewis, W. M. Stevens,
Henderson Conlee, F. M. Lowe, H. L. Stone,
Isam Cottingham, W. T. Marshall, Geo. W. Strickler,
B. C. Craddock, Samuel Martin, G. M. Thomas,
Richard D. Davis, W. H. May, C. W. Threlkeld,
Samuel Ellis, Thomas J. Mayo, B. R. Walker,
John Fife, James M. McArthur, J. Q. Ward,
Richard P. Finn, J. B. McCrerran, James D. Watson,
W. H. Frederick, James W. Meador, J. A. Wilson,
J. T. Freeman, Pearson Miller, John Wolf,
Ulysses Garland, Thomas M. Miller, Geo. C. Young—73.

Ordered, That said bill be engrossed and read a third time.

Said bill being engrossed, was read a third time as follows, viz.:

1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That chapter 93 of the General Statutes, entitled "Revenue Agent," be, and the same is hereby, repealed.

2. This act shall take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Blackburn and Walker, were as follows, viz.:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) Addison Gibson, Thomas J. Morrow,
Wm. A. Allen, E. A. Graves, Wm. Neal,
W. W. Ayers, R. P. Gresham, O. S. Parker,
B. G. Bidwell, Wm. L. Hazelip, Robertson Payton,
J. C. S. Blackburn, W. Godfrey Hunter, John Preston,
R. W. Brandon, Bart. W. Jenkins, Thomas H. Reed,
Pat. Campion, Allen Jones, W. W. Sawyers,
Isaac N. Cardwell, R. A. Jones, W. M. Stevens,
Washington Chandler, M. W. LaRue, H. L. Stone,
H. S. Chilton, A. S. Lewis, G. M. Thomas,
Those who voted in the negative, were—


Resolved, That the title of said bill be as aforesaid.

Mr. Clay moved to reconsider the vote by which the bill aforesaid was passed.

Mr. Powers moved to lay said motion on the table.

And the question being taken on the motion of Mr. Powers, it was decided in the negative.

Mr. D. H. Baker presented a petition from sundry citizens of Mecklenburg county, praying the repeal of an act passed in the session of 1869-'70, for the benefit of C. L. Morehead.

Which was received, the reading dispensed with, and referred to the Committee on Corporate Institutions.

Mr. J. M. Wright moved that a committee be appointed to withdraw from the Governor, unsigned, an enrolled bill, which originated in this House, entitled

An act for the benefit of the devisees of Matthew Garrison, deceased.

Which was adopted.

Messrs. J. M. Wright, Watson, and Garred were appointed said committee.

A message was received from the Senate, announcing that they had passed a bill of the following title, viz:

An act to amend the charter of the Guthrie City and Franklin Railroad Company.

Which bill was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be referred to the Committee on Railroads.
Leave of absence, indefinitely, was granted to Mr. Messrs. Hermes and Wolf.

Bills were reported by the committees who were directed to prepare and bring in the same, of the following titles, viz:

By Mr. Blakey, from the Committee on Retrenchment and Reform—

A bill to amend article 3 of chapter 5 of the General Statutes.

By Mr. Strickler, from the Committee on Corporate Institutions—

A bill to prohibit the owner or operator of any distillery, in Madison county, from emptying the slop of the distillery into Silver Creek, or any of its tributaries, after the first day of April in each year.

By Mr. Blakey—

A bill to incorporate the town of Monterey, in Owen county.

By Mr. Strickler, from the Committee on Corporate Institutions—

A bill to incorporate the Blue Grass Manufacturing Company.

By Mr. D. W. Wright, from the Committee on Circuit Courts—

A bill to change the time of holding the Pulaski circuit court.

Which bills were read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The rule of the House and constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. LaRue moved to suspend the rules and order of business to enable him to introduce the resolution named below.

And the question being taken on the motion of Mr. LaRue, it was decided in the affirmative.
The yeas and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (M'Cready), R. P. Gresham, Thomas J. Morrow,
Wm. A. Allen, Nelson Hamilton, Wm. Neal,
W. W. Ayers, James W. Hannah, Mat. Nunn,
Edward Badger, C. C. Harvey, O. S. Parker,
D. H. Baker, Wm. L. Hazelip, Robertson Payton,
W. N. Beckham, Thos. W. Henton, Joshua D. Powers,
R. G. Bidwell, John S. Herd, John Preston,
Church E. Blakey, Samuel C. Humphrey, Thomas H. Reed,
R. W. Brandon, W. Godfrey Hunter, Geo. W. Riddle,
W. W. Browning, Bart. W. Jenkins, Samuel M. Sanders,
Isaac N. Cardwell, Allen Jones, W. W. Sawyers,
Washington Chandler, R. A. Jones, W. W. Browning,
H. S. Chilton, John Watts Kearny, Ben. Stout,
C. M. Clay, M. W. LaRue, Geo. W. Strickler,
Henderson Conlee, A. S. Lewis, Geo. M. Thomas,
Isham Cottingham, F. M. Lowe, C. W. Threlkeld,
B. C. Craddock, Samuel Martin, Geo. B. Turner,
Richard D. Davis, W. H. May, B. R. Walker,
Samuel Ellis, Thomas J. Mayo, J. Q. Ward,
John Fible, James M. McArthur, James D. Watson,
Richard P. Finn, J. B. McCaffar, C. H. Webb,
Geo. L. Forman, Matt. McKinney, J. A. Wilson,
W. H. Frederick, James W. Meador, John Wolf,
J. T. Freeman, Thomas W. Miller, J. M. Wright,
Ulysses Garred, W. A. Morin, Geo. C. Young—77.
E. A. Graves, W. A. Morris.

Those who voted in the negative, were—


The rules being suspended, two thirds having voted therefor, said resolution was taken up and read as follows, viz:

Resolved, That on and after Monday next, in addition to the morning and afternoon sessions as now held by this House, there shall be night sessions held from 7½ o'clock, P. M., to 10 o'clock, P. M., at which said night sessions the call and reports from the standing committees shall be had, to the exclusion of all other business, until each of said standing committees shall have been called once, and that no new business shall be allowed to be introduced into this House or referred to any committee of this House during the remainder of this session, save and except the appropriation bill.

Mr. Threlkeld moved to amend said resolution by striking out all after the word “resolved” therein, and inserting in lieu thereof the following, viz:
That on and after Monday, February 16th, night sessions shall be held, commencing at 7½ and continuing until 10 o'clock, at which sessions the counties shall be called, and each member, on said call, shall be permitted to call up three local bills pertaining to his own county or legislative district only; and that after the counties shall have been called through, under the resolution providing for evening sessions, said evening sessions shall be devoted to the reports from regular standing committees.

Pending the consideration of said resolution and proposed amendment, the hour of 1 o'clock, P. M., arrived, when, under the rule, the House took a recess until 3 o'clock.

At 3 o'clock, P. M., the House again assembled.

The House took up and resumed the consideration of a bill, entitled

A bill to authorize the erection of dams on Licking river.

On motion of Mr. Stone—

Ordered, That said bill be recommitted to the Committee on the Judiciary.

Bills from the Senate, of the following titles, were reported, without amendment, by the committees to whom they were referred, viz:

By Mr. Walker, from the Committee on County Courts—
An act authorizing the Owen county court to levy a tax and issue bonds for bridge purposes.

By Mr. Webb, from the Committee on Corporate Institutions—
An act to amend an act to amend the charter of the town of Hartford, approved 2d March, 1867.

By Mr. Graves, from the Committee on Ways and Means—
An act for the benefit of L. P. Linley, late sheriff of McLean county.

By Mr. Finn, from the same committee—
An act for the benefit of John P. Barrett, late sheriff of Ohio county.

By Mr. J. M. Wright, from the Committee on the Judiciary—
An act to amend an act, entitled "An act to protect the owners of land, and to prevent certain trespasses in Logan and Todd counties," approved March 20, 1872.

By Mr. D. W. Wright, from the Committee on Circuit Courts—
An act for the benefit of John Wallace, clerk of the Boone circuit court.

Ordered, That said bills be read a third time.

The rule of the House and constitutional provision as to the third reading of said bills being dispensed with,
The yeas and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


W. T. Marshall,

The rules being suspended, two thirds having voted therefor, said resolution was taken up and read as follows, viz:

Resolved, That on and after Monday next, in addition to the morning and afternoon sessions as now held by this House, there shall be night sessions held from 7½ o'clock, P. M., to 10 o'clock, P. M., at which said night sessions the call and reports from the standing committees shall be had, to the exclusion of all other business, until each of said standing committees shall have been called once, and that no new business shall be allowed to be introduced into this House or referred to any committee of this House during the remainder of this session, save and except the appropriation bill.

Mr. Threlkeld moved to amend said resolution by striking out all after the word "resolved" therein, and inserting in lieu thereof the following, viz:

A bill to divide the county of land, "lies," approved by Mr. A. W. W. Meriwether, an act of the court.

Order—The reading
That on and after Monday, February 16th, night sessions shall be held, beginning at 7 1/2 and continuing until 10 o'clock, at which sessions the counties shall be called, and each member, on said call, shall be permitted to call up three local bills pertaining to his own county or legislative district only; and that after the counties have been called through under the resolution providing for evening sessions, said evening sessions shall be devoted to the reports from regular standing committees.

Pending the consideration of said resolution and proposed amendment, the hour of 1 o'clock, P. M., arrived, when, under the rule, the House took a recess until 3 o'clock.

At 3 o'clock, P. M., the House again assembled.

The House took up and resumed the consideration of a bill, entitled

A bill to authorize the erection of dams on Licking river.

On motion of Mr. Stone—

Ordered, That said bill be recommitted to the Committee on the Judiciary.

Bills from the Senate, of the following titles, were reported, without amendment, by the committees to whom they were referred, viz:

By Mr. Walker, from the Committee on County Courts—

An act authorizing the Owen county court to levy a tax and issue bonds for bridge purposes.

By Mr. Webb, from the Committee on Corporate Institutions—

An act to amend an act to amend the charter of the town of Hartford, approved 2d March, 1867.

By Mr. Graves, from the Committee on Ways and Means—

An act for the benefit of L. P. Linley, late sheriff of McLean county.

By Mr. Finn, from the same committee—

An act for the benefit of John P. Barrett, late sheriff of Ohio county.

By Mr. J. M. Wright, from the Committee on the Judiciary—

An act to amend an act, entitled "An act to protect the owners of land, and to prevent certain trespasses in Logan and Todd counties," approved March 20, 1872.

By Mr. D. W. Wright, from the Committee on Circuit Courts—

An act for the benefit of John Wallace, clerk of the Boone circuit court.

Ordered, That said bills be read a third time.

The rule of the House and constitutional provision as to the third reading of said bills being dispensed with,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Blakey, from the Committee on Charitable Institutions, who were directed to prepare and bring in the same, reported a bill, entitled

A bill for the benefit of Obediah Dunham.

Which bill was read the first time as follows, viz.:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That Obediah Dunham is hereby exempt from paying a license as a dry goods peddler on account of his being a very bad cripple and a very poor man.

§ 2. This act to take effect from its passage.

Ordered, That said bill be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Mr. May moved to amend said bill by making the provisions thereof apply to John Buckner, a blind man of Spencer county.

Mr. Finn then moved to amend the amendment proposed by Mr. May by adding thereto the name of Mike Ryan, of Simpson county.

The question was then taken on the amendment of Mr. Finn to the amendment offered by Mr. May, and it was rejected.

The question was then taken on the amendment proposed by Mr. May, and it was also rejected.

Ordered, That said bill be engrossed and read a third time.

Said bill being engrossed, was read a third time.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Powers and Finn, were as follows, viz.:

Those who voted in the affirmative, were—

Mr. Blakey, from the Committee on Corporate Institutions, to whom was referred a bill from the Senate, entitled
An act to incorporate Petersburg Cemetery Company,
Reported the same with an amendment thereto.
Which was adopted.

Ordered, That said bill, as amended, be read a third time.

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Leave was given to bring in the following bills, viz:

On motion of Mr. Kearny—
1. A bill to amend chapter 41, article 11, section 1, of the General Statutes.

On motion of same—
2. A bill to amend chapter 79, section 7, of the General Statutes.

On motion of Mr. Stout—
3. A bill for the benefit of certain farmers in the county of Daviess.

On motion of Mr. Prall—
4. A bill to incorporate the Lexington Catholic Cemetery.

On motion of Mr. Webb—
5. A bill to amend chapter 102 of General Statutes.

On motion of same—
6. A bill to regulate legal advertisements in Livingston county.

On motion of Mr. Davis—

Ordered, That the Committee on the Judiciary prepare and bring in the 1st and 2d; the Committee on Propositions and Grievances the 3d; and the Committee on Corporate Institutions the 4th, 5th, 6th, and 7th.
Mr. D W. Wright, from the Committee on Circuit Courts, to whom was referred a bill that originated in the Senate, entitled

An act to establish a criminal court in the 11th judicial district,

Reported the same without amendment,

Ordered, That said bill be read a third time.

Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That there is hereby established a court of justice in and for the Eleventh Judicial District, in this Commonwealth, which shall be known as the Criminal Court for the Eleventh Judicial District; to be a court of record, holden by a single judge, who shall have the same qualifications and receive the same salary as the circuit judges of this Commonwealth, which shall be paid him from the State Treasury, in like manner. It shall be a conservator of the peace, and have and exercise all the powers of a circuit judge in criminal and penal cases, issuing the returns, and hearing writs of habeas corpus; be commissioned and sworn as circuit judges are, and be subject to impeachment and removal in like manner and for like causes.

§ 2. The judge shall be elected at the August election, eighteen hundred and seventy-four, and continue in office six years. Vacancies shall be filled in the office of said judge as is provided for circuit courts, and in the same practice and fees, as far as applicable, shall prevail in said courts in circuit courts; and said court shall have a seal bearing its name and the arms of the Commonwealth.

§ 3. The sheriffs, jailors, coroners, and other ministerial officers of said district shall perform all the duties, in all cases and proceedings in said court, which would otherwise devolve upon them in the circuit court, and they shall be entitled to the same fees therefor; and they and their associates shall be responsible, on their office bonds, for their acts in said court. The clerks of the circuit courts in the several counties in said district shall perform all the clerical duties of said court, and shall style themselves the clerks of the criminal court for the county in which each of them may be circuit court clerk, and shall be allowed the same fees as they are entitled to for similar services in the circuit court, and shall have, with their associates, responsible, on their bonds, for the faithful discharge of their duties herein. Immediately after the first day of August, eighteen hundred and seventy-four, said clerks shall, without fee, transfer all criminal and penal causes from the docket of the circuit court to the docket of the criminal, in each county, which causes shall thereupon be disposed of in said criminal court, and said circuit court shall no longer have cognizance of any criminal or penal causes, or plea of the Commonwealth, in said district.

§ 4. The said criminal court shall have all the jurisdiction in criminal and penal causes and proceedings which the circuit courts have, and which may be conferred upon said courts, and it shall take the place of the circuit courts in the counties of said district in such jurisdiction; and it shall also have concurrent jurisdiction with the circuit court in inquests of lunacy and idiocy, and exclusive of the circuit court in allowing claims connected with the business of said criminal court.

§ 5. The regular terms of said criminal court shall be held as follows, namely:
In the county of Franklin, in Frankfort, commencing on the first Mondays in March, September, and December, to continue twelve juridical days each.

In the county of Trimble, at Bedford, on the third Mondays in March and September, to continue twelve juridical days each.

In the county of Henry, at New Castle, on the third Mondays in April and October, to continue twelve juridical days each.

In the county of Boone, at Burlington, on the first Mondays in April and October, to continue twelve juridical days each.

In the county of Owen, at Owenton, on the fourth Mondays in January and first Mondays in July, to continue twelve juridical days each.

In the county of Grant, at Williamstown, on the first Mondays in May and November, to continue twelve juridical days each.

In the county of Carroll, at Carrollton, on the third Mondays in May and November, continuing twelve juridical days each.

In Gallatin county, at Warsaw, on the first Mondays in June and third Mondays in December, continuing twelve juridical days each.

§6. The said court shall extend any of its terms, if the business shall require it, by making an order to that effect on the record at a regular term while in session: Provided, Said extension may not interfere with the regular terms in another county; and the court or judge may appoint special terms for any business of the court in the same manner that circuit courts or judges may appoint special terms of such courts. The said criminal court shall have full power to make all proper rules and regulations to facilitate its business, not inconsistent with the Constitution and laws of the State, and its judgments and final orders shall be subject to appeals in like manner as those of circuit courts; and it shall have full power to attach for and punish contempts of its authority. The Commonwealth's Attorney for said district shall attend each term of said court and represent the Commonwealth and discharge all the duties and be entitled to the same compensation as now provided by law for attending circuit courts.

§7. In the selection and summoning jurors in the trials by jury, and payment of jurors in said court, the same shall be governed by the laws of the state applicable to circuit courts. The circuit courts in said district, at the term in each county next preceding the time that this act takes effect, shall cause jurors to be selected in the manner required by law for the first term of the criminal court in such county; and make all bail bonds and recognizances, taken at such term of the circuit court, returnable for the appearance of the party bound to appear at such first term of the criminal court; and all magistrates and examining courts in each county shall, after this act takes effect, make all bail and peace bonds and recognizances returnable to the criminal court for such county.

§8. Special judges for said criminal court may be elected for the same terms, and in the same manner, as in the circuit courts; and the provisions of the law in relation to record books, presses, seals, stationery, and other expenses in circuit courts, shall be applicable to this court.

§9. All reports and returns required to be made to the circuit court by circuit court clerks, county court clerks, county court judges, police judges, justices of the peace, sheriffs, marshals, constables, and all civil officers, and other persons having fines and forfeitures or other funds in their hands belonging to the jury fund, shall be made exclusively to the
criminal court, and all the powers and duties of the circuit court respecting the same are hereby transferred exclusively to the criminal court.

§ 10. Nothing herein shall be so construed as to take from the circuit court the power to make provision for the payment of the jurors of the circuit court.

§ 11. The judge of the circuit court in the Eleventh Judicial District may hold the criminal court in the counties aforesaid, or preside for the trial of any action pending therein, if the judge of the criminal court be absent or cannot preside from any cause. In case neither the regular judge nor circuit judge is present, or, if present, cannot properly preside, an election of a special judge may be held in the manner prescribed by law for the election of a special judge in the circuit court; and the law in relation to compensation of a special judge in the circuit court shall apply to the case of a special judge in this court. The criminal judge may also preside in the circuit court as judge or chancellor, whenever the regular circuit judge is absent or cannot preside.

§ 12. All laws within the purview of this act, and inconsistent here with, are repealed, after this act goes into effect, which shall be on the first Monday in August next, and continue in force six years.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken on the passage of said bill, and the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (M'Cready) Ulysses Garred,
Wm. A. Allen, Addison Gibson,
W. W. Ayers, R. P. Gresham,
D. H. Baker, Nelson Hamilton,
B. G. Bidwell, James W. Hannah,
Church H. Blakey, C. C. Harvey,
R. W. Brandon, Wm. L. Hazelip,
W. W. Browning, Thos. W. Henton,
Pat. Campion, Samuel C. Humphrey,
Isaac N. Cardwell, W. W. Sawyer,
Washington Chandler, W. M. Sanders,
H. S. Chilton, W. W. Stevens,
R. A. Jones, H. L. Stone,
C. M. Clay, jr., Geo. W. Riddle,
Henderson Conlee, Samuel M. Sanders,
Isham Cottingham, W. M. Stevens,
B. C. Craddock, W. W. Stevens,
Newton Craig, H. L. Stone,
Richard D. Davis, Geo. W. Riddle,
B. F. Davall, Samuel P. Clay,
Samuel Ellis, W. M. Sanders,
John Fible, W. W. Stevens,
Richard P. Finn, Washington Chandler,
Those who voted in the negative, were—

J. T. Freeman, A. S. Lewis, Geo. B. Turner,
E. A. Graves, Ben. Stout, Geo. C. Young—7.
John S. Herd,

Resolved, That the title of said bill be as aforesaid.

Mr. Stone then moved to reconsider the vote by which said bill passed.

Mr. Threlkeld moved to lay the motion of Mr. Stone on the table.

And the question being taken on said motion, it was decided in the affirmative.

Mr. Blakey, from the Committee on Charitable Institutions, to whom was referred a bill from the Senate, entitled

An act for the benefit of the creditors of the Institution for the Education and Training of Feeble-minded Children,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was then read a third time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That for the purpose of liquidating the indebtedness of the Institution formerly known as the Institution for the Education and Training of Feeble-minded Children, contracted prior to the 1st day of May, 1873, for provisions, clothing, and other supplies for the support and maintenance of the inmates of said Institution, being the full amount of unpaid claims to that date, the sum of five thousand eight hundred and sixty-seven dollars and sixty-four cents ($5,867.64) is hereby appropriated, and the Auditor of Public Accounts is directed to draw his warrant on the Treasurer in favor of the treasurer of said Institution, as now organized, for said amount, payable out of any money in the Treasury not otherwise appropriated.

§ 2. That the further sum of thirteen hundred and seventy-eight dollars and fifty-three cents ($1,378.53), or so much thereof as may be necessary, is hereby appropriated to said Institution to enable it to settle and liquidate a claim set up by John Haly against it: Provided, however, That the Auditor of Public Accounts shall not draw his warrant on the Treasurer for said amount, or any part thereof, until he first investigates the validity and justness of said claim, and is satisfied that the whole, or a part of it, should be paid, and he then shall draw his warrant only for so much of the same as may be just and equitable, and which shall be in full settlement of said claim.

§ 3. This act shall be in force from its passage.

The question was then taken on the passage of said bill, but not having received a constitutional majority, it was decided in the negative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:
Those who voted in the affirmative, were—

Mr. Speaker (Mr'Creary) Addison Gibson, W. A. Morin,
D. H. Baker, E. A. Graves, Joshua D. Powers,
Church H. Blakey, R. P. Gresham, John Preston,
R. W. Brandon, C. C. Harvey, Thomas H. Reed,
W. W. Browning, Thos. W. Henton, Geo. W. Riddle,
Henderson Conlee, John Watts Kearny, W. M. Stevens,
Isham Cottingham, A. S. Lewis, H. L. Stone,
B. C. Craddock, W. H. May, Geo. W. Strickler,
Newton Craig, James M. McArthur, G. M. Thomas,
Richard D. Davis, J. B. McFerran, C. W. Threlkeld,
B. F. Duvall, Matt. McKinney, J. A. Wilson,
Samuel Ellis, Pearson Miller, D. W. Wright,
John Fible, Thomas M. Miller, J. M. Wright—40.
Ulysses Garred,  

Those who voted in the negative, were—

Wm. A. Allen, Nelson Hamilton, Mat. Nunnan,
W. W. Ayers, James W. Hannah, O. S. Parker,
B. G. Bidwell, John S. Herd, Robertson Payton,
Pat. Campion, Samuel C. Humphrey, Samuel M. Sanders,
Washington Chandler, W. Godfrey Hunter, W. W. Sawyers,
C. M. Clay, jr., Allen Jones, Geo. B. Turner,
Richard P. Finn, Samuel Martin, B. R. Walker—23.
J. T. Freeman, Wm. Neal,

Mr. Clay then moved to reconsider the vote by which said bill was disagreed to.

Pending the consideration thereof, the House adjourned.

MONDAY, FEBRUARY 16, 1874.

The following petitions were presented, viz:

By Mr. Brandon—

1. The petition of sundry citizens of Litchfield and Grayson county, praying for the repeal of the law prohibiting the retailing of spirituous liquors in said town, and within two miles of the courthouse of said county.
By Mr. McKinney—
2. The petition of sundry citizens of Trigg county, praying for the passage of a bill regulating the return of executions in said county.

By Mr. Gresham—
3. The petition of sundry citizens of Rockcastle county, praying for the passage of a bill exempting Rockcastle county from the provisions of chapter 102 of the General Statutes, known as small-pox regulations.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on Moral and Religious Institutions; the 2d to the Committee on Propositions and Grievances; and the 3d to the Committee on General Statutes.

Mr. Stone moved to suspend the rule, and extend the present session of the House beyond the hour of one o'clock, P. M., this day.

Mr. Ayers then moved that the House do now adjourn.

Which motion was rejected.

The yeas and nays being required thereon by Messrs. Clay and J. M. Wright, were as follows, viz:

Those who voted in the affirmative, were—

Isaac N. Cardwell, W. T. Marshall,

Those who voted in the negative, were—

Mr. J. M. Wright then moved that the motion of Mr. Stone to extend the session of to-day be laid on the table.

Which motion was rejected.

The yeas and nays being required thereon by Messrs. J. M. Wright and Finn, were as follows, viz:

Those who voted in the affirmative, were—

Edward Badger, J. T. Freeman, M. W. LaRue,
Church H. Blakey, C. C. Harvey, W. T. Marshall,
W. W. Browning, Wm. L. Hazelip, Samuel Martin,
Isaac N. Cardwell John S. Herd, Mat. Nunan,
S. E. G. Cole, W. Godfrey Hunter, Robertson Payton,
B. C. Craddock, Bart. W. Jenkins, G. M. Thomas,
Richard D. Davis, Allen Jones, Geo. B. Turner,
Geo. L. Forman, John Watts Kearny,

Those who voted in the negative, were—

Mr. Speaker (M'Creary) Nelson Hamilton, Wm. Neal,
Wm. A. Ayers, James W. Hannah, Joshua D. Powers,
D. H. Baker, Thos. W. Henton, John Preston,
D. H. Baker, Samuel C. Humphrey, Thos. H. Reed,
B. G. Bidwell, A. S. Lewis, Samuel M. Sanders,
R. W. Brandon, F. M. Lowe, W. M. Stevens,
Pat. Campion, W. H. May, H. L. Stone,
Washington Chandler, Thomas J. Mayo, Ben. Stout,
H. S. Chilton, James M. McArthur, Geo. W. Strickler,
Henderson Conlee, J. B. McFerran, C. W. Threlkild,
Isham Cottingham, Mattr. McKinney, B. R. Walker,
Newton Craig, James W. Meador, James D. Watson,
B. F. Duvall, N. D. Miles, C. H. Webb,
Richard P. Finn, Pearson Miller, J. A. Wilson,
Ulysses Garred, Thomas M. Miller, John Wolf,
Addison Gibson, W. A. Morin, D. W. Wright,
E. A. Graves, W. A. Morris, Geo. C. Young—52.
R. P. Gresham,

My. Ayers then moved that the vote by which the motion of Mr. J. M. Wright was rejected be reconsidered.

Which motion was rejected.

The yeas and nays being required thereon by Messrs. J. M. Wright and Kearny, were as follows, viz:

Those who voted in the affirmative, were—

Church H. Blakey, John S. Herd, Mat. Nunan,
Samuel Ellis, W. Godfrey Hunter, Geo. B. Turner,
Mr. Speaker (M'Cready) then moved that the House do now adjourn. Which motion was rejected.

The yeas and nays being required thereon by Messrs. Kearny and Stone, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—

Mr. Graves then moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Finn and Strickler, were as follows, viz:

Those who voted in the affirmative, were—


Mr. Ayers moved to reconsider the vote by which the House ordered the previous question, as moved by Mr. Graves.

Which motion was rejected.

The yeas and nays being required thereon by Messrs. Ayers and J. M. Wright, were as follows, viz:

Those who voted in the affirmative, were—

Those who voted in the negative, were—

Mr. Speaker (M'Cready) Thos. W. Henton, O. S. Parker,
Wm. A. Allen, Samuel C. Humphrey, Robertson Payton,
Edward Bogler, W. Godfrey Hunter, Joshua D. Powers,
B. G. Bidwell, Bart. W. Jenkins, John Preston,
R. W. Brandon, Allen Jones, Thomas H. Reed,
Washington Chandler, A. S. Lewis, Samuel M. Sanders,
S. E. G. Cole, W. H. May, W. W. Sawyers,
Henderson Conlee, Thomas J. Mayo, W. M. Stevens,
Isham Cottingham, James M. McArthur, H. L. Stone,
Newton Craig, J. B. McCullers, Ben. Stout,
B. F. Duvall, Matt. McKinney, Geo. W. Strickler,
Ulysses Garred, James W. Meador, C. W. Threlkeld,
Addison Gibson, N. D. Miles, B. R. Walker,
E. A. Graves, Pearson Miller, James D. Watson,
P. P. Gresham, Thomas M. Miller, J. A. Wilson,
James W. Hannah, Wm. Neal,

The question then recurring on the motion of Mr. Stone to extend the session of this day beyond the hour of one o'clock, P. M., and it was decided in the affirmative.

The yeas and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—

B. G. Bidwell, Thos. W. Henton, W. A. Morris,
Pat. Campion, John S. Herd, Wm. Neal,
Washington Chandler, Samuel C. Humphrey, Robertson Payton,
H. S. Chilton, Bart. W. Jenkins, Joshua D. Powers,
C. M. Clay, jr., A. S. Lewis, John Preston,
Isham Cottingham, F. M. Lowe, Thomas H. Reed,
Newton Craig, W. T. Marshall, Samuel M. Sanders,
B. F. Duvall, W. H. May, W. M. Stevens,
Samuel Ellis, Thomas J. Mayo, H. L. Stone,
Richard P. Finn, James M. McArthur, Ben. Stout,
J. T. Freeman, J. B. McCullers, Geo. W. Strickler,
Ulysses Garred, Matt. McKinney, C. W. Threlkeld,
Addison Gibson, James W. Meador, B. R. Walker,
E. A. Graves, N. D. Miles, James D. Watson,
P. P. Gresham, Pearson Miller, J. A. Wilson,
Nelson Hamilton, Thomas M. Miller, John Wolf,
James W. Hannah, W. A. Morris, D. W. Wright—52.
Wm. L. Hazleip,

Those who voted in the negative, were—

Mr. Speaker (M'Cready) B. C. Craddock, M. W. LaRue,
Wm. A. Allen, Richard D. Davis, Mat. Nunan,
H. L. Hazelip,
Mr. Kearny then moved that the House do now adjourn.

Which motion was rejected.

The yeas and nays being required thereon by Messrs. Kearny and Finn, were as follows, viz:  

Those who voted in the affirmative, were—

Isaac N. Cardwell, John Watts Kearny, Geo. W. Riddle,  
W. Godfrey Hunter, M. W. LaRue, J. M. Wright,  

Those who voted in the negative, were—

Mr. Speaker (McCreary)E. A. Graves, Joshua D. Powers,  
Wm. A. Allen, John Preston,  
D. H. Baker, Thomas H. Reed,  
B. G. Bidwell, Sam'l M. Sanders,  
Church H. Blakey, W. W. Sawyers,  
R. W. Brandon, W. M. Stevens,  
Pat. Campion, H. L. Stone,  
Washington Chandler, Ben. Stout,  
H. S. Chilton, Geo. W. Strickler,  
C. M. Clay, jr., G. M. Thomas,  
S. E. G. Cole, C. W. Threlkeld,  
Henderson Conlee, B. R. Walker,  
Isham Cottingham, James D. Watson,  
Newton Craig, C. H. Webb,  
B. F. Duvall, John Wolf,  
Richard P. Finn, D. W. Wright—50.,  
Ulysses Garred,  
Robertson Payton,  

Mr. Ayers then moved to reconsider the vote by which the motion of Mr. Stone to extend this day's session was adopted.

Mr. Graves moved that the motion of Mr. Ayers to reconsider be laid on the table.

Which motion was adopted.

The yeas and nays being required thereon by Messrs. Ayers and Finn, were as follows, viz:
Those who voted in the affirmative, were—


Those who voted in the negative, were—


A message was received from the Governor by Mr. Botts, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in this House, of the following titles, viz:

An act to amend chapter 28, article 5, General Statutes.
An act to amend article 4 of chapter 52 of the General Statutes.
An act regulating the practice in suits under section 12 of the city charter of Louisville, and amendments thereto.
An act to amend an act to amend and reduce into one the several acts concerning the management of the Wilderness Turnpike Road, approved April 21, 1873.
An act for the benefit of Charles N. Hoskins, sheriff of Powell county.
An act limiting the time of acceptance of a proposition by Metcalfe county to subscribe stock to the Cumberland and Ohio Railroad Company.
An act for the benefit of J. W. Shelby and wife, of Lincoln county.
An act for the benefit of the sheriff of Hancock county.
An act for the benefit of Clinton county.
An act for the benefit of Isaac K. Baker, late sheriff of Perry county.
An act for the benefit of E. M. Springfield, late sheriff of Webster county, and securities.

An act for the benefit of L. B. Piercal, of Lewis county.

An act providing for the continuation of the Geological, Mineralogical, and Botanical Survey now in progress in Kentucky, and for the prosecution of other surveys.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Carlisle Academy;
An act for the benefit of the sheriff of Cumberland county;
An act for the benefit of L. R. Thurman, of Washington county;
An act to incorporate the Kentucky Normal School at Carlisle;
An act to amend the road laws of the counties of Boyd and Carter;
An act to increase the jurisdiction of quarterly courts in Hickman, Fulton, Graves, Calloway, Henderson, Union, Webster, Todd, McCracken, Owen, Gallatin, Logan, Boyd, Barren, Boone, Monroe, Maysville, Edmonson, Breckinridge, Wayne, Pulaski, Marshall, Cumberland, and other counties;
An act for the benefit of Achilles Nelson, trustee for Stephen Richardson, a pauper lunatic of Russell county;
An act authorizing the city of Newport to increase her bonded indebtedness in aid of water-works;
And also enrolled bills, which originated in this House, of the following titles, viz:

An act to revise and amend the charter of the city of Newport;
An act to amend an act to reduce into one, amend, and digest the acts and amendatory acts incorporating the town of North Middletown, in Bourbon county, approved March 28, 1872;
An act to incorporate the town of Parkland, Jefferson county;
An act concerning the State House of Reform, and permanently establishing the Central Kentucky Lunatic Asylum;
An act to amend an act, entitled "An act to provide for the construction and completion of turnpike roads in Harrison county;"
An act to incorporate the Library Association in Cairo, Henderson county;
An act to amend the charter of Lebanon, in Marion county;
An act to amend the charter of West Covington, Kenton county;
An act to amend the charter of the city of Covington, Kenton county;

An act to incorporate the Paducah Street Railway Company;

An act to incorporate the Masonic Mutual Benefit Association, of Maysville;

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

A message was received from the Senate, announcing that they had refused to concur in a resolution, which originated in this House, entitled

Resolution to appoint a joint committee to inquire into the expediency of severing the Agricultural and Mechanical College from Kentucky University.

That they had passed bills, which originated in this House, of the following titles, viz:

An act to amend the charter of the town of Mt. Carmel, in Fleming county.

An act for the benefit of Mrs. Mary Davis, of Livingston county.

An act for the benefit of school district No. 68, in Madison county.

An act for the benefit of B. L. C. Dorsey, of Monroe county.

An act for the benefit of Wm. Green and his sureties, late sheriff of Elliott county.

With an amendment to the last named bill.

That they had adopted a joint resolution, entitled

Resolution directing the Governor to provide for such pauper lunatics as cannot be accommodated in the several lunatic asylums.

Mr. Bidwell moved to suspend the rules and the regular order of business to take up and consider a Senate bill, entitled

An act to apportion representation in the Senate and House of Representatives.

Mr. Graves moved a call of the House.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. J. M. Wright and Kearny, were as follows, viz:

Those who voted in the affirmative, were—

W. W. Ayers, C. C. Harvey, Samuel Martin,
Edward Badger, Wm. L. Hazelp, Mat. Nunan,
Those who voted in the negative, were—


Mr. Ayers then moved that the House do now adjourn.

Which motion was rejected.

The yeas and nays being required thereon by Messrs. Ayers and Kearny, were as follows, viz:

Those who voted in the affirmative, were—

W. W. Ayers, Edward Badger, Isaac N. Cardwell, Geo. L. Forman, C. C. Harvey,

Those who voted in the negative, were—

Mr. Speaker (McCreary) R. P. Gresham, Wm. A. Allen, B. G. Bidwell, Church H. Blakey, R. W. Brandon, Pat. Campion, Washington Chandler, H. S. Chilton, C. M. Clay, Jr., S. E. G. Cole, Henderson Conlee, Isham Cottingham, Newton Craig,

The question was then upon the motion of Mr. Bidwell to take up and consider said bill, and it was decided in the negative, two thirds of the members failing to vote therefor, as required by the rule.

The yeas and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—

The hour of twelve o'clock, M., having arrived, the House took up from the orders of the day a bill which originated in this House, entitled

A bill for the benefit of Leonard Cashman, of Breckinridge county.
Said bill reads as follows, viz:

WHEREAS, Leonard Cashman, by a requisition of the Governor of this Commonwealth, was appointed an agent to proceed to the State of Missouri for the purpose of demanding and receiving from the proper authority of said State one James Hall, a fugitive from justice; and whereas, the said Cashman did proceed and bring to justice the said fugitive at a cost to the said Cashman of one hundred and sixty-one dollars and sixty cents; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Auditor of State be, and he is hereby, authorized to draw his warrant on the Treasurer of this State for one hundred and sixty-one dollars and sixty cents in favor of the said Leonard Cashman.

§ 2. This act to take effect from its passage.

Mr. Clay moved that said bill be laid on the table.

Mr. Kearny moved that the House do now adjourn.

Which motion was rejected.

The yeas and nays being required thereon by Messrs. Kearny and Finn, were as follows, viz:

Those who voted in the affirmative, were—

W. W. Ayers,
Edward Badger,
Isaac N. Cardwell,
Samuel Ellis,
John Fible,
Geo. L. Forman,
C. C. Harvey,
Wm. L. Hazelip,
W. Godfrey Hunter,
John Watts Kearny,
M. W. LaRue,
Samuel Martin,
W. W. Sawyers,
G. M. Thomas,
J. M. Wright—15.

Those who voted in the negative, were—

Mr. Speaker (McCreary), E. A. Graves,
Wm. A. Allen,
D. H. Baker,
B. G. Bidwell,
Church H. Blakey,
R. W. Brandon,
Pat. Campion,
Washington Chandler,
H. S. Chilton,
C. M. Clay, jr.,
S. E. G. Cole,
Henderson Conlee,
Isham Cottingham,
Newton Craig,
B. F. Duvall,
Richard P. Finn,
W. H. Frederick,
Ulysses Garred,
Addison Gibson,
R. P. Gresham,
Nelson Hamilton,
James W. Hannah,
Thos. W. Henton,
John S. Herd,
Samuel C. Humphrey,
Allen Jones,
A. S. Lewis,
W. T. Marshall,
Thomas J. Mayo,
James M. McArthur,
Matt. McKinney,
James W. Meador,
W. D. Miles,
Thos. M. Miller,
W. A. Morin,
W. A. Morris,
Wm. Neal,
Robertson Payton,
Joshua D. Powers,
John Preston,
Thomas H. Reed,
Geo. W. Riddle,
Samuel M. Sanders,
W. M. Stevens,
H. L. Stone,
Ben. Stout,
Geo. W. Strickler,
C. W. Trelkael,
B. R. Walker,
James D. Watson,
C. H. Webb,
J. A. Wilson,
John Wolf,
D. W. Wright,
Geo. C. Young—56.
The question then recurring on the motion of Mr. Clay to lay the bill on the table, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Kearny and Nunan, were as follows, viz:

Those who voted in the affirmative, were—

C. M. Clay, jr., John S. Herd,
B. F. Duval, Matt. McKinney,
James W. Hannah, W. A. Morris,
Thos. W. Henton, C. H. Webb,

Those who voted in the negative, were—

Mr. Speaker (M'Cready) R. P. Gresham,
Wm. A. Allen, Nelson Hamilton,
W. W. Ayers, C. C. Harvey,
Edward Badger, Wm. L. Hazellip,
D. H. Baker, W. Godfrey Hunter,
R. W. Brandon, Bart W. Jenkins,
W. W. Browning, Allen Jones,
Pat. Campion, John Watts Kearny,
Washington Chandler, A. S. Lewis,
H. S. Chilton, W. T. Marshall,
Jeham Cottinham, Samuel Martin,
B. C. Craddock, W. H. May,
Newton Craig, Thomas J. Mayo,
Richard D. Davis, James W. Meador,
Samuel Ellis, Thomas M. Miller,
Geo. L. Forman, Wm. Neal,
Addison Gibson, Mat. Nunan,
E. A. Graves, O. S. Parker,
Robertson Payton,
John A. Prall,
John Preston,
Thomas H. Reed,
Geo. W. Riddle,
Samuel M. Sanders,
W. W. Sawyers,
W. M. Stevens,
H. L. Stone,
Ben. Stout,
G. M. Thomas,
C. W. Threlkeld,
Geo. B. Turner,
B. R. Walker,
John Wolf,
J. M. Wright,
Geo. C. Young—53.

Mr. Graves moved to postpone the further consideration of the bill.

Which motion was rejected.

The yeas and nays being required thereon by Messrs. J. M. Wright and Kearny, were as follows, viz:

Those who voted in the affirmative, were—

Church H. Blakey, Thomas W. Henton, W. A. Morris,
James W. Hannah, Matt. McKinney,

Those who voted in the negative, were—

Mr. Speaker (M'Cready) Addison Gibson, John A. Prall,
Wm. A. Allen, R. P. Gresham, John Preston,
W. W. Ayers, Nelson Hamilton, Thomas H. Reed,
Edward Badger, C. C. Harvey, Geo. W. Riddle,
R. W. Brandon, Samuel C. Humphrey, W. M. Stevens,
The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


So the bill was rejected, not receiving the constitutional majority.

Mr. R. A. Jones moved to suspend the rule and the regular order of business to take up and consider a bill, entitled

A bill to regulate the sale of medicines and poisons.

Mr. Ayers moved that the House do now adjourn.

Which motion was rejected.

The yeas and nays being required thereon by Messrs. Kearney and Ayers, were as follows, viz:
Those who voted in the affirmative, were—

Edward Badger,    Church H. Blakey—2.

Those who voted in the negative, were—

Mr. Speaker (M’Creary) R. P. Gresham, W. A. Morris,
Wm. A. Allen, Nelson Hamilton, Wm. Neal,
B. G. Bidwell, James W. Hannah, Robertson Payton,
R. W. Brandon, Thomas W. Henton, Joshua D. Powers,
Pat. Campion, Samuel C. Humphrey, John Preston,
Washington Chandler, Thomas H. Reed,
Bart. W. Jenkins, Geo. W. Riddle,
H. S. Chilton, W. M. Stevens,
C. M. Clay, A. S. Lewis,
Henderson Conlee, W. H. May,
Elsie Cottingham, Thos. J. Mayo,
Newton Craig, J. B. McFerran,
B. F. Duvall, Matt. McKinney,
Samuel Ellis, James W. Meador,
John Fible, N. D. Miles,
Richard P. Finn, Pearson Miller,
Addison Gibson, Thomas M. Miller,
E. A. Graves, the question then being on the motion of Mr. R. A. Jones, it was

The yeas and nays being taken thereon under the rule of the

Those who voted in the affirmative, were—


Those who voted in the negative, were—

Mr. Speaker (M’Creary) Richard P. Finn, W. A. Morris,
Wm. A. Allen, Wm. Neal,
B. G. Bidwell, Joshua D. Powers,
R. W. Brandon, Thomas H. Reed,
Pat. Campion, Geo. W. Riddle,
Isaac N. Cardwell, W. M. Stevens,
Washington Chandler, H. L. Stone,
H. S. Chilton, Ben. Stout,
C. M. Clay, jr., Geo. W. Strickler,
Henderson Conlee, C. W. Threlkeld,
Elsie Cottingham, B. R. Walker,
Newton Craig, C. H. Webb,
B. F. Duvall, J. A. Wilson,
Samuel Ellis, John Wolf,
John Fible, D. W. Wright—45.

The house then took up from the orders of the day a bill, entitled

A bill to protect citizens of this Commonwealth from empiricism,

With an amendment heretofore proposed by Mr. Ayers.
Said amendment reads as follows, viz:
That the counties of Calloway, Whitley, Trigg, Christian, Webster, Todd, Powell, Fleming, Breathitt, Wolfe, Madison, Hopkins, Wayne, Boone, Pulaski, and Woodford be exempted from the provisions of this act.

And the question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Ayers and T. M. Miller, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) Ulysses Garred, W. T. Marshall,
W. W. Ayers, Thomas J. Mayo,
J. C. S. Blackburn, Matt. McKinney,
R. W. Brandon, N. D. Miles,
Stephen R. Campbell, Pearson Miller,
Isaac N. Cardwell, Thos. B. Montgomery,
Washington Chandler, Thos. J. Morehead,
S. E. G. Cole, Thomas J. Morrow,
Henderson Conlee, O. S. Parker,
Thomas H. Corbett, Geo. B. Turner,
Newton Craig, J. A. Wilson,
W. H. Frederick, D. W. Wright—37.
J. T. Freeman,

Those who voted in the negative, were—

Wm. A. Allen, Thomas H. Reed,
Edward Badger, Geo. W. Riddle,
W. N. Beckham, Samuel M. Sanders,
B. G. Bidwell, W. W. Sawyers,
Church H. Blakey, C. C. Scales,
W. W. Browning, H. L. Stone,
Pat. Campion, Ben. Stout,
H. S. Chilton, Geo. W. Strickler,
Isham Cottingham, G. M. Thomas,
Richard D. Davis, C. W. Threlkeld,
B. F. Duvall, B. R. Walker,
Samuel Ellis, James D. Watson,
John Fible, C. H. Webb,
Richard P. Finn, John Wolf—43.
Geo. L. Forman,

Ordered, That said bill be engrossed and read a third time.

Said bill being engrossed, was read a third time as follows, viz:

Whereas, The people are liable to be imposed upon by charlatans and incompetent physicians and surgeons; and whereas, it is of the highest importance that none but persons with competent qualifications should be allowed to practice a profession to whose skill and ability the life of the individual is intrusted; therefore,
§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky; That it shall be unlawful for any person, for reward or compensation, within the limits of this State, to practice medicine in any of its departments, or prescribe, or attempt to prescribe, medicine for any sick person, or perform, or attempt to perform, any surgical operation upon any person within said limits, who has not graduated at some chartered school of medicine in this or some foreign country, or who cannot produce a certificate of qualification from some one of the boards of examiners provided for in this act, and is not a person of good moral character.

§ 2. Any person who has been regularly and honorably engaged in the practice of medicine, or any of its departments, for ten years, shall be deemed to have complied with the provisions of this act. Any person having been so engaged for five years shall be allowed one year in which to comply with said provisions.

§ 3. The Governor shall, within sixty days from the passage of this act, appoint five citizens in each and every judicial district in this State—said citizens shall be practicing physicians of acknowledged learning and ability, and regular graduates of some chartered medical college, who shall constitute and be styled "The Board of Medical Examiners" for said district, three of whom shall constitute a quorum for the transaction of business. Their term of office shall be four years, beginning the first day of April, 1874; and it shall be the duty of the Governor each four years thereafter, and prior to the first day of April, to appoint their successors, who shall have the qualifications herein required.

§ 4. It shall be the duty of each of said boards to meet and hold annual sessions in their respective districts, at some central convenient place easy of access, to be by them selected, commencing on the first Monday in June of each year, for the purpose of examining all applicants who desire to practice medicine in any of its departments. The examination shall be conducted in such manner and to such extent as the examiners may deem most conducive to the interests and wants of the people and the advancement of learning in the medical profession, and to embrace the following branches of medical science, viz.: Chemistry, Anatomy, Physiology, Obstetrics, Surgery, and so much of Practical Medicine as relates to the nomenclature, history, and symptoms of disease. The several boards may hold extra sessions (if they deem it necessary) at any time and place in their respective districts they may think proper.

§ 5. The examiners shall require all applicants to produce satisfactory evidence of good moral character, and to pay an examination fee of not more than twenty dollars. The sessions of the several boards shall continue long enough to give all who desire it an opportunity to undergo a full and impartial examination.

§ 6. The examiners shall grant all applicants who shall be found, upon examination, to possess a fair practical knowledge of the branches named in section four of this act, a certificate of qualification, signed by at least three members of said board, which shall entitle the holder thereof, for the time specified, to practice any or all of the branches named in said certificate anywhere in said district or adjoining district.

§ 7. The members of the several boards shall receive, as a compensation for their services, all of the fees paid by applicants for examination before said board. Certificates shall designate the time and the branches the holder thereof shall be entitled to practice, and shall not be granted for a longer period than five years nor a less period than one year.
§ 8. Any person living in this State, or any person coming into this State, who shall practice medicine, or attempt to practice medicine, in any of its departments, or who shall perform, or attempt to perform, any surgical operation for or upon any person within the limits of this State, for reward or compensation, in violation of the provisions of this act, shall, upon conviction thereof, be fined fifty dollars, and upon each and every subsequent conviction be fined one hundred dollars and imprisoned thirty days, or either or both, in the discretion of the jury; and in no case where the provision of this act has been violated shall the person so violating be entitled to receive compensation for services rendered.

§ 9. Provided, That nothing herein shall be so construed as to apply to persons practicing dentistry.

§ 10. This act shall be in force from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Brandon and Freeman, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


Resolved, That the title of said bill be as aforesaid.
The House then took up for consideration, from the orders of the day, a Senate bill, entitled
An act to apportion representation in the Senate and House of Representatives.

Mr. Graves moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. J. M. Wright and Finn, were as follows, viz:

Those who voted in the affirmative, were—

Wm. A. Allen, James W. Hannah, John Preston,
B. G. Bidwell, Thos. W. Henton, Thomas H. Reed,
R. W. Brandon, Samuel C. Humphrey, Geo. W. Riddle,
Stephen R. Campbell, A. S. Lewis, Samuel M. Sanders,
Pat. Campion, W. H. May, W. M. Stevens,
Washington Chandler, Thomas J. Mayo, H. L. Stone,
H. S. Chilton, J. B. McFerran, Ben. Stout,
C. M. Clay, jr., Matt. McKinney, Geo. W. Strickler,
Henderson Conlee, Thomas J. Morrow, C. W. Threlkeld,
Thomas H. Corbett, N. D. Miles, B. R. Walker,
John Cottingham, Pearson Miller, J. Q. Ward,
Newton Craig, Thomas M. Miller, James D. Watson,
Richard P. Finn, W. A. Morris, C. H. Webb,
Ulysses Garred, Thomas J. Morrow, J. A. Wilson,
Addison Gibson, Wm. Neal, John Wolf,
E. A. Graves, Robertson Payton, D. W. Wright—50.
Nelson Hamilton, Joshua D. Powers,

Those who voted in the negative, were—

Mr. Speaker (McCready) Geo. L. Forman, W. A. Morin,
Edward Badger, C. C. Harvey, Mat. Nunan,
Church H. Blakey, Wm. L. Hazelp, O. S. Parker,
W. W. Browning, John S. Herd, John A. Prall,
Isaac N. Cardwell, W. Godfrey Hunter, W. W. Sawyers,
B. C. Graddock, Bart. W. Jenkins, G. M. Thomas,
Richard D. Davis, Allen Jones, Geo. B. Turner,
B. F. Duvall, John Watts Kearny, J. M. Wright,
John Fible, Samuel Martin,

The main question was then put, "Shall the bill be read a third time?" and it was decided in the affirmative.

Said bill was then read a third time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That representation for the House of Representatives shall be apportioned among the several counties and cities of this Commonwealth as follows, to-wit:
1. To the First District twelve Representatives, viz: to the counties of Hickman and Fulton one, Ballard one, McCracken one, Graves one, Calloway one, Marshall and Lyon one, Caldwell one, Webster one, Crittenden and Livingston one, Trigg one, Union one, and Hopkins one.

2. To the Second District twelve Representatives, viz: to the county of Christian one, Muhlenburg one, Henderson one, Daviess two, Hancock one, Ohio one, Breckinridge one, Meade one, Grayson one, McLean one, Butler and Edmonson one.

3. To the Third District nine Representatives, viz: to the county of Todd one, Logan one, Simpson one, Warren two, Allen one, Monroe and Metcalfe one, Barren one, and Hart one.

4. To the Fourth District eight Representatives, viz: to the county of Adair one, Green and Taylor one, Wayne one, Cumberland and Clinton one, Pulaski one, Casey and Russell one, Boyle one, and Lincoln one.

5. To the Fifth District eight Representatives, viz: to the county of Hardin one, Larue one, Marion one, Bullitt and Spencer one, Washington one, Nelson one, Mercer one, and Anderson one.

6. To the Sixth District nine Representatives, viz: to the county of Madison one, Garrard one, Laurel and Rockcastle one, Estill and Lee one, Clay, Jackson, and Owsley one, Knox and Whitley one, Harlan, Perry, and Bell one, Floyd and Johnson one, Pike, Martin, and Letcher one.

7. To the Seventh District twelve Representatives, viz: to the county of Shelby one, Henry one, Trimble and Oldham one, Carroll one, Jefferson one, the city of Louisville seven, to wit: to the First Ward one, the Second and Third Wards one, the Fourth and Fifth Wards one, Sixth and Seventh Wards one, the Eighth and Ninth Wards one, the Tenth Ward one, the Eleventh and Twelfth Wards one.

8. To the Eighth District eight Representatives, viz: to the county of Bourbon one, Scott one, Owen one, Franklin one, Woodford one, Jessamine one, Fayette county, outside of the corporate limits of the city of Lexington, one, and the city of Lexington, within its corporate limits, one.

9. To the Ninth District nine Representatives, viz: to the county of Clark one, Montgomery, Powell, Wolfe, and Menifee one, Bath and Rowan one, Lewis one, Fleming one, Greenup one, Elliott and Carter one, Boyd and Lawrence one, and Morgan, Magoffin, and Breathitt one.

10. To the Tenth District thirteen Representatives, viz: to the county of Mason one, Bracken one, Nicholas and Robertson one, Harrison one, Pendleton one, Campbell two, Kenton one, the First, Second, Third, Sixth, and Ninth Wards of the city of Covington one, and the Fourth, Fifth, Seventh, and Eighth Wards of said city one, Grant one, Gallatin one, and Boone one.

§ 2. That representation from the Senate shall be apportioned among the counties and cities of this Commonwealth as follows, to wit:

1. The First District shall be composed of the counties of Hickman, Fulton, and Graves.


3. The Third District of the counties of Lyon, Livingston, Calloway, and Trigg.

4. The Fourth District of the counties of Caldwell, Crittenden, and Webster.

5. The Fifth District of the counties of Henderson and Union.

6. The Sixth District of the counties of Christian and Hopkins.
7. The Seventh District of the counties of Daviess and McLean.
8. The Eighth District of the counties of Muhlenburg, Ohio, and Butler.
10. The Tenth District of the counties of Breckinridge, Hancock, Edmonson, and Grayson.
11. The Eleventh District of the counties of Warren and Allen.
12. The Twelfth District of the counties of Hardin, Meade, and Bullitt.
15. The Fifteenth District of the counties of Marion, Washington, and Taylor.
16. The Sixteenth District of the counties of Clinton, Cumberland, Adair, Russell and Wayne.
17. The Seventeenth District of the counties of Laurel, Pulaski, Whitley, Bell, Knox, and Jackson.
18. The Eighteenth District of the counties of Lincoln, Boyle, Garrard, and Casey.
20. The Twentieth District of the counties of Anderson, Franklin, and Mercer.
22. The Twenty-second District of the counties of Woodford, Scott, and Jessamine.
23. The Twenty-third District of the counties of Gallatin, Boone, and Owsley.
24. The Twenty-fourth District of the county of Kenton.
25. The Twenty-fifth District of the county of Campbell.
26. The Twenty-sixth District of the counties of Bracken, Pendleton, and Grant.
27. The Twenty-seventh District of the county of Fayette.
28. The Twenty-eighth District of the counties of Bourbon, Clark, and Montgomery.
29. The Twenty-ninth District of the counties of Madison, Estill, and Rockcastle.
30. The Thirtieth District of the counties of Nicholas, Harrison, and Robertson.
31. The Thirty-first District of the counties of Mason and Lewis.
32. The Thirty-second District of the counties of Boyd, Greenup, Lawrence, and Elliott.
33. The Thirty-third District of the counties of Perry, Letcher, Clay, Taylor, Fleming, and Martin.
34. The Thirty-fourth District of the counties of Magoffin, Breathitt, Johnson, Menifee, Morgan, Wolfe, Owsley, Powell, and Lee.
35. The Thirty-fifth District of the counties of Rowan, Bath, Fleming, and Carter.
36. The Thirty-sixth District of the counties of Jefferson and the First and Second Wards of the city of Louisville.
37. The Thirty-seventh District of the Third, Fourth, Fifth, Sixth, and Seventh Wards of the city of Louisville.
38. The Thirty-eighth District of the Eighth, Ninth, Tenth, Eleventh, and Twelfth Wards of the city of Louisville.

§ 3. If any new county should be established before the next apportionment of representation, it shall, for the purpose of representation, be considered as part or parts of the county or counties from which it may be taken.

§ 4. The districts mentioned in section two of this act shall elect a Senator each, as follows, to-wit: the First, Second, Third, Fourth, Fifth, Ninth, Eleventh, Sixteenth, Seventeenth, Nineteenth, Twenty-second, Twenty-sixth, Thirty-fifth, Thirty-sixth, Thirty-seventh, Thirty-eighth, and Thirty-ninth, at the regular election in August, 1875; and the Sixth, Seventh, Eighth, Ninth, Eleventh, Sixteenth, Seventeenth, Eighteenth, Twenty-first, Twenty-third, Twenty-fourth, Twenty-fifth, Twenty-seventh, Twenty-eighth, Twenty-ninth, Thirty-first, and Thirty-second, at the regular election in August, 1877.

§ 6. This act shall take effect from its passage.

The question was then taken upon the passage of said bill.

Mr. Clay moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Kearny and Allen, were as follows, viz:

Those who voted in the affirmative, were—

Wm. A. Allen, Nelson Hamilton,
W. W. Ayers, James W. Hannah,
B. G. Bidwell, Thos. W. Henton,
R. W. Brandon, Samuel C. Humphrey,
Stephen R. Campbell, A. S. Lewis,
Patt. Campion, W. H. May,
Washington Chandler, Thomas J. Mayo,
H. S. Chilton, J. B. McFerran,
C. M. Clay, jr., Matt. McKinney,
S. E. G. Cole, James W. Meador,
Henderson Conlee, N. D. Miles,
Thomas H. Corbett, Pearson Miller,
Isham Cottingham, Thomas M. Miller,
Newton Craig, W. A. Morin,
B. F. Duvall, W. A. Morris,
Richard P. Finn, Thomas J. Morrow,
Ulysses Garred, Wm. Neal,
Addison Gibson, Robertson Payton,
E. A. Graves, Joshua D. Powers,

John Preston,
Thos. H. Reed,
Geo. W. Riddle,
Samuel M. Sanders,
W. M. Stevens,
H. L. Stone,
Ben. Stout,
Geo. W. Strickler,
C. W. Threlkeld,
B. R. Walker,
J. Q. Ward,
James D. Watson,
C. H. Webb,
John S. Williams,
J. A. Wilson,
John Wolf,
D. W. Wright,
Geo. C. Young—55.

Those who voted in the negative, were—

Mr. Speaker (McCrea)y, R. P. Gresham,
Edward Badger, C. C. Harvey,
W. W. Browning, Wm. L. Hazzleip,
Isaac N. Cardwell, John S. Herd,

W. T. Marshall,
Samuel Martin,
Mat. Nunan,
O. S. Parker,
Mr. Ayers moved to reconsider the vote by which the House ordered the previous question.

Mr. Watson moved to lay the motion of Mr. Ayers to reconsider on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Ayers and Nunan, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


The question was then taken on the passage of said bill, and it was decided in the affirmative.
The yeas and nays being required thereon by Messrs. Kearny and Stone, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (M'Creary) Jas. W. Hannah, Joshua D. Powers, 
Wm. A. Allen, John Preston, 
B. G. Bidwell, Thomas W. Henton, 
Church H. Blakey, Samuel C. Humphrey, 
R. W. Brandon, A. S. Lewis, 
Stephen R. Campbell, W. M. Sanders, 
Pat. Campion, W. T. Marshall, 
Washington Chandler, W. H. May, 
H. S. Chilton, Thomas J. Mayo, 
C. M. Clay, J. B. McFerran, 
Henderson Conlee, James W. Meador, 
Thomas H. Corbett, N. D. Miles, 
Isham Cottingham, Pearson Miller, 
Newton Craig, Thomas M. Miller, 
B. F. Duvall, W. A. Morin, 
Richard P. Finn, W. A. Morris, 
Ulysses Garred, Thomas J. Morrow, 
Addison Gibson, Wm. Neal, 
E. A. Graves, Robertson Payton, 
Nelson Hamilton,

Those who voted in the negative, were—

W. W. Ayers, John Watts Kearny, 
Edward Badger, J. T. Freeman, 
D. H. Baker, R. P. Gresham, 
W. W. Browning, C. C. Harvey, 
Isaac N. Cardwell, Wm. L. Hazelp, 
S. E. G. Cole, John S. Herd, 
B. C. Craddock, W. Godfrey Hunter, 
Richard D. Davis, Bart. W. Jenkins, 
Samuel Ellis, Allen Jones, 
John Fible, R. A. Jones,

Resolved, That the title of said bill be as aforesaid.

Mr. Chilton moved to reconsider the vote by which said bill was passed.

Mr. Powers moved that the motion of Mr. Chilton to reconsider be laid on the table.

And the question being taken on the motion of Mr. Powers, it was decided in the affirmative.

A message was received from the Senate, announcing that they had passed bills of the following titles, viz:

1. An act to amend the penal laws of this Commonwealth.
2. An act to extend the time in which actions may be brought against railroad companies in this Commonwealth for injuries to persons and property.

3. An act for the benefit of H. L. Tye, of Whitley county.

4. An act to authorize the Liederkranz Society to issue additional stock.

5. An act for the benefit of Samuel Orr, of Graves county.

6. An act to amend an act, entitled "An act to create a court of common pleas in Fayette, Woodford, Bourbon, Bath, &c."

Which bills were read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That they be referred—the 1st and 6th to the Committee on the Judiciary; the 2d to the Committee on Railroads; the 3d and 5th to the Committee on Claims; and the 4th to the Committee on Corporate Institutions.

Leave was given to bring in the following bills, viz:

On motion of Mr. Hamilton—

1. A bill for the further improvement of the Old State Road leading from Mt. Sterling to the Virginia line, by way of Prestonsburg, Pikeville, and Hamilton's store.

2. A bill to incorporate the Boone Water-power Manufacturing Company.

3. A bill to amend the charter of the Greenup (Masonic) Lodge, No. 89, in Greenup county.

4. A bill for the benefit of Lucinda Stamper, of Lee county.

5. A bill for the benefit of the administrator of Jesse Combs, late clerk of the Perry county and circuit courts.

6. A bill to incorporate the Quicksand Lumber and Mining Company.

7. A bill to provide a "lock-up" for the town of Fitchburg, in Estill county.
On motion of same—

8. A bill directing the Register of the Land Office to issue patents on all entries and surveys of vacant and unappropriated lands in Breathitt county, made prior to the taking effect of the General Statutes, but not filed with the Register, as if filed in his office before the first of December, 1873.

Ordered, That the Committee on Internal Improvement prepare and bring in the 1st and 6th; the Committee on Propositions and Grievances the 2d, 5th, and 7th; the Committee on Corporate Institutions the 3d; the Committee on Claims the 4th; and the Committee on General Statutes the 8th.

Mr. Blakey moved to dispense with the rule of the House and the regular order of business to take up the resolution named below.

And the question being taken on said motion, it was decided in the affirmative.

The yeas and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—


In the negative—none.
TUESDAY, FEBRUARY 17, 1874.

A message was received from the Senate, announcing that they had concurred in an amendment proposed by this House, to a bill which originated in the Senate, entitled

An act to incorporate Petersburg Cemetery Company.

That they had concurred in a resolution, which originated in this House, entitled

A resolution directing the Governor to have offices prepared for the Superintendent of Public Instruction in the Fire-proof Offices in Frankfort.

That they had disagreed to a bill, which originated in this House, entitled

An act to amend an act to amend an act to incorporate the Frankfort, Paris, and Big Sandy Railroad Company.

That they had passed bills, which originated in this House, of the following titles, viz:

An act for the benefit of Bennetti Madison.
An act for the benefit of Wiley J. Coffee and his sureties.

And that they had passed bills of the following titles, viz:

1. An act to provide for the care and protection of the public buildings, public grounds, and property of the State of Kentucky at the Capital.
2. An act to provide for the payment of the traveling expenses of the pauper idiots, lunatics, and blind and feeble-minded persons of
this Commonwealth to the respective asylums provided for their accommodation.

3. An act to amend an act, entitled "An act to incorporate the Richmond Gas-light Company."


5. An act to incorporate the Henderson Street Railroad Company.

6. An act to amend and construe an act, entitled "An act to incorporate the Marble City Mining and Manufacturing Company," approved March 15, 1869, and an amendment thereto, approved February 22, 1873.

Which bills were read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That they be referred—the 1st to the Committee on Public Offices; the 2d to the Committee on Charitable Institutions; the 3d to the Committee on Corporate Institutions; the 4th to the Committee on Ways and Means; the 5th to the Committee on Railroads; and the 6th to the Committee on the Judiciary.

Leave was given to bring in the following bills, viz:

On motion of Mr. Hunter—
1. A bill for the benefit of the Thespian Club of Burksville.

On motion of same—
2. A bill to amend section 62, article 2, chapter 39, of the General Statutes.

On motion of Mr. Blackburn—
3. A bill to charter the town of Hynesville, in Shelby county.

Ordered, That the Committee on Corporate Institutions prepare and bring in said bills.

Mr. Thos M. Miller, from the Committee on Enrollments, reported that the committee had examined an enrolled bill, which originated in this House, of the following title, viz:

An act for the benefit of Wiley J. Coffee and his sureties;

And also enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend an act to amend the charter of the town of Hartford, approved 2d March, 1867;

An act to establish a criminal court in the 11th judicial district:
An act for the benefit of John P. Barrett, late sheriff of Ohio county;
An act authorizing the Owen county court to levy a tax and issue bonds for bridge purposes;
An act to incorporate the Petersburg Cemetery Company;
An act to amend an act, entitled "An act to protect the owners of land, and to prevent certain trespasses in Logan and Todd counties," approved March 20, 1872;
An act for the benefit of L. P. Linley, late sheriff of McLean county;
An act for the benefit of John Wallace, clerk of the Boone circuit court;
And had found the same truly enrolled.
Whereupon the Speaker affixed his signature thereto.
Ordered, That Mr. Thos. M. Miller inform the Senate thereof.
A message was received from the Governor by Mr. Botts, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in this House, of the following titles, viz:
An act concerning the State House of Reform, and permanently establishing the Central Kentucky Lunatic Asylum.
An act to amend an act, entitled "An act for the benefit of the officers and soldiers of the 31st Regiment Enrolled Militia," approved February 7, 1866.
An act to incorporate the trustees of the Presbyterian Church at Columbus.
An act to incorporate the Mt. Sterling Coal Road Company.
An act to amend section 740 of the Civil Code.
An act to amend an act, entitled "An act to incorporate the Trustees of the Theological Seminary, under the care of the General Assembly of the Presbyterian Church of the United States of America, at Danville, State of Kentucky," approved January 28, 1854.
An act to amend section 5, article 3, chapter 28, of the General Statutes, title "Courts."
An act to amend section 14, article 4, chapter 52, General Statutes.
An act changing the time of the meeting of the General Assembly.
An act for the benefit of Joseph Pearson, of Estill county.
An act to prohibit the sale of spirituous, malt, or vinous liquors in the town of Glenville, in Adair county, or within one mile thereof.
An act to prohibit the sale of spirituous liquors in Fulton county.
An act regulating the transfer of stock in the real estate associations of Jefferson county.
An act to prohibit the sale of spirituous, vinous, or malt liquors in Garnettsville, Meade county.
An act to amend an act to incorporate the Louisville Cement and Water-power Company, approved January 13, 1866.
An act for the benefit of Green Ridge Churches, in Logan county.
An act to amend an act, entitled "An act to establish tram-tracks or railways to navigable streams and railroads in Rockcastle county."
An act for the benefit of the Union Mills Turnpike Company.
Mr. Jenkins, from the Committee on Railroads, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to prohibit the sale of forged, counterfeited, and altered tickets of steamboats, railroads, and other public conveyances, and to prevent frauds upon travelers.

Which was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Mr. Graves moved an amendment to said bill.

Mr. Bidwell then moved that the bill and amendment be printed, and placed in the orders of the day.

Pending which motion, the hour of 10½ o'clock arrived, when, according to order, the House took up for consideration a bill, entitled

A bill for the improvement of Tradewater river.

Mr. Sanders moved to amend the bill as follows, viz:

Strike out the word "slack-water," wherever it occurs in the bill, and insert the word "turnpike;" that Tradewater shall be turnpiked instead of being slack-watered.

And the question being taken thereon, it was decided in the negative.

Mr. Thomas moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

Ordered, That said bill be engrossed and read a third time.

Said bill engrossed, was read a third time as follows, viz:

WHEREAS, The growing importance and value of the mineral resources of this Commonwealth make it the duty of the Legislature to devise measures and means for its full development; and that portion of our great State watered by Tradewater river, from its mouth to its sources,
§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the sum of fifty thousand dollars is hereby appropriated, to be paid out of the public Treasury not otherwise appropriated, to be expended, as hereinafter provided, in the construction of two locks and dams on Tradewater river, from its mouth, near Tradewater Island, to Wilson's warehouse on the same; the expenditure of which shall be superintended by commissioners to be named, and on conditions herein-after set forth.

§ 2. John F. Allsway, of Union county; R. W. Wilson, of Crittenden county; Alfred Beckman, of Caldwell county; — — —, of Williams' Mills, Hopkins county; George R. Winn, of Webster county, are hereby appointed commissioners, any three of whom shall constitute a board, whose duty it shall be to employ a competent water-engineer, and have proper surveys made of the river from its mouth to the point named as aforesaid, with a view to ascertain the best location for said locks and dams, and with a view of extending said improvements along the whole line of the river between the points above named; and the probable cost of constructing said locks and dams; and upon estimates and specifications furnished by said engineer, they are to let out the work by contract to the lowest responsible bidder. The party or parties contracting shall be required to give bond and security that the work shall be done in proper manner, and in the time required by the contract; but before the letting of contracts, it shall be the duty of the commissioners to give at least twenty days' notice of the same by posting notices on the doors of the counties wherein said sections of work to be let may be located, and by causing the same to be inserted in the Louisville Courier-Journal, and some other newspaper in the first Congressional District, for at least two weeks immediately before said contracts are let; and they shall receive sealed proposals for said work, reserving to themselves the right to reject any bid which may appear to them unreasonable.

§ 3. That all contracts letting out the work under this appropriation shall be executed in duplicate writings, and signed by at least three of the commissioners and the party or parties so contracting; and it must be expressly stipulated that all work, when done, must be approved by said commissioners in writing, and paid for when thus approved by duplicate vouchers drawn on the Auditor of Public Accounts, executed by three or more of the commissioners, which vouchers must give the name of the contractor or contractors, and indicate the section and kind of work performed for which it is given in payment. It shall be the duty of the commissioners to forward the original of said voucher to the Auditor of Public Accounts, who shall file the same in his office; and when the duplicate is presented to the said Auditor of Public Accounts, he shall draw his warrant on the Treasury in favor of the holder of said duplicate voucher for the amount of the same, and the Treasurer shall pay the same out of the fund appropriated by the first section of this act: Provided, That said commissioners shall not draw their warrants on the Auditor for more than twenty-five thousand dollars in any one year; and the sum...
herein appropriated shall be paid out of any unappropriated money in the Treasury in two annual installments of twenty-five thousand dollars.

§ 4. It shall be the duty of the commissioners to visit the localities as the work is progressing, and especially to be present at the letting and closing of contracts; and in no case are they to pay for any portion of the work in advance. Their own per diem and expenses shall be paid quarterly, and other necessary current expenses, including pay of civil engineer and attendants, shall be payable monthly; all of which payments shall be made by duplicate vouchers drawn upon the Auditor of Public Accounts, as hereinbefore specified in case of contractors; which vouchers must designate each and every expense incurred and on what account.

§ 5. The pay of said commissioners shall be three dollars per day and all necessary expenses while on duty, to be paid out of the amount herein appropriated; and they are required to report to the next session of the General Assembly the progress of the work.

§ 6. That nothing in this act shall be so construed as to require the commissioners to employ a water line engineer, unless they shall regard the same as necessary to carry out the provisions of this act.

§ 7. That before the said commissioners shall enter upon the discharge of their duties, they shall each take an oath to honestly, faithfully, and impartially discharge the duties imposed upon them by the provisions of this act.

§ 8. This act shall take effect from and after its passage.

The question then recurring on the passage of the bill, Mr. J. M. Wright moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (M'Creary) R. P. Gresham, Matt. McKinney,
J. C. S. Blackburn, Nelson Hamilton, W. A. Morin,
Church H. Blakey, John S. Herd, Thomas J. Morrow,
R. W. Brandon, Samuel C. Humphrey, O. S. Parker,
Pat. Campion, Bart. W. Jenkins, John A. Prall,
Isaac N. Cardwell, Allen Jones, John Preston,
Isham Cottingham, R. A. Jones, Geo. W. Riddle,
Newton Craig, John Watts Kearny, H. L. Stone,
B. F. Davall, M. W. LaRue, Ben. Stout,
Samuel Ellis, W. T. Marshall, C. H. Webb,
Ulysses Gared, John Watts Kearny, D. W. Wright—35.
Addison Gibson, Thos. J. Mayo,

Those who voted in the negative, were—

Wm. A. Allen, W. H. Frederick, Wm. Neal,
W. W. Ayers, J. T. Freeman, Mat. Nunan,
And so said bill was rejected.

Mr. J. M. Wright then entered a motion to reconsider the vote by which the House refused to pass said bill.

Mr. Hazelip moved to suspend the rules and regular order of business to take up and consider a bill in relation to the penitentiary.

And the question being taken thereon, it was decided in the negative, a majority of two thirds not voting therefor.

The yeas and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—

Mr. Turner moved to withdraw a motion heretofore entered by him, to reconsider the vote by which the House passed a bill, entitled
An act for the benefit of the Commercial Bank of Kentucky.
Mr. Corbett objected to the withdrawal of said motion.
Mr. Turner then moved that he be allowed to withdraw the said motion.
And the question being taken thereon, it was decided in the affirmative.
The yeas and nays being required thereon by Messrs. Corbett and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCready) E. A. Graves, W. B. Montgomery, W. A. Graves, W. A. Morris, John Preston, Thomas H. Reed,
W. N. Beckham, C. C. Harvey, W. M. Stevens, W. H. May, H. L. Stone,
J. C. S. Blackburn, W. Godfrey Hunter, C. W. Threlkeld, Bart. W. Jenkins, Geo. B. Turner,
W. W. Browning, Stephen R. Campbell, Thomas H. Reed, Allen Jones, H. W. M.,
H. S. Chilton, A. S. Lewis, W. M. Stevens, F. M. Lowe, H. S. Chilton,
C. M. Clay, jr., A. S. Lewis, W. M. Stevens, Geo. B. Turner, James W. Hannah,
Henderson Conlee, W. H. May, Geo. B. Turner, Newton Craig, J. Q. Ward,
Geo. L. Forman, Thomas J. Mayo, James D. Watson, W. H. Frederick, G. M. Thomas,
Ulysses Garrard, James M. McArthur, John Wolf, Addison Gibson, James W. Meador,
Samuel Ellis, N. D. Miles, D. W. Wright—41.

Those who voted in the negative, were—

Church H. Blakey, Samuel C. Humphrey, Ben. Stoot, R. W. Brandon, Geo. W. Strickler, Pat. Campion, G. M. Thomas,
Isaac N. Cardwell, Samuel C. Humphrey, Samuel Ellis, Washington Chandler, Ben. Stoot, Thomas M. Miller,
S. E. G. Cole, John Watts Kearny, Pearson Miller, Thomas H. Corbett, W. M. LaRue, Isham Cottingham, Thomas J. Morrow,
Samuel Ellis, Pearson Miller, Wm. Neal, Robertson Payton, Samuel Ellis.
So the motion to reconsider was withdrawn.

The House took up from the orders of the day the several amendments proposed by the Senate, to bills which originated in this House, of the following titles, viz:

- An act to amend and reduce into one the several acts in relation to the town of Owingsville.
- An act for the benefit of Wm. Green and his sureties, late sheriff of Elliott county.
- An act to amend an act, entitled “An act to incorporate the town of Glenville, in Adair county.
- An act to amend an act, entitled “An act to reduce into one all acts in relation to Barbourville.”
- An act for the benefit of the lessee of the Gem, in the town of Franklin.
- An act to amend section 5, article 5, chapter 28, of the General Statutes, title “Courts.”
- An act to amend the charter of Jeffersontown, and establish a police court for said town.

Said amendments were severally concurred in.

The House then took up from the orders of the day the disagreement of the Senate to an amendment of this House, to a bill which originated in the Senate, entitled

- An act to amend article 1 of chapter 59 of the General Statutes, and to repeal an act, entitled “An act to regulate the sale and storage of oils made from coal, petroleum, or other bituminous substances, and for the better protection of life and property,” approved March 21, 1870, and the acts amendatory thereto, severally approved February 24, 1870, and March 8, 1870, and further regulate the inspection and gauging burning fluids.

The question being taken, “Shall the House recede from its amendment?” and it was decided in the negative.

Mr. J. M. Wright then moved that a committee of conference be appointed, to act in conjunction with a similar committee on the part of the Senate, to consider the disagreement between the Senate and House of Representatives.

Which motion was adopted.

Whereupon the Speaker appointed Messrs. J. M. Wright, Thomas, and the members of the Committee on General Statutes, as such committee of conference on the part of this House.
Mr. J. M. Wright, from said committee of conference, made a report in writing, which reads as follows, viz:

Amend Senate bill 49 as follows, viz:

1. Strike out of line 5, section 1, "sold or exported, or offered to be consumed, used, sold, or exported;" insert in place, "or sold to merchants or consumers within this State, to be"—

2. Strike out of lines 1 and 2, section 5, "sell or export, or offer to use, sell, or export;" insert in place, "or sell to merchants or consumers within this State."

3. Strike out of lines 7 and 8, section 5, "sold or exported, or offered to be used, sold, or exported;" insert in place, "or sold to merchants or consumers within this State."

4. Strike out of lines 2 and 6, section 4, the figures "110;" insert in place the figures "130."

5. Strike out of line 4 of section 6 the figures "110;" insert in place figures "130."

6. Strike out of lines 2 and 3, section 9, "in quantities of ten barrels and upward, five cents for each barrel and in quantities less than ten barrels."

7. Amend the title by striking out of the 5th line the figures "1870" in both places where it occurs, and insert in lieu thereof the figures "1873" in both places.

The question being taken on the adoption of said report, it was decided in the affirmative.

The House then took up from the orders of the day a bill which originated in the House of Representative, entitled An act for the benefit of Haly, Mahoney & Co.

With an amendment adopted by the Senate as a substitute for the bill.

Mr. Thomas moved the following amendment, viz:

Add to the Senate amendment: "And the amount allowed by the commissioners shall not exceed $8,800."

Pending the consideration of said amendment, the hour of one o’clock, P. M., arrived, and the House took a recess till three o’clock, P. M.

At 3 o’clock, P. M., the House reassembled.

The House then took up for consideration an unfinished order, a Senate bill, entitled

An act for the benefit of the creditors of the Institution for the Education and Training of Feeble-minded Children.

The pending question being on a motion to reconsider the vote by which this bill was rejected by the House, and the same being taken, the vote was reconsidered.

The question was then taken on the passage of said bill, and it was decided in the affirmative.
The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) W. H. Frederick, Pearson Miller,
Edward Badger, Thos. M. Miller,
D. H. Baker, W. A. Morin,
W. N. Beckham, W. A. Morris,
J. C. S. Blackburn, Robertson Payton,
Church H. Blakey, Joshua D. Powers,
R. W. Brandon, John Preston,
W. W. Browning, Thomas H. Reed,
Stephen R. Campbell, Geo. W. Riddle,
Pat. Campion, W. W. Sawyers,
Isaac N. Cardwell, C. C. Scales,
Washington Chandler, W. M. Stevens,
H. S. Chilton, H. L. Stone,
C. M. Clay, jr., Ben. Stout,
S. E. G. Cole, S. E. G. Cole,
Henderson Conlee, John Watts Kearny,
Thomas H. Corbett, A. S. Lewis,
Samuel Craddock, F. M. Lowe,
Isham Cottingham, W. T. Marshall,
Thomas Craig, Samuel Martin,
S. F. Duvall, W. H. May,
Samuel Ellis, Thomas J. Mayo,
John Fible, J. B. McFerran,
Richard P. Fian, Matt. McKinney,
Geo. L. Foroman, James W. Meador,

Those who voted in the negative, were—

Wm. A. Allen, N. D. Miles,
I. T. Freeman, Geo. C. Young—75.

Resolved, That the title of said bill be as aforesaid.

[For bill—see page 787 of this volume.]
Mr. Sellers voted nay.
Mr. Blackburn voted yea.
Mr. Montgomery voted yea.
Mr. Frederick voted yea.
Mr. Beckham voted yea.
Mr. Clay voted yea.

Bills were reported by the committees, who were directed to prepare and bring in the same, of the following titles, viz:

By Mr. D. W. Wright, from the Committee on Circuit Courts—
A bill to increase the jurisdiction of justices of the peace in the counties of Warren, Madison, and Simpson.

By Mr. Walker, from the Committee on County Courts—
A bill to repeal an act, entitled "An act to legalize the proceedings of the Casey county court," approved January 14, 1860.

By same—
A bill to amend the charter of Paint Lick and Coffee Creek Turnpike Road Company.

By same—
A bill to regulate and make uniform the jurisdiction of police officers in the counties of Webster and Monroe.

By Mr. Blakey, from the Committee on Corporate Institutions—
A bill for the benefit of the Commissioners of the Sinking Fund of Hardin county.

By Mr. Webb, from the same committee—
A bill to amend the charter of the city of Bowling Green.

By same—
A bill to amend the charter of Sebree City, in Webster county.

By same—
A bill for the benefit of the Williamsburg Masonic Institute.

By same—
A bill to amend an act, entitled "An act to incorporate the Kentucky Association for the Improvement of the Breed of Horses."

By Mr. Young, from the same committee—
A bill to incorporate the Woodford Driving Park.

By Mr. Jenkins, from the Committee on Propositions and Grievances—
A bill regulating the return of executions in Trigg county.

By Mr. Allen, from the Committee on Internal Improvement—
A bill for the benefit of the sheriff of Union county.
By Mr. D. W. Wright, from the Committee on Banks—
A bill to amend the charter of the Caseyville Deposit Bank.

By Mr. J. A. Wilson, from the Committee on Moral and Religious Institutions—
A bill for the benefit of the Sugar Creek Baptist Church, of Garrard county.

By Mr. Graves, from the Committee on Ways and Means—
A bill for the benefit of T. S. Ward, jailer of Harlan county.

By Mr. Walker, from the Committee on County Courts—
A bill to amend an act, entitled "An act to incorporate the town of Providence, in Webster county."

By Mr. Strickler, from the Committee on Corporate Institutions—
A bill to incorporate the Auburn High School.

By same—
A bill for the benefit of common school district No. 1.

By Mr. Blakey, from the same committee—
A bill to incorporate the Shelbyville Gas-light Company.

By Mr. J. M. Wright, from the Committee on the Judiciary—
A bill to change the time of holding the circuit, chancery, and criminal courts in the Twelfth Judicial District.

Which bills were read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The rule of the House and constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the Senate, of the following titles, were reported, without amendment, by the committees to whom they were referred, viz:—

By Mr. Ward, from the Committee on Ways and Means—
An act for the benefit of Sarah Virginia Musselman and her infant children.

By Mr. Strickler, from the Committee on Corporate Institutions—
An act to amend the charter of the Hustonville and Bradfordsville Turnpike Road Company.

By Mr. Young, from the same committee—
An act to amend an act, entitled "An act to incorporate and reduce into one all acts in regard to the town of Richmond."
By Mr. Morin, from the Committee on Internal Improvement—
An act to amend an act, entitled “An act to authorize a sale of the Stamping Ground and Lecompt's Run Turnpike Road.”
By same—
An act to authorize a sale of the Georgetown, Oxford, and Leesburg Turnpike Road.
By same—
An act to revive an act to incorporate the Springfield and Harrodsburg Turnpike Road Company.
By same—
An act to create the Bullitt County Turnpike Corporation.
By Mr. Webb, from the Committee on Corporate Institutions—
An act to amend an act, entitled “An act to incorporate the Richmond Gas-light Company.”
By Mr. Walker, from the Committee on County Courts—
An act to amend an act, entitled “An act for the benefit of the Union county court,” approved 20th December, 1871, and to enable the county court of Union county to provide means for building a jail.
By Mr. Ward, from the Committee on the Judiciary—
An act to supply the General Statutes to the justices of the peace of Trigg county.

Ordered, That said bills be read a third time.
The rule of the House and constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Walker, from the Committee on County Courts, who were directed to prepare and bring in the same, reported a bill, entitled
A bill to authorize the county court of Simpson county to levy an additional tax in said county.

Which was read the first time and ordered to be read a second time.
The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.
Said bill being engrossed, was read a third time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the county court of Simpson county, a majority of the justices of the peace concurring therein, be, and the same is hereby,
authorized to levy an additional ad valorem tax upon the taxable property of said county of not exceeding ten cents on the hundred dollars' worth of property.

§ 2. Said additional tax to be collected by the sheriff of said county in the same manner and at the same time as other county revenues are now collected.

§ 3. This act to take effect from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. LaRue and D. H. Baker, were as follows, viz:

Those who voted in the affirmative, were—


In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. Beckham, from the Committee on Federal Relations, reported a resolution, which reads as follows, viz:

Resolved, That the use of the Hall of the House of Representatives be, and the same is hereby, tendered to the Democratic State Convention for February 18th, 1874.
Which resolution was twice read and adopted.

Mr. J. A. Wilson, from the Committee on Moral and Religious Institutions, who were directed to prepare and bring in the same, reported a bill, entitled

A bill submitting a proposition to the voters of district No. 4, Todd county, whether or not spirituous, vinous, or malt liquors shall be sold therein.

Which bill was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Mr. Blakey moved an amendment to said bill.

Which was adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Walker, from the Committee on County Courts, who were directed to prepare and bring in the same, reported a bill, entitled

A bill for the benefit of Jas. D. Christian, sheriff of Todd county, and Lewis Marshall, sheriff of Ballard county,

Without an expression of opinion.

Which bill was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Mr. Stone moved an amendment to said bill, as follows, viz:

Strike out the words “sheriffs of Todd and Ballard counties,” and insert in lieu thereof the words “all the sheriffs in this Commonwealth.”

Mr. Corbett moved to amend the amendment by adding thereto the following, viz:

Provided, That the sureties of said sheriffs enter their consent of record, in their respective county courts, to this extension.

Which was adopted.

The amendment of Mr. Stone, as amended, was then adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.
HOUSE OF REPRESENTATIVES.

Said bill, as amended, being engrossed, was then read a third time as follows, viz:

1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the sheriffs of this Commonwealth be, and they are hereby, allowed until the first day of June, 1874, to finish paying the revenue due from Todd and Ballard counties for the year 1873, and to return the delinquent and Auditor's lists for said year.

2. Provided, That their securities enter their consent of record in their county courts to the extension.

3. This act shall take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Lewis and Wolf, were as follows, viz:

Those who voted in the affirmative, were—

Wm. A. Allen, Richard P. Finn, Thomas M. Miller,
W. W. Ayers, Ulysses Garred, Robertson Payton,
Church H. Blakey, Jas. W. Hannah, John A. Prall,
R. W. Brandon, Wm. L. Hazelip, Geo. W. Riddle,
Pat. Campion, Samuel C. Humphrey, W. W. Sawyers,
Washington Chandler, W. Godfrey Hunter, W. M. Stevens,
H. S. Chilton, Bart. W. Jenkins, H. L. Stone,
S. E. G. Cole, Allen Jones, Ben. Stout,
Thomas H. Corbett, Matt. McKinney, James D. Watson,
Isam Cottingham, James W. Meador, C. H. Webb—32,
Newton Craig, Pearson Miller,

Those who voted in the negative, were—

Mr. Speaker (M'Cready) Addison Gibson, John Preston,
E. A. Graves, Thomas H Reed,
W. N. Beckham, Geo. W. Strickler,
J. C. S. Blackburn, G. M. Thomas,
W. W. Browning, C. W. Threlkeld,
Isaac N. Cardwell, B. R. Walker,
C. M. Clay, Jr., J. Q. Ward,
R Henderson Conlee, J. A. Wilson,
E. C. Craddock, John Wolf,
E. F. Duvall, Thos. B. Montgomery,
Samuel Ellis, D. W. Wright,
John Fable, W. A. Morris,
J. T. Freeman, J. M. Wright,
Wm. Neal, Geo. C. Young—38,
Mat. Nunan,

And so said bill was disagreed to.

Mr. D. W. Wright, from the Committee on Claims, who were directed to prepare and bring in the same, reported a bill, entitled

A bill for the benefit of J. W. Valentine, jailer of Warren county.

Which bill was read the first time and ordered to be read a second time.
The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill being engrossed, was read a third time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be, and he is hereby, directed to draw his warrant on the Treasurer in favor of J. W. Valentine, jailer of Warren county, for the sum of $237.60, payable out of any money in the Treasury of the State not otherwise appropriated, being compensation to said jailer for the custody and dieting of three lunatics, Amelia Hinton, Sarah Hopper, and Julia Cox.

§ 2. This act shall take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—


In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. Preston, from the Committee on Education, to whom was referred leave to bring in a bill, entitled

A bill prescribing the election of school trustees for the counties of Wayne and Warren,

Asked to be discharged from the further consideration of said leave.

Mr. D. W. Wright objected thereto.
The question being taken upon discharging the committee from the consideration of said leave, it was decided in the negative.

Mr. Preston then reported said bill, without expression of opinion from the committee.

Which bill was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Mr. Walker moved an amendment.

Which was rejected.

Ordered, That said bill be engrossed and read a third time.

Said bill being engrossed, was read a third time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That so much of article 7 of chapter 18 of the General Statutes, entitled "Common Schools," as provides for the election of one trustee in each school district, is hereby so amended that in the counties of Wayne and Warren there shall be elected three trustees for each school district in said counties; said trustees to be elected in the same manner and at the same time, and to have all the power and privileges as provided by chapter 18 of the General Statutes, entitled "Common Schools." All the provisions of chapter 18 of the General Statutes, so far as the same refer to one trustee, shall be made applicable to the three trustees provided by this act to be elected, except section 21 of said article and chapter. The trustees herein provided for shall not be entitled to the benefit of the exemptions named in said section.

§ 2. This act shall take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Stone and Mayo, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) Samuel Ellis, W. A. Morris,
Edward Badger, John Fible, Wm. Neal,
D. H. Baker, W. H. Frederick, Robertson Payton,
J. G. S. Blackburn, J. T. Freeman, Geo. W. Riddle,
Church H. Blakey, Ulysses Garred, W. W. Sawyers,
J. W. Brandon, R. P. Gresham, Wm. Sellers,
J. W. Browning, James W. Hannah, W. M. Stevens,
Stephen R. Campbell, Wm. L. Hazelip, Ben. Stout,
Pat. Campion, John S. Herd, C. W. Threkloud,
James N. Cardwell, Samuel C. Humphrey, Geo. B. Turner,
Washington Chandler, W. Godfrey Hunter, B. R. Walker,

Those who voted in the negative, were—

Thomas J. Mayo,

Resolved, That the title of said bill be as aforesaid.

Mr. J. M. Wright moved to reconsider the vote by which said bill was passed.

Mr. Jenkins moved to lay said motion on the table.

And the question being taken on said motion, it was decided in the affirmative.

Leave of absence, indefinitely, was granted to Mr. Williams.

On motion,

Ordered, That when this House adjourns this day, it will adjourn to meet to-morrow morning at 9 o'clock.

And then the House adjourned.

WEDNESDAY, FEBRUARY 18, 1874.

A message was received from the Senate, announcing that they had concurred in a resolution, which originated in this House, entitled
Resolution directing the Governor to purchase Hart's busts of Clay and Jackson.

That they had disagreed to a bill, which originated in this House, entitled
An act for the benefit of Lexington Lodge, No. 1, of Ancient York Masons.

That they had passed bills, which originated in this House, of the following titles, viz:
An act to amend an act, entitled “An act to incorporate the Columbia and Burksville Turnpike Road Company.”

An act to amend an act, entitled “An act to incorporate the Ashbottom Turnpike Road Company,” approved March 22, 1871.

An act to amend the act, entitled “An act to incorporate the River Road Company,” approved March 3, 1860.

An act to punish trespassers on real estate in the county of Shelby.

An act to amend an act, entitled “An act to incorporate the Richmond and Big Hill Turnpike Road Company.”

An act to amend an act, entitled “An act to incorporate the Kingston and Boone’s Gap Turnpike Road Company, in Madison county.”

An act to provide for the construction and completion of turnpike roads in Pendleton county.

An act to amend the charter of the Mt. Sterling and Howard’s Mill Turnpike Road Company.

An act to amend an act, entitled “An act to prevent live stock of all kinds from running at large in Mason and Fleming counties.”

An act to extend the town limits of the town of Dover, in Mason county.

An act to amend the charter of the Maysville, Paris, and Lexington Turnpike Road.

An act for the benefit of Minerva and Beasley Creek Turnpike Road Company.

An act for the benefit of the Maysville Manufacturing Association.

An act for the benefit of the administrator of F. M. Weeden, late sheriff of Mason county.

An act to amend an act, entitled “An act to incorporate the Paducah and North Ballard Turnpike Road Company,” approved March 1, 1872.

An act to amend an act, entitled “An act to amend the charter of the Bloomfield and Springfield Turnpike Road Company,” approved February 22, 1860.

An act to extend the limits of the town of Greenville, Muhlenburg county.

An act for the benefit of J. G. White, of Elliott county.

An act to amend the charter of the city of Lexington.

With an amendment to the last named bill.
And that they had passed bills of the following titles, viz:
1. An act to amend and continue in force an act, entitled "An act to incorporate the Camdensville, Johnsville, and Burnt Church Turnpike Road Company."
2. An act to amend the charter of the Danville and Hustonville Turnpike Road Company.
3. An act for the benefit of Wm. Durrett, of Taylor county.
4. An act to amend the charter of the New Castle and Eminence Turnpike Road Company.
5. An act for the benefit of the sheriff of Crittenden county.
6. An act for the benefit of Walter G. Saunders, sheriff of Lincoln county.
7. An act for the benefit of the assessor and county court clerk of Henry county.
8. An act to amend the charter of the town of Loretto, in Marion county.
9. An act to increase the jurisdiction of the quarterly court in Campbell county.
10. An act for the benefit of common schools in Marshall, Livingston, and McCracken counties.
11. An act to repeal an act, entitled "An act to abolish the court of common pleas in Union county."
12. An act to define the jurisdiction of the circuit and common pleas courts of Union county, and to extend the terms of the latter court.
13. An act for the benefit of J. F. Orr, of Webster county.
15. An act to incorporate the town of Spottsville, in Henderson county.
17. An act for the benefit of Mrs. E. J. Peers, of Fayette county.
18. An act to amend an act to incorporate the Transylvania Street Railroad Company, approved April 19, 1873.
19. An act to amend an act, entitled "An act for the protection of counties, cities, &c., subscribing stock in railroads, turnpikes, and other improvements," approved April 9, 1873.
20. An act to define the line between the counties of Morgan and Wolfe.


22. An act for the benefit of the sheriff of Trigg county.

Which bills were read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That they be referred—the 1st, 8th, 10th, 14th, 15th, and 18th to the Committee on Corporate Institutions; the 2d, 4th, and 19th to the Committee on Internal Improvement; the 3d to the Committee on Claims; the 5th, 6th, and 22d to the Committee on Ways and Means; the 7th, 9th, 13th, and 16th to the Committee on County Courts; the 11th to the Committee on the Judiciary; the 12th to the Committee on Circuit Courts; the 17th to the Committee on Charitable Institutions; the 20th to the Committee on Propositions and Grievances; and the 21st to the Committee on Banks.

Mr. Webb presented the petition of sundry citizens of Livingston county, praying the passage of an act authorizing legal advertisements to be inserted in the county newspaper of Livingston county.

Which was received, the reading dispensed with, and referred to the Committee on Propositions and Grievances.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined an enrolled bill, which originated in the Senate, of the following title, viz:

An act to apportion representation in the Senate and House of Representatives;

And also enrolled bills, which originated in this House, of the following titles, viz:

An act to amend the charter of the town of Mt. Carmel, in Fleming county;

An act for the benefit of W. R. Stringer, of Livingston county;

An act for the benefit of Mrs. Mary Davis, of Livingston county;

An act for the benefit of Ulysses Garred, of Lawrence county;

An act for the benefit of school district No. 68, in Madison county;

An act to amend an act for the benefit of the Stoner Mouth Presbyterian Church, Bourbon county;

An act to provide for the payment of expenses incurred by the Ohio county court in taking care of a pauper lunatic;
An act for the benefit of B. L. C. Dorsey, of Monroe county;
And had found the same truly enrolled.
Whereupon the Speaker affixed his signature thereto.
Ordered, That Mr. Thos. M. Miller inform the Senate thereof.
Mr. Neal read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky,
That the Auditor of Public Accounts be, and he is hereby, directed to
draw his warrant on the Treasury in favor of Newton Craig, late
Agent and Keeper of the Kentucky Penitentiary, for the sum of two
thousand six hundred and eighty-six dollars and sixty-four cents, it
being the amount for which said Craig was credited in the final set-
tlement of his accounts with the Commissioners of the Sinking Fund,
in obedience to an act approved March the 10th, 1856, and which now
stands to his credit on page 253, Sinking Fund book, said Craig hav-
ning never received the amount of said credit, nor any part thereof.

The House then took up for consideration an unfinished order,
being

An act to prohibit the sale of forged, counterfeited, and altered
tickets of steamboats, railroads, and other public conveyances, and
to prevent frauds upon travelers.

The pending question being upon a motion to order the bill to be
printed and placed in the orders of the day,
Ordered, That said bill be printed and placed in the orders of the
day.

Mr. Graves moved that the call of the counties for leaves be sus-
pended, and that the Clerk of this House receive from any member
leaves, referring the same to appropriate committees.

And the question being taken thereon, it was decided in the affirm-
ative.

Leave of absence, indefinitely, was granted to Mr. Bidwell.

Mr. Jenkins, from the Committee on Railroads, to whom was re-
ferred bills from the Senate, of the following titles, viz:

An act to amend an act, entitled "An act to incorporate the Mt.
Sterling Coal Road Company;"
An act to incorporate the Chicago and South Atlantic Railroad
Company of the State of Kentucky;
Reported the same without amendment.
Ordered, That said bills be read a third time.
The rule of the House and constitutional provision as to the third
reading of said bills being dispensed with,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Jenkins, from the same committee, to whom was referred a bill from the Senate, entitled
An act to amend the charter of the Elizabethtown and Paducah Railroad Company,
Reported the same without amendment.

Mr. Strickler moved an amendment to said bill.

Mr. Kearny moved to amend the amendment.

And the question being taken thereon, it was decided in the negative.

The question then recurring upon the adoption of the amendment moved by Mr. Strickler, it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Clay, from the same committee, who were directed to prepare and bring in the same, reported a bill, entitled
A bill to repeal an act to amend an act to incorporate the Hartford Railroad and Mining Company, approved March 22, 1871.
Which bill was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Clay moved to reconsider the vote by which said bill passed.

Mr. Jenkins moved to lay said motion on the table.

And the question being taken thereon, it was decided in the affirmative.

On motion of Mr. Preston,

Ordered, That when this House adjourns the morning session of this day, it adjourn to meet at seven o'clock, P.M., this day, for the transaction of business under a call of the counties.
And then the House took a recess until seven o'clock, P. M. At the hour of seven o'clock, P. M., the House assembled, according to order.

Bills were reported by the committees who were directed to prepare and bring in the same, of the following titles, viz:

By Mr. McFerran, from the Committee on Claims—
A bill for the benefit of T. D. Rutledge, of Daviess county.
By Mr. Powers, from the same committee—
A bill for the benefit of John Pearce, of Trimble county.
By same—
A bill for the benefit of R. Y. Bush, of Hancock county.
By Mr. Jenkins, from the Committee on Propositions and Grievances—
A bill for the protection of livery stable-keepers in the town of Milton, Trimble county.
By same—
A bill for the benefit of D. S. Carroll, of Grayson county.
By Mr. Graves, from the Committee on Ways and Means—
A bill for the benefit of the sheriff of Daviess county.
By Mr. Morin, from the Committee on Corporate Institutions—
A bill to incorporate the Milton Baptist Church of Trimble county.
By Mr. Stone, from the Committee on the Judiciary—
A bill to amend the charter of the city of Dayton.
By same—
A bill to amend an act incorporating the town of Milford, in Bracken county.
By Mr. D. W. Wright, from the Committee on Banks—
A bill to charter the People’s Savings Bank of Kentucky.
By Mr. Williams, from the Committee on Circuit Courts—
A bill for the benefit of John Taliaferro, clerk of the Clark circuit court.
By Mr. Blakey, from the Committee on Corporate Institutions—
A bill to incorporate the Campbell County and Queen City Bridge Company.
By same—
A bill to amend an act, entitled “An act to amend and reduce into one the several acts in relation to the town of Greenupburg.”
By Mr. Ayers, from the Committee on Moral and Religious Institutions—

A bill to prohibit the sale, gift, loan, or procurement of spirituous, vinous, or malt liquors on election days in the county of Greenup.

Which bills were read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The rule of the House and constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed.

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the Senate, of the following titles, were reported, without amendment, by the committees to whom same were referred, viz:

By Mr. Powers, from the Committee on Claims—
An act for the benefit of Joseph Wilcher, jailer of Gallatin county.

By Mr. Morin, from the Committee on Internal Improvement—
An act to amend an act, entitled "An act to incorporate the Warsaw Turnpike Company."

By same—
An act to authorize M. Duke to erect a mill-dam across Big Barren river at or near Holton's Ford, in Allen county.

By same—
An act to amend an act, entitled "An act to authorize the James-town justices' district, in Campbell county, to issue bonds."

By Mr. Blackburn, from the Committee on the Judiciary—
An act for the benefit of Geo. W. Bradburn, tax assessor for Allen county.

By Mr. May, from the Committee on Charitable Institutions—
An act for the benefit of the Deaf and Dumb Asylum at Danville.

By Mr. Strickler, from the Committee on Corporate Institutions—
An act to amend and continue in force an act, entitled "An act to incorporate the Camdensville, Johnsonville, and Burnt Church Turnpike Company."

By Mr. Webb, from the same committee—
An act to amend the charter of the Kentucky Land Company.
By Mr. Preston, from the Committee on Education—
An act to establish and provide for a colored free school in the city of Owensboro, Kentucky.

Ordered, That said bills be read a third time.
The rule of the House and constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Graves, from the Committee on Ways and Means, to whom was referred a bill from the Senate, entitled
An act for the benefit of James T. Sullenger, sheriff of Carroll county.

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was then read a third time as follows, viz:

[For bill—see Acts present session.]

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—


In the negative—none.
Resolved, That the title of said bill be as aforesaid.

Mr. Marshall called up out of the orders of the day a bill, entitled A bill to regulate the sale of medicines and poisons.

Mr. D. H. Baker moved an amendment to said bill.

Mr. Stone moved to amend the amendment, which motion was rejected.

The amendment moved by Mr. D. H. Baker was then rejected.

Ordered, That said bill be engrossed and read a third time.

Said bill being engrossed, was read a third time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, It shall be unlawful for any person, unless a registered pharmacist, or registered assistant pharmacist in the employ of a registered pharmacist, or unless acting as an aid under the immediate supervision of a registered pharmacist, or a registered assistant pharmacist, within the meaning of this act, to retail, compound, or dispense medicines or poisons, except as hereinafter provided.

§ 2. Any person, in order to be a registered pharmacist or a registered assistant pharmacist, in the meaning of this act, shall be either a graduate in pharmacy, a practicing pharmacist, or a practicing assistant in pharmacy. Graduates in pharmacy shall be such as have obtained a diploma from a regularly incorporated college of pharmacy. Practicing pharmacists shall be such persons as, at or prior to the passage of this act, have kept, and continue to keep, open shops for compounding and dispensing the prescriptions of medical practitioners, and for the retailing of drugs and medicines, and who shall have declared their intentions, in writing, of keeping open shops for the compounding of prescriptions of medical practitioners and the retailing of drugs and medicines, and all other persons who, after the passage of this act, shall have declared their intentions, in writing, to open a shop for compounding and dispensing the prescriptions of medical practitioners and for retailing of drugs and medicines, and shall have passed a satisfactory examination before the State Board of Pharmacy. Practicing assistants in pharmacy shall be such persons as shall have served five years, immediately preceding the passage of this act, in a shop or shops where the prescriptions of medical practitioners are compounded, and such other persons as have served three years apprenticeship in a shop or shops where the prescriptions of medical practitioners are compounded, and shall have passed a satisfactory examination before the State Board of Pharmacy.

§ 3. The State Board of Pharmacy shall consist of seven persons, and, immediately after the passage of this act, the Governor shall appoint, from among the most skillful pharmacists of the State, the first Board of Pharmacy; and on the first day of July of every third year thereafter, the Governor shall appoint the State Board of Pharmacy from the registered pharmacists of the State, the Louisville College of Pharmacy to recommend to the Governor ten persons, members of said College of Pharmacy, four of whom shall be appointed on the State Board of Pharmacy. All vacancies by death, resignation, or removal from the State, shall be filled by the board from the registered pharmacists of the State.

§ 4. Four members of said board shall constitute a quorum. Said board shall organize by the election of a president and secretary, both of whom shall sign all certificates and other official documents. Said board shall
meet twice a year, on the fifteenth day of January and on the fifteenth day of July, and shall have power to make by-laws and all necessary regulations for the proper fulfillment of their duties under this act. The secretary of said board shall also be registrar of pharmacists. The duties of said board shall be to examine all applicants for registration, to direct the registration by the registrar of all persons properly qualified or entitled thereto, and report annually to the General Assembly on the condition of pharmacy, together with the names of all registered pharmacists and assistant pharmacists.

§ 5. The duties of the registrar of pharmacists shall be to keep a book in which shall be entered, under the supervision of the State Board of Pharmacy, the name and place of business of every person who shall apply for registration. It shall also be the duty of the registrar to duly note the fact against the name of any registered pharmacist or assistant pharmacist who may have died or removed from the State or disposed of or relinquished his business, and to make all necessary alterations in the location of persons registered under this act.

§ 6. Every person applying for examination and registration under this act shall pay to the State Board of Pharmacy five dollars, and, on passing the examination required, shall be furnished, free of expense, with a certificate of registration. Any registered assistant pharmacist may, with the consent of said board, be entitled to registration as a registered pharmacist, and shall be furnished with a certificate of registration, for which certificate he shall pay the registrar one dollar. Every registered pharmacist and registered assistant pharmacist shall be furnished, by the registrar of pharmacists, with a renewal certificate annually, for which renewal certificate he shall pay one dollar.

§ 7. Any person not a registered pharmacist, who shall, after the passage of this act, keep open shop for the retailing of medicines and poisons, or who shall take, use, or exhibit the title of registered pharmacist, or any person who shall violate any of the provisions of this act, shall, upon the first conviction, be sentenced to pay a fine of fifty dollars and upon the second and every subsequent conviction, shall be sentenced to pay a fine of one hundred dollars.

§ 8. The fees received for examination, registration, and certificates, and renewal certificates, and all fines under this act, shall be appropriated to defray the expenses of the State Board of Pharmacy.

§ 9. This act shall not apply to any town or city of less than five thousand inhabitants.

§ 10. Nothing in this act shall be construed to apply to any practitioner of medicine who does not keep open shop for compounding and dispensing medicines, nor shall it interfere with the making and dealing in proprietary medicines (popularly called patent medicines).

§ 11. This act to take effect on and after its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Graves and Hannah, were as follows, viz:

Those who voted in the affirmative, were—

Wm. A. Allen,       C. C. Harvey,       Thos. B. Montgomery,
Edward Badger,       Thos. W. Henton,     W. A. Morin,
The duties of direct pharmacists shall be
promised by the
provided for which
for which
and par
by the
for which

Resolved, That the title of said bill be as aforesaid.

On motion of Mr. Allen Jones—
1. A bill making the vendor of spirituous liquors liable for dam-
gages, &c.

On motion of Mr. Sellers—
2. A bill for the benefit of Garrard county.

On motion of Mr. Cottingham—
3. A bill to change the road law in the Tillson’s district, in Hen-
derson county.

On motion of same—
4. A bill requiring the owners of land in Henderson county, through which creeks run, to clear the timber out of the same, and where a fence is built across a creek, to place a swinging gate there to.

On motion of Mr. Sawyers—
5. A bill for the benefit of the citizens of Straight Creek, Bell county.
On motion of Mr. Blakey—
6. A bill for the benefit of S. E. G. Cole, of Todd county.

On motion of Mr. Jenkins—
7. A bill for the benefit of the Render and Livermore Short-line Railroad Company.

On motion of Mr. LaRue—
8. A bill to amend the charter of the People's Gas Light Company in the city of Louisville.

Ordered, That said bills be referred—the 1st to the Committee on Moral and Religious Institutions; the 2d, 3d, 4th, and 5th to the Committee on County Courts; the 6th and 8th to the Committee on Corporate Institutions; and the 7th to the Committee on Railroads.

At nine o'clock, P. M., Mr. Blackburn moved that the House do now adjourn till nine o'clock, A. M., tomorrow.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. LaRue and Thomas, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (M'Cready), John Fible, Mat. Nunan,
D. H. Baker, J. T. Freeman, Robertson Payton,
W. N. Beckham, Ulysses Garred, Joshua D. Powers,
J. C. S. Blackburn, James W. Hannah, W. W. Sawyers,
Church H. Blakey, C. C. Harvey, W. M. Stevens,
W. W. Browning, Thomas W. Henton, Ben Stout,
Stephen R. Campbell, John S. Herd, G. M. Thomas,
Pat. Campion, Joseph Hermes, Geo. B. Turner,
isaac N. Cardwell, W. Godfrey Hunter, J. Q. Ward,
Washington Chandler, Bart. W. Jenkins, C. H. Webb,
C. M. Clay, jr., Allen Jones, J. A. Wilson,
S. E. G. Cole, John Watts Kearny, John Wolf,
Henderson Conlee, A. S. Lewis, D. W. Wright,
Thos. H. Corbett, W. H. May, J. M. Wright,
B. C. Craddock, W. A. Morris, Geo. C. Young—46.

Those who voted in the negative, were—

Edward Badger, Wm. L. Hazelip, Thos. B. Montgomery,
R. W. Brandon, R. A. Jones, Thos. J. Morrow,
H. S. Chilton, M. W. LaRue, Wm. Neal,
Newton Craig, W. T. Marshall, John Preston,
Richard D. Davis, Thomas J. Mayo, Samuel M. Sanders,
Samuel Ellis, J. B. McFerran, Wm. Sellers,
E. A. Graves, James W. Meador, H. L. Stone,

And then the House adjourned.
A message was received from the Senate, announcing that they had disagreed to bills, which originated in this House, of the following titles, viz:

- An act to amend an act, entitled "An act to amend the charter of Bacon College," approved January 15, 1858.
- An act to prohibit the owner or operator of any distillery, in Madison county, from emptying the slop of the distillery into Silver Creek, or any of its tributaries, after the first day of April in each year.

That they had passed bills, which originated in this House, of the following titles, viz:

- An act to amend an act, entitled "An act for the benefit of keepers of licensed stud-horses, jacks, and bulls."
- An act for the benefit of Jas. M. Bolton, jailer of Knox County.
- An act to amend an act incorporating the Mercer County Mechanical and Agricultural Society.
- An act to incorporate the Blue Grass Manufacturing Company.
- An act for the benefit of the Commissioners of the Sinking Fund of Hardin County.
- An act to amend the charter of the city of Dayton.

And that they had passed bills of the following titles, viz:

1. An act to allow an additional tax to be levied for building school-houses in district No. 22, in Greenup County.
2. An act in relation to D. W. Padgett, late common school commissioner of Calloway County.
3. An act to incorporate Harmony Lodge, No. 125, Independent Order of Odd Fellows, at Hamilton, in Boone County.
4. An act for the benefit of the trustees of common school district No. 1, in Morgan County.
5. An act to amend an act to incorporate Princeton College, approved February 20, 1860, and to confer certain powers on the board of trustees of the town of Princeton.
6. An act for the benefit of common schools in Graves and Calloway counties.
7. An act to amend the charter of the town of Prestonsburg.
10. An act to amend section 9, article 28, chapter 29, General Statutes.
11. An act to amend article 15, chapter 29, of General Statutes.
12. An act to incorporate the town of Russell, in Greenup county.
13. An act to amend section 11, chapter 89, of General Statutes.

Which bills were read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be referred—the 1st, 2d, 4th, 6th, and 8th to the Committee on Education; the 3d, 5th, 7th, and 12th to the Committee on Corporate Institutions; and the 9th, 10th, 11th, and 13th to the Committee on General Statutes.

The following petitions were presented, viz:

By Mr. McFerran—
1. The petition of sundry citizens of Boyle county, praying for the passage of an act to prevent stock running at large in Boyle county.

By Mr. Lewis—
2. The petition of sundry citizens of Adair county, in school district No. 12, praying for the enactment of a law whereby said district can elect three trustees.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on Agriculture and Manufactures, and the 2d to the Committee on Education.

Mr. Preston moved that the rule of the House and the regular order of business be suspended, in order to enable him to move a joint resolution, the tenor of which he indicated.

And the question being taken on said motion, it was decided in the affirmative.

The yées and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) John Fible, O. S. Parker,
Wm. A. Allen, Richard P. Finn, Robertson Payton,
D. H. Baker, Geo. L. Forman, John A. Prall,
W. N. Beckham, Ulysses Gurned, John Preston.
WHEREAS, By a fire which occurred at the State Capitol in the year 1865, many of the State documents were destroyed, amongst them the records of the war with Mexico, and whereas, there is now not a single muster-roll or any other documentary paper showing who were soldiers in said war, when they volunteered, or were mustered out, and whereas, it is altogether important to have such records on file in the War Department of the State for future use; and whereas, there are full and complete rolls in the office of the War Department in Washington City; therefore, be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That our Senators in Congress be instructed, and our Representatives requested, to secure the passage of a resolution through the Congress of the United States, directing the Secretary of War to furnish the State of Kentucky with a full and complete roll of all the soldiers furnished to the army engaged in the war with Mexico.

In the negative—Geo. C. Young—1.

Mr. Preston then read and laid on the table the following preamble and joint resolution, viz:

WHEREAS, By a fire which occurred at the State Capitol in the year 1865, many of the State documents were destroyed, amongst them the records of the war with Mexico; and whereas, there is now not a single muster-roll or any other documentary paper showing who were soldiers in said war, when they volunteered, or were mustered out; and whereas, it is altogether important to have such records on file in the War Department of the State for future use; and whereas, there are full and complete rolls in the office of the War Department in Washington City; therefore,

Resolved by the General Assembly of the Commonwealth of Kentucky, That our Senators in Congress be instructed, and our Representatives requested, to secure the passage of a resolution through the Congress of the United States, directing the Secretary of War to furnish the State of Kentucky with a full and complete roll of all the soldiers furnished to the army engaged in the war with Mexico.

The rule requiring joint resolutions to lie one day on the table being suspended, said resolution was twice read and adopted.

On motion of Mr. Riddle, a committee was appointed to withdraw from the Senate the report of the passage, by this House, of a bill, which originated in the Senate, entitled

An act to amend an act, entitled "An act for the benefit of the Union county court," approved 20th December, 1871, and to enable the county court of Union county to provide means for building a jail.

Said committee being appointed by the Speaker, and having performed the duty assigned to them, returned the said bill to the Clerk of the House.
Mr. Riddle moved to reconsider the vote by which said bill was passed; also the votes by which said bill was ordered to be read a third time, and said reading dispensed with.

And the question being taken on said motion, the said votes were severally reconsidered.

Mr. Walker moved to amend said bill, by way of substitute for the same.

Which was adopted.

Ordered, That said bill, as amended, be read a third time.

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Leave was given to bring in the following bills, viz:

On motion of Mr. D. W. Wright—
1. A bill to incorporate the Kentucky and Montana Gold Mining Company.

On motion of Mr. Frederick—
2. A bill to amend an act, entitled "An act to amend the charter of the Hartford Railroad and Mining Company."

On motion of Mr. Allen Jones—
3. A bill to reduce the salary of circuit court judges in this Commonwealth.

On motion of same—
4. A bill to amend the homestead law.

On motion of Mr. Lowe—
5. A bill for the benefit of John G. Leach, of Pendleton county.

On motion of Mr. Williams—
6. A bill for the benefit of the Mt. Sterling Turnpike Company.

On motion of Mr. Ellis—
7. A bill to establish a chancery district in the counties of Greenup, Boyd, Carter, Lawrence, Johnson, Floyd, and Pike.

Ordered, That the Committee on Corporate Institutions prepare and bring in the 1st: the Committee on Railroads the 2d; the Committee on the Judiciary the 3d; the Committee on Charitable Institutions the 4th and 5th; the Committee on Internal Improvement the 6th; and the Committee on Circuit Courts the 7th.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the Senate, of the following titles, viz:
An act to create the Bullitt County Turnpike Corporation;
An act for the benefit of Sarah Virginia Musselman and her infant children;
An act for the benefit of the creditors of the Institution for the Education and Training of Feeble-minded Children;
An act to authorize a sale of the Georgetown, Oxford, and Leesburg Turnpike Road;
An act to amend an act, entitled "An act to authorize a sale of the Stamping Ground and Lecompt's Run Turnpike Road;"
An act to revive an act to incorporate the Springfield and Harrodsburg Turnpike Road Company;
An act to supply the General Statutes to the justices of the peace of Trigg county;
An act to amend an act, entitled "An act to incorporate the Mt. Sterling Coal Road Company;"
An act to amend the charter of the Hustonville and Bradfordsville Turnpike Road Company;
An act to amend an act, entitled "An act to incorporate the Richmond Gas-light Company;"
And also enrolled bills and resolutions, which originated in this House, of the following titles, viz:
An act to amend an act, entitled "An act to reduce into one all acts in relation to Barbourville;"
An act to amend an act, entitled "An act to incorporate the Columbia and Barksville Turnpike Road Company;"
An act to amend section 5, article 5, chapter 28, of the General Statutes, title "Courts;"
An act to enable associations of persons for raising funds to be loaned among their members for building them homesteads, and other purposes, to become bodies-corporate;
An act for the benefit of the lessee of the Gem, in the town of Franklin;
An act to incorporate the Shiloh Church and Pittman's Creek Turnpike Road Company;
An act to amend an act, entitled "An act to incorporate the town of Glenville, in Adair county;"
An act to facilitate the collection of county levies and other county taxes;
An act for the benefit of Henderson Conlee, of Powell county;
An act to amend the charter of Jeffersontown, and establish a police court for said town;

An act to amend the act, entitled "An act to incorporate the River Road Company," approved March 3, 1860;

An act to punish trespassers on real estate in the county of Shelby;

An act to amend an act, entitled "An act to incorporate the Richmond and Big Hill Turnpike Road Company;"

An act to amend the charter of the Mt. Sterling and Howard's Mill Turnpike Road Company;

An act to amend an act, entitled "An act to prevent live stock of all kinds from running at large in Mason and Fleming counties;"

An act to amend the charter of the Maysville, Paris, and Lexington Turnpike Road;

An act for the benefit of Minerva and Beasley Creek Turnpike Road Company;

An act for the benefit of the Maysville Manufacturing Association;

An act for the benefit of Bennett Madison;

An act for the benefit of J. G. White, of Elliott county;

Resolution directing the Governor to purchase Hart's busts of Clay and Jackson;

A resolution directing the Governor to have offices prepared for the Superintendent of Public Instruction in the Fire-proof Offices in Frankfort;

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

A message was received from the Governor by Mr. Botts, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in this House, of the following titles, viz:

An act to incorporate the Paducah Street Railway Company.

An act to amend the charter of the city of Covington, Kenton county.

An act to amend an act, entitled "An act to provide for the construction and completion of turnpike roads in Harrison county."

An act to incorporate the Library Association in Cairo, Henderson county.

An act to incorporate the Masonic Mutual Benefit Association, of Maysville.

An act to amend the charter of Lebanon, in Marion county.
An act to amend the charter of the city of Newport.

An act authorizing the city of Newport to increase her bonded indebtedness in aid of water-works.

An act to amend an act to reduce into one, amend, and digest the acts and amendatory acts incorporating the town of North Middle-town, in Bourbon county, approved March 28, 1872.

Mr. Graves moved to suspend the rule of the House and the regular order of business to take up a bill, entitled

A bill to subject bank stock to taxation for county and municipal purposes.

And the question being taken on the motion of Mr. Graves, it was decided in the negative.

The yeas and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


Mr. Hazelip moved to suspend the rule of the House and the regular order of business to enable the Committee on the Penitentiary to report a bill in relation to the Kentucky Penitentiary.

Which motion was adopted.
The yeas and nays being required thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—

Wm. A. Allen,           Wm. L. Hazelip,        John A. Prall,
W. W. Ayers,            Thos. W. Hentou,       John Preston,
H. C. Baker,            John S. Herd,         Thomas H. Reed,
W. N. Beckham,          W. Godfrey Hunter,     Geo. W. Riddle,
Church H. Blakey,       Allen Jones,          Sam'l M. Sanders,
R. W. Brandon,          John Watts Kearny,     W. W. Sawyers,
W. W. Browning,         A. S. Lewis,          William Sellers,
C. M. Clay, jr.,       Samuel Martin,        W. M. Stevens,
S. E. G. Cole,          W. H. May,           H. L. Stone,
Isham Cottingham,      Thomas J. Mayo,        Geo. W. Strickler,
B. C. Craddock,         James M. McArthur,     G. M. Thomas,
Newton Craig,           Matt. McKinney,       C. W. Threlkeld,
Richard D. Davis,       James W. Meador,      B. R. Walker,
Richard P. Finn,        Pearson Miller,       J. Q. Ward,
Geo. L. Forman,         Thos. B. Montgomery,  James D. Watson,
J. T. Freeman,          W. A. Morin,          C. H. Webb,
Ulysses Garred,         Thomas J. Morrow,     J. A. Wilson,
Addison Gibson,         Wm. Neal,            John Wolf,
E. A. Graves,           Mat. Nunan,           D. W. Wright,
R. P. Gresham,          O. S. Parker,        Geo. C. Young—62.
C. C. Harvey,           Joshua D. Powers,

Those who voted in the negative, were—

Mr. Speaker (McCreary) Henderson Conlee,        Bart. W. Jenkins,
J. C. S. Blackburn,       Thomas H. Corbett,     R. A. Jones,
Stephen R. Campbell,     B. F. Duvall,          M. W. LaRue,
Pat. Campion,            John Fible,           Robertson Payton,
Isaac N. Cardwell,       W. H. Frederick,      Geo. B. Turner,
H. S. Chilton,

Mr. J. A. Wilson, from the committee to whom was referred a bill from the Senate, entitled
An act to amend chapter 85 of the General Statutes, title "Penitentiary,"
Reported the same without amendment.
Mr. Blakey moved to amend said bill as follows, viz:
Strike out all after the enacting clause and insert in lieu thereof the following:
§ 1. That hereafter the rent for the Penitentiary, and all of its machinery and property, shall be ($12,000) twelve thousand dollars, instead of eight thousand dollars ($8,000) per annum, as now fixed by law.
§ 2. This act shall take effect on the 1st day of March, 1875.
The question was then taken on the adoption thereof, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Martin and D. H. Baker, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (M'Cready), Richard P. Finn, W. A. Morris,
W. W. Ayers, Geo. L. Forman, Robertson Payton,
W. N. Beatkaun, W. H. Frederick, Joshua D. Powers,
J. C. S. Blackburn, Ulysses Garret, John A. Prall,
Church H. Blakey, E. A. Graves, Thomas H. Reed,
W. W. Browning, Jas. W. Hannah, C. C. Scales,
Stephen R. Campbell, Thomas W. Henten, W. M. Stevens,
Pat. Campion, Joseph Hermes, Ben. Stout,
Issac N. Cardwell, Bart. W. Jenkins, Geo. W. Strickler,
Washington Chandler, R. A. Jones, Geo. B. Turner,
H. S. Chilton, John Watts Kearny, J. Q. Ward,
C. M. Clay, Jr., M. W. LaRue, James D. Watson,
Henderson Conlee, James M. McArthur, John S. Williams,
Thomas H. Corbett, J. B. McFerran, John Wolf,
Richard D. Davis, N. D. Miles, D. W. Wright,

Those who voted in the negative, were—

Wm. A. Allen, John S. Herd, Wm. Neal,
D. H. Baker, Samuel C. Humphrey, Mat. Nunan,
R. W. Brandon, W. Godfrey Hunter, O. S. Parker,
S. E. G. Cole, Allen Jones, John Preston,
Isaac Cottingham, A. S. Lewis, Geo. W. Riddle,
E. C. Craddock, F. M. Lowe, Samuel M. Sanders,
Newton Craig, Samuel Martin, W. W. Sawyers,
Samuel Ellis, W. H. May, H. L. Stone,
J. T. Freeman, Thomas J. Mayo, G. M. Thomas,
Addison Gibson, Matt. McKinney, C. W. Threlkeld,
H. P. Gresham, James W. Meador, B. R. Walker,
Nelson Hamilton, Thomas M. Miller, C. H. Webb,
C. C. Harvey, W. A. Morin, J. A. Wilson,
Wm. L. Hazelip, Thomas J. Morrow, Geo. C. Young—42.

Ordered, That said bill, as amended, be read a third time.

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with,

Mr. J. M. Wright moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Stone and Cardwell, were as follows, viz:
Those who voted in the affirmative, were—

W. W. Ayers, W. H. Frederick, Thos. B. Montgomery,
W. N. Beckham, J. T. Freeman, W. A. Morris,
J. C. S. Blackburn, E. A. Graves, Robertson Payton,
Church H. Blakey, James W. Hannah, Joshua D. Powers,
W. W. Browning, Thos. W. Henton, Thomas H. Reed,
Pat. Campion, Joseph Hermes, Samuel M. Sanders,
Isaiah N. Cardwell, Bart. W. Jenkins, W. M. Stevens,
Washington Chandler, Allen Jones, Ben. Stout,

Those who voted in the negative, were—

Mr. Speaker (M'Crea)y), R. P. Gresham, Geo. W. Strickler,
Wm. A. Allen, C. C. Harvey, Geo. B. Turner,
D. H. Baker, Wm. L. Hazenip, J. Q. Ward,
R. W. Brandon, John S. Herd, James D. Watson,
Stephen R. Campbell, W. Godfrey Hunter, John S. Williams,
S. E. Cole, A. S. Lewis, John Wolf,
Isham Cottingham, F. M. Lowe, D. W. Wright,
Newton Craig, W. H. May,
Richard D. Davis, Thomas J. Mayo,
Ulysses Garred, James W. Meador,
Addison Gibson, Thomas M. Miller,
Mr. Speaker (M'Crea)y), James W. Hannah,
W. W. Ayers, C. C. Harvey,
Edward Badger, Wm. L. Hazenip,
D. H. Baker, Thos. W. Henton,
W. N. Beckham, John S. Herd,
J. C. S. Blackburn, Joseph Hermes,
Church H. Blakey, Samuel C. Humphrey,
W. W. Browning, Geo. W. Riddle,
Stephen R. Campbell, Bart. W. Jenkins,
Pat. Campion, Allen Jones,
Isaac N. Cardwell, R. A. Jones,
Washington Chandler, John Watts Kearny,

The question was then taken on the passage of said bill, and it was
decided in the affirmative.

The yeas and nays being required thereon by Messers. Craig and
Allen, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (M'Crea)y), James W. Hannah, Mat. Nunan,
W. W. Ayers, C. C. Harvey, O. S. Parker,
Edward Badger, Wm. L. Hazenip, Robertson Payton,
D. H. Baker, Thos. W. Henton, Joshua D. Powers,
W. N. Beckham, John S. Herd, John Preston,
J. C. S. Blackburn, Joseph Hermes, Thomas H. Reed,
Church H. Blakey, Samuel C. Humphrey, Geo. W. Riddle,
W. W. Browning, W. Godfrey Hunter, Samuel M. Sanders,
Stephen R. Campbell, Bart. W. Jenkins, W. W. Sawyer,
Pat. Campion, Allen Jones, C. C. Scales,
Isaac N. Cardwell, R. A. Jones, Wm. Sellers,
Washington Chandler, John Watts Kearny, W. M. Stevens.
FEB. 19]  

HOUSE OF REPRESENTATIVES.  

C. M. Clay, Jr., M. W. LaRue,  
S. E. G. Cole, A. S. Lewis,  
Henderson Conlee, F. M. Lowe,  
Thomas H. Corbett, Samuel Marin,  
Isham Cottingham, W. H. May,  
B. C. Craddock, Thomas J. Mayo,  
Richard D. Davis, James M. McArtur,  
B. F. Duvall, J. B. McFerran,  
John Fible, Matt. McKinney,  
Richard P. Finn, James W. Meador,  
Geo. L. Forman, N. D. Miles,  
W. H. Frederick, Thomas M. Miller,  
J. T. Freeman, Thos. B. Montgomery,  
E. A. Graves, W. A. Morris,  
R. P. Greesham, Thomas J. Morrow,  
H. L. Stone,  
Ben. Stout,  
Geo. W. Strickler,  
G. M. Thomas,  
C. W. Threlkeld,  
Geo. B. Turner,  
B. R. Walker,  
J. Q. Ward,  
James D. Watson,  
C. H. Webb,  
J. A. Wilson,  
John Wolf,  
W. A. Morris,  
J. M. Wright,  
Geo. C. Young—81.  

Those who voted in the negative, were—  

Wm. A. Allen, Ulysses Garred,  
Newton Craig, Wm. Neal,  
Addison Gibson, John S. Williams—6.  

Mr. Thomas moved to reconsider the vote by which said bill was passed.  

Mr. LaRue moved to lay said motion on the table.  

And the question being taken on the motion of Mr. LaRue, it was decided in the affirmative.  

Mr. Jenkins, from the Committee on Railroads, to whom was referred bills from the Senate, of the following titles, viz:  

An act to amend an act, entitled "An act to incorporate the Ohio River Valley Railroad Company;"  

An act to authorize the city of Owensboro to subscribe stock to the Vincennes, Petersburg, and Owensboro Railroad Company;  

An act to charter the Owensboro, Glasgow, and Tennessee Railroad, Mining, and Manufacturing Company;"  

Reported the same without amendment.  

Ordered, That said bills be read a third time.  

The rule of the House and constitutional provision as to the third reading of said bills being dispensed with,  

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.  

Mr. Badger, from the special committee appointed to investigate the contested election case from the county of Jessamine, reported from said committee a bill, entitled  

A bill providing for the payment of the cost and expenses of investigating the contested election case from Jessamine county.  

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Which bill was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


Resolved, That the title of said bill be as aforesaid.
HOUSE OF REPRESENTATIVES.

Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be, and he is hereby, directed to draw his warrant on the Treasurer in favor of the Sergeant-at-Arms of the present House of Representatives for the sum of one hundred and thirteen dollars and one cent., to be paid out of any money in the Treasury not otherwise appropriated, and the Sergeant-at-Arms will pay out the same as hereinafter directed. To L. H. Willis, examiner of Jessamine county, for taking depositions, sixty-five dollars and eighty-five cents; to George B. Pryor, examiner of Jessamine county, for taking depositions, twenty-five dollars; to Lewis Hemphill, of Jessamine county, for two days' attendance as a witness and traveling one hundred and eight miles, six dollars and thirty-two cents; to John Cobb, for two days' attendance as a witness and traveling one hundred and fifteen miles, six dollars and sixty cents; to James Logan, for two days' attendance as a witness and traveling one hundred and fifteen miles, six dollars and sixty cents; to J. C. Coleman, one day's attendance as a witness, one dollar; to S. E. Riley, one day's attendance as a witness and traveling sixteen miles, one dollar and sixty-four cents.

§ 2. This act shall take effect from and after its passage.

Mr. Blakey entered a motion to reconsider the vote by which this House passed a bill from the Senate, entitled

An act to authorize the city of Owensboro to subscribe stock to the Vincennes, Petersburg, and Owensboro Railroad Company.

The hour of 12 o'clock, M., having arrived, the House took up from the orders of the day a bill, entitled

A bill for the benefit of Haly, Mahoney & Co.

The question pending when the consideration of the bill was cut off by adjournment was upon an amendment proposed by Mr. Thomas.

Said amendment was rejected.

The yeas and nays being required thereon by Messrs. Thomas and Graves, were as follows, viz:

Those who voted in the affirmative, were—

Wm. A. Allen, John S. Herd, Wm. Sellers,
W. W. Ayers, Samuel C. Humphrey, W. M. Stevens,
B. G. Bidwell, Allen Jones, H. L. Stone,
S. E. Cole, Samuel Martin, G. M. Thomas,
B. C. Craddock, W. H. May, C. W. Threlkeld,
Richard D. Davis, Matt. McKinney, B. R. Walker,
Samuel Ellis, N. D. Miles, J. Q. Ward,
Geo. L. Forman, W. A. Morin, James D. Watson,
J. T. Freeman, Thomas J. Morrow, John Wolf,

Those who voted in the negative, were—

Mr. Speaker (McCreary), Richard P. Finn, J. B. McFerran,
Edward Badger, Addison Gibson, James W. Meador,
The question then recurring upon concurring in the amendment adopted by the Senate as a substitute for said bill, it was decided in the affirmative.

The substitute proposed by the Senate reads as follows, viz:

**WHEREAS,** John Haly claims that the State of Kentucky is indebted to him $——, balance for work and material done and furnished on Fireproof Public Offices; and it also appears that the Commissioners appointed to superintend the construction of that improvement, under whose auspices said Haly done the work, are divided, and disagree among themselves as to the time and just standing of said account between Haly and the State; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Governor shall appoint three capable and discreet men, who shall, after being duly sworn to faithfully discharge the duties assigned them under this act, carefully examine all the accounts between the parties, and hear their evidence; and whether in fact there is any sum due said Haly in justice and equity; and if anything, how much, and make report thereof to the Governor in writing.

§ 2. If said report shall show any sum due said Haly, the Governor is hereby directed to order the Auditor to draw his warrant on the Treasurer in favor of said Haly, and the Treasurer is directed to pay the same.

§ 3. Said Commissioners are hereby clothed with power and authority to administer oaths to witnesses of both parties introduced before them on said investigation; and false swearing or perjury by any one before them shall be punished as provided now by law against such crimes; and said Commissioners are authorized to issue subpoenas for witnesses; and their summons for such witnesses shall be executed by any sheriff, constable, or town or city marshal, and the witnesses subject to same penalties for disobedience as in other cases.

§ 4. The Commissioners shall make full report, in writing, of the entire case, and all the evidence brought before them; said report shall be filed and preserved by the Governor in his office, and this settlement shall be final.

§ 5. The Commissioners shall be paid five dollars each per day for the time they are occupied, and their expenses, as well as also the witnesses...
Mr. Speaker (M'Cready) Wm. L. Hazelip, Wm. Neal, 
W. W. Ayres, Thomas W. Henton, Mat. Nunnan, 
Edward Badger, Joseph Hermes, Robertson Payton, 
J. C. S. Blackburn, Bart. W. Jenkins, Joshua D. Powers, 
Church H. Blakey, Allen Jones, John Preston, 
R. W. Brandon, R. A. Jones, Samuel M. Sanders, 
Stephen R. Campbell, John Watts Kearney, C. C. Scales, 
Pat. Campion, M. W. LaRue, W. M. Stevens, 
Isaac N. Cardwell, A. S. Lewis, H. L. Stone, 
C. M. Clay, jr., F. M. Lowe, Ben. Stout, 
Henderson Conlee, Samuel Martin, Geo. W. Strickler, 
Thomas H. Corbett, James M. McArthur, B. R. Walker, 
Newton Craig, J. B. McFerran, C. H. Webb, 
B. F. Duvall, Matt. McKinney, John S. Williams, 
John Fible, James W. Meador, J. A. Wilson, 
John C. Folsom, N. D. Miles, John Wolf, 
Geo. L. Forman, W. A. Harmon, Thos. B. Montgomery, 

Those who voted in the negative, were—

Wm. A. Allen, Addison Gibson, W. A. Morin, 
D. H. Baker, E. A. Graves, O. S. Parker, 
W. W. Browning, R. P. Gresham, Thos. H. Reed, 
Washington Chandler, John S. Herd, W. W. Sywars, 
H. S. Chilton, Samuel C. Humphrey, Wm. Sellers, 
S. E. G. Cole, W. Godfrey Hunter, G. M. Thomas, 
B. C. Graddock, W. H. May, C. W. Threlkeld, 
Richard D. Davis, Thomas J. Mayo, J. Q. Ward, 
Ulysses Garret, Thomas M. Miller, Geo. O. Young—27.

The House then took up from the orders of the day amendments by the Senate to bills which originated in this House, of the following titles, viz:

An act to amend the charter of the city of Lexington.
An act to insure and facilitate the payment of wages to laborers for the city of Louisville.

Said amendments were then severally concurred in.

The House then took up from the orders of the day a bill, which originated in the Senate, entitled
An act to incorporate the Evansville and Jackson Railroad Company, approved March 28, 1872.

The pending question being upon a motion heretofore entered to reconsider the vote by which the House refused to pass said bill.

The hour of one o'clock, P. M., arrived, and, according to order, the House adjourned until three o'clock, P. M.

At three o'clock, P. M., the House again assembled.

Bills were reported by the committees, who were directed to prepare and bring in the same, of the following titles, viz:

By Mr. Lewis, from the Committee on Education—
A bill to incorporate the Taylor County College.

By Mr. Blakey, from the Committee on Corporate Institutions—
A bill to incorporate Eginton Lodge, No. 490, F. A. M., in Whitley county.

By Mr. Webb, from the same committee—
A bill to incorporate the town of Golden Pond, in the county of Trigg.

By same—
A bill to incorporate the town of Wallonia, in the county of Trigg.

By same—
A bill to amend the charter of Crab Orchard, in Lincoln county.

By same—
A bill for the benefit of the town of Princeton.

By same—
A bill to authorize the trustees of Morgantown to sell part of Hobson street, in said town.

By same—
A bill to incorporate the Lebanon Gas-light Company.

By Mr. Wolf, from the same committee—
A bill to incorporate the Ohio and Kentucky River Packet Company.

By same—
A bill to amend the charter of the city of Ludlow, in Kenton county.

By same—
A bill for the benefit of the Ludlow and Pleasant Run Turnpike Road Company.

By same—
A bill to incorporate the Kentucky and Montana Gold Mining Company.
By Mr. Morris, from the same committee—
A bill to repeal an act, entitled "An act to authorize the trustees of the town of Carlisle, Nicholas county, to grant coffee-house license," approved February 17th, 1869.

By same—
A bill to amend an act, entitled "An act to reduce into one, amend, and digest the acts and amendatory acts incorporating the city of Paris."

By same—
A bill to incorporate the Fleming, Mason, Robertson, Nicholas, and Bath Counties Agricultural and Mechanical Association.

By same—
A bill to amend and revise the charter of Millersburg, Bourbon county.

By Mr. LaRue, from the same committee—
A bill to amend an act, entitled "An act to incorporate the Louisville and Jeffersonville Ferry Company," approved March 16th, 1869.

By Mr. Strickler, from the same committee—
A bill to change the time of holding the Owen county court.

By same—
A bill for the benefit of the Bath circuit court clerk.

By same—
A bill to amend the charter of the city of Maysville.

By Mr. McFerran, from the Committee on Claims—
A bill for the benefit of J. B. Gore, of Larue county.

By Mr. Graves, from the Committee on Ways and Means—
A bill for the benefit of R. W. Brandon and others, of Grayson county.

By Mr. J. A. Wilson, from the Committee on Moral and Religious Institutions—
A bill to incorporate Hudsonville Lodge, No. 262, of Free and Accepted Masons.

By Mr. McFerran, from the Committee on Claims—
A bill for the benefit of J. W. Pickering, of Crittenden county.

By Mr. McArthur, from the Committee on Internal Improvement—
A bill for the benefit of Pulaski county.

Which bills were read the first time and ordered to be read a second time.
The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The rule of the House and constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Lewis called up from the orders of the day a bill which originated in this House, entitled

An act for the benefit of common school district No. 38, in Anderson county.

This bill had heretofore been rejected by the House, and a motion entered to reconsider the vote by which the same was rejected.

The question being taken on the motion to reconsider the vote by which said bill was rejected, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Nunan and Allen, were as follows, viz:

Those who voted in the affirmative, were—

Wm. A. Allen, Addisom Gibson, Thomas J. Morrow,
W. W. Ayers, E. A. Graves, Mat. Nunan,
D. H. Baker, James W. Hancock, John A. Prall,
W. N. Beckham, C. C. Harvey, John Preston,
Church H. Blakey, Thos. W. Henton, Thomas H. Reed,
Pat. Campion, John S. Herd, Geo. W. Riddle,
H. S. Chilton, Samuel C. Humphrey, W. W. Sawyer,
S. E. G. Cole, W. Godfrey Hunter, Wm. Sellers,
B. C. Craddock, Allen Jones, W. M. Stevens,
Richard D. Davis, Samuel Martin, Ben. Stout,
Geo. L. Forman, James M. McArthur, G. M. Thomas,
W. H. Frederick, J. B. McCferran, James D. Watson,

Those who voted in the negative, were—

Mr. Speaker (McCreary) A. S. Lewis, Geo. W. Strickler,
J. C. S. Blackburn, W. H. May, C. W. Threlkeld,
Stephen R. Campbell, Matt. McKinney, Geo. B. Turner,
Washington Chandler, N. D. Miles, B. R. Walker,
Henderson Conlee, Thomas M. Miller, J. Q. Ward,
Thomas H. Corbett, W. A. Morris, John S. Williams,
Ulysses Garred, Wm. Neal, J. A. Wilson,
R. P. Gresham, Robertson Payton, John Wolf,
Bart W. Jenkins, Samuel M. Sanders, Geo. C. Young—99.

John Watts Kearny, H. L. Stone,
The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Neal and Nunan, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the boundary lines between districts No. 55, in Washington county, and No. 38, in Anderson county, be, and the same is, so changed that Big Beaver creek shall be the line between said districts instead of the county line, as now established, and all the children on the Anderson county side of Big Beaver creek, in Washington county, are hereby attached to district No. 38, in Anderson county.

§ 2. This act shall take effect on the 1st day of July, 1874.

Mr. Larue, from the Committee on Corporate Institutions, who were directed to prepare and bring in the same, reported bills of the following titles, viz:

94-a.
A bill to incorporate the Boone Water-power and Manufacturing Company.

A bill incorporating the Louisville Coal-boat Harbor Company.

Which were read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be recommitted to the members of this House from the city of Louisville.

Mr. Blakey, from the Committee on Corporate Institutions, who were directed to prepare and bring in the same, reported a bill, entitled

A bill for the benefit of S. F. G. Cole, of the county of Todd.

Which was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill being engrossed, was read a third time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That S. F. G. Cole, of the county of Todd, be, and he is hereby, authorized to peddle general merchandise in the counties of Christian, Muhlenburg, Todd, Trigg, Logan, Caldwell, Simpson, Calloway, Marshall, and Graves, for the space of five years from the approval of this act, without paying any license therefor.

§ 2. This act shall take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wolf and Allen, were as follows, viz:

Those who voted in the affirmative, were—

Edward Badger, Richard P. Finn, Mat. Nunnan,
Church H. Blakey, W. H. Frederick, O. S. Parker,
R. W. Brandon, Ulysses Garred, John A. Prall,
Stephen R. Campbell, R. P. Gresham, W. W. Sawyers,
Pat. Campion, James W. Hannah, Wm. Sellers,
Isaac N. Cardwell, C. C. Harvey, W. M. Stevens,
Washington Chandler, John S. Herd, H. L. Stone,
Henderson Conlee, W. Godfrey Hunter, Ben. Stout,
Thomas H. Corbett, Allen Jones, Geo. M. Thomas,
Isham Cottingham, John Watts Kearny, C. W. Threlkeld,
Newton Craig, M. W. LaRue, Geo. B. Turner,
Richard D. Davis, W. A. Morris, C. H. Webb,
Resolved, That the title of said bill be as aforesaid.

Mr. McFerran, from the Committee on Claims, who were directed to prepare and bring in the same, reported a bill, entitled

A bill for the appropriation of money.

Which bill was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be printed, and made the special order for Friday next, at fifteen minutes past three o'clock, P. M.

Mr. McFerran, from the same committee, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to provide for the conveyance of pauper lunatics to the various asylums in this Commonwealth.

Which bill was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill being engrossed, was read a third time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Ken-

tucky, That all expenses for the conveyance of pauper lunatics to the

asylums of this Commonwealth shall be paid to the persons so conveying

said lunatics by warrant of the Auditor of Public Accounts upon the

Treasurer of the State, the sum for conveyance to be certified by the

Superintendent of the asylum to which the patient is carried: Provided,

That but one person shall be paid for conveying such lunatic; the cost

is no case to exceed six cents per mile going, for guard and patient each,

and six cents per mile for guard returning, distance to be estimated by the

nearest usual route of travel.

§ 2. That patients denied admittance or not received by superintend-

cents of asylums for want of room, shall receive the same compensation

returning to their homes that they are entitled to under the foregoing sec-

tion of this act for going to said asylums.
§ 3. Where a certificate has been issued by the superintendent of any
lunatic asylum since the 15th day of October, 1873, for the conveyance of
a pauper lunatic to the asylum, it shall be lawful for the Auditor to draw
his warrant on the Treasurer for the amount of such certificate, not exceed­ing
the amount due upon the certificate under the law in force on the
1st day of December, 1873.
§ 4. This act shall take effect on its passage.

The question was then taken on the passage of said bill, and it was
decided in the affirmative.

The yeas and nays being required thereon in pursuance to a pro­
vision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) Addison Gibson, William Allen, Edward Badger,
D. H. Baker, J. C. S. Blackburn, Church H. Blakey, R. W. Brandon,
W. W. Browning, Stephen R. Campbell, Pat. Campion, Washington Chandler,
H. S. Chilton, C. M. Clay, jr., S. E. G. Cole, Henderson Conlee,
Thomas H. Corbett, Isham Cottingham, B. C. Craddock,
Richard D. Davis, B. F. Duvall, Geo. L Forman,
J. T. Freeman, Ulysses Garred, E. A. Graves, James W. Hannah,
C. C. Harvey, Wm. L. Hazelpip, John S. Hrd,
W. Godfrey Hunter, Bart. W. Jenkins, Allen Jones,
John Watts Kearny, M. W. LaRue, A. S. Lewis,
Samuel Martin, Thomas J. Mayo, James M. McArthur,
J. B. McFerran, Matt. McKinney, James W. Meador,
N. D. Miles, W. A. Morin, W. A. Morris,
Thomas J. Morrow, Wm. Neul, Mat. Nunan,
O. S. Parker, Robertson Payton, John Preston,
Thomas H. Reed, Geo. W. Riddle, Samuel M. Sanders,
W. W. Sawyers, Wm. Sellers, W. M. Stevens,
Ben. Stout, Geo. W. Strickler, G. M. Thomas,
C. W. Threlkeld, Geo. B. Turner, B. R. Walker,
J. Q. Ward, James D. Watson, J. A. Wilson,
Geo. C. Young—68.

In the negative—H. L. Stone—1.

Resolved, That the title of said bill be as aforesaid.

Bills from the Senate, of the following titles, were reported, with­
out amendment, by the committees to whom same were referred, viz:

By Mr. Preston, from the Committee on Education—
An act to allow an additional tax to be levied for building school­
houses in district No. 22, in Greenup county.

By Mr. Henton, from the Committee on Banks—
An act to amend the charter of the Planters' Bank of Kentucky.
By Mr. Webb, from the Committee on Corporate Institutions—
An act to amend an act to incorporate Princeton College, approved February 20, 1860, and to confer certain powers on the board of trustees of the town of Princeton.

By same—
An act to amend the charter of the town of Concord, in Lewis county.

By same—
An act for the benefit of the commissioners of the turnpike fund in Henry county.

By same—
An act to incorporate the Big South Fork Navigation, Lumber, Manufacturing, and Transportation Company.

By Mr. Wolf, from the same committee—
An act to amend the charter of Pembroke, in Christian county.

By same—
An act to authorize the Liederkranz Society to issue additional stock.

By same—
An act to amend the charter of the town of Princeton.

By Mr. Strickler, from the same committee—
An act to amend an act to incorporate the Transylvania Street Railroad Company, approved April 19, 1873.

By Mr. Morris, from the same committee—
An act to incorporate the town of Hamilton, in the county of Ohio.

By Mr. Wolf, from the same committee—
An act repealing an act, entitled "An act repealing an act creating the office of town marshal of Independence, and concerning the police laws of said town."

By Mr. Young, from the same committee—
An act to amend the charter of the town of Loretto, in Marion county.

By Mr. Browning, from the Committee on Claims—
An act for the benefit of Robert Barlow, colored pauper idiot of Hart county.

Ordered, That said bills be read a third time.

The rule of the House and constitutional provision as to the third reading of said bills being dispensed with,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. McFerran, from the Committee on Claims, to whom was referred a bill from the Senate, entitled An act for the benefit of Wm. Durrett, of Taylor county, reported the same without amendment.

Ordered, That said bill be read a third time.

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—


In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Said bill reads as follows, viz:

WHEREAS, By the verdict of a jury of Taylor county, Harriet Durrett, of said county, was, in October, 1870, found to be a pauper lunatic; and whereas, by an order of the court which held the inquest, she was directed to be conveyed to the Lunatic Asylum at Lexington, there to be confined, and was conveyed to said Asylum, but not received for want of
accommodation; and whereas, since that time William Durrett has supported and maintained said pauper, who is now, and since said inquest has continued to be, a lunatic.

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Auditor of State is hereby directed to issue his warrant upon the Treasury in favor of said William Durrett for the sum of three hundred and thirteen dollars and fifty cents, being for the support of said pauper lunatic from March 28th, 1872, to October 1st, 1873.

§ 2. This act to be in force from its passage.

Mr. Webb, from the Committee on Corporate Institutions, to whom was referred a bill from the Senate, entitled

An act for the benefit of common schools in Marshall, Livingston, and McCracken counties.

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was then read a third time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the common school commissioners of Marshall, Livingston, and McCracken counties shall each be, and he is hereby, authorized and empowered to draw from the State Treasury the amount and bonded surplus of school fund in the State Treasury to the credit of his county, upon being directed so to do by order of his county court. But before such order shall be made by court, the commissioner shall execute covenant to the Commonwealth, with surety worth at least double the amount to be drawn, that he will safely keep, invest, or pay out, or otherwise dispose of said fund for common school purposes in his county, as the court of claims for his county may order; which covenant shall be executed in and approved by the county court, and filed in the clerk's office of said court; and for any breach of the bond, the county court, or any person or persons aggrieved, may maintain an action thereon.

§ 2. Upon the written order of the commissioner, accompanied by a copy of the order of his county court directing him to draw said fund, it shall be the duty of the Auditor to draw his warrant upon the Treasurer for the full amount of such surplus due or belonging to the county of the commissioner so ordering the same.

§ 3. This act shall take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. LaRue and Ellis, were as follows, viz:

Those who voted in the affirmative, were—

Edward Badger, R. P. Gresham, Robertson Payton,
R. W. Brandon, C. C. Harvey, Joshua D. Powers,
Pat. Campion, Wm. L. Hazelip, Geo. W. Riddle,
Isaac N. Cardwell, John S. Herd, W. W. Sawyers,
Washington Chandler, Joseph Hermes, C. C. Scales,
H. S. Chilton, Samuel C. Humphrey, Wm. Sellers,
S. E. G. Cole, W. Godfrey Hunter, W. M. Stevens,
Those who voted in the negative, were—


Resolved, That the title of said bill be as aforesaid.

Mr. J. M. Wright moved that hereafter, for the remainder of the present session, the hour for adjournment shall be seven o'clock, P. M. At the afternoon sessions of this House, from three o'clock till five o'clock, the order of business shall be calling of counties for local bills; and from five o'clock till seven o'clock for receiving reports from the standing committees.

Which motion was adopted as the rule of this House.

Leave of absence, indefinitely, was granted to Messrs. Pearson Miller and Morin.

Mr. LaRue, from the Committee on Corporate Institutions, to whom was referred a bill from the Senate, entitled An act to further amend the charter of the Kentucky River Navigation Company.

Reported the same without amendment.

Ordered, That said bill be printed and recommitted to the Committee on Corporate Institutions.

And then the House adjourned.
FRIDAY, FEBRUARY 20, 1874.

A message was received from the Senate, announcing that they had disagreed to bills, which originated in this House, of the following titles, viz:

An act to prevent stock from running at large in Campbell county.
An act to regulate and fix the pay of special judges in circuit, chancery, criminal, and common pleas courts.
An act to amend section 154 of the Criminal Code of Practice.
That they had passed bills, which originated in this House, of the following titles, viz:

An act to amend chapter 84 of the General Statutes, title "Peddlers."
An act to incorporate the Ohio and Kentucky River Packet Company.
An act to incorporate Franklin Colored Benevolent Society, of Franklin.
An act to amend the charter of the Cumberland and Ohio Railroad Company.
An act declaring Blackberry creek, in Pike county, a navigable stream.
An act to incorporate the Central Kentucky Banking Company.
An act to authorize the county court of Pendleton county to levy a tax to pay off the railroad debt of said county.
An act to change the time of holding the Pulaski circuit court.
An act to amend the charter of Paint Lick and Copper Creek Turnpike Road Company.
An act for the benefit of John Pearce, of Trimble county.
An act for the benefit of John Taliaferro, clerk of the Clark circuit court.
An act to regulate the sale of medicines and poisons.
An act to amend and revise the charter of Millersburg, in Bourbon county.
An act to incorporate the town of Monterey, in Owen county.
An act to increase the jurisdiction of justices of the peace in the counties of Warren, Christian, Edmonson, Carter, and Madison.

An act to amend an act, entitled “An act to regulate the taking up of property found adrift upon certain rivers in this Commonwealth,” approved March 23, 1872.

With amendments to the last three named bills.

And that they had passed bills of the following titles, viz:

1. An act for the benefit of the turnpikes of the State of Kentucky.
2. An act to prevent accidents, and provide for escapes in cases of collisions in tunnels or railroads.
3. An act to incorporate the Power Manufacturing, Agricultural, and Water Utilizing Company.
4. An act to amend the charter of the town of Briensburg, in Marshall county.
6. An act to re-enact and continue in force an act, entitled “An act for the benefit of A. W. Nickels, late sheriff of Johnson county, and his sureties,” approved February 3, 1871.
7. An act for the benefit of Fannie Moore, of Woodford county.
8. An act to provide for defining and marking the line between the counties of Fayette and Scott.
9. An act for the benefit of the assessor of Caldwell county.
10. An act to incorporate the German Evangelical Reform Church of Covington.
11. An act to regulate legal advertisements in Gallatin county.
12. An act changing the time of holding the county courts in Carroll county.
13. An act to change the location of the Wilderness Turnpike Road in Bell county.
14. An act to prohibit the sale of forged, counterfeited, and altered tickets of steamboats, railroads, and other public conveyances, and to prevent frauds upon travelers.
15. An act for the benefit of A. J. Miller, of Allen county.
16. An act supplemental to and to amend an act, entitled “An act to apportion representation in the Senate and House of Representatives,” approved February 19, 1874.
17. An act to prevent the obstruction of the creeks and other watercourses in Henderson county, and to provide for removing obstructions therefrom.
Which bills were read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be referred—the 1st, 13th, and 17th to the Committee on Internal Improvement; the 2d and 14th to the Committee on Railroads; the 3d and 4th to the Committee on Corporate Institutions; the 5th, 6th, and 9th to the Committee on Ways and Means; the 7th to the Committee on Education; the 8th to the Committee on Propositions and Grievances; the 10th to the Committee on Moral and Religious Institutions; the 11th and 12th to the Committee on County Courts; and the 15th and 16th to the Committee on the Judiciary.

That they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of James Wallace, late sheriff of Christian county.

An act for the benefit of W. E. Clelland, late sheriff of Mercer county.

An act for the benefit of I. L. Hyatt, of Washington county.

An act for the benefit of Achilles Nelson, trustee for Stephen Richardson, a pauper lunatic of Russell county.

An act to amend the road laws of the counties of Boyd and Carter.

An act to incorporate the Kentucky Normal School at Carlisle.

An act to incorporate the Carlisle Academy;

An act to increase the jurisdiction of quarterly courts in Hickman, Fulton, Graves, Calloway, Henderson, Union, Webster, Todd, Magoffin, Owen, Gallatin, Logan, Boyd, Barren, Boone, Monroe, Metcalfe, Edmonson, Breckinridge, Wayne, Pulaski, Marshall, Cumberland, and other counties.

An act for the benefit of the sheriff of Cumberland county.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend the charter of the Kentucky Land Company;

An act for the benefit of James T. Sullenger, sheriff of Carroll county;
An act for the benefit of the Deaf and Dumb Asylum at Danville;
An act for the benefit of Geo. W. Bradburn, tax assessor for Allen county;
An act to authorize M. Duke to erect a mill-dam across Big Barren river at or near Holton's Ford, in Allen county;
An act for the benefit of Joseph Wilcher, jailer of Gallatin county;
An act to amend an act, entitled "An act to authorize the Jamestown justices' district, in Campbell county, to issue bonds;"
An act to amend an act, entitled "An act to incorporate the Coal Road Company;"
An act to establish and provide for a colored free school in the city of Owensboro, Kentucky;
An act to incorporate the Chicago and South Atlantic Railroad Company of the State of Kentucky;
An act to amend and continue in force an act, entitled "An act to incorporate the Camdensville, Johnsonville, and Burnt Church Turnpike Company;"
An act to amend an act, entitled "An act to incorporate the Warsaw Turnpike Company;"
An act for the benefit of common schools in Marshall, Livingston, and McCracken counties;
And also enrolled bills, which originated in this House, of the following titles, viz:
An act to amend and reduce into one the several acts in relation to the town of Owingsville;
An act to amend the charter of the city of Dayton;
An act for the benefit of the Commissioners of the Sinking Fund of Hardin county;
An act to extend the limits of the town of Greenville, Muhlenburg county;
An act to amend an act incorporating the Mercer County Mechanical and Agricultural Society;
An act to amend an act, entitled "An act to amend the charter of the Bloomfield and Springfield Turnpike Road Company," approved February 22, 1860;
An act to amend an act, entitled "An act to incorporate the Paducah and North Ballard Turnpike Road Company," approved March 1, 1872;
An act for the benefit of the administrator of F. M. Weeden, late sheriff of Mason county;
An act to amend an act, entitled "An act to incorporate the Kingston and Boone's Gap Turnpike Road Company, in Madison county;"

An act to incorporate the Warren Presbyterian Church, of Louisville;

An act to amend an act, entitled "An act to incorporate the Ashbottom Turnpike Road Company," approved March 22, 1871;

An act to insure and facilitate the payment of wages to laborers for the city of Louisville;

An act to provide for the establishment of the measurement of brick-work, &c.;

An act for the benefit of Haly, Mahoney & Co.;

An act for the benefit of Jas. M. Bolton, jailer of Knox county;

An act to amend the charter of the city of Lexington;

An act to amend an act, entitled "An act for the benefit of keepers of licensed stud-horses, jacks, and bulls;"

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

A message was received from the Governor by Mr. Botts, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in this House, of the following titles, viz:

An act for the benefit of Wiley J. Coffee and his sureties.

An act to provide for the payment of expenses incurred by the Ohio county court in taking care of a pauper lunatic.

An act for the benefit of school district No. 68, in Madison county.

An act to amend the charter of the town of Mt. Carmel, in Fleming county.

An act for the benefit of Mrs. Mary Davis, of Livingston county.

An act for the benefit of W. R. Stringer, of Livingston county.

An act for the benefit of Ulysses Garred, of Lawrence county.

An act to amend an act for the benefit of the Stoner Mouth Presbyterian Church, Bourbon county.

Mr. Fible presented the petition of sundry citizens of Westport, in Oldham county, praying for a change in the road laws in said precinct.

Which was received, the reading dispensed with, and referred to the Committee on Propositions and Grievances.

Mr. Preston moved to suspend the rule of the House and the regular order of business, to call up from the Committee on Education
their report on a bill which they were directed to prepare and bring in, entitled

An act to amend chapter 18 of General Statutes, title "Common Schools."

And the question being taken on said motion, it was decided in the affirmative.

The yeas and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—

Wm. A. Allen, Addison Gibson, John A. Prall,
W. W. Ayers, E. A. Graves, John Preston,
Edward Badger, R. P. Gresham, Thos. H. Reed,
Church H. Blakey, Nelson Hamilton, Geo. W. Riddle,
R. W. Brandon, Jas. W. Hannah, W. W. Sawyer,
Stephen R. Campbell, C. C. Harvey, W. M. Stevens,
Pat. Campion, Wm. L. Hazelp, H. L. Stone,
Isaac N. Cardwell, Thomas W. Henton, Geo. W. Strickler,
C. M. Clay, jr, John S. Herd, G. M. Thomas,
Henderson Conlee, W. Godfrey Hunter, C. W. Threlkell,
Isham Cottingham, John Watts Kearny, Geo. B. Turner,
E. C. Craddock, A. S. Lewis, B. R. Walker,
Newton Craig, Thomas J Mayo, J. Q. Ward,
Richard D. Davis, Thos. B. Montgomery, James D. Watson,
B. F. Duvall, W. A. Morin, C. H. Web,
Samuel Ellis, Thomas J. Morrow, John S. Williams,
John Fible, Wm. Neal, J. A. Wilson,
Richard P. Finn, O. S. Parker, John Wolf,
Ulysses Garred, Joshua D. Powers,

Those who voted in the negative, were—

Washington Chandler, Samuel C. Humphrey, Geo. C. Young—3.

Mr. Preston, from the Committee on Education, then reported a
bill, entitled

A bill to amend chapter 18 of the General Statutes, title "Common Schools."

Which bill was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Williams moved to suspend the rule of the House and the regular order of business, to take up from the orders of the day a resolution, entitled

Resolution asking the construction of a grand trunk railway by the General Government through certain States in this Union.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon, the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary), R. P. Gresham, Wm. Neal,
Wm. A. Allen, Nelson Hamilton, Wm. Neal,
Edward Badger, James W. Hannah, Wm. Neal,
O. S. S. Baker, C. C. Harvey, Nelson Hamilton,
W. N. Beekman, Wm. L. Hazelip, O. S. S. Parker,
I. C. S. Blackburn, Thos. W. Henton, Robertson Payton,
R. W. Brandon, John S. Herd, John A. Pratt,
Stephen R. Campbell, W. Godfrey Hunter, John Preston,
Pat. Campion, Bart. W. Jenkins, Thomas H. Reed,
H. N. Cardwell, Allen Jones, Geo. W. Riddle,
Washington Chandler, R. A. Jones, Samuel M. Sanders,
H. S. Chilton, John Watts Kearny, W. W. Sawyers,
C. M. Clay, jr., M. W. LaRue, Geo. W. Riddle,
S. E. G. Cole, A. S. Lewis, Samuel M. Sanders,
Henderson Conlee, F. M. Lowe, C. C. Scales,
Hiram Cottingham, W. T. Marshall, C. C. Scales,
Newton Craig, W. H. May, Wm. Sellers,
John Fibie, Thomas J. Mayo, Wm. Sellers,
Richard P. Finn, J. B. McFerran, W. M. Stevens,
W. H. Frederick, Matt. McKinney, H. L. Stone,
J. T. Freeman, James W. Meader, Ben. Stout,
Addison Gibson, Thomas M. Miller, Geo. W. Strickler,
E. A. Graves, James D. Watson,

Those who voted in the negative, were—

W. W. Browning, Samuel C. Humphrey, John Wolf,
S. C. Craddock, James M. McArthur, Geo. C. Younig—8,
Geo. L. Forman, C. W. Threlkeld,

Said resolution was then taken up out of the orders of the day and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That whereas the great producing industries of the West and Northwest are prostrated and almost paralyzed by the high tariff of freight on all
their products seeking the markets of the world, amounting in many cases to absolute prohibition of export; and whereas, with cheap transportation to the seaboard, the fertile and teeming lands of the Mississippi valley could feed all the hungry millions of the Old World, and all with gold the coffers of the new; and whereas, the American railway system is a thing that has been born and grown up since our Government was established, and therefore was not provided for at its formation, but managed chiefly in the interest of rings and chartered monopolies, has assumed such gigantic proportions as to defy the power of the separate States to control it; therefore, be it

Resolved, That our Senators in Congress be instructed, and our Representatives requested, to urge upon the General Government the construction (with the consent of the States through which it may pass) of a grand double-track railroad highway, for transportation of freight alone, from the Atlantic seaboard, say from New York city, on the shortest line, to the valley of the Ohio—branching on the west of the Allegheny Mountains—so as to pass through Kentucky via Louisville to St. Louis, and via Cincinnati and Indianapolis to Chicago. The road to be built, owned, and controlled by the Federal Government as a public highway of commerce, free to all individuals and companies who may choose to run their own freight trains upon it, by paying only such tolls as may be necessary to pay the cost of management and repairs, in the same manner that boats are run upon rivers and canals.

The question being taken on the adoption of the resolution, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Finn and Watson, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—

Leave of absence, indefinitely, was granted to Messrs. Sanders and Thomas.

Bills were reported by the committees, who were directed to prepare and bring in the same, of the following titles, viz:

By Mr. Webb, from the Committee on Corporate Institutions—
A bill to amend an act, entitled "An act to change the name and extend the limits of the town of Berry Station, in Harrison county," approved March 15, 1869.

By same—
A bill for the benefit of Stephen Nethercutt, of Carter county.

By same—
A bill to amend the charter of the Louisville and Taylorsville Turnpike Road Company.

By same—
A bill to change the voting place of the Elk Spring precinct, in Warren county.

By same—
A bill for the benefit of the common school districts of Trigg county.

By Mr. Strickler, from the same committee—
A bill to apply the provisions of an act, entitled "An act to incorporate a police municipality in Jefferson county," to other precincts.

By same—
A bill to amend an act, entitled "An act for the organization of the public schools in the town of Claysville, in Webster county."

By same—
A bill to amend the charter of the city of Cynthiana.

By Mr. Blakey, from the same committee—
A bill to repeal an act authorizing the county judge of Muhlenburg to change the South Carrollton and Madisonville Road as the same passed over the lands of C. L. Morehead.
By Mr. Strickler, from the same committee—
A bill to amend an act, entitled “An act incorporating the Sherburn Bridge Company.”

By same—
A bill to incorporate the Independent Printing Company.

By Mr. Blakey, from the same committee—
A bill to amend an act, entitled “An act to amend an act to incorporate the Claysville Male and Female Academy.”

By same—
A bill to amend the charter of the city of Cynthiana.

By Mr. Wolf, from the same committee—
A bill to amend an act, entitled “An act to incorporate the World’s Fair Association, of Woodford county,” approved February 19, 1873.

By same—
A bill to incorporate the Lexington Agricultural and Industrial Exposition Company.

By Mr. Young, from the same committee—
A bill to cause certain books to be indexed belonging to the office of the Whitley quarterly court.

By Mr. Strickler, from the same committee—
A bill for the benefit of W. E. Tipton’s administrator.

By same—
A bill to incorporate the Catholic Cemetery Company of Lexington.

By same—
A bill to amend an act, entitled “An act to reduce into one the several acts in relation to the town of Taylorsville.”

By same—
A bill to incorporate the town of New Columbus, in Owen county.

By Mr. J. A. Wilson, from the Committee on Moral and Religious Institutions—
A bill to repeal an act to restrict the granting of license to sell spirituous, vinous, or malt liquors, and the sale thereof, in the town of Litchfield, or within two miles of the court-house therein.

Which bills were read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.
The rule of the House and constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the Senate, of the following titles, were reported, without amendment, by the committee to whom they were referred, viz:

By Mr. Strickler, from the Committee on Corporate Institutions—
An act to amend an act, entitled "An act to amend the charter of the town of Hartford."

By Mr. Blakey, from the same committee—
An act to incorporate Harmony Lodge, No. 125, Independent Order of Odd Fellows, at Hamilton, in Boone county.

By Mr. Wolf, from the same committee—
An act to incorporate the town of Russell, in Greenup county.

By Mr. Young, from the same committee—
An act to amend an act, entitled "An act to incorporate the city of Mayfield."

By same—
An act to amend an act, entitled "An act to reduce into one the several acts in relation to the town of Taylorsville."

Ordered, That said bills be read a third time.

The rule of the House and constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The hour of 12 o'clock, M., having arrived, the House proceeded to the consideration of the order of the day, viz:

A bill to amend an act, entitled "An act to regulate the taking up of property found adrift on certain rivers in this Commonwealth,"

With an amendment proposed by the Senate.

Said amendment was concurred in.

Mr. Graves moved to suspend the rule of the House and the regular order of business to call up from the Committee on General Statutes their report on a bill, entitled

An act to amend chapter 92, title "Revenue and Taxation," General Statutes.

And the question being taken on said motion, it was decided in the affirmative.
The yeas and nays being taken thereon under the rule of the House, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) R. P. Gresham, Wm. Neil,
Wm. A. Allen, James W. Hannah, O. S. Parker,
D. H. Baker, C. C. Harvey, Joshua D. Powers,
J. C. S. Blackburn, Wm. L. Hazelip, John Preston,
W. W. Browning, Thos. W. Henton, Thomas H. Reed,
Stephen R. Campbell, John S. Herd, Geo. W. Riddle,
Isaac N. Cardwell, W. Godfrey Hunter, W. W. Sawyers,
Washington Chandler, Allen Jones, William Sellers,
H. S. Chilton, R. A. Jones, W. M. Stevens,
Henderson Conlee, John Watts Kearny, Geo. W. Strickler,
Isham Cottingham, M. W. LaRue, C. W. Threlkeld,
B. C. Craddock, A. S. Lewis, Geo. B. Turner,
Newton Craig, F. M. Lowe, B. R. Walker,
B. F. Duvall, W. H. May, J. Q. Ward,
John Pible, Thomas J. Mayo, James D. Watson,
J. T. Freeman, James W. Meador, J. A. Wilson,
Ulysses Garred, Thos. M. Miller, John Wolf,
Addison Gibson, Thos. B. Montgomery, Geo. C. Young—56.
E. A. Graves, W. A. Morin,

Those who voted in the negative, were—

Church H. Blakey, Joseph Hermes, John A. Prall,
C. M. Clay, jr., Samuel C. Humphrey, C. H. Webb,
Geo. L. Forman,

Mr. J. M. Wright, from the Committee on General Statutes, to whom was referred a bill that originated in the Senate, entitled

An act to amend chapter 92, title "Revenue and Taxation," General Statutes,

Reported the same without amendment.

The question being upon ordering the bill to be read a third time,

Mr. Blakey, at 12½ o'clock, P. M., moved 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. Blakey and Finn, were as follows, viz:

Those who voted in the affirmative, were—

Church H. Blakey, Geo. L Forman, John Wolf,
Mr. Speaker (M'Cready) moved to extend the session beyond one o'clock, P. M., and the question being taken thereon, it was decided in the negative.

And then the House adjourned till three o'clock, P. M., At 3 o'clock, P. M., the House again assembled.

At 3½ o'clock, P. M., the House, according to order, took up for consideration a bill, entitled

A bill for the appropriation of money.

Sundry amendments were made to said bill, and sundry amendments moved and rejected.

Mr. Freeman moved to amend the bill as follows, viz:

Strike out of section 5 the word "eight," and insert in lieu thereof the word "five."

Said section reads as follows, viz:

§ 5. To the Sergeant-at-Arms of the Senate and House of Representatives, each, eight dollars per day, during the present session.

And the question being taken on said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Freeman and Herd, were as follows, viz:

Those who voted in the affirmative, were—

J. T. Freeman, W. Godfrey Hunter, Robertson Payton,
E. A. Graves, Allen Jones, W. W. Sawyers,
Wm. L. Hazelip, A. S. Lewis, Ben. Stout,
John S. Herd, Samuel Martin, B. R. Walker,
Those who voted in the negative, were—

Mr. Speaker (McCreary), B. F. Duvall, Samuel Ellis, N. D. Miles, Thomas M. Miller,
Wm. A. Allen, Richard P. Finn, W. A. Morin,
Edward Badger, W. H. Frederick, W. A. Morris,
W. N. Beckham, Ulysses Garred, Thomas J. Morrow,
James S. Blackburn, Addison Gibson, John A. Prall,
Church H. Blakey, R. P. Gresham, John Preston,
R. W. Brandon, Nelson Hamilton, Thomas H. Reed,
W. W. Browning, Pat. Campion, Geo. W. Riddle,
Stephen R. Campbell, James W. Hannah, C. C. Scales,
Isaac N. Cardwell, Thomas W. Henton, W. M. Stevens,
Washington Chandler, Joseph Hermes, H. L. Stone,
H. S. Chilton, Burt. W. Jenkins, Geo. W. Strickler,
C. M. Clay, Jr., John Watts Kearny, C. W. Threlkeld,
S. E. G. Cole, M. W. LaRue, Geo. B. Turner,
Henderson Conlee, F. M. Lowe, J. Q. Ward,
Isham Cottingham, W. H. May, John S. Williams,
B. C. Craddock, Thomas J. Mayo, J. A. Wilson,
Newton Craig, James M. McArthur, D. W. Wright,

Section 7 of said bill having been adopted as follows, viz:

§ 7. To Isaac Wingate, jr., Clerk of the Enrolling Committee of the Senate, eight dollars per day, during the present session.

Mr. LaRue moved to reconsider the vote by which said section was adopted.

And the question being taken on the motion of Mr. LaRue, it was decided in the negative.

The yeas and nays being required thereon by Messrs. LaRue and Watson, were as follows, viz:

Those who voted in the affirmative, were—

James W. Hannah, M. W. LaRue, Robertson Payton,
Wm. L. Hazelip, A. S. Lewis, B. R. Walker,
John S. Herd, Samuel Martin, James D. Watson,
Allen Jones,

Those who voted in the negative, were—

Mr. Speaker (McCreary), Richard P. Finn, Thomas M. Miller,
Wm. A. Allen, Geo. L. Forman, W. A. Morin,
Edward Badger, W. H. Frederick, W. A. Morris,
H. C. Baker, J. T. Freeman, Wm. Neal,
W. N. Beckham, Ulysses Garred, Mat. Nunan,
J. C. S. Blackburn, Addison Gibson, Joshua D. Powers,
Church H. Blakey, E. A. Graves, Thomas H. Reed,
R. W. Brandon, R. P. Gresham, Geo. W. Riddle,
Mr. Morris moved to amend section 8 of said bill as follows, viz: Strike out the words "two dollars and fifty cents," and insert in lieu thereof the words "three dollars."

Said section reads as follows, viz:

8. To the Pages of the Senate and House of Representatives, two dollars and fifty cents, each, per day, during the present session.

The question was then taken on the adoption thereof, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Martin and Walker, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—

Mr. Hermes moved to amend the bill as follows, viz:

Strike out all of section 9.

Section 9 reads as follows, viz:

§ 9. To the Ministers of the Gospel of Frankfort, who have opened the Senate and House of Representatives with prayer during the present session, three hundred dollars to be drawn and distributed equally among them by James Lobban, Sergeant-at-Arms of the House of Representatives.

The question was then taken on the adoption of said amendment, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Hermes and Martin, were as follows, viz:

In the affirmative—Joseph Hermes—1.

Those who voted in the negative, were—


Mr. Blackburn moved to amend section 13 of said bill as follows, viz:

Strike out the words "two dollars and fifty cents," and insert in lieu thereof the words "three dollars."

Said section 13 reads as follows, viz:

§ 13. To Breathitt Phythian, Assistant Librarian, two dollars and fifty cents per day, during the present session, for extra services in the Library.
The question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Walker and Martin, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


Mr. Stone moved to reconsider the vote by which the 6th section of said bill was adopted.

And the question being taken thereon, it was decided in the affirmative.

Mr. Stone then moved to amend said 6th section as follows, viz:

Strike out the word "five," and insert in lieu thereof the word "eight."

Said 6th section reads as follows, viz:

§ 6. To the Door-keepers of the Senate and House of Representa-
tives, five dollars per day, during the present session.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Graves and Walker, were as follows, viz:

97-H. R.
Those who voted in the affirmative, were—


Those who voted in the negative, were—


Ordered, That said bill be engrossed and read a third time.

Said bill being engrossed, was read a third time as follows, viz: 

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the following sums of money are hereby appropriated to the following persons, to be paid by the Treasurer out of any money in the Treasury not otherwise appropriated, upon the warrant of the Auditor.

§ 2. To the Speakers of the Senate and House of Representatives, ten dollars, each, per day, during the present session.

§ 3. To the principal Clerks of the Senate and House of Representatives, ten dollars, each, per day, during the present session, and the same for such time as may be necessary, not exceeding ten days after adjournment, for preparing the acts for publication; and to the Assistant Clerk of the House the same, for such time as may be necessary, not exceeding ten days after adjournment, for preparing acts for publication.

§ 4. To the Assistant Clerks of the Senate and House of Representatives, ten dollars, each, per day, during the present session; and to the Assistant Clerk appointed instead of the Chief Clerk, during his illness, the sum of ten dollars per day.

§ 5. To the Sergeant-at-Arms of the Senate and House of Representatives, each, eight dollars per day, during the present session.

§ 6. To the Door-keepers of the Senate and House of Representatives, each, eight dollars per day, during the present session.
§ 7. To Isaac Wingate, jr., Clerk of the Enrolling Committee of the Senate, eight dollars per day, during the present session.

§ 8. To the Pages of the Senate and House of Representatives, three dollars each, per day, during the present session.

§ 9. To the Ministers of the Gospel of Frankfort, who have opened the Senate and House of Representatives with prayer during the present session, three hundred dollars, to be drawn and distributed equally among them by James Lobban, Sergeant-at-Arms of the House of Representatives.

§ 10. To D. D. Sublett, Sergeant-at-Arms of the Senate, for the benefit of J. W. Conly and Lewis Harris, each, three dollars per day, during the present session, for making fires and waiting on the Senate Chamber and cloak-room during the present session.

§ 11. To the Sergeant-at-arms of the House of Representatives, for the benefit of Brown Durham, John Walsh, and Jack Glore, each, three dollars per day, during the present session, for waiting on cloak-room and House of Representatives.

§ 12. To the principal Clerks of the Senate and House of Representatives, such sums as they may each certify to the Auditor as paid by them for enrolling bills and resolutions at the present session, not exceeding twenty-five cents per page.

§ 13. To Breathitt Phythian, Assistant Librarian, three dollars per day, during the present session, for extra services in the Library.

§ 14. To D. D. Sublett, forty dollars, for services as Clerk to the Committee on Privileges and Elections, in the contested election case of Goodloe and Woolridge.

§ 15. To Miss Hopkins, three dollars per day, during the present session, for extra services in enrolling engrossed bills and assistance to the Clerks.

§ 16. To the Courier-Journal Printing Company, four hundred and eighty dollars, for papers furnished the General Assembly during the present session.

§ 17. To the Louisville Ledger Printing Company, three hundred and seventy-five dollars, for papers furnished General Assembly.

§ 18. To the Lexington Press Printing Company, thirty-three dollars and seventy-five cents, for papers furnished General Assembly.

§ 19. To Guy Barrett, three hundred and fifty-eight dollars and twenty cents, for papers furnished the General Assembly.

§ 20. To the Louisville Commercial, forty-nine dollars and seventy cents, for papers furnished General Assembly.

§ 21. To the Kentucky Sentinel, two dollars, for papers furnished General Assembly.

§ 22. To the Carlisle Mercury, one dollar and twenty-five cents; to Flemingsburg Democrat, one dollar and twenty-five cents; to Vanceburg Kentuckian, one dollar and twenty-five cents, for papers furnished General Assembly.

§ 23. To O. W. Grimes, for the benefit of Robert Loomis, two dollars and fifty cents per day for seventy-two days, and Henry Rodman, one dollar per day for seventy-two days, for waiting on back capitol during present session.

§ 24. To the Maysville Eagle, one dollar, and the Maysville Bulletin, three dollars, for papers furnished General Assembly.

§ 25. To the Murray Gazette, two dollars, for papers furnished General Assembly.

§ 26. To the Kentucky Yeoman, three hundred dollars, for papers furnished General Assembly.
§ 27. To the Cynthiana Democrat, two dollars, for papers furnished General Assembly.
§ 28. To J. B. McCready, Speaker of the House of Representatives, ten dollars and fifty cents, for official telegraph messages.
§ 29. To L. Tobin, twenty-three dollars and seventy-five cents, for sundries furnished General Assembly.
§ 30. To Gray & Rodman, fifty-eight dollars and ten cents, for sundries furnished General Assembly.
§ 31. To Rodman & Bro., seventeen dollars and forty cents, for sundries furnished General Assembly.
§ 32. To G. W. Miller, eighteen dollars and thirty-five cents, for sundries furnished General Assembly.
§ 33. To Reading & Dehoney, twelve dollars and forty-five cents, for sundries furnished General Assembly.
§ 34. To Dennis Griffin, forty dollars, for repairs and erecting flag on State Capitol.
§ 35. To Brent Moore, two dollars and forty cents, for sundries furnished General Assembly.
§ 36. To Sanford Goin, eighty-six dollars and twenty-five cents, for ice furnished General Assembly.
§ 37. To D. H. Lindsey, ten dollars and forty-five cents, for sundries furnished Senate.
§ 38. To Albert Read, one hundred and fourteen dollars, for articles furnished and carpenter's work done in House of Representatives.
§ 39. To Philip Selbert, five dollars, for repairs on clocks in the Senate and House of Representatives.
§ 40. To Hughes & Berry, two dollars and twenty-five cents, for sundries furnished General Assembly.
§ 41. To John Griffin, eight dollars and fifty cents, for repairs on gas burners for General Assembly.
§ 42. To the Owensboro Monitor, nine dollars, for papers furnished General Assembly.
§ 43. To D. R. Haggard, D. H. Lindsey, E. W. Turner, and I. L. Hyatt, ten dollars, each, for expenses incurred in visiting Fourth Lunatic Asylum, at Louisville, as committee of Senate.
§ 44. That the Sergeants-at-Arms of the Senate and House of Representatives be required to deliver to the Librarian all articles of furniture, &c., of their respective Houses, and take his receipt for the same.
§ 45. To Letitia Harris, seven dollars and fifty cents, for washing towels for Senate and House of Representatives.
§ 46. To the Big Sandy Herald, three dollars, for papers furnished General Assembly.
§ 47. To the Paducah Kentuckian, thirty-three dollars and sixty cents, for papers furnished the General Assembly.
§ 48. To the Central Kentucky News, three dollars; to the Mountain Echo, seven dollars; and to the Murray Gazette, two dollars, for papers furnished the General Assembly.
§ 49. To J. W. Warren, for services to the Capitol building, seventy days, at two dollars and fifty cents per day, one hundred and seventy-seven dollars and fifty cents.
§ 50. To J. G. Hatchitt, Postmaster, twelve dollars and fifty cents, postage on newspapers for General Assembly during present session.
§ 51. This act shall take effect from its passage.
The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Edward Badger, W. H. Frederick, Thos. M. Miller,
W. N. Beckham, Ulysses Garrard, W. A. Morris,
J. C. S. Blackburn, Addison Gibson, Wm. Neal,
R. W. Brandon, R. P. Gresham, Joshua D. Powers,
W. W. Browning, Nelson Hamilton, John A. Prall,
Stephen R. Campbell, James W. Hannah, John Preston,
Isaac N. Cardwell, C. C. Harvey, Thomas H. Reed,
Washington Chandler, Thos. W. Henton, Geo. W. Riddle,
C. M. Clay, jr., Bart. W. Jenkins, W. M. Stevens,
Kenderson Conlee, R. A. Jones, H. L. Stone,
Dish Cottingham, John Watts Kearny, C. W. Threlkeld,
Newton Craig, M. W. Larrue, Geo. B. Turner,
B. F. Duvall, F. M. Lowe, J. Q. Ward,
Samuel Ellis, W. H. May, J. A. Wilson,
John Fible, James M. McArthur, D. W. Wright,
Richard P. Finn, J. B. McFerran, J. M. Wright,
Geo. L. Forman, N. D. Miles, Geo. C. Young—51.

Those who voted in the negative, were—

Wm. A. Allen, Joseph Hermes, Thos. B. Montgomery,
Pat. Campion, Samuel C. Humphrey, Mat. Nutan,
B. C. Craddock, W. Godfrey Hunter, Robertson Payton,
J. T. Freeman, Allen Jones, W. W. Sawyer,
E. A. Graves, A. S. Lewis, B. R. Walker,
Wm. L. Hazleip, Samuel Martin, James D. Watson—19.

Resolved, That the title of said bill be as aforesaid.

The Speaker laid before the House a communication from D. Howard Smith, Auditor of Public Accounts.

Said communication reads as follows, viz:

STATE OF KENTUCKY,
OFFICE OF AUDITOR OF PUBLIC ACCOUNTS,
FRANKFORT, February 20th, 1874.

Hon. James B. McCreaey, Speaker of the House of Representatives:

Sir: I am constrained from a sense of duty to myself to enter my protest, but respectful protest, to so much of the report of the Committee on "Retrenchment and Reform," made to the House of Representatives on the 11th inst., as relates to me and my department. That report does, as I conceive, gross injustice in several particulars.
That committee say: "Your committee are very decided in the opinion that the payment by the Auditor of money out of the Treasury to meet the deficit was unauthorized and illegal. While the duty of the Commissioner may be mandatory, as is claimed by the Auditor, yet your committee fail to find in the law anything commanding the Auditor to pay the expenses of the Bureau out of the Treasury proper; but we do find the plain provision of the statute defining the very fund out of which the expenses of the Bureau shall be paid, and limiting the Auditor's authority to that fund." This broad and sweeping criticism of the committee, sent out to the country in the shape of a formal and studied report, without giving me the benefit of my response to the House resolution of the 13th ult., indorsed and sustained as that response is by the Attorney General and the Governor of the Commonwealth, is, I repeat, gross injustice to me.

The committee say that while the duty of the Commissioner may be mandatory on him, yet they see nothing in the law mandatory on the Auditor to pay the expenses of the Bureau out of the Treasury proper; and they say further, that the plain provision of the statute defines the fund out of which the expenses of the Bureau shall be paid, and limiting the Auditor's authority to that fund. In response to this, I assume that what is mandatory on the Commissioner is mandatory on the Auditor, for the very plain reason that the Bureau is but a part and parcel of the Auditor's Office, and he, the Auditor, is charged with the execution of the insurance laws, and the Commissioner is but an instrument put into his hands to aid him in the execution of those laws.

If it be true, as contended for by the committee, that the Auditor is confined to the fund referred to by them out of which he is to pay the expenses of the Bureau, why is it that the provision is incorporated into the law requiring the Commissioner to assess an equal amount upon each insurance company doing business in the State to provide for any deficiency that may occur in the expenses of the Bureau? Why, plainly and manifestly for the purpose of meeting the very state of case that existed in the financial affairs of the Bureau during the past year. The framers of the insurance laws intended, as I know, and those laws themselves (according to any fair construction of them) show, that it was intended that the expenses of the Bureau should be paid out of the fund created for that purpose; and if that fund did not prove sufficient, they were to be paid any way out of the Treasury, and the deficit was to be provided for by an assessment on the insurance companies. It was never intended that the labor and duties of the Bureau were to cease because the insurance fund should become exhausted, nor was it intended that an assessment should be levied on insurance companies until the deficit was known.
I repeat, that my construction of the insurance laws, contained in my communication to the House on the 16th ult., and now repeated, is endorsed by the Attorney General, the Governor, and other eminent lawyers; and I desire to state further, that the State has not, and will not, lose a single dollar by that construction.

The committee does me additional injustice in the exaggerated statement made by them of the amount of insurance fees paid to me. If they had, for example, examined the fire insurance law, they would have seen that insurance companies of that class are not required to file with the Auditor copies of their charters. I aver as a fact that I have never received, since the establishment of the Bureau, but ten dollars for filing copies of charters. But what has this to do with retrenchment and reform? When I was first elected Auditor, I found on the statute books an act giving to me a larger amount of insurance fees than I now get, and those fees have not since been increased, but diminished by the act creating the Bureau; and I maintain that those fees are as much a part of my salary as the salary itself, and they cannot rightfully be taken from me. But if they should be taken from me, it would reduce my compensation for my official services and responsibilities to less than a first-class commercial clerk receives. The fees I receive do not come out of the pockets of the people, but out of insurance companies, organized in other States and countries, and doing business in this State, and were given to the Auditor for the express purpose of increasing his salary.

In the second place, and in conclusion, I desire to say, that so much of the report of the Committee on “Retrenchment and Reform,” as refers to the “Auditor’s Agent,” is misleading, and calculated to make an impression on the public mind unjust to me, although the member of the committee who wrote that portion of said report assures me that he had no purpose of casting any reflection on me; that it is the law, and not the Auditor, that he objects to. The act creating the office of Auditor’s Agent, and all of the amendments to it, were in full force and effect, when I was first elected Auditor, and they were never changed afterward. All that I ever had to do with that act and its amendments was to appoint agents under it, and see that their power and authority were not transcended, so far as it was in my power to do so; and I feel that I may truthfully say none of them ever transcended their authority, so far, at least, as I know or believe. I tried to have said acts faithfully executed through competent agents, and thus make them as useful and as profitable as possible—never failing to appoint a competent man when I could find one to accept the position. If any of the agents appointed failed to do their duty, it was no fault of the law or of the
Auditor. They certainly had all the necessary power and authority conferred on them to investigate the accounts and business of each and every official in the State, whose duty it was to collect the public moneys. If the compensation paid agents was too great, it was the fault of the law. Not one of them ever received a dollar that the law did not give him. But under any circumstances I am prepared to say that the State has already realized over $150,000, not a dollar of which would she ever have received but for the operations of the laws under which these agents acted.

I am prepared also to demonstrate that no agent has ever received a dollar of commission he was not justly entitled to under the law, and that no case has ever been reported to me by an agent that did not come clearly within the scope of his power and authority, and that, too, without any neglect of duty on my part.

But it is not my purpose to discuss the laws referred to, or the report of the committee in regard to them. As to whether chapter 33 of the General Statutes, creating the position of revenue agents (but another name for Auditor's Agents), should be repealed, and the authority imposed under that chapter transferred to the county attorneys, is a matter for the sound discretion of the General Assembly, and there I propose to leave it. My judgment, however, is, that the best interest of the State will be subserved by leaving the law as it is.

This response and protest to the report of the Committee on Retrenchment and Reform should have been made at an earlier day, and it would have been done, but for the pressure of other and more important official duties.

I have the honor to be,

Very respectfully,

D. HOWARD SMITH, Auditor.

Ordered, That said communication be printed in the Daily Kentucky Yeoman one time.

And then the House adjourned.
SATURDAY, FEBRUARY 21, 1874.

A message was received from the Senate, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act for the benefit of B. L. C. Dorsey, of Monroe county.

An act for the benefit of the lessee of the Gem, in the town of Franklin.

An act to facilitate the collection of county levies and other county taxes.

An act for the benefit of Bennetti Madison.

An act to punish trespassers on real estate in the county of Shelby.

An act to amend an act, entitled “An act to prevent live stock of all kinds from running at large in Mason and Fleming counties.”

An act to amend an act, entitled “An act to incorporate the Richmond and Big Hill Turnpike Road Company.”

An act to amend the act, entitled “An act to incorporate the River Road Company,” approved March 3, 1860.

An act to amend the charter of the Mt. Sterling and Howard’s Mill Turnpike Road Company.

An act to amend an act, entitled “An act to incorporate the Columbia and Burksville Turnpike Road Company.”

An act to incorporate the Shiloh Church and Pittman’s Creek Turnpike Road Company.

An act for the benefit of J. G. White, of Elliott county.

An act to amend section 5, article 5, chapter 28, of the General Statutes, title “Courts.”

An act to amend an act, entitled “An act to incorporate the town of Glenville, in Adair county.”

An act for the benefit of Minerva and Beasley Creek Turnpike Road Company.

An act for the benefit of the Maysville Manufacturing Association.

An act for the benefit of Henderson Conlee, of Powell county.
An act to amend the charter of the Maysville, Paris, and Lexington Turnpike Road.

Resolution directing the Governor to purchase Hart’s busts of Clay and Jackson.

That they had refused to concur in the amendments proposed by this House, to bills which originated in the Senate, of the following titles, viz:

An act to amend the charter of the Elizabethtown and Paducah Railroad Company,
An act for the benefit of the St. Louis and Southeastern Railway Company (consolidated).

That they had concurred in a resolution, which originated in this House, entitled

Resolution in regard to the rolls of Kentucky soldiers in the Mexican war.

That they had disagreed to a bill, which originated in this House, entitled

An act to amend article 18, chapter 38, of the General Statutes.

That they had concurred in the amendments* proposed by this House, to bills which originated in this House, of the following titles, viz:

An act to amend an act, entitled “An act for the benefit of the Union county court,” approved 20th December, 1871, and to enable the county court of Union county to provide means for building a jail.

An act to amend an act, entitled “An act to prevent deer-driving in the counties of Estill, Jackson, Perry, Harlan, Grayson, Edmonson, and Butler.”

That they had adopted the report of the committee of conference on the subject of the disagreement of the two Houses in regard to the amendment proposed by this House, to a bill which originated in the Senate, entitled

An act to amend article 1 of chapter 59 of the General Statutes, and to repeal an act, entitled “An act to regulate the sale and storage of oils made from coal, petroleum, or other bituminous substances, and for the better protection of life and property,” approved March 21, 1870, and the acts amendatory thereto, severally approved February 24, 1873, and March 8, 1873, and further regulate the inspection and gauging burning fluids.
That they had passed bills, which originated in this House, of the following titles, viz:

An act to abolish the court of common pleas in Caldwell county.
An act to amend an act, entitled "An act to reduce into one, amend, and digest the acts and amendatory acts incorporating the city of Paducah Railway." 
An act to increase the jurisdiction of justices of the peace in the counties of Warren, Madison, and Simpson.

An act to change the time of holding the circuit, chancery, and criminal courts in the Twelfth Judicial District.

With an amendment to the last named bill.

And that they had passed bills of the following titles, viz:

1. An act to incorporate the Henderson and Evansville Short-line Railroad Company.
2. An act to incorporate the Salem Generie, of Newport.
3. An act to amend section 2, chapter 90, General Statutes.
4. An act to establish a chancery court for the counties of Boyle, Mercer, Washington, Marion, Lincoln, Garrard, Rockcastle, and Laurel.

Which bills were read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be referred—the 1st to the Committee on Railroads; the 2d to the Committee on Corporate Institutions; the 3d to the Committee on General Statutes; and the 4th to the Committee on the Judiciary.

Mr. Neal moved the following resolution, viz:

Resolved, That the standing and special committees be now called in their regular order, and Senate bills only be reported; but the Committee on Charitable Institutions shall be called first, and allowed to report any bills in their hands.

Mr. J. M. Wright moved the following amendment as a substitute therefor, viz:

Resolved, That on the present call of the counties, each member may call up one local or private bill.

The question was then taken on the amendment offered by Mr. J. M. Wright, and it was decided in the affirmative.

The question was then taken on the adoption of the resolution, as amended, and it was decided in the affirmative.
The yeas and nays being required thereon by Messrs. Stone and Allen, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (M'Cready) R. P. Gresham, W. A. Morris,
Wm. A. Allen, Nelson Hamilton, Wm. Neal,
Edward Badger, C. C. Harvey, Robertson Payton,
D. H. Baker, Wm. L. Hazenip, Joshua D. Powers,
W. N. Beckham, Thos. W. Henton, John A. Prall,
R. W. Brandon, John S. Herd, Thomas H. Reed,
W. W. Browning, Joseph Hermes, Geo. W. Riddle,
Stephen R. Campbell, Samuel C. Humphrey, W. W. Sawyers,
Pat. Campion, W. Godfrey Hunter, Wm. Sellers,
Washington Chandler, Bact. W. Jenkins, Ben. Stout,
H. S. Chilton, Allen Jones, Geo. W. Strickler,
Isham Cottingham, R. A. Jones, C. W. Threlkeld,
B. C. Craddock, John Watts Kearny, Geo. B. Turner,
Newton Craig, F. M. Lowe, B. R. Walker,
B. F. Duvall, Samuel Martin, J. Q. Ward,
Samuel Ellis, W. H. May, James D. Watson,
John Fible, James M. McArthur, John Wolf,
Ulysses Garred,

Those who voted in the negative, were—

C. M. Clay, jr., M. W. LaRue, H. L. Stone,
E. A. Graves, John Preston, D. W. Wright,

The Speaker laid before the House the following report from the Governor, stating the expenditures of money made by him for the benefit of the Fourth Kentucky Lunatic Asylum, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, February 21, 1874.

Gentlemen of the Senate and House of Representatives:

In compliance with the provisions of an act, entitled “An act appropriating money to the Fourth Kentucky Lunatic Asylum,” approved 22d December, 1873, I have the honor to submit the following report, showing the application and disposition of the money appropriated by said act:

Pay-rolls for days' work of bricklayers and laborers in changing the workshop building ........................................ $668 70
Boulier Bros., for warm air conductors ........................................ $883 44
Anzeiger Company, for advertising ........................................ 55 00
P. Thomas, for cut stone work ........................................ 16 20
Utica Lime Company, for lime, &c ........................................ 966 52
Newkirk & McKinnis, contract for carpenter's work in changing workshop ........................................ 1,639 71
John Mitchell, contract for work and materials on center building, boiler-house, and school building ........................................ 16,682 14

Additional Report:

Another report has been made showing the work done on the above building since said date, viz:

Pay-rolls for days' work of bricklayers and laborers in changing the workshop building ........................................ $758 46
Utica Lime Company, for lime ........................... 1,183 34
John Mitchell, contract for work and materials on center building, boiler-house, and school building ........................................ 16,682 14

Total ........................................ 19,653 87
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E. J. Campbell, for plasterer's work and jobbing .......................... $1,094.35  
Sneed & Co., for wrought iron window-guards ................................ 3,937.18  
McDonald, for sewers and drainage ........................................... 150.00  
Sneed & Sayre, for cast iron columns ......................................... 77.00  
Johnson & Cox, for lightning rods ............................................ 35.00  
Holt & Frisky, for painting, glass, and jobbing ............................. 1,056.51  
Geo. B. Bahr & Co., for locks, &c. ............................................ 94.92  
J. O. Escott & Son, paper-hanging, &c. ....................................... 237.89  
Robt. Biggs, for plumbing, &c. ................................................ 25.25  
W. S. Magens & Co., engines, boilers, piping, and other plumbing, &c. 23,907.75  
W. Edwards, bricklaying .......................................................... 153.00  
John Andrewartha, architect for Commissioners, &c. ...................... 2,507.94  

$52,666.80

Fifty-two thousand six hundred and sixty-six dollars and eighty cents for labor and materials furnished. The balance of the sum appropriated by said act has been, and is being, consumed by the Commissioners, under my direction, in the purchase of furniture and supplies essential to the comfort of the inmates and attendants of the Institution, and other fixtures thereto—such as ice-house, bakery, &c., &c. Vouchers showing an itemized account of the entire expenditure are on file in this office, and will be recorded in a book for more certain preservation.

Respectfully,

P. H. LESLIE.

Ordered, That the same be printed, and referred to the Committee on Charitable Institutions.

Mr. Thos. M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend an act, entitled "An act to incorporate the Ohio River Valley Railroad Company;"

An act to amend the charter of the town of Concord, in Lewis county;

An act for the benefit of Robert Barlow, colored pauper idiot of Hart county;

An act to amend an act, entitled "An act to prevent deer-driving in the counties of Estill, Jackson, Perry, Harlan, Grayson, Edmonston, and Butler;"

An act to incorporate the town of Hamilton, in the county of Ohio;

An act to amend the charter of Pembroke, in Christian county;
An act to amend the charter of the Planters' Bank of Kentucky;
An act for the benefit of the commissioners of the turnpike fund in Henry county;
An act to incorporate the Big South Fork Navigation, Lumber, Manufacturing, and Transportation Company;
An act to amend an act, entitled "An act for the benefit of Union county court," approved December 20th, 1871, and to enable the county court of Union county to provide money for building jail;
An act repealing an act, entitled "An act repealing an act creating the office of town marshal of Independence, and concerning the police laws of said town;"
An act to charter the Owensboro, Glasgow, and Tennessee Railroad, Mining, and Manufacturing Company;
An act to amend the charter of the town of Princeton;
An act to authorize the Liederkranz Society to issue additional stock;
An act for the benefit of Wm. Durrett, of Taylor county;
An act to amend the charter of the town of Loretto, in Marion county;
An act to amend an act to incorporate the Transylvania Street Railroad Company, approved April 19, 1873;
An act to allow an additional tax to be levied for building schoolhouses in district No. 22, in Greenup county;
And also enrolled bills, which originated in this House, of the following titles, viz:
An act to amend chapter 84 of the General Statutes, title "Peddlers;"
An act to regulate the sale of medicines and poisons;
An act to amend an act, entitled "An act to regulate the taking up of property found adrift upon certain rivers in this Commonwealth," approved March 23, 1872;
An act to amend the charter of the Cumberland and Ohio Railroad Company;
An act declaring Blackberry creek, in Pike county, a navigable stream;
An act to extend the town limits of the town of Dover, in Mason county;
An act to incorporate the Central Kentucky Banking Company;
An act to amend the charter of Paint Lick and Copper Creek Turnpike Road Company;
An act for the benefit of John Pearce, of Trimble county;
An act for the benefit of John Taliaferro, clerk of the Clark circuit court;
An act to incorporate the Ohio and Kentucky River Packet Company;
And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

Bills from the Senate, of the following titles, were reported, without amendment, by the committees to whom same were referred, viz:

By Mr. Kearny, from the Committee on Insurance—
An act to incorporate the Kentucky Odd Fellows’ Insurance Company.

By Mr. Blackburn, from the Committee on the Judiciary—
An act to amend an act, entitled “An act to create a court of common pleas in Fayette, Woodford, Bourbon, Bath, &c.”

By Mr. Preston, from the Committee on Education—
An act for the benefit of the Danville Classical and Military Academy.

By Mr. Clay, from the Committee on Banks—
An act to amend an act incorporating the Farmers and Drovers’ Bank, approved February 18, 1869.

By Mr. Stone, from the Committee on the Judiciary—
An act for the benefit of the estate of Richard H. Lansdale, deceased.

By Mr. Allen, from the Committee on Ways and Means—
An act for the benefit of P. G. Smith and Alexander Hauchin, securities of O. G. Moore, late sheriff of Edmonson county.

By Mr. Walker, from the Committee on County Courts—
An act to create the office of street commissioner in Newport, Campbell county.

By Mr. Morrow, from the same committee—
An act changing the time of holding the county courts in Carroll county.

By Mr. J. A. Wilson, from the Committee on Moral and Religious Institutions—
An act to prevent the selling or giving spirituous, vinous, or malt liquors within two miles of the academy of E. J. Murphy, in Pembroke, Christian county.”
By Mr. Clay, from the Committee on Banks.

An act to incorporate the Farmers' Exchange Bank.

Ordered, That said bills be read a third time.

The rule of the House and constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills were reported by the committees, who were directed to prepare and bring in the same, of the following titles, viz:

By Mr. Cole, from the Committee on Moral and Religious Institutions—

A bill to prohibit the sale of spirituous, vinous, or malt liquors in the town of Auburn, in Logan county, or within three miles of the corporate limits thereof.

By Mr. J. A. Wilson, from the same committee—

A bill to prohibit the sale of ardent spirits in the county of Powell on the Sabbath or election days.

By Mr. Allen, from the Committee on Corporate Institutions—

A bill to prevent stock from running at large in Foster precinct, in Bracken county.

By Mr. Preston, from the Committee on Education—

A bill for the benefit of school districts Nos. 30 and 65, in Pendleton county.

Which bills were read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The rule of the House and constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Powers, from the Committee on Claims, who were directed to prepare and bring in the same, reported a bill, entitled

A bill for the benefit of S. M. Goble, of Carter county.

Which was read the first time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be, and he is hereby, authorized and directed to draw his warrant on the Treasurer in favor of S. M.
HOUSE OF REPRESENTATIVES.

Goble, of Carter county, for one hundred and twenty-seven dollars, for taking care of Bird Goble, colored pauper lunatic, from the 10th day of January, 1873, till the 30th day of August, 1873, payable out of any money in the Treasury not otherwise appropriated.

§ 2. This act shall take effect from its passage.

Ordered, That said bill be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (M'Cready) W. H. Frederick, J. T. Freeman, Thomas J. Morrow,
Wm. A. Allen, Ulysses Garred, Wm. Neal,
Edward Badger, R. P. Gresham, O. S. Parker,
D. H. Baker, Nelson Hamilton, Robertson Payton,
W. N. Beckham, James W. Hannah, Joshua D. Powers,
J. C. S. Blackburn, C. C. Harvey, John A. Prall,
Church H. Blakey, Wm. L. Hazelip, John Preston,
E. W. Brandon, Thomas W. Henton, Thomas H. Reed,
W. W. Browning, John S. Herd, Geo. W. Riddle,
Stephen R. Campbell, Samuel C. Humphrey, W. W. Sawyers,
Pat. Campion, W. Godfrey Hunter, Wm. Sellers,
Washington Chandler, Allen Jones, H. L. Stone,
C. M. Clay, jr., John Watts Kearny, Ben. Stout,
Henderson Conlee, Samuel Martin, C. W. Threlkeld,
Abraham Cottingham, W. H. May, B. R. Walker,
R. C. Craddock, James M. McArthur, J. Q. Ward,
Newton Craig, J. B. McFerran, James D. Watson,
Richard D. Davis, N. D. Miles, C. H. Webb,
E. F. Duvall, Thomas M. Miller, J. A. Wilson,
Samuel Ellis, Thomas M. Miller, D. W. Wright,
Geo. L. Forman, W. A. Morris.

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

The House took up the motion to reconsider the vote by which the House, on a former day, disagreed to a bill from the Senate, entitled

39-B.
An act to amend an act, entitled "An act to incorporate the Evansville and Jackson Railroad Company," approved March 28, 1872.

The question being put, "Shall said vote be reconsidered?" it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cottingham and Stone, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


And so said vote was reconsidered.

Mr. Morrow then moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cottingham and Stone, were as follows, viz:

Those who voted in the affirmative, were—

B. F. Duvall, Wm. Neal,

The main question was then put, "Shall the bill pass?" and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Stone and Wolf, were as follows, viz:

Those who voted in the affirmative, were—

W. N. Beckham, Samuel C. Humphrey, Thomas H. Reed, Samuel Ellis,
J. C. S. Blackburn, W. Godfrey Hunter, Geo. W. Riddle, W. Godfrey Hunter,
Stephen R. Campbell, Bart. W. Jenkins, C. C. Scales, Bart. W. Jenkins,
Pat. Campion, John Watts Kearny, W. W. Sawyers, John Watts Kearny,
C. M. Clay, jr., Samuel Martin, Wm. Sellers, Samuel Martin,
S. E. G. Cole, W. H. May, W. M. Stevens, W. H. May,
E. C. Oraddock, J. B. McFerran, Geo. W. Strickler, J. B. McFerran,
John Fible, James W. Meador, Geo. B. Turner, James W. Meador,
Richard P. Finn, N. D. Miles, James D. Watson, N. D. Miles,
J. T. Freeman, W. A. Morris, John S. Williams, W. A. Morris,
C. C. Harvey, Robertson Payton, John Wolf, Robertson Payton,
John S. Herd, John Preston, D. W. Wright, John Preston,

Those who voted in the negative, were—

Wm. A. Allen, Joseph Hermes,
Geo. L. Forman, Joshua D. Powers,
Joshua D. Powers, John A. Pratt,
H. L. Stone, H. L. Stone,
J. A. Wilson, J. A. Wilson,
Geo. C. Young—14.

The main question was then put, "Shall the bill pass?" and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Stone and Wolf, were as follows, viz:

Those who voted in the affirmative, were—

W. N. Beckham, Samuel C. Humphrey, Thomas H. Reed, Samuel Ellis,
J. C. S. Blackburn, W. Godfrey Hunter, Geo. W. Riddle, W. Godfrey Hunter,
Stephen R. Campbell, Bart. W. Jenkins, C. C. Scales, Bart. W. Jenkins,
Pat. Campion, John Watts Kearny, W. W. Sawyers, John Watts Kearny,
C. M. Clay, jr., Samuel Martin, Wm. Sellers, Samuel Martin,
S. E. G. Cole, W. H. May, W. M. Stevens, W. H. May,
E. C. Oraddock, J. B. McFerran, Geo. W. Strickler, J. B. McFerran,
John Fible, James W. Meador, Geo. B. Turner, James W. Meador,
Richard P. Finn, N. D. Miles, James D. Watson, N. D. Miles,
J. T. Freeman, W. A. Morris, John S. Williams, W. A. Morris,
C. C. Harvey, Robertson Payton, John Wolf, Robertson Payton,
John S. Herd, John Preston, D. W. Wright, John Preston,

Those who voted in the negative, were—

Wm. A. Allen, Joseph Hermes,
Church H. Blakey, Joshua D. Powers,
W. W. Browning, John A. Pratt,
B. S. Chilton, H. L. Stone,
Henderson Conlee, Ben. Stout,
Isham Cottingham, B. R. Walker,
Newton Craig, J. Q. Ward,
E. F. Duvall, J. A. Wilson,
Samuel Ellis, John Wolf,
Thomas M. Miller, Geo. C. Young—27.
Resolved, That the title of said bill be as aforesaid.

Mr. Morrow moved to reconsider the vote by which said bill was passed.

Mr. Jenkins moved to lay the motion of Mr. Morrow on the table. And the question being taken on the motion of Mr. Jenkins, it was decided in the affirmative.

Mr. Beckham, from the Committee on Federal Relations, to whom was referred a bill from the Senate, entitled

An act to provide for the reimbursement and compensation of George R. McKee, for expenses incurred and services performed in the prosecution of the claim of Kentucky against the Government of the United States, known as the "War Claim."

Ordered, That said bill be read a third time.

Said bill was then read a third time as follows, viz:

[For bill—see Acts present session.]

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—


Accept

Those who voted in the negative, were—


An act to provide for the reimbursement and compensation of George R. McKee, for expenses incurred and services performed in the prosecution of the claim of Kentucky against the Government of the United States, known as the "War Claim."

Ordered, That said bill be read a third time.

Said bill was then read a third time as follows, viz:

[For bill—see Acts present session.]

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—


Accept

Those who voted in the negative, were—

Resolved, That the title of said bill be as aforesaid.

A message was received from the Senate, announcing that they had disagreed to a bill, which originated in this House, entitled An act to provide for the payment of witnesses in Commonwealth cases.

That they had passed bills, which originated in this House, of the following titles, viz:

An act incorporating, and for the benefit of building and loan associations of the county of Jefferson and city of Louisville.

An act to secure the payment into the Treasury of all fines, taxes, and license fees collected by trustees of jury fund, clerks, and other officers.

An act to amend an act for the benefit of keepers of licensed studdhorses, jacks, and bulls.


An act to confirm and legalize the acts of the police judge of the town of Lagrange, in Oldham county.

An act submitting a proposition to the voters of district No. 4, Todd county, whether or not spirituous, vinous, or malt liquors shall be sold therein.

An act regulating the return of executions in Trigg county.

An act for the benefit of the Caseyville Deposit Bank.

An act to amend an act, entitled "An act to incorporate the Kentucky Association for the Improvement of the Breed of Horses."

An act to incorporate the Woodford Driving Park.

An act for the protection of livery stable-keepers in the town of Milton, Trimble county.

An act to incorporate the Milton Baptist Church of Trimble county.

An act to charter the People's Savings Bank of Kentucky.

An act for the benefit of D. S. Carroll, of Grayson county.

An act to prohibit the sale, gift, loan, or procurement of spirituous, vinous, or malt liquors on election days in the county of Greenup.

An act to incorporate Eginton Lodge, No. 490, F. A. M., in Whitley county.

An act to incorporate Hudsonville Lodge, No. 262, of Free and Accepted Masons.

An act to amend the charter of Crab Orchard, in Lincoln county.

An act to incorporate the Lebanon Gas-light Company.
An act to incorporate the Kentucky and Montana Gold Mining Company.

An act to amend an act, entitled "An act to change the name and extend the limits of the town of Berry Station, in Harrison county," approved March 15, 1869.

An act to amend the charter of the city of Cynthiana.

An act to amend an act, entitled "An act incorporating the Shuburn Bridge Company."

An act to amend an act, entitled "An act to incorporate the World's Fair Association, of Woodford county," approved February 19, 1873.

An act to incorporate the Lexington Agricultural and Industrial Exposition Company.

An act to cause certain books to be indexed belonging to the office of the Whitley quarterly court.

An act to amend the charter of the city of Cynthiana.

An act for the benefit of W. E. Tipton's administrator.

An act to incorporate the Catholic Cemetery Company of Lexington.

An act for the benefit of W. E. Tipton's administrator.

And that they had passed bills of the following titles, viz:
1. An act for the benefit of James Turner, late sheriff of Perry county.
2. An act to establish and fix the per diem pay of officers and employees of the General Assembly.
3. An act to regulate the landing of steamboats and other crafts upon the Ohio river.
5. An act to incorporate the German Mutual Fire Insurance Company, of Covington.
6. An act to amend chapter 26, title "Costs," of the General Statutes, as regards incorporated banks and national banks of this State. Which were read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with.

Ordered, That they be referred—the 1st to the Committee on Ways and Means; the 2d to the Committee on Public Offices; the 3d to the Committee on the Judiciary; the 4th to the Committee on Inter-
The House then took up the motion heretofore made to reconsider the vote by which this House disagreed to a bill, which originated in the Senate, entitled

An act for the benefit of John H. Carrier, late jailer of Laurel county.

The question being taken on the motion to reconsider said vote, it was decided in the affirmative.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) E. A. Graves, R. P. Gresham, Thos. B. Montgomery, Thomas J. Morrow,
Wm. A. Allen, James W. Hannah, Wm. Neal, O. S. Parker,
Edward Badger, C. C. Harvey, Thos. L. Hazelip, Robertson Payton,
D. H. Baker, Wm. L. Hazelip, Thos. W. Henton, John A. Prall,
W. N. Beckham, John S. Herd, John Preston,
J. C. S. Blackburn, Joseph Hermes, Thomas H. Reed,
Church H. Blakey, Samuel C. Humphreys, W. W. Sawyers,
R. W. Brandon, W. Godfrey Hunter, C. C. Scales,
W. W. Browning, Bart. W. Jenkins, Wm. Sellers,
Stephen R. Campbell, Allen Jones, W. M. Stevens,
Washington Chandler, R. A. Jones, H. L. Stone,
H. S. Chilton, John Watts Kearny, Ben. Stout,
Thomas H. Corbett, M. W. LaRue, C. W. Threlkeld,
Isham Comptingham, P. M. Lowe, B. R. Walker,
B. C. Craddock, Samuel Martin, J. Q. Ward,
Newton Craig, W. H. May, James D. Watson,
B. F. Duvall, J. B. McFerran, C. H. Webb,
Samuel Ellis, Matt. McKinney, J. A. Wilson,
Richard P. Finn, James W. Meador, D. W. Webb,
Geo. L. Forman, J. T. Freeman, J. M. Wright,
W. H. Frederick, N. D. Miles, Geo. C. Young—69.
Ulysses Garred,

In the affirmative—John Fible—1.

Resolved, That the title of said bill be as aforesaid.

Mr. McFerran, from the Committee on Claims, to whom was referred a bill from the Senate, entitled

An act for the benefit of Merrill Hardin, of Garrard county, reported the same without amendment.

Ordered, That said bill be read a third time.
Said bill was read a third time as follows, viz:

[For bill—see Acts present session.]

The question was then taken on the passage of said bill, and it was decided in the negative, not having received a constitutional majority.

The yeas and nays being required thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


And so said bill was rejected.

By consent of the House, Mr. Blakey withdrew the motion heretofore made by him to reconsider the vote by which this House passed a bill from the Senate, entitled

An act to authorize the city of Owensboro to subscribe stock to the Vincennes, Petersburg, and Owensboro Railroad Company.

A message was received from the Senate, announcing that they had concurred in the amendments proposed by this House, to a bill which originated in the Senate, entitled

An act to amend article 1 of chapter 59 of General Statutes, and to repeal an act, entitled "An act to regulate the sale and storage of
sils made from petroleum or other bituminous substance, and for the better protection of life and property;” approved March 21, 1870, and the acts amendatory thereto, severally approved February 24, 1873, and March 8, 1873, and further regulate the inspection and gauging of burning fluids.

That they had passed bills, which originated in this House, of the following titles, viz:

1. An act to amend the charter of the city of Bowling Green.
4. An act for the benefit of R. W. Brandon and others, of Grayson county.
5. An act for the benefit of Stephen Nethercutt, of Carter county.
6. An act to incorporate the Auburn High School.
7. An act for the benefit of common school district No. 1, known as Auburn district, in Logan county.
8. An act for the appropriation of money.
10. An act to change the voting place of the Elk Spring precinct, in Warren county.
11. An act to redistrict the county of Jessamine for justices’ districts.
12. An act prescribing the election of school trustees for the counties of Wayne and Warren.

With amendments to the last two named bills.

And that they had passed bills of the following titles, viz:

1. An act for the benefit of Harrison county.
2. An act for the benefit of the jailer of Webster county.
3. An act for the benefit of Andrew Mitchell, of Floyd county.
4. An act for the benefit of T. S. Chevis, of Lexington.
5. An act for the benefit W. T. Havens, clerk of the Morgan county court.

Which bills were read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with.

Ordered. That said bills be referred—the 1st to the Committee on Ways and Means; the 2d to the Committee on County Courts; the 3d and 4th to the Committee on Claims; and the 4th to the Committee on the Judiciary.

100-H R.
Bills from the Senate, of the following titles, were reported, without amendment, by the committee to whom they were referred, viz:

By Mr. Allen, from the Committee on Ways and Means—
An act for the benefit of the sheriff of Henry county.

By Mr. Finn, from the same committee—
An act for the benefit of A. T. Keen, late sheriff of Cumberland county.

By Mr. Clay, from the Committee on Banks—
An act for the benefit of the Bank of Louisville.

By Mr. Wolf, from the Committee on Corporate Institutions—
An act to amend the charter of the city of Mayfield.

By Mr. Stone, from the Committee on Education—
An act to authorize and establish a system of public schools in the town of Ashland.

By Mr. Blackburn, from the Committee on the Judiciary—
An act for the benefit of the owners of Wabash Island.

By Mr. Walker, from the Committee on County Courts—
An act exempting Hart county from the provisions of the law authorizing the appointment of a commissioner of claims for said county.

By Mr. Ward, from the Committee on the Judiciary—
An act to punish persons for fraudulently selling, concealing, or disposing of mortgaged personal property.

By Mr. Walker, from the Committee on County Courts—
An act for the benefit of the assessor and county court clerk of Henry county.

By same—
An act to amend an act, entitled "An act to regulate the civil jurisdiction of the police court in the city of Hickman, Fulton county," approved February 9, 1872.

By Mr. Jenkins, from the Committee on Propositions and Grievances—
An act to extend and re-enact an act, entitled "An act for the benefit of late clerks, sheriffs, late jailers, and other civil officers of this Commonwealth having uncollected fee bills."

By Mr. Blackburn, from the Committee on the Judiciary—
An act supplemental to and to amend an act, entitled "An act to apportion representation in the Senate and House of Representatives," approved February 19, 1874.
By Mr. Scales, from the Committee on Immigration and Labor—
An act to amend article 2, chapter 14, of the General Statutes.

Ordered, That said bills be read a third time.

The rule of the House and constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills were reported by the committees who were directed to prepare and bring in the same, of the following titles, viz:

By Mr. Wolf, from the Committee on Corporate Institutions—
A bill to amend an act, entitled "An act to incorporate the town of Booneville, in Owsley county," approved March 1, 1847.

By Mr. Webb, from the Committee on Corporate Institutions—
A bill for the benefit of the keepers of stud-horses, jacks, and bulls in Simpson and Pendleton counties.

By Mr. Jenkins, from the Committee on Propositions and Grievances—
A bill to protect certain citizens of Daviess county from trespasses by hunters.

By Mr. Prall, from the Committee on the Judiciary—
A bill to enable the president and board of managers of the Clay's Mill Turnpike Road Company to borrow money and mortgage their road for payment of loan.

By Mr. Morris, from the Committee on Corporate Institutions—
A bill to incorporate the Elizaville Station and Mayslick Turnpike Road Company.

By Mr. Walker, from the Committee on County Courts—
A bill for the benefit of the Garrard county court.

By same—
A bill to create additional voting places in the 2d and 3d magistrates' districts, in Kenton county.

By same—
A bill to establish an additional justices' district in Rockcastle county.

By Mr. Montgomery, from the Committee on Agriculture and Manufactures—
A bill to prevent trespasses in Pendleton county.

By Mr. Jenkins, from the Committee on Railroads—
A bill to amend an act, entitled "An act to incorporate the Louisville Brick and Building Company."
By same—
A bill to amend the charter of the city of Owensboro.

By same—
A bill to incorporate the Lexington and Cumberland Gap Railroad Company.

Which were read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The rule of the House and constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Clay, from the Committee on Banks, to whom was referred a bill from the Senate, entitled

An act for the benefit of the Paducah Savings Bank,

Reported the same without amendment, and without expression of opinion thereon.

Ordered, That said bill be read a third time.

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Blakey, from the Committee on Charitable Institutions, to whom was referred a bill from the Senate, entitled

An act to re-establish the Institution for the Education and Training of Feeble-minded Children,

Reported the same without amendment.

Mr. Beckham moved an amendment to said bill.

Which was adopted.

Ordered, That said bill, as amended, be read a third time.

Said bill, as amended, was then read a third time as follows, viz:

[For bill—see Acts present session.]

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a provision of the Constitution, were as follows, viz:
 Those who voted in the affirmative, were—

Mr. Speaker (M'Cready) Thos. W. Henton, John S. Herd, Thos. M. Miller,
D. H. Baker, Joseph Hermes, Robertson Payton,
W. N. Beckham, Samuel C. Humphrey, Joshua D. Powers,
R. W. Brandon, W. Godfrey Hunter, John A. Prall,
Pat. Campion, Allen Jones, Thomas H. Reed.
S. E. G. Cole, R. A. Jones, W. W. Sawyers,
B. C. Craddick, John Watts Kearny, C. C. Scales,
Richard D. Davis, M. W. LaRue, Wm. Sellers,
B. F. Duvall, F. M. Lowe, Ben. Stout,
Samuel Ellis, Samuel Martin, C. W. Threlkeld,
J. T. Freeman, J. B. McFerran, James D. Watson,
R. P. Gresham, James W. Meador, D. W. Wright,

Those who voted in the negative, were—

Wm. A. Allen, Geo. L. Forman, Mat. Nunan,
J. C. S. Blackburn, Ulysses Garred, John Preston,
Washington Chandler, James W. Hannah, W. M. Stevens,
Stephen R. Campbell, C. C. Harvey, H. L. Stone,
H. S. Chilton, Bart. W. Jenkins, B. R. Walker,
Henderson Conlee, W. H. May, J. Q. Ward,
Isham Cottingham, W. A. Morris, John Wolf,
John Fible, Wm. Neal, Geo. C. Young—25.

The House took up the amendments proposed by the Senate, to
bills which originated in this House, entitled

An act to change the time of holding the circuit, chancery, and
criminal courts in the Twelfth Judicial District.

An act to redistrict the county of Jessamine for justices' districts.

Said amendments were severally concurred in.

A message was received from the Senate, announcing that they
had disagreed to bills, which originated in this House, of the
following titles, viz:

An act for the benefit of Pulaski county.

An act for the benefit of the common school districts of Trigg
county.

That they had adopted a joint resolution, entitled
Resolution appropriating one hundred and fifty dollars to S. I. M.
Major.

That they had passed bills, which originated in this House, of the
following titles, viz:

An act to establish a uniform system of common schools for the
colored children of this Commonwealth.

An act to charter the South Carrollton Male and Female Institute.
An act for the benefit of A. Graham, of Clinton county.
An act for the benefit of the Sugar Creek Baptist Church, of Garrard county.
An act providing for the payment of the cost and expenses of investigating the contested election case from Jessamine county.
An act to extend the common pleas court of Warren county to the counties of Butler, Edmonson, and Muhlenburg.
An act to incorporate the Taylor County College.
An act to provide for the conveyance of pauper lunatics to the various asylums in this Commonwealth.
An act for the benefit of J. B. Gore, of Larue county.
An act to change the time of holding the Owen county court.
An act for the benefit of the Bath circuit court clerk.
An act to apply the provisions of an act, entitled "An act to incorporate a police municipality in Jefferson county," to other precincts.
An act to amend an act, entitled "An act for the organization of the public schools in the town of Claysville, in Webster county."
An act to amend an act, entitled "An act to amend an act to incorporate the Claysville Male and Female Academy."
An act to amend chapter 18 of General Statutes, title "Common Schools."
An act for the benefit of the sheriff of Daviess county.
An act to prevent trespass in Madison county.
An act to amend an act, entitled "An act to amend and reduce into one the several acts in relation to the town of Greenup'sburg."
An act for the benefit of J. W. Pickering, of Crittenden county.
An act for the benefit of Jas. Herd, late sheriff of Clay county.
An act to amend an act, entitled "An act to amend the charter of the Shelby and Oldham Turnpike Road Company."
An act for the benefit of T. W. Samuels, late sheriff of Nelson county.
An act for the benefit of Obediah Dunham.
An act to incorporate the Shelbyville Gas-light Company.
An act to amend the charter of the city of Ludlow, in Kenton county.
An act for the benefit of T. S. Ward, jailer of Harlan county.
An act to incorporate the Elizaville Station and Mayslick Turnpike Road Company.
An act enlarging the corporate limits of the town of Falmouth.
An act in relation to the Bardstown and Green River Turnpike Road Company.
An act for the benefit of the Ludlow and Pleasant Run Turnpike Road Company.
An act to incorporate the Independent Printing Company.
An act to incorporate the town of Golden Pond, in the county of Trigg.
An act to incorporate the town of Wallonia, in the county of Trigg.
An act for the benefit of R. Y. Bush, of Hancock county.
An act for the benefit of the sheriff of Nelson county.

With amendments to the last four named bills.

And that they had passed bills of the following titles, viz:
1. An act to provide for election of special or pro tem. judges in county courts.
2. An act for the benefit of Harrison county.
3. An act for the benefit of W. W. Cox.
5. An act to amend the charter of the city of Owensboro, Kentucky.
6. An act amendatory and supplemental to an act, entitled "An act to amend and reduce into one the several acts concerning the city of Henderson," approved February 11th, 1867, and the several acts amendatory thereto, passed at the present session of the General Assembly.
7. An act to amend an act, entitled "An act to incorporate the Vanceburg, Salt Lick, Tollsboro, and Maysville Turnpike Road Company."
8. An act to amend an act, entitled "An act for the benefit of the Cynthiana and Connersville Turnpike Road Company."
9. An act to amend an act, entitled "An act for the benefit of W. E. Clelland, late sheriff of Mercer county."
10. An act to amend the charter of the Kentucky Union Railway Company.

Which bills were read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be referred—the 1st, 4th, and 5th to the Committee on the Judiciary; the 2d, 3d, and 9th to the Committee on
Ways and Means; the 6th, 7th, and 8th to the Committee on Corporate Institutions; and the 10th to the Committee on Railroads.

Mr. Kearny, from the Committee on Insurance, to whom was referred a bill from the Senate, entitled

An act to incorporate the German Mutual Fire Insurance Company, of Covington.

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

[For bill—see Acts present session.]

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Graves and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


Resolved, That the title of said bill be as aforesaid.

Leave of absence, indefinitely, was granted to Mr. Strickler.

Bills from the Senate, of the following titles, were reported, without amendment, by the committees to whom same were referred, viz:

By Mr. Frederick, from the Committee on Charitable Institutions—

An act to amend the law concerning the State Lunatic Asylums and persons of unsound mind.
By Mr. Graves, from the Committee on Ways and Means—
An act for the benefit of Walter G. Saunders, sheriff of Lincoln county.

Ordered, That said bills be read a third time.
The rule of the House and constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the Senate, announcing that they had disagreed to bills, which originated in this House, of the following titles, viz:

An act for the benefit of S. E. G. Cole, of the county of Todd.
An act for the benefit of Obediah Dunham.

That they had passed bills, which originated in this House, of the following titles, viz:

An act to amend article 3 of chapter 5 of the General Statutes.
An act to repeal chapter 93 of the General Statutes.
An act for the benefit of the gunsmiths of Henderson county.
An act to amend an act, entitled "An act to incorporate the town of Booneville, in Owsley county," approved March 1, 1847.
An act to prohibit the sale of ardent spirits in the county of Powell on the Sabbath or election days.
An act for the benefit of the Williamsburg Masonic Institute.
An act to amend an act, entitled "An act to incorporate the town of Providence, in Webster county."
An act to regulate and make uniform the jurisdiction of police officers in the counties of Webster and Monroe.
An act to amend the charter of Sebree City, in Webster county.
An act to authorize the trustees of Morgantown to sell part of Hobson street, in said town.
An act to amend an act incorporating the town of Milford, in Bracken county.
An act to amend the charter of the town of Greenville, in Muhlenburg county.
An act to authorize the county court of Simpson county to levy an additional tax in said county.
An act to repeal an act, entitled "An act to authorize the trustees of the town of Carlisle, Nicholas county, to grant coffee-house license," approved February 17th, 1866.
An act for the benefit of keepers of stud-horses, jacks, and bulls, in Simpson and Pendleton counties.

An act to create additional voting places in the second and third magistrates' districts, in Kenton county.

An act to establish an additional justices' district in Rockcastle county.

An act to amend the charter of the city of Maysville.

An act to repeal an act authorizing the county judge of Muhlenburg to change the South Carrollton and Madisonville Road as the same passed over the lands of C. L. Morehead.

An act for the benefit of John N. Williams, assessor of Calloway county.

An act for the benefit of school districts Nos. 30 and 65, in Pendleton county.

An act to enable the president and board of managers of the Clay's Mill Turnpike Road Company to borrow money, and mortgage their road for payment of loan.

An act to amend an act, entitled "An act to incorporate the Louisville Brick and Building Company."

An act to protect citizens of this Commonwealth from empiricism.

An act for the benefit of the Garrard county court.

An act to protect certain citizens of Daviess county from trespasses by hunters.

An act to repeal an act, entitled "An act to amend an act to establish a levy and county court for Jefferson county."

That they had adopted a joint resolution, entitled Resolution in relation to Collins' Historical Sketches of Kentucky.

And that they had passed a bill of the following title, viz:

An act to amend section 4 of article 31 of chapter 29 of General Statutes, title "Crimes and Punishments."

Which bill was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be referred to the Committee on General Statutes.

Mr. Clay, from the Committee on Banks, to whom was referred a bill from the Senate, entitled

An act to create and incorporate a clearing house in the city of Louisville,
Reported the same with an amendment.
Which was adopted.

Ordered, That said bill, as amended, be read a third time.

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The passage of this bill being communicated to the Senate, a message was received therefrom, announcing that they had concurred in the amendment proposed by the House to this bill.

Mr. Jenkins, from the Committee on Propositions and Grievances, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to amend the charter of the town of Owensboro.
Which was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Jenkins, from the same committee, who were directed to prepare and bring in the same, reported a bill, entitled

A bill for the benefit of W. M. Bowe, committee for Edward Parker, a pauper lunatic of Lawrence county.
Which bill was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill being engrossed, was read a third time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be directed to draw his warrant for $200 upon the Treasurer, to be paid out of any money not otherwise appropriated, in favor of Wm. Bowe, committee for Edward Parker, a pauper lunatic of Lawrence county.

§ 2. This act shall take effect from and after its passage.
The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (M'Creary) Geo. L Forman,  
Wm. A. Allen,  
D. H. Baker,  
W. N. Beckman,  
J. C. S. Blackburn,  
R. W. Brandon,  
W. W. Browning,  
Stephen R. Campbell,  
Pat. Campion,  
Washington Chandler,  
H. S. Chilton,  
C. M. Clay, jr.,  
Henderson Conlee,  
Isham Cottingham,  
Newton Craig,  
Richard D. Davis,  
Samuel Ellis,  
John Fible,  
Richard P. Finn,  
J. T. Freeman,  
Ulysses Garred,  
E. A. Graves,  
R. P. Gresham,  
Nelson Hamilton,  
James W. Hannah,  
C. C. Harvey,  
Thomas W. Henton,  
John S. Herd,  
Samuel C. Humphrey,  
Bart. W. Jenkins,  
Allen Jones,  
R. A. Jones,  
John Watts Kearny,  
F. M. Lowe,  
W. H. May,  
James M. McArthur,  
J. B. McFerran,  
Thomas M. Miller,  
Thos. B. Montgomery,  
W. A. Morris,  
Robertson Payton,  
Thomas H. Reed,  
Geo. W. Riddle,  
W. W. Sawyers,  
C. C. Scales,  
Wm. Sellers,  
W. M. Stevens,  
James D. Watson,  
C. H. Webb,  
J. A. Wilson,  
John Wolf,  
J. M. Wright—57.

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. Jenkins, from the Committee on Railroads, to whom was referred a bill from the Senate, entitled

An act to prohibit the sale of forged, counterfeited, and altered tickets of steamboats, railroads, and other public conveyances, and to prevent frauds upon travelers,

Reported the same without amendment.

Mr. Graves moved an amendment to said bill, by way of substitute therefor.

On motion of Mr. Blackburn, said bill and proposed amendment were laid on the table.

Mr. Stone, from the Committee on Education, to whom was referred a bill from the Senate, entitled

An act for the benefit of common schools in Graves and Calloway counties,

Reported the same without amendment.

Mr. D. H. Baker moved an amendment thereto.

Which was adopted.
Ordered, That said bill, as amended, be read a third time.

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the negative.

And so said bill was disagreed to.

A message was received from the Senate, announcing that they had passed bills, which originated in this House, of the following titles, viz:

- An act for the benefit of Wm. Bowe, committee for Edward Parker, a pauper lunatic of Lawrence county.
- An act to amend the charter of the city of Owensboro.
- Mr. Thos M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the Senate, of the following titles, viz:
  - An act to re-establish the Institution for the Education and Training of Feeble-minded Children;
  - An act to amend an act, entitled "An act to incorporate the Evansville and Jackson Railroad Company," approved March 28, 1872;
  - An act to amend an act, entitled "An act to amend the charter of the town of Hartford;"
  - An act to incorporate the Prison Reform Association of Kentucky as a branch of the National Prison Association of America;
  - An act to amend an act, entitled "An act to reduce into one the several acts in relation to the town of Taylorsville;"
  - An act for the benefit of the Paducah Savings Bank;
  - An act to incorporate Harmony Lodge, No. 125, Independent Order of Odd Fellows, at Hamilton, in Boone county;
  - An act to create the office of street commissioner in Newport, Campbell county;
  - An act to amend article 1 of chapter 59 of the General Statutes, and to repeal an act, entitled "An act to regulate the sale and storage of oils made from coal, petroleum, or other bituminous substances, and for the better protection of life and property," approved March 21, 1870, and the acts amendatory thereto, severally approved February 24, 1873, and March 8, 1873, and further regulate the inspection and gauging burning fluids;
  - An act changing the time of holding the county courts in Carroll county;
And also enrolled bills, which originated in this House, of the following titles, viz:

An act for the benefit of S. M. Goble, of Carter county;
An act for the benefit of Stephen Nethercutt, of Carter county;
And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

A message was received from the Senate, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of Sarah Virginia Musselman and her infant children.
An act to create the Bullitt County Turnpike Corporation.
An act to revive an act to incorporate the Springfield and Harrodsburg Turnpike Road Company.
An act for the benefit of the creditors of the Institution for the Education and Training of Feeble-minded Children.
An act to amend the charter of the Hustonville and Bradfordsville Turnpike Road Company.
An act to supply the General Statutes to the justices of the peace of Trigg county.
An act to amend an act, entitled "An act to incorporate and reduce into one all acts in regard to the town of Richmond."
An act to amend an act, entitled "An act to incorporate the Richmond Gas-light Company."

The House took up from the orders of the day a resolution heretofore offered by Mr. Stone, entitled

Resolution to provide for the removal of the remains of John C. Mason to the State Cemetery.

Said resolution was again read as follows, viz:

WHEREAS, From time immemorial every civilized people have had an instinctive desire to revere and honor the memory of their illustrious dead, and to beautify and adorn their graves, and in no country has that desire prevailed to a greater or more laudable extent than in our own; and whereas, the late John C. Mason was for many years an honored Representative in the Kentucky Legislature; three times elected to the Congress of the United States from Kentucky, and a gallant officer in the Mexican war, where, under the bold and fearless McCullough, he distinguished himself as a brave and daring soldier in the bloody conflict at Monterey, whereby, in consideration of his services to his State and country, his memory is dear to the people of Kentucky, and his history is
insaparably connected with that of our most distinguished statesmen and soldiers, whose remains have found a fit resting-place in the beautiful cemetery that overlooks our Capitol; and whereas, it is just and right that he should rest in death in the company of those who were his associates in life; therefore, be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Governor is directed to have his remains removed from their present obscure resting-place in Louisiana, and have them interred in the State cemetery, and that a suitable monument be erected to perpetuate his memory; and to enable the Governor to perform the duties hereby required of him, the sum of three hundred dollars is appropriated for that purpose out of any money in the Treasury not otherwise appropriated.

The question was then taken on the adoption thereof, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) E. A. Graves, Thomas M. Miller,
Edward Badger, R. P. Gresham, John A. Prall,
D. H. Baker, Nelson Hamilton, John Preston,
W. N. Beckham, James W. Hannah, Thomas H. Reed,
J. C. S. Blackburn, Wm. L. Hazelp, Geo. W. Reed,
R. W. Brandon, Thos. W. Henton, W. W. Sawyers,
W. W. Browning, Joseph Hermes, C. C. Scales,
Stephen R. Campbell, Bart. W. Jenkins, Wm. Sellers,
Pat. Campion, R. A. Jones, H. L. Stone,
C. M. Clay, jr., John Watts Kearny, Ben. Stout,
S. E. G. Cole, M. W. LaRue, C. W. Threlkeld,
Isham Cottingham, F. M. Lowe, John S. Williams,
Richard D. Davis, W. T. Marshall, John Wolf,
H. F. Duval, W. H. May, D. W. Wright,
Samuel Ellis, James W. Meador, J. M. Wright,
Ulysses Garred, N. D. Miles, Geo. C. Young—48.

Those who voted in the negative, were—

Wm. A. Allen, C. C. Harvey, Wm. Neal,
Church H. Blakey, John S. Herd, O. S. Parker,
Washington Chandler, Samuel C. Humphrey, Robertson Payton,
H. S. Chilton, W. Godfrey Hunter, W. M. Stevens,
Newton Craig, Allen Joaes, Geo. B. Turner,
John Fible, Samuel Martin, B. R. Walker,
Richard P. Finn, J. B. McFerran, J. Q. Ward,
Geo. L. Forman, Thos. B. Montgomery, C. H. Webb,
J. T. Freeman, W. A. Morris, J. A. Wilson—27.

And so said resolution was adopted.

The House took up the resolution from the Senate, entitled
Resolution appropriating one hundred and fifty dollars to S. I. M. Major.

Said resolution was read a second time as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be directed to draw his warrant on the Treasurer in favor of S. I. M. Major, Public Printer, for the sum of one hundred and fifty dollars, that being the discrepancy between his account as rendered to General Assembly for copies of the Yeoman furnished the members of the present session, and the sum allowed him as compensation by the general appropriation bill.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


And so said resolution was concurred in.

The House took up the resolution from the Senate, entitled Resolution directing the Governor to provide for such paupers lunatics as cannot be accommodated in the several lunatic asylums.
Said resolution was read a second time as follows, viz:

WHEREAS, Information deemed reliable has been received by this General Assembly that the Asylum for colored lunatics, at Lexington, is full, and the three Asylums provided for white lunatics are very near full to their utmost capacity; that there are quite a number of colored lunatics confined in the jails through the State; and whereas, provision has already been made by this Legislature for the erection of buildings at the Central Asylum with a view to receiving therein colored lunatics, and enlarging the capacity of the Institution for whites; but it is not probable that such accommodations can be completed before the latter end of the present year; and it is desirable, if possible, to afford a more humane provision for the suffering lunatics than the common jail; therefore,

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Governor is directed to see to it that each of the Asylums provided by law for the reception and treatment of the insane are kept full to their utmost capacity so long as there are any lunatics in the State unprovided for; and he is authorized to procure a building or buildings, if he can do so, for the temporary reception, care, and treatment of any excess of such unfortunates, and have them removed thereto, and kept and treated and provided for until they can be received in the Asylums. He shall certify the additional cost incurred over the sums now allowed by law to the Auditor of Public Accounts, who shall draw his warrant upon the Treasurer for the same, and it shall be paid out of the Public Treasury but the colored and white lunatics shall not be kept in the same buildings.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

MONDAY, FEBRUARY 23, 1874.

A message was received from the Senate, announcing that they had concurred in the adoption of a resolution, which originated in this House, entitled Resolution for the removal of the remains of John C. Mason to the State Cemetery.

That they had concurred in the amendments proposed by this House, to bills which originated in the Senate, of the following titles, viz:

An act to amend an act, entitled "An act to incorporate the Evansville and Jackson Railroad Company," approved March 28, 1872.

An act to re-establish the Institution for the Education and Training of Feeble-minded Children.

An act to create and incorporate a clearing-house in the city of Louisville.

Mr. Jenkins, from the Committee on Corporate Institutions, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to amend an act, entitled "An act to incorporate the Citizens' Gas-light Company of Louisville."

Which bill was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with;

On motion of Mr. Jenkins,
Ordered, That said bill be recommitted to the Committee on Corporate Institutions.

A message was received from the Senate, announcing that they had refused to concur in the amendment proposed by this House, to a bill which originated in the Senate, entitled

An act to amend chapter 85 of the General Statutes, title "Penitentiary,"

That they had adopted a joint resolution, entitled

Resolution in relation to the Kentucky University.

That they had passed bills, which originated in this House, of the following titles, viz:

An act to incorporate the town of New Columbus, in Owen county.

An act to amend the charter of the Portsmouth and Pound Gap Railroad Company.

That they had passed bills of the following titles, viz:

1. An act to incorporate the Scottsville Deposit Bank.

2. An act supplementary to an act, passed at the present session of the General Assembly, entitled "An act to incorporate the Chicago and South Atlantic Railroad Company of Kentucky."

Which bills were read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That they be referred—the 1st to the Committee on Banks, and the 2d to the Committee on Railroads.

Mr. LaRue, from the Committee on Corporate Institutions, to whom was referred a bill from the Senate, entitled

An act to further amend the charter of the Kentucky River Navigation Company,

Reported the same without amendment.

Said bill reads as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That an act, entitled "An act to incorporate the Kentucky River Navigation Company," approved March 1st, 1865, and an act approved February 16th, 1869, entitled "An act to amend an act, entitled 'An act to incorporate the Kentucky River Navigation Company,'" be, and the same are hereby, amended as follows:

§ 1. Any mortgage executed by said company shall be recorded in the clerk's office of the Franklin county court, and need not be recorded elsewhere.

§ 2. Said company may lease water-power, created by dams erected by, or leased to, said company.
§ 3. The directors of said company may fill any vacancy caused by the death or resignation of a director.

§ 4. If any person, navigating the waters of the Kentucky river or any of its tributaries, within the influence of the improvements of said company, or of any improvements owned by it, or under its control, by lease or otherwise, shall fail or refuse to pay the tolls which are legally chargeable by said company, such person shall forfeit and pay to the use of said company three times the amount of such tolls, to be recovered by civil action in the name of said company. If any officer, agent, or owner of a vessel navigating said waters shall knowingly and willfully fail to pay the tolls which are legally chargeable by said company, he shall also be liable to pay to the use of said company the amount of such tolls, to be recovered by civil action in the name of said company.

§ 5. That upon the application of said company, or of its agent or president, to the judge of the county court of any county bordering on the Kentucky river, such judge, by order entered of record, shall appoint three (3) commissioners, two (2) of whom shall be residents of said county, and one (1) an engineer of said company, who shall be sworn faithfully to discharge their duties under this act to the best of their skill and judgment; and whenever said company shall be unable to agree with the owner of any land, earth, stone, gravel, timber, or other material or thing required for the use or construction of its improvements, or whenever the land or material required shall be owned by any person not a resident of the State of Kentucky, or who is an infant, or non compos mentis, it shall be the duty of said commissioners to view the land or material required, and fix the amount of compensation to which the owner or owners of such land or material shall be entitled, and make out and return to the office of the clerk of the said circuit court a report, in writing, particularly describing the land or other material valued, and the interest and duration of the interest valued, and the amount of damages assessed. The report of the commissioners shall give the name of the owner, and state whether such owner is a resident of the State, and whether an infant or insane person. The clerk shall receive such report, and file the same, indenting thereon the time of its being filed; and if the owner resides in the county, he shall forthwith issue a summons commanding the owner or owners of such land or materials to appear and show cause why the report should not be rendered to the use of said company.
shall not be confirmed, which summons shall be forthwith executed by the sheriff or other officer in whose hands it may be placed. The report shall be docketed in the said circuit court, and stand for trial at any term of said court, commencing not less than ten (10) days after service of the summons. If the owner is not a resident of the State of Kentucky, or is an infant or an insane person, the court, or the judge thereof in vacation, shall, at the filing of the report, appoint an attorney, guardian ad litem, or committee, as the case may be, to defend for such owner, who may file exceptions at any time not later than the next term; and upon exceptions being filed by the owner, or by an attorney, guardian ad litem, or committee appointed to defend for him, or by the company, the court shall forthwith order a jury to be empanelled to try the question of damages, unless for good cause shown time is given for preparation. But the said company, upon depositing with the clerk of the court the amount of damages assessed in the report of the commissioners aforesaid, subject to the order of the person entitled thereto, shall have the right to enter upon, take possession of, and use the land or material therein described; and the clerk shall be responsible on his official bond for all moneys so deposited with him.

§ 6. The right of the State to take possession, upon one year's notice, of the property used in the navigation of the Kentucky river, or convenient therefor, is hereby released and relinquished for the period of sixty years after this act shall take effect; but the said company, upon depositing with the clerk of the court the amount of damages assessed in the report of the commissioners aforesaid, subject to the order of the person entitled thereto, shall have the right to enter upon, take possession of, and use the land or material therein described; and the clerk shall be responsible on his official bond for all moneys so deposited with him.

Provided, That the State may take possession of the improvements leased to said company, and of any improvements which said company may make, and of any property which it may acquire, if said company shall fail to complete one lock and dam within three years after the passage of this act, and not less than one lock and dam each year thereafter, after ascertaining and paying the value of repairs and river improvements as above provided for.
§ 7. If the State should take possession, as authorized by the last section, the value shall be ascertained by two arbitrators, one of whom shall be chosen by the Governor, and one by the president of the company, and by an umpire, to be chosen by them, if they disagree.

Mr. Ward moved to amend said bill as follows:

Strike out in the sixth section all after the word "company," in the eleventh line thereof, down to and including the word "repair, at the end of the sixteenth line, and strike out all of said section six after the word "thereafter," in the twenty-first line.

Mr. Hannah moved to lay the bill and proposed amendment on the table.

And the question being taken on the motion of Mr. Hannah, it was decided in the affirmative.

The yeas and nays being required thereupon by Messrs. LaRue and Sellers, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


And so said bill was disagreed to.
Mr. Scales, from the Committee on Immigration and Labor, to whom was referred a bill from the Senate, entitled

An act to establish a Board of Immigration,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was then read a third time.

The question was then taken on the passage of said bill, but not having received a constitutional majority, the same was rejected.

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


And so said bill was disagreed to.

A message was received from the Senate, announcing that they had adopted a joint resolution, entitled—

Resolution directing Secretary of State to furnish copy of General Statutes to members of the General Assembly.

The House took up the amendment proposed by the Senate to a bill, which originated in this House, entitled
An act to increase the jurisdiction of justices of the peace in the counties of Warren, Christian, Edmonson, Carter, and Madison.

Said amendment was concurred in.

The House took up a bill from the Senate, entitled

An act supplementary to an act, passed at the present session of the General Assembly, entitled "An act to incorporate the Chicago and South Atlantic Railroad Company of Kentucky."

Ordered, That said bill be read a third time.

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The House took up the amendment proposed by the Senate to a bill, which originated in this House, entitled

An act to incorporate the town of Monterey, in Owen county.

Said amendment was concurred in.

The House took up a joint resolution, which originated in the Senate, entitled

Resolution in relation to adjournment.

Said resolution reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That at 12 o'clock, P. M., on Monday, February 23, the General Assembly will adjourn sine die.

Said resolution being twice read, was unanimously concurred in.

Mr. Wolf, from the select committee raised to inquire into the propriety of branching the Penitentiary, made the following report, viz:

Your committee, appointed under a resolution directing them to inquire into the expediency of branching the State Prison, have had the subject under consideration, and beg leave to submit the following report:

We have carefully examined the present State Prison located at Frankfort, with a view of ascertaining its capacity and adaptation to the wants of such an institution. It is located on a low, marshy piece of ground, and, in our opinion, the situation is neither healthy nor advantageous, in a business point of view; but, independently of this consideration, there are others which, in our judgment, make it the imperative duty of the General Assembly to make provision at an early day for the enlargement of the present institution or the construction of a new one; and of the two plans, we are decidedly
of the opinion that the construction of a new one upon some other location would be most advantageous to the interests of the State.

We find that the building set apart for the confinement of the convicts at night, and at other times when they are not engaged at their labor, contains over six hundred cells, which are constructed in tiers one above another, six stories high. The inside wall of the Prison constitutes the rear wall of all these cells, and they are, therefore, necessarily, badly ventilated; in fact, they have no ventilation except such as is afforded by a grated door in the front and a small aperture, about three or four inches in diameter, in the rear of each cell. This small opening, we are informed, is generally kept closed. Of course the atmosphere of this department, when it has been occupied for a few hours by over six hundred convicts, all of whom are, necessarily, from the nature of their occupation and the absence of bathing facilities, more or less uncleanly in their persons, must become exceedingly foul, disagreeable, and unhealthy. The heat and stench arising from the lower cells fill the upper ones throughout the night, and their unfortunate inmates have no possible means of escape from their deleterious effects. This poisonous effluvia, loaded with disease when it first reaches them, is breathed over and over again by hundreds of men, until it becomes so offensive that one who has not become gradually accustomed to it could scarcely endure it for a moment. Of course the keepers and managers of the Prison are not responsible for this condition of affairs. It results from defects in the plan upon which the institution has been constructed, if, in fact, it can be said to have been constructed upon any plan at all.

We believe the best interests of the State will be promoted by branching the institution; and we are sure that ordinary considerations of humanity demand that something should be done to remedy the evil to which we have alluded. There are many who believe that the objects of such institutions can be most certainly accomplished by a classification of the convicts according to their ages or the character of their offenses, and by confining them in distinct departments. A few years ago a law was enacted in this State for the establishment of a State House of Reform for Juvenile Delinquents, and a site was purchased and buildings erected for that purpose; but the number of pauper lunatics has recently increased to such an extent that the asylums heretofore existing were unable to accommodate them all, and, consequently, at the present session of the
General Assembly, the institution alluded to has been abolished, and an appropriation made to enlarge the buildings and permanently convert them into a lunatic asylum. If a branch of the State Prison should be hereafter established in accordance with the recommendations of this report, it would afford an opportunity to make such provision as the Legislature might consider desirable for the separation of the several classes of offenders.

We have procured, from what we consider a well-informed source, an approximate estimate of the cost of constructing a new Prison, and although no appropriation is now asked, we embody it in this report:

<table>
<thead>
<tr>
<th>Description</th>
<th>Cost</th>
</tr>
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<tbody>
<tr>
<td>For wall similar to one enclosing the present Penitentiary, to include eight acres</td>
<td>$45,000</td>
</tr>
<tr>
<td>Five hundred cells properly lighted and ventilated</td>
<td>25,000</td>
</tr>
<tr>
<td>Buildings to inclose cells</td>
<td>40,000</td>
</tr>
<tr>
<td>Two three-story buildings for workshops for convicts</td>
<td>60,000</td>
</tr>
<tr>
<td>Chapel, dining-room, and wash-house</td>
<td>9,000</td>
</tr>
<tr>
<td>Meat-house</td>
<td>3,000</td>
</tr>
<tr>
<td>Hospital</td>
<td>4,000</td>
</tr>
<tr>
<td>Grading and macadamizing yard</td>
<td>5,000</td>
</tr>
<tr>
<td>Sewerage</td>
<td>5,000</td>
</tr>
<tr>
<td>Extra cost on walls to make them superior to walls at Frankfort</td>
<td>10,000</td>
</tr>
<tr>
<td>Engines for two work-shops</td>
<td>10,000</td>
</tr>
<tr>
<td>Entrance, including house for keeper and guards</td>
<td>7,000</td>
</tr>
<tr>
<td>Out-houses, stables, &amp;c.</td>
<td>2,000</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$225,000</strong></td>
</tr>
</tbody>
</table>

After full consideration as to the location of the proposed branch, we have come to the conclusion that a point in Kenton county, at or near the city of Covington, would be the most suitable place. The existing and prospective facilities for transportation from that point to all parts of the country, together with the great variety of labor which could be constantly and profitably employed, make it, in our opinion, a most eligible site for such an institution. We shall not elaborate our views upon this branch of the inquiry committed to us, but merely state our conclusion upon it, and leave it for the future consideration of the people and their Representatives.

We had originally intended to submit a bill making an appropriation to commence the construction of the Prison herein recommended; but in view of the large expenditures which the General Assembly has been required to authorize for other purposes, and the
great press of public business during an unusually brief session, we have thought it inexpedient to do so. We offer this short report in the hope that public attention may be attracted to the subject, and that our successors may take such steps as will accomplish the object we propose.

JOHN WOLF,
N. CRAIG,
M. W. LARUE,

Ordered, That said report be printed.

A message was received from the Senate, announcing that they had disagreed to bills, which originated in this House, of the following titles, viz:

An act to repeal an act to amend an act to incorporate the Hartford Railroad and Mining Company, approved March 22, 1871.
An act to amend an act to charter the Louisville and Taylorsville Turnpike Company.

Mr. Stone, who occupied the Chair in the temporary absence of the Speaker, when the vote was taken, on Saturday last, on the question of the passage of a bill from the Senate, entitled

An act for the benefit of common schools in Graves and Calloway counties,

And who is now presiding in the temporary absence of the Speaker, now held and decided that said bill, to effect its passage, did not require a majority of all the members returned to this House; and that, having received a majority of the votes cast, a quorum being present, said bill was passed.

And thereupon, on motion of Mr. Blackburn, a message was sent to the Senate, asking to withdraw therefrom the announcement of the disagreement of this House to said bill.

Which message being communicated to the Senate, and the request of the House granted,

Resolved, That said bill, as amended, do pass, and that the title thereof be so changed as to read,

An act for the benefit of common schools in Graves, Calloway, and other counties.

A message was received from the Senate, announcing that they had passed a bill, entitled

An act to charter the South Fork Road Company.

Mr. McFerran, from the Committee on Claims, to whom was referred a bill from the Senate, entitled
An act providing for the payment of the cost and expenses incurred before the Senate Committee on Privileges and Elections in the investigation of the controversy between Edmund Wooldridge and W.C. Goodloe, as to who was entitled to a seat in the present Senate from the 27th Senatorial District.

Reported the same without amendment, and without the expression of opinion thereon by the committee.

Mr. Blackburn moved to amend said bill by striking from the first section thereof these words: "and forty dollars allowed to D. D. Sublett, for his services in reducing to writing the evidence of seventy witnesses."

And the question being taken on the amendment proposed by Mr. Blackburn, it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

Said bill was then read a third time as follows, viz:

For bill—see Acts present session.]

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


Resolved, That the title of said bill be as aforesaid.
The action of this House on this bill being communicated to the Senate, a message was received therefrom, announcing that they had incurred the amendment proposed by this House to said bill.

The House took up the matter of the disagreement of the Senate in the amendment proposed by this House, to a bill which originated in the Senate, entitled

An act to amend the charter of the Elizabethtown and Paducah Railroad Company.

On motion of Mr. D. H. Baker, the House receded from its said proposed amendment.

The House took up the orders of the day, and proceeded to consider still further, a bill from the Senate, entitled

An act to amend chapter 92, title "Revenue and Taxation," General Statutes.

Mr. Scales moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Scales and Martin, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


The main question was then put, "Shall the bill be read a third time?" and it was decided in the affirmative.
Said bill was then read a third time as follows, viz:

[For bill—see Acts present session.]

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Martin and Graves, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


Samuel Martin, Samuel Ellis,

Resolved, That the title of said bill be as aforesaid.

A message was received from the Senate, announcing that they had concurred in the amendment proposed by this House to a bill, which originated in the Senate, entitled

An act for the benefit of common schools in Graves, Calloway, and other counties,

With an amendment to the amendment proposed by the House.

A message was received from the Senate, asking to withdraw from this House the announcement of the disagreement of the Senate to an amendment proposed by this House, to a bill which originated in the Senate, entitled

An act to amend chapter 85 of the General Statutes, title “Penitentiary.”

Which was granted.
After a time, a message was received from the Senate, announcing that they had concurred in the amendment proposed by this House to said bill.

Mr. Wolf, from the Committee on Corporate Institutions, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to incorporate the town of Berea.

Which was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

*Ordered*, That said bill be engrossed and read a third time.

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

*Resolved*, That said bill do pass, and that the title thereof be as aforesaid.

Mr. J. M. Wright, from the Committee on General Statutes, to whom was referred a bill from the Senate, entitled

An act to amend section 2, chapter 90, General Statutes, Reported the same without amendment.

Mr. Graves moved to amend said bill by adding the words "in Kentucky" after the words "best resident bidder," in second section.

And the question being taken on the adoption of the amendment proposed by Mr. Graves, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Corbett and Martin, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—

The question was then taken on ordering said bill to be read a third time, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Graves and Martin, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


Mr. Corbett then moved to reconsider the vote by which said bill was ordered to be read a third time.

Mr. Blackburn moved to lay the motion of Mr. Corbett on the table.

And the question being taken on the motion of Mr. Blackburn, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Corbett and Graves, were as follows, viz:
FEB., 23, 1858. 23d Cong., 1st Sess.

HOUSE OF REPRESENTATIVES.

Those who voted in the affirmative, were—

D. H. Baker, Addison Gibson, W. A. Morris, Wm. A. Allen, E. A. Graves, Robertson Payton,
W. N. Beckham, R. P. Gresham, Thomas J. Morrow, R. W. Brandon, James W. Hannah, John A. Prall,
J. C. S. Blackburn, Nelson Hamilton, Joshua D. Powers, W. W. Elder, John Preston,
Stephen R. Campbell, Thos. W. Henton, W. M. Stevens, W. N. Beckham, Samuel C. Humphrey, H. L. Stone,
Pat. Campion, R. A. Jones, C. W. Threlkeld, Washington Chandler, M. W. LaRue, J. Q. Ward,
Henderson Conlee, John Watts Kearny, John S. Williams, Newton Craig, Thos. J. Morrow,
B. F. Duvall, W. T. Marshall, J. A. Wilson, Geo. L. Forman, N. D. Miles, Samuel Milk,
Ulysses Garred, Thomas M. Miller, J. M. Wright—33.

Those who voted in the negative, were—

Wm. A. Allen, E. A. Graves, John Preston, Wm. A. Allen, E. A. Graves, Robertson Payton,
R. W. Brandon, James W. Hannah, Wm. Sellers, Isaac N. Cardwell, C. C. Harvey, C. C. Scales,
Wm. A. Allen, Wm. Neal, John Wolf—20.

At 10 minutes past 10 o'clock, P. M., Mr. Graves moved that the
House do now adjourn.

And the question being taken thereon, it was decided in the nega­
tive.

The yeas and nays being required thereon by Messrs. Hannah
and Corbett, were as follows, viz :

Those who voted in the affirmative, were—

E. A. Graves, Robertson Payton, Wm. Sellers,
Jas. W. Hannah, John Preston, C. C. Scales,

Those who voted in the negative, were—

Mr. Speaker (M'Cready) Newton Craig, Samuel Martin,
Wm. A. Allen, B. F. Duvall, N. D. Miles,
Edward Badger, Geo. L. Forman, Thomas M. Miller,
D. H. Baker, W. H. Frederick, Thos. B. Montgomery,
W. N. Beckham, Addison Gibson, W. A. Morris,
J. C. S. Blackburn, Ulysses Garred, Thomas J. Morrow,
R. W. Brandon, Nelson Hamilton, O. S. Parker,
Stephen R. Campbell, Thos. W. Henton, Joshua D. Powers,
Pat. Campion, Henderson Conlee, John A. Prall,
Isaac N. Cardwell, Washington Chandler, W. M. Stevens,
Washington Chandler, Samuel C. Humphrey, H. L. Stone,
C. M. Clay, jr., Bart. W. Jenkins, J. Q. Ward,
S. E. G. Cole, R. A. Jones, C. H. Webb,
Henderson Conlee, John Watts Kearny, John S. Williams,
102—n. R.
Said bill was then read a third time as follows, viz:

[For bill—see Acts present session.]

Mr. Kearny moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Graves and Scales, were as follows, viz:

Those who voted in the affirmative, were—


Mr. Graves moved to reconsider the vote by which the main question was ordered.

And the question being taken on said motion, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Scales and Hannah, were as follows, viz:

Those who voted in the affirmative, were—

Those who voted in the negative, were—


The main question was then put, "Shall the bill pass?" and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Graves and Scales, were as follows, viz:

Those who voted in the affirmative, were—


Addison Gibson, Thos. J. Morrow,

Those who voted in the negative, were—


Resolved, That the title of said bill be as aforesaid.

Mr. Graves then moved to reconsider the vote by which said bill was passed.

Mr. Jenkins moved to lay the motion of Mr. Graves on the table.
And the question being taken on the motion of Mr. Jenkins, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Graves and Blackburn, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (McCreary) Addison Gibson, W. A. Morris, Thomas J. Morrow, O. S. Parker,
Wm. A. Allen, R. P. Gresham, Joshua D. Powers, John Preston,
W. N. Beckham, Nelson Hamilton, Pat. Campion, John Watts Kearny, H. L. Stone,
J. C. S. Blackburn, Thomas W. Henton, Washington Chandler, M. W. LaRue, Ben. Stout,
Stephen R. Campbell, R. A. Jones, Henderson Conlee, F. M. Lowe, Geo. B. Turner,
Pat. Campion, John Watts Kearny, H. L. Stone, B. R. Walker,
Washington Chandler, M. W. LaRue, F. M. Lowe, Geo. B. Turner,
Henderson Conlee, F. M. Lowe, Geo. B. Turner,
Newton Craig, W. T. Marshall, J. Q. Ward, J. A. Wilson,
B. F. Duvall, Matt. McKinney, J. A. Wilson,
Geo. L. Forman, N. D. Miles, D. W. Wright,
W. H. Frederick, Thomas M. Miller, Washington Chandler, M. W. LaRue,

Those who voted in the negative, were—

Thomas H. Corbett, Bart. W. Jenkins, Wm. Sellers, Isham Cottingham, Samuel Martin, W. M. Stevens,

James W. Hannah,

A message was received from the Senate, announcing that they had passed bills of the following titles, viz:

An act to repeal an act, entitled “An act to authorize the Pendleton county court to borrow money for certain purposes,” approved March 7, 1871.

An act to incorporate the Farmers and Mechanics’ Building and Saving Association.

An act to amend an act, entitled “An act to incorporate the Odd Fellows’ Tabernacle Association of Louisville,” approved February 11, 1874.

Mr. Blackburn being in the Chair, Mr. J. M. Wright moved the following resolutions, viz:

1. Resolved by the House of Representatives, That the thanks of this House are hereby tendered to the Hon. James B. McCreary, for the efficient and impartial manner in which he has presided as Speaker over the deliberations of this body.

2. That the thanks of the House are tendered to the Clerks of this body, for their careful attention to the laborious duties imposed upon them.
3. That the thanks of the House are also tendered to the Sergeant-at-Arms, the Door-keeper, and the Pages and employees, for the attentive manner in which they have severally performed their duties.

4. That the thanks of the House are hereby tendered to the representatives of the press, for the careful and courteous manner in which they have reported and commented upon the proceedings of this body.

5. That the thanks of this body are respectfully tendered to the ministers of the gospel in the city of Frankfort, who have officiated at the daily morning exercises in this House.

Which were unanimously adopted.

The Speaker resumed the Chair.

A message was received from the Senate, announcing that they had passed a bill, entitled

An act to amend an act, entitled "An act to authorize the Pendleton county court to raise money to build bridges," &c., approved March 7, 1868.

The rule requiring the reference of this bill to a committee being suspended, said bill was taken up, read the first time, and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be read a third time.

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Blackburn moved the following resolution, viz:

Resolved, That the Public Printer print and forward, postage paid, to each member and officer of the House of Representatives, two hundred copies of the synopsis of the acts passed at the present session of the General Assembly.

Which was adopted.

Mr. Montgomery, from the Committee on Charitable Institutions, who were directed to prepare and bring in the same, reported a bill, entitled

A bill to incorporate the Funeral Aid Association of Maysville, Kentucky.

Which bill was read the first time and ordered to be read a second time.

The rule of the House and constitutional provision as to the second reading of said bill being dispensed with,
Ordered, That said bill be engrossed and read a third time.

The rule of the House and constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The passage of this bill by the House being communicated to the Senate, a message was received therefrom, announcing that they had disagreed to said bill.

Mr. Stone moved the following resolution, viz:

Resolved, That the Public Printer send by mail the unpublished portions of the Senate and House Journals of the present session to each of the members of the General Assembly.

Which was adopted.

Mr. Thos M. Miller, from the Committee on Enrollments, reported that the committee had examined enrolled bills and resolutions, which originated in the Senate, of the following titles, viz:

Resolution appropriating one hundred and fifty dollars to S. I. M. Major;
Resolution directing the Governor to provide for such pauper lunatics as cannot be accommodated in the several lunatic asylums;
An act to prevent the selling or giving spirituous, vinous, or malt liquors within two miles of the academy of E. J. Murphy, in Pembroke, Christian county;
An act to amend the charter of the city of Mayfield;
An act for the benefit of A. T. Keen, late sheriff of Cumberland county;
An act to incorporate the Kentucky Odd Fellows' Insurance Company;
An act for the benefit of P. G. Smith and Alexander Hauchin, securities of O. G. Moore, late sheriff of Edmonson county;
An act to incorporate the Farmers' Exchange Bank;
An act to incorporate the German Mutual Fire Insurance Company, Covington;
An act to extend and re-enact an act, entitled "An act for the benefit of late clerks, sheriffs, late jailers, and other civil officers of this Commonwealth having uncollected fee bills;"
An act for the benefit of John H. Carrier, late jailer of Laurel county;
An act to provide for the reimbursement and compensation of George R. McKee, for expenses incurred and services performed in the prosecution of the claim of Kentucky against the Government of the United States, known as the "War Claim;"

An act to punish persons for fraudulently selling, concealing, or disposing of mortgaged personal property;

An act for the benefit of the Bank of Louisville;

An act to authorize and establish a system of public schools in the town of Ashland;

An act exempting Hart county from the provisions of the law authorizing the appointment of a commissioner of claims for said county;

An act for the benefit of the owners of Wabash Island;

An act for the benefit of the estate of Richard H. Lansdale, deceased;

An act to create and incorporate a clearing house in the city of Louisville;

An act to authorize the city of Owensboro to subscribe stock to the Vincennes, Petersburg, and Owensboro Railroad Company;

An act for the benefit of the sheriff of Henry county;

An act to amend an act incorporating the Farmers and Drovers' Bank, approved February 18, 1869;

An act to amend an act, entitled "An act to create a court of common pleas in Fayette, Woodford, Bourbon, Bath, &c;"

An act for the benefit of Walter G. Saunders, sheriff of Lincoln county;

An act for the benefit of the assessor and county court clerk of Henry county;

An act to amend an act, entitled "An act to regulate the civil jurisdiction of the police court in the city of Hickman, Fulton county," approved February 9, 1872;

An act for the benefit of Wm. Durrett, of Taylor county;

An act changing the time of holding the county courts in Carroll county;

An act to incorporate the town of Russell, in Greenup county;

An act to amend article 3, chapter 14, of the General Statutes;

An act supplemental to and to amend an act, entitled "An act to apportion representation in the Senate and House of Representatives," approved February 19, 1874;
An act to amend the law concerning the State Lunatic Asylums and persons of unsound mind;

An act supplementary to an act, passed at the present session of the General Assembly, entitled "An act to incorporate the Chicago and South Atlantic Railroad Company of Kentucky;"

An act providing for the payment of the cost and expenses incurred before the Senate Committee on Privileges and Elections in the investigation of the controversy between Edmund Wooldridge and W. C. Goodloe, as to who was entitled to a seat in the present Senate from the 27th Senatorial District;

An act to amend the charter of the Elizabethtown and Paducah Railroad Company;

An act to amend chapter 85 of the General Statutes, title "Penitentiary;"

An act to amend chapter 92, title "Revenue and Taxation," General Statutes;

An act to amend section 2, chapter 90, General Statutes;

An act to amend an act, entitled "An act to authorize the Pendleton county court to raise money to build bridges," &c., approved March 7, 1868;

And also enrolled bills and resolutions, which originated in this House, of the following titles, viz:

Resolution in regard to the rolls of Kentucky soldiers in the Mexican war;

Resolution to provide for the removal of the remains of John C. Mason to the State Cemetery;

An act to prevent trespass in Madison county;

An act providing for the payment of the cost and expenses of investigating the contested election case from Jessamine county;

An act for the benefit of Jas. Herd, late sheriff of Clay county;

An act to charter the South Carrollton Male and Female Institute;

An act for the benefit of A. Graham, of Clinton county;

An act for the benefit of T. W. Samuels, late sheriff of Nelson county;

An act to amend an act, entitled "An act to amend the charter of the Shelby and Oldham Turnpike Road Company;"

An act to repeal chapter 93 of the General Statutes;

An act to amend article 3 of chapter 5 of the General Statutes;

An act regulating the return of executions in Trigg county;
An act to regulate and make uniform the jurisdiction of police officers in the counties of Webster and Monroe;

An act to amend an act, entitled "An act to incorporate the town of Providence, in Webster county;"

An act for the benefit of T. D. Rutledge, of Daviess county;

An act for the protection of livery stable-keepers in the town of Milton, Trimble county;

An act for the benefit of the sheriff of Daviess county;

An act to amend an act, entitled "An act to amend and reduce into one the several acts in relation to the town of Greenupsburg;"

An act to amend an act incorporating the town of Milford, in Bracken county;

An act for the benefit of J. B. Gore, of Larue county;

An act for the benefit of J. W. Pickering, of Crittenden county;

An act to authorize the trustees of Morgantown to sell part of Hobson street, in said town;

An act to repeal an act, entitled "An act to authorize the trustees of the town of Carlisle, Nicholas county, to grant coffee-house license," approved February 17th, 1866;

An act to change the time of holding the Owen county court;

An act to amend the charter of the city of Maysville;

An act to apply the provisions of an act, entitled "An act to incorporate a police municipality in Jefferson county," to other precincts;

An act to amend an act, entitled "An act for the organization of the public schools in the town of Claysville, in Webster county;"

An act to amend an act, entitled "An act to amend an act to incorporate the Claysville Male and Female Academy;"

An act for the benefit of W. E. Tipton's administrator;

An act to incorporate the town of New Columbus, in Owen county;

An act for the benefit of keepers of stud-horses, jacks, and bulls, in Simpson and Pendleton counties;

An act to amend the charter of the city of Owensboro;

An act to decrease the jurisdiction of justices of the peace in the counties of Warren, Edmonson, Carter, and Madison;

An act to incorporate the Independent Printing Company;

An act to reincorporate the town of Monterey, in Owen county;

An act to amend the charter of the Portsmouth and Pound Gap Railroad Company;
An act for the benefit of R. Y. Bush, of Hancock county;
An act to amend and revise the charter of Millersburg, in Bourbon county;
An act to incorporate the Lexington and Cumberland Gap Railroad Company;
An act to change the time of holding the circuit, chancery, and criminal courts in the Twelfth Judicial District;
An act submitting a proposition to the voters of district No. 4, Todd county, whether or not spirituous, vinous, or malt liquors shall be sold therein;
An act for the benefit of the Caseyville Deposit Bank;
An act to amend the charter of the city of Bowling Green;
An act for the benefit of J. W. Valentine, jailer of Warren county;
An act for the benefit of the Sugar Creek Baptist Church, of Garrard county;
An act for the benefit of T. S. Ward, jailer of Harlan county;
An act for the benefit of the Williamsburg Masonic Institute;
An act to amend an act, entitled "An act to incorporate the Kentucky Association for the Improvement of the Breed of Horses;"
An act to incorporate the Woodford Driving Park;
An act to incorporate the Milton Baptist Church of Trimble county;
An act to charter the People’s Savings Bank of Kentucky;
An act for the benefit of D. S. Carroll, of Grayson county;
An act to prohibit the sale, gift, loan, or procurement of spirituous, vinous, or malt liquors on election days in the county of Greenup;
An act to incorporate the Taylor County College;
An act to provide for the conveyance of pauper lunatics to the various asylums in this Commonwealth;
An act to incorporate Eginton Lodge, No. 400, F. A. M., in Whitley county;
An act for the benefit of R. W. Brandon and others, of Grayson county;
An act to incorporate Hudsonville Lodge, No. 282, of Free and Accepted Masons;
An act to amend the charter of Crab Orchard, in Lincoln county;
An act to incorporate the Lebanon Gas-light Company;
An act for the benefit of the Ludlow and Pleasant Run Turnpike Road Company;
An act for the benefit of the Bath circuit court clerk;
An act to amend an act, entitled "An act to reduce into one, amend, and digest the acts and amendatory acts incorporating the city of Paris;"

An act to incorporate the Kentucky and Montana Gold Mining Company;

An act to amend an act, entitled "An act to change the name and extend the limits of the town of Berry Station, in Harrison county;" approved March 15, 1869;

An act to change the voting place of the Elk Spring precinct, in Warren county;

An act to amend the charter of the city of Cynthiana;

An act to repeal an act authorizing the county judge of Muhlenberg to change the South Carrollton and Madisonville Road as the same passed over the lands of C. L. Morehead;

An act to amend an act, entitled "An act incorporating the Sherman Bridge Company;"

An act to amend chapter 18 of General Statutes, title "Common Schools;"

An act to amend an act, entitled "An act to incorporate the World's Fair Association, of Woodford county;" approved February 19, 1873;

An act to incorporate the Lexington Agricultural and Industrial Exposition Company;

An act to cause certain books to be indexed belonging to the office of the Whitley quarterly court;

An act to amend the charter of the city of Cynthiana;

An act to incorporate the Catholic Cemetery Company of Lexington;

An act for the benefit of W. E. Tipton's administrator;

An act to prohibit the sale of ardent spirits in the county of Powell on the Sabbath or election days;

An act to protect certain citizens of Daviess county from trespasses by hunters;

An act to incorporate the Fleming, Mason, Robertson, Nicholas, and Bath Counties Agricultural and Mechanical Association;

An act to enable the president and board of managers of the Clay's Mill Turnpike Road Company to borrow money, and mortgage their road for payment of loan;

An act to create additional voting places in the second and third magistrates' districts, in Kenton county;

An act to prevent trespass in Pendleton county;
An act to amend an act, entitled "An act to incorporate the Louisville Brick and Building Company;"
An act for the benefit of the gunsmiths of Henderson county;
An act to repeal an act, entitled "An act to amend an act to establish a levy and county court for Jefferson county;"
An act for the benefit of John N. Williams, assessor of Calloway county;
An act to incorporate the Auburn High School;
An act to authorize the county court of Simpson county to levy an additional tax in said county;
An act to amend the charter of Sebree City, in Webster county;
An act to amend the charter of the city of Ludlow, in Kenton county;
An act for the appropriation of money;
An act for the benefit of school districts Nos. 30 and 65, in Pendleton county;
An act to amend an act, entitled "An act to incorporate the town of Booneville, in Owsley county," approved March 1, 1847;
An act to incorporate the Elizaville Station and Mayslick Turnpike Road Company;
An act to establish an additional justices' district in Rockcastle county;
An act for the benefit of Wm. Bowe, committee for Edward Parker, a pauper lunatic of Lawrence county;
An act to abolish the court of common pleas in Caldwell county;
An act to protect citizens of this Commonwealth from empiricism;
An act to establish a uniform system of common schools for the colored children of this Commonwealth;
An act to incorporate Franklin Colored Benevolent Society, of Franklin;
An act to redistrict the county of Jessamine for justices' districts;
An act incorporating, and for the benefit of building and loan associations of the county of Jefferson and city of Louisville;
An act for the benefit of Wm. Green and his sureties, late sheriff of Elliott county;
An act to secure the payment into the Treasury of all fines, taxes, and license fees collected by trustees of jury fund, clerks, and other officers;
An act to amend the charter of the town of Greenville, in Muhlenburg county;
An act to extend the common pleas court of Warren county to the counties of Butler, Edmonson, and Muhlenburg;

An act in relation to the Bardstown and Green River Turnpike Road Company;

An act to amend an act for the benefit of keepers of licensed stud-horses, jacks, and bulls;

An act to incorporate Nelson Lodge, No. 96, Independent Order of Odd Fellows, at Deatsville, Nelson county;

An act to confirm and legalize the acts of the police judge of the town of Lagrange, in Oldham county;

An act to authorize the county court of Pendleton county to levy a tax to pay off the railroad debt of said county;

An act enlarging the corporate limits of the town of Falmouth;

An act to increase the jurisdiction of justices of the peace in the counties of Warren, Madison, and Simpson;

An act to change the time of holding the Pulaski circuit court;

An act to incorporate the Blue Grass Manufacturing Company;

An act for the benefit of common school district No. 1, known as Auburn district, in Logan county;

An act to incorporate the Shelbyville Gas-light Company;

And had found the same truly enrolled.

Whereupon the Speaker affixed his signature thereto.

Ordered, That Mr. Thos. M. Miller inform the Senate thereof.

A message was received from the Senate, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and resolutions, which originated in the Senate, of the following titles, viz:

An act to incorporate the town of Hamilton, in the county of Ohio.

An act to amend chapter 85 of the General Statutes, title "Pea-santry."

An act to amend chapter 92, General Statutes, title "Revenue and Taxation."

An act to amend the law concerning the State lunatic asylums and persons of unsound mind.

An act to amend the charter of the Elizabethtown and Paducah Railroad Company.

An act providing for the payment of the cost and expenses incurred before the Senate Committee on Privileges and Elections in the investigation of the controversy between Edmund Wooldridge and W. C.
Goodloe, as to who was entitled to a seat in the present Senate from the 27th Senatorial District.

An act to incorporate the Chicago and South Atlantic Railroad Company of Kentucky.

An act to incorporate the town of Parkland, Jefferson county.

An act to amend the charter of West Covington, Kenton county.

An act to incorporate the Big South Fork Navigation, Lumber, Manufacturing, and Transportation Company.

An act supplemental to an act, passed at the present session of the General Assembly, entitled "An act to incorporate the Chicago and South Atlantic Railroad Company."

Resolution directing the Governor to have offices prepared for the Superintendent of Public Instruction in the Fire-proof Offices in Frankfort, Kentucky.

An act to amend an act, entitled "An act to regulate the civil jurisdiction of the police court in the city of Hickman, Fulton county," approved February 9th, 1872.

An act for the benefit of the Danville Classical and Military Academy.

An act to incorporate the Kentucky Odd Fellows' Insurance Company.

An act to re-establish the Institution for the Education and Training of Feeble-minded Children.

An act for the benefit of John H. Carrier, late jailer of Laurel county.

An act to incorporate the Farmers' Exchange Bank.

An act for the benefit of the assessor and county court clerk of Henry county.

An act to authorize and establish a system of public schools in the town of Ashland.

An act to incorporate the town of Russell, in Greenup county.

An act to amend the charter of the city of Mayfield.

An act to authorize the city of Owensboro to subscribe stock to the Vincennes, Petersburg, and Owensboro Railroad Company.

An act for the benefit of P. G. Smith and Alexander Hauchin, securities of O. G. Moore, late sheriff of Edmonson county.

An act for the benefit of Walter G. Saunders, sheriff of Lincoln county.

An act for the benefit of the owners of Wabash Island.
An act supplemental to, and to amend an act, entitled “An act to apportion representation in the Senate and House of Representatives,” approved February 19, 1874.

An act to provide for the reimbursement and compensation of Geo. R. McKee for expenses incurred and services performed in the prosecution of the claim of Kentucky against the Government of the United States, known as the War Claim.

An act exempting Hart county from the provisions of the law authorizing the appointment of a commissioner of claims for said county.

An act to create and incorporate a clearing-house in the city of Louisville.

An act to amend an act incorporating the Farmers and Drovers’ Bank, approved February 18, 1869.

An act for the benefit of A. T. Keene, late sheriff of Cumberland county.

An act to prevent the selling or giving of spirituous, vinous, or malt liquors within two miles of the Academy of E. J. Murphy, in Pembroke, Christian county.

An act for the benefit of the estate of Richard H. Lansdale, deceased.

An act to amend an act, entitled “An act to create a court of common pleas in Fayette, Woodford, Bourbon, Bath,” &c.

An act to prevent persons from fraudulently selling, concealing, or disposing of mortgaged personal property.

An act for the benefit of the Bank of Louisville.

An act to extend and to re-enact an act for the benefit of late clerks, sheriffs, late jailers, and other civil officers of this Commonwealth having uncollected fee bills.

An act changing the time of holding the county courts in Carroll county.

An act to amend article 3, chapter 14, of the General Statutes.

Resolution appropriating one hundred and fifty dollars to S. I. M. Major.

Resolution directing the Governor to provide for the care of such pauper lunatics as cannot be accommodated in the several asylums of this State.

An act to incorporate the German Mutual Life Insurance Company, of Covington.
An act for the benefit of common schools in Marshall, Livingston, and McCracken counties.

An act to amend an act to incorporate the Transylvania Street Railroad Company, approved April 19, 1873.

An act to establish a criminal court in the 11th judicial district.

An act to amend the charter of the town of Loretto, in Marion county.

An act to allow an additional tax to be levied for building schoolhouses in district No. 22, in Greenup county.

An act for the benefit of Wm. Durrett, of Taylor county.

An act to authorize the Liederkranz Society to issue additional stock.

An act to amend the charter of Pembroke, in Christian county.

An act for the benefit of Robert Barlow, colored pauper idiot of Hart county.

An act for the benefit of the commissioners of the turnpike fund in Henry county.

An act repealing an act, entitled "An act repealing an act creating the office of town marshal of Independence, and concerning the police laws of said town."

An act to amend the charter of the town of Princeton.

An act to amend the charter of the town of Concord, in Lewis county.

An act to amend an act, entitled "An act to incorporate the Ohio River Valley Railroad Company."

An act to amend the charter of the Planters' Bank of Kentucky.

An act to amend an act, entitled "An act for the benefit of Union county court," approved December 20th, 1871, and to enable the county court of Union county to provide money for building jail.

An act to amend an act, entitled "An act to prevent deer-driving in the counties of Estill, Jackson, Perry, Harlan, Grayson, Edmonson, and Butler."

An act for the benefit of the Deaf and Dumb Asylum at Danville.

An act to amend article 1 of chapter 59 of General Statutes, and to repeal an act, entitled "An act to regulate the sale and storage of oils made from petroleum or other bituminous substance, and for the better protection of life and property," approved March 21, 1870, and the acts amendatory thereto, severally approved February 24, 1873, and March 8, 1873, and further regulate the inspection and gauging of burning fluids.
An act to amend an act to incorporated Princeton College, approved February 20, 1860, and to confer certain powers on the board of trustees of the town of Princeton.

An act to charter the Owensboro, Glasgow, and Tennessee Railroad, Mining, and Manufacturing Company.

An act to amend an act, entitled "An act to authorize the Jamestown justices' district, in Campbell county, to issue bonds."

An act to authorize M. Duke to erect a mill-dam across Big Barren river at or near Holton's Ford, in Allen county.

An act for the benefit of James T. Sullenger, sheriff of Carroll county.

An act for the benefit of Joseph Wilcher, jailer of Gallatin county.

An act to amend and continue in force an act, entitled "An act to incorporate the Camdensville, Johnsonville, and Burat Church Turnpike Company."

An act for the benefit of Geo. W. Bradburn, tax assessor for Allen county.

An act to amend an act, entitled "An act to incorporate the Warsaw Turnpike Company."

An act to establish and provide for a colored free school in the city of Owensboro, Kentucky.

An act to create the office of street commissioner in Newport, Campbell county.

An act to amend an act, entitled "An act to reduce into one the several acts in relation to the town of Taylorsville."

An act to amend an act to amend the charter of the town of Hartford, approved 2d March, 1867.

An act to amend an act, entitled "An act to incorporate the city of Mayfield."

An act to amend an act, entitled "An act to incorporate the Evansville and Jackson Railroad Company," approved March 28, 1872.

An act for the benefit of the Paducah Savings Bank.

An act to incorporate Harmony Lodge, No. 125, Independent Order of Odd Fellows, at Hamilton, in Boone county.

A message was received from the Governor by Mr. Botts, Assistant Secretary of State, announcing that he had approved and signed enrolled bills and resolutions, which originated in this House, of the following titles, viz:

103-H. R.
An act to insure and facilitate the payment of wages to laborers in the city of Louisville.

An act for the benefit of the administrator of F. M. Weeden, late sheriff of Mason county.

An act to amend an act, entitled "An act to amend the charter of the Bloomfield and Springfield Turnpike Road Company," approved February 22, 1860.

An act to extend the limits of the town of Greenville, in Muhlenburg county.

An act to amend an act, entitled "An act to incorporate the Ashbottom Turnpike Road Company," approved March 22d, 1871.

An act to amend the charter of the city of Lexington.

An act to provide for the establishment and measurement of brickwork.

An act to incorporate the Warren Presbyterian Church of Louisville.

An act to provide for the construction and completion of turnpike roads in Pendleton county.

An act to amend an act, entitled "An act to incorporate the Paducah and North Ballard Turnpike Road Company," approved March 1st, 1872.

An act for the benefit of the commissioners of the sinking fund of Hardin county.

An act to amend an act to incorporate the Mercer County Mechanical and Agricultural Association.

An act for the benefit of James M. Bolton, jailer of Knox county.

An act to amend an act, entitled "An act for the benefit of keepers of licensed stud-horses, jacks, and bulls."

An act to amend an act, entitled "An act to incorporate the Kingston and Boone's Gap Turnpike Road Company, in Madison county."

An act for the benefit of Haly, Mahoney & Co.

An act to amend and reduce into one the several acts in relation to the town of Owingsville.

An act to regulate the sale of medicines and poisons.

An act for the benefit of S. M. Goble, of Carter county.

An act for the benefit of Stephen Nethercutt, of Carter county.

An act to incorporate the Central Kentucky Banking Company.

An act to amend chapter 84 of the General Statutes, title "Peddlers."
An act to amend an act, entitled “An act to regulate the taking up of property found adrift upon certain rivers in this Commonwealth,” approved March 22d, 1873.

An act declaring Blackberry creek, in Pike county, a navigable stream.

An act to amend the charter of the Cumberland and Ohio Railroad Company.

An act to extend the town limits of the town of Dover, in Mason county.

An act to amend the charter of the Paint Lick and Copper Creek Turnpike Road Company.

An act, entitled “An act for the benefit of John Pearce, of Trimble county.”

An act for the benefit of John Taliaferro, clerk of the Clark circuit court.

An act to incorporate the Ohio and Kentucky River Packet Company.

An act to confirm and legalize the acts of the police judge of the town of Lagrange, in Oldham county.

An act to incorporate the Elizaville Station and Maysville Turnpike Road Company.

An act for the appropriation of money.

An act to redistrict the county of Jessamine for justices’ districts.

An act for the benefit of the Williamsburg Masonic Institute.

An act to create additional voting places in the 2d and 3d voting districts in Kenton county.

An act to amend an act, entitled “An act to incorporate the town of Booneville, in Owsley county,” approved March 1, 1870.

An act prohibiting the sale of ardent spirits in the county of Powell on the Sabbath and election days.

An act enlarging the corporate limits of the town of Falmouth.

An act for the benefit of T. S. Ward, jailer of Harlan county.

An act to incorporate the Catholic Cemetery of Lexington, Kentucky.

An act for the benefit of D. S. Carroll, of Grayson county.

An act to cause certain books to be indexed belonging to the office of the Whitley quarterly court.

An act to amend an act, entitled “An act to incorporate the World’s Fair Association of Woodford county,” approved February 19, 1873.
An act to amend an act, entitled "An act incorporating the Sherburn Bridge Company," approved March 9, 1854.
An act to amend an act, entitled "An act to incorporate the Kentucky Association for the Improvement of the Breed of Horses."
An act to incorporate Hudsonville Lodge, No. 262, of Free and Accepted Masons.
An act to incorporate Eginton Lodge, No. 490, F. A. M., in Whitley county.
An act to amend the charter of the city of Cynthiana.
An act to amend chapter 18 of General Statutes, entitled "Common Schools."
An act to incorporate the Lexington Agricultural and Industrial Exposition Company.
An act for the benefit of W. E. Tipton's administrator.
An act to incorporate the Shelbyville Gas-light Company.
An act for the benefit of the Garrard county court.
An act for the benefit of common school district No. 1, known as Auburn district, in Logan county.
An act to change the time of holding the Pulaski circuit court.
An act for the benefit of Wm. Green and his sureties, late sheriff of Elliott county.
An act to incorporate the Franklin Colored Benevolent Society of Franklin.
An act to amend an act, entitled "An act to reduce into one, amend, and digest the acts and amendatory acts incorporating the city of Paris."
An act to amend the charter of the town of Greenville, in Muhlenburg county.
An act to provide for the conveyance of pauper lunatics to the various asylums in this Commonwealth.
An act in relation to the Bardstown and Green River Turnpike Road Company.
An act to change the time of holding the circuit, chancery, and criminal courts in the 12th judicial district.
An act for the benefit of B. L. C. Dorsey, of Monroe county.
An act for the benefit of the lessees of the "Gem," in the town of Franklin.
An act to facilitate the collection of county levies and other county taxes.
An act for the benefit of Bennetti Madison.
An act to punish trespassers on real estate in the county of Shelby.
An act to amend an act, entitled "An act to prevent live stock of all kinds from running at large in Mason and Fleming counties."
An act to amend an act, entitled "An act to incorporate the Richmond and Big Hill Turnpike Road Company."
An act to amend the act, entitled "An act to incorporate the River Road Company," approved March 3d, 1860.
An act to amend the charter of the Mt. Sterling and Howard's Mill Turnpike Road Company.
An act to amend an act, entitled "An act to incorporate the Columbia and Bucksville Turnpike Road Company."
An act to incorporate the Shiloh Church and Pittman's Creek Turnpike Road Company.
An act for the benefit of J. G. White, of Elliott county.
An act to amend section 5, article 5, chapter 28, of the General Statutes, title "Courts."
An act to amend an act, entitled "An act to incorporate the town of Glenville, in Adair county."
An act for the benefit of Minerva and Beasley Creek Turnpike Road Company.
An act for the benefit of the Maysville Manufacturing Association.
An act for the benefit of Henderson Conlee, of Powell county.
An act to amend the charter of the Maysville, Paris, and Lexington Turnpike Road.
Resolution directing the Governor to purchase Hart’s busts of Clay and Jackson.
An act to increase the jurisdiction of justices of the peace in the counties of Warren, Madison, and Simpson.
An act to change the place of voting of the Elk Spring precinct, of Warren county.
An act for the benefit of J. W. Valentine, jailer of Warren county.
An act to amend the charter of the city of Bowling Green.
An act to incorporate the Kentucky and Montana Gold Mining Company.
An act to amend the charter of the city of Cynthiana.
An act to incorporate the Fleming, Mason, Robertson, Nicholas, and Bath County Agricultural and Mechanical Association.
An act to amend the charter of the Caseyville Deposit Bank.
An act to incorporate the Taylor County College.
An act to amend the charter of Crab Orchard, in Lincoln county.
An act to incorporate the Lebanon Gas-light Company.
An act for the benefit of the Bath circuit court clerk.
An act to amend an act, entitled “An act to change the name and extend the limits of the town of Berry Station, in Harrison county,” approved March 15, 1869.
An act to incorporate the Lexington and Cumberland Gap Railroad Company.
An act to amend an act, entitled “An act to incorporate the town of West Providence, in Webster county.”
An act to regulate and make uniform the jurisdiction of police officers in the counties of Webster and Monroe.
An act to repeal chapter 93 of the General Statutes.
An act to amend article 3 of chapter 5 of the General Statutes.
An act for the benefit of T. W. Samuels, late sheriff of Nelson county.
An act to amend an act, entitled “An act to amend the charter of the Shelbyville and Oldham Turnpike Road Company.”
An act to charter the South Carrollton Male and Female Institute.
An act to establish a uniform system of common schools for the colored children of this Commonwealth.
An act for the benefit of A. Graham, of Clinton county.
An act to increase the jurisdiction of justices of the peace in the counties of Warren, Edmonson, Carter, and Madison.
An act to prevent trespasses in Madison county.
An act for the benefit of the sheriff of Daviess county.
An act for the protection of livery stable-keepers in the town of Milton, Trimble county.
An act for the benefit of T. D. Rutledge, of Daviess county.
An act to amend the charter of the Portsmouth and Pound Gap Railroad Company.
An act to amend section 2, chapter 90, of the General Statutes.
An act to amend the charter of Jeffersontown, and to establish a police court for said town.
An act to charter the People’s Savings Bank of Kentucky.
An act regulating the return of executions in Trigg county.
An act to amend an act, entitled “An act to authorize the Pendleton county court to raise money to build bridges,” &c., approved March 7, 1868.
An act for the benefit of R. Y. Bush, of Hancock county.

An act to amend an act, entitled "An act to amend and reduce into one the several acts in relation to the town of Greenupsburg."

An act for the benefit of J. B. Gore, of Larue county.

An act to incorporate the town of Monterey, in Owen county.

An act to amend an act incorporating the town of Milford, in Bracken county.

An act to authorize the trustees of Morgantown to sell part of Hobson street, in said town.

An act to repeal an act, entitled "An act to authorize the trustees of the town of Carlisle, Nicholas county, to grant coffee-house license," approved February 17, 1866.

An act for the benefit of W. E. Tipton’s administrator.

An act for the benefit of J. W. Pickering, of Crittenden county.

An act to incorporate the town of New Columbus, in Owen county.

Resolution to provide for the removal of the remains of John C. Mason to the State cemetery.

An act for the benefit of James Herd, late sheriff of Clay county.

An act to amend the charter of the city of Owensboro.

An act to change the time of holding the Owen county court.

An act to amend the charter of the city of Maysville.

An act to apply the provisions of an act, entitled "An act to incorporate a police municipality in Jefferson county," to other precincts.

An act to amend an act, entitled "An act to amend an act, entitled ‘An act to incorporate the Claysville Male and Female Academy.’"

An act to amend an act, entitled "An act for the organization of public schools in the town of Claysville, in Webster county."

An act to amend and revise the charter of Millersburg, Bourbon county.

An act for the benefit of keepers of licensed stud-horses, jacks, and bulls in Simpson and Pendleton counties.

An act to incorporate the Independent Printing Company.

An act to prevent stock from running at large in Foster precinct, in Bracken county.

An act providing for the payment of costs and expenses of investigating the contested election case from Jessamine county.
An act to authorize the county court of Pendleton county to levy a tax to pay off the railroad debt of said county.

An act for the benefit of William Bowe, committee for Edward Parker, a pauper lunatic of Lawrence county.

An act to incorporate the Blue Grass Manufacturing Company.

An act to amend the charter of the city of Ludlow, of Kenton county.

An act to abolish the court of common pleas in Caldwell county.


An act submitting the proposition to the voters of district No. 4, Todd county, whether or not spirituous, vinous, or malt liquors shall be sold therein.

An act to secure the payment into the Treasury of all fines, taxes, and license fees collected by trustees of the jury fund, clerks, and other officers.

An act to incorporate the Auburn High School.

Resolution in regard to the rolls of Kentucky soldiers in the Mexican war.

An act to incorporate the Woodford Driving Park.

An act to protect the citizens of this Commonwealth from empiricism.

An act to prohibit the sale, gift, loan, or procurement of spirituous, vinous, or malt liquors on election days in the county of Greenup.

An act to incorporate the Milton Baptist Church, of Trimble county.

An act to enable the president and board of managers of the Claysville Turnpike Road Company to borrow money, and mortgage their road for the payment of the loan.

An act for the benefit of R. W. Brandon and others, of Grayson county.

An act to amend an act, entitled "An act for the benefit of keepers of licensed stud-horses, jacks, and bulls."

An act to prevent trespasses in Pendleton county.

An act for the benefit of the Ludlow and Pleasant Run Turnpike Road Company.

An act for the benefit of the Sugar Creek Baptist Church, of Garrard county.

An act to repeal an act, entitled "An act authorizing the county judge of Muhlenburg county to change the South Carrollton and
Madisonville Road, as the same passes over the lands of C. L. Morehead.”

An act for the benefit of school districts Nos. 30 and 65, in Pendleton county.

An act for the benefit of John H. Williams, assessor of Calloway county.

An act to establish an additional justices’ district in Rockcastle county.

An act to authorize the county court of Simpson county to levy an additional tax in said county.

An act to amend the charter of Sebree City, in Webster county.

An act for the benefit of the gunsmiths of Henderson county.

An act to amend an act, entitled “An act to incorporate the Louisville Brick and Building Company.”

An act to protect certain citizens of the county of Daviess from trespass by hunters.

An act to repeal an act, entitled “An act to amend an act to establish a levy and county court for Jefferson county.”

An act to extend the common pleas court of Warren county to the counties of Butler, Edmonson, and Muhlenburg.

An act to increase the jurisdiction of justices of the peace in Edmonson and other counties.

A message was received from the Senate, announcing that they had concluded the business before them, and that they were now ready to adjourn this General Assembly sine die: and that they had appointed a committee, to act in conjunction with such committee as may be appointed by this House for the same purpose, to wait upon the Governor, and learn from him whether he had any further communication to make to this General Assembly.

Mr. Beckham moved that a committee be appointed to wait upon the Senate, and inform them that this House, having completed the business before them, were now ready to adjourn sine die; and that said committee, in conjunction with such as may be raised by the Senate for the same purpose, wait upon the Governor, and learn from him whether he desired to make any further communication to this General Assembly.

And the question being taken on the motion of Mr. Beckham, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Webb and Scales, were as follows, viz:
Those who voted in the affirmative, were—

Mr. Speaker (M'Cready) R. P. Gresham, W. A. Morris,
Wm. A. Allen, Nelson Hamilton, Thomas J. Morrow,
Edward Badger, James W. Hannah, Wm. Neal,
D. H. Baker, C. C. Harvey, O. S. Parker,
W. N. Beckham, Wm. L. Hazelip, Robertson Payton,
J. C. S. Blackburn, John S. Herd, John Preston,
R. W. Brandon, Samuel C. Humphrey, C. C. Scales,
Pat. Campion, Bart. W. Jenkins, Wm. Sellers,
C. M. Clay, jr., R. A. Jones, W. M. Stevens,
Henderson Conlee, John Watts Kearny, H. L. Stone,
Isham Cottingham, M. W. Laulte, C. W. Thrulked,
Newton Craig, F. M. Lowe, Geo. B. Turner,
B. F. Duvall, Samuel Martin, B. R. Walker,
Samuel Ellis, J. B. McFerran, J. Q. Ward,
Geo. L. Forman, James W. Meador, John S. Williams,
W. H. Frederick, N. D. Miles, J. A. Wilson,
Ulysses Garred, Thomas M. Miller, John Wolf,

In the negative—C. H. Webb—1.

And thereupon the Speaker appointed on said committee Messrs.
Beckham, Ward, Duvall, Kearny, and Jones.

And having retired, after a time the committee returned into the House, and reported that they had discharged the duty assigned them, and were informed by the Governor that he had no further communication to make to this General Assembly.

And thereupon, at 12 o’clock, midnight, after having delivered a brief address, the Speaker declared that, under the joint resolution heretofore adopted by both Houses, this House was adjourned sine die.
LIST OF REPRESENTATIVES.

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<thead>
<tr>
<th>Name</th>
<th>Post-office</th>
<th>County</th>
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<tbody>
<tr>
<td>Wm. A. Allen</td>
<td>Union Star</td>
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<td>W. W. Ayers</td>
<td>Murray</td>
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<td>Edward Badger</td>
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<td>D. H. Baker</td>
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