JOURNAL

OF THE

REGULAR SESSION OF THE SENATE

OF THE

COMMONWEALTH OF KENTUCKY,

BEGUN AND HELD IN THE CITY OF FRANKFORT, ON MONDAY,
THE SIXTH DAY OF DECEMBER, IN THE YEAR
OF OUR LORD 1869, AND OF THE COMMON-
WEALTH THE SEVENTY-EIGHTH.

FRANKFORT, KY.:
PRINTED AT THE KENTUCKY YEOMAN OFFICE.
S. I. M. MAJOR, PUBLIC PRINTER.
1869.

UNIVERSITY OF KENTUCKY
LAW LIBRARY
At a General Assembly, begun and held for the State of Kentucky, at the Capitol, in the city of Frankfort, on Monday, the sixth day of December, one thousand eight hundred and sixty-nine, the following Senators appeared and took their seats, viz:

From the First Senatorial District, W. Lindsay.
From the Second Senatorial District, Oscar Turner.
From the Third Senatorial District, G. A. C. Holt.
From the Fourth Senatorial District, A. K. Bradley.
From the Fifth Senatorial District, I. A. Spalding.
From the Sixth Senatorial District, F. M. Allison.
From the Seventh Senatorial District, Edwin Hawes.
From the Ninth Senatorial District, Wm. L. Conklin.
From the Tenth Senatorial District, J. B. Haydon.
From the Eleventh Senatorial District, P. H. Leslie.
From the Twelfth Senatorial District, A. C. Vallandingham.
From the Thirteenth Senatorial District, W. H. Payne.
From the Fourteenth Senatorial District, Wm. Johnson.
From the Fifteenth Senatorial District, R. A. Burton.  
From the Sixteenth Senatorial District, I. C. Winfrey.  
From the Seventeenth Senatorial District, W. McKee Fox.  
From the Eighteenth Senatorial District, A. G. Talbott.  
From the Nineteenth Senatorial District, W. H. Chelf.  
From the Twentieth Senatorial District, J. Q. Chenoweth.  
From the Twenty-First Senatorial District, W. L. Vories.  
From the Twenty-Second Senatorial District, I. T. Martin.  
From the Twenty-Third Senatorial District, J. H. Dorman.  
From the Twenty-Fourth Senatorial District, J. G. Carlisle.  
From the Twenty-Fifth Senatorial District, Thomas Wrightson.  
From the Twenty-Sixth Senatorial District, John B. Clarke.  
From the Twenty-Seventh Senatorial District, A. L. McAfee.  
From the Twenty-Eighth Senatorial District, G. W. Connor.  
From the Twenty-Ninth Senatorial District, Harrison Cockrill.  
From the Thirtieth Senatorial District, Joseph M. Alexander.  
From the Thirty-First Senatorial District, Emery Whitaker.  
From the Thirty-Second Senatorial District, K. F. Prichard.  
From the Thirty-Third Senatorial District, D. Y. Lyttle.  
From the Thirty-Fourth Senatorial District, Joseph Gardner.  
From the Thirty-Fifth Senatorial District, E. D. Standeford.  
From the Thirty-Sixth Senatorial District, Ben. J. Webb.  
From the Thirty-Seventh Senatorial District, Lyttleton Cooke.  
From the Thirty-Eighth Senatorial District, Robert Boyd.


The seat of the Presiding Officer of the Senate being vacant, the Secretary of the Senate announced that nominations to fill that office for the occasion would now be in order.

Whereupon, Mr. McAfee nominated Mr. Wm. Johnson as a suitable person to fill said office.

Mr. Payne nominated Mr. Leslie for the same office.

Mr. Carlisle nominated Mr. Martin.

Mr. Haydon nominated Mr. Conklin.

Mr. Boyd nominated Mr. Wrightson.
Mr. Clarke nominated Mr. Carlisle.
Mr. Prichard nominated Mr. Alexander.
At the request of Mr. Martin, his name was withdrawn by Mr. Carlisle.
At the request of Mr. Conklin, his name was withdrawn by Mr. Haydon.
And at the request of Mr. Alexander, his name was also withdrawn by Mr. Prichard.
The vote was then taken, which resulted as follows, viz:

Those who voted for Mr. Johnson, were—
Harrison Cockrill, W. Lindsay,

Those who voted for Mr. Leslie, were—

Those who voted for Mr. Carlisle, were—
Wm. Johnson, Ben. J. Webb,
P. H. Leslie, Emery Whitaker,
Mr. Robert Boyd voted for Mr. Wrightson—1.

No one in nomination having received a majority of all the votes cast, a second vote was then taken, which resulted as follows, viz:

Those who voted for Mr. Johnson, were—

Those who voted for Mr. Leslie, were—

Those who voted for Mr. Carlisle, were—
Wm. Johnson, Ben. J. Webb,
P. H. Leslie, Emery Whitaker,
No one in nomination having received a majority of all the votes cast, after the withdrawal of the name of Mr. Wrightson by Mr. Boyd, and that of Mr. Carlisle by Mr. Clarke,
The Senate proceeded to another and third vote, which resulted as follows, viz:

Those who voted for Mr. Johnson, were—


Joseph Gardner, Edwin Hawes, J. B. Haydon, P. H. Leslie, W. Lindsay, D. Y. Lyttle,


Those who voted for Mr. Leslie, were—

F. M. Allison, Robert Boyd, A. K. Bradley, Jno. G. Carlisle, John B. Clarke, Wm. L. Conklin, Lyttleton Cooke,


Mr. Leslie having received a majority of all the votes cast, was declared duly elected Speaker of the Senate for the occasion.

Messrs. Wm. Johnson and Carlisle were appointed a committee to conduct the Speaker elect to the Chair, who, after an appropriate address, returning his thanks for the honor conferred upon him, took the several oaths of office required by the Constitution and laws of the State and of the United States.

The Speaker then announced that nominations for the office of Chief Clerk of the Senate were in order.

Whereupon, Mr. Cooke nominated J. Russell Hawkins as a suitable person to fill said office.

Mr. Burton nominated S. W. D. Stone for the same office.

Mr. Whitaker nominated H. T. Stanton.

The Senate then proceeded to take the vote, which stood thus:

Those who voted for Mr. Hawkins, were—

Mr. Speaker (Leslie), F. M. Allison, Robert Boyd, A. K. Bradley, John G. Carlisle, Harrison Cockrill, Lyttleton Cooke,


Those who voted for Mr. Stone, were—

R. A. Burton, J. H. Dorman, A. C. Vallandingham,
Wm. L. Conklin, William Johnson,

Those who voted for Mr. Stanton, were—

Jos. M. Alexander, G. W. Connor, Oscar Turner,
J. Q. Chenoweth, W. Lindsay, Emery Whitaker—8.
John B. Clarke, A. L. McAfee,

J. Russell Hawkins having received a majority of all the votes cast, was declared elected Chief Clerk of the Senate for the present session, who then took the oath prescribed by the Constitution and laws of the State.

The Speaker then announced that nominations were in order for the office of Assistant Clerk of the Senate.

Whereupon, Mr. Bradley nominated J. A. Munday as a suitable person to fill said office.

Mr. Alexander nominated J. H. Johnson for the same office.

And the vote being taken, stood thus:

Those who voted for Mr. Munday, were—

Mr. Speaker (Leslie), J. H. Dorman, K. F. Prichard,
F. M. Allison, Joseph Gardner, I. A. Spalding,
Robert Boyd, Edwin Hawes, E. D. Staneford,
A. K. Bradley, J. B. Haydon, Oscar Turner,
W. H. Chelf, G. A. C. Holt, A. C. Vallandingham,
John B. Clarke, William Johnson, W. L. Vories,
Harrison Cockrill, W. Lindsay, Emery Whitaker,
Wm. L. Conklin, D. Y. Lyttle, I. C. Winfrey,
Lyttleton Cooke, W. H. Payne.

Those who voted for Mr. Johnson, were—

Jos. M. Alexander, J. Q. Chenoweth, A. G. Talbott,
Jno. G. Carlisle, I. T. Martin,

Mr. Munday having received a majority of all the votes cast, was declared elected Assistant Clerk of the Senate for the present session, who then took the oath prescribed by the Constitution.

The Speaker then announced that nominations were in order for the office of Sergeant-at-Arms of the Senate.

Whereupon, Mr. Chenoweth nominated A. Grant as a suitable person to fill said office.

Mr. Turner nominated Howard Todd for the same office.
And the vote being taken, stood thus:

Those who voted for Mr. Grant, were—

Jos. M. Alexander, G. W. Connor, D. Y. Lyttle,
F. M. Allison, Lyttleton Cooke, I. T. Martin,
R. A. Burton, W. McKee Fox, A. L. McAfee,
John G. Carlisle, Joseph Gardner, W. H. Payne,
W. H. Cheif, J. B. Hayden, I. A. Spalding,
J. Q. Chenoweth, G. A. C. Holt, A. C. Vallandingham,
Harrison Cockrill, William Johnson, Emery Whitaker,
Wm. L. Conklin, W. Lindsay, Thos. Wrightson—24.

Those who voted for Mr. Todd, were—

Mr. Speaker (Leslie), Edwin Hawes, Oscar Turner,
Robert Boyd, K. F. Prichard, W. L. Vories,
A. K. Bradley, E. D. Standeford, Ben. J. Webb,

Mr. Grant having received a majority of all the votes cast, was

declared elected Sergeant-at-Arms of the Senate, who then took the

oath prescribed by the Constitution and laws of the State.

The Speaker then announced that nominations for the office of

Door-keeper were in order.

Whereupon, Mr. Martin nominated Wm. Duvall as a suitable

person to fill said office.

Mr. Webb nominated Joseph Read for the same office.

Mr. Lindsay nominated H. P. Bowmar for the same office.

Mr. McAfee nominated S. O. Crockett for the same office.

Mr. Turner nominated W. M. Cargill for the same office.

And the vote being taken, stood thus:

Those who voted for Mr. Duvall, were—

Jos. M. Alexander, John B. Clarke, W. H. Payne,
Robert Boyd, J. H. Dorman, Emery Whitaker,

Those who voted for Mr. Read, were—

Mr. Speaker (Leslie), Joseph Gardner, E. D. Standeford,
R. A. Burton, J. B. Hayden, A. G. Talbott,
W. H. Cheif, William Johnson, W. L. Vories,
Harrison Cockrill, D. Y. Lyttle, Ben. J. Webb,
Wm. L. Conklin, K. F. Prichard, I. C. Winfrey—16.

Lyttleton Cooke,

Those who voted for Mr. Bowmar, were—

F. M. Allison, W. Lindsay, I. A. Spalding—3.

Those who voted for Mr. Crockett, were—

J. Q. Chenoweth, W. McKee Fox, A. L. McAfee—5.

G. W. Connor, Edwin Hawes,
Those who voted for Mr. Cargill, were—

No one in nomination having received a majority of all the votes cast, after the withdrawal of the name of Mr. Bowman by Mr. Lindsay,

The Senate proceeded to take another vote, which stood thus:

Those who voted for Mr. Duvall, were—
Jos. M. Alexander, Robert Boyd, John G. Carlisle,
John B. Clarke, J. H. Dorman, I. T. Martin,

Those who voted for Mr. Read, were—
Mr. Speaker (Leslie), F. M. Allison, W. H. Cheift,
A. R. Burton, W. H. Cheift, Harrison Cockrill,
Wm. L. Conklin, Lyttleton Cooke,
J. Q. Chenoweth, Edwin Hawes, G. W. Connor,

Those who voted for Mr. Cargill, were—
A. K. Bradley, G. A. C. Holt, I. A. Spalding,
Oscar Turner—5.

No one in nomination having received a majority of all the votes cast, the Senate proceeded to take another vote, which stood thus:

Those who voted for Mr. Duvall, were—
Jos. M. Alexander, Robert Boyd, John G. Carlisle,
John B. Clarke, J. H. Dorman, I. T. Martin,

Those who voted for Mr. Read, were—
Mr. Speaker (Leslie), F. M. Allison, W. H. Cheift,
A. R. Burton, W. H. Cheift, Harrison Cockrill,
Wm. L. Conklin, Lyttleton Cooke,
J. Q. Chenoweth, Edwin Hawes, G. W. Connor,

Those who voted for Mr. Cargill, were—
A. K. Bradley, G. A. C. Holt, I. A. Spalding,
Mr. Read having received a majority of all the votes cast, was declared elected Door-keeper of the Senate, who then took the oath prescribed by the Constitution and laws of the State.

A message was received from the House of Representatives, announcing that they had met and organized, and were now ready to proceed to legislative business, and that they had also appointed a committee on their part, to act in conjunction with a similar committee to be appointed by the Senate, to wait upon the Governor to inform him that the two Houses of the General Assembly had met and organized, and they were now ready to receive any communication which he might see fit to make to them.

On motion of Mr. Turner, a committee was appointed to inform the House of Representatives that the Senate had met and organized; and also, that they had appointed a committee, to act in conjunction with a similar committee appointed by the House of Representatives, to wait upon the Governor and inform him that the two Houses of the General Assembly had met and organized, and that they were now ready to receive any communication which he might see fit to make.

Whereupon, Messrs. Turner, Carlisle, and Bradley were appointed said committee.

And then, after a short time, the Senate, on motion, adjourned to meet again on Tuesday, at 10 o'clock, A. M.

---

TUESDAY, DECEMBER 7, 1860.

The committee appointed on the part of the Senate, on yesterday, to act in conjunction with a similar committee appointed on the part of the House of Representatives, to wait on the Governor and inform him that the two Houses of the General Assembly had met and organized, and were now ready to receive any communication he might see fit to make to that body, reported that the committee had
Mr. Alexander moved the following resolution, viz:

Resolved, That the reporters for the various newspapers be permitted to occupy seats on the floor of the Senate.

Which was adopted.

Mr. Alexander also moved the following resolution, viz:

Resolved, That the ministers of the various churches of this city be, and they are hereby, requested to open the daily sessions of the Senate with prayer.

Which was adopted.

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

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

Fellow-Citizens of the Senate and House of Representatives:

The Constitution of Kentucky imposes upon me an obligation to communicate to the General Assembly, from time to time, information of the state of the Commonwealth, and to recommend to them such measures as I may deem expedient and necessary for the public welfare. In the performance of this duty, I avail myself of the occasion to tender to you, individually, my cordial greetings. The pleasure of again meeting you in your legislative capacity is enhanced by the satisfaction which the prosperous condition of the Commonwealth at this time so justly inspires.

We have abundant cause to thank and praise God for the bounties of His providence vouchsafed to us during the vicissitudes of another year. To healthy seasons and abundant harvests, He has been pleased to add the continued and peaceful enjoyment of our civil and religious privileges. New and inexhaustible sources of prosperity have been opened. Extended lines of railway communication—some already completed, others in rapid construction—are bringing into closer contact distant portions of the Commonwealth; while an enlarged variety and amount of interests, productions, and pursuits, are cementing new ties of intercourse and trade between all our people; extending the circle of reciprocal benefits between the States themselves, and imparting new strength to that chain of mutual dependence which binds them all in closer fellowship.

Our prosperity and advancing progress in commercial and industrial development proportionably increases representative responsibility. At no period in the past did the necessities of the Common-
wealth more earnestly demand of the Representatives of the people than at this hour, a system of wise, enlarged, liberal, and provident legislation.

FINANCES.

The reports of the Auditor and Treasurer exhibit to you a detailed statement of the receipts and expenditures of the Government during the past year. You will also find, in the Auditor's Report, an estimate of the receipts and expenditures for the fiscal year ending on 10th October, 1870. A brief abstract from this Report exhibits the following results:

The public debt of the Commonwealth, on the 10th of October, 1868, amounted to $3,656,220.21

Add increase of school bonds, being amount of surplus school money 1st July, 1869

Making $3,835,177.92

During the fiscal year ending 10th October, 1869, there was redeemed by the Commissioners of the Sinking Fund State bonds amounting to $28,000.00

Amount of State debt 10th October, 1869 $3,807,177.92

Deduct the amount of bonds dedicated to the School Fund, and not redeemable 1,048,283.52

Leaving the amount of the State debt proper, upon the 10th October, 1869 $1,658,894.00

This indebtedness of the Commonwealth consists of:

6 per cent. bonds which have matured and are outstanding $85,284.00

5 per cent. bonds due and outstanding 10,000.00

6 per cent. bonds maturing in 1870 and 1872 1,119,500.00

Military bonds maturing in 1865 316,000.00

6 per cent. bonds maturing between 1871 and 1873 1,000,000.00

$1,658,894.00

The balance in the State Treasury on 10th October, 1868 $937,199.68

Receipts for the fiscal year ending 10th October, 1869 678,505.70

Making $1,615,705.38

Expenditures for the fiscal year ending 10th October, 1869 908,021.56

Leaving balance in Treasury on 10th October, 1869 $337,683.42

Add amount belonging to Sinking Fund 10th October, 1869, but not transferred 51,703.00

Add amount loaned by Commissioners of Sinking Fund to revenue proper, under legislative acts 810,810.05

Add amount loaned out by Commissioners of Sinking Fund to Kentucky River Navigation Company 10,000.00

$1,299,335.50

If, therefore, the loan made by the Commissioners of the Sinking Fund to the Revenue proper, of $340,849.05, was returned, the balance in the Treasury of cash on hand, upon 10th October, 1869, would be $1,299,335.50; which sum, if applied to the extinguishment of the outstanding indebtedness of the Commonwealth, would reduce the State debt, exclusive of the school bonds not redeemable, to $399,558.50.
To meet this indebtedness, the Commissioners of the Sinking Fund held 789 shares in the Bank of Kentucky, which, at par, is $78,000.00
7,000 shares Bank of Kentucky
78,000.00
In the Bank of Louisville, 400 shares
49,000.00
In Louisville, Cincinnati and Lexington Railroad, 250 shares of preferred stock
25,000.00
In Lexington and Frankfort Railroad, 2,178 shares, at 50 cents (which is a low estimate)
103,900.00
Bond of Louisville and Frankfort Railroad
72,910.00
Stocks in turnpike roads, at par value, $2,044,399.65, estimated at cash value
254,433.96
Annual rent of Kentucky locks and dams
1,500.00
Rent of the Kentucky Penitentiary
8,000.00
Deducting State debt
$1,287,833.46
Excess of resources of Sinking Fund over the State debt
$888,294.96

The financial condition of the Commonwealth, it will be seen from this summary, is in a most healthy and prosperous condition. If our outstanding bonds were now due, and the $840,849.05 due by the Revenue Department proper to the State, were returned, our resources are more than sufficient to pay off at once the State debt.

This item of $840,849.05 was created by loans of money, at different periods, to supply existing deficiencies in the annual current revenue, which was insufficient to meet the ordinary necessities of the State Government. The first of these loans was made as early as 1861. It was doubtless supposed, at that time, that the excess of revenue over the disbursements would soon permit the money borrowed by the Revenue Department to be returned. The depressed condition of the Commonwealth, for several years succeeding the late civil war, rendered full collections of the revenue, in many of the counties, utterly impossible. Many sheriffs were compelled to ask of the Legislature extensions of time for the payment of the revenue. Heavy losses, in many instances, followed these extensions. In addition, $57,511,770 of taxable property was, by the manumission of our slaves, withdrawn from the tax lists. The natural consequence was, an excess of expenditures over receipts. To supply these deficiencies from time to time, the Commissioners of the Sinking Fund were empowered, by various and continued legislative enactments, to make advancements to the Revenue Department, which were to be returned to the Sinking Fund.

These loans have been increased within the past two years to enable the disbursing officers of the Government to meet and discharge extraordinary appropriations made by the Legislature, for which no provision was made at the time of their passage. How-
ever unwise may be the policy of making appropriations without at the same time providing the means for their liquidation, and however much such legislation tends to embarrassment in the finances of the State, the objects of these appropriations were too vitally necessary to the welfare of the Commonwealth to permit the Commissioners of the Sinking Fund to doubt as to their duty in making additional loans for their payment. When it is remembered that these extraordinary appropriations were made in part to erect fire-proof public offices; to found and erect that noble charity, a House of Reform for Juvenile Offenders; to add another wing to our Institution for Feeble-minded Children; to complete additions (already begun) to our Lunatic Asylums; to remove obstructions from Licking river; to make large and necessary additions to the Kentucky State Prison; I am quite sure the people of Kentucky will not only cordially approve the enlightened policy of the Legislature which made them, but will cheerfully respond to any increased temporary assessment required to refund the money used in their payment.

While the Commissioners of the Sinking Fund have always promptly responded to any loan on the part of the Revenue Department required for existing exigencies, and will always rejoice to do so, it must not be forgotten that the resources intrusted to their custody and management have been consecrated by the Constitution as an inviolable fund for the payment of the public debt. The spirit and letter of that instrument alike demand that prompt legislative provision should be at once made for the return of the money loaned.

An examination of the Auditor’s estimates for the next fiscal year renders it self-evident that the expenditures will exceed the receipts by a very large sum. In that estimate he includes the loan due by the Revenue Department to the Sinking Fund. A special assessment of a very inconsiderable amount, to be levied for two or three years, would scarcely be felt, and would enable the Revenue Department promptly to liquidate its indebtedness, and also to meet any balance to become due on extraordinary appropriations already made.

I respectfully recommend that some action be taken by you for a revision of our revenue laws. It is an important subject, which cannot safely be postponed. Our present revenue system is thoroughly defective. Many of its provisions are incongruous and inconsistent, and in their operation have led to mischievous results.
It requires reform. Many subjects which should be assessed, and would yield a large revenue, have never been on our revenue lists, and escape taxation altogether. Many others which are listed do not pay a sufficient tax, ratably with other property. Our mode and standard of assessment are not uniform, and operate unequally and unjustly. The same property, in some portions of the Commonwealth, is assessed by a specie standard, while in others by a paper standard. A large amount of revenue is lost by unequal valuations by the assessor.

Some provision is required to insure greater punctuality in the payment of the taxes. Great losses have occurred in extending indulgence to collectors of the revenue, by special acts, in individual cases, postponing the time at which by law he is required to pay it into the Treasury. Such a system, if tolerated, will be followed by serious pecuniary embarrassment.

Great difficulty, and some loss in the revenue, has occurred from the operation of the law now in force permitting sureties on the official bond of the collector of the revenue to be released from liability thereon, after service of a rule upon his principal to appear in the county court and give counter-security. If such a practice prevails, great embarrassment must follow. Collectors of the revenue should be required to execute a valid and sufficient bond, and the sureties should remain bound for the entire official term of their principal. Cases of recent occurrence demonstrate, as I learn, the necessity of some change in the provisions of the law upon this subject.

I recommend that you provide by law for the appointment of three competent commissioners, charged with the duty of revising our revenue laws, who shall have power to sit during the recess of the General Assembly, and report the result of their labors to that body for approval.

STATE AGENCY.

Since your adjournment there has been paid, upon the war claim of this Commonwealth against the Government of the United States, the sum of $14,308 48.

The original claim, divided into eleven installments, amounted to $3,560,103 63
Amount received thereon 2,236,869 55
$1,323,234 07

Add an additional twelfth installment, which was forwarded to Washington on 24th November, 1869, amounting to 27,288 49

Making whole claim $1,350,522 56
This will be further increased by claims now in the Quarter-Master General's Office, constituting the thirteenth installment, which amount to about seventeen thousand dollars, and increase by that sum our present existing demand.

It is impossible to say how much of our entire demand will be realized, or at what period. I went to Washington in July last, accompanied by the Quarter-Master General, to ascertain, by a personal examination, the causes which delayed the payment of this claim. That delay is mainly attributable to the stringent requisitions of the present laws as to the character of proof required by the Department in support of the various items in each account. In addition, large items are disallowed for technical objections to the character and grade of proof. Many of the officers in command in Kentucky, during the war, upon whose order men and supplies were furnished by Kentucky to the United States, have died or been scattered to different and distant portions of the country. It is difficult, therefore, to procure, in many instances, the testimony of the officers making the requisition. Again, many of the requisitions for supplies and troops furnished by Kentucky were made by the officer in command in an emergency, where the danger and necessity forbade the possibility of communicating with the War Department. While our demand has been fully proved, in many instances, for supplies and men furnished under such circumstances, it has yet been disallowed, because the requirement of the law, that the order of the War Department directing the requisition must first be produced; and as no order ever emanated in the character of claim last cited, its production was impossible. Several of the States procured special acts of Congress, directing a settlement of their war claims on equitable principles. Similar legislation on behalf of Kentucky would soon lead to a prompt settlement of our claim.

The heavy amount of business in the bureaus where the war claims of all the States are examined and audited, is another unavoidable cause of delay. I am satisfied that our State Agent has been efficient, energetic, and unfailing in his efforts, and that a failure to realize a larger amount of our debt is in nowise attributable to him. I am of opinion that there is no longer a necessity for continuing the State Agency. I have not abolished it, because all the installments had not been forwarded, and because the services of our Agent were required in correcting errors of law and fact, in the statement given by the Auditor, for his alleged rejection of items in
our account. Our State Agent expected confidently to have realized a large and further payment about this time, and may do so before the close of the year.

In lieu of the Agency, I recommend that the Commissioners of the Sinking Fund be authorized to employ some responsible person, upon a contingent compensation exclusively, to be agreed on between them, for the collection, at his own cost, of the balance now due the Commonwealth.

INSURANCE.

The subject of insurance is one which, by the large proportions to which the business has already attained, and its rapidly increasing importance, demands your most deliberate consideration. There is good reason to believe that the premiums paid for insurance in Kentucky amount to millions of dollars, while the values at hazard are incomparably greater. The experience of several of the States of the Union, in bringing these operations under governmental supervision, is now of sufficient duration, and has so borne the test of trial, as to vindicate its claims to the favorable consideration of every Commonwealth which has not adopted the system. Events of recent occurrence are a sufficient and significant warning to us that the people of Kentucky should have the advantage of its protection, before greater disasters shall bring upon those, who now have the power to avert them, the serious reproach of neglected duty. Insurance, in some of its branches, is claimed to be a science. It is most certainly a system, not well understood by many who seek its benefits. If, however, the officers of companies engaged in such business be placed under the supervision of a skillful official, incited both by reputation, interest, and the sanctions of an oath, to the faithful discharge of the high trust committed to him, the want of understanding by men of other avocations will thus, to a large degree, be rendered harmless.

The people of this Commonwealth have been accustomed to look to the Auditor's Office for information on this subject. The establishment of a bureau, in connection with that office, under the supervision of the Auditor, charged with the enforcement of all laws upon this subject, and clothed with supervisory power and control, will, under proper legislative guards and restrictions, tend, in a great measure, to screen the people against the impositions of fraudulent or unsound corporations. A commissioner in such a bureau can apply the proper tests to determine how far the companies are en-
titled to the confidence and patronage of our people, and by timely interference prevent serious losses.

As an additional safeguard, all companies doing business in this State should be required to deposit with the Auditor or Treasurer a large amount of the valuable securities in which it may, by law, be authorized to invest their capital and accumulations, to be held in trust for the benefit and security of all its policy-holders, unless evidence is furnished that a like deposit has been made, for like purposes, in some other State.

Another additional safeguard should consist in some standard of valuation, or rule of reserve, as applicable to life insurance, to be established and fixed by law. In this country, the maintenance of adequate reserves is admitted to constitute the only sure basis upon which to build a stable life insurance company; but it is safer to secure by law compliance with a line of conduct so essential to popular safety, than to admit of latitude to either the judgment or fidelity of fallible man. The highest authorities on insurance assert confidently that the maintenance of such legalized reserves, with registry of distinctive numbers, date, and computed values of all policies, in detail, and open to public inspection, with these values or reserves invested in safe interest-bearing securities, render life insurance companies continuously solvent, and clothe them with an ability to settle with promptness the remotest demands upon them.

I have no such knowledge as authorizes me to speak, save from the statement of the most accomplished and experienced writers on this subject.

The interests involved in these institutions are of the most sacred character. Their beneficiaries are the widows and orphans of our land; and the insurance companies trustees of the hard earnings of honest, industrious husbands and fathers, who seek through their agency to provide for their dependent loved ones, when death has deprived them of the power to make further effort for their protection and support. These interests; these beneficiaries; these husbands and fathers of our beloved Commonwealth, loudly clamor for legislative protection; and it is a remarkable fact in support of such a claim, that the sound and solvent companies zealously desire this legislative supervision, as an additional guarantee to a confiding public, and as a protection against the unequal and injurious competition of spurious companies.
The revenue laws regulating the taxes from parties engaged in insurance are imperfect, and demand revision. The intervention of county court clerks, as the first recipients of the taxes on insurance companies, may be dispensed with to great advantage. Let all insurance companies or their agents, empowered to do business in Kentucky, report in detail the amount of business done by them directly to the Auditor, and pay directly the taxes due into the State Treasury. Impose heavy penalties for failing to report. No ground for fraud or neglect of duty would then be afforded to these companies, and the money would much sooner find its way into the Treasury.

By a proper system of reciprocal provisions and guards, I am persuaded harmony in the operations of insurance companies of this and other States may be secured, the public interest protected, and facilities afforded for the examination of the merits and solvency of all the companies, with great saving of time and of expense. Nor would the Commonwealth incur any increased expenditure by such legislation. By a judicious plan of assessments and fees, to be made and paid by the various insurance companies, under the provision of law, which need not be onerous or oppressive to them, all the expense of the proposed scheme of supervision can be provided to be paid by the parties who ought to pay, to the great benefit of good companies as well as to the public. I am fortified in this conclusion by the fact that one insurance company in this Commonwealth, at the last session of the Legislature, procured the passage of an act authorizing it to deposit its securities with the Auditor, and volunteered to pay all extra cost growing out of the deposit thus made; deeming such action the best guarantee of its ability to meet all demands of those holding policies in it.

SURVEY OF CUMBERLAND RIVER.

In pursuance of a legislative act approved 16th March, 1869, requesting me to appoint a competent engineer to survey and examine that part of the Cumberland river lying between the town of Williamsburg and the mouth of Laurel river, and report to the next General Assembly what obstructions there are in the way of the navigation of said river, the probable cost of removing said obstructions, and the advantage to be derived by the State from said removal; upon 26th day of April, 1869, I appointed John C. Broadhead, who will, during your present session, doubtless present his report.
CITIES OF HICKMAN AND COLUMBUS.

By a joint resolution of the General Assembly, approved 10th March, 1869, I was directed to appoint some competent civil engineer to examine the cities of Columbus and Hickman, and report to the next General Assembly if the banks of the Mississippi at those points can be preserved from washing, and the probable cost. In the performance of this duty, I appointed George McLeod, an engineer of large experience and eminent distinction, who accepted the appointment, and will make his report during your present meeting.

CALL OF A STATE CONVENTION.

Twenty years have nearly elapsed since the adoption of the present Constitution of Kentucky. More than half of the members of the Convention that framed it have passed away. It would be indeed wonderful had not so long an experience of the practical operation of any organic system of human government, however seemingly perfect its provisions, developed errors and defects which required amendment.

During the past eight years wonderful innovations in our domestic policy have taken place. Remembering that no alteration can be effected in our fundamental law for six years to come, under any circumstances, I am of the opinion that our best interests demand that the General Assembly should so far recognize the existing circumstances of a new era as to submit the question of a call of a Convention to the people. An affirmative popular vote would be required to sanction it twice in four years before a Convention could be called. Amid the active agencies which now surround us, few can doubt that very many changes in our present Constitution would be absolutely required before that period arrives. I therefore recommend the passage of a law submitting this question to the popular vote.

EDUCATION.

The subject of education, at all times important to the welfare of the Commonwealth, continues, in a most unexampled degree, to meet with popular approval. The proposed tax for Common School purposes, submitted by the last Legislature to the people of Kentucky, although three times greater than any previous tax for a similar purpose ever before submitted to a popular vote, was, in despite of our monetary condition, carried by a majority of twenty-five thousand votes. The necessity of adequate means, hitherto deemed the chief
cause to which the want of success in our Common School System has been attributed, can no longer justly be urged as an obstacle to the glowing results promised by its adoption.

The people of Kentucky have responded with an overwhelming unanimity to the imposition of the additional assessment, deemed by the Superintendent of Public Instruction ample to put the system on a solid and permanent basis. It will be for the representatives of the people, sympathizing cordially with their generous constituency, to give shape to their wishes by all legislation deemed necessary for realizing the large amount so liberally voted by them.

The efficient Superintendent of Public Instruction, in addition to his report, has already prepared a well-considered plan, which he will lay before you, and to both of which I invite your deliberate and careful consideration.

MILITIA.

The reports of the Adjutant General and Quarter-Master General will be laid before you. I commend them to your favorable consideration. Both these officers concur that our present laws regulating the militia are defective, and wholly inadequate to provide an efficient force that can be relied upon in case of need. No one doubts the necessity of a disciplined and well-regulated militia, for the purposes of State defense and the maintenance of law. I incline to the opinion that we must look chiefly to a volunteer system, to which encouragement should be given, for effective organization into companies, regiments, and battalions. I suggest the repeal of our present statutes on the subject, in order that a more effective system may be adopted, in accordance with the suggestions which will hereafter be submitted in special communications from the departments of the Adjutant and Quarter-Master General.

GENERAL CRIST.

I was directed by a joint resolution of the General Assembly to cause the remains of General Henry Crist to be removed from Bullitt county, and reinterred in the Cemetery near Frankfort, and to cause a suitable monument to be erected to his memory.

This duty has been performed. Upon drawing a warrant on the Auditor for the expenses incurred thereby, it was ascertained that the legal provision, requiring a vote by ayes and noes on the journal of each House for every appropriation of money, had not been complied with, and the Auditor, in the discharge of his official duty,
declined very properly to audit it. It will be proper for the General Assembly to make an appropriation to liquidate this claim.

CHARLES A. WICKLIFFE.

The present year will be hereafter noted by the bereavement to our country of its distinguished dead. The few months last past, especially, have witnessed a rich harvest gathered to the garner of death! Within that period Pierce, Bell, Peabody, Walker, Stewart, Wool, and Kendall have all passed away. To this sad list Kentucky mournfully adds another of her own loved sons.

Gov. Charles A. Wickliffe departed this life, near the city of Baltimore, in the State of Maryland, on 31st October, 1869. His remains were immediately brought to Kentucky and interred in the family cemetery, near Bardstown, where they will sleep until "the graves give up their dead."

Few men have enjoyed such a succession of public honors as were shared by Governor Wickliffe. For half a century he was almost constantly in the public service. As Governor of the Commonwealth; as Lieutenant Governor; in the Cabinet; in Congress; in the Constitutional Convention; in the legislative halls, or as a revisor of the statutes of Kentucky, he was the same faithful, honest, dignified, and able advocate of the rights, honor, and interests of Kentucky.

The continued confidence reposed in him by his native Commonwealth is his highest eulogium. He has passed away, "full of years and full of honor," leaving a bright example to those whom he has left behind him.

It devolves upon you to take such notice of his death as his character, public services, and virtues, so eminently demand.

FIRE-PROOF PUBLIC BUILDINGS.

The Commissioners intrusted with the construction of fire-proof public buildings had hoped that the substantial, beautiful, well-arranged structure now in course of rapid construction, would have been completed before the meeting of the General Assembly.

The Commissioners contracted for the completion of the building on or before the first of December, under heavy stipulated damages in the event of a failure upon the part of the contractor to finish it completely by that time; but in this they have been sadly disappointed. It has been an unfavorable season for building, and the contractor was somewhat tardy in beginning the work. They hope, by
the month of May, to realize its entire finish. It will be built for the amount of the appropriation, though a few changes may be suggested in the report of the Commissioners, which will be laid before you in a few days; and which will give you in detail the arrangement and capacity of the building, and its entire contract cost.

**Penitentiary.**

I submit the annual report of the Inspectors of the Penitentiary. The number of convicts on 2d December, 1869, was six hundred and fifty, showing a gradual increase over the past year. The management, discipline, and operation of the prison, under the present humane and efficient lessee, have been satisfactory and prosperous. The health of the convicts has been good; they have been treated with kindness; and a chaplain has been especially assigned to them, who ministers regularly to their spiritual wants.

I am persuaded, however, that our prison system requires thorough reformation. While much has been accomplished by the establishment of the House of Reform, whose successful operation will, in a great degree, withdraw juvenile offenders from the noxious atmosphere of our Penitentiary, much yet remains to be done for the attempted reformation of the older adepts in crime. The whole subject is full of thoughtful interest, and is now actively commending itself to the enlightened benevolence of the Christian world. I still retain the opinion, expressed in my former messages, that much good might be accomplished by a classification and separation of the convicts. I am of opinion that a plan might be devised by which, in case of surplus earnings, the convict, under proper restrictions, might, upon his discharge, receive a certain portion of such surplus; or, in case of pinching need, his family might receive it before his term of service expired.

Might not so humane a provision touch a hardened heart, and soothe it with the consolation that he was not entirely cast off, as a hopeless criminal? Would it not prove a powerful incentive to good behavior and fidelity, and, upon his discharge, perhaps prove a potent agency in his ultimate and entire reformation? Great good has been accomplished in the prisons of the larger States by lessening the term of service as a reward for the good conduct of the convict. By special legislative provision, the convicts are allowed to earn certain deductions from the period of imprisonment, by good conduct, obedience, and fidelity to the regulations of the prison. While for misconduct, deductions already earned are canceled.
A joint resolution was passed at the last session of the General Assembly directing me to appoint three Commissioners to visit the prisons of other States, and make a report upon the whole subject of prison discipline. In obedience to that resolution, I appointed Hon. I. T. Martin, of Harrison; Hon. E. D. Standeford, of Jefferson; and J. W. South, Esq., of Woodford. These gentlemen have performed the duty assigned them, and will no doubt present a full and interesting report. I therefore forbear, at this time, from making further suggestions on this interesting and important subject.

HOUSE OF REFORM.

Under the provisions of an act of the General Assembly, establishing a House of Reform for Juvenile Delinquents, I appointed Wm. Bradley, of Hopkins; W. W. Bush, of Simpson; R. K. White, of Louisville; J. Warren Grigsby, of Lincoln; W. C. P. Breckinridge, of Fayette; and Richard Stowers, of Pendleton, as Commissioners to locate the charity, and purchase a tract of land for its use. Mr. Stowers was prevented by sickness from accepting the appointment. I substituted Hon. John W. Menzies, of Pendleton, in his stead.

I have the honor of submitting the report of these Commissioners. It will be seen that they have located the House of Reform in the county of Jefferson, upon the Louisville, Lexington, and Cincinnati Railroad, near Hobbs' Station. A tract of land containing two hundred and thirty acres has been purchased for twenty thousand dollars, a conveyance executed, and the money paid. Of this sum, the city of Louisville generously donated to the Commissioners the sum of eight thousand dollars, while twelve thousand was paid by the State.

I appointed M. L. Clark, of Franklin; R. C. Hudson, of Oldham; and A. C. Vallandingham, of Simpson, under a provision of the same act, Commissioners to contract for and superintend the buildings. General Clark declined his appointment, in consequence of his acceptance of the position of Superintendent of the Public Offices being erected in Frankfort. I appointed S. L. Gaar in his stead. I have the honor to submit their report. It will be seen they have agreed upon the plan of said buildings, and have advertised for proposals for their erection. During this month the contracts will be let out, and by the first of next September the buildings will be completed and ready for the reception of its future inmates, at a cost of thirty-five thousand dollars. It will devolve upon you to provide, by
appropriate legislation, for the organization of the charity and its future operations; to designate the trustees and the mode of their appointment, and what officers are to be connected with the institution, and how appointed.

LABOR AND IMMIGRATION.

It is self-evident that our native labor, white and colored, is insufficient for our present necessities. For a sufficient supply we must look to foreign immigration. But our need does not stop there. We must look to Europe also for capital and labor, if we desire to increase our population, and develop our industrial and mineral wealth. How, then, is the tide of European immigration to be induced to flow into Kentucky? How are the teeming hosts of European immigrants, now seeking American shores, to find it to their interest to make their future homes in this Commonwealth? These are questions which demand your deliberate and earnest consideration. By liberal and prompt legislation, you may do much to accomplish their wise solution, and that, too, at a very inconsiderable cost.

It is useless to deny that the most erroneous impressions, not only in Europe, but in many of the Eastern and Northern States of our own country, prevail with regard to Kentucky—I might add, the entire South. The belief is common there, and it is industriously circulated abroad (and, in times of great political excitement, even at home), that there is in Kentucky, and the Southern States, no security for person or property; that we are lawless and vindictive, and that white labor cannot prosper among us; in a word, that no foreign emigrant, differing in political sentiment with a majority of the Kentucky people, would find it safe to settle here. It is also true, great ignorance prevails generally among the European masses as to the physical geography, the natural resources, the industries, climate, and productions of our State. So long as such impressions prevail, it is needless to expect the strong tide of emigration to turn towards us.

How are they to be removed? I reply, bring to the knowledge of the emigrating classes, while still in their old homes, and before their minds are made up as to their new, our social condition; our political system; our free schools; our climate; the varied character of our soil; the cost of land; our low rate of taxation; the maintenance of law and order; our freedom of religious opinion; our means and mode of transit.
Promptly extirpate prejudice and remove error from the minds of the emigrants before their departure for America, by the free circulation among them, in their own language, of entire statements, carefully and correctly prepared, embodying the social, political, and industrial statistics of Kentucky, and half your work is done. Instruct them as to the resources of our Commonwealth, and the advantages they hold out to capital, labor, and skill for a permanent settlement among us.

The iron-masters of Europe, with their capital, experience, and skill, must, through such cheap agencies, become acquainted with our industrial and mineral wealth. Let the substantive fact disclosed by our partially completed geological survey, that Kentucky possesses a greater area of coal of good quality than is contained within the limits of any other State in the world, be impressed upon the mind of all Europeans who contemplate emigration. Let specimens of Kentucky coal be sent abroad to the great Industrial Expositions of Russia, France, and England, accompanied by exact statements of the thickness and quality of the seams within the coal-bearing area of this Commonwealth, in proof of their superiority over any in Great Britain. Inform them of the rich and boundless deposits of iron ore which accompany the coal; the accessibility of both to commercial transit by rivers and railroads now completed or in course of construction; the high elevation of our coal and iron-bearing lands, whereby they can be easily mined above the surface. Impress upon the foreign miners, furnace-men, and machinists, the inducements to emigration, as developed by the liberal compensation of the American workingman over the wages of labor in Europe.

It must be by such means of statistical information, circulated in cheap and convenient form, that we must stimulate mechanical industry in Kentucky in drawing to us capital, not less than an abundant supply of intelligent and skilled operatives from the mining and manufacturing districts of Europe.

How are these statistics to be prepared? How circulated? In what form, and at what cost?

Two modes suggest themselves as satisfactory replies. The results may be accomplished by separate State action on the part of Kentucky alone, or by conjoint action of Kentucky with some of the Southern or Middle States.
The Commercial Convention, which recently assembled at Louisville, proposed a general agency for the whole South, and suggested that the Southern States should, by joint contribution, raise a fund to enable such agent to prepare, translate, publish, and circulate abroad, such advertisements in French, English, German, Italian, Dutch, Danish, Swedish, and Norwegian, accompanied by cheap and suitable maps, with proper facts as statistics illustrative of the physical geography, natural resources, and industries of the States represented by him. The name of Commodore Maury, known alike to the Old World and New for his experience, his talents, scientific attainments, and high character, was associated as the representative of such an agency.

Kentucky might well establish a conjoint agency with Virginia, West Virginia, and Tennessee, and avail herself, by such action, at a probable cost of ten thousand dollars per annum, and reap the rich reward of increased wealth and an overflowing population, which, in a few years, would follow such action. If that be deemed unwise, then Kentucky might accomplish much by individual action.

The same objects might be accomplished by the establishment of an Immigration Agency in Kentucky alone, at a somewhat increased cost. I dwelt so fully on the agencies and instrumentalities of our exclusive State action, in my last message, that I deem it unnecessary to do more than to refer you to them.

GEOLoGICAL SURVEY.

I renew my suggestions, contained in my communication last year to the General Assembly, for a completion of our Geological Survey. The highest interests demand its completion. I have no reason to change the opinion therein expressed, that we might yet obtain the benefit and assistance of the United States Coast Survey, and their corps of accomplished engineers, in the prompt completion of the work, if the General Assembly would, by joint resolution, ask Congress to allow the Director, Professor Pierce, in his proposed plan for estimates for extending his operations into the valley of the Ohio and Mississippi, to include Kentucky. If this were done, we should, at a very trifling and inconsiderable cost, have an accurate and valuable topographical map of the Commonwealth.

REGISTRY OF BIRTHS AND MARRIAGES.

The law requiring the registry of births and marriages was, about the beginning of the war, repealed. The Medical Societies through-
out the Commonwealth are greatly interested in having a similar statute re-enacted.

Most civilized countries, and especially many of the American States, provide for such a registry. Statistics, says a learned writer, are the account-books of a nation, revealing the state of its affairs and the excellencies or defects of its institutions. They substitute real and distinct knowledge for vague and general impressions. They dispel doubt and conjecture, elicit facts not previously suspected, and overturn error. It was long doubted whether female life exceeded in duration that of male, and it has only been within the past twenty years that certainty on the subject has been attained. It was formerly confidently believed that an open winter was most fatal to life, and that more persons die of surfeit than want; but statistics show the reverse of these proverbs to be true.

The interest of sanitary medicine would be advanced and benefited by the proposed law. It is believed that many valuable lives are saved annually in countries where accurate mortuary returns are made. The causes of disease and death having been ascertained and reported, the removal of such incidental causes directly diminishes the death rate.

Valuable results would follow the differential statistics between the white and colored race, and might, after a series of registrations, afford accurate knowledge of the status and ultimate destiny of the African race.

The proposed law would be practically beneficial to large classes of our community, in a variety of cases where both marriage and death become, in judicial investigation, the turning points, in which title to character and property are both sometimes directly involved. I have had no such experience of the operation of the former law as to speak advisedly of its benefits. Impressed with the value of statistics generally, and in deference to the learning and experience of the medical profession in Kentucky, I have deemed it my duty to call your attention to the propriety of some action, if you deem it advisable.

LUNATIC ASYLUMS.

A recent visit to the Eastern Lunatic Asylum impressed me strongly with the beneficent and practical results developed by the late liberality of the Legislature to these institutions. The new buildings are entirely finished, making the structure compare favorably with any in the West. The management of both indicate the steady
progress of enlightened humanity—in the wise and well-considered measures of affectionate care and relaxation, and varied amusements, which now mark the treatment of the sad and unfortunate inmates.

The reports from both institutions will be laid before you as soon as received, and will disclose any further requirement needed by these noble charities.

INSTITUTION FOR FEEBLE-MINDED CHILDREN.

This charity continues to dispense its blessings to the unfortunate children who are its inmates. An additional wing is in the course of construction, which, when completed, will greatly add to the appearance, and afford large increased accommodations for additional pupils.

The report of its operations for the past year will, when received, be laid before you.

KENTUCKY INSTITUTION FOR THE DEAF AND DUMB.

It is with sadness that I communicate to you the death of J. A. Jacobs, Superintendent of the Kentucky Institution for the Deaf and Dumb, which occurred at Danville, from a brief attack of paralysis, on the 27th of November last. To the Commonwealth, the death of Mr. Jacobs is a public calamity; to the dumb inmates, so long the objects of his care, his loss is irreparable.

For more than forty years he was the faithful and zealous principal of that charity. His entire life was devoted to its service; the wants and cares of the mutes his constant study. Greater fidelity has rarely marked the life of any public servant. Active, benevolent, charitable, and unobtrusive, there was a simplicity in his life that won all who knew him. But he had a higher title! He was a Christian, full of faith and full of humility.

I recommend, in token of his faithful and long-continued service, that some public notice be taken of his death.

KENTUCKY RIVER.

In accordance with the provisions of an act of the General Assembly, passed at its last session, the Commissioners of the Sinking Fund, after due advertisement, leased to the Kentucky River Navigation Company the locks and dams upon that river, for the term of fifty years, at an annual rental of fifteen hundred dollars. A lease drawn by the Attorney General, with proper and reciprocal obligations, was executed, and the property surrendered to the company by me in the name of the State.
I am gratified to state that the company have completed all their surveys, and will soon put ten additional locks under contract, which will extend the navigation of the river to the Three Forks.

The liberal subscriptions by the various counties bordering upon the river, with a liberal subscription by the city of Louisville, give confident assurance of the entire completion of the work in a very reasonable time.

**CIVIL RIGHTS BILL.**

In obedience to the joint resolution of the General Assembly, directing me to test the constitutionality of the Civil Rights Bill, I have employed counsel, and am informed that two cases involving the validity of the act have been taken to the Supreme Court of the United States, and will be argued in March next.

**LAW AND ORDER.**

While quiet and order have prevailed generally in the State, several acts of violence occurred during the past summer which induced me, at the written request of the Judge and Commonwealth’s Attorney of the circuit in which they occurred, to call out the militia, both infantry and cavalry, under circumstances which I may take occasion hereafter to make the subject of a special communication.

I am happy to inform you that the law was fully supported and maintained, and several of those charged with its alleged violation have been arrested, and are now in jail awaiting their trial.

While no one can feel more sensibly than I do the high and delicate responsibility of calling out the military force at any time, or under any circumstances, and while I should never do so save in support of, and in strict subordination to, the civil authority, yet I shall never hesitate promptly so to do, at any cost and under all hazards, whenever it becomes necessary for the arrest and bringing to justice of all those who combine together, no matter under what pretense, to trample the law under their feet by acts of personal violence.

**WOLFE ISLAND.**

The suit between Missouri and Kentucky, involving the title to this island, which, as an original proceeding, has been pending in the Supreme Court of the United States for several years, is now fully prepared, and will be argued before that tribunal and decided, in all probability, during the present winter.

In this connection I herewith submit a written report of W. R. Bradley, of Hickman, who was employed by the late James Harlan,
while Attorney General, to take proof in this cause, and who claims additional compensation for services rendered in its preparation. I commend it to your consideration.

**UNNECESSARY LEGISLATION.**

I feel it my duty to call your attention to the increasing legislation on local and individual interests, already provided for through general laws and the judicial organs of the country. When it is remembered how large a portion of the session is consumed in transacting this description of business, and how greatly the public expenses are augmented, I am satisfied that, apart from all other considerations, you will deem it a subject worthy of your consideration.

Another fruitful source of expense is the legislative grant of acts of incorporation to every species of trade and calling, the creation of companies under which no organization has ever taken place, and under which none was contemplated at the time. I am sure one million of dollars has, in the past ten years, been wasted by legislative acts of incorporation under which no organization has been attempted, or by acts for local or individual interests already provided for by general legislation.

A very easy remedy suggests itself. I recommend the passage of one general law of incorporation for banks, and other companies, under which, when the requirements of such general statutes are complied with, any company can organize by putting the terms of its organization on record and giving notice. This is successfully done in Ohio, New York, and many of the other States. It would save this Commonwealth a very large sum each year, and relieve the Legislature of much useless labor.

**FEDERAL RELATIONS.**

The position held by Kentucky towards the Federal Government as a sovereign State in the American Union, demands from me a passing word upon the subject of our Federal Relations.

The dark shadows of the past are breaking away before the bright gleams of the future grandeur of the American Republic. The lever of self-interest must soon readjust the disturbed equilibrium of our Federal system. The material resources of the Southern States will soon find ample capital in the East or in Europe for their development. Peace has followed discord, and love must supplant hate. Every State will be brought back into the Union at no distant day. Local self-government will re-establish itself in all the States; public
opinion, unawed by bayonets or military power, will, through the ballot-box, be reflected in such governmental shape as the majority of the enlightened freemen in each State may determine, subject to the limitations of the Federal Constitution.

Free intercourse between various sections of our Union, through the medium of our railways, will hasten this consummation. The more we see and know of each other, the higher will be our mutual appreciation, the greater will be our deference for each other's opinions and judgment, and the stronger must be the ties of Union.

Our country, amid all the trials, convulsions, and conflicts of the past eight years, presents to-day a proud spectacle of matchless energy and incalculable wealth. Already one railway spans the continent, connecting the Pacific slope with the Atlantic ocean. A few years must and will witness a similar connection between the richest and most productive portions of our Southern States. Its completion is certain during the next decade.

Kentucky will then be traversed from north to south, and from east to west, by these national thoroughfares. Who shall measure the growth in prosperity and renown which shall follow the results of such mighty enterprises? Let us, therefore, neither despond nor despair. Let us rather take courage of our hopes than our fears. We must be tolerant to the caprices of folly and prejudice. Time will dissipate their mischief. Let us, however, never cease to be true to ourselves, to our State, and to our entire country.

The fundamental truths of Magna Charta were more than forty times re-asserted in the British Parliament against the usurpations which threatened to subvert them. Let us fearlessly reassert, and in our action maintain, that the Federal structure of American self-government is one of limited and enumerated powers, and that the maintenance and vindication of the reserved rights of the States is the greatest safeguard of civil liberty.

"It is self-control that is the greatness of the American people. It is obedience to their own law that constitutes their power. It is because they have declared that their Constitution is the bulwark of their safety; it is because they appeal from the heat of passion to the day of calm reflection, that they have proved themselves worthy of the liberty that their fathers conquered for them."

When centralized power attempts the usurpation of an authority not conferred by the Constitution of the United States, let us, in the name of every limitation contained in that instrument, calmly, as
freemen, continue to protest against it. Though unpopular and odious to the dominant party now, many, very many, may live to look to the inviolable maintenance of such political truths as the only palladium of national and individual safety.

Commending to you the honor and interests of our beloved Commonwealth; promising upon my part a most hearty and cheerful co-operation, I earnestly invoke the Divine blessing on your deliberations.

J. W. STEVENSON.

DOCUMENTS ACCOMPANYING GOVERNOR'S MESSAGE.

Report of Commissioners to locate State House of Reform for Juvenile Delinquents.

STATE OF KENTUCKY,
LOUISVILLE, NOV. 15, 1869.

To His Excellency John W. Stevenson, Governor:

Sir: In compliance with an act of Assembly, entitled "An act to establish a State House of Reform for Juvenile Delinquents," your Commissioners, Wm. Bradley, of Hopkins; W. W. Bush, of Simpson; J. Warren Grigsby, of Lincoln; W. C. P. Breckinridge, of Fayette county; and R. K. White, of the city of Louisville, appointed to select and purchase a suitable tract of land for the location of the State House of Reform, met by appointment on the 12th day of April, at the mayor's office in the city of Louisville, and organized a Board by the election of R. K. White as Chairman, and W. W. Bush as Secretary.

After an interchange of views, the Board adjourned over until the following day, when it again met, and proceeded to the examination of such tracts of land as had been offered for sale to the State for the purpose indicated by the act.

The Board again adjourned over to meet in Louisville on the — day of May, having in the meantime advertised in the public newspapers for proposals to be made to their Chairman in Louisville, on or before the day of their next meeting.

On the — day of May your Board again met, according to adjournment, and, after having made an extensive survey of the country along the different lines of railroad, personally examining numerous tracts of land in different sections of the State, and after duly consid-
erating all the offers of money, material, or land to be donated, determined, on the — day of June, to purchase of Jacob Hite, sr., and James T. Hite, a tract of land lying in Jefferson county, on the waters of Goose creek, near Hobbs’ Station, on the Louisville, Lexington, and Cincinnati Railroad, known as the “Cave Spring Farm,” containing two hundred and thirty acres.

The Board accepted a donation of eight thousand dollars from the city of Louisville, made for the purpose of securing the location of said House of Reform in the county of Jefferson, and also accepted of S. L. Gaar and Wesley Whips a donation of a strip of land fifty feet in width, extending from the front line of said “Cave Spring Farm,” along the dividing line between the lands of said S. L. Gaar and W. Whips, to the north side of the Louisville, Lexington, and Cincinnati Railroad, for the purposes of an avenue or highway from the House of Reform to the said railroad. The price agreed upon for the two hundred and thirty acres of land was twenty thousand dollars; the State to pay twelve thousand dollars, and the Hites accepting the warrant of the Auditor of the city of Louisville upon the city Treasury for remaining eight thousand dollars, without recourse.

The Board of Commissioners then adopted a resolution designating their Chairman as a committee to receive deed of conveyance, and to present the same to the Attorney General, and upon his approval of title, to present the same to the Auditor of State and request the payment of the sum of twelve thousand dollars to the Messrs. Hite.

On the 29th day of June, 1869, the duties imposed by the aforesaid resolution were discharged. The Attorney General approving the title, the Auditor of State received the deed and issued his warrant upon the Treasury for the twelve thousand dollars; and the warrant of the Auditor of the city of Louisville was delivered by the undersigned to the vendors. The deeds of conveyance are now upon record in the clerk’s office of the county of Jefferson.

The undersigned, by direction of the Board, immediately gave notice, through the post-office, to each of the Building Committee appointed by your Excellency to take charge of the building of the said House of Reform.

All of which is most respectfully reported.

Your obedient servant,

R. K. WHITE, Chairman Board of Commissioners.
Report of the Commissioners to contract for and superintend the erection of the State House of Reform for Juvenile Delinquents.

November 22d, 1869.

TO HIS EXCELLENCY J. W. STEVENSON, Governor of Kentucky:

We, the undersigned Commissioners, appointed to contract for the erection of buildings for the House of Reform for Juvenile Delinquents, would respectfully report—

That our action has been delayed by the resignation of General Clark, one of the original Commissioners, whose place was filled by your Honor in the appointment of S. L. Gaar, of Jefferson county; but he did not receive any official notice of the fact until the 14th day of September last. Since then, we have been actively engaged in adopting plans for said buildings, which we have now advertised to let in the early part of December, and which we hope to have completed by the first of September next, and ready for the reception of inmates.

The probable cost of the buildings we propose to let will be about $35,000, and will accommodate about 125 inmates; the main building 75, and the family building 50.

We would further state, the main building will have capacity to accommodate 350 or 400 inmates, with some additional family houses, if circumstances should hereafter require it. Each additional family building will cost about $7,000 or $8,000. This information as to capacity we get from Superintendents of similar institutions in other States.

All of which we respectfully submit.

A. C. VALLANDINGHAM,
S. L. GAAR,
R. C. HUDSON,

Commissioners.

Report of W. R. Bradley in regard to Wolf Island.

FRANKFORT, KY., November —, 1869.

JOHN W. STEVENSON, Governor of Kentucky:

DEAR SIR: Having been, in the year of 1859, appointed by the Hon. James Harlan, Attorney General for the State of Kentucky, as one of the counsel of the State to aid in the preparation of the proof to be taken in the suit then, and now, pending in the Supreme Court of the United States, wherein the State of Missouri is complainant and the
State of Kentucky is defendant, and having accepted the position, I at once entered upon the discharge of my duties, and deem it proper at this time to report to you my acts in the premises.

In May, 1859, being notified of the intention of the counsel of Missouri to take the deposition of Jonathan Ramsey, I attended at his house, near Jefferson City, Missouri, and cross-examined him on the part of Kentucky.

After having fully posted myself in regard to the proof proper to be taken on the part of the State of Kentucky, I proceeded to take the same; and having taken a number of depositions, had them closed and mailed, directed to the proper officer in Washington city; but from some cause they did not reach their destination, of which fact I was not notified until in the Spring of 1866.

The Legislature of Kentucky, by an act passed in February, 1866, allowed to me for my services so rendered five hundred dollars.

Shortly after the adjournment of the Legislature, in 1866, I was notified that the proof taken by me had not reached the Clerk's office of the Supreme Court; and regarding my appointment as continuing, and the same being recognized by the then Governor of Kentucky, I at once began preparations for re-taking the proof on the part of Kentucky, and such other additional proof as could be gotten up; and having received notice that Judge C. A. Newcomb had been appointed to represent the State of Missouri, in the place of the Hon. Robert Hatcher, I put myself in communication with him, making with him such agreements in regard to the taking of depositions by consent as would suit our convenience.

Under this agreement I attended at Cape Girardeau, Missouri, on the 26th of July, 1866, and cross-examined John C. Watson, whose deposition was taken on the part of Missouri; thence to Scott county, Missouri, and cross-examined Abram Hunter.

In November, 1866, by agreement, I commenced taking depositions on the part of Kentucky at Columbus, Kentucky, taking eight at this point. From this point I proceeded to Ballard county, where I took the depositions of seven witnesses at their houses, they being unable to get to Columbus, being old men and quite feeble.

After this I took three more in the town of Clinton, and while at Frankfort, Kentucky, on other business of the State, I took two more.

Previous to February, 1866, and before I had learned of the loss of the depositions taken by me, I procured H. C. Black, Esq., suc-
The deposition of J. H. Ballard, at 7th instant, I referred to a proper person to take with me upon the ground, to take such observations as he thought necessary to make out a map showing the position of the river as of the date spoken of by the witnesses, and its present position, and laying down surrounding objects. This he did, and furnished me with the same, which I thought at that time correct and sufficient; and in February, 1866, his claim for services was laid before the Legislature, and an appropriation made to him of sixty dollars.

But when re-taking the depositions, and more minutely examining the ground, I found the maps were not as full, and the position of the river as accurately laid down, as I desired. I therefore, with Mr. Black, again went upon the ground, and took such observations as we deemed necessary, and made out three new maps—one showing the position of the river and surroundings, as described by the witnesses when they first knew them; one showing the position of the river and surroundings now; and a third embodying the two views upon one map—the last more clearly showing the changes in the river at this point. In this work Mr. Black and myself were engaged some five or six days, and, after the completion of the same, I took Mr. Black's deposition proving the correctness of the maps; all of which proof has been forwarded to the proper office, and I am happy to inform you that the same has reached its destination, and has been regularly filed in the suit.

In December, 1866, by agreement with Mr. Newcomb, I met him in St. Louis, Missouri, for the purpose of cross-examining witnesses whose depositions he desired to take; but after reaching that point, I was informed by Mr. Newcomb, that, in consequence of the ill-health of a part of the individuals whose depositions he had intended taking, he would be compelled to postpone the same.

I was instructed by Mr. Harlan to keep an account of money expended by me for traveling expenses, paying witnesses, and examiner's fees, &c. This I did, but have lost the memorandum kept of expenses in the first taking; but they were settled shortly after the services rendered.

The expenses that have accrued since that time, in the preparation of the last proof, up to March, 1868, including my traveling expenses, witnesses, and examiner's fees, copies of records, &c., &c., amount to one hundred and forty-seven dollars and thirty cents, which has been re-paid to me by the State; but since March, 1868, I have, in
the way of expenses, paid out thirty-nine dollars and twenty-five cents, which has not been re-paid by the State.

All of which is respectfully submitted to your Excellency.

W. R. BRADLEY.

Mr. Carlisle moved the following resolution, viz:

Resolved, That four thousand copies of the message of His Excellency, the Governor, be printed for the use of the members of the Senate, and that the same be provided with envelopes and stamps.

Which was adopted.

The Speaker laid before the Senate the annual report of the Superintendent of the Eastern Lunatic Asylum.

[For Report—see Legislative Document No. 3.]

Ordered, That the usual number of copies of said report be printed, and that there be printed one thousand copies thereof for the use of the Superintendent.

Mr. Carlisle moved the following resolution, viz:

Resolved, That the Sergeant-at-Arms of the Senate be, and he is hereby, directed to furnish to each member of the Senate three newspapers during the present session, said papers to be selected by the members.

Which was adopted.

Mr. Johnson moved the following resolution, viz:

Resolved, That the rules of the last session of the Senate be adopted as the rules of the present session.

Which was adopted.

Mr. Vallandingham moved the following resolution, viz:

Resolved, That a committee of three, be appointed to ascertain what became of the bill that was passed at the last session of the General Assembly of the Commonwealth of Kentucky, requiring railroad companies to pay for stock they kill upon their said roads, and report to the Senate why said bill was not published in the acts.

Which was adopted.

Mr. Johnson read and laid on the table a joint resolution.

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

Resolved by the General Assembly of the Commonwealth of Kentucky, That the joint rules of the two Houses, with the exception of the tenth rule, be adopted as the joint rules of the two Houses.

Which was adopted.

Whereupon, Messrs. Vallandingham, Payne, and Holt were appointed said committee.
Mr. Wrightson moved the following resolution, viz:

Resolved, That all acts or joint resolutions requiring concurrent action of both Houses, be not acted upon for final passage until printed and laid upon the tables of members.

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

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

In the affirmative, Mr. Wrightson—1.

Those who voted in the negative, were—

Mr. Speaker (Leslie), G. W. Connor, A. L. McAfee,
Jos. M. Alexander, Lyttleton Cooke, W. H. Payne,
F. M. Allison, J. H. Dorman, K. F. Prichard,
Robert Boyd, W. McKee Fox, I. A. Spalding,
A. K. Bradley, Joseph Gardner, A. G. Talhott,
R. A. Burton, Edwin Hawes, Oscar Turner,
Jno. G. Carlisle, J. B. Haydon, A. C. Valhandingham,
W. H. Chelf, G. A. C. Holt, W. L. Vories,
J. Q. Chenoweth, William Johnson, Ben. J. Webb,
John B. Clarke, W. Lindsay, Emery Whitaker,
Harrison Cockrill, D. Y. Lyttle, I. C. Winfrey—35.

And then the Senate adjourned.

WEDNESDAY, DECEMBER 8, 1869.

Mr. Conklin moved the following series of resolutions, viz:

Resolved, That so much of the Governor's message as relates to the condition of the Treasury, and finances of the State and the Sinking Fund, be referred to the Committee on the Sinking Fund.

2. That so much thereof as relates to the revenues of the State, be referred to the Committee on Finance.

3. That so much thereof as relates to the State Agency and Claims against the Federal Government, be referred to the Committee on the Sinking Fund.

4. That so much thereof as relates to the subject of Insurance, be referred to the Committee on Banks and Insurance.

5. That so much thereof as relates to Internal Improvements, be referred to the Committee on Internal Improvement.
6. That so much thereof as relates to the call of a State Convention, be referred to the Committee on the Judiciary.
7. That so much thereof as relates to Education, be referred to the Committee on Education.
8. That so much thereof as relates to the Militia, be referred to the Committee on Military Affairs.
9. That so much thereof as relates to the death of ex-Governor Charles A. Wickliffe, be referred to a committee of three members of the Senate, to be appointed by the Speaker, to act in conjunction with a similar committee of the House.
10. That so much thereof as relates to the Penitentiary and State House of Reform, be referred to the Committee on the Penitentiary.
11. That so much thereof as relates to Labor and Immigration, be referred to the Committee on Agriculture and Manufactures.
12. That so much thereof as relates to a Geological Survey of the State, be referred to the Committee on Internal Improvement.
13. That so much thereof as relates to a Registry of Births, Marriages, and Deaths, be referred to the Committee on Education.
14. That so much thereof as relates to the Lunatic Asylums and other Benevolent Institutions of the State, be referred to the Committee on Religion.
15. That so much thereof as relates to the Civil Rights Bill and our relations with the Federal Government, be referred to the Committee on Federal Relations.
16. That so much thereof as relates to Unnecessary Legislation and a remedy therefor, be referred to the Committee on the Revised Statutes.
17. That so much thereof as relates to Law and Order, be referred to the Committee on the Judiciary.
18. That so much thereof as relates to the Public Buildings, be referred to the Committee on Public Buildings.

Which were severally adopted.

Mr. Talbot moved the following resolution, viz:

Resolved, That so much of the Governor's message as relates to the death of John A. Jacobs, late Superintendent of the Kentucky Institution for the Deaf and Dumb, be, and the same is hereby, referred to a select committee of three, to be appointed by the Speaker.

Which was adopted.

Whereupon, Messrs. Talbot, Carlisle, and Burton were appointed said committee.

Mr. W. Johnson read and laid on the table a joint resolution.

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

WHEREAS, Under a joint resolution of the General Assembly of the Commonwealth of Kentucky, approved March 9, 1868, the Governor of this State was directed to have a suitable monument to the memory of General Henry Crist erected over his remains in the cemetery near Frankfort, which duty the Governor, in his message, informs us...
has been performed; but the constitutional provision requiring a vote
by yeas and nays on the journal of each House for every appropriation
of money not having been complied with, and the Auditor, in the
discharge of his official duty, having, on that account, declined to
audit the warrant drawn for the expenses incurred thereby; therefore,

Be it resolved by the General Assembly of the Commonwealth of Kentucky,
That the Auditor of this State draw his warrant upon the Treasurer
in favor of Muldoon, Bullitt & Co. for twelve hundred and fifty
dollars, for monument erected over the remains of General Henry Crist.

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

Mr. Chenoweth moved the following resolution, viz:

Resolved, That so much of the Governor's message as relates to
births, deaths, and marriages, be referred to a select committee of
five, to be appointed by the Speaker, with instructions to report
thereon on Wednesday, the 15th inst., at 11 o'clock, A.M.

And the question being taken on the adoption thereof, it was
decided in the affirmative.

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

Those who voted in the affirmative, were—

Jos. M. Alexander,  Joseph Gardner,  W. H. Payne,
R. A. Burton,  William Johnson,  K. F. Prichard,
Jno. G. Carlisle,  W. Lindsay,  I. A. Spalding,
W. H. Chelf,  D. Y. Lyttle,  E. D. Standeford,

Those who voted in the negative, were—

Mr. Speaker (Leslie),  J. H. Dorman,  W. L. Vories,
F. M. Allison,  Edwin Hawes,  Emery Whitaker,
Robert Boyd,  J. B. Haydon,  I. C. Winfrey,

Wm. L. Conklin,  A. C. Vallandingham,

Whereupon, Messrs. Chenoweth, Alexander, Connor, Haydon, and
Dorman were appointed said committee.

Mr. Spalding read and laid on the table a joint resolution.

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

Resolved by the General Assembly of the Commonwealth of Kentucky,
That a joint committee of two from the Senate and three from the
House of Representatives be appointed, whose duty it shall be to amend
and reduce into one the laws relating to the assessment and
collection of the revenue in this State.

Which was adopted.
Whereupon, Messrs. Spalding and Martin were appointed said committee.

Mr. McAfee read and laid on the table a joint resolution.

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

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be, and is hereby, directed to draw his warrant on the Treasury in favor of the late Sergeant-at-Arms and Door-keepers of the Senate and House of Representatives for the sum of fifty dollars each, as a compensation for their services in opening and preparing the two Houses for use at the present session.

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

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


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

On motion of Mr. Alexander—

1. A bill to amend the law in relation to peddlers.

On motion of Mr. Winfrey—

2. A bill for the benefit of the Columbia and Burksville Turnpike Road Company.

On motion of Mr. Vallandingham—

3. A bill requiring railroad companies to pay for stock that may be negligently or carelessly killed or injured along their roads or branches.

On motion of Mr. Carlisle—

4. A bill for the benefit of the Mississippi Valley Life Insurance Company.
On motion of Mr. Spalding—
5. A bill to amend the charter of the town of Unióntown.
6. A bill to provide for the punishment of railroad engineers in certain cases.

On motion of Mr. Payne—
7. A bill to charter the Cincinnati, Danville, Glasgow, and Bowling Green Railroad.
8. A bill incorporating the St. Patrick's Society of Cynthiana.
9. A bill to amend the charter of the St. James' Church, Pewee Valley.

On motion of same—
10. A bill to amend the charter of the Louisville Edge-tool Company.
11. A bill for the benefit of G. H. Milliken, of Simpson county.
12. A bill to change the time of collecting and paying the State revenue.
13. A bill to increase the criminal jurisdiction of the justices of Calloway county.

Ordered, That the Committee on Courts of Justice prepare and bring in the 1st, 5th, 11th, and 13th; the Committee on Internal Improvement the 2d; the Committee on Propositions and Grievances the 2d; the Committee on Insurance and Banks the 4th; the Committee on Revised Statutes the 6th; the Committee on Railroads the 7th; the Committee on Religion the 8th; and the Committee on the Judiciary the 9th, 10th, and 12th.

And then the Senate adjourned.
THURSDAY, DECEMBER 9, 1869.

Mr. John W. Johnson, Senator elect from the Eighth Senatorial District, appeared, produced a certificate of his election, took the several oaths required by the Constitution of the United States and by the Constitution and laws of this State, and repaired to his seat.

Mr. Webb read and laid on the table a communication and a joint resolution.

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

To the General Assembly of the Commonwealth of Kentucky:

The undersigned has in his possession a portrait of the Honorable John Marshall, first Chief Justice of the United States. Said portrait was painted only a short time before the death of Judge Marshall by the late J. R. Lambdin, Esq., an artist of more than ordinary excellence and repute. Believing that this portrait is worthy of a place upon the walls of one or another of the public offices of the State, I desire now to carry out the design, by me long entertained, of presenting the same to the Commonwealth of Kentucky through your honorable body. Should you regard my proposition as one worthy of your consideration and acceptance, I shall be pleased to hand over the painting referred to, to any constituted agent of the State designated by your honorable body.

With sentiments of high regard,

Your obedient servant,

LOUISVILLE, KY., Dec. 1st, 1869. JACOB KELLER.

WHEREAS, It is always consonant with right reason and public sentiment to perpetuate by suitable means the memory of those who have served their country; and whereas, there is no brighter name than that of John Marshall, late first Chief Justice of the United States, enrolled upon the scrolls of his country's history; and whereas, a patriotic citizen of the State, Jacob Keller, Esq., of Louisville, has informed this body, by his letter recorded above, of his wish to transfer to the Commonwealth, by way of gift, his present ownership of a valuable portrait of the late Chief Justice; therefore,

Be it resolved by the General Assembly of the Commonwealth of Kentucky, That we accept, in the name of the people whom we represent, and with thanks to the donor, the said portrait of the late Chief Justice Marshall; and that the State Librarian be, and he is hereby, instructed to take such measures as may be found necessary to have the same securely packed, duly transported to the State Capitol, and placed in a conspicuous position in the office of the Appellate Court of the Commonwealth.

Said resolution was twice read and adopted.
Mr. Talbott, from a select committee, to whom was referred so much of the Governor's message as relates to the death of J. A. Jacobs, late Superintendent of the Deaf and Dumb Asylum, made the following report, viz:

WHEREAS, His Excellency the Governor has announced in his message the death of John A. Jacobs, late Superintendent of the Kentucky Institution for the Deaf and Dumb, and the General Assembly is desirous of manifesting their respect for his pure private character and eminent public services; therefore,

Be it resolved by the General Assembly of the Commonwealth of Kentucky, That we deplore the death of John A. Jacobs, and honor his memory for the fidelity with which he discharged the trusts confided to him, as principal and teacher, for forty years, of the Kentucky Institution for the Tuition of the Deaf and Dumb. The purity of his private life, the care and zeal manifested for the education and elevation of the unfortunate inmates, and the energy and ability displayed by him throughout his entire term for the upbuilding of our cherished Institution, merit our esteem, demand our approval, and receive our highest commendation.

Be it further resolved, That the Governor be, and he is hereby, requested to transmit a copy of these resolutions to the family of the deceased.

Which was adopted.

Mr. W. Johnson presented the memorial of the President of the Louisville and Bardstown Turnpike Road Company, in relation to said road.

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

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

On motion of Mr. Winfrey—
1. A bill for the benefit of Joseph E. Hays, of Russell county.

On motion of Mr. Talbott—
2. A bill to amend or repeal the several acts now in force establishing and endowing an Asylum for the Education of the Deaf and Dumb.

On motion of Mr. Carlisle—
3. A bill to amend the charter of the Bank Lick and Lexington Junction Turnpike Road Company.

On motion of Mr. Chenoweth—
4. A bill to amend an act, entitled "An act to incorporate the Frankfort Flouring Mill Company," approved March 16th, 1869.

On motion of Mr. Prichard—
5. A bill for the benefit of G. L. Lackey, of Lawrence county.
On motion of Mr. Martin—

6. A bill amending the charter of Cynthiana.

On motion of Mr. Vallandingham—

7. A bill to amend the charter of the Franklin Female College.

Ordered, That the Committee on Finance prepare and bring in the 1st; the Committee on Charitable Institutions the 2d; the Committee on Internal Improvement the 3d and 6th; the Committee on Agriculture and Manufactures the 4th; the Committee on Claims the 5th; and the Committee on Education the 7th.

And then the Senate adjourned.

FRIDAY, DECEMBER 10, 1869.

A message was received from the House of Representatives, announcing that they had concurred in the adoption of resolutions from the Senate of the following titles, viz:

1. Resolutions on the death of John A. Jacobs.
2. Resolution in relation to the joint rules of the two Houses of the General Assembly.

That they had passed bills and adopted a resolution of the following titles, viz:

1. An act to alter the terms and fix the terms of the circuit courts in the 8th judicial district, and to legalize the process of the courts of the same.
2. An act authorizing the marking, defining, and establishing the line between the counties of Bourbon and Montgomery.
3. An act to authorize the Trigg county court to issue bonds to pay off the indebtedness of said county.

Resolution for the benefit of W. N. Robb and John A. Crittenden. Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the first to a select com-
mittee; the second to the Committee on Propositions and Grievances; and the third to the Committee on Courts of Justice.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, of the last session, of the following titles, viz:

An act exempting persons from serving on juries in certain cases.
An act to incorporate the Licking and Big Sandy Railroad Company.

The Speaker laid before the Senate the following as the Standing Committees of the Senate for the present session, viz:


Ordered, That the Public Printer print the usual number of copies thereof for the use of the General Assembly.

The following petitions were presented, viz:

By Mr. Bradley—
1. The petition of W. W. Bowers and others, asking the privilege of removing the bar of said Bowers to his store-room.

By Mr. W. Johnson—
2. The petition of W. B. Ayer, asking the privilege of peddling without a license.

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

Mr. Carlisle read and laid on the table a joint resolution in relation to the pay of officers.

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

On motion of Mr. McAfée—
1. A bill to amend the charter of the town of Nicholasville.

On motion of Mr. Payne—
2. A bill to transfer to the Warren county court the State's interest in a certain turnpike road.

On motion of Mr. J. W. Johnson—
3. A bill for the benefit of G. L. Davis, of McLean county.

On motion of Mr. Chelf—
4. A bill to amend an act, entitled "An act to incorporate the Cumberland and Ohio Railroad Company," approved February 24, 1869.
On motion of Mr. Payne—
5. A bill to change the time of holding the court of common pleas in Warren county.

A select committee, consisting of Messrs. McAfee, W. Johnson, and Vories, were requested to prepare and bring in the 1st; the Committee on Internal Improvement was ordered to prepare and bring in the 2d; the Committee on Revised Statutes the 3d; the Committee on Railroads the 4th; and the Committee on Courts of Justice the 5th.

On motion of Mr. Boyd, leave of indefinite absence was granted to Messrs. Wrightson and Vallandingham.

And then the Senate adjourned.

SATURDAY, DECEMBER 11, 1869.

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

An act to amend an act, entitled “An act to amend title 5, Civil Code of Practice,” approved March 3d, 1869.

An act to create a sinking fund for Garrard county, appoint commissioners thereof, and provide means to pay the interest and principal of the railroad bonds of said county.

Resolution in relation to the election of a United States Senator to succeed Hon. T. C. McCreery.

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

The constitutional provision as to the second reading of said bills being dispensed with, the first was referred to the Committee on Revised Statutes, and the second was ordered to be read a third time.

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

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

4-s.
The Senate took up for consideration the resolution from the House of Representatives, entitled Resolution in relation to the election of a United States Senator to succeed Hon. T. C. McCreery. Which was twice read and concurred in.

The Senate took up for consideration a resolution from the House of Representatives, entitled Resolution for the benefit of W. N. Robb and John A. Crittenden. Which resolution reads 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 W. N. Robb, late Sergeant-at-Arms, and John A. Crittenden, late Door-keeper, for the sum of fifty dollars each, for services in opening and arranging the Hall of the House of Representatives.

Mr. Alexander then moved to amend said resolution by adding thereto the following, viz:

That said Auditor also draw his warrant on the Treasurer for the same sum each, in favor of Howard Todd and William Duvall, late Sergeant-at-Arms and Door-keeper of the Senate, for similar services in the Hall of the Senate.

Mr. Payne moved to refer said resolution and proposed amendment to the Committee on Claims.

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

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

The question was then taken on the adoption of the original resolution as amended, 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—

Jos. M. Alexander, J. H. Dorman, E. D. Standeford,
A. K. Bradley, W. McKee Fox, A. G. Talbott,
R. A. Burton, Joseph Gardner, Oscar Turner,
John G. Carlisle, William Johnson, W. L. Vories,
J. Q. Chenoeweth, John W. Johnson, Ben. J. Webb,
Harrison Cockrill, A. L. McAfee, Emery Whitaker,
Wm. L. Conklin, K. F. Prichard, I. C. Winfrey—23.
G. W. Connor, I. A. Spalding,

Those who voted in the negative, were—

Mr. Speaker (Leslie), Edwin Hawes, W. Lindsay,
W. H. Chelf,
Resolved, That the title of said resolution be amended to read, Resolution for the benefit of W. N. Robb, John A. Crittenden, Howard Todd, and Wm. Duvall.

The Senate took up for consideration the resolution offered by Mr. Carlisle on yesterday, entitled

Resolution authorizing payment of wages to officers of General Assembly.

Said resolution reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts shall draw his warrant on the Treasurer, from time to time, for the services rendered by the officers of the Senate and House of Representatives: Provided, That the sum drawn for by each shall not exceed the sum of five dollars per day, computing the time from the time of the meeting of the General Assembly up to the time such warrant is drawn.

And the question being taken on the adoption of said resolution, 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 (Leslie), G. W. Connor, W. H. Payne,
Jos. M. Alexander, J. H. Dorman, K. F. Prichard,
F. M. Allison, W. McKee Fox, I. A. Spalding,
A. K. Bradley, Joseph Gardner, E. D. Standeford,
R. A. Burton, Edwin Hawes, A. G. Talbott,
John G. Carlisle, J. B. Haydon, Oscar Turner,
W. H. Chelf, William Johnson, W. L. Vories,
J. Q. Chenoweth, John W. Johnson, Ben. J. Webb,
Harrison Cockrill, W. Lindsay, Emery Whitaker,
Wm. L. Conklin, A. L. McAfee, I. C. Winfrey—30.

In the negative—none.

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

On motion of Mr. Fox, Mr. Boyd was added to the Committee on Federal Relations.

On motion of Mr. Payne, Messrs. Carlisle and Fox were added to the Committee on Railroads.

A message was also received from the Governor by Mr. Samuels, Assistant Secretary of State, announcing that the Governor had approved and signed enrolled bills, which originated in the Senate at the last session of the Legislature, of the following titles, viz:

An act for the benefit of Cumberland county.

An act requiring all railroad companies in the Commonwealth to pay for stock they negligently kill or damage on said roads.
A message was also received from the Governor by Mr. Samuels, Assistant Secretary of State, announcing that the Governor, having failed to return the following bills, with his objections, within the time fixed by law, have become laws, viz:

- An act in relation to the ferry at Springville, Greenup county.
- An act exempting certain property from taxation.
- An act to incorporate the College Furnace Iron and Manufacturing Company in Estill county.

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

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

Executive Department,
Frankfort, Ky., December 10, 1869.

Gentlemen of the Senate:

I hereby nominate for your advice and consent the following persons as suitable to be commissioned as Notaries Public, viz:

James S. Pirtle, of Jefferson county.
Newton Rogers, of Jefferson county.
Shelby Vannatta, of Shelby county.
A. T. Mitchell, of Bourbon county.
W. G. Mulholland, of Hardin county.
James M. Moore, of Nelson county.
Henry W. Rankin, of McCracken county.

J. W. Stevenson.

Resolved, That the Senate advise and consent to said appointments.

Mr. Winfrey read and laid on the table a joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read, and on motion, was referred to a select committee, consisting of Messrs. Winfrey, Carlisle, and Whitaker.

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

On motion of Mr. Cockrill—
1. A bill to amend an act, entitled "An act to declare Station creek and Buck creek, in Estill county, navigable streams."

On motion of same—
2. A bill to repeal an act, entitled "An act to prohibit the sale or vending or giving of vinous, spirituous, or malt liquors in the town of Irvine, or within two miles of the limits thereof," approved March 12, 1869.

On motion of Mr. Fox—
3. A bill to amend or repeal all acts or parts of acts regulating the sale of lands belonging to infants and married women.
On motion of Mr. Prichard—
4. A bill to amend an act, entitled "An act to amend chapter 84, Revised Statutes, title 'Roads and Passways,'" approved February 20, 1869.

On motion of Mr. Haydon—
5. A bill to amend the law in relation to grand and petit larceny, and the punishment for the same.

On motion of Mr. Chenoweth—
6. A bill to amend the charter of the town of Harrodsburg.

On motion of Mr. Spalding—
7. A bill in relation to conveyances of real estate heretofore made by the Highland Coal Company.

On motion of Mr. Winfrey—
8. A bill to amend the charter of the town of Columbia.

On motion of Mr. Carlisle—
9. A bill to cure defective certificates of acknowledgments to the deeds of married women in certain cases.

Ordered, That the Committee on Internal Improvement prepare and bring in the 1st; the Committee on Revised Statutes the 2d, 3d, 4th, 5th, and 7th; the Committee on the Judiciary the 6th and 9th; and the Committee on Courts of Justice the 8th.

And then the Senate adjourned.
MONDAY, DECEMBER 13, 1869.

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

Resolution in relation to a portrait of Chief Justice John Marshall,

With an amendment thereto.

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

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

Resolution in relation to the collection of the revenue.

That they had passed a bill, entitled

An act to apply the mechanics' lien law for the city of Louisville and Jefferson county to Hardin county.

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

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

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

Mr. Cockrill presented the remonstrance of sundry citizens of the town of Irvine, remonstrating against the repeal of an act in relation to the vending of ardent spirits in said town or within two miles thereof.

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

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

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

1. A bill to amend section 19 of an act, entitled "An act to amend the act incorporating the town of Columbia."

By same—

2. A bill to authorize the board of trustees of the town of Campbellsville, in Taylor county, to issue bonds, and provide for the payment of the same.

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

By same—
4. A bill to amend an act, entitled "An act to incorporate the Louisville Edge-tool Company."

By same—
5. A bill for the incorporation and regulation of Fire, Marine, Health, Accident, Live Stock, and all others, except Life Insurance Companies.

By same—
6. A bill for the incorporation and regulation of Life Insurance Companies.

By same—

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

The constitutional provision as to the second reading of said bills being dispensed with, the 1st, 2d, 3d, and 4th were ordered to be engrossed and read a third time; the 5th, 6th, and 7th were ordered to be printed (three hundred copies each), and referred to the Committee on Banks and Insurance.

The constitutional provision as to the third reading of the 1st, 2d, 3d, and 4th of said bills being dispensed with,

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

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

By Mr. W. Johnson, from the Committee on Courts of Justice—
An act to authorize the Trigg county court to issue bonds to pay off the indebtedness of said county.

By Mr. Bradley, from the Committee on Revised Statutes—
An act to amend an act, entitled "An act to amend title 5, Civil Code of Practice," approved March 3d, 1869.

Ordered, That said bills be read a third time.

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

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

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

On motion of Mr. Carlisle—
1. A bill to allow clerks of circuit and criminal courts fees in felony cases.
On motion of Mr. Talbott—

2. A bill for the benefit of the Asylum at Danville for the Tuition of the Deaf and Dumb.

On motion of Mr. Fox—

3. A bill authorizing parties to testify, when opposite parties in interest have been discharged as bankrupts under the laws of the United States.

On motion of Mr. Talbott—

4. A bill for the benefit of John Fry, of Casey county.

On motion of Mr. Burton—

5. A bill for the benefit of the town of Campbellsville, in Taylor county.

On motion of Mr. Whitaker—


On motion of Mr. Chelf—

7. A bill to repeal so much of an act, entitled "An act concerning the Court of Appeals," approved February 9, 1858, as gives jurisdiction to the Court of Appeals over judgments in actions when the amount in controversy is fifty dollars.

On motion of Mr. Lindsay—

8. A bill to amend the road laws of this Commonwealth.

On motion of Mr. Lyttle—


Ordered, That the Committee on Finance prepare and bring in the 1st; the Committee on Charitable Institutions the 2d; the Committee on Revised Statutes the 3d; the Committee on Propositions and Grievances the 4th and 8th; the Committee on Courts of Justice the 5th; the Committee on Internal Improvement the 6th and 9th; and the Committee on the Judiciary the 7th.

And then the Senate adjourned.
TUESDAY, DECEMBER 14, 1869.

A message was received from the House of Representatives, announcing that they had concurred in the amendment proposed by the Senate to a resolution from the House of Representatives, entitled Resolution for the benefit of W. N. Robb and John A. Crittenden. That they had passed bills of the following titles, viz:

An act to continue in force an act, entitled "An act to regulate the fees of chancery court and county court clerks," approved January 21st, 1865.

An act for the benefit of Jordan White, late sheriff of Monroe county.

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

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on the Revised Statutes, and the 2d to the Committee on Finance.

Mr. Martin, from the committee appointed by the last Legislature, made the following report, viz:

To the General Assembly of the Commonwealth of Kentucky:

Gentlemen: Under the provisions of a joint resolution of the General Assembly, approved March 16, 1869, his Excellency, the Governor, appointed the undersigned to carry out the objects of said resolution, and on the 20th of September, 1869, we started on our mission. At Columbus, Ohio, we met the directors and warden of the Ohio Penitentiary, from whom we received all the information they could give us, and every courtesy and attention we could have desired.

This prison is managed on the modern congregate system, with lease labor, retaining enough for the use of the prison, which includes shoemaking, weaving, tailoring, cooking, &c.—manufacturing all the articles used by the prison.

The prison, under its present management, is a decided success. The prisoners are well fed and cared for, and the directors are substituting the law of kindness for rigorous punishment, with the most happy results; recognizing the fact that the greatest object to be obtained is the reformation of the convicts.

5-8.
While it seems to have been necessary in this prison to provide for a large number of persons, as officers in various capacities, say to the number of seventy-two, and at remunerative salaries, amounting in the aggregate to over sixty thousand dollars, which covers nearly one half the annual cost of running the entire prison; and while many of the contracts (which are all five-year contracts) date back to a time when prison labor did not lease so high by one hundred per cent. as now, yet their total net earnings, over all expenses, at the close of the fiscal year of 1868, amount to $29,242.50; and we were assured by the directors that the net earnings would be much larger for the year 1869.

At Charlestown, Massachusetts, we found one of the best regulated prisons, on the congregate plan, that we visited. We did not meet the directors of this prison; but we found the warden, Gideon Haynes, Esq., an enlightened Christian gentleman, of large experience in State prisons, and from whom we received valuable information. We think this prison is one of the best constructed in the land, with large, well lighted, and well ventilated cells. The cell-house, we think, is a model for light and air; the windows in it being some ten feet by twenty, with plenty of them; and, in fact, every department excited our highest admiration as conducing to the health, comfort, and happiness of the prisoners.

Their discipline is rigid, but their privileges and comforts are many. They feed well, and require diligent and faithful labor, and seem to have but little trouble in securing it. Every effort seems to be made to reform the prisoners, so as to restore them to society as good citizens on the expiration of their term of service.

We regard it as unfortunate for humanity that we can afford you no statistical facts as regards this question; but we can give you facts and figures that will enable you to compare its financial results with that of our own Penitentiary.

In 1867, the net earnings of this prison amounted to $22,346.16. At the close of the fiscal year of 1868, they had seven hundred and fourteen prisoners, with a large number of officers, at a pay of over $35,000, yet their net profit for that year was $27,946.49.

The fiscal year of the prison closes on the 30th day of September, and the warden informed us, that for the year 1869, the profits would be largely over $30,000, with but some six hundred and fifty prisoners. In this prison the labor is all leased on five-year contracts, and, as in Ohio, many of the old contracts are at low prices.
We will refer to but one other prison on this plan, and this at Albany, New York, which is one of the cleanest and most orderly we saw. The chapel of this prison is very fine—in fact, its interior finish and arrangements would do credit to any town; but we refer to this prison merely to show you its financial results. It is small, with a population of only some three hundred and fifty, and yet, for the year 1868, its net earnings for the State was $10,235 23; and it will be borne in mind that it has all the expense, for general officers, that attaches to larger prisons.

These facts we deem sufficient to illustrate the advantage, in a financial point of view, of leasing the convict labor of the Penitentiary to contractors; the convicts being under the control and management of a board of directors and a warden, leaving out the moral questions and the reformation of the convicts, which are questions of great magnitude. We feel it our duty to report to you, for your consideration, the result of our investigations into the segregated plan as practiced in Pennsylvania. In doing this, it perhaps would be well to consider the objects of imprisonment, and what is to be obtained by it, either to society or the imprisoned.

We think all good men will admit there is a threefold object to be sought. The first is to separate the offender from the community, whose laws he has violated, and whose society he has forfeited; then to punish him for the violation of that law, and that his punishment may deter others from committing like offenses; and then the greatest object should be to so reform the convict as to restore him to society a useful man.

There is a large class of persons who have no faith in the reformation of a convict, who believe that when the State's prison door is closed upon a person, he is forever lost to morality and religion. If this theory be true, ought not all good men to unite and so change our penal laws as to make the first commitment the last one, and not turn loose confirmed felons to prey upon society with their pestilential influences? While we admit the field is not an inviting one, and presents many difficulties, yet it is a question that should be met, and if met properly, much can be done for their reformation; and we believe the best mode to accomplish this object yet developed, is the segregated plan. In the first place, by this plan, the more youthful are separated from the hardened and depraved; in fact, all evil influences of prison association are avoided; for there is no intercourse among the convicts whatever; they see and converse with
no one except the officers and their moral instructors; hence, all
the influences under which they come are good; and forty years of
experience has demonstrated the fact that there are a less number
of recommitments of convicts from this prison than from any on the
congregated plan in the country.

We conversed with one prisoner in his cell in the Eastern Peni-
tentiary, in Pennsylvania, who had been confined in the different
prisons of the country for over thirty years, having entered when
a boy. He assured us that, had his first confinement been in that
prison, he felt confident that it would have been his last; but as it
was, he was placed among a lot of hardened wretches, who con-
irmed him a thief; and we may not think this at all strange in a
youth, when we rightly consider the power of association for good
or bad.

Now, to sustain our views on this subject, we will give you some
statistical facts.

In this State we have no board of State charities, and no statis-
tical facts as to the number of prisoners confined in the various
prisons in this Commonwealth; but we may safely assume that it
does not reach two thousand persons.

In the State of Massachusetts the Board of State Charities, in
their report for 1868, show that there was confined in the various
prisons of that State, for that year, over eleven thousand persons.

Now, it must be borne in mind that Massachusetts has not, prob-
ably, a greater population than Kentucky; but there is this distinct-
ive difference; her population is aggregated—ours is segregated;
hers in towns and cities—ours is an agricultural people, and live
mostly in the country; and the statistics of all States and countries,
so far as we have had time to examine, show conclusively that
crime increases in proportion to the aggregation of the people.

Then, if this proposition be true—and we think it cannot be con-
troverted—will it not hold equally true to the full letter when
applied to the aggregation of criminals.

But let us make another comparison, with statistical facts to help
us. In drawing this comparison, we think it will not be contended
that we do not as rigidly enforce the law against crime as they do
in Massachusetts.

Well, then, Massachusetts, it is claimed, "is the hub," the "centre
civilization," with the finest common school system in the world;
the largest seats of learning, and the most richly endowed; the
finest public and private libraries; a population more generally and thoroughly educated, with legislation upon every subject of morals for its protection; with grog-shops abolished, and liquor declared, by legislative enactments, without the pale of property; and, above all, she has more churches than can be found, to the same number of people, in any other State; in fact, it is said you cannot lose sight of those tall spires pointing the sinner to an ascended Saviour; and yet, with all these incentives to good actions, and these restraints upon bad ones, she has over two thousand persons confined under sentence at hard labor in her various prisons, while in Kentucky we have but about three hundred and fifty white convicts.

We are unwilling to account for this great difference, or to attribute it to any other cause than that of the aggregation of her people.

Then, if our conclusions are true, or if they approximate a correct theory, it affords ample proof to establish our views as to the beneficial results to be derived from the segregated plan as adopted by Pennsylvania; but, with all these advantages of the superiority of this plan, and its adaptation to accomplish the best results, your committee feel unwilling to recommend the adoption of this plan at this time, for the reason that we do not think the people are ready for it yet; and further, because of the expense that would attach to it—which would be very large.

We can advance an immense distance from our present system, and yet not reach this one; and in doing this, we can secure the means by which greater reforms can be accomplished.

Now it will be well to contrast our Penitentiary, and the manner and mode of conducting it, with others under more modern improvements; and we think we can do this better, and in fewer words, by an illustration, than in any other way.

It is only within the last fifty or sixty years that mental diseases have been studied to any extent, and within that time insane asylums were unknown to the country; but, instead, mad-houses, public and private, were the only refuge which society sustained as the remedy for lunacy. Here their insane were kept caged and chained, and, in most cases, in a condition that no man would keep his horse or his dog, and without an attempt at an alleviation of their mental condition. Since, however, social science has developed itself as an element in civilization, diseases of the mind and diseases of the morals, insanity and crime, have had the benefit, in some degree, of investigation into their cause and treatment; and these
reforms are the result of scientific investigation into the causes and remedies for the abnormal condition of both constitutions of men, either insane or criminal.

You see the result of these investigations in our princely asylums—the pride and ornament of our State—and in all their appointments and management, and in the good results obtained from them.

These asylums have become a source of pride and satisfaction to all who understand them. They have been under the control of the agents of the State, who have marked well the developments of disease, and by investigation and experience have taken hold of these developments, and asked you for funds and means to carry out the beneficial results to arise from them; and, in this regard, their wisdom and your liberality have made our asylums for the insane, blind, and deaf, equal to any in the land.

But how is it with your Penitentiary? It is to the present advancement in moral science what the mad-houses of sixty years ago were to our present insane asylums, and calls upon you loudly for reform.

We have been most fortunate in the selection of the lessees of our Penitentiary. We have had men, in most cases, who have done as well, and in some instances better, than we had a right to expect of them under the circumstances; but all experience is against our system, and imperatively demands that it should be abolished.

We are fully persuaded, that, under the aggregated system, great good would result from a separation and classification of the prisoners; but all experience up to this time has demonstrated its impracticability; much has been done already by the wisdom and liberality of our last Legislature in providing a House of Reform for Juveniles.

Now, if we could establish an intermediate prison for those who commit crime under sudden heat and passion, and where there was shown to the court and the jury extenuating circumstances under which crime was committed, we think it would be a step in the right direction; but this must be left to the wisdom of future legislation.

We herewith submit a bill for your consideration, which contemplates a full and thorough reorganization of our Penitentiary; and if, in your assembled wisdom, you should see proper to adopt it, we feel assured that great good would result to the State.

We greatly regret, that, from circumstances over which we have had no control, we have so little time to prepare our report and the
accompanying bill; all of which, however, is most respectfully submitted.

I. T. MARTIN,
E. D. STANDEFO RD.

N. B.—On account of sickness, and consequent absence from the city, of J. W. South, Esq., we have not been able to consult him in regard to this report which accounts for the absence of his signature to it.

Ordered, That the Public Printer print five hundred extra copies thereof, and that it be referred to the Committee on the Penitentiary.

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

1. A bill to amend an act, entitled "An act to endow an Asylum for the Tuition of the Deaf and Dumb," approved December 7, 1832.

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

2. A bill authorizing parties to testify when opposite parties in interest have been discharged as bankrupts under the laws of the United States.

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

The constitutional provision as to the second reading of said bills being dispensed with, they were ordered to be printed; and the first to be made the special order of the day for to-morrow; the second was placed in the orders of the day.

Mr. Talbott, from the Committee on Charitable Institutions, reported

A bill for the benefit of the Asylum at Danville for the Tuition of the Deaf and Dumb.

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

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

Ordered, That said bill be read a third time.

The question was then taken on dispensing with the third reading of said bill, and it was decided in the negative.

Said bill was then placed in the orders of the day.

Bills from the House of Representatives of the following titles were reported, without amendment, from the several committees to whom they had been referred, viz:

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

An act to apply the mechanics' lien law for the city of Louisville and Jefferson county to Hardin county.
By Mr. Winfrey, from the Committee on Propositions and Grievances—

An act authorizing the marking and defining and establishing the line between the counties of Bourbon and Montgomery.

Ordered, That said bills be read a third time.

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

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

Mr. Cooke moved the following resolution, viz:

Resolved by the Senate, That hereafter all leaves to bring in bills shall be referred by the Clerk to the appropriate committees, under the rules.

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

Mr. Payne moved the following resolution, viz:

Resolved, That the Sergeant-at Arms of the Senate be requested to appoint and employ an additional page for the convenience and accommodation of the Senate.

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

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

The Speaker laid before the Senate the report of the Secretary of the Kentucky and Louisville Mutual Insurance Company, viz:

KENTUCKY AND LOUISVILLE MUTUAL INSURANCE COMPANY,

LOUISVILLE, KY., December 13, 1869.

To the Honorable the President of the Senate of the Commonwealth of Kentucky, Frankfort:

SIR: In accordance with the 22d section of the charter of this Company, and the order of the Board of Directors, I herewith transmit to you copy report of the condition of this company, from the commencement of their business up to and including the 30th ult., and request that you will lay the same before the Senate.

I have the honor to be, very respectfully, &c.

D. McNAUGHTAN, Secretary.

General Report of the business of the Company from its origin (in 1839), up to and including the 30th of November, 1869:

The whole number of policies issued was 6,485, insuring property to the amount of $17,479,232.50

Deduct amount of policies expired and canceled 11,862,492.32

Leaving at risk 1st December, 1869 $5,616,830.18
The total amount of premium notes taken was $1,502,187 67
Deduct amount canceled 958,488 77
Leaving in force as a fund liable to call $543,698 90

The total receipts were from:
Premiums, 1st (or 10 per cent.) payments $145,829 46
Premiums, assessment calls 142,443 39
Extra premiums 4,301 35
Policy fees 6,485 50
Transfer fees 387 00
Interest 3,327 84
Stamps 736 15

= $303,580 69

The total expenditure was:
Expenses $93,450 46
Losses 219,239 48
Stamps 736 15

= $313,417 59

Cash balance on hand December 1, 1869 $303,580 69

A true copy—Attest:
D. McNAUGHTAN, Secretary.

Ordered, That the Public Printer print 200 copies thereof for the use of the General Assembly.

Leave was given to bring in the following bills, viz.:
On motion of Mr. Martin—
1. A bill enlarging the powers of the Harrison county court.
On motion of same—
2. A bill for the benefit of Newton Craig, former keeper of the Kentucky Penitentiary.
On motion of Mr. Fox—
3. A bill for the benefit of Jonathan Read, of Metcalfe county.
On motion of same—
4. A bill for the benefit of common school district No. 30, in Barren county.
On motion of same—
5. A bill for the benefit of common school district No. 80, in Barren county.
On motion of Mr. Payne—
6. A bill repealing the act providing for the payment of money to members of the Legislature in lieu of stationery.
On motion of Mr. Carlisle—
7. A bill for the benefit of Gilman Trafton, of Louisville.
On motion of Mr. Hayden—

On motion of Mr. Connor—
9. A bill to incorporate the Beaver Creek Iron Manufacturing company, in Bath county.

On motion of Mr. Whitaker—
10. A bill to incorporate and regulate Fire, Marine, Health, Accident, Live Stock, and all others except Life Insurance Companies.

On motion of Mr. Spalding—
11. A bill to amend the law of forcible entry and detainer.

Ordered, That the Committee on Courts of Justice prepare and bring in the 1st; the Committee on Claims the 2d, 7th, and 8th; the Committee on Finance the 3d; the Committee on Education the 4th, and 5th; the Committee on Charitable Institutions the 6th; the Committee on Agriculture and Manufactures the 9th; the Committee on Banks and Insurance the 10th; and the Committee on Revised Statutes and Codes of Practice the 11th.

Mr. Holt, from the Committee on Enrollments, reported that the Committee had examined enrolled resolutions, which originated in the Senate, of the following titles, viz:

- Resolutions on the death of John A. Jacobs;
- Resolution in relation to the portrait of Chief Justice John Marshall;
- Resolution in relation to the collection of the revenue;
- Resolution in relation to the joint rules of the two Houses of the General Assembly;

And had found the same truly enrolled.

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

After a short time, Mr. Holt reported that the Committee had performed that duty.

At the hour of 12 o'clock, M., the Speaker announced that the hour had now arrived for the execution of the joint order of the day, the election of a Senator in the Congress of the United States.

On motion of Mr. Lindsay, a message was sent to the House of Representatives, informing that body that the Senate was now ready to proceed to the execution of the joint order of the day.

Whereupon, Messrs. Lindsay, Alexander, and Payne were appointed a committee for the purpose aforesaid.
A message was received from the House of Representatives, announcing that they were now ready to execute the joint order of the day, the election of a Senator in the Congress of the United States.

The Speaker then announced that nominations for the office of United States Senator were in order.

Whereupon, Mr. Whitaker nominated the Hon. Jno. W. Stevenson as a suitable person to fill said office.

Mr. Spalding nominated for the same office Hon. T. C. McCreery.

Mr. Wrightson nominated for the same office Hon. H. F. Finley.

Mr. Turner nominated for the same office Hon. A. R. Boone.

Mr. McAlley nominated for the same office Hon. J. B. Beck.

Mr. Prichard nominated for the same office Hon. J. R. Rice.

Mr. Vallandingham nominated for the same office Hon. Oscar Turner.

On motion of Mr. Lindsay, a committee was appointed to inform the House of Representatives of the names of those now in nomination for the office of United States Senator in the Senate.

Whereupon, Messrs. Lindsay, Alexander, and Payne were appointed said committee.

After a short time, Mr. Lindsay reported that the committee had discharged the duty assigned them.

A message was received from the House of Representatives, announcing the names of those who had been put in nomination in that House for the office of United States Senator, as follows, viz:

Hon. J. B. Beck, Hon. T. C. McCreaury,
Hon. Oscar Turner, Hon. John W. Stevenson,
Hon. H. F. Finley, Hon. John Q. A. King.

The Speaker then announced that the Clerk would now proceed to take the vote; and on the taking of which, the vote stood thus:

Those who voted for Mr. Stevenson, were—

Jos. M. Alexander, J. B. Haydon, E. D. Standeford,
J. Q. Charnoweth, G. A. C. Holt, W. L. Vories,
John B. Clarke, D. Y. Lytle, Emery Whitaker,
Lyttleton Cooke,

Those who voted for Mr. McCreery, were—

A. K. Bradly, G. W. Connor, William Johnson,
R. A. Bentan, J. H. Dormam, John W. Johnson,
Jno. G. Carlisle, W. McKeel Fox, I. A. Spalding,
Wm. L. Conkin, Edwin Hawes, A. G. Talbott—12.
Those who voted for Mr. Finley, were—

Those who voted for Mr. Boone, were—
W. Lindsay, Oscar Turner—2.

Mr. McAfee voted for Mr. Beck—1.

Those who voted for Mr. Rice, were—

Those who voted for Mr. Turner, were—
Mr. Speaker (Leslie), W. H. Chelf, A. C. Vallandingham,

The Speaker then announced that no person having received a
majority of all the votes cast, the Clerk would make such entry on
the Journal. Which was done.

And then the Senate adjourned.

WEDNESDAY, DECEMBER 15, 1869.

A message was received from the House of Representatives, ann-
ouncing that they had passed bills of the following titles, viz :
1. An act for the benefit of school district No. 18, in Cumberland
county.
2. An act to incorporate the Bowling Green Gas Company.

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

The constitutional provision as to the second reading of said bills
being dispensed with, the first was referred to the Committee on
Education, and the second was ordered to be read a third time.

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

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

Mr. Connor moved to reconsider the vote by which the Senate, on
yesterday, passed a bill which originated in the House of Representatives, entitled
An act authorizing the marking and defining and establishing the line between the counties of Bourbon and Montgomery.
And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill be referred to the Committee on Propositions and Grievances.

On motion of Mr. Cooke, a message was sent to the House of Representatives, asking leave to withdraw the announcement of the Senate to the passage of a bill which originated in the House of Representatives, entitled
An act to amend an act, entitled "An act to amend title 5, Civil Code of Practice," approved March 3d, 1869.
The withdrawal of which was refused by the House of Representatives.

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

By Mr. Webb, from the Committee on Agriculture and Manufactures—
1. A bill to amend an act, entitled "An act to incorporate the Frankfort Flouring Mill Company," approved March 16th, 1869.
   By Mr. Whitaker, from the Committee on Courts of Justice—
2. A bill to change the time of holding the court of common pleas in Warren county.
   By Mr. Winfrey, from a select committee—
3. A bill to change the time for the regular meeting of the General Assembly.
   By Mr. Chenoweth, from a select committee—
4. A bill providing for the registration of births, marriages, and deaths.
   By Mr. Bradley, from the Committee on Revised Statutes—
5. A bill in relation to certain conveyances of real estate by the Highland Coal Company.
Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 3d and 4th were ordered to be printed; the 3d was made the special order of the day for the 10th day of January next; and the 4th was placed in the orders of the day.
Ordered, That the 1st, 2d, and 5th of said bills be engrossed and read a third time.

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

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

The Speaker laid before the Senate a communication from the Secretary of State.

Which was taken up and read as follows, viz:

STATE OF KENTUCKY, OFFICE OF SECRETARY OF STATE.
FRANKFORT, DECEMBER 15, 1869.

Hon. P. H. Leslie, Speaker of the Senate:

By section 10, article 2, chapter 89, second volume Revised Statutes, it is made the duty of the Secretary of State to report to the General Assembly of this Commonwealth, within the first two weeks of its session, a report on the interest paid on any bond issued by the State, and to whom and when paid.

In compliance with the requirements of this law, I hereby request leave through the Speaker of the Senate, to transmit to the General Assembly a statement, which has been furnished me by the Auditor, from the records of his office, showing the amount of interest paid on State debt, and to whom and when paid, for the fiscal year from the 11th of October, 1868, and ending on the 10th day of October, 1869.

Very respectfully,

SAMUEL B. CHURCHILL, Sec'y of State.

Statement exhibiting amount of interest paid on State debt, and to whom paid, from 11th October, 1868, to 10th October, 1869, inclusive:

1868.

October 12. To Grant Green, Cashier, for accrued interest on bonds Nos. 177, 178, 179, 218, Northern Bank Kentucky, $235,000 issue; and No. 298, Bank Kentucky, $180,000 issue; and Nos. 440, 484, 734, 786, 849, 1110, 1214, 1624, 633, 1617, general issue ................................................................. $230.90

October 20. To Hugh Barclay, for accrued interest on bond No. 1754, general issue .................................................................................. 17.67

October 31. To Grant Green, Cashier, for (2) July, 1868, military loan, coupons Nos. 70, 71 ................................. $0.00

November 7. To John Watson, Cashier, for accrued interest on bond No. 33, Northern Bank Kentucky, $235,000 issue .......................... 20.67

November 9. To Z. F. Smith, Superintendent Public Instruction, for interest on school bonds for July, 1868 ................................. 42,672.67

November 10. To R. E. Taylor, Cashier, for accrued interest on bonds No. 71, Northern Bank Kentucky, $235,000 issue; No. 287, Bank Kentucky, $180,000 issue; and No. 1168, general issue ................................................................. 60.50

November 24. To Grant Green, Cashier, for accrued interest on bonds Nos. 1069, 1115, 1420, 1574, 1869, general issue .................. 118.33

Amount carried forward .................................................................. $43,179.74
<table>
<thead>
<tr>
<th>Date</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>November 28</td>
<td>To R. B. Taylor, Cashier, for accrued interest on bond No. 117, Northern Bank Kentucky, $235,000 issue</td>
<td>$43,179 74</td>
</tr>
<tr>
<td>December 1</td>
<td>To N. Long &amp; Co., for accrued interest on bond No. 1466, general issue</td>
<td>23 17</td>
</tr>
<tr>
<td>December 7</td>
<td>To Grant Green, Cashier, for accrued interest on bonds No. 537, Bank Kentucky, $180,000 issue; and Nos. 1261, 1298, 1744, general issue</td>
<td>24 67</td>
</tr>
<tr>
<td>December 9</td>
<td>To Grant Green, Cashier, for accrued interest on bond No. 1868, general issue</td>
<td>103 33</td>
</tr>
<tr>
<td>December 11</td>
<td>To John W. Caldwell, for accrued interest on bond No. 455, general issue</td>
<td>36 16</td>
</tr>
<tr>
<td>December 18</td>
<td>To Grant Green, Cashier, for accrued interest on bonds Nos. 47, 78, Northern Bank Kentucky, $235,000 issue; No. 387, Bank Kentucky, $180,000 issue; and Nos. 787, 968, 1014, 1026, 1478, general issue</td>
<td>221 33</td>
</tr>
<tr>
<td>December 23</td>
<td>To Grant Green, Cashier, for accrued interest on bond No. 1075, general issue</td>
<td>28 50</td>
</tr>
<tr>
<td>December 28</td>
<td>To Grant Green, Cashier, for accrued interest on bonds No. 168, Northern Bank Kentucky, $235,000 issue; No. 405, Bank Kentucky, $180,000 issue; and Nos. 609, 784, 795, general issue</td>
<td>138 33</td>
</tr>
<tr>
<td>December 31</td>
<td>To Grant Green, Cashier (14) coupons, military loan, due in July, 1869, and January 1869, Nos. 727, 728, 729, 730, 731, 732, 733</td>
<td>429 00</td>
</tr>
</tbody>
</table>

1869.

January 2 | To John B. Bowman, Regent Kentucky University, for (165) military loan coupons, due in January, 1869, Nos. 416, 417, 527 to 533, 544 to 548, 655 to 657, 703 to 706, 738 to 741 | 4,350 00 |

January 2 | To A. F. Hawkins, Cashier, for coupons due January, 1869, military loan, Nos. 510 to 525, 514, 515 | 1,560 00 |

January 4 | To John Watson, Cashier, for coupons due January, 1869, general issue, Nos. 756, 757, 758 to 762, 1372, 1478 | 180 00 |

January 4 | To Grant Green, Cashier, coupons due in January, 1869, military loan, No. 51 to 69, 83, 85 to 93, 145 to 147, 447 to 449 | $1,020 00 |

No. 152, Northern Bank Kentucky, $235,000 issue, $30 00 |

Nos. 263, 266, Bank Kentucky, $180,000 issue, $60 00 |

Nos. 448, 449, 544, 596, 656, 674, 1322, 1566, 1654 to 1656, and 1749, general issue, $720 00 |

January 4 | To R. B. Taylor, Cashier, for coupons due in January, 1869, No. 1 to 56, 136 to 395, 69, 81, 84, 201 to 205, military loan | $3,240 00 |

No. 4, Wickliffe's $83,000 issue, $30 00 |

Nos. 39, 120, 151, 171, 186, 206, 207, 212, 234, Northern Bank Kentucky, $235,000 issue, $270 00 |

Nos. 276, 344, 351, 374, 386, Bank Kentucky, $189,000 issue, $150 00 |

Nos. 618, 619, 626, 737, 746, 809, 826, 859, 874, 893, 946, 1175, 1211, 1217, 1278, 1312, 1362, 1383, 1463, 1613, 1814, 1895, 1824, 1835, 1849, 1860, 1910, 1931, 1990, 1992, 2040, 2054, 2068, 2078, 2087, 2134, 2135, 2136, 2137, general issue, $1,200 00 |

3 coupons for $25 each, not numbered, signed James Davidson, $75 00 |

Amount carried forward, $57,676 73

* $26 50. This amount paid through mistake and since refunded.
<table>
<thead>
<tr>
<th>Amount brought forward</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>January 5.</strong> To Grant Green, Cashier, for coupons due in January, 1869, Nos. 592, 630, 706, 915, 1213, general issue</td>
</tr>
<tr>
<td><strong>January 6.</strong> To R. B. Taylor, Cashier, for coupons due in January, 1869, Nos. 359, 404, Bank Kentucky, $150,000 issue.</td>
</tr>
<tr>
<td><strong>January 7.</strong> To R. B. Taylor, Cashier, for coupons due in January, 1869, No. 755, general issue.</td>
</tr>
<tr>
<td><strong>January 8.</strong> To R. B. Taylor, Cashier, for coupons due in January, 1869, Nos. 266 to 369, 370 to 415, military loan</td>
</tr>
<tr>
<td><strong>January 9.</strong> To R. B. Taylor, Cashier, for accrued interest on bonds No. 152, paid by Bank of America, N. Y., $235,000 issue.</td>
</tr>
<tr>
<td><strong>January 10.</strong> To R. B. Taylor, Cashier, for accrued interest on bonds Nos. 1606, 1950, general issue.</td>
</tr>
<tr>
<td><strong>January 11.</strong> To R. B. Taylor, Cashier, for accrued interest on bond No. 1598, general issue.</td>
</tr>
<tr>
<td><strong>February 2.</strong> To Grant Green, Cashier, for accrued interest on bonds Nos. 634, 661, general issue.</td>
</tr>
<tr>
<td><strong>February 3.</strong> To R. B. Taylor, Cashier, for accrued interest on bond No. 1598, general issue.</td>
</tr>
<tr>
<td><strong>February 4.</strong> To Z. P. Smith, Superintendent Public Instruction, for interest due in January, 1869, on bonds held by the Board of Education</td>
</tr>
<tr>
<td><strong>February 5.</strong> To Z. P. Smith, Superintendent Public Instruction, for interest due in January, 1869, on bonds held by the Board of Education</td>
</tr>
<tr>
<td><strong>February 6.</strong> To Z. P. Smith, Superintendent Public Instruction, for interest due in January, 1869, on bonds held by the Board of Education</td>
</tr>
<tr>
<td><strong>February 7.</strong> To R. H. Taylor, Cashier, for fractional interest on bonds Nos. 141, 147, 149, Paine, Ward &amp; King issue.</td>
</tr>
<tr>
<td><strong>February 8.</strong> To Grant Green, Cashier, for coupons due in January, 1869, No. 666, general issue.</td>
</tr>
<tr>
<td><strong>February 9.</strong> To R. B. Taylor, Cashier, for coupons due in January, 1869, at $3 each, Nos. 151 to 244, Northern Bank, $100,000 issue.</td>
</tr>
<tr>
<td><strong>March 9.</strong> To Rodman &amp; Bro, for coupons due in January, 1869, Nos. 1500, 1893, general issue.</td>
</tr>
<tr>
<td><strong>April 6.</strong> To Grant Green, Cashier, for accrued interest on bonds Nos. 183 and 205, Northern Bank Kentucky, $235,000 issue.</td>
</tr>
<tr>
<td><strong>April 10.</strong> To R. B. Taylor, Cashier, for accrued interest on bonds Nos. 546, 547, 548, 655, general issue.</td>
</tr>
</tbody>
</table>

**Amount carried forward**: $123,777 18
<table>
<thead>
<tr>
<th>Date</th>
<th>Amount brought forward</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>April</td>
<td>$123,777 18</td>
<td>$123,777 18</td>
</tr>
<tr>
<td>April</td>
<td>22. To John Watson, Cashier, for accrued interest on bonds Nos. 142 and 158, Northern Bank of Kentucky, $235,000 issue; and No. 411, Bank Kentucky, $180,000 issue; Nos. 446, 659, 942, 1122, 1977, general issue</td>
<td>144 00</td>
</tr>
<tr>
<td>April</td>
<td>23. To Grant Green, Cashier, for accrued interest on bonds Nos. 310, 311, 312, 313, 314, 315, and 370, Bank Kentucky, $180,000 issue; Nos. 620, 760, 867, 845, 1139, 1371, 879, 886, 841, 843, 871, 1169, 1210, general issue</td>
<td>353 33</td>
</tr>
<tr>
<td>April</td>
<td>28. To Grant Green, Cashier, for coupons due in January, 1869, Nos. 70, 71, military loan</td>
<td>60 00</td>
</tr>
<tr>
<td>May</td>
<td>6. To R. H. Waggener, for accrued interest on bonds Nos. 593, 630, 706, 915, and 1213, general issue</td>
<td>101 66</td>
</tr>
<tr>
<td>May</td>
<td>11. To Grant Green, Cashier, for accrued interest on bond No. 541, general issue</td>
<td>20 50</td>
</tr>
<tr>
<td>May</td>
<td>24. To John Watson, Cashier, for accrued interest on bonds Nos. 778, 1578, general issue</td>
<td>46 66</td>
</tr>
<tr>
<td>May</td>
<td>24. To N. S. Ray, Cashier, for accrued interest on bonds Nos. 263, 329, Bank Kentucky, $180,000 issue</td>
<td>46 66</td>
</tr>
<tr>
<td>June</td>
<td>2. To Grant Green, Cashier, for accrued interest on bonds Nos. 511, 702, 703, 738, 723, general issue</td>
<td>119 17</td>
</tr>
<tr>
<td>June</td>
<td>21. To Grant Green, Cashier, for accrued interest on bond No. 400, general issue</td>
<td>28 10</td>
</tr>
<tr>
<td>June</td>
<td>28. To R. B. Taylor, Cashier, for coupons due in July, 1869, Nos. 4, 35, 120, 171, 186, 196, 207, 213, 234, Northern Bank Kentucky, $355,000 issue</td>
<td>$270 00</td>
</tr>
<tr>
<td></td>
<td>Nos. 276, 344, 361, 314, 386, Bank Kentucky, $180,000 issue</td>
<td>150 00</td>
</tr>
<tr>
<td></td>
<td>Nos. 737, 1869, 2067, 2064, 1175, 1176, 656, 649, 618, 1312, 609, 1849, 1919, 1643, 1388, 1930, 1836, 2078, 1375, 1809, 1836, 2078, 1836, 1824, 1822, 879, 2068, 946, 1802, 860, 856, general issue</td>
<td>1,230 00</td>
</tr>
<tr>
<td></td>
<td>(3) coupons, not numbered, for $25 each</td>
<td>75 00</td>
</tr>
<tr>
<td>July</td>
<td>1. To John B. Bowman, Regent Kentucky University, for coupons due in July, 1869, Nos. 410, 417, 522 to 531, 544 to 557, 625 to 632, 655 to 657, 703 to 726, 734 to 819, military loan</td>
<td>4,950 00</td>
</tr>
<tr>
<td>July</td>
<td>3. To Bank of Louisville, for coupons due in July, 1869, Nos. 366 to 415, inclusive, military loan</td>
<td>1,500 00</td>
</tr>
<tr>
<td>July</td>
<td>6. To Grant Green, Cashier, for (37) coupons due in July, 1869, Nos. 51 to 69, 83, 85 to 89, 447, 541 to 543, 637, 727 to 733, military loan</td>
<td>1,110 00</td>
</tr>
<tr>
<td>July</td>
<td>6. To John Watson, Cashier, (9) coupons due in July, 1869, No. 384, Bank Kentucky, $180,000 issue</td>
<td>$30 00</td>
</tr>
<tr>
<td></td>
<td>Nos. 736, 872, 869, 962, 1372, 1376, 1746, 1844, general issue</td>
<td>210 00</td>
</tr>
<tr>
<td></td>
<td>727 to 783, military loan</td>
<td>270 00</td>
</tr>
<tr>
<td>July</td>
<td>7. To R. B. Taylor, Cashier, (5) coupons due in July, 1869, Nos. 201, 202, 303, 204, 205, military loan</td>
<td>$156 00</td>
</tr>
<tr>
<td></td>
<td>No. 151, Northern Bank Kentucky, $235,000 issue</td>
<td>30 00</td>
</tr>
<tr>
<td>July</td>
<td>8. To R. B. Taylor, Cashier, for (7) coupons due in July, 1869—No. 32, Wickliffe's $33,000 issue</td>
<td>$15 00</td>
</tr>
<tr>
<td></td>
<td>Nos. 854, 1375, 1809, 1810, 1811, 1817, general issue</td>
<td>180 00</td>
</tr>
<tr>
<td></td>
<td>195 00</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Amount carried forward</td>
<td>$134,647 26</td>
</tr>
</tbody>
</table>
Amount brought forward .......................................................... $134,647 26

July 12. To Grant Green, Cashier, for accrued interest on bond Nos. 305, Bank of Kentucky, $180,000 issue, and Nos. 570, 960, 1232, 1259, 1308, general issue ................................................ .......................................................... 1 17

July 12. To Grant Green, Cashier, for accrued interest on bonds Nos. 510 and 1435, general issue .......................................................... 1 00

July 14. To E. H. Taylor, Cashier, for coupons due in July, 1869, Nos. 284, 330, 350, Bank of Kentucky, $180,000 issue ................................. $90 00

Nos. 1891, 1957, 1896, 927, 932, general issue ................................. 1 50 00

July 17. To A. F. Hawkins, Cashier, for (52) coupons due in July, 1869, Nos. 216 to 265, and 314, 315, military loan ........................................ 1,560 00

July 17. To E. H. Taylor, Cashier, for (2) coupons due in July, 1869, No. 82, military loan .......................................................... $30 00

No. 739, general issue .......................................................... 30 00

July 20. To E. H. Taylor, Cashier, for (3) coupons due in July, 1869, No. 164, Northern Bank, $250,000 issue ............................... $30 00

Nos. 930, 1120, general issue ................................................ 60 00

August 3. To Grant Green, Cashier, for (4) coupons due in July, 1869, Nos. 99, 91, 92, 93, military loan ........................................... 120 00

August 13. To Grant Green, Cashier, for money advanced by Farmers' Bank of Kentucky, for interest State debt paid by Bank of America, New York .................................................. 1,798 45

August 13. To Z. F. Smith, Superintendent Public Instruction, for interest due in July, 1869, on school bonds ........................................ 42,886 45

August 16. To Robman & Bro., for (4) coupons due in July, 1869, Nos. 1500 and 1883, general issue ................................................... 60 00

August 24. To E. H. Taylor, Cashier, for coupons due in July, 1869, paid by Bank of America, New York ........................................... 15,000 00

September 8. To A. F. Hawkins, Cashier, for (84) coupons due in July, 1869, Nos. 151 to 234, Northern Bank, $100,000 issue .............................. 2,359 00

Total .................................................................................. $198,784 33

Attest: D. HOWARD SMITH, Auditor.

Ordered, That said report be printed, and referred to the Committee on Finance.

Mr. Bradley, from the Committee on Revised Statutes and Codes of Practice, to whom had been referred a bill from the House of Representatives, entitled

An act to continue in force an act, entitled "An act to regulate the fees of chancery, circuit, and county court clerks," approved January 21st, 1865,

Reported the same without amendment.

Said bill was then amended.

Ordered, That said bill, as amended, 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 an act, entitled "An act to regulate the fees of chancery, circuit, and county court clerks," approved January 21st, 1865,
and the same is hereby, re-enacted and continued in full force, except
section second.
§ 2. This act shall take effect from and after February 13th, 1870.
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. Prichard
and Alexander, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), G W. Connor, A. L. McAfee,
Jos. M. Alexander, Lyttleton Cooke, W. H. Payne,
F. M. Allison, J. H. Dorman, I. A. Spalding,
Robert Boyd, W. McKee Fox, E. D. Standeford,
A. K. Bradley, Joseph Gardner, A. G. Talbott,
R. A. Barton, Edwcin Hawes, Oscar Turner,
Jno. G. Carlisle, G. A. C. Holt, A. C. Vallandingham,
W. H. Chelf, William Johnson, Ben. J. Webb,
J. Q. Chenoweth, John W. Johnson, Emery Whitaker,
John B. Clarke, D. Y. Lyttle, I. C. Winfrey,
Harrison Cockrill, I. T. Martin, Thos. Wrightson—34.

Those who voted in the negative, were—

J. B. Hayden, W. Lindsay, K. F. Prichard—3.

Resolved, That the title of said bill be as aforesaid.
The Senate, according to order, took up for consideration
A bill to amend an act, entitled "An act to endow an Asylum for
the Tuition of the Deaf and Dumb," approved December 7th, 1823.
Which reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Ken-
tycky, That Chilton Rodes, James L. Allen, Robert W. Graham, M. J.
Durham, A. S. McGrory, and William A. Douton, of the county of
Boyle; George R. McKee, of the county of Garrard; G. B. Kinkead,
of the county of Fayette; and William Johnson, of the county of Nel-
sor, and their successors in office, be, and they are hereby, constituted
and appointed a Board of Commissioners, and a body-polite and cor-
porate, by the name and style of the Board of Commissioners of the
Kentucky Asylum at Danville for the Tuition of the Deaf and Dumb;
and by that name shall have perpetual succession; and may contract
and be contracted with, sue and be sued, plead and be impleaded, an-
swer and defend, in all courts and places whatsoever; may have and
use a common seal, and the same may break, alter, or renew at pleas-
ture; and shall have all other rights and privileges incident to corpo-
ations that may be desirable and necessary to carry out the objects and
purposes for which it is created, and for the efficient management of
its business and affairs.

§ 2. That said Board of Commissioners, and their successors in
office, are hereby authorized and empowered to receive by legacies,
conveyances, or otherwise, lands, money, and other property, and the same to retain, use, and apply to the education of the deaf and dumb of this Commonwealth, to any amount, the interest, profits, and proceeds of which shall not exceed the sum of one hundred thousand dollars per annum.

§ 3. That all the funds and effects of said Asylum shall be under the management and control of said Board of Commissioners and their successors in office, subject to the rules and conditions herein specified; and they are hereby authorized and empowered, from and after the passage of this act, to take possession of all books, papers, bonds, stocks, lands, improvements, and effects belonging to said Asylum, wherever they may be found, or in whatever they may consist, and to hold, retain, and so manage, use, and apply the same as may be best calculated, in their judgment, to build up and sustain said Asylum, and secure the objects for which it was established: Provided, however, That said Board of Commissioners, and their successors in office, shall be governed, in every instance, by such restrictions as may accompany any grant of aid by the Legislature: And provided further, That whenever said Board, or their successors in office, shall receive from private individuals any donation or contribution, specifying the object for which said donation or contribution is made, the same shall be sacredly set apart and applied to the purpose so specified by the donor, and to no other.

§ 4. That said Board of Commissioners, and their successors in office, shall keep a true and complete record of all their proceedings and acts as a Board, and cause to be kept, by their Secretary and Treasurer, a true and complete record of all moneys received and paid out, from whence derived, and for what expended, of bonds receivable and bonds payable, and of all other accounts and proceedings incident to the management of said Asylum; all of which shall be open, and at any time subject to the inspection of any committee or commissioner appointed by the Legislature for the examination of the same; and it shall be the duty of the Board of Commissioners for the time being to present to the Governor annually, and he to lay the same before the General Assembly, within the first week of their session, a statement of the funds and expenses of the Institution, and of the number of children received and educated therein during the year immediately preceding, and the parts of the State from whence they came, distinguishing between those who have been supported gratuitously and others.

§ 5. That said Board of Commissioners, and their successors in office, shall have the power, and it is hereby vested in them, to appoint a Superintendent and Teachers for said Institution, regulate the term of service, define the duties, and fix the salaries thereof; to appoint a president, secretary, treasurer, and all other officers they may deem necessary, and to remove any of them at pleasure, and all their places with others; and to make such by-laws as they may consider necessary for the interest of the said Asylum: Provided, however, The present incumbents of superintendent and teachers, if they faithfully and efficiently discharge their duties, shall remain in office until the expiration of the present collegiate year.
§ 6. That at the first meeting of the said Board of Commissioners, after the passage of this act, said commissioners shall be divided by lot into three classes; two of the commissioners residing in Boyle county, and one residing in a different county, shall be allotted to each class; and the seats of the first class shall be vacated at the expiration of two years after the passage of this act; those of the second class at the expiration of four years, and those of the third class at the expiration of six years; and whenever a vacancy shall occur in said Board of Commissioners, as provided in this section, such vacancy shall be filled by the two classes of commissioners holding over, or any five of them: Provided, That, in no event, shall any of the retiring commissioners be reappointed without the unanimous consent of the board acting at the time.

§ 7. That it shall require a majority of the Board at all times, and in every case, to constitute a quorum to transact business; and if any member of said Board of Commissioners, or their successors in office, should die, resign, refuse to act, or remove from the State, such vacancy may be filled by the remainder of the board for the time being.

§ 8. That all laws now in force, the provisions of which are in conflict with this act, be, and the same are hereby, repealed.

§ 9. This act shall take effect from and after its passage.

Mr. Martin then moved to amend said bill as follows, viz:

Strike out the whole of the first section down to the end of the 6th line, and insert the following: "That, immediately after the passage of this act, the Governor shall appoint, by and with the advice and consent of the Senate, nine discreet and competent persons, who shall constitute a"

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. Cooke and Alexander, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), G. W. Connor, D. Y. Lyttle,
Jos. M. Alexander, Lyttleton Cooke, I. T. Martin,
A. K. Bradley, J. H. Dorman, E. D. Standeford,
John B. Clarke, Joseph Gardner, Oscar Turner,
Wm. L. Conklin, John W. Johnson,

Those who voted in the negative, were—

F. M. Allison, J. B. Haydon, I. A. Spalding,
R. A. Burton, William Johnson, A. G. Talbott,
John G. Carlisle, W. Lindsay, A. C. Vahlndingham,
W. H. Chelf, A. L. McAfee, Ben. J. Webb,
J. Q. Chenoweth, W. H. Payne, I. C. Winfrey,
Mr. Martin then moved the following amendment, viz:

Strike out the whole of the sixth section, and insert the following:

That in making the first appointment of commissioners, as provided in the first section of this act, the Governor shall divide them into three classes, and the term of office of the first class shall expire at the end of two years, the term of office of the second class shall expire at the end of four years, and the term of office of the third class shall expire at the end of six years. The Governor shall, when making the said appointments, designate the several classes as herein required; and in the month of January, during each biennial session of the General Assembly, he shall, by and with the advice and consent of the Senate, appoint three commissioners to fill the places of those whose term of office has expired, or is about to expire. Should a vacancy occur in said Board during a recess of the General Assembly, the Governor shall fill the same by appointment, which appointment shall be reported by him to the Senate at its next ensuing session for confirmation.

Mr. Martin then withdrew said amendment.

Mr. Wrightson then moved to amend said bill as follows, viz:

Section 6, line 8, strike out all after the word "the," and insert in lieu thereof the following: "Governor, with the advice and consent of the Senate: Provided, Two of each class shall be appointed from the county of Boyle."

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

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

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), G. W. Connor, D. Y. Lyttle,
Jos. M. Alexander, Lyttleton Cooke, I. T. Martin,
Robert Boyd, J. H. Dorman, I. A. Spalding,
A. K. Bradley, Joseph Gardner, E. D. Standeford,
W. H. Chelt, Edwin Hawes, W. L. Vories,
John B. Clarke, G. A. C. Holt, Emery Whitaker,
Harrison Cockrill, John W. Johnson, Thos. Wrightson—23.
Wm. L. Conklin, W. Lindsay,

Those who voted in the negative, were—

R. A. Burton, William Johnson, A. G. Talbott,
John G. Carlisle, A. L. McAfee, A. C. Vallandingham,
J. Q. Chenoweth, W. H. Payne, Ben. J. Webb,
J. B. Haydon,

Mr. Martin then moved the following amendment: "Strike out all of the seventh section after the word 'business,' in the second line."
Mr. Wrightson then moved to amend the amendment proposed by Mr. Martin, which was accepted by the mover, the amendment of Mr. Wrightson being as follows, viz: "Amend seventh section by striking out all after the word 'filled,' and insert the following: 'As provided by the sixth section of this act.'"

Which was adopted.

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

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

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

The Senate took up for consideration

A bill for the benefit of the Asylum at Danville, for the Tuition of the Deaf and Dumb.

Said bill was read a third time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the sum of one thousand dollars be, and the same is hereby, appropriated, out of any money in the Treasury not otherwise appropriated, to the Deaf and Dumb Asylum at Danville, to be applied by the Board of Commissioners thereof to the purchase of a suitable philosophical apparatus, telescope, microscope, battery, and maps for the use of said Asylum; and the Auditor, on the application of the President of said Board of Commissioners, is hereby directed to issue his warrant on the Treasurer for the payment of the same.

§ 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 taken thereon, were as follows:

Those who voted in the affirmative, were—


In the negative, Edwin Hawes—1.

Resolved, That the title of said bill be as aforesaid.
Mr. Holt, from the Committee on Enrollments, reported that the committee had examined an enrolled bill, which originated in the House of Representatives, entitled


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

After a short time, Mr. Holt reported that the committee had discharged that duty.

On motion of Mr. Cooke, leave was given to bring in a bill for the benefit of M. G. Edmonds.

Which was referred to the Committee on the Judiciary.

In pursuance of the law regulating the time and manner of procedure in the election of a Senator in the Congress of the United States, the Speaker of the Senate, at 12 o'clock, M., announced that the Senate would now repair to the hall of the House of Representatives, for the purpose of ascertaining the vote cast in each House of the General Assembly for those who had been placed in nomination in the respective Houses for the office of Senator in the Congress of the United States, whose term of service will commence on the 4th day of March, 1871.

In summing up the vote of the two Houses, it was found, that, in the Senate,

Those who voted for Mr. Stevenson, were—

Jos. M. Alexander, J. B. Haydon, E. D. Standeford,
J. Q. Chenoweth, G. A. C. Holt, W. L. Vories,
John B. Clark, D. Y. Lyttle, Emery Whitaker,
Lyttleton Cooke,

Those who voted for Mr. McCreeery, were—

A. K. Bradley, G. W. Connor, William Johnson,
R. A. Burton, J. H. Dorman, John W. Johnson,
Jno. C. Carlisle, W. McKee Fox, I. A. Spalding,

Those who voted for Mr. Finley, were—


Those who voted for Mr. Boone, were—

W. Lindsay, Oscar Turner—2.

Mr. McAfee voted for Mr. Beck—1.
Those who voted for Mr. Rice, were—

Those who voted for Mr. Turner, were—
Mr. Speaker (Leslie), W. H. Cheif, A. C. Vallandingham,

Those who voted for Mr. McCreary, were—
William Adair, L. D. Good, Edward Myall,
Alpheus W. Bascom, D. Hambledon, Joshua B. Parks,
Robert C. Beanbamp, J. B. Hays, E. A. Pearson,
Orlando C. Bowles, James R. Hindman, W. H. Pettus,
Jesse D. Bright, Jeff. Holeman, Henry H. Skiles,
Henry Bruce, R. E. Humphrey, Richard M. Spalding,
William B. Caldwell, James Kilgore, George W. Terrell,
James R. Claybrook, J. J. McAfee, A. D. Weller,
A. T. Coffman, James B. McCreary, John F. Wight,
N. C. Dille, James A. McKenzie, L. Wilson,
H. G. Duerston, T. H. Moss, S. M. Wrather—34.

Those who voted for Mr. Stevenson, were—
J. M. Atherton, John N. Furber, George R. McKee,
D. M. Bowen, Samuel G. Geisler, Elijah C. Phister,
James E. Cantrill, Ashto.4. Harcourt, W. V. Prather,
Landon Carter, Ben. Hardin, William S. Richart,
R. L. Cooper, T. H. Hays, George W. Riddle,
F. R. Davis, Elijah Hogan, Robert Simmons,
Asbury Dawson, George M. Jesse, R. K. Smith,
J. C. DeMass, Alfred M. Jones, P. M. Thurmond,
D. E. Downing, Joseph H. Lewis, J. L. Waring,
Basil W. Duke, Francis M. Lowe, John Wolf,

Those who voted for Mr. King, were—

Those who voted for Mr. Beck, were—

Those who voted for Mr. Rice, were—

Joseph M. Davidson,
Those who voted for Mr. Finley, were—

Silas Adams, A. J. Hendrickson, Mason Morris,
Howell Brewer, G. W. Little,

The joint vote stood thus, viz:
For Mr. Stevenson, 47
For Mr. McCreery, 46
For Mr. Finley, 10
For Mr. Boone, 2
For Mr. Beck, 3
For Mr. Rice, 6
For Mr. Turner, 17
For Mr. King, 3

Necessary to a choice, 69—whole number of votes cast, 134

No one in nomination having received a majority of all the votes cast, the Speaker of the Senate then announced that the Joint Assembly would proceed, in conformity with the law, to take a vote for a Senator in Congress.

Mr. T. E. Moss withdrew the name of Hon. John Q. A. King.

Mr. Chelf then nominated Hon. Jacob S. Golladay as a suitable person to fill the office of Senator in the Congress of the United States.

The vote was then taken in the Senate, which stood thus:

Those who voted for Mr. Stevenson, were—

Jos. M. Alexander, Harrison Cockrill, E. D. Standeford,
R. A. Burton, Lytleton Cooke, W. L. Vories,
J. Q. Chenoweth, G. A. C. Holt, Emery Whitaker,
John B. Clarke, I. T. Martin, I. C. Wintrey—12.

Those who voted for Mr. McCreery, were—

A. K. Bradley, J. H. Dorman, John W. Johnson,
John G. Carlisle, W. McKee Fox, W. Lindsay,
Wm. L. Conklin, Edwin Hawes, I. A. Spalding,

Those who voted for Mr. Finley, were—


Mr. Turner voted for Mr. Boone—1.

Mr. McAfee voted for Mr. Beck—1.

Those who voted for Mr. Rice, were—


Those who voted for Mr. Turner, were—

Mr. Speaker (Leslie), F. M. Allison, Ben. J. Webb—3.
Those who voted for Mr. Golladay, were—


J. B. Haydon,

In the House of Representatives—

Those who voted for Mr. Stevenson, were—

G. W. Anderson, Samuel G. Geisler, Elijah C. Phister,
J. M. Atherton, Ashton P. Harcourt, W. V. Prather,
P. W. Barron, Ben. Hardin, Douglas L. Price,
D. M. Bowen, T. H. Hays, William S. Richart,
James E. Castrull, Elijah Hogan, George W. Riddle,
Landon Carter, William Irwin, sr. Geo. W. Silvertooth,
R. L. Cooper, George M. Jesse, Robert Simmons,
F. R. Davis, Joseph H. Lewis, R. K. Smith,
J. C. DeMoss, Francis M. Lowe, P. M. Thurmond,
Basil W. Duke, William J. McElroy, John Wolf,

John N. Furber, E. A. Pearson,

Those who voted for Mr. McCrery, were—

Alpheus W. Bascom, H. G. Duerson, James A. McKenzie,
Rob't C. Beauchamp, James P. Ford, Edward Myall,
Orlando C. Bowles, L. D. Good, Joshua B. Parks,
Henry Bruce, D. Hambleton, W. H. Pettus,
Jesse D. Bright, J. B. Hays, George W. Terrell,
Wm. B. Caldwell, Jas. R. Hindman, A. D. Weller,
J. S. Chrisman, Jeff. Holerman, John F. Wight,
Jas. R. Claybrook, R. E. Humphrey, L. Wilson,

N. G. Dille, Jas. H. McCready,

Those who voted for Mr. Rice, were—

I. B. Combs, Geo. R. Diamond, James Kilgore,

Those who voted for Mr. Finley, were—

Silas Adams, A. J. Hendrickson, Mason Morris,

Howell Brewer, G. W. Little,

Those who voted for Mr. Turner, were—

Mr. Speaker (Bunch), Wm. M. Hamlin, Alfred T. Pope,
E. Anderson, J. L. Hibbs, G. W. Quick,

Robert T. Glass,

Those who voted for Mr. Golladay, were—

William Adair, D. E. Downing, Alfred M. Jones,
E. Burr, M. W. Ferguson, T. H. Moss,

Mr. Cogar voted for Mr. Beck—1.
In summing up the vote of the Joint Assembly, it was found to stand thus:

For Mr. Stevenson, 47
For Mr. McCreaery, 41
For Mr. Finley, 10
For Mr. Boone, 1
For Mr. Beck, 2
For Mr. Rice, 9
For Mr. Turner, 13
For Mr. Golladay, 13

Necessary to a choice, 69—whole number of votes cast, 126

No one in nomination having received a majority of all the votes cast, the Speaker then announced, that "If it be the pleasure of the Joint Assembly, they would now proceed to take another vote."

Mr. W. Johnson moved that the Joint Assembly do now adjourn until to-morrow at 12 o'clock, M.

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

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

Senators voting in the affirmative, were:


Senators voting in the negative, were:


Representatives voting in the affirmative, were:

Representatives voting in the negative, were—

J. M. Atherton, W. W. Frazer, James A. McKenzie, 
P. W. Barron, John N. Furber, Mason Morris, 
Alpheus W. Bascom, Samuel G. Geisler, Thomas E. Moss, 
J. F. Baugh, Robert T. Glass, Thomas H. Moss, 
Robert C. Beauchamp, L. D. Good, Edward Myall, 
D. M. Bowen, D. Hambleton, Joshua B. Parks, 
Orlando C. Bowles, William M. Hamlin, W. H. Pettus, 
Jesse D. Bright, Ashton P. Harcourt, Douglass L. Price, 
Henry Bruce, J. B. Hays, William S. Richart, 
E. Burr, Thomas H. Hays, George W. Riddle, 
James E. Cantrill, A. J. Hendrickson, George W. Silvertooth, 
James R. Claybrook, Elijah Hogan, Robert Simmons, 
A. T. Coffman, Elijah Hurst, Henry H. Skiles, 
Thomas T. Cogar, William Irwin, sr., R. K. Smith, 
Thomas H. Corbett, George M. Jesse, George W. Terrell, 
Joseph M. Davidson, Alfred M. Jones, P. M. Thurmond, 
P. R. Davis, John W. Kendall, J. L. Waring, 
Asbury Dawson, James Kilgore, W. J. Webb, 
J. C. DeMoss, Joseph H. Lewis, A. D. Weller, 
N. C. Dille, Francis M. Lowe, John F. Wight, 
D. E. Downing, G. W. Little, L. Wilson, 
H. G. Duerson, James B. McCreary, John Wolf, 
Basil W. Duke, William J. McElroy, S. M. Whather, 
John Duvall, George R. McKee, Hugh H. York—73.

Mr. Prichard withdrew the name of Hon. J. M. Rice.

Mr. Anderson withdrew the name of Hon. Oscar Turner.

Mr. Turner withdrew the name of Mr. A. R. Boone.

A second vote in joint session was then taken, which stood thus:

In Senate—

Those who voted for Mr. Stevenson, were—

Jos. M. Alexander, G. A. C. Holt, Oscar Turner, 
R. A. Burton, D. Y. Lyttle, W. L. Vories, 
J. Q. Chenoweth, I. T. Martin, Ben. J. Webb, 
John B. Clarke, K. F. Prichard, Emery Whaker, 
Harrison Cockrill, E. D. Standedford, I. C. Winfrey—16.

Those who voted for Mr. McCreey, were—

Mr. Speaker (Leslie), J. H. Dorman, 
F. M. Allison, W. McKea Fox, 
A. K. Bradley, Joseph Gardner, 
John G. Carlisle, Edwin Hawes, 
Wm. L. Conklin, William Johnson, 
G. W. Connor, 

Those who voted for Mr. Finley, were—

Those who voted for Mr. Golladay, were—
J. B. Haydon,

In House of Representatives—

Those who voted for Mr. Stevenson, were—
Geo. W. Anderson, John Duvall, E. A. Pearson,
J. M. Atherton, John N. Furber, Elijah C. Phister,
P. W. Barron, Samuel G. Geisler, W. V. Prather,
D. M. Bowen, Ashton P. Harcourt, Douglas L. Price,
James E. Cantrill, Ben. Hardin, Wm. S. Richart,
Landon Carter, T. H. Hays, George W. Riddle,
I. B. Combs, Elijah Hogan, Geo. W. Silvertooth,
R. L. Cooper, Wm. Irwin, sr. Robert Simmons,
Thomas H. Corbett, George M. Jesse, R. K. Smith,
F. K. Davis, Joseph H. Lewis, P. M. Thurmond,
J. D. DeMoss, Francis M. Lowe, J. L. Waring,
Geo. R. Diamond, Wm. J. McElroy, John Wolf,

Those who voted for Mr. McCreeery, were—
E. Anderson, James P. Ford, T. E. Moss,
Alpheus W. Bascom, Robert T. Glass, Edward Myall,
Rob't C. Beauchamp, L. D. Good, Joshua B. Parks,
Orlando C. Bowles, D. Hambleton, W. H. Pettus,
Jesse D. Bright, J. B. Hays, Alfred T. Pope,
Henry Bruce, J. L. Hibbs, G. W. Quick,
Wm. B. Caldwell, Jas. R. Hindman, R. M. Spalding,
J. S. Chrisman, Jeff. Holeman, George W. Terrell,
Jas. P. Claybrook, R. E. Humphrey, A. D. Weller,
A. T. Coffman, James Kilgore, John F. Wight,
Joseph M. Davidson, J. J. McAfee, L. Wilson,
H. G. Duerson, James A. McKenzie,

Those who voted for Mr. Golladay, were—
Mr. Speaker (Bunch), D. E. Downing, Alfred M. Jones,
William Adair, M. W. Ferguson, John W. Kendall,
E. Burr, W. W. Frazer, T. H. Moss,

Those who voted for Mr. Finley, were—
Silas Adams, A. J. Hendrickson, Mason Morris,
Howell Brewer, G. W. Little,

Mr. Cogar voted for Mr. Beck—1.

In summing up the vote of the Joint Assembly, it was found to stand thus:
For Mr. Stevenson, 55
For Mr. McCreeery, 54
For Mr. Finley, 10
For Mr. Beck, 1
For Mr. Golladay, 16

Necessary to a choice, 69—whole number of votes cast, 136

It appearing that no one had received a majority of all the votes cast, the Speaker, on motion, which was decided affirmatively, announced that the Joint Assembly was now adjourned until to-morrow at 12 o'clock, M.

The Senators then repaired to the Senate chamber, and, on motion, adjourned.

THURSDAY, DECEMBER 16, 1869.

A message was received from the House of Representatives, announcing that they had concurred in the amendment proposed by the Senate to a bill from the House of Representatives, entitled
An act to continue in force an act, entitled "An act to regulate the fees of chancery, circuit, and county court clerks," approved January 21, 1865.

That they had passed bills of the following titles, viz:
1. An act to enable the board of trustees of the town of Danville to borrow money to pay off the indebtedness of said town.

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

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

They were referred—the 1st to the Committee on Revised Statutes and Codes of Practice; and the 2d to the Committee on the Judiciary.

A message was also received from the House of Representatives, announcing that they had adopted a resolution in relation to a recess of the General Assembly.
Said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That when the Legislature adjourns on the 18th day of December, 1869, it will adjourn to meet on the 5th day of January, 1870.

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

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—


Mr. Alexander presented the petition of sundry citizens of the town of Elizaville, in Fleming county, praying an amendment to the charter of said town.

Which was received, the reading dispensed with, and referred to the Committee on Revised Statutes and Codes of Practice.

The Speaker laid before the Senate the report of the Board of Trustees of the Kentucky Institution for the Education of the Blind.

[For Report—see Legislative Document No. 5.]

Ordered, That the Public Printer print one thousand copies thereof for the use of the Superintendent, and fifteen hundred copies for the use of the General Assembly; which last are to be enveloped and stamped.

A message was received from the Governor by Mr. Samuels, Assistant Secretary of State, announcing that the Governor had approved and signed enrolled resolutions, which originated in the Senate, of the following titles, viz:

Resolution in relation to the collection of the revenue.
Resolutions on the death of John A. Jacobs.
Resolution in relation to the joint rules of the two Houses of the General Assembly.
On motion of Mr. Clarke, leave of indefinite absence was granted to Mr. Chelf.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Vallandingham, from the Committee on Claims—
A bill for the benefit of H. F. Troutman, of Bullitt county.

By Mr. Cooke, from the Committee on the Judiciary—
A bill for the benefit of M. G. Edmunds.

By Mr. Standeford, from the Committee on Internal Improvement—
A bill to amend an act, entitled "An act to declare Station creek and Buck creek, in Estill county, navigable streams," approved March 9th, 1869.

By Mr. Bradley, from the Committee on Revised Statutes and Codes of Practice—
A bill to repeal an act, entitled "An act to prohibit the sale or vending or giving of vinous, spirituous, or malt liquors in the town of Irvine, or within two miles of the limits thereof," approved March 12th, 1869.

By Mr. Cooke, from the Committee on the Judiciary—
A bill to exempt certain bank officers from jury and military services.

By Mr. W. Johnson, from the Committee on Courts of Justice—
A bill in relation to assignees in trust for the benefit of creditors.

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

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

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

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

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

Mr. Talbott, from the Committee on Charitable Institutions, asked to be discharged from the further consideration of a leave to them referred to bring in a bill repealing the act providing for the payment of money to members of the Legislature in lieu of stationery.

Which was granted.

Mr. Standeford, from the Committee on Internal Improvement, offered a joint resolution.

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

WHEREAS, It is made to appear to the Legislature of Kentucky, that in the month of September, 1882, the bridges over the water-courses on the Bardstown and Louisville Turnpike Company's road were burned and destroyed by the order of Maj. Gen. Nelson, then in command of the military forces in Kentucky, with headquarters at Louisville, Kentucky; and whereas, it is made to appear that the President of said company has, time and again, urged the payment of this claim upon the Congress of the United States, and that Congress has, as yet, delayed payment for said bridges, and that all his efforts have, as yet, been unavailing; and whereas, the Commonwealth of Kentucky is the owner of a majority of stock in said road company, viz: to the amount of one hundred thousand dollars, and is greatly interested in said claim; 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 urge upon Congress the justice of said company's claim to compensation for said bridges burned by Major General Nelson over the water-courses on their said road, and the constitutional right said company has to immediate payment.

Resolved, That our Senators and Representatives in Congress be requested to give an active aid to the President of said company in prosecuting said claim.

Resolved, That copies of the foregoing memorial and resolutions be made by the clerk and forwarded to our Senators and Representatives in Congress.

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

Mr. Winfrey, from the Committee on Propositions and Grievances, to whom had been referred a bill from the House of Representatives, entitled

"An act authorizing the marking and defining and establishing the line between the counties of Bourbon and Montgomery, Reported the same with an amendment.
Which was concurred in.
Ordered, That said bill, as amended, be read a third time.
The constitutional provision as to the third reading of said bill being dispensed with,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Holt, from the Committee on Enrollments, reported that the committee had examined enrolled resolutions, which originated in the House of Representatives, of the following titles, viz:

Resolution for the benefit of W. N. Robb, John A. Crittenden, Howard Todd, and W. Duvall;
Resolution in relation to the election of a United States Senator to succeed Hon. T. C. McCreery:

And had found the same truly enrolled.

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

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

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

On motion of Mr. Alexander—
1. A bill to amend the law in relation to carrying concealed deadly weapons.

On motion of Mr. Payne—
2. A bill to amend the Civil Code of Practice.

On motion of Mr. Clarke—
3. A bill to amend the charter of the city of Augusta, in Bracken county.

On motion of Mr. Cockrill—
4. A bill to amend an act, entitled "An act to exempt homesteads from sale for debt," approved February 10th, 1866.

On motion of Mr. Carlisle—
5. A bill to amend the law in relation to peddlers.

On motion of Mr. Cooke—

Ordered, That the Committee on Revised Statutes and Codes of Practice prepare and bring in the 1st, 2d, 3d, and 4th; the Committee on the Judiciary the 5th; and the Committee on Railroads the 6th.

The hour of 12 o'clock, M., having arrived, the Speaker of the Senate announced that the Senators would now repair to the hall of the House of Representatives, in pursuance of adjournment of the joint session of the two Houses on yesterday—the purpose of which was the election of a Senator in the Congress of the United States.

The Speaker of the Senate, at the time designated, took the Chair, and called to order the Joint Assembly.

The Clerks of the respective Houses then read the proceedings of yesterday.

Mr. Cheff withdrew the name of Mr. J. S. Golladay.
The Speaker then announced that the Clerks would now proceed to take another vote; and the vote being taken, stood thus:

In Senate—

Those who voted for Mr. Stevenson, were—


Those who voted for Mr. McCreery, were—


Those who voted for Mr. Finley, were—


In House of Representatives—

Those who voted for Mr. Stevenson, were—


Those who voted for Mr. McCreery, were—

J. S. Chrisman, James R. Hindman, George W. Terrell,
James R. Claybrook, Jeff. Holzman, A. D. Weller,
A. T. Coffman, R. E. Humphrey, John F. Wight,
Joseph M. Davidson, James Kilgore, L. Wilson,
N. C. Dille, J. J. McAfee, S. M. Wrather—42.

Those who voted for Mr. Finley, were—
Silas Adams, A. J. Hendrickson, Mason Morris,
Howell Brewer, G. W. Little,

Mr. T. T. Cogar voted for Mr. Beck—1.

In summing up the vote, it stood thus:
For Mr. Stevenson, 66
For Mr. McCreery, 59
For Mr. Finley, 10
For Mr. Beck, 1

Necessary to a choice, 69—whole number of votes cast, 136
No one in nomination having received a majority of all the votes cast, and it being so announced by the Speaker, Mr. Glass moved that the joint session be now dissolved until to-morrow at 12 o'clock, M.

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

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

Senators who voted in the affirmative, were—
F. M. Allison, W. McKee Fox—2.

Senators who voted in the negative, were—
Mr. Speaker (Leslie), Lyttleton Cooke, W. H. Payne,
Jos. M. Alexander, J. H. Dorman, I. A. Spalding,
Robert Boyd, Joseph Gardner, E. D. Standeford,
A. K. Bradley, Edwin Hawes, A. G. Talbott,
R. A. Burton, J. B. Haydon, Oscar Turner,
Jno. G. Carlisle, G. A. C. Holt, A. C. Vallandingham,
W. H. Cheift, William Johnson, W. L. Vories,
J. Q. Chenoweth, John W. Johnson, Ben. J. Webb,
John B. Clarke, W. Lindsay, Emery Whitaker,
Harrison Cockrill, D. Y. Lyttle, I. C. Winfrey,

Representatives who voted in the affirmative, were—
M. W. Ferguson, William Irwin, sr.,

Representatives who voted in the negative, were—
Mr. Speaker (Bunch), H. G. Duerson, William J. McElroy,
William Adair, Basil W. Duke, George R. McKee,
Mrs. Davidson then nominated, as a suitable person to fill the office of Senator in Congress, Hon. Geo. M. Adams.

On motion of Mr. Spalding, the joint session took a recess until 3 o'clock, P. M., of this day.

The joint session convened at the hour appointed, the Speaker of the Senate presiding, who called to order the Joint Assembly.

Mr. McCrory, of Madison, then withdrew the name of the Hon. T. C. McCrory.

Mr. Cogar withdrew the name of Mr. Beck.

The Joint Assembly then proceeded to take another vote, which stood thus:

In Senate—

Those who voted for Mr. Stevenson, were—

Mr. Speaker (Leslie.), J. H. Dorman, A. L. McAfee,
Jos. M. Alexander, W. McKee Fox, W. H. Payne,
A. K. Bradley, Joseph Gardner, I. A. Spalding,
R. A. Burton, Edwin Hawes, E. D. Standford,

Those who voted for Mr. Finley, were—


In House of Representatives—

Those who voted for Mr. Stevenson, were—


Those who voted for Mr. Finley, were—


Those who voted for Mr. Stevenson, were—

In summing up the vote, it stood thus:

For Mr. Stevenson, ........................................... 117
For Mr. Finley, ............................................. 10
For Mr. Spalding, ........................................... 5
For Mr. Breckinridge, ....................................... 1

Necessary to a choice, 67—whole number of votes cast, ........................................... 133

The Speaker of the Senate, and Presiding Officer of the Joint Assembly, then announced that the Hon. John W. Stevenson, having received a majority of all the votes cast, and there being present and voting a majority of all the members elected to each House of the General Assembly, was duly elected a Senator from the State of Kentucky, to serve as such in the Congress of the United States for the term of six years, from and after the 4th day of March, 1871.

On motion, the joint session was then dissolved.

The Senators then repaired to the Senate Chamber, the Speaker having resumed the Chair.

On motion, the Senate adjourned.

FRIDAY, DECEMBER 17, 1869.

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

An act to amend an act, entitled "An act to incorporate the Louisville Edge-tool Company."

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

1. An act to incorporate the Louisville Wooden Ware Manufacturing Company.
2. An act to incorporate the St. Joseph German Roman Catholic Benevolent Society, of Louisville.
3. An act to incorporate Metamora Tribe, No. 12, I. O. R. M.
4. An act to amend an act to incorporate the town of Owingsville, in Bath county.
5. An act to provide for the distribution of the reserved fund in the Bank of Bowling Green.
6. An act to establish an additional voting place in Boyle county.
7. An act to incorporate the Louisville Sangerbund.
8. An act to amend the Kentucky Mining, Lumber, and Manufacturing Company.

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

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

The 1st was referred to the Committee on Agriculture and Manufactures; the 2d and 3d to the Committee on Charitable Institutions; the 4th to the Committee on the Judiciary; the 5th to the Committee on Banks; and the 6th, 7th, and 8th were ordered to be read a third time.

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

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

A message was also received from the House of Representatives, announcing their concurrence in a resolution from the Senate, entitled

Resolution authorizing payment of wages to officers of General Assembly.

And that they had received official information from the Governor that he had approved and signed an enrolled bill, which originated in that House, entitled


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

On motion of Mr. Conklin—
1. A bill to regulate the election of circuit court judges to fill vacancies.

On motion of Mr. Vories—
2. A bill for the benefit of Joseph Toombs.

On motion of same—
3. A bill for the benefit of Sanford Marion Bohannon.

On motion of Mr. Talbott—
4. A bill to incorporate the Deposit Bank at Danville.

On motion of Mr. Vallandingham—
5. A bill regulating the fees of sheriffs.
Ordered, That the Committee on Courts of Justice prepare and bring in the 1st, the Committee on Charitable Institutions the 2d, the Committee on the Judiciary the 3d, the Committee on Finance the 5th, and that a select committee, composed of Messrs. Talbott, Carlisle, and W. Johnson, be requested to bring in the 4th.

Mr. Webb moved the following resolution, viz:

Resolved by the Senate, That when they adjourn to-day, they will adjourn to meet again to-morrow morning at 7½ o'clock, A. M.

Which was adopted.

Mr. Conklin, from the Committee on Finance, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of Jordan White, late sheriff of Monroe county.

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

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

By Mr. Whitaker, from the Committee on Banks and Insurance—
1. A bill for the incorporation and regulation of Fire, Marine, Health, Accident, Live Stock, and all other except Life Insurance Companies.

By Mr. Fox, from the Committee on Courts of Justice—
2. A bill for the benefit of G. H. Milliken, of Simpson county.

By Mr. John W. Johnson, from the Committee on Religion and Morals—
3. A bill to incorporate the St. Patrick's Benevolent Society, of Cynthiana.

By Mr. Talbott, from a select committee—
4. A bill to incorporate the Deposit Bank at Danville.

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

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

Ordered, That the 1st be printed, and recommitted to the Committee on Banks; the 4th be recommitted to the select committee; and that the 2d and 3d be engrossed and read a third time.
The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

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

Mr. Holt, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to authorize the Trigg county court to issue bonds to pay off the indebtedness of said county;

An act to create a sinking fund for Garrard county, appoint commissioners thereof, and provide means to pay the interest and principal of the railroad bonds of said county;

An act to apply the mechanics' lien law for the city of Louisville and county of Jefferson to Hardin county;

An act to incorporate the Bowling Green Gas Company;

Also an enrolled resolution, which originated in the Senate, entitled Resolution authorizing payment of wages to officers of the General Assembly;

And had found the same truly enrolled.

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

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

Leave of indefinite absence was granted to Messrs. Boyd, Payne, Allison, Lyttle, and Bradley.

And then the Senate adjourned.
SATURDAY, DECEMBER 18, 1869.

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

An act to authorize the board of trustees of the town of Campbellsville, in Taylor county, to issue bonds, and provide for the payment of the same.

An act for the benefit of the Asylum at Danville for the Tuition of the Deaf and Dumb.

An act to change the time of holding the court of common pleas in Warren county.

An act in relation to certain conveyances of real estate by the Highland Coal Company.

An act for the benefit of H. F. Troutman, of Bullitt county.

An act to amend an act, entitled "An act to declare Station creek and Buck creek, in Estill county, navigable streams," approved March 9th, 1869.

An act to amend an act, entitled "An act to endow an Asylum for the Tuition of the Deaf and Dumb," approved December 7th, 1862.

With amendments to the last named bill.

Which amendments were taken up and referred, with the bill, to the Committee on Charitable Institutions.

A message was also received from the House of Representatives, announcing their concurrence in a resolution from the Senate, entitled

Resolution of instruction and request to our Senators and Representatives in Congress, in relation to a debt due from the United States to the Bardstown and Louisville Turnpike Road Company.

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

1. An act to incorporate the Park's Mill Turnpike Road Company.
2. An act to incorporate turnpike roads in the county of Pendleton.
3. An act to repeal an act, entitled "An act to amend the charter of the town of Brooksville, in Bracken county," approved March 4, 1869.
4. An act to repeal an act authorizing county courts to make compensation to county clerks under pension laws.
5. An act to repeal an act to amend the charter of Brooksville, and give power to county court to tax and license taverns, &c.

6. An act to authorize the county court of Fayette county to appoint a treasurer to serve during the term of the presiding judge.

7. An act authorizing the trustees of the Methodist Episcopal Church, South, of Bowling Green, to sell certain property.

8. An act authorizing the Washington county court to levy an additional tax of five cents on one hundred dollars, to pay the indebtedness of the county.


10. An act to make an additional precinct in Shelby county.

11. An act for the benefit of J. E. Hays.

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

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

They were referred—the 1st and 2d, to the Committee on Internal Improvement; the 3d, 5th, 6th, and 8th, to the Committee on Courts of Justice; the 4th to the Committee on Revised Statutes; the 7th to the Committee on Religion and Morals; the 9th to the Committee on Finance; the 10th to the Committee on Privileges and Elections; and the 11th to the Committee on Claims.

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

Which was taken up and read as follows, viz.:

EXECUTIVE DEPARTMENT,
FRANKFORT, KY., DECEMBER 17, 1869.

Gentlemen of the Senate:

I hereby nominate for your advice and consent the following persons as suitable to be commissioned as notaries public, viz:

P. A. Blackwell, of Henderson county.
L. H. Lyne, of Henderson county.
Stephen Elliott, of Hardin county.
Geo. M. Hagan, of Marion county.
John M. Carroll, of Jefferson county.
H. M. Burford, of Jefferson county.
John J. Daviess, of Daviess county.

Very respectfully,
J. W. STEVENSON.

Resolved, That the Senate advise and consent to said appointments.

A message was also received from the Governor by Mr. Samuels,
Assistant Secretary of State, announcing that the Governor had approved and signed an enrolled resolution, entitled

Resolution authorizing the payment of wages to officers of General Assembly.

On motion, the Senate was then adjourned until Monday, the fifth day of January, 1870, at 10 o'clock, A. M.

---

WEDNESDAY, JANUARY 5, 1870.

The Senate, in pursuance of adjournment on the 18th ultimo, met, and was called to order by the Speaker at 10 o'clock, A. M.

On a call of the roll, the following Senators were present and answered to their names, viz:

Mr. Speaker (Leslie), J. B. Hayden, Oscar Turner,
Jos. M. Alexander, William Johnson, A. C. Vallandingham,
J. Q. Chenoweth, John W. Johnson, W. L. Vories,
Lytleton Cooke, I. T. Martin, Ben. J. Webb,
J. H. Dorman, A. L. McAfee, Emery Whitaker,

There being not a quorum present, on motion, the Senate then adjourned until to-morrow at 10 o'clock, A. M.
A message was received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and resolutions, which originated in the House of Representatives, of the following titles, viz:

- An act to incorporate the Bowling Green Gas Company.
- An act to apply the mechanics' lien law for the city of Louisville and county of Jefferson to Hardin county.
- An act to create a sinking fund for Garrard county, appoint commissioners thereof, and to provide means to pay the interest and principal of the railroad bonds of said county.
- An act to authorize the Trigg county court to issue bonds to pay off the indebtedness of said county.
- Resolution in relation to the election of a United States Senator to succeed Hon. T. C. McCreery.
- Resolution for the benefit of Wm. N. Robb, John A. Crittenden, Howard Todd, and W. Duvall.
- That they had adopted a resolution in regard to the Kentucky, Globe, and Hope Insurance Companies.

Ordered, That said resolution be referred to the Committee on Banks and Insurance.

The Speaker laid before the Senate the annual report of the Trustees of the Deaf and Dumb Asylum at Danville.

Which was taken up, and the usual number of copies ordered to be printed for the use of the General Assembly, and one thousand copies for the use of the Superintendent of the Institution.

The following petitions were presented, viz:

By Mr. Alexander—

1. The petition of the justices of the peace for the county of Fleming, praying an amendment of a certain law in relation to the town of Flemingsburg.

2. The petition of the justices of the peace for the county of Fleming, praying the passage of an act authorizing the imposition of a tax for the purpose of repairing the county buildings.
By Mr. J. W. Johnson—
3. The petition of Robert Thompson and others in relation to the erection of a gate or gates on a certain highway.

Which petitions were received, the reading dispensed with, and referred—the 1st to the Committee on Revised Statutes, and the 2d and 3d to the Committee on Propositions and Grievances.

Mr. Talbott, from the Committee on Charitable Institutions, to whom had been referred the amendments proposed by the House of Representatives to a bill from the Senate, entitled

An act to amend an act, entitled "An act to endow an Asylum for the Tuition of the Deaf and Dumb," approved December 7, 1822.

Reported the same, with the expression of opinion that said amendments should be concurred in.

And the question being taken on concurring in said amendments, it was decided in the affirmative.

Mr. Talbott, from a select committee, to whom was referred a bill from the House of Representatives, entitled

An act to alter the terms and fix the terms of the circuit courts in the eighth judicial district, and to legalize the process of the courts of the same,

Reported the same, with an amendment as a substitute for said bill.

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

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

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

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

Mr. Talbott, from a select committee, reported a bill to incorporate the Farmers' Bank of Danville.

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

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

Ordered, That said bill be referred to the Committee on Banks and Insurance.

Mr. Talbott read and laid on the table a series of joint resolutions. The rule of the Senate being dispensed with, said resolutions were taken up and read as follows, viz:

...
Whereas, On the first day of the present session of Congress, two bills were introduced and read in the Senate of the United States, one by the Senator from Missouri, Mr. Drake, entitled "A bill further to define and regulate the jurisdiction and powers of the courts of the United States," and reads as follows:

"Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That no court created by an act of Congress, or judge thereof, shall have power in any case to adjudge or hold any act or joint resolution of Congress invalid, in whole or in part, for any supposed repugnancy between such act or joint resolution and the Constitution of the United States, or for any supposed want of authority in said Constitution for the same; nor shall the appellate jurisdiction of the Supreme Court of the United States be construed to authorize that court, in any case now pending or hereafter brought before it, to affirm any order, judgment, or decree of any inferior United States Court, or of any State Court, which shall appear to have been based upon any such adjudging or holding; but every such order, judgment, or decree, shall for that cause be reversed, vacated, and annulled; nor shall any justice of said Supreme Court, in furtherance of the exercise of such appellate jurisdiction, make any order, or authorize or issue any writ or process, or take any proceeding based upon any such adjudging or holding by him or by the said Supreme Court."

The other, by the Senator from Massachusetts, Mr. Sumner, entitled "A bill in relation to the appellate jurisdiction of the Supreme Court of the United States in certain cases," and reads as follows:

"Be it enacted, &c., That all appellate jurisdiction of the Supreme Court of the United States, in causes or proceedings commenced by the writ of habeas corpus, is hereby repealed and abolished.

"§ 2. And be it further enacted, That this act shall take effect from and after its passage."

And whereas, said bills, if adopted by Congress, will, as we believe, at once render the Supreme Court of the United States powerless as an efficient co-ordinate department of the government; remove from the President the only shield and defense provided by the Constitution for the protection of the executive against the encroachments of the legislative department; deprive the free citizen of the protection of the writ of habeas corpus now extended to him by law, and practically, if not absolutely, abolish the cardinal principles of the organic law, and substitute, in stead, the mere will of Congress as the supreme law of the land; therefore,

1. Resolved by the General Assembly of the Commonwealth of Kentucky, That, regarding the Constitution of the United States as the palladium of our rights, the Supreme Court of the United States, ordained and established thereby, as the sheet-anchor of the Republic, and the great writ of habeas corpus as the bulwark of personal liberty, we do hereby repudiate and denounce said bills as infractions of the Constitution, encroachments on the executive and judicial departments of the government, destructive to personal liberty, and subversive of the free institutions won by the blood and secured to us.
by the wisdom of our fathers; that we protest against their passage by Congress, and call upon the Legislatures and the people of all our sister States to unite with us, by petition and remonstrance, in resisting the passage of said bills, and any and all others of a like iniquitous character.

2. Resolved, That the wisdom, strength, and chief glory and excellence of our system of government consist in its checks and balances, in the proper distribution of its powers between the legislative, executive, and judicial departments; and any law, rule, regulation, or ordinance, increasing the powers of one at the expense of the others, would mar the beauty of the whole fabric, be a step towards consolidation, fatal to liberty, and destructive of the wise and good ends for which the government was instituted.

3. Resolved, That our Senators in Congress be instructed, and our Representatives requested, to vote against the bills in question, and use all honorable means to defeat the passage of the same.

4. Resolved, That his Excellency the Governor transmit, or cause to be transmitted, a copy of the foregoing preamble and resolutions to each of our Senators and Representatives in Congress, and to each of the Governors of the several States in the United States, with the request that they be laid before their respective Houses and Legislatures.

Ordered, That said preamble and resolutions be printed and referred to the Committee on Federal Relations, with instructions to report on Monday next.

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

On motion of Mr. Alexander—
1. A bill to amend the exemption laws.

On motion of Mr. Vallandingham—
2. A bill for the benefit of Graham Chapter, No. 80, of Royal Arch Masons.

On motion of Mr. W. Johnson—
3. A bill to amend section 11, chapter 71, title "Offices and Officers," of the Revised Statutes.

On motion of Mr. J. W. Johnson—
4. A bill for the benefit of L. L. Moore, former clerk of McLean circuit and county courts.

On motion of Mr. Vories—
5. A bill to incorporate the Smithfield and Ballardsville Turnpike Road Company.

On motion of same—
6. A bill to amend the charter of the Deposit Bank of Eminence.

On motion of Mr. Whitaker—
7. A bill to amend an act, entitled "An act for the benefit of the city council of Vanceburg."
On motion of same—
8. A bill to amend an act, entitled “An act to incorporate the Vanceburg, Salt Lick, Tollsville, and Maysville Turnpike Road Company.”

On motion of same—
9. A bill to incorporate the Vanceburg Male and Female Academy.

On motion of Mr. McAfee—
10. A bill to amend the charter of the Nicholasville and Kentucky River Turnpike Road Company, in Jessamine county.

On motion of Mr. Vallingham—
11. A bill for the benefit of notaries public.

Ordered, That the Committee on Revised Statutes prepare and bring in the 1st and 11th; the Committee on Charitable Institutions the 2d; the Committee on Courts of Justice the 3d; the Committee on Finance the 4th; the Committee on Internal Improvement the 5th, 8th, and 10th; the Committee on Banks the 6th; the Committee on the Judiciary the 7th; and the Committee on Education the 9th.

Mr. Connor, 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 authorize the board of trustees of the town of Campbellsville, in Taylor county, to issue bonds and provide for the payment of the same;

An act for the benefit of the Asylum at Danville for the Tuition of the Deaf and Dumb;

An act to change the time of holding the court of common pleas in Warren county;

An act in relation to certain conveyances of real estate by the Highland Coal Company;

An act for the benefit of H. F. Troutman, of Bullitt county;

An act to amend an act, entitled “An act to declare Station creek and Buck creek, in Estill county, navigable streams,” approved March 9, 1869;

Resolution of instruction and request to our Senators and Representatives in Congress in relation to a debt due from the United States to the Bardstown and Louisville Turnpike Road Company;

And enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to continue in force an act, entitled “An act to regulate the fees of chancery, circuit, and county court clerks,” approved January 21st, 1865;
An act to amend the Kentucky Mining, Lumber, and Manufacturing Company;
Resolution in relation to a recess of the General Assembly;
And had found the same truly enrolled.
Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.
After a short time, Mr. Connor reported that the committee had performed that duty.
And then the Senate adjourned.

FRIDAY, JANUARY 7, 1870.

A message was received from the House of Representatives, announcing that they had passed bills and adopted resolutions of the following titles, viz:
1. An act for the benefit of John Gulick and others.
2. An act for the benefit of J. C. Calhoun, sheriff of McCracken county, and his sureties.
3. An act to regulate the compensation for collecting the Elizabeth-town and Paducah Railroad tax in McCracken county.
4. An act for the benefit of R. E. Millett, late sheriff of Fulton county.
5. An act concerning roads in the counties of Clay and Owsley.
6. An act for the benefit of the city of Louisville.
7. A resolution to appoint a committee to take into consideration the regulation of the tobacco market in the city of Louisville.
8. Resolution in relation to firing a salute on the 8th of January 22d of February.
Which bills were severally read the first time, and ordered to be read a second time.
The constitutional provision as to the second reading of said bills being dispensed with,
The 1st was referred to the Committee on the Judiciary; the 2d and 4th to the Committee on Finance; the 3d to the Committee on Railroads; the 5th to the Committee on Internal Improvement; and the 6th was ordered to be read a third time.

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

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

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

Resolution to appoint a committee to take into consideration the regulation of the tobacco market in the city of Louisville.

Which was referred to the Committee on Agriculture and Manufactures.

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

Resolution in relation to firing a salute on the 8th of January and 22d of February.

Which was twice read and concurred in.

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

By Mr. Webb, from the Committee on Agriculture and Manufactures—
An act to incorporate the Louisville Wooden Ware Manufacturing Company.

By Mr. Dorman, from the Committee on Courts of Justice—
An act to authorize the county court of Fayette county to appoint a treasurer during the term of the presiding judge.

By Mr. Spalding, from the Committee on Finance—
An act for the benefit of Sam. F. McKee.

By Mr. Standeford, from the Committee on Internal Improvement—
An act to incorporate the Peak's Mill Turnpike Road Company.

By Mr. Turner, from the Committee on the Judiciary—
An act to amend an act to incorporate the town of Owingsville, in Bath county.

By same—
An act for the benefit of Chas. Harper Craddock, of Henderson county.
By Mr. Whitaker, from the Committee on Courts of Justice—
An act authorizing the Washington county court to levy an ad valorem tax of five cents on the one hundred dollars, to pay the indebtedness of the county.

With an amendment to the last named bill, which was concurred in.

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

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

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

Mr. W. Johnson, from the Committee on Charitable Institutions, to whom had been referred a bill from the House of Representatives, entitled

An act to incorporate Metamora Tribe, No. 12, I. O. R. M.

Reported the same, with the expression of opinion that said bill, if considered, would be in violation of the eighty-first rule of the Senate, leaving its discretionary with the Senate to take such action as they might see fit.

Mr. Martin then moved to dispense with said rule.

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

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—

Mr. Speaker (Leslie), J. H. Dorman, L. A. Spalding,
Jos. M. Alexander, Edwin Hawes, E. D. Standeford,
Robert Boyd, J. B. Haydon, A. G. Talbott,
R. A. Burton, William Johnson, Oscar Turner,
J. Q. Chenoweth, John W. Johnson, W. L. Vorics,
G. W. Connor, W. Lindsay, Ben. J. Webb,

So said bill was disagreed to.

Mr. W. Johnson, from the same committee, also reported a bill from the House of Representatives, entitled

An act to incorporate the St. Joseph German Roman Catholic Benevolent Society, of Louisville.

With the expression of opinion that said bill, if considered, would also be in violation of the rule above referred to.
And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Mr. Wrightson, from the Committee on Privileges and Elections, to whom had been referred a bill from the House of Representatives, entitled

An act to make an additional precinct in Shelby county,

Reported the same, with same relative thereto that had been made in relation to the two preceding bills.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

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

By Mr. Whitaker, from the Committee on Banks and Insurance—

A bill for the benefit of the Mississippi Valley Life Insurance Company.

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

A bill to incorporate the Falls City Bagging Manufacturing Company.

By same—

A bill to authorize the city of Louisville to issue bonds to pay off existing liabilities not otherwise provided for.

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

A bill to amend section 11, chapter 71, of the Revised Statutes.

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

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

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

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

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

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

The rule of the Senate being dispensed with, said message was taken up and read as follows, viz:
JOURNAL OF THE SENATE.

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT, FRANKFORT, JANUARY 7, 1870.

Gentlemen of the Senate:

I hereby nominate for your advice and consent the following persons as suitable to be commissioned as notaries public, viz:

W. Jenkins, Jefferson county.
John McCarthy, Jefferson county.
John Wheeler Mcgee, McCracken county.
William Greif, McCracken county.
George W. Reeves, Ballard county.
William O. Ray, Ballard county.
John Floyd Lewis, Campbell county.
H. C. Franklin, Monroe county.
James H. Vivion, Warren county.
J. J. Metzger, Warren county.
John T. Middleton, Shelby county.
T. H. Miles, Nelson county.
R. B. Dehony, Adair county.
John K. Goodloe, Jefferson county.
J. O. Street, Todd county.
Tho. M. Dickey, Barren county.

J. W. STEVENSON.

Resolved, That the Senate advise and consent to said appointments.

Mr. Whitaker, from the Committee on Banks and Insurance, to whom had been referred a preamble and resolutions from the House of Representatives, entitled

Resolutions in relation to the Kentucky, Globe, and Hope Insurance Companies,

Reported the same, with the expression of opinion that said preamble and resolutions should be concurred in.

Said preamble and resolutions read as follows, viz:

WHEREAS, It has been represented to the General Assembly of the Commonwealth of Kentucky, that the marshaling of the assets of the Kentucky, Globe, and Hope Insurance Companies, in liquidation, by the Louisville chancery court, under the acts of the Legislature of Kentucky repealing the charters of the aforesaid companies, has become oppressive to citizens of this Commonwealth, who reside in sections of this State remote from the sitting of the said Louisville chancery court; and whereas, the said Louisville chancery court has asserted, and is exercising jurisdiction over the persons and property of citizens in many sections of this Commonwealth, and enforcing, by the summary process of rule, the payment of assessments made by receivers of said insurance companies, appointed by said Louisville chancery court; and whereas, the assessments thus made, enforced, and collected, are largely absorbed in the payment of costs to officers of said Louisville chancery court, leaving but little, if anything, to be appropriated to the liquidation of the indebtedness...
of the aforesaid insurance companies, without a fresh resort to the harsh and oppressive practice of issuing rules on a second assessment for the liabilities of said insurance companies, to be again absorbed in the payment of large and enormous cost bills of officers of said Louisville chancery court, and not appropriated in payment of losses sustained by parties who have been insured in the aforesaid insurance companies; and whereas, the said Louisville chancery court asserts, and maintains its jurisdiction to coerce the payment of assessments, made as aforesaid, against citizens residing in any portion or section of the State of Kentucky, and which said jurisdiction is a question of grave doubt under the Constitution of the State of Kentucky; and whereas, the said Louisville chancery court, by the pleadings, interlocutory orders, reports, rules, and judgments had, taken, rendered, and made in marshaling the assets of the aforesaid insurance companies, has made the record so voluminous that the expenses of a transcript of the same would be largely in excess of any sum or sums of money involved on the proceedings had under any given rule to coerce payments of assessments made as aforesaid, and thus the right and privilege of appeal to the Court of Appeals of the State of Kentucky is, in effect and to all purposes, denied to citizens of this Commonwealth, whose rights of property have been passed upon, by the rendition of judgment, on rules issued as aforesaid, however aggrieved the citizen defendant may be thereby; and whereas, the said Louisville chancery court, in marshaling the assets of said insurance companies, under the acts repealing their several charters as aforesaid, is administering the affairs of corporations whose charters are repealed, by continuing policies of insurance therein, and not absolutely terminating their legal existence severally, as was contemplated by the Legislature of the State of Kentucky in passing the aforesaid repealing acts; therefore, be it

1. Resolved by the General Assembly of the Commonwealth of Kentucky, That the Speaker of the House of Representatives do appoint five members, and the Speaker of the Senate do appoint three members, who, when appointed, shall constitute an investigating committee, with power and authority to go to the city of Louisville, and examine all the original papers on file, and the orders and judgments contained in the records of the following causes in said Louisville chancery court, to-wit: "The Kentucky Insurance Company against C. W. Osborn and others, No. 21,797." "The Globe Insurance Company against S. Overton and others, No. 22,505," and "James Stephens against The Hope Insurance Company, No. 22,531." And the said committee shall have power to send for persons and papers, and shall report by bill or otherwise the relief required, to the present session of this Legislature.

2. And be it further resolved, That all jurisdiction of the Louisville chancery court in and of the aforesaid causes, or any parts thereof, be, and the same is hereby, suspended for the period of ninety days from and after the passage of this resolution.

Mr. Spalding then moved to recommit said preamble and resolutions.
Mr. Alexander 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 re-committing said preamble and resolutions, and it was decided in the negative.

Mr. Spalding then moved to amend said resolutions by striking out the second.

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

The yea and nay being required thereon by Messrs. Spalding and Lindsay, were as follows, viz:

Those who voted in the affirmative, were—

R. A. Burton, G. W. Connor, I. A. Spalding—5.
J. Q. Chenoweth, W. Lindsay,

Those who voted in the negative, were—

Mr. Speaker (Leslie), J. B. Hayden, A. G. Talbott,
Jos. M. Alexander, Wm. Johnson, Oscar Turner,
Robert Boyd, John W. Johnson, W. L. Vories,
Lyttleton Cooke, I. T. Martin, Ben. J. Webb,
J. H. Dorman, A. L. McAfee, Emery Whitaker,
W. McKee Fox, E. D. Standiford, Thos. Wrightson—19.
Edwin Hawes,

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

Mr. Wrightson presented the memorial of Miles Greenwood and others, in relation to the construction of a railroad from Cincinnati to Chattanooga.

Which was received, ordered to be printed, and referred to the Committee on Railroads.

On motion of Mr. Talbott, Mr. Whitaker was added to the Committee on Education.

On motion, leave of indefinite absence was granted to Messrs. Bradley and Winfrey.

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

On motion of Mr. Wrightson—

1. A bill to authorize the extension and construction of the Cincinnati Southern Railway within this Commonwealth.

On motion of Mr. Lindsay—

2. A bill to regulate the fees of jailers.

On motion of same—

3. A bill to provide for the payment of interest on claims against the county of Hickman.
On motion of same—

4. A bill to change the time of holding the Hickman county quarterly court.

On motion of Mr. Standeford—

5. A bill to incorporate the German Mutual Insurance Company, of Louisville.

On motion of Mr. Webb—

6. A bill to incorporate the Bank of America at Louisville.

On motion of Mr. Chenoweth—

7. A bill to incorporate the Camdensville, Johnsonville, and Burnt Church Turnpike Road Company.

On motion of same—

8. A bill to incorporate the Salt River Shryock Ferry Turnpike Company.

On motion of Mr. Talbott—

9. A bill to amend an act, entitled “An act to reduce into one the several acts concerning the town of Perryville, Boyle county.”

On motion of Mr. Spalding—

10. A bill to increase the jurisdiction of the judges of county courts.

On motion of same—

11. A bill to incorporate the Union Chapter, No. 54, of Royal Arch Masons.

On motion of Jno. W. Johnson—

12. A bill for the benefit of McLean county.

On motion of same—

13. A bill to charter the McLean County Sugar and Manufacturing Company.

On motion of same—

14. A bill to amend an act, entitled “An act to authorize McLean county to vote on road tax.”

A select committee, consisting of Messrs. Wrightson, Whitaker, and Talbott were requested to prepare and bring in the 1st; a select committee, consisting of Messrs. Talbott, W. Johnson, and Burton the 9th; the Committee on Revised Statutes were directed to prepare and bring in the 2d, 12th, and 14th; the Committee on Courts of Justice the 3d, 4th, and 10th; the Committee on Banks the 5th and 6th; the Committee on Internal Improvement the 7th and 8th; the Committee on Religion and Morals the 11th; and the Committee on Agriculture and Manufactures the 13th.
Mr. Connor, 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 endow an Asylum for the Tuition of the Deaf and Dumb," approved December 7, 1822;

An act to amend an act, entitled "An act to incorporate the Louisville Edge-tool Factory;"

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

An act to incorporate the Louisville Sangerbund;
An act for the benefit of the city of Louisville;
And had found the same truly enrolled.

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

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

Mr. Wrightson, from a select committee, to whom had been referred leave to bring in a bill to authorize the extension and construction of the Cincinnati Southern Railway within the Commonwealth of Kentucky, reported the same.

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

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

Ordered, That said bill be printed, and referred to the Committee on Railroads.

And then the Senate adjourned.
SATURDAY, JANUARY 8, 1870.

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

An act to amend an act, entitled "An act to incorporate the Frankfort Flouring Mill Company," approved March 16th, 1869.

An act for the benefit of M. G. Edmunds.

That they had passed bills and adopted a resolution of the following titles, viz:

1. An act to repeal an act, entitled "An act to prohibit the sale of spirituous liquors in the town of Monticello, Wayne county, or within two miles of the court-house of said town," approved February 16, 1866, and to revive and re-enact certain sections of an act, entitled "An act to incorporate the town of Monticello," approved February 26th, 1848.

2. An act to prevent the falling of timber in Highland creek, in Union county.

3. An act to amend and declare the meaning of an act approved 24th of February, 1868, entitled "An act providing for the organization of a police force for the city of Louisville and Jefferson county."

4. An act exempting additional property from execution, attachment, and distress.

5. An act to authorize the trustees of Uniontown, in the county of Union, to grant licenses to keep ten-pin alleys.


7. An act to incorporate the German Building Association, No. 1, of Newport.

8. An act for the benefit of Covert Run Turnpike Company, of Campbell county.


10. An act to amend the 8th section of an act to reduce into one the several acts relating to the town of Taylorsville.

11. An act declaring certain portions of Rockcastle river and its tributaries navigable streams.
12. An act to incorporate the Carlisle and Mt. Sterling Turnpike Road Company.
13. An act to incorporate the Moorfield and Union Turnpike Road Company.
14. An act to incorporate the Benson Turnpike Road Company.
15. An act to amend the charter of the Richmond and Boonesboro Turnpike Road Company.
16. An act for the benefit of the Elkhorn Turnpike Road Company.
17. An act to charter the Paintlick and High Point Turnpike Road Company, in Madison county.
18. An act to change the time of holding the quarterly courts of Wayne county.
19. An act to incorporate Shelbyville Lodge, No. 273, of the Independent Order of Good Templars.

Resolution fixing time for election of public officers.
Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 5th to the Committee on Revised Statutes; the 2d, 8th, 11th, 12th, 13th, 14th, 15th, 16th, and 17th to the Committee on Internal Improvement; the 3d, 4th, 7th, 10th, and 19th to the Committee on the Judiciary; the 6th to the Committee on Finance; the 9th to the Committee on Agriculture and Manufactures; and the 18th to the Committee on Courts of Justice.

Mr. Boyd presented the petition of sundry citizens of Laurel county, in relation to a change of the road leading from London to Boonesville.

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

The Speaker laid before the Senate the remonstrance of the Rev. Stuart Robinson and others, in relation to the imposition of a tax by the city council of Louisville upon certain suburban property.

Which was taken up, read, and referred to Messrs. Cooke, Webb, and Standeford.

In pursuance of a joint resolution of the General Assembly, adopted on yesterday, in relation to certain insurance companies, the Speaker announced as members of the committee, on the part of the Senate, the names of Messrs. Whitaker, W. Johnson, and Payne.
Mr. Webb, from the Committee on Agriculture and Manufactures, to whom was referred a resolution from the House of Representatives, entitled
Resolution to appoint a committee to take into consideration the regulation of the tobacco market in the city of Louisville,
Reported the same, with the expression of opinion that said resolution should be concurred in.
And the question being taken on concurring therein, it was decided in the affirmative.
Whereupon, in pursuance of a provision of said resolution, Messrs. Turner and Fox were appointed the committee on the part of the Senate, to act in conjunction with a similar committee to be appointed on the part of the House of Representatives.
Mr. W. Johnson moved to reconsider the action of the Senate had on yesterday in relation to a bill from the House of Representatives, entitled
An act to incorporate the St. Joseph German Roman Catholic Benevolent Society of Louisville.
Which motion was simply entered.
Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:
By Mr. Whitaker, from the Committee on Banks and Insurance—
An act to provide for the distribution of the reserved fund in the Bank of Bowling Green.
By Mr. Bradley, from the Committee on Revised Statutes—
An act to enable the board of trustees of the town of Danville to borrow money to pay off the indebtedness of said town.
Ordered, That said bills be read a third time.
The constitutional provision as to the third reading of said bills being dispensed with,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.
The following bills were reported by the several committees directed to prepare and bring in the same, viz:
By Mr. W. Johnson, from the Committee on Courts of Justice—
A bill in relation to the jurisdiction of county court judges.
By same—
A bill to change the time of holding the quarterly courts in the county of Hickman.
By Mr. Bradley, from the Committee on Revised Statutes and Codes of Practice—
A bill for the benefit of the town of Flemingsburg, in Fleming county.
Which bills were severally read the first time, and ordered to be read a second time.
The constitutional provision as to the second reading of said bills being dispensed with,
Ordered, That said bills be engrossed and read a third time.
The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.
Leave was given to bring in the following bills, viz:
On motion of Mr. Talbott—
1. A bill to amend an act, entitled "An act to amend the charter of the Shelbyville Railroad Company, and to authorize certain counties to take stock in the same."
On motion of Mr. Hayden—
2. A bill declaring the Elizabethtown newspaper an authorized newspaper.
On motion of Mr. Conklin—
On motion of Mr. Winfrey—
4. A bill to charter the Columbia and Creelsburg Turnpike Road Company.
On motion of Mr. Boyd—
5. A bill creating the office of assayer.
Ordered, That the Committee on Railroads prepare and bring in the 1st; the Committee on Revised Statutes the 2d; the Committee on Courts of Justice the 3d; the Committee on Internal Improvement the 4th; and that a select committee, consisting of Messrs. Boyd, Dorman, and Cockrill, be requested to prepare and bring in the 5th.
Mr. Hawes read and laid on the table a joint resolution.
The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz: 
Resolved by the General Assembly of the Commonwealth of Kentucky, That we instruct our Senators, and request our Representatives in
Congress, to pass an act making it an offense, punishable by fine and imprisonment, for any adulteration of spirituous liquors, and that every distiller be required to put his brand on every barrel that leaves a government warehouse, so as to save the life, health, and money of the consumer, and that the courts instruct the grand juries to inquire into the same in any State or Federal court.

Ordered, That said resolution be referred to a select committee, consisting of Messrs. Hawes, Whitaker, and Martin.

Mr. Connor, from the Committee on Enrollments, reported that the Committee had examined enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to establish an additional voting place in Boyle county;

An act to provide for the distribution of the reserved fund in the Bank of Bowling Green;

Resolution in relation to firing a salute on the 8th of January and 22d of February;

And had found the same truly enrolled.

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

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

And then the Senate adjourned.

12-s.
MONDAY, JANUARY 10, 1870.

A message was received from the House of Representatives, announcing that they had passed bills of the following titles, viz:
1. An act to establish the town of Hampton City, and to extend the incorporate limits of the town of Catlettsburg, so as to include the same.
3. An act to amend the charter of the town of Shelbyville, authorizing the trustees thereof to establish a fire department and to purchase a steam fire-engine, and to license and tax carriers of passengers.
4. An act to prevent the granting of license to sell vinous or malt liquors, or the selling or giving away the same, in the county of Jackson.
5. An act to authorize the county court of Marion county to increase the county tax of said county.
6. An act to amend an act, entitled "An act to amend the charter of the town of Germantown," approved March 9th, 1868.
7. An act authorizing the Governor to appoint surveyor to examine a certain portion of Salt river, and report condition, &c., to next General Assembly.
8. An act incorporating the Richmond Deposit Bank.

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

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

Mr. Fox, from the Committee on Courts of Justice, to whom was referred a bill from the House of Representatives, entitled
An act to change the time of holding the quarterly courts of Wayne county,
Reported the same without amendment.

Ordered, That said bill be read a third time.
The constitutional provision as to the third reading of said bill being dispensed with,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate, according to order, took up for consideration
A bill to change the time for the regular meeting of the General Assembly.

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

So said bill was rejected.

The Senate took up for consideration a bill, entitled
A bill authorizing parties to testify when opposite parties in interest have been discharged as bankrupts under the laws of the United States.

Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, Whenever the plaintiff, in any action pending in the courts of this State, shall have been, or shall be discharged under the Bankruptcy laws of the United States, and such action shall continue to be prosecuted by the assignee of such bankrupt plaintiff, or whenever any suit shall be brought by the assignee of any bankrupt to recover a debt due such bankrupt, the defendants in any such actions may be sworn as witnesses in their own behalf on the trial of such causes.

§ 2. This act is declared to be in force from and after its passage.

Mr. Spalding moved to amend said bill as follows, viz:
To the first section of the bill add the following proviso, viz: “Provided, This act shall not apply to any cases pending.”

Which was adopted.

Mr. Prichard moved further to amend the bill as follows, viz:
§ 2. No such defendant as mentioned in section 1st of this act shall be allowed to testify in his own behalf, unless the person discharged in bankruptcy shall have testified as a witness in said action.

Mr. Alexander then moved to lay said bill and proposed amendments on the table.

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

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

Those who voted in the affirmative, were—

Jos. M. Alexander, Wm. L. Conklin, John W. Johnson,
F. M. Allison, J. H. Dorman, I. T. Martin,
Robert Boyd, Edwin Hawes, Oscar Turner,
R. A. Burton, J. B. Hayden, Emery Whitaker,
The Senate also took up for consideration a bill, entitled
A bill providing for the registration of births, marriages, and
deaths.

Ordered, That the further consideration of said bill be postponed,
and made the special order of the day for Wednesday next, at 11½
o'clock, A. M.

The Senate also took up for consideration a resolution from the
House of Representatives, entitled
Resolution fixing time for election of public officers.
Which was twice read and concurred in.

In pursuance of instruction, Mr. Dorman, from the Committee on
Federal Relations, reported the resolutions in relation to the bills
recently introduced in the Senate of the United States by Senators
Drake and Sumner.

Ordered, That said resolutions be placed in the orders of the day.

Mr. Martin moved the following resolution, viz:

Resolved, That the Auditor of Public Accounts be requested to
furnish the Senate with the amount of receipts and expenditures of
the Kentucky Penitentiary within the last ten years.

The rule of the Senate being dispensed with, said resolution was
twice read and adopted.

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

On motion of Mr. Martin—
1. A bill to charter the Leesburg and Silas Meeting-house Turnpike Road Company.

On motion of Mr. Chenoweth—
2. A bill to incorporate the Farmdale and Bridgeport Turnpike Road Company.

On motion of Mr. Dorman—
3. A bill to incorporate the Lusby's Mills and Harrisburg Turnpike Road Company.

On motion of Mr. Prichard—
4. A bill to incorporate the Kentucky Bellfonte Iron Company.
On motion of Mr. Hayden—
5. A bill further to protect the citizens of this Commonwealth against the killing of stock on railroads.

On motion of Mr. Winfrey—

Ordered, That the Committee on Internal Improvement prepare and bring in the 1st, 2d, and 3d; the Committee on Agriculture and Manufactures the 4th; the Committee on the Judiciary the 5th; and the Committee on Revised Statutes the 6th.

Mr. Holt, 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 Frankfort Flouring Mill Company," approved March 16th, 1869;
An act for the benefit of M. G. Edmunds;
And enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:
An act for the benefit of Chas. Harper Craddock, of Henderson county;
An act to amend an act to incorporate the town of Owingsville, in Bath county;
An act to incorporate the Peak's Mill Turnpike Road Company;
An act to authorize the county court of Fayette county to appoint a treasurer to serve during the term of the presiding judge;
An act for the benefit of Sam. F. McKee;
Resolution in regard to the Kentucky, Globe, and Hope Insurance Companies;

And had found the same truly enrolled.

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

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

A message was received from the Governor by Mr. Samuels, Assistant Secretary of State, announcing that the Governor had approved and signed enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act in relation to certain conveyances of real estate by the Highland Coal Company.
An act for the benefit of H. F. Troutman, of Bullitt county.

An act to amend an act, entitled "An act to declare Station creek and Buck creek, in Estill county, navigable streams," approved March 9th, 1869.

An act to authorize the board of trustees of the town of Campbellsville, in Taylor county, to issue bonds and provide for the payment of the same.

An act for the benefit of the Asylum at Danville for the Tuition of the Deaf and Dumb.

An act to change the time of holding the court of common pleas in Warren county.

An act to amend an act, entitled "An act to endow an Asylum for the Tuition of the Deaf and Dumb," approved December 7th, 1822.

An act to amend an act, entitled "An act to incorporate the Louisville Edge-tool Factory."

Resolution of instruction and request to our Senators and Representatives in Congress, in relation to a debt due from the United States to the Bardstown and Louisville Turnpike Road Company.

At half-past eleven o'clock Mr. Alexander moved an adjournment.

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

The yeas and nays being required thereon by Messrs. Jno. W. Johnson and Lindsay, were as follows, viz.:

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), W. McKee Fox, Oscar Turner,
Jos. M. Alexander, Edwin Hawes, W. L. Vories,
A. K. Bradley, G. A. C. Holt, Emery Whitaker,
J. Q. Chenoweth, John W. Johnson, I. C. Winfrey,
Harrison Cockrill, W. Lindsay, Thos. Wrightson—17.
J. H. Dorman, E. D. Standiford,

Those who voted in the negative, were—

F. M. Allison, J. B. Hayden, K. F. Prichard,
Robert Boyd, William Johnson, A. C. Vailandingham,

And then the Senate adjourned.
TUESDAY, JANUARY 11, 1870.

A message was received from the House of Representatives, announcing that they had concurred in the amendments proposed by the Senate, to bills from the House of Representatives, of the following titles, viz:

An act authorizing the marking and defining and establishing the line between the counties of Bourbon and Montgomery.

An act authorizing the Washington county court to levy an ad valorem tax of five cents on the one hundred dollars, to pay the indebtedness of the county.

That they had passed a bill which originated in the Senate, entitled An act to incorporate the St. Patrick's Benevolent Society, of Cynthiana.

That they had passed bills and adopted a resolution of the following titles, viz:

1. An act for the benefit of the late clerks, sheriffs, late jailers, and other civil officers of this Commonwealth having uncollected fees.

2. An act to incorporate the Louisville Clothing Company.

3. An act to incorporate the Feeses' Mill Turnpike Road Company.

4. An act to amend the act incorporating the Newport and Jamestown Bridge Company, and to amend an act incorporating the Newport and Dayton Turnpike Road Company.


6. An act to charter the Louisville Naphthalian Steel Manufacturing Company.

7. An act to incorporate the Mutual Aid Association of Improved Order of Red Men, of Louisville and the State of Kentucky.

8. An act to permit Henry county court to subscribe forty thousand dollars to the Kentucky River Navigation Company.

9. An act to incorporate the Hopkinsville and Beverley Turnpike Road Company.

10. An act to amend the charter of the Carlisle and Park's Ferry Turnpike Road Company.
11. An act authorizing the Clark county court to levy a tax, &c., to aid in the erection of a bridge over Stoner creek.

12. An act to repeal part of an act, entitled "An act to amend an act, entitled 'An act to incorporate the Concord and Tollsboro Turnpike Road Company,'" approved February 18th, 1869.

13. An act to amend the charter of the Big Stoner and Winchester Turnpike Road Company.

14. An act to enable the county court of McLean county to increase its county levy to pay county debts.

15. An act to incorporate the Eastern Kentucky Railway Company.

16. An act to regulate the revenue laws of Cadiz, Trigg county.

Resolution providing for an extension of the present session of the General Assembly.

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

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 16th to the Committee on Finance; the 2d, 5th, and 6th to the Committee on Agriculture and Manufactures; the 3d, 4th, 9th, 10th, 11th, 12th, and 13th to the Committee on Internal Improvement; the 7th to the Committee on Religion and Morals; the 8th and 14th to the Committee on Courts of Justice; and the 15th to the Committee on Railroads.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and resolutions, which originated in the House of Representatives, of the following titles, viz:

An act to continue in force an act, entitled "An act to regulate the fees of chancery, circuit, and county court clerks," approved January 21st, 1865.

An act to incorporate the Louisville Sangerbund.

An act for the benefit of the city of Louisville.

An act to amend the Kentucky Mining, Lumber, and Manufacturing Company.

An act to provide for the distribution of the reserved fund in the Bank of Bowling Green.

An act to establish an additional voting place in Boyle county.

Resolution in relation to a recess of the General Assembly.
Resolution in relation to firing salutes on the 8th of January and 22d of February.

Mr. Bradley, from the Committee on Revised Statutes, reported a bill to amend the 28th chapter of the Revised Statutes.

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

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

Ordered, That said bill be printed, and placed in the orders of the day.

The Speaker laid before the Senate the following report of the commissioners appointed to investigate and report on the navigation of Licking river, viz:

Gentlemen of the Senate and House of Representatives:

The undersigned Commissioners, having been appointed by an act of the Legislature, approved February 1, 1869, and supplement thereto, approved March 10, 1869, entitled "An act to improve the navigation of Licking river," as follows:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the sum of seventy-five thousand dollars ($75,000) be, and the same are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, for the purpose of removing the mill-dams and other obstructions to the navigation of the Licking river, from Salyersville, in Magoffin county, to the mouth of said river.

§ 2. That M. D. Martin, of Harrison county, Moses Kirk, of Fleming, and William Mynheir, of Morgan, any two of whom may act, are appointed commissioners; and are authorized to go upon said river, from its mouth to said Salyersville, and examine the obstructions which may exist to the free and safe navigation of said river between said points; and whenever, in their judgment, any dam, rock, or other obstruction exists and ought to be removed, they shall proceed in the manner hereafter described to remove said obstruction or obstructions from said river.

§ 3. The said commissioners may negotiate with the owner or owners of any mill-dam or dams, whose interests are to be injuriously affected by the removal thereof, and agree upon the amount of damages, if any, to be paid therefor; but if such agreement cannot be made, the said commissioners may apply to the clerk of the county court of the county in which the mill of such dam or dams may be, and sue out a writ of ad quod damnum to condemn the said dam or dams, and have the damages assessed by a fair and impartial
jury as land is condemned and damages assessed for turnpike roads by the laws now in force.

§ 4. The said commissioners shall enter upon the discharge of their duties in the mouth of May or June next, and shall use diligence in the prosecution of the work; they shall severally receive for each day that they are actually employed, as compensation, the sum of five dollars. But before they enter upon their duties, each one in the county court of the county where he resides, shall enter into bond, with sufficient security, for the faithful performance thereof.

§ 5. The Auditor of Public Accounts, upon the requisition of the commissioners, accompanied with a certified copy of their bond, is authorized to draw his warrant upon the Treasurer for such sums of money as may be necessary to pay their contracts and expenses, not exceeding the amount above appropriated; and a vacancy in the commission, from any cause, may be filled by appointment of the Governor.

§ 6. They shall make a full report of all their acts and doings at the next session of the Legislature.

§ 7. This act to take effect from its passage.

Approved February 1, 1869.

SUPPLEMENT.

§ 1. That that part of Licking river between Salyersville and the mouth of Mason's branch, in Magoffin county, be, and the same is hereby, embraced by the appropriation made at the present session of the General Assembly, to remove the mill-dams and other obstructions to the navigation of said river.

§ 2. That Joseph Gardner, of Magoffin county, and Jno. D. Young, of Bath, be additional commissioners on the part of the State, to negotiate with mill-owners as to damages, and that their pay be the same as that fixed upon for the other commissioners; but the act of any three of the commissioners shall be lawful and binding, and not more than three shall act at one time; and said commissioners shall only be paid for the time they act.

§ 3. When a jury is being empanneled, as provided for in the law to which this is a supplement, each party may challenge ten persons without cause.

§ 4. That where any mill or other property which is condemned or agreed to be paid for under the act to which this is a supplement is in litigation, the payment shall only be made to the party to whom the court in which the suit is pending shall order: Provided, Notice thereof shall, by said party, be given to the commissioners, when the commissioners shall pay the money into the court wherein such litigation is pending.

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

Approved March 10, 1869.

In obedience to the act and supplement recited above, the Commissioners met at Owingsville, Bath county, on the 13th day of May, 1869, and from thence proceeded along the Licking river and made
private contracts with such mill-owners as to their damages, by the removal of their dams out of the river, as they could agree with, at what the Commissioners considered reasonable prices; and when they could not so agree, proceeded to sue out writs of *ad quod damnum*, and have the same condemned in conformity with the law. And also made contracts with parties for the removal of the dams, after the purchase or condemnation, and for which they gave the mill-owners and contractors their order upon the Auditor, and also gave orders to their attorneys and the sheriffs, clerks, &c., as follows:

*For warrants drawn upon Auditor.*

- R. C. Day, damages for the removal of his mill-dam on Licking river, in Morgan county, and removing the same. $2,000 00
- Benjamin Hamons, damages for the removal of his mill-dam on Licking river, Magoffin county. $1,000 00
- Benjamin Eden, damages for the removal of his mill-dam on Licking river, in Fleming county, and removing the same. $3,600 00
- J. D. & J. P. Atchison, damages agreed upon for the removal of their mill-dam on Licking river, Bath county. $1,750 00
- John D. Young, for services and expenses as commissioner. $150 00
- Nathaniel Tucker, damages agreed upon for the removal of his mill-dam on Licking river, in Nicholas county. $4,000 00
- Stanley Moore, damages agreed upon for the removal of his mill-dam on Licking river, in Fleming county, and removing the same. $2,150 00
- Margaret Rice, damages assessed by jury for the removal of her mill-dam on Licking river, in Bath county. $3,150 00
- James E. Smith, sheriff of Fleming county, for costs and fees accruing in suits against Barbour and Day. $257 35
- Moses Kirk, to be paid by him to the order of the Fleming circuit court, for the benefit of Thomas Barbour, the amount assessed by jury upon a writ of *ad quod damnum*, for the removal of said Barbour's mill-dam on Licking river, in Fleming county. $3,000 00
- Thomas Turner, his fee as attorney for the State, under writ of *ad quod damnum*, against John D. Ragland. $50 00
- M. D. Martin, to pay Amos Bayless (contractor), for removing Worrels' mill-dam out of Licking river, in Harrison county. $300 00
- D. C. Allison, damages agreed upon for the removal of his mill-dam, and removing the same out of Licking river, Nicholas county. $6,500 00
- John W. Hasselrige, transferee of T. B. Keeton, damages agreed upon for the removal of Keeton's mill-dam, in Magoffin county. $300 00
- Pant & Scott, damages agreed upon for the removal of their mill-dam on Licking river, in Fleming county. $12,000 00
- S. H. Day, damages assessed by jury, under writ of *ad quod damnum*, for the removal of his mill-dam on Licking river, in Fleming county. $7,684 00

Amount carried forward $47,901 35
Amount brought forward.............................................................. $47,901.35

Jos. W. Jordan, damages agreed upon for the removal of his mill-dam on Licking river, Magoffin county .............................................. 500.00
John W. Kendall, services as attorney for the State in divers suits in Fleming, Bath, and Morgan ................................................. 300.00
Van B. Young, services as attorney for the State in divers suits in Fleming and Bath ........................................................................... 500.00
John D. Young, services and expenses as commissioner .................. 150.00
Fant & Scott, for taking their mill-dam out of Licking river ............. 210.00
Joseph Gardner, amount to pay costs in writs of *ad quod damnum* in Magoffin county ................................................................. 125.88
D. D. Sublett, for services as attorney for the State in divers suits in Magoffin county ................................................................. 100.00
J. W. Kendall, for services as attorney for the State in suit against Wm. Blair, Magoffin county ......................................................... 50.00
James Eaton, for removing the mill-dam of S. H. Day out of Licking river ................................................. 200.00
J. D. Ragland, damages assessed for removal of his mill-dam on Licking river, in Bath county .............................. 4,700.00
John Dicken, damages agreed upon for the removal of his mill-dam on Licking river, Bath county ................................................. 4,000.00
D. S. Wills, for removing Jno. Dicken's mill-dam out of Licking river ......................................................... 135.00
Wm. Blair, for removing his mill-dam out of Licking river ............... 75.00
J. G. Barnes, for removing Mrs. Rice's mill-dam out of Licking river ................................................................. 150.00
E. A. Coldwell, for removing Barbour & Atchinson's mill-dam out of Licking river ................................................................. 175.00
T. B. Keeton, for removing his and J. W. Jordan's mill-dams out of Licking river ......................................................... 100.00
Benjamin Hamons, for removing his mill-dam out of Licking river ................................................................. 100.00
John D. Young, to pay cost in the suits against Rice and Ragland, in Bath county ......................................................... 100.00
James H. McGuire, to pay him for removing the mill-dam of Hazelrigg & Barbour out of Licking river, Morgan county ................................................. 75.00
William Blair, damages agreed upon for the removal of his mill-dam on Licking river, in Magoffin county ............................................. 1,000.00
Joseph Gardner, to pay costs to clerk and sheriff in suit against Wm. Blair, and for recording deeds of mill-owners in Magoffin county ................................................................................. 22.00
William Mynheir, to pay the damages assessed by the jury upon a writ of *ad quod damnum*, against Hazelrigg & Barbour, for the removal of their mill-dam on Licking river, in the county of Morgan ......................................................... 2,750.00
William Mynheir, to pay the damages assessed by the jury upon a writ of *ad quod damnum*, against Joseph Gudgel, for the removal of his mill-dam on Licking river, in the county of Morgan ......................................................... 3,289.00
William Mynheir, to pay costs in the several suits of *ad quod damnum*, against Joseph Gudgel and Hazelrigg & Barbour, in the county of Morgan, and recording deeds, &c. ......................................................... 288.25
J. M. Lewis & David Myers, to pay them for removing the lower dam to J. D. Ragland's mill out of Licking river, in Bath county, Ky. ......................................................... 300.00

Amount carried forward ................................................................. $47,192.65
Amount brought forward .............................................................. $67,192.05
James Donaway, to pay him for removing Joseph Gadgel's mill-dam out of
Licking river, in Morgan county ................................................. 25.00
William Mynheir, as commissioner ................................................ 600.80
M. D. Martin, as commissioner .................................................... 388.15
Joseph Gardner, as commissioner ................................................ 238.95
Moses Kirk, as commissioner ........................................................ 310.00
Wm. and Robert Werrels, damages agreed upon for the removal of their mill-
dam on Licking river, in Harrison county .................................... 6,000.00
William Mynheir, to be expended in removing the upper dam of John D. Rag-
land's mill, and a large drift near West Liberty, Ky., and sixty-five dollars
and fifty cents to J. D. Young, commissioner .................................. 336.05
Total .............................................................................................. $75,000.00

It will thus be seen that all of the appropriation has been expended
except three hundred and thirty-six dollars and five cents, which has
been placed in the hands of William Mynheir, one of the Commis-
sioners, to be expended in removing the upper dam of John D. Rag-
land's mill, and a large drift near West Liberty, Kentucky. The
mill-dams which were the most formidable obstructions to the safe
navigation of Licking river have all been removed, except the one
above referred to, and also the Werrels' dam is under contract, but
only partially removed, leaving other obstructions of minor import-
ance to those which have already been removed, which the Commis-
sioners think would be a wise act in the Legislature to have done.

The Commissioners have been compelled to pay to mill-owners
larger sums as damages than in their judgment they were entitled
to. They had either to do so or abandon the improvement. As an
example of this fact, the following case will show:

William Blair was the owner of a mill half mile above Salyers-
ville, being the upper dam that the act of the Legislature required
to be removed. Failing to agree with him as to the amount of dam-
ages he ought to have, the Commissioners instituted suit and had a
jury to assess his damages. They assessed it at thirteen hundred and
seventy-five dollars. The Commissioners believing this to be too
much, refused to remove the dam if they had to pay this sum, be-
lieving that amount could be better expended somewhere else on the
river. When Mr. Blair understood this to be the determination of
the Commissioners, he agreed with them to take one thousand dollars.

There was a positive necessity to remove all other dams below this
one, and there was no option on their part, unless they abandoned
the work, but to pay the damages assessed by juries.
Since the commencement of the work on the river, largely increased quantities of coal, lumber, &c., have been gotten out and prepared for shipment down the river. There is no doubt in the minds of the Commissioners but an early day will show large quantities of coal, both cannel and bituminous, in the markets of the State from the counties of Morgan and Magoffin, whose coal-fields will compare favorably with any in the State as to quality and quantity, while the lumber region of the Licking Valley is not excelled anywhere in Kentucky; and all of which can be brought to the markets on the river with comparative safety, increasing materially the wealth of our State, and stopping, to some extent, the continual flow of our money into the pockets of foreign communities.

M. D. MARTIN,
MOSES KIRK,
WM. MYNHEIR,
JOS. GARDNER,
JNO. D. YOUNG,
Commissioners.

JANUARY 10, 1870.

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

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

By Mr. Whitaker, from the Committee on Banks and Insurance—A bill to incorporate the Bank of America.

By Mr. W. Johnson, from the Committee on Courts of Justice—A bill to authorize the Shelby county court to issue bonds for the benefit of turnpike roads.

By Mr. Standeford, from the Committee on Internal Improvement—A bill to charter the Leesburg and Silas Meeting-house Turnpike Road Company.

By same—A bill to incorporate the Lusby's Mills and Harrisburg Turnpike Road Company.

By same—A bill to incorporate the Farmdale and Bridgeport Turnpike Road Company.

By Mr. Bradley, from the Committee on Revised Statutes—A bill for the benefit of McLean county.
By Mr. Winfrey, from the Committee on Propositions and Grievances—
A bill changing the location of the State road leading from London, Laurel county, to Boonesville, in Owsley county.

By Mr. Holt, from the Committee on Education—
A bill to incorporate the Catlettsburg Normal Academy.

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

The constitutional provision as to the second reading of said bills being dispensed with,
Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. John W. Johnson, from the Committee on Religion and Morals, reported
A bill to incorporate Union Chapter, No. 54, Royal Arch Masons.

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

The constitutional provision as to the second reading of said bill was then dispensed with.

At this stage of the bill, the question was presented as to whether this bill was not of that class excluded by the 81st rule of the Senate; and on the admission of that fact, the question was taken on dispensing with the rule, and it was decided in the affirmative.

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

Those who voted in the affirmative, were—

Edwin Hawes, G. A. C. Holt, John W. Johnson, W. H. Payne, I. A. Spalding,
E. D. Standeford, A. C. Vallandingham, Ben. J. Webb, Emery Whitaker, L. C. Winfrey,
Thos. Wrightson—19.

Those who voted in the negative, were—

John G. Carlisle, W. McKee Fox, Joseph Gardner,
J. B. Hayden, Wm. Johnson,
W. Lindsay, W. L. Vories—7.

Ordered, That said bill be engrossed and read a third time.
The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

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

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

By Mr. Whitaker, from the Committee on Banks and Insurance—
An act incorporating the Richmond Deposit Bank.

By Mr. Dorman, from the Committee on Courts of Justice—
An act to authorize the county court of Marion county to increase the county tax of said county.

By Mr. Standeford, from the Committee on Internal Improvement—
An act declaring certain portions of Rockcastle river and its tributaries navigable streams.

By same—
An act to incorporate the Carlisle and Mt. Sterling Turnpike Road Company.

By same—
An act to incorporate the Moorfield and Union Turnpike Road Company.

By same—
An act to incorporate the Benson Turnpike Road Company.

By same—
An act to amend the charter of the Richmond and Boonesboro Turnpike Road Company.

By same—
An act for the benefit of the Elkhorn Turnpike Road Company.

By same—
An act to charter the Paint Lick and High Point Turnpike Road Company, in Madison county.

By Mr. Bradley, from the Committee on Revised Statutes and Codes of Practice—
An act to repeal an act, entitled "An act to prohibit the sale of spirituous liquors in the town of Monticello, Wayne county, or within two miles of the court-house of said town," approved February 16, 1866, and to revise and re-enact certain sections of an act, entitled "An act to incorporate the town of Monticello," approved February 26th, 1848.
By Mr. John W. Johnson, from the Committee on Religion and Morals—

An act authorizing the trustees of the Methodist Episcopal Church, South, of Bowling Green, to sell certain property.

By Mr. Standeford, from the Committee on Internal Improvement—

An act to prevent the falling of timber in Highland creek, in Union county.

With an amendment to the last named bill, which was concurred in.

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

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

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

Mr. Spalding, from the Committee on Revised Statutes, to whom had been referred a bill from the House of Representatives, entitled

An act to authorize the trustees of Uniontown, in the county of Union, to grant licenses to keep ten-pin alleys,

Reported the same with an amendment, which was adopted.

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

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

Resolved, That said bill do pass, and that the title thereof be amended to read, "An act to amend the charter of Uniontown."

Mr. Turner, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act exempting additional property from execution, attachment, and distress,

Reported the same without amendment.

Mr. Alexander moved an amendment to said bill.

The question was then raised as to the propriety of any further consideration of said bill, it being of that class of bills which are precluded by the 81st rule of the Senate.

On motion, said bill and proposed amendment were committed to a select committee, consisting of Messrs. Wrightson, Turner, and Alexander.

Mr. Turner, from the same committee, to whom had been referred a bill from the House of Representatives, entitled

14-s.
An act to incorporate Shelbyville Lodge, No. 273, of the Independent Order of Good Templars,
Reported the same with an amendment.
This being of the same class of bills as the one just above cited, Mr. John W. Johnson moved to suspend the rule referred to above.
And the question being taken thereon, it was decided in the negative, two thirds not having voted therefor.
The yeas and nays being required thereon by Messrs. John W. Johnson and Alexander, were as follows, viz:

Those who voted in the affirmative, were—

F. M. Allison, William Johnson, E. D. Standeford, 
R. A. Burton, John W. Johnson, A. C. Vallandingham, 
Wm. L. Conklin, I. T. Martin, Ben. J. Webb, 
G. W. Connor, A. L. McAfee, I. C. Winfrey, 
G. A. C. Holt, K. F. Prichard, 

Those who voted in the negative, were—

Mr. Speaker (Leslie), J. H. Dorman, I. A. Spalding, 
Jos. M. Alexander, Joseph Gardner, Oscar Turner, 
Robert Boyd, Edwin Hawes, W. L. Vories, 

Mr. Alexander then moved to reconsider said vote. And the question being taken thereon, it was decided in the affirmative.
The question was then taken on ordering said bill to be read a third time, and it was decided in the affirmative.
The constitutional provision as to the third reading of said bill being dispensed with,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Turner, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled
An act to incorporate the German Building Association, No. 1, of Newport,
Reported the same without amendment.
Mr. Carlisle then moved that said bill be recommitted to the Committee on the Judiciary, with instructions to report a general bill in relation to corporations, &c., &c.
And the question being taken thereon, it was decided in the affirmative.
The Senate took up for consideration the motion heretofore made by Mr. W. Johnson, to reconsider the vote by which the Senate refused to consider a bill from the House of Representatives, entitled
An act to incorporate the St. Joseph German Roman Catholic Benevolent Society of Louisville, the consideration of which bill was in violation of the 81st rule of the Senate.

And the question being taken on reconsidering said vote, it was decided in the affirmative.

Ordered, That said bill be read a third time.

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

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

Mr. Vallandingham, from the Committee on Claims, to whom had been referred a resolution in relation to General Henry Crist,

Reported the same without amendment.

Said resolution reads as follows, viz:

WHEREAS, Under a joint resolution of the General Assembly of the Commonwealth of Kentucky, approved March 9th, 1868, the Governor of this State was directed to have a suitable monument to the memory of General Henry Crist erected over his remains in the cemetery near Frankfort, which duty the Governor, in his message, informs us has been performed; but the constitutional provision requiring the vote by yeas and nays on the journal of each House for every appropriation of money not having been complied with, and the Auditor, in the discharge of his official duty, having, on that account, declined to audit the warrant drawn for the expenses incurred thereby; therefore, be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Auditor of the State draw his warrant upon the Treasurer in favor of Muldoon, Bullitt & Co., for twelve hundred and fifty dollars, for monument erected over the remains of General Henry Crist.

The question was then taken on the adoption of 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—


In the negative—none.
Resolved, That the title of said resolution be as aforesaid.

Mr. Cooke, from a select committee, to whom had been referred the memorial of Rev. Stuart Robinson and others, asked to be discharged from the further consideration of said memorial, which was granted.

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

On motion of Mr. Cooke—
1. A bill to amend the charter of the Louisville Insurance and Banking Company.

On motion of Mr. Martin—

On motion of Mr. Lindsay—
3. A bill for the benefit of the president and directors of the Kentucky State Agricultural Society.

On motion of Mr. Bradley—
4. A bill to amend the charter of the Madisonville and Shawneetown Railroad Company.

On motion of Mr. Dorman—
5. A bill to incorporate the Glencoe and Poplar Grove Turnpike Road Company.

On motion of Mr. Fox—
6. A bill for the benefit of D. M. Rainwater and Daniel Weddle, trustees of school district No. 51, of Pulaski county.

On motion of same—
7. A bill for the benefit of John E. Cosson, former clerk of the Pulaski circuit court, and for the benefit of E. D. Porch, clerk of the Pulaski county court.

On motion of Mr. Martin—
8. A bill to amend the charter of the city of Cynthiana.

On motion of Mr. Hayden—
9. A bill for the benefit of Charles G. Wintersmith, judge of the late court of common pleas for the third judicial district.

On motion of same—
10. A bill for the benefit of common school district No. 36, in Hardin county.

On motion of Mr. Spalding—
11. A bill to incorporate the Uniontown and Highland Creek Turnpike and Gravel Road Company.

On motion of same—
12. A bill to incorporate the Morganfield and Uniontown Turnpike and Gravel Road Company.
On motion of same—
13. A bill to amend the road law of Union county.

On motion of Mr. Whitaker—
14. A bill to prevent lawyers from keeping their offices in the offices of justices of the peace and county judges.

On motion of same—
15. A bill for the benefit of the Germantown and Hamilton Crossroads Turnpike Road Company, in Bracken county.

On motion of same—
16. A bill to incorporate the Brownsville and Glasgow Junction Railroad Company.

Ordered, That the Committee on Banks and Insurance prepare and bring in the 1st; the Committee on Charitable Institutions the 2d; the Committee on Appropriations the 3d; the Committee on the Revised Statutes and Codes of Practice the 4th and 13th; the Committee on Internal Improvement the 5th, 11th, 12th, and 15th; the Committee on Education the 6th and 10th; the Committee on Courts of Justice the 7th, 8th, and 14th; the Committee on the Judiciary the 9th; the Committee on Railroads the 16th; and the Committee on Propositions and Grievances the 17th.

Mr. Holt, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act authorizing the marking and defining and establishing the line between the counties of Bourbon and Montgomery;

An act to enable the board of trustees of the town of Danville to borrow money to pay off the indebtedness of said town;

An act to incorporate the Louisville Wooden Ware Manufacturing Company;

An act authorizing the Washington county court to levy an ad valorem tax of five cents on the one hundred dollars, to pay the indebtedness of the county;

Resolution to appoint a committee to take into consideration the regulation of the tobacco market in the city of Louisville;

And had found the same truly enrolled.

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

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

And then the Senate adjourned.

WEDNESDAY, JANUARY 12, 1870.

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

An act for the benefit of G. H. Milliken, of Simpson county. That they had passed bills which originated in the Senate of the following titles, viz:

An act to authorize the city of Louisville to issue bonds to pay off existing liabilities not otherwise provided for.

An act to amend section 11, chapter 71, of the Revised Statutes. That they had passed bills of the following titles, viz:

1. An act to amend the charter of the town of Benton, in Marshall county.

2. An act to amend an act, entitled "An act to prevent trapping, netting, or seining in Grassy Lick or Somerset creeks.

3. An act to repeal an act, entitled "An act to amend the charter of the town of North Middletown, Bourbon county."

4. An act prohibiting the sale of spirituous, vinous, or malt liquors within a mile of Parkersville Male and Female Institute, in Lyon county.

5. An act for the benefit of William E. McAfee, of Boyle county.

6. An act to incorporate the Paducah Furniture Manufacturing Company.

7. An act to incorporate the town of Three Springs.

8. An act to amend an act, entitled "An act to incorporate the Hopkinsville Hotel Company."
9. An act to incorporate the Barbers' Aid Society, No. 1, of Louisville.
10. An act to incorporate Minnehaha Tribe, No. 10, I. O. R. M.
11. An act to incorporate the Louisville Real Estate Company.
12. An act to authorize the Odd Fellows' Temple Association at Lexington to issue bonds.
13. An act to amend the charter of Lebanon and Raywick Turnpike Company.
14. An act authorizing the county courts of Bath and Montgomery counties to levy a tax to build a bridge over Hinkston creek, at or near G. S. Rogers' mill, in Bath county.
15. An act to legalize the transfers of certain shares of stock in the Hustonville and Bradfordsville Turnpike Road Company.
16. An act to move a toll-gate on the Franklin County and Crab Orchard Turnpike.
17. An act giving to the county court of Josh Bell county power to control that portion of the Wilderness Turnpike in said county.
19. An act for the benefit of the Estill county court, to allow it to sell and convey poor-house lands, &c.
20. An act to amend the law concerning master commissioners.

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

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st 3d, 4th, and 7th to the Committee on Revised Statutes; the 2d to the Committee on Propositions and Grievances; the 5th, 6th, 8th, 9th, 10th, 11th, 12th, and 20th to the Committee on the Judiciary; the 13th, 15th, 16th, and 17th to the Committee on Internal Improvement; the 14th and 19th to the Committee on Courts of Justice; and the 18th to the Committee on Finance.

Mr. Comklin presented the petition of J. D. Cunningham and others, of Breckinridge county, praying the establishment of an additional election precinct in said county.

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

The following bills were reported by the several committees directed to prepare and bring in the same, viz:
By Mr. Webb, from the Committee on Agriculture and Manufactures—

1. A bill to incorporate the Kentucky Bellefonte Iron Company.

By same—

2. A bill to incorporate the Beaver Creek Iron Manufacturing Company.

By Mr. Allison, from the Committee on Charitable Institutions—

3. A bill for the benefit of the Masonic Temple Company of Louisville.

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

4. A bill to amend the several acts in relation to peddlers.

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

The constitutional provision as to the second reading of said bills being dispensed with, the 2d was recommitted to the Committee on Agriculture and Manufactures; the 4th was referred to the joint committee of the two Houses appointed to revise the revenue laws; and the 1st and 3d were ordered to be engrossed and read a third time.

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

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

Mr. Allison, from the Committee on Charitable Institutions, reported

A bill for the benefit of Graham Chapter, No. 80, of Royal Arch Masons.

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

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

This bill being of that class, the consideration of which is prohibited by the 81st rule of the Senate.

Mr. John W. Johnson moved that said rule be repealed.

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

The yeas and nays being required thereon by Messrs. John W. Johnson and Lindsay, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), G. A. C. Holt, E. D. Standiford,
F. M. Allison, John W. Johnson, W. L. Vories,
R. A. Burton, I. T. Martin, Ben. J. Webb,
Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Webb, from the Committee on Agriculture and Manufactures—

An act to incorporate the Ohio Valley White Lead Manufacturing Company, of Louisville.

By same—

An act to charter the Louisville Napthaline Steel Manufacturing Company.

By Mr. Conklin, from the Committee on Finance—

An act for the benefit of J. C. Calhoun, sheriff of McCracken county, and his sureties.

By same—

An act for the benefit of John J. Thomas.

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

An act to amend the charter of the town of Shelbyville, authorizing the trustees thereof to establish a fire department and to purchase a steam fire-engine, and to license and tax carriers of passengers.

By Mr. Bradley, from the Committee on Revised Statutes and Codes of Practice—

An act to repeal an act authorizing county courts to make compensation to county clerks under pension laws.

Ordered, That said bills be read a third time.

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

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

Mr. John W. Johnson, from the Committee on Religion and Morals, 15-s.
to whom had been referred a bill from the House of Representatives, entitled

An act to incorporate the Mutual Aid Association of Improved Order of Red Men, of Louisville and the State of Kentucky,

Reported the same without amendment.

Mr. John W. Johnson then moved to suspend the 81st rule of the Senate temporarily.

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

The yeas and nays being required thereon by Messrs. Jno. W. Johnson and Lindsay, were as follows, viz:

Those who voted in the affirmative, were—

<table>
<thead>
<tr>
<th>Jos. M. Alexander</th>
<th>I. T. Martin</th>
<th>W. L. Vories</th>
</tr>
</thead>
<tbody>
<tr>
<td>R. A. Burton</td>
<td>W. H. Payne</td>
<td>Ben. J. Webb</td>
</tr>
<tr>
<td>J. Q. Chenoweth</td>
<td>K. F. Prichard</td>
<td>I. C. Winfrey</td>
</tr>
<tr>
<td>John W. Johnson</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Those who voted in the negative, were—

<table>
<thead>
<tr>
<th>Mr. Speaker (Leslie)</th>
<th>W. McKe Fox</th>
<th>W. Lindsay</th>
</tr>
</thead>
<tbody>
<tr>
<td>Robert Boyd</td>
<td>Joseph Gardner</td>
<td>A. L. McAffee</td>
</tr>
<tr>
<td>A. K. Bradley</td>
<td>Edwin Hawes</td>
<td>I. A. Spalding</td>
</tr>
<tr>
<td>John G. Carlisle</td>
<td>J. B. Hayden</td>
<td>Oscar Turner</td>
</tr>
<tr>
<td>J. H. Dorman</td>
<td>William Johnson</td>
<td></td>
</tr>
</tbody>
</table>

So said bill was disagreed to.

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

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

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT.}
FRANKFORT, JANUARY 12, 1870.}

Gentlemen of the Senate:

I hereby nominate for your advice and consent the following persons as suitable to be commissioned as notaries public, viz:

H. F. Turner, Henderson county.
L. W. Traiton, Henderson county.
E. R. Moore, Henderson county.
H. S. Park, Henderson county.
Malcolm Yeaman, Henderson county.
S. B. Vance, Henderson county.
James F. Clay, Henderson county.
Wm. M. Munger, Jefferson county.
James W. Osborne, Jefferson county.
Wm. C. Ireland, Boyd county.
Resolved, That the Senate advise and consent to said appointments.

Mr. Alexander presented a communication from Hon. John B. Houston.

Which was taken up and referred to the Committee on Revised Statutes.

Mr. Martin moved the following resolution, viz:

Resolved, That the Committee on Finance be requested to bring in a bill repealing the law inflicting penalty on sheriffs of this Commonwealth for failure to collect and pay in the revenue.

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

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

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

An act for the benefit of M. G. Edmunds.

An act to amend an act, entitled "An act to incorporate the Frankfort Flouring Mill Company," approved March 16th, 1869.

Mr. Lindsay moved the following resolution, viz:

Resolved, That the Committee on the Judiciary be instructed to prepare and report, at as early a day as practicable, a general law for the organization of manufacturing companies, and for the incorporation of churches and all charitable institutions, and that all leaves and bills looking to either of these objects shall, without debate, be referred to said committee, with instructions that the same shall not be reported until said general law shall have been disposed of by the General Assembly.

Mr. Whitaker moved to amend said resolution by substituting in lieu thereof the following:

Resolved, That rule eighty-one of the Senate be referred to the Committee on the Judiciary, with the view of ascertaining and reporting thereon, whether any change is necessary in order to facilitate legislation, and that action on all bills coming in conflict with the provisions of said rule be deferred until such report is made.
And the question being taken on the adoption of said amendment, it was decided in the negative.

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

The Senate, according to order, took up for consideration a bill for the registration of births, marriages, and deaths.

Said bill reads as follows, viz:

§ I. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That a Registrar of births, marriages, and deaths be appointed by the Governor, whose duty it shall be to prepare blanks suitable for the proper carrying out of the provisions of this act, and distribute them to the different counties of the State, for the use of whose duty it may be to collect the facts herein required to be recorded. He shall send with such blanks proper instructions, showing how they are to be filled, so as to give correct returns of the facts desired to be collected.

2. He shall receive from the Auditor of Public Accounts the assessors' books pertaining to births, marriages, and deaths, and make from them tabular statements, showing, in a condensed form, the information herein required to be collected, keeping the statistics of each county separate. He shall add to this report such practical remarks as may seem to be proper, and have fifteen hundred copies printed for general distribution. He shall send to each physician, surgeon, and midwife, who shall make the returns herein required of them, a copy of each annual report, neatly bound, at the expense of the State.

3. He shall have the assessors' books bound by the Public Binder, in volumes of size suitable for reference; the births, marriages, and deaths to be bound separately, and under each head.

4. He shall attach to each volume of births, marriages, and deaths, an index, containing the name of each person contained therein, the whites, blacks, and mulattoes being set down in separate columns respectively, and shall return these volumes to the Auditor of Public Accounts for careful preservation. These books shall be arranged in alphabetical order of counties: Provided, That whenever the clerk of any county court shall send up his copy so that they can not be conveniently examined after having been bound, then, and in that case, the Registrar shall have such books copied in a proper form, at the expense of the clerk who sent them.

5. He may, from time to time, make such alterations in the forms of blanks as experience shall suggest as proper, and require such additional information as he may consider necessary to effect more perfectly the object of this act.

OF ASSESSORS.

§ II. It shall be the duty of assessors, while they are taking the lists of taxable property, to ascertain, and record in lists furnished by the Registrar for that purpose, all the births and deaths which shall have occurred in their respective counties during the twelve months ending
on the thirty-first day of December preceding the time of assessment, together with all items of time, place, etc., herein directed to be inserted in the registries. They shall make strict inquiries of all heads of families, of keepers of hotels, jails, almshouses, and hospitals, the managers of factories, or other public institutions, touching the facts herein required, and shall use the registries of physicians and midwives, in order to obtain and record correctly the information herein required.

2. It shall be lawful for the assessor, when taking the lists of births and deaths of the preceding year, to record any birth or death which may have occurred in former years, or beyond the bounds of this State; but these lists must be entirely separated from those then being regularly taken.

3. He shall return these lists of births, etc., to the clerk of the county court at the time he is now required to return his lists of taxable property. In making these returns, the assessor shall be very careful, in all cases where the number of lists will occupy more than one double page, to have the sheets sewed together in a book before any entries are made, so that there shall be no possibility of having the sheets disarranged in being bound.

OF COUNTY COURT CLERKS.

§ III. The clerk of the county court, in each county of the Commonwealth, shall, before he issues a license authorizing any clergyman or other person to celebrate any marriage, receive from the party applying therefor a certificate, stating the time and place where the marriage is to be solemnized, the name, age, place of birth, parentage of both parties (i.e. whether the parents were born in the United States or in foreign countries); and the condition (i.e. whether single or widowed) of each of the parties to be married.

2. He shall receive from the assessor the list of births and deaths, and copy the same according to the directions of the State Registrar, and send the copy to the Auditor of Public Accounts, along with a list of marriages made out from his certificates, in the form prescribed by the Registrar, or before the first day of July (when the tax lists are due), annually; he shall see that the lists of births and deaths, returned by the assessor, shall be in form proper to be readily understood when bound into volumes.

3. He shall cause the lists of births, of deaths, and of marriages to be securely stitched in pasteboard, in separate volumes, convenient for reference, whenever the number of each shall have accumulated so as to form a properly sized volume, taking care that the different years be placed in regular order as to time. He shall attach to each volume an alphabetical index of each name found therein; he shall carefully preserve at least one copy of each annual report in his office for convenient reference; he shall see that all blanks relating to the registration of births, etc., sent to his office by the Registrar, are properly distributed; and he shall deliver to the assessor, along with the blanks prepared for his use by the Registrar, the certificates of physicians, etc., the better to enable him to make a correct list of births and deaths. Along with his copy of the assessor's book, he
shall send to the Auditor a statement of the name of each physician, surgeon, and midwife, who shall have complied with the duties required of them by this act.

PHYSICIANS, SURGEONS, AND MIDWIVES.

§ IV. It shall be the duty of each physician, surgeon, and midwife, to keep a registry of all births and deaths at which he or she shall have professionally attended, showing, in case of births, the date and place of birth, the color and sex of the child, the name if known; whether it was born alive or dead; the residence and nativity of the parents; the name and surname of the father, and the maiden name and surname of the mother, and the occupation of the father: Provided, That when the child is illegitimate, the name of the supposed father shall not be given: And provided further, That when two or more physicians, surgeons, or midwives may have attended professionally at any birth, that one longest in attendance shall make the registry.

2. And in case of a death, showing the name, age, sex, color, condition (i.e. whether single, married, or widowed), place of birth, residence, and occupation of the deceased, and the cause of death, together with the names and surnames and the nativity of the parents: Provided, That when more than one physician or surgeon shall have been in attendance at the time of death, the registry shall be made by him longest in attendance.

3. The registry of each birth or death shall be filed with the clerk of the county court of the county in which it occurred, on or before the 10th day of January next succeeding.

4. The owner or keeper of every house, jail, penitentiary, factory, almshouse, hospital, steamboat, or other public institution, shall be particular to furnish to the assessor a correct list of every birth or death which may have occurred therein, with all the items herein required.

5. To enable the assessors to collect full and correct information touching these facts, they shall have full power to swear and interrogate any person in their respective counties for this purpose; and it shall be the duty of all persons, with or without oath, when thereto required by the assessor, to give him fully and truly all information in his power touching these facts.

6. The lists of births, marriages, and deaths on file in the clerk's office, as also the copy of those lists furnished to the Auditor of Public Accounts, or a duly certified copy of the record of any birth, marriage or death, from either of them, given and certified by the keeper of such record, shall hereafter be admitted and received in all courts in this Commonwealth as prima facie evidence of such birth, marriage, or death therein recorded or certified: Provided, however, that this section shall not apply to any birth, marriage, or death which may have occurred beyond the bounds of this Commonwealth.

FEES.

§ V. The Registrar shall receive for his services, for superintending the whole subject of registration, and for making the annual report,
the sum of two thousand dollars, to be paid annually upon the completion of the report. The clerks of county courts shall receive the same pay for copying the lists of births, marriages, and deaths, and transmitting them to the Auditor, as they receive for copying and forwarding the lists of taxable property. The assessor shall receive three cents for each list faithfully recorded in the regular discharge of his duty, and three cents for each birth or death which shall have occurred in former years, or in families then residing beyond the limits of the State. This last price shall be paid by the person at whose instance the entry is made.
2. All blanks necessary for the carrying out of this law shall be furnished at the expense of the State.
3. Any person failing to discharge any of the duties required by this act shall, for every such failure, be fined a sum not less than ten or more than twenty dollars, by warrant before a justice of the peace, or by presentment by the grand jury; and it shall be the duty of the judges of all circuit courts to give this act in charge to the grand jury.
4. This law to be in force from and after its passage.

Mr. Conklin moved to amend said bill as follows, viz:
Transpose the words "births and marriages."
Which was adopted.

Amend section 4, line 7, by striking out the words "supposed father," and insert the word "mother," and in the 8th line of same section strike out the word "not," and insert in lieu thereof the word "only."
Which amendments were adopted.

Mr. Wrightson then moved to amend said bill as follows, viz:
In section 1, line 2, after the word Governor, and before the word "whose," in the 3d line, insert the words "by and with the advice and consent of the Senate."
Which was adopted.

Mr. Wrightson also moved to amend said bill as follows, viz:
Second subdivision, line 8, strike out the words "neatly bound."
Which was adopted.

Mr. Conklin moved further to amend the bill as follows, viz:
In section 5, lines 7 and 8, strike out the word "three," and insert the word "five."
And the question being taken thereon, it was decided in the negative.

Mr. W. Johnson then moved to amend said bill as follows, viz:
After the word "annually," section 5, line 3, insert the words, "to be paid out of the State Treasury." Also, after the word "property," in 6th line of same section, insert the words, "to be paid out of the State Treasury." Same section, line 11, after the word "State,"
insert the words, "to be paid out of the State Treasury, except as hereinafter provided."

Which amendments were adopted.

Mr. Conklin then moved to amend said bill as follows, viz:

Section 5, line 2, strike out the words "two thousand," and insert in lieu thereof the words "fifteen hundred."

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

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

Those who voted in the affirmative, were—

Mr. SPEAKER (Leslie), J. H. Dorman, W. Lindsay, J. H. Dorman.
Wm. L. Conklin, J. B. Hayden, I. C. Winfrey—12.

Those who voted in the negative, were—

R. A. Burton, William Johnson, E. D. Standeford.
J. Q. Chenoweth, John W. Johnson, W. L. Vories.
Harrison Cockrill, I. T. Martin, Ben. J. Webb.
W. McKee Fox, K. F. Prichard.

Pending the consideration of the bill, the hour arrived for taking up the regular orders of the day.

Mr. W. Johnson then moved to suspend the rule requiring the taking up of the regular orders of the day.

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

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

Those who voted in the affirmative, were—

Mr. SPEAKER (Leslie), Lyttleton Cooke, W. Lindsay, J. T. Martin.
Robert Boyd, W. McKee Fox, K. F. Prichard.
R. A. Burton, Joseph Gardner, I. A. Spalding.
John G. Carlisle, Edwin Hawes, E. D. Standeford.
J. Q. Chenoweth, J. B. Hayden, W. L. Vories.
Wm. L. Conklin, William Johnson, Thos. Wrightson—27.
G. W. Connor, John W. Johnson.

Those who voted in the negative, were—

A. K. Bradley, Oscar Turner, I. C. Winfrey—3.

Ordered, That said bill, as amended, be engrossed and read a third time.
The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, 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—


Joseph Gardner,

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

An act providing for the registration of marriages, births, and deaths.

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

Resolution providing for an extension of the present session of the General Assembly.

And the question being taken on concurring in the adoption of said resolution, it was decided in the negative, two thirds of all the Senators elected not having voted in favor thereof.

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. Cooke moved to reconsider said vote.
Which motion was simply entered.
Leave was given to bring in the following bills, viz:
On motion of Mr. W. Johnson—
1. A bill to settle the affairs of the old Bank of Kentucky.
On motion of same—
2. A bill requiring opinions of the Court of Appeals to be recorded.
On motion of Mr. Webb—
3. A bill to repeal an act, entitled "An act to authorize county courts to make compensation to clerks for services under the pension laws," passed June 3d, 1865.
On motion of Mr. Boyd—
4. A bill for the benefit of D. W. Murray, late sheriff of Clay county.
On motion of Mr. Payne—
5. A bill to amend an act, entitled "An act amending the law in relation to roads."
On motion of Mr. Conklin—
6. A bill to amend the 7th section of an act to incorporate the town of Litchfield, in Grayson county, approved February 5th, 1865.

Ordered, That the Committee on Banks and Insurance prepare and bring in the 1st; the Committee on Courts of Justice the 2d and 3d; the Committee on Finance the 4th; the Committee on Internal Improvement the 5th; and the Committee on the Revised Statutes the 6th.

Mr. Holt, from the Committee on Enrollments, reported that the committee had examined an enrolled bill, which originated in the Senate, entitled
An act to incorporate the St. Patrick's Benevolent Society, of Cynthiana;
And enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:
An act to change the time of holding the quarterly courts of Wayne county;
An act incorporating the Richmond Deposit Bank;
Resolution fixing time for the election of public officers;
And had found the same truly enrolled.

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

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

And then the Senate adjourned.

THURSDAY, JANUARY 13, 1870.

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

1. An act to amend chapter 68, Revised Statutes, title "Names may be Changed."

2. An act to regulate the jurisdiction of the circuit court of Robertson county.

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

The constitutional provision as to the second reading of said bills being dispensed with, the 1st was referred to the Committee on Revised Statutes, and the 2d was ordered to be read a third time.

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

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

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and resolutions, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of Sam. F. McKee.

An act to incorporate the Louisville Wooden Ware Manufacturing Company.

An act to enable the board of trustees of the town of Danville to borrow money to pay off the indebtedness of said town.
An act authorizing the Washington county court to levy an _ad lorem_ tax of five cents on the one hundred dollars, to pay the indebtedness of said county.

An act authorizing the marking and defining and establishing the line between the counties of Bourbon and Montgomery.

An act to amend an act to incorporate the town of Owingsville, in Bath county, approved March 5th, 1850.

An act to authorize the county court of Fayette county to appoint a treasurer to serve during the term of the presiding judge.

An act to incorporate the Peak's Mill Turnpike Road Company.

Resolution in regard to the Kentucky, Globe, and Hope Insurance Companies.

Resolution to appoint a committee to take into consideration the regulation of the tobacco market in the city of Louisville.

Mr. Alexander presented the petition of sundry citizens of Fleming county, in relation to the Mill Creek turnpike road, in Fleming county.

Which petition was received, the reading dispensed with, and referred to the Committee on Internal Improvement.

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

By Mr. Dorman, from the Committee on Courts of Justice—
1. An act to enable the county court of McLean county to increase its county levy to pay county debts.

By Mr. Conklin, from the Committee on Finance—
2. An act for the benefit of R. E. Millett, late sheriff of Fulton county.

By Mr. Webb, from the Committee on Agriculture and Manufactures—
3. An act to incorporate the Louisville Clothing Company.

By same—

The 3d was referred to the Committee on the Judiciary; the 4th was amended; and, with the 1st and 2d, were ordered to be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Standeford, from the Committee on Internal Improvement, to whom had been referred a bill from the House of Representatives, entitled

An act to incorporate turnpike roads in the county of Pendleton, Reported the same without amendment.

Ordered, That said bill be read a third time.

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

Resolved, That said bill do pass, and that the title be amended to read,

An act to authorize the county court of Pendleton to subscribe for stock in turnpike roads in said county.

Mr. Standeford, from the Committee on Internal Improvement, to whom had been referred a bill from the House of Representatives, entitled

An act authorizing the Governor to appoint surveyor to examine a certain portion of Salt river, and report condition, &c., to next General Assembly,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time.

[For Bill—see Session Acts, 1869–70.]

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 (Leslie), J. H. Dorman, W. H. Payne, K. F. Prichard,
Jos. M. Alexander, W. McKee Fox, I. A. Spalding, E. D. Standeford,
R. A. Burton, Joseph Gardner, A. G. Talbott,
John G. Carlisle, J. B. Hayden, W. L. Vories,
J. Q. Chenoweth, William Johnson, Ben. J. Webb,
Wm. L. Conklin, I. T. Martin,
Lyttleton Cooke, A. L. McAfee,

Those who voted in the negative, were—

F. M. Allison, G. A. C. Holt, A. C. Vallandingham,
Edwin Hawes,

Resolved, That the title of said bill be as aforesaid.
The following bills were reported by the several committees directed to prepare and bring in the same, viz:

By Mr. Whitaker, from the Committee on Banks and Insurance—
A bill to settle the affairs of the old Bank of Kentucky.

By Mr. W. Johnson, from the Committee on Courts of Justice—
A bill requiring opinions of the Court of Appeals to be recorded.

By Mr. Fox, from same committee—
A bill to provide for the payment of interest on debts contracted by the county of Hickman.

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

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

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

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

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

Mr. Gardner read and laid on the table a resolution.

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

Resolved by the Senate, That the Auditor of Public Accounts be directed to furnish information to this General Assembly of the receipts and expenditures of the Penitentiary since 1836.

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

Mr. Martin presented the following report of the commissioners appointed to erect fire-proof offices at the Capital, viz:

To the General Assembly of the Commonwealth of Kentucky:

The undersigned Commissioners, appointed by an act of your honorable body, entitled "An act to provide for the erection of fire-proof offices at the Seat of Government," approved 2d day of February, 1869, respectfully submit the following report:

On the 16th of February, 1869, the first meeting of the Commissioners was held, at which the following named Commissioners were present: Gov. J. W. Stevenson, I. T. Martin, G. W. Craddock, Hugh Rodman, S. I. M. Major, A. W. Dudley, J. Mason Brown, Philip Swigert, and G. W. Anderson; all of whom, except Gov. Stevenson, took the oath prescribed by said act, and entered into bond, with G. B. Macklin and H. I. Todd as sureties, which bond was approved and accepted by the Governor. Dr. Norvin Green afterwards appeared and qualified.

The Commissioners having thus qualified, appointed P. Swigert Secretary. And on the same day it was ordered that notice should
be published in various newspapers for suitable plans for said building, and offering a premium of one thousand dollars for the plan, drawings, and specifications which should be accepted by the Board of Commissioners.

On the 20th of April, 1869, the Board met for the purpose of examining the various plans which had been submitted by the architects, and for the purpose of making a selection from them of the one which, under all the circumstances, would, in the opinion of the Commissioners, best subservie the interests of the State. The competition between architects of acknowledged ability was spirited. Many plans were presented, each possessing more or less merit; and after a careful examination, a majority of the Commissioners decided to accept the plan of Bradshaw, Vogdes & Co.

The Commissioners, by the law under which they were acting, were not permitted to contract for a building costing more than one hundred thousand dollars. In the selection of a plan, therefore, this circumstance exercised a controlling influence over the judgment of the Commissioners. Besides, they were satisfied that it would be very important to the interests of the State, that, in the location and in the erection of the building under consideration, it should be done so as to form a part of a more extensive improvement of the Capitol, in the event that the General Assembly should thereafter deem it advisable to do so.

The building, which is now in course of construction, is intended to constitute the east wing of a more extended edifice; but at the same time, when finished, to be complete within itself, and so arranged as to furnish thoroughly fire-proof offices, and thus secure some of the important archives of the State against the possibility of loss from fire or other casualty. This wing or building is intended to contain suitable offices for the Auditor, Treasurer, the Governor, and his two Secretaries, and also a large and commodious chamber for the Senate. The work was let to the lowest bidders, after having extensively advertised for biddings on the same.

Considerable time was necessarily consumed in procuring a suitable plan and specifications, and contractors to perform the work. The Commissioners used every effort in their power to procure competent and skilled contractors, and the utmost precaution has been used to have the work well and faithfully done. Their purpose was to have the building completed on or before the first day of December, 1869, and they were assured that it could be done.

In their contract with Haly, Mahoney & Co., to whom the greater part of the work was awarded, it was expressly agreed that the building should be finished on or before the first of December, 1869; and if not, it was expressly stipulated that the contractors should pay two hundred dollars per day, as liquidated damages, for every day the building should remain uncompleted after the said first day of December, 1869. It was further agreed that the contractors should be entitled to estimates every fortnight during the progress of the work, and should be paid for work actually done, and materials actually delivered on the ground, less ten per cent., which was to be reserved until the work was fully completed.
The Commissioners have strictly complied with this provision of the contract, paying upon the estimates of their superintendents, Gen. M. L. Clark, from time to time, as they were made, drawing from the Treasury only the money necessary to pay said estimates, and the other expenses connected with the work, as it progressed.

The Commissioners regret to be compelled to report that the contractors, Haly, Mahoney & Co., have failed to complete the building within the time agreed on, and have for the present suspended work altogether on account of the inclemency of the season; but will, no doubt, resume the work when the spring opens. This is as much as they deem necessary to say now upon this subject. The contracts with the several contractors are in writing, and are subject to inspection by your honorable body, or by any committee thereof.

The Commissioners would further state that the building, when completed, as will be seen, will only accommodate a portion of the State officers, and protect only a portion of the archives of the State. The plan which the Commissioners adopted contemplates the erection, on the west side of the present Capitol, a similar building to that on the east, which, if done, would, with the east wing, furnish to all the officers of the State, whose official residence is required to be at the Seat of Government, commodious and safe offices in which to transact their business, and secure their papers and books from casualties of all sorts; and also a suitable chamber for the House of Representatives. No one can for a moment doubt, we suppose, the propriety, not to say the actual necessity, of such a measure. There are but few banks, or even of first-class business houses in the State, that are not as well, if not better, secured against destruction and loss of important papers and records than the State. If the records and papers of the Land Office were to burn up, the evidence of title of every land-owner in the State would be affected; and there is no telling the damage such a casualty might cause to the people of the State. To provide means to prevent such a catastrophe, if necessary, it would be economy for the Legislature to spend millions—much more when only a few thousand dollars will answer the purpose. And what has been said of the importance of preserving the records of the Land Office, applies, though probably in a less degree, to the records and papers of all the other offices.

Our contracts for the building of the eastern wing are within the sum appropriated heretofore; but these contracts do not provide for finishing the Senate Chamber so as to make it ready to be occupied; and besides, whilst the Commissioners used all the precautions in their power to prevent any expenditure beyond the contract price by way of extras, yet in spite of all their precaution on the subject, as the work progressed, the necessity for some alterations and changes, in order to make the building answer the purposes for which it was designed, become so manifest, that they felt compelled to submit to them, which will increase the cost of the building several thousand dollars over the original contract price.

The Commissioners believe, that, with a further appropriation of two hundred thousand dollars, they will be able not only to complete the eastern wing, including the Senate Chamber, but also to
erect a similar building on the west of the Capitol, containing a chamber for the House of Representatives much more roomy and commodious than the one now occupied; and this, they believe, can be done within the present year. Thus the State will secure fire-proof offices for all its records and papers, and suitable chambers for the Senate and House of Representatives, at a cost of but three hundred thousand dollars—not a great deal more than has been expended by some of the counties in the State in building court-houses and clerk's offices.

All of which is respectfully submitted.

J. W. STEVENSON,
G. W. CHADDOCK,
I. T. MARTIN,
H. RODMAN,
G. W. ANDERSON,
S. I. M. MAJOR,
P. SWIGERT,
A. W. DUDLEY,
NORVIN GREEN.

Ordered, That said report be printed, and referred to the Committee on Public Offices.

The Senate took up for consideration the preamble and resolutions heretofore offered by Mr. Talbott, entitled

Preamble and resolutions in relation to the bills recently introduced in the Senate of the United States by Senators Drake and Sumner.

Mr. Chenoweth moved an amendment as a substitute for said preamble and resolutions.

Ordered, That said amendment be printed, and that the original, together with the proposed amendment, be made the special order of the day for Friday, the 21st inst.

Mr. Holt, 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 authorize the city of Louisville to issue bonds to pay off existing liabilities not otherwise provided for;

An act to amend section 11, chapter 71, of the Revised Statutes;

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

An act to incorporate the St. Joseph German Roman Catholic Benevolent Society, of Louisville;

An act authorizing the trustees of the Methodist Episcopal Church, South, of Bowling Green, to sell certain property;

17-s.
An act to repeal an act, entitled "An act to prohibit the sale of spirituous liquors in the town of Monticello, Wayne county, or within two miles of the court-house of said town," approved February 16, 1866, and to revive and re-enact certain sections of an act, entitled "An act to incorporate the town of Monticello," approved February 26th, 1848;

An act declaring certain portions of Rockcastle river and its tributaries navigable streams;

An act to incorporate the Carlisle and Mt. Sterling Turnpike Road Company;

An act to amend the charter of the Richmond and Boonesboro Turnpike Road Company;

An act to charter the Paint Lick and High Point Turnpike Road Company, in Madison county;

An act to incorporate Shelbyville Lodge, No. 273, of the Independent Order of Good Templars;

An act to authorize the county court of Marion county to increase the county tax of said county;

And had found the same truly enrolled.

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

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

And then the Senate adjourned.
JANUARY 13, 1870.

A message was received from the House of Representatives, announcing that they had passed bills of the following titles, viz:
1. An act to incorporate the Lexington City Passenger and Freight Road Company.
2. An act for the benefit of the widows of this Commonwealth.
3. An act to amend article 3, chapter 47, Revised Statutes.
4. An act to incorporate the Simpsonville and Antioch Turnpike Road Company.
5. An act giving county court of Caldwell power to change certain State roads.
6. An act to amend an act, entitled "An act to incorporate the Owensboro and Russellville Railroad Company."
7. An act to amend the charter of the Elizabethtown and Paducah Railroad Company.
8. An act to incorporate the Louisville and Chattanooga Grand Trunk Railroad.
9. An act for the benefit of school district No. 3, in Bracken county.

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

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 6th 7th, and 8th to the Committee on Railroads; the 2d to the Committee on the Judiciary; the 3d to the Committee on Revised Statutes; the 4th to the Committee on Internal Improvement; the 5th to the Committee on Courts of Justice; and the 9th to the Committee on Education.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed an enrolled bill and resolution, which originated in the House of Representatives, of the following titles, viz:

An act to change the time of holding the quarterly court of Wayne county.

Resolution fixing time for the election of public officers.

Mr. Martin moved to reconsider the vote by which the Senate on yesterday had passed a bill, which originated in the House of Representatives, entitled
An act to incorporate turnpike roads in the county of Pendleton. And the question being taken thereon, it was decided in the affirmative.

The question was then taken on dispensing with, and ordering said bill to be read a third time, and it was decided in the affirmative. On motion of Mr. Martin, said bill was then amended.

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

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

Resolved, That said bill do pass, and that the title thereof be amended to read,

An act authorizing the county court of Pendleton county to subscribe for stock in turnpike roads in said county.

The following petition and memorial were presented, viz:

By Mr. Cockrell, the petition of sundry citizens of Owsley, Estill, Wolfe, and Breathitt counties, praying for the formation of a new county out of parts of said counties.

By Mr. Carlisle, the memorial of sundry citizens of Kentucky, in relation to the laws regulating the weight of coal.

Which petition and memorial were received, the reading dispensed with, and referred—the 1st to a select committee, consisting of Messrs. Fox, Gardner, McAfee, Standeford, and Prichard; the 2d to the Committee on the Judiciary.

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

By Mr. Standeford, from the Committee on Internal Improvement—
1. A bill transferring the turnpike roads in Warren county to the county court thereof.

By same—
2. A bill to incorporate the Gleneoe and Poplar Grove Turnpike Road Company.

By same—
3. A bill to amend an act, entitled “An act to incorporate the Mill Creek Turnpike Road Company, in Fleming county.”

By same—
4. A bill to amend an act, entitled “An act amending the law in relation to roads.”

By Mr. Winfrey, from the Committee on Propositions and Grievances—
5. A bill for the benefit of Fleming county.
By Mr. Bradley, from the Committee on Revised Statutes—
6. A bill for the benefit of Tho. M. Dickey, late public guardian
of Barren county.
By same—
7. A bill to amend the 7th section of an act incorporating the town
of Litchfield, approved February 5, 1866.
By same—
8. A bill to provide for the punishment of railroad engineers for
willfully killing or crippling stock.
By Mr. Vallandingham, from the Committee on Claims—
9. A bill for the benefit of Newton Craig.
Which bills were severally read the first time, and ordered to be
read a second time.

The constitutional provision as to the second reading of said bills
being dispensed with, the 8th was ordered to be printed and referred
to the Committee on Railroads; the 9th was ordered to be printed
and made the special order of the day for Saturday, the 22d inst.; the 4th
was recommitted to the Committee on the Judiciary; the 1st was
referred to the Committee on the Sinking Fund; and the 2d, 3d, 5th,
6th, and 7th were ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills
being dispensed with, and the same being engrossed,
Resolved, That said bills do pass, and that the titles thereof be as
aforesaid.

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

By Mr. Standeford, from the Committee on Internal Improvement—
An act to incorporate the Feeses' Mill Turnpike Road Company.
By same—
An act to incorporate the Hopkinsville and Beverley Turnpike
Road Company.
By same—
An act to amend the charter of the Carlisle and Park's Ferry
Turnpike Road Company.
By same—
An act authorizing the Clark county court to levy a tax, &c., to
aid in the erection of a bridge over Stoner creek.
By same—
An act to amend the charter of the Big Stoner and Winchester Turnpike Road Company.

By same—
An act to move a toll-gate on the Franklin County and Crab Orchard Turnpike.

By Mr. Carlisle, from the Committee on the Judiciary—
An act for the benefit of William E. McAfee, of Boyle county.

By Mr. Winfrey, from the Committee on Propositions and Grievances—
An act to amend an act, entitled "An act to prevent trapping, netting, or seining in Grassy Lick or Somerset creeks."

By Mr. Prichard, from the Committee on Railroads—
An act to incorporate the Eastern Kentucky Railway Company.

With amendments to the last named bill, which were concurred in.

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

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

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

Mr. Vallandingham, from the Committee on Claims, to whom had been referred a bill from the House of Representatives, entitled
An act for the benefit of J. E. Hays,
Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

Whereas, Joseph E. Hays, of the county of Russell, by the expenditure of a considerable amount of his own means, ascertained the place to which Wilson L. Jones and Bud Jones, charged with the murder of Lewis Higganbotham, had escaped; and afterwards, as agent of the State of Kentucky, said Hays caused the capture and delivery of the said two Jones' to the jailer of Russell county, at great expense; and whereas, a reward of two hundred and fifty dollars had previously been offered by the Governor for their apprehension, and doubts have arisen with the Auditor whether the said Hays is entitled to said reward; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Auditor be, and he is hereby, directed to draw his warrant upon the Treasurer in favor of said Joseph E. Hays, for two hundred and fifty dollars, to be paid out of any money in the Treasury not otherwise appropriated.

§ 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 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 (Leslie), A. L. McAfee, W. L. Vories,
W. McKee Fox, A. G. Talbut, I. C. Winfrey—8.
G. A. C. Holt, A. C. Vallandingham,

Those who voted in the negative, were—

F. M. Allison, William Johnson, E. D. Standeford,
Wm. L. Conklin, John W. Johnson, Oscar Turner,
G. W. Connor, D. Y. Lyttle, Ben. J. Webb,
J. H. Dorman, I. T. Martin, Emery Whitaker,

So said bill was disagreed to.

Mr. Payne then moved to reconsider the vote by which the Senate had disagreed to said bill.

Which motion was simply entered.

Mr. Carlisle read and laid on the table a joint resolution.

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

Resolved by the General Assembly of the Commonwealth of Kentucky, That seven hundred dollars ($700), of any money in the Treasury not otherwise appropriated, be paid to James P. Harbeson, for his marble bust of Henry Clay; and the Auditor of Public Accounts is hereby ordered to draw his warrant on the Treasurer for that sum in favor of the said James P. Harbeson.

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

Mr. Holt, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to repeal an act authorizing county courts to make compensation to county clerks under pension laws;
An act to incorporate the Moorfield and Union Turnpike Road Company;
An act to incorporate the Benson Turnpike Road Company;
An act for the benefit of the Elkhorn Turnpike Road Company;
An act to regulate the jurisdiction of the circuit court of Robertson county;
And had found the same truly enrolled.
Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

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

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

On motion of Mr. Cooke—
1. A bill to incorporate the Bull's Head Bank and Insurance Company.

On motion of same—
2. A bill to amend an act, entitled "An act to amend the revenue laws."

On motion of Mr. Talbott—
3. A bill to amend an act, entitled "An act to amend the charter of the Shelbyville Railroad Company, and to authorize certain counties to take stock in the same."

On motion of same—
4. A bill for the benefit of the Kentucky Institution for the Education of the Blind.

On motion of Mr. Connor—
5. A bill to incorporate the Louisville, Paris, and Big Sandy Railroad Company.

On motion of Mr. McAfee—

On motion of Mr. Wrightson—
7. A bill to amend the charter of the Cincinnati, Lexington, and East Tennessee Railroad.

On motion of Mr. Standeford—
8. A bill to amend the charter of the Citizens' Bank in Louisville.

On motion of Mr. W. Johnson—

On motion of Mr. Payne—
10. A bill to require railroad companies to keep open the ticket offices for one hour before the departure of trains, where they require tickets before entering the cars.

On motion of Mr. Burton—
11. A bill for the benefit of the town of Mansville, in Taylor county.
On motion of Mr. Prichard—
12. A bill to legalize the action of the Lawrence county court of levy and claims.

On motion of Mr. Burton—

On motion of Mr. Chenoweth—
14. A bill to change and fix the time of holding the civil term of the court of J. C. Ewing, justice of the peace for the sixth district of Mercer county.

On motion of same—
15. A bill for the benefit of W. E. Palmer, of Mercer county.

On motion of same—

On motion of same—
17. A bill in relation to the attorneys-at-law of Mercer being taken as sureties on bail bonds and recognizances.

Ordered, That the Committee on Banks and Insurance prepare and bring in the 1st and 8th; the Committee on Finance the 2d; the Committee on Railroads the 3d, 5th, 7th, and 10th; the Committee on Charitable Institutions the 4th; the Committee on Agriculture and Manufactures the 6th; the Committee on Courts of Justice the 9th and 12th; the Committee on Proposals and Grievances the 11th and 14th; the Committee on Claims the 13th and 15th; and the Committee on the Judiciary the 16th and 17th.

And then the Senate adjourned.

18-s.
SATURDAY, JANUARY 15, 1870.

Mr. Prichard presented the petition of sundry citizens of the State in relation to charges for freight, &c., on the Lexington and Big Sandy Railroad.

Which was read and referred to the Committee on Railroads.

The Speaker laid before the Senate the following response of the Auditor to a resolution of the Senate in relation to the receipts and expenditures of the Penitentiary within the last ten years, viz:

**Office Auditor Public Accounts,**

*Frankfort, Ky., January 15, 1870.*

Hon. P. H. Leslie, Speaker of the Senate:

Sir: In obedience to a resolution adopted in the Senate on the 10th instant, calling on me to furnish that body with the amount of the receipts and expenditures of the Penitentiary within the last ten years, I have the honor to submit herewith a statement giving the information required by said resolution, as far as the books of this Department show it.

With great respect,

Your obedient servant,

D. Howard Smith, Auditor.

**Penitentiary Expenditures, Salaries, &c.**

<table>
<thead>
<tr>
<th>Year</th>
<th>Month</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1860</td>
<td>January 13</td>
<td>Paid to A. P. Williams, Prison Inspector, as part of salary</td>
<td>$33 33</td>
</tr>
<tr>
<td></td>
<td>April 20</td>
<td>Paid to B. F. Duvall, Prison Inspector, as part of salary</td>
<td>$50 00</td>
</tr>
<tr>
<td></td>
<td>May 14</td>
<td>Paid to A. P. Williams, Prison Inspector, as part of salary</td>
<td>$33 33</td>
</tr>
<tr>
<td></td>
<td>June 26</td>
<td>Paid to John W. Shannon, Prison Inspector, as part of salary</td>
<td>$50 00</td>
</tr>
<tr>
<td></td>
<td>September 12</td>
<td>Paid to A. P. Williams, Prison Inspector, as part of salary</td>
<td>$33 33</td>
</tr>
<tr>
<td></td>
<td>September 14</td>
<td>Paid to B. F. Duvall, Prison Inspector, as part of salary</td>
<td>$50 00</td>
</tr>
<tr>
<td></td>
<td>October 16</td>
<td>Paid to John W. Shannon, Prison Inspector, as part of salary</td>
<td>$33 33</td>
</tr>
<tr>
<td></td>
<td>December 12</td>
<td>Paid to B. F. Duvall, Prison Inspector, as part of salary</td>
<td>$25 00</td>
</tr>
<tr>
<td>1861</td>
<td>January 12</td>
<td>Paid to A. P. Williams, Prison Inspector, as part of salary</td>
<td>$33 33</td>
</tr>
<tr>
<td></td>
<td>February 13</td>
<td>Paid to John W. Shannon, Prison Inspector, as part of salary</td>
<td>$33 33</td>
</tr>
</tbody>
</table>

Amount carried forward: $374 99
<table>
<thead>
<tr>
<th>Month</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>March 30</td>
<td>Paid to B. F. Duval, Prison Inspector, as part of salary</td>
<td>$374.98</td>
</tr>
<tr>
<td>May 13</td>
<td>Paid to A. P. Williams, Prison Inspector, as part of salary</td>
<td>25.00</td>
</tr>
<tr>
<td>May 13</td>
<td>Paid to John W. Shannon, Prison Inspector, as part of salary</td>
<td>33.33</td>
</tr>
<tr>
<td>August 13</td>
<td>Paid to John W. Shannon, Prison Inspector, as part of salary</td>
<td>25.00</td>
</tr>
<tr>
<td>September 12</td>
<td>Paid to A. P. Williams, Prison Inspector, as part of salary</td>
<td>25.00</td>
</tr>
<tr>
<td>September 12</td>
<td>Paid to B. F. Duval, Prison Inspector, as part of salary</td>
<td>33.33</td>
</tr>
<tr>
<td>November 19</td>
<td>Paid to John W. Shannon, Prison Inspector; balance salary for 1861</td>
<td>50.00</td>
</tr>
<tr>
<td>1862, January 14</td>
<td>Paid to B. F. Duval, Prison Inspector, as part of salary</td>
<td>25.00</td>
</tr>
<tr>
<td>January 25</td>
<td>Paid to M. D. West, Prison Inspector, as part of salary</td>
<td>25.00</td>
</tr>
<tr>
<td>February 8</td>
<td>Paid to John W. Shannon, Prison Inspector, as part of salary</td>
<td>33.33</td>
</tr>
<tr>
<td>April 25</td>
<td>Paid to M. D. West, Prison Inspector, as part of salary</td>
<td>25.00</td>
</tr>
<tr>
<td>May 27</td>
<td>Paid to B. F. Duval, Prison Inspector, as part of salary</td>
<td>25.00</td>
</tr>
<tr>
<td>June 9</td>
<td>Paid to John W. Shannon, Prison Inspector, as part of salary</td>
<td>33.33</td>
</tr>
<tr>
<td>August 11</td>
<td>Paid to B. F. Duval, Prison Inspector, as part of salary</td>
<td>25.00</td>
</tr>
<tr>
<td>November 3</td>
<td>Paid to M. D. West, Prison Inspector, as part of salary</td>
<td>50.00</td>
</tr>
<tr>
<td>November 3</td>
<td>Paid to John W. Shannon, Prison Inspector, as part of salary</td>
<td>33.33</td>
</tr>
<tr>
<td>November 10</td>
<td>Paid to B. F. Duval, Prison Inspector, balance salary</td>
<td>10.83</td>
</tr>
<tr>
<td>November 25</td>
<td>Paid to Hugh Rodman, Prison Inspector, as part of salary</td>
<td>25.00</td>
</tr>
<tr>
<td>1863, January 13</td>
<td>Paid to M. D. West, Prison Inspector, as part of salary</td>
<td>25.00</td>
</tr>
<tr>
<td>January 16</td>
<td>Paid to Dr. H. Rodman, Prison Inspector, as part of salary</td>
<td>25.00</td>
</tr>
<tr>
<td>March 4</td>
<td>Paid to Newton Craig, for a lot of ground adjoining the Penitentiary, order Commissioners of Sinking Fund</td>
<td>250.00</td>
</tr>
<tr>
<td>March 6</td>
<td>Paid to Whiteside, Cook, and Henning, appraisers of machinery, etc., in Penitentiary, order Commissioners of Sinking Fund</td>
<td>60.00</td>
</tr>
<tr>
<td>March 31</td>
<td>Paid to John W. Shannon, Prison Inspector, as part of salary</td>
<td>40.85</td>
</tr>
<tr>
<td>March 9</td>
<td>Paid to Ed. Reconn, for services as clerk to appraisers as above</td>
<td>20.00</td>
</tr>
<tr>
<td>April 6</td>
<td>Paid to M. D. West, Prison Inspector, as part of salary</td>
<td>18.29</td>
</tr>
<tr>
<td>August 31</td>
<td>Paid to J. H. Garrard, J. S. Hays, and J. M. Mills, for services as Prison Inspectors, as part of order Commissioners of Sinking Fund</td>
<td>200.01</td>
</tr>
<tr>
<td>1864, January 2</td>
<td>Paid to J. H. Garrard, J. S. Hays, and J. M. Mills, for services as Prison Inspectors, per order Commissioners of Sinking Fund</td>
<td>99.99</td>
</tr>
<tr>
<td>May 3</td>
<td>Paid to J. S. Hays, J. H. Garrard, and J. M. Mills, Prison Inspectors; Sinking Fund order of $33 33½ each</td>
<td>100.00</td>
</tr>
<tr>
<td>December 31</td>
<td>Paid to J. H. Garrard, Prison Inspector, as part of salary</td>
<td>66.67</td>
</tr>
<tr>
<td>December 31</td>
<td>Paid to J. S. Hays, Prison Inspector, as part of salary</td>
<td>66.67</td>
</tr>
<tr>
<td>December 31</td>
<td>Paid to J. M. Mills, Prison Inspector, as part of salary</td>
<td>66.67</td>
</tr>
<tr>
<td>1865, July 1</td>
<td>Paid to J. S. Hays, Prison Inspector, as part of salary</td>
<td>50.00</td>
</tr>
<tr>
<td>July 5</td>
<td>Paid to J. M. Mills, Prison Inspector, as part of salary</td>
<td>50.00</td>
</tr>
<tr>
<td>July 14</td>
<td>Paid to J. H. Garrard, Prison Inspector, as part of salary</td>
<td>50.00</td>
</tr>
<tr>
<td>1866, January 10</td>
<td>Paid to J. M. Mills, Prison Inspector, as part of salary</td>
<td>50.00</td>
</tr>
<tr>
<td>January 10</td>
<td>Paid to J. S. Hays, Prison Inspector, as part of salary</td>
<td>50.00</td>
</tr>
<tr>
<td>July 7</td>
<td>Paid to J. M. Mills, Prison Inspector, as part of salary</td>
<td>50.00</td>
</tr>
<tr>
<td>July 7</td>
<td>Paid to J. S. Hays, Prison Inspector, as part of salary</td>
<td>50.00</td>
</tr>
</tbody>
</table>

Amount carried forward .................................................................................................................. $2,274.94
<table>
<thead>
<tr>
<th>Date</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>January 15</td>
<td>Paid to J. S. Hays, Prison Inspector, as part of salary</td>
<td>$50.00</td>
</tr>
<tr>
<td>January 15</td>
<td>Paid to J. M. Mills, Prison Inspector, as part of salary</td>
<td>$50.00</td>
</tr>
<tr>
<td>March 12</td>
<td>Paid to Geo. Ainsley, W. H. Grainger, P. Scott, E. Whitesides, N. C. Cook, and M. A. Gay, as appraisers appointed by the Commissioners of Sinking Fund, $40 each</td>
<td>$240.00</td>
</tr>
<tr>
<td>April 18</td>
<td>Paid to J. S. Hays, Prison Inspector, as part of salary</td>
<td>$20.66</td>
</tr>
<tr>
<td>June 6</td>
<td>Paid to Ed. Keenan and Jack Todd, for services as clerks to appraisers, $40 each</td>
<td>$80.00</td>
</tr>
<tr>
<td>July 5</td>
<td>Paid to J. M. Mills, Prison Inspector, as part of salary</td>
<td>$50.00</td>
</tr>
<tr>
<td>January 9</td>
<td>Paid to J. M. Mills, Prison Inspector, as part of salary</td>
<td>$50.00</td>
</tr>
<tr>
<td>January 9</td>
<td>Paid to G. A. Robertson, Prison Inspector, as part of salary</td>
<td>$70.55</td>
</tr>
<tr>
<td>April 25</td>
<td>Paid to Richard Sharp, Prison Inspector, as part of salary</td>
<td>$50.00</td>
</tr>
<tr>
<td>May 30</td>
<td>Paid to Richard Sharp, Prison Inspector, as part of salary</td>
<td>$50.00</td>
</tr>
<tr>
<td>July 28</td>
<td>Paid to J. M. Mills, Prison Inspector, as part of salary</td>
<td>$50.00</td>
</tr>
<tr>
<td>July 30</td>
<td>Paid to G. A. Robertson, Prison Inspector, as part of salary</td>
<td>$50.00</td>
</tr>
<tr>
<td>September 12</td>
<td>Paid to Richard Sharp, Prison Inspector, as part of salary</td>
<td>$50.00</td>
</tr>
<tr>
<td>January 12</td>
<td>Paid to J. M. Mills, Prison Inspector, as part of salary</td>
<td>$50.00</td>
</tr>
<tr>
<td>February 8</td>
<td>Paid to G. A. Robertson, Prison Inspector, as part of salary</td>
<td>$50.00</td>
</tr>
<tr>
<td>March 31</td>
<td>Paid to Richard Sharp, Prison Inspector, as part of salary</td>
<td>$50.00</td>
</tr>
<tr>
<td>July 16</td>
<td>Paid to J. M. Mills, Prison Inspector, as part of salary</td>
<td>$50.00</td>
</tr>
<tr>
<td>July 31</td>
<td>Paid to G. A. Robertson, Prison Inspector, as part of salary</td>
<td>$50.00</td>
</tr>
<tr>
<td>October 8</td>
<td>Paid to Richard Sharp, Prison Inspector, as part of salary</td>
<td>$50.00</td>
</tr>
</tbody>
</table>

**Amount brought forward** $2,274.94

**Amount forwards** $3,444.05

**PENITENTIARY APPROPRIATION, DECEMBER SESSION, 1859.**

- For rebuilding city cistern: $125.00
- For erection of a new hemp-house and work-shops and heating apparatus: $25,000.00
- For repairing and re-roofing the west work-shop: $2,206.33
- For enlarging dining-room and building new kitchen: $680.00
- For raising walls and re-roofing cell-house and constructing eighty-four additional cells: $15,837.00
- For the purchase of ground for graveyard, and inclosing same: $800.00

Approved 9th March, 1867:

- For addition to cell-house: $52,071.49
- For improvements and alteration in hemp work-shop: $36,181.37
- For new hospital: $15,692.67
- For alteration and improvement in guard-room: $2,851.23
- For three new cisterns: $1,745.00

Approved 7th March, 1868:

- For erection of one hundred and eight (108) new cells: $21,400.00
- For rebuilding, in part, office: $500.00

**Attest:**

D. Howard Smith, Auditor.
### State of Kentucky,  
*In account with Kentucky Penitentiary:*

#### Debit.

<table>
<thead>
<tr>
<th>Date</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1861</td>
<td>To interest on loan to J. W. South, Keeper of Penitentiary, from 1st March, 1859, to 1st March, 1861</td>
<td>$1,200.00</td>
</tr>
<tr>
<td>1861</td>
<td>To machinery, &amp;c., furnished by J. W. South, Keeper of Penitentiary</td>
<td>3,068.40</td>
</tr>
<tr>
<td>1861</td>
<td>To loan to J. W. South, Keeper of Penitentiary, after deducting raw material, &amp;c.</td>
<td>5,146.74</td>
</tr>
<tr>
<td>1861</td>
<td>To raw material, &amp;c., from late Keeper, as per settlement</td>
<td>4,853.26</td>
</tr>
<tr>
<td>1861</td>
<td>To lease of Penitentiary from 1st March, 1859, to 1st March, 1860</td>
<td>12,000.00</td>
</tr>
<tr>
<td>1861</td>
<td>To lease of Penitentiary from 1st March, 1860, to 1st March, 1861</td>
<td>12,000.00</td>
</tr>
<tr>
<td>1862</td>
<td>To interest on loan to J. W. South, Keeper of Penitentiary, of $5000, to 1st March, 1862</td>
<td>33.00</td>
</tr>
<tr>
<td>1862</td>
<td>To same, of $2,668.40, to 1st March, 1862</td>
<td>110.43</td>
</tr>
<tr>
<td>1862</td>
<td>To same, of $10,000, to 1st March, 1862</td>
<td>600.00</td>
</tr>
<tr>
<td>1862</td>
<td>To lease of Penitentiary to 1st March, 1862</td>
<td>6,000.00</td>
</tr>
<tr>
<td>1863</td>
<td>To interest on loan to J. W. South, Keeper, of $12,000, 40, from 1st March, 1862, to 1st March, 1863</td>
<td>784.10</td>
</tr>
<tr>
<td>1863</td>
<td>To lease of Penitentiary from 1st March, 1862, to 1st March, 1863</td>
<td>6,000.00</td>
</tr>
<tr>
<td>1863</td>
<td>To value of machinery, &amp;c., valued to J. W. South when he became Keeper</td>
<td>17,070.60</td>
</tr>
<tr>
<td>1863</td>
<td>Amount value, 272 iron bedsteads</td>
<td>1,185.40</td>
</tr>
<tr>
<td>1864</td>
<td>To loan to H. I. Todd, Keeper, after deducting raw material, &amp;c.</td>
<td>7,136.64</td>
</tr>
<tr>
<td>1864</td>
<td>To raw material, &amp;c., received from Commissioners of Sinking Fund</td>
<td>2,861.36</td>
</tr>
<tr>
<td>1864</td>
<td>To value of machinery, &amp;c., valued to H. I. Todd, when he became Keeper of Penitentiary</td>
<td>18,254.36</td>
</tr>
<tr>
<td>1864</td>
<td>To interest on loan of $10,000 to H. I. Todd, Keeper, to 18th March, 1864</td>
<td>600.00</td>
</tr>
<tr>
<td>1865</td>
<td>To lease of Penitentiary, amount due 18th March, 1864</td>
<td>6,000.00</td>
</tr>
<tr>
<td>1865</td>
<td>To lease of Penitentiary one year, to 18th March, 1863</td>
<td>6,000.00</td>
</tr>
<tr>
<td>1865</td>
<td>To interest on loan of $10,000 to H. I. Todd, Keeper, to 18th March, 1865</td>
<td>600.00</td>
</tr>
<tr>
<td>1867</td>
<td>To loan to H. I. Todd, Keeper, from Sinking Fund</td>
<td>20,000.00</td>
</tr>
<tr>
<td>1867</td>
<td>To this amount, charged through mistake</td>
<td>683.81</td>
</tr>
<tr>
<td>1867</td>
<td>To lease of Penitentiary for two years, from 1st March, 1865, to 1st March, 1867, at $8,000 per year</td>
<td>15,000.00</td>
</tr>
<tr>
<td>1867</td>
<td>To interest on loan of $10,000 to H. I. Todd, Keeper, for two years, from 1st March, 1865, to 1st March, 1867</td>
<td>1,200.00</td>
</tr>
</tbody>
</table>

Amount carried forward: $149,370.10
### JOURNAL OF THE SENATE.

**[Jan. 15.]**

<table>
<thead>
<tr>
<th>Year</th>
<th>Date</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1868</td>
<td>October 10</td>
<td>To value of machinery, fixtures, &amp;c., as per inventory filed</td>
<td>$45,583.17</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Less</td>
<td>9,475.60</td>
</tr>
<tr>
<td></td>
<td>October 10</td>
<td>To raw material received by H. I. Todd, Keeper, as part of loan of $20,000.</td>
<td>$10,000.00</td>
</tr>
<tr>
<td></td>
<td>October 10</td>
<td>To interest on loan of $30,000 to H. I. Todd, Keeper, from 1st March, 1867, to 1st March, 1868</td>
<td>$1,800.00</td>
</tr>
<tr>
<td></td>
<td>October 10</td>
<td>To lease of Penitentiary from 1st March, 1868, to 1st March, 1869.</td>
<td>$6,000.00</td>
</tr>
<tr>
<td></td>
<td>October 10</td>
<td>To interest on loan of $30,000 to H. I. Todd, Keeper, from 1st March, 1868, to 1st March, 1869</td>
<td>$1,800.00</td>
</tr>
<tr>
<td></td>
<td>October 10</td>
<td>To lease of Penitentiary from 1st March, 1868, to 1st March, 1869.</td>
<td>$6,000.00</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Total</td>
<td>$36,118.17</td>
</tr>
<tr>
<td></td>
<td></td>
<td>To balance by present Keeper</td>
<td>$81,718.17</td>
</tr>
</tbody>
</table>

### CREDIT.

<table>
<thead>
<tr>
<th>Year</th>
<th>Date</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1861</td>
<td>October 10</td>
<td>By interest on loan to J. W. South, Keeper, from 1st March, 1860, to 1st March, 1861</td>
<td>$1,200.00</td>
</tr>
<tr>
<td></td>
<td>October 10</td>
<td>By lease of Penitentiary from 1st March, 1860, to 1st March, 1861.</td>
<td>$12,000.00</td>
</tr>
<tr>
<td>1863</td>
<td></td>
<td>By interest on loan to J. W. South, Keeper, to 1st March, 1862.</td>
<td>$748.43</td>
</tr>
<tr>
<td>January 5</td>
<td>By lease of Penitentiary from 1st March, 1861, to 1st March, 1862.</td>
<td>$6,000.00</td>
<td></td>
</tr>
<tr>
<td>March 2</td>
<td>By lease of Penitentiary from 1st March, 1862, to 1st March, 1863.</td>
<td>$6,000.00</td>
<td></td>
</tr>
<tr>
<td>March 30</td>
<td>By value of raw material, machinery, implements of industry, &amp;c., returned by J. W. South, outgoing Keeper of Penitentiary.</td>
<td>$23,075.22</td>
<td></td>
</tr>
<tr>
<td>March 30</td>
<td>By various articles in Penitentiary charged to South, and not charged to Todd—considered useless.</td>
<td>$468.64</td>
<td></td>
</tr>
<tr>
<td>September 4</td>
<td>By amount in full of loan to J. W. South, Keeper, as per settlement of Commissioners of Sinking Fund, March 11th, 1865.</td>
<td>$8,564.64</td>
<td></td>
</tr>
<tr>
<td>1864</td>
<td>March 23</td>
<td>By interest on loan of $10,000 to H. I. Todd, Keeper, to 18th March, 1864.</td>
<td>$600.00</td>
</tr>
<tr>
<td>1865</td>
<td>March 30</td>
<td>By this amount for lease of Penitentiary for two years, ending 1st March, 1865.</td>
<td>$12,000.00</td>
</tr>
<tr>
<td>March 30</td>
<td>By interest on loan of $10,000 to H. I. Todd, Keeper, to 18th March, 1865.</td>
<td>$600.00</td>
<td></td>
</tr>
</tbody>
</table>

**Amount carried forward.** $83,251.93
Amount brought forward.

1867.

<table>
<thead>
<tr>
<th>Month</th>
<th>Event</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>October 10</td>
<td>By raw material returned by H. I. Todd as outgoing Keeper of Penitentiary</td>
<td>$10,000 00</td>
</tr>
<tr>
<td>October 10</td>
<td>By machinery, &amp;c., returned by H. I. Todd as outgoing Keeper of Penitentiary</td>
<td>36,118 17</td>
</tr>
</tbody>
</table>

October 10, By balance | $129,370 10
81,718 17
$211,688 27

Attest:

D. HOWARD SMITH, Auditor.

Mr. Turner moved that said response be printed and referred to the Committee on the Penitentiary.

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

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

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), W. McKee Fox, I. A. Spalding,
Jos. M. Alexander, Edwin Hawes, A. G. Talbott,
A. K. Bradley, G. A. C. Holt, Oscar Turner,
R. A. Burton, John W. Johnson, Emery Whitaker,
J. Q. Chenoweth, W. Lindsay, Thos. Wrightson—17.
J. H. Dorman, W. H. Payne,

Those who voted in the negative, were—

F. M. Allison, J. B. Hayden, A. C. Vallandingham,
Harrison Cockrill, William Johnson, W. L. Vories,
Wm. L. Conklin, D. Y. Lyttle, Ben. J. Webb,
Joseph Gardner,

A message was received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, entitled

1. An act for the benefit of the Mississippi Valley Life Insurance Company.

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

1. An act to incorporate the Kentucky Union Railroad Company.
2. An act to incorporate the Abraham Lincoln Lodge, No. 6, American Protestant Association, of Covington.
3. An act to incorporate the Bluegrass Railroad Company.
4. An act to amend an act, entitled "An act to incorporate the Elizabethtown, Lexington, and Big Sandy Railroad Company."
5. An act to prevent hunting and tippling in and around the Highland Cemetery.

6. An act to raise and provide money to pay off the present indebtedness of Trigg county.

7. An act to amend an act, entitled "An act to appropriate money to clear out and improve the Cumberland river, between the mouths of the South Fork and Rockcastle river."

8. An act for the benefit of J. K. Jenkins, of Tennessee.

9. An act to prohibit the sale or vending of vinous, spirituous, or malt liquors in the town of Blandville, Ballard county.

10. An act to amend an act incorporating the town of Simpsonville.


12. An act for the benefit of the public schools in the city of Louisville.

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

The constitutional provision as to the second reading of said bills being dispensed with, they were referred, except the last mentioned—the 1st, 3d, and 4th to the Committee on Railroads; the 2d to the Committee on the Judiciary; the 5th and 9th to the Committee on Religion and Morals; the 6th and 10th to the Committee on Courts of Justice; the 7th to the Committee on Internal Improvement; the 8th and 11th to the Committee on Finance; and the 12th was ordered to be read a third time.

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

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

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

By Mr. Whitaker, from the Committee on Banks and Insurance—
1. A bill to amend the charter of the Citizens' Bank.

By Mr. W. Johnson, from the Committee on Courts of Justice—
2. A bill for the benefit of Harrison county.

By Mr. Cooke, from the Committee on the Judiciary—
A bill in relation to attorneys-at-law of Mercer county being taken as sureties.
By same—

4. A bill for the benefit of John Gilbert, sr.

By Mr. Alexander, from the Committee on Internal Improvement—

5. A bill to amend the charter of the Hillsboro and Moore's Ferry Turnpike Road.

By Mr. Bradley, from the Committee on Revised Statutes and Codes of Practice—

6. A bill to amend the charter of the town of Madisonville.

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

7. A bill amending the charter of the city of Cynthiana.

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

The constitutional provision as to the second reading of said bills being dispensed with, the 3d was recommitted to the Committee on the Judiciary, and the 1st, 2d, 4th, 5th, 6th, and 7th were ordered to be engrossed and read a third time.

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

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

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

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

1. An act giving county court of Caldwell power to change certain State road.

By same—

2. An act for the benefit of the Estill county court, to allow it to sell and convey poor-house lands, &c.

By Mr. McAfee, from the Committee on Finance—


By Mr. Spalding, from same committee—

4. An act to regulate the revenue laws of Cadiz, Trigg county.

By Mr. Burton, from same committee—

5. An act for the benefit of the late clerks, sheriffs, late jailers, and other civil officers of this Commonwealth having uncollected fee bills.
By Mr. Cooke, from the Committee on the Judiciary—
6. An act to establish the town of Hampton City, and to extend
the incorporate limits of the town of Catlettsburg, so as to include
the same.
By same—
7. An act to authorize the Odd Fellows' Temple Association at
Lexington to issue bonds.
By Mr. Conklin, from same committee—
8. An act to amend an act, entitled "An act to incorporate the
Hopkinsville Hotel Company."
By Mr. Holt, from the Committee on Education—
9. An act for the benefit of school district No. 3, in Bracken county.
By Mr W. Johnson, from the Committee on Courts of Justice—
10. An act to permit Henry county court to subscribe forty thousand
dollars to the Kentucky River Navigation Company.
With amendments to the last named bill.
Which were concurred in.
Ordered, That the 6th of said bills be placed in the orders of the
day, and the 1st, 2d, 3d, 4th, 5th, 7th, 8th, and 9th be read a third
time.
The constitutional provision as to the third reading of said bills
being dispensed with,
Resolved, That said bills do pass, and that the titles thereof be as
aforesaid.
Mr. Allison moved to reconsider the vote by which the Senate on
yesterday passed a bill from the House of Representatives, entitled
An act to incorporate the Hopkinsville and Beverley Turnpike Road
Company.
And the question being taken on reconsidering said vote, it was
decided in the affirmative.
Ordered, That said bill be placed in the orders of the day.
Mr. Cooke, from the Committee on the Judiciary, to whom had
been referred a bill from the House of Representatives, entitled
An act for the benefit of Edmund J. Archer, of Marshall county.
Reported the same, with the expression of opinion that said bill
ought not to pass.
And the question being taken on ordering said bill to be read a
third time, the opinion of the committee to the contrary notwith-
standing, it was decided in the affirmative.
[For bill—see Session Acts present session.]
The yeas and nays being required thereon by Messrs. Cooke and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander, John W. Johnson, Oscar Turner,
A. K. Bradley, W. Lindsay, A. C. Vallandingham,
J. Q. Chenoweth, D. Y. Lyttle, W. L. Vories,
Harrison Cockrill, K. F. Prichard, Ben J. Webb,
Edwin Hawes, I. A. Spalding, I. C. Winfrey,

Those who voted in the negative, were—

Mr. Speaker (Leslie), Lyttleton Cooke, J. B. Hayden,
Wm. L. Conklin, W. McKee Fox,

The third reading of said bill having been dispensed with, Resolved, That said bill do pass, and that the title thereof be as aforesaid.

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

An act to incorporate the St. Patrick's Benevolent Society, of Cynthiana.
An act to authorize the city of Louisville to issue bonds to pay off existing liabilities not otherwise provided for.
An act to amend section 11, chapter 71, of the Revised Statutes.
Leave was given to bring in the following bills, viz:

On motion of Mr. Spalding—
1. A bill to amend an act, entitled "An act to fix the fees of county attorneys," approved February 21st, 1868.
2. A bill to provide for the improvement of the South Fork of Cumberland river.
3. A bill to amend and reduce into one all laws on the subject of peddlers.
4. A bill to amend and reduce into one the several acts in relation to the town of Crab Orchard, in Lincoln county.
5. A bill to define the duties of county court attorneys.
6. A bill to regulate the duties of presiding judges of county courts.
On motion of same—
7. A bill to increase the pay of grand jurors.

On motion of same—
8. A bill to increase the pay of officers of elections.

On motion of Mr. Fox—
9. A bill to provide for the improvement of Rockcastle river from Sublimity to its mouth.

On motion of Mr. Cockrill—
10. A bill to incorporate the town of Fitchburg, in Estill county.

On motion of same—
11. A bill to amend the charter of the Red River Iron Manufacturing Company, approved February 13th, 1866.

Ordered, That the Committee on Finance prepare and bring in the 1st; the Committee on Internal Improvement the 2d, 9th, and 11th; the Committee on the Judiciary the 3d, 5th, 6th, 7th, and 8th; the Committee on Revised Statutes and Codes of Practice the 10th; and that a select committee, consisting of Messrs. Talbott, Payne, Prichard, Fox, and Wm. Johnson, be and are requested to prepare and bring in the 4th.

Mr. Conklin, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act to amend the law concerning master commissioners.

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Mr. Holt, 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 the Mississippi Valley Life Insurance Company;

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

An act for the benefit of J. C. Calhoun, sheriff of McCracken county, and his sureties;

An act for the benefit of R. E. Millett, late sheriff of Fulton county;

An act for the benefit of John J. Thomas;

An act to incorporate the Ohio Valley White Lead Manufacturing Company, of Louisville;
An act to amend the charter of the town of Shelbyville, authorizing the trustees thereof to establish a fire department and to purchase a steam fire-engine, and to license and tax carriers of passengers;

An act authorizing the Governor to appoint surveyor to examine a certain portion of Salt river, and report condition, &c., to next General Assembly;

An act to charter the Louisville Napthaline Steel Manufacturing Company;

An act to enable the county court of McLean county to increase its county levy to pay county debts;

An act to move a toll-gate on the Franklin County and Crab Orchard Turnpike;

And had found the same truly enrolled.

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

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

And then the Senate adjourned.
MONDAY, JANUARY 17, 1870.

A message was received from the House of Representatives, announcing their concurrence in the adoption of a resolution which originated in the Senate, entitled Resolution in relation to General Henry Crist.

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

1. An act to incorporate the Covington and Cincinnati Street Railway Company.
2. An act to amend an act, entitled “An act to incorporate the Lagrange and Shelbyville Turnpike Company.”
3. An act for the benefit of Rowland A. Griggs and William Wallace Combs, trustees in 1867 of school district No. 47, in Madison county.
4. An act to amend an act, entitled “An act to authorize the voters of Bourbon county to vote on a proposition to subscribe stock to certain railroads, and to provide for issuing bonds of said county to pay the same,” approved March 9th, 1869.

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

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 2d to the Committee on Internal Improvement; the 3d to the Committee on Education; and the 4th to the Committee on Railroads.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to repeal an act authorizing county courts to make compensation to county clerks under pension laws.

An act to regulate the jurisdiction of the circuit court of Robertson county.

An act incorporating the Richmond Deposit Bank.

An act to incorporate Shelbyville Lodge, No. 273, of the Independent Order of Good Templars.

An act to charter the Paint Lick and High Point Turnpike Road Company, in Madison county.
An act to incorporate the St. Joseph German Roman Catholic Benevolent Society, of Louisville.
An act authorizing the trustees of the Methodist Episcopal Church, South, of Bowling Green, to sell certain property.
An act to authorize the county court of Marion county to increase the county tax of said county.
An act declaring certain portions of Rockcastle river and its tributaries navigable streams.
An act to amend the charter of the Richmond and Boonesboro Turnpike Road Company.
An act to repeal an act, entitled "An act to prohibit the sale of spirituous liquors in the town of Monticello, Wayne county, or within two miles of the court-house of said town," approved February 16, 1866, and to revive and re-enact certain sections of an act, entitled "An act to incorporate the town of Monticello," approved February 26th, 1848.
An act to incorporate the Carlisle and Mt. Sterling Turnpike Road Company.
An act for the benefit of the Elkhorn Turnpike Road Company.
Mr. Payne presented the petition of J. Pillsbury, praying the passage of an act for his benefit.
Which was received, the reading dispensed with, and referred to the Committee on Propositions and Grievances.
Mr. Alexander offered a resolution in relation to the fees of jailers of this Commonwealth, continuing in force the law relating to same for two years.
Ordered, That said resolution be referred to the Committee on Courts of Justice.
Mr. Whitaker, from the Committee on Banks and Insurance, to whom had been referred
A bill to incorporate the Farmers' Bank of Danville,
Reported the same without amendment.
Ordered, That said bill be engrossed and read a third time.
The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.
Mr. Whitaker then moved to reconsider the vote by which said bill had been passed.
Which motion was simply entered.
Mr. Conklin, from the Committee on Finance, reported
A bill to amend an act to fix the fees of county attorneys, approved
February 21st, 1868.

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 section two of an act, entitled "An act to fix the fees of
county attorneys," approved February 21st, 1868, be so amended as
to strike out the words, "said amount be deducted from the amount
now allowed by law to Commonwealth Attorneys," and to insert in
lieu thereof the following, to-wit: Said amount to be deducted from
the amount of said judgments, and regarded as commissions.

§ 2. That the fees and commissions of Commonwealth Attorneys
shall hereafter be the same as allowed by law prior to the passage of
said act.

§ 3. This act to take effect and be in force from and after its pas-
sage.

Ordered, That said bill be read a second time.

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

Mr. W. Johnson then moved an amendment as a substitute for said
bill, as follows, viz:

Strike out all after the enacting clause and insert, "that an act,
entitled "An act to fix the fees of county attorneys," approved Feb-
ruary 21, 1868, be, and the same is hereby, repealed.

Mr. Prichard then moved to lay said bill and proposed amendment
on the table.

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

The yeas and nays being required thereon by Messrs. W. John-
son and Alexander, were as follows, viz:

Those who voted in the affirmative, were—

Mr. SPEAKER (Leslie), Edwin Hawes, Oscar Turner,
Jos. M. Alexander, William Johnson, W. L. Vories
W. McKee Fox, John W. Johnson, Ben. J. Webb—11.
Joseph Gardner, K. F. Prichard,

Those who voted in the negative, were—

A. K. Bradley, Lyttleton Cooke, D. Y. Lyttle,
R. A. Burton, J. B. Hayden, I. A. Spalding,
Wm. L. Conklin, W. Lindsay, Emery Whittaker—9.

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

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

Gentlemen of the Senate:

I hereby nominate for your advice and consent the following persons as suitable to be commissioned as notaries public, viz:

Clinton McClarty, Jefferson county.
Thomas J. Wood, Jefferson county.
Lyman L. Parks, Jefferson county.
Thomas Lawson, Jefferson county.
Charles Franke, Jefferson county.
Orrin B. Hallam, Kenton county.
J. M. Daniel, Perry county.
W. H. Miller, Graves county.
Wm. L. Porter, Barren county.

Very respectfully,

J. W. STEVENSON.

Resolved, That the Senate advise and consent to said appointments.

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

An act for the benefit of the Mississippi Valley Life Insurance Company.

The Speaker laid before the Senate the following letter, transmitting report of the Keeper of the Penitentiary, viz:

OFFICE OF KENTUCKY PENITENTIARY, 
FRANKFORT, KY., Jan. 17th, 1870.

HON. P. H. LESLIE, Speaker of the Senate:

Dear Sir: Please present to the Senate, over which you have the honor to preside, my report as Keeper of the Kentucky Penitentiary.

Very respectfully,

H. I. TODD,
Keeper Kentucky Penitentiary.

[For Report—see Legislative Document No. 13.]

Ordered, That the Public Printer print the usual number of copies thereof.

Mr. Turner, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act to incorporate the Paducah Furniture Manufacturing Company,

Reported the same with an amendment.

Ordered, That said bill and proposed amendment be recommitted to the Committee on the Judiciary.

19-s.
Mr. Lyttle, from the Committee on Privileges and Elections, reported

A bill to establish an additional voting place at Bewleyville, in the
Union Star district, in Breckinridge county.

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

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

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

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

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

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

Mr. Holt, from the Committee on Enrollments, reported that the
committee had examined enrolled bills, which originated in the House
of Representatives, of the following titles, viz:

An act to incorporate the Eastern Kentucky Railway Company;
An act for the benefit of the public schools in the city of Louisville;
And had found the same truly enrolled.

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

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

Mr. W. Johnson, from the Committee on Courts of Justice, reported

A bill fixing the fees of jailers of this Commonwealth.

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

§ 1. Be it enacted by the General Assembly of the Commonwealth of Ken·
tucky, That hereafter the fees of the jailers of this Commonwealth
shall be as follows, and be paid as now provided by law, viz:
For putting a prisoner in jail, and releasing him. $0.60
For dieting each prisoner, per day, 75
For attending circuit court, per day, 2.00
For attending county and quarterly courts (to be paid out of
the county levy) per day 2.00
For furnishing fuel, lights, etc., to circuit and county courts, a
reasonable compensation, to be allowed by the respective
courts; the former to be paid out of the State Treasury, and
the latter out of the county levy.
For putting each prisoner in irons, besides the cost of the irons, 50
For all other services performed by him, the same fees as sheriffs.
§ 2. This act shall take effect from and after its passage.
Ordered, That said bill be read a second time.
The constitutional provision as to the second reading of said bill
being dispensed with,
Mr. W. Johnson then moved that said bill be placed in the orders
of the day.
And the question being taken thereon, it was decided in the negative.
Mr. Prichard then moved to strike out the words “seventy-five
cents,” the sum allowed for dieting, and insert in lieu thereof the
words “fifty cents.”
Mr. Hayden then moved to amend the amendment proposed by Mr.
Prichard, by substituting the word “sixty” in place of the word
“fifty.”
Mr. W. Johnson then moved a division of the question.
And the question being taken on striking out the words “seventy-
five cents,” it was decided in the affirmative.
The yeas and nays being required thereon by Messrs. Spalding
and Alexander, were as follows, viz:

Those who voted in the affirmative, were—
Mr. Speaker (Leslie), Edwin Hawes, I. A. Spalding,
A. K. Bradley, J. B. Hayden, A. G. Talbott,
R. A. Burton, G. A. C. Holt, Oscar Turner,
Harrison Cockrill, John W. Johnson, A. C. Vallandingham,
Wm. L. Conklin, W. Lindsay, W. L. Vories—17.
Lyttleton Cooke, K. F. Prichard,

Those who voted in the negative, were—
Jos. M. Alexander, Joseph Gardner, Ben. J. Webb,
G. W. Connor, Wm. Johnson, Emery Whitaker—8,
W. Mckee Fox, D. Y. Lyttle,

The question was then taken on filling the blank with the words
“sixty cents,” as proposed by Mr. Hayden.
And the question being taken thereon, it was decided in the affirmative.
The yeas and nays being required thereon by Messrs. Alexander
and Spalding, were as follows, viz:

Those who voted in the affirmative, were—
Jos. M. Alexander, W. Mckee Fox, W. H. Payne,
Harrison Cockrill, Joseph Gardner, I. A. Spalding,
Wm. L. Conklin, J. B. Hayden, W. L. Vories,
G. W. Connor,  William Johnson,  Ben. J. Webb,

Those who voted in the negative, were—
Mr. Speaker (Leslie),  G. A. C. Holt,  A. G. Talbott,
A. K. Bradley,  John W. Johnson,  A. C. Vallandingham,
R. A. Burton,  W. Lindsay,  Oscar Turner—11.
Edwin Hawes,  K. F. Prichard,

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

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

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

At the request of Mr. Turner, he was excused from serving on the committee appointed to visit Louisville to make certain investigations relative to the tobacco market, &c.

Whereupon, Mr. Bradley was appointed in place of Mr. Turner on said committee.

Leave was given to bring in the following bills, viz:
On motion of Mr. Conklin—
1. A bill giving defendants the right to replevy judgments for the sale of property in equitable proceedings.
On motion of Mr. Lindsay—
2. A bill to amend an act, entitled "An act to authorize the appointment of a surveyor of the lands set apart for the officers and soldiers of the Virginia State line.
On motion of same—
3. A bill to amend section 1 of an act, entitled "An act to amend the several laws in relation to peddlers," approved March 4th, 1856.
On motion of Mr. Vallandingham—
4. A bill for the benefit of county court clerks in this Commonwealth.
On motion of Mr. Lyttle—
5. A bill for the benefit of Elijah Cornet, of Perry county.
On motion of Mr. W. Johnson—
6. A bill for the benefit of the Ridge and Jeptha Turnpike Road Company.
On motion of Mr. Fox—
7. A bill for the benefit of W. E. Palmer, of Mercer county.
On motion of Mr. Lyttle—
8. A bill for the benefit of Zachariah Morgan, of Perry county.
On motion of Mr. Connor—
9. A bill to amend the charter of the Sharpsburg and Owingsville Turnpike Road Company.

On motion of Mr. Prichard—
10. A bill to authorize M. B. Goble to erect and keep up a boom across Blair creek at its mouth, in Lawrence county.

On motion of Mr. Cockrill—
11. A bill for the benefit of Oliver Crawford, of Estill county.

Ordered, That the Committee on the Judiciary prepare and bring in the 1st; the Committee on Courts of Justice the 2d and 4th; the Committee on the Revised Statutes and Codes of Practice the 3d; the Committee on Claims the 5th, 7th, and 8th; the Committee on Internal Improvement the 6th and 9th; and the Committee on Propositions and Grievances the 10th and 11th.

And then the Senate adjourned.

TUESDAY, JANUARY 18, 1870.

A message was received from the House of Representatives, announcing that they had concurred in the amendments proposed by the Senate, to bills from the House of Representatives, of the following titles, viz:

An act to incorporate the Eastern Kentucky Railway Company.

An act to permit the Henry county court to subscribe forty thousand dollars to the Kentucky River Navigation Company.

An act to authorize the county court of Pendleton county to subscribe for stock in turnpike roads in said county.

An act to prevent the falling of timber in Highland creek, in Union county.

An act to amend the charter of Uniontown.

An act to amend an act, entitled "An act to incorporate the Mechanics' Co-operative and Building Association of Louisville," approved January 27th, 1868.
That they had passed bills which originated in the Senate of the following titles, viz:

An act for the benefit of the town of Flemingsburg, in Fleming county.
An act for the benefit of the Masonic Temple Company of Louisville.

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

1. An act abolishing the infliction of stripes as a punishment for offenses in this Commonwealth, and substituting other punishment in the place thereof.
2. An act to increase the levy of Logan county.
3. An act for the benefit of John Gibbs, committee of William Gibbs, an idiot, of Breathitt county.
4. An act for the benefit of Thos. Cook, late sheriff of Clay county.
5. An act for the benefit of Clay and Owsley counties.
6. An act to amend the charter of the Foster Turnpike Road Company.
7. An act to authorize the county court of Christian county to establish and keep up a work-house in said county.
8. An act relating to the sale of ardent spirits in Catlettsburg.
10. An act to amend an act, entitled "An act to incorporate Christian Church at Rush Branch, in Lincoln county."
11. An act to authorize the trustees of the Methodist Episcopal Church, South, at Russellville, to sell their old church and the grounds belonging thereto, and apply the proceeds to the payment of a debt created by them in the purchase of a parsonage.
12. An act for the benefit of school districts Nos. 44 and 49, of Kenton county.
13. An act to amend chapter 103, Revised Statutes, title "Weights and Measures."
15. An act for the benefit of Jordan Neal, late sheriff of Estill county, and securities.

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

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 9th to the Com-
mittee on the Judiciary; the 2d and 7th to the Committee on Courts of Justice; the 3d, 4th, 14th, 15th, and 16th to the Committee on Finance; the 5th, 8th, 10th, and 11th to the Committee on Religion and Morals; the 6th to the Committee on Internal Improvement; the 12th to the Committee on Education; and the 13th to the Committee on Revised Statutes.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of John J. Thomas.
An act for the benefit of J. C. Calhoun, sheriff of McCracken county, and his sureties.
An act for the benefit of R. E. Millett, late sheriff of Fulton county.
An act to enable the county court of McLean county to increase its county levy to pay county debts.
An act to move a toll-gate on the Franklin County and Crab Orchard Turnpike.
An act authorizing the Governor to appoint surveyor to examine a certain portion of Salt river, and report condition, &c., to next General Assembly.
An act to amend the charter of the town of Shelbyville, authorizing the trustees thereof to establish a fire department and to purchase a steam fire-engine, and to license and tax carriers of passengers.
An act to incorporate the Benson Turnpike Road Company.
An act to incorporate the Ohio Valley White Lead Manufacturing Company, of Louisville.
An act to charter the Louisville Naphthaline Steel Manufacturing Company.
An act to incorporate the Moorfield and Union Turnpike Road Company.
An act for the benefit of Chas. Harper Craddock, of Henderson county.

The following memorial, petition, and remonstrance were presented, viz:

By Mr. Talbott——

The memorial of sundry citizens of Lincoln county, in relation to
the tolls on the Stanford and Hustonville and Knob Lick turnpike roads, in Lincoln and Boyle counties.

By Mr. Chenoweth—
The petition of W. D. Cummings, asking permission to sue the State for money which is due him by the State.

By Mr. Vories—
The remonstrance of sundry citizens of Shelby county, against the passage of an act authorizing the sale of spirituous liquors in Simpsonville.

Which memorial, petition, and remonstrance were received, the reading dispensed with, and referred—the 1st to the Committee on Internal Improvement; the 2d to the Committee on Claims; and the 3d to the Committee on Courts of Justice.

Mr. Alexander reported a bill to amend an act, entitled "An act to incorporate the town of Owingsville, in Bath county," approved March the 5th, 1850.

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

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

Mr. Cooke moved that said bill be placed in the orders of the day.

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

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

Those who voted in the affirmative, were—

A. K. Bradley, J. B. Hayden, W. L. Vories,
Wm. L. Conklin, John W. Johnson, Ben. J. Webb,
Lyttleton Cooke, W. Lindsay, I. C. Winfrey,
Edwin Hawes, I. A. Spalding,

Those who voted in the negative, were—

Mr. Speaker (Leslie), Harrison Cockrill, K. F. Prichard,
R. A. Burton, A. L. McAfee,

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

By Mr. Burton, from the Committee on Claims—
1. A bill for the benefit of Elijah Cornett, of Perry county.
2. A bill for the benefit of Zachariah Morgan, of Perry county.
By Mr. Standeford, from the Committee on Internal Improvement—
3. A bill to incorporate the Smithfield and Ballardsville Turnpike Road Company.

By Mr. Martin, from the Committee on the Penitentiary—
4. A bill reorganizing the Kentucky Penitentiary.

By Mr. Cooke, from the Committee on Railroads—
5. A bill to incorporate the Brownsville and Glasgow Junction Railroad Company.

By Mr. Gardner, from a select committee—
6. A bill to establish the county of Lee.

By Mr. Talbott, from a select committee—
7. A bill to amend and reduce into one the several acts in relation to the town of Crab Orchard, in Lincoln county.

By Mr. Talbott, from the Committee on Charitable Institutions—
8. A bill for the benefit of Joseph Toombs, of Trimble county.

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

The constitutional provision as to the second reading of said bills being dispensed with, the 4th was made the special order of the day for the 25th inst.; the 5th was recommitted to the Committee on Railroads, with instructions to embody in the bill the several sections referred to therein; the 6th was ordered to be printed, and made the special order of the day for the 20th inst.; and the 1st, 2d, 3d, 7th, and 8th were ordered to be engrossed and read a third time.

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

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

Mr. McAfee, from the Committee on Agriculture and Manufactures, reported

A bill for the protection of livery stable keepers in this Commonwealth.

Which was read the first time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the livery stable keepers in this Commonwealth, who shall hereafter furnish entertainment for, or feed any horse, mule, bull, or bullock, or any other animal at his stable, or any other place of entertainment for such animals, shall have a prior lien for such feeding or entertainment upon any animal so fed by him, until the bill for such entertainment is paid.

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

20-s.
Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,
Mr. Alexander 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. Winfrey and Martin, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), Edwin Hawes, I. T. Martin,
Jos. M. Alexander, G. A. C. Holt, Oscar Turner,
A. K. Bradley, W. Lindsay,
R. A. Burton, D. Y. Lyttle,

Those who voted in the negative, were—

J. Q. Chenoweth, John W. Johnson, A. G. Talbott,
Wm. L. Conklin, A. L. McAfee, W. L. Vories,
J. H. Dorman, K. F. Prichard, Ben. J. Webb,
J. B. Hayden, E. D. Standiford,

Mr. Turner then moved to strike out all after the enacting clause.
And the question being taken thereon, it was decided in the negative.
The yeas and nays being required thereon by Messrs. Martin and Alexander, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), J. H. Dorman, D. Y. Lyttle,
Jos. M. Alexander, Edwin Hawes, I. T. Martin,
Robert Boyd, G. A. C. Holt, Oscar Turner,
A. K. Bradley, W. Lindsay, Thos. Wrightson—12.

Those who voted in the negative, were—

R. A. Burton, J. B. Hayden, I. A. Spalding,
J. Q. Chenoweth, John W. Johnson, E. D. Standiford,
Harrison Cockrill, A. L. McAfee, A. G. Talbott,

Joseph Gardner,

Mr. Spalding then moved to strike out the word "lien."
Mr. Lindsay moved to amend the amendment proposed by Mr. Spalding, by striking out the word "prior" preceding the word "lien."
The amendment proposed by Mr. Lindsay was then accepted by Mr. Spalding.
The question was then taken on the adoption of the amendment as amended, and it was decided in the negative.
On motion of Mr. Prichard, the bill was then recommitted to the Committee on Agriculture and Manufactures.
On motion of Mr. Martin,

Ordered, That the bill for the benefit of Newton Craig be made the special order of the day for Wednesday next, 26th inst.

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

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

1. An act to amend and declare the meaning of an act approved 24th of February, 1868, entitled "An act providing for the organization of a police force for the city of Louisville and Jefferson county."

By Mr. Cooke, from the Committee on Railroads—

2. An act to amend the charter of the Elizabethtown and Paducah Railroad Company.

By same—

3. An act to incorporate the Kentucky Union Railroad Company.

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

4. An act to amend the 8th section of an act to reduce into one the several acts relating to the town of Taylorsville.

With an amendment as a substitute for said last mentioned bill.

Which was adopted.

Ordered, That the 3d of said bills be recommitted, and that the 1st, 2d, and 4th, the last as amended, be read a third time.

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

Resolved, That said bills do pass, and that the titles thereof be as aforesaid, except the last, and that the title of said bill be amended to read,

An act to amend the charter of the town of Taylorsville, in Spencer county.

Mr. Turner, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of John Gulick and others,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Mr. Vorries moved the following resolution, viz:

Resolved, That so much of the Governor's message as relates to a continuation of the Geological Survey of the State, be referred to a select committee of five, to be appointed by the Speaker.
Which was twice read and adopted.
Whereupon, Messrs. Vories, Cockrill, Holt, Prichard, and Conklin
were appointed said committee.
Mr. John W. Johnson moved the following preamble and resolu-
tions, viz:
WHEREAS, The Hon. J. M. Cosby, late Senator elect from the Eighth
District, having departed this life, it is proper that we should pay a
tribute to his memory; therefore, be it
1. Resolved by the Senate of the Commonwealth of Kentucky, That we
receive with sadness the intelligence of the death of Hon. J. M.
Cosby, which occurred on the 29th day of October last, shortly after
his election as Senator from the Eighth District.
2. That it is due to his memory that we should bear public testi-
momy to his worth. In the varied relations of life—as a citizen, phy-
sician, friend, brother, and son—he was esteemed for the many
generous and noble qualities that adorned his character; and in his
death, in the vigor of manhood, society has lost a valued, useful, and
beloved member.
3. That we tender to his bereaved family our sincere sympathy for
this said dispensation of Divine Providence.
4. That these resolutions be spread upon the Journal of the Senate,
and a copy thereof be forwarded to the family of the deceased.
Which resolutions were unanimously adopted.
And then the Senate adjourned.

WEDNESDAY, JANUARY 19, 1870.

A message was received from the House of Representatives, an-
nouncing that they had passed bills, which originated in the Senate,
of the following titles, viz:
An act to amend an act, entitled "An act to incorporate St. James'
Church, Pewee Valley," approved March 3d, 1868.
An act to incorporate the Falls City Bagging Manufacturing Com-
pany.
An act to charter the Leesburg and Silas Meeting-house Turn-
pike Road Company.
An act to incorporate the Lusby's Mills and Harrodsburg Turnpike
Road Company.

An act to incorporate the Farmdale and Bridgeport Turnpike Road Company.

An act to incorporate Union Chapter, No. 54, Royal Arch Masons.

An act to incorporate the Kentucky Bellefonte Iron Company.

An act to settle the affairs of the old Bank of Kentucky.

An act to incorporate the Glencoe and Poplar Grove Turnpike Road Company.

An act to amend an act, entitled "An act to incorporate the Mill Creek Turnpike Road Company, in Fleming county.

An act to amend the charter of the Citizens' Bank.

An act to amend the charter of the Hillsboro and Moore's Ferry Turnpike Road.

An act to exempt certain bank officers from jury and military services.

With an amendment to the last named bill.

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

1. An act to change Mill street, in the town of Milton, Trimble county.

2. An act to incorporate the United States Steam Gauge Company.

3. An act to amend the charter of the city of Covington.

4. An act to amend the charter and enlarge and define the boundary of the town of Bowling Green.

5. An act to incorporate the Louisville Real Estate and Building Association.

6. An act to incorporate the Louisville Orphan Asylum.

7. An act to incorporate the Claysville Male and Female Academy, of Webster county.

8. An act to incorporate Portland Lodge, No. 138, I. O. O. F.

9. An act to incorporate the Butcher's Union, of Louisville.

10. An act to incorporate the St. Louis Mutual Insurance Association, of Louisville.

11. An act to incorporate Marrowbone Lodge, No. 359, of Free and Accepted Masons.


13. An act to amend the charter of St. Catherine's Sienna, in Washington county.


15. An act to amend the charter of the Kentucky Lodge, No. 50, German Order of Harugari.
17. An act to amend an act, entitled "An act to incorporate the Montgomery Masonic Temple Company."
18. An act to incorporate Williamstown Odd Fellows' Hall Company, in the town of Williamstown.
19. An act to amend an act, entitled "An act to amend the charter of the town of Mackville, in Washington county."
20. An act to incorporate the Safe Deposit Company, of Louisville.
21. An act to incorporate the German Real Estate and Building Association, of Louisville.
22. An act to incorporate the Knob Park Company, of Bullitt county.
23. An act to repeal an act, entitled "An act to declare Buffalo creek, in Floyd county, a navigable stream," approved March 11th, 1869.
24. An act to declare Elkhorn creek, in Pike county, a navigable stream.
27. An act to incorporate the Florence and Independence Turnpike Road Company.
28. An act to incorporate the Winchester and Hayden's Creek Turnpike Road Company.
29. An act repealing all acts in relation to the erection of mill-dams on John's creek, in Floyd and Pike counties.
30. An act to incorporate the Southern Banking Company.
31. An act to incorporate the Deposit Bank of Stanford.
32. An act to amend the charter of the Deposit Bank of Midway.
33. An act to repeal the act to provide for the advertisement of sheriff's and marshal's sales in the city of Louisville and Jefferson county.

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

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 33d to the Committee on Courts of Justice; the 2d, 5th, 9th, 21st, and 22d to the Committee on Agriculture and Manufactures; the 3d, 4th, 8th, 15th,
Jan. 19.  JOURNAL OF THE SENATE.

17th, 18th, and 19th to the Committee of the Judiciary; the 6th, 11th,
12th, and 13th to the Committee on Religion and Morals; the 7th to
the Committee on Education; the 10th, 14th, 20th, 30th, 31st, and 32d
to the Committee on Banks and Insurance; the 16th to the Committee
on Privileges and Elections; and the 23d, 24th, 25th, 26th, 27th, 28th,
and 29th to the Committee on Internal Improvement.

The following petitions were presented, viz:

By Mr. Alexander—

The petition of sundry citizens of Carter county, asking the crea-
tion of a new voting district in said county.

By Mr. Lyttle—

The petition of sundry citizens of Harlan county, asking the crea-
tion of a new county.

Which petitions were received, the reading dispensed with, and
referred—the 1st to the Committee on Privileges and Elections, and
the 2d to a select committee, composed of Messrs. Lyttle, Spalding,
Wrightson, Burton, and John W. Johnson.

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

By Mr. Burton, from the Committee on Appropriations—
1. A bill for the benefit of the State Agricultural Society.

By Mr. Conklin, from the Committee on Finance—
2. A bill to amend an act, entitled "An act to amend the revenue
laws."

By Mr. Standeford, from the Committee on Internal Improvement—
3. A bill to incorporate the Ridge and Jeptha Turnpike Road Com-
pany.

By Mr. Turner, from the Committee on the Judiciary—
4. A bill to provide for the organization and regulation of incor-
porated companies, except banking, insurance, and railroad compa-
nies.

By Mr. Carlisle, from same committee—
5. A bill to amend the city charter of Covington.

By Mr. Conklin, from same committee—
6. A bill to fix the time for the election of judges of the Court of
Appeals, and of circuit courts to fill vacancies.

By Mr. Winfrey, from the Committee on Propositions and Griev-
ances—
7. A bill to amend an act incorporating the town of Mannsville, in
Taylor county.
By Mr. Spalding, from the Committee on Banks and Insurance—
8. A bill to incorporate the State Bank of Kentucky.
Which bills were severally read the first time, and ordered to be
read a second time.

The constitutional provision as to the second reading of said bills
being dispensed with, the 1st was made the special order of the day
for Friday, the 21st inst.; the 4th and 6th were ordered to be printed,
and made the special order of the day for Monday, the 24th inst.; and
the 2d, 3d, 5th, 7th, and 8th were ordered to be engrossed and read a
third time.

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

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

Mr. Lyttle, from the Committee on Privileges and Elections, re-
ported
A bill to establish an additional voting precinct in Carter county.
Which was read the first time, and ordered to be read a second
time.

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

Mr. Wrightson then moved to suspend, permanently, the 81st rule
of the Senate, this being of that class precluded from consideration
by said rule.

And the question being taken thereon, it was decided in the nega-
tive.

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

Those who voted in the affirmative, were—
Jos. M. Alexander,    John W. Johnson,    Oscar Turner,
R. A. Burton,         D. Y. Lyttle,        Ben. J. Webb,
Harrison Cockrill,    I. T. Martin,       I. C. Winfrey,

Those who voted in the negative, were—
Mr. SPEAKER (Leslie), J. H. Dorman,    G. A. C. Holt,
Robert Boyd,          Joseph Gardner,     W. Lindsay,
John G. Carlisle,     Edwin Hawes,      A. L. McAfee,
Lyttleton Cooke,

Mr. Alexander then moved a temporary suspension of the 81st rule.
And the question being taken thereon, it was decided in the nega-
tive, two thirds not having voted therefor.
The yeas and nays being required thereon by Messrs. Cooke and Lytle, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander, G. A. C. Holt, A. G. Talbott,
J. Q. Cainaweth, D. Y. Lytle, Oscar Turner,
Harrison Cockril, I. T. Martin, W. L. Vories,
Wm. L. Conklin, I. A. Spalding, Ben. J. Webb,
Edwin Hawes, E. D. Stapeford, I. C. Winfrey—15.

Those who voted in the negative, were—

Mr. Speaker (Leslie), J. H. Darman, W. Lindsay,
R. A. Burton, Joseph Gardner, A. L. McAfee,
Lyttleton Cooke, John W. Johnson,

Said bill was then, in pursuance to a resolution heretofore adopted, referred to the Committee on the Judiciary.

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

By Mr. Conklin, from the Committee on Finance—
An act for the benefit of J. K. Jenkins, of Tennessee.

By Mr. Standeford, from the Committee on Internal Improvement—
An act to amend the charter of Lebanon and Raywick Turnpike Company.

By same—
An act to legalize the transfers of certain shares of stock in the Hustonville and Bradfordsville Turnpike Road Company.

By same—
An act to incorporate the Covington and Cincinnati Street Railway Company.

By same—
An act to amend an act, entitled "An act to incorporate the Lagrange and Shelbyville Turnpike Company."

By Mr. Spalding, from the Committee on Revised Statutes and Codes of Practice—
An act prohibiting the sale of spirituous, vinous, or malt liquors within a mile of Parkersville Male and Female Institute, in Lyon county.

By Mr. Cooke, from the Committee on Railroads—
An act to amend an act, entitled "An act to authorize the voters of Bourbon county to vote on a proposition to subscribe stock to cer-
tain railroads, and to provide for issuing bonds of said county to pay the same," approved March 9th, 1869.

With amendments to the last named bill, which were concurred in.

Ordered, That said bills be read a third time.

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

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

Mr. Spalding, from the Committee on Revised Statutes, to whom had been referred a bill from the House of Representatives, entitled

An act to amend chapter 105, Revised Statutes, title "Weights and Measures;"

Reported the same without amendment.

Ordered, That said bill be recommitted to the Committee on Revised Statutes.

Mr. Standeford, from the Committee on Internal Improvement, to whom had been referred a bill from the House of Representatives, entitled

An act to repeal part of an act, entitled "An act to amend an act, entitled 'An act to incorporate the Concord and Tolfsboro Turnpike Road Company,'" approved February 18th, 1869,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

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

On motion of Mr. Holt—
1. A bill to establish the office of public assignee.

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

On motion of same—
3. A bill for the benefit of Ambrose Portwood, deputy sheriff of Anderson county.

On motion of Mr. Boyd—
4. A bill regulating the time of holding the circuit courts in the 15th judicial district.

On motion of Mr. Hayden—
5. A bill to repeal the charter and reincorporate the town of Park Point, Bullitt county.
On motion of same—
6. A bill to amend the charter of the town of Shepherdsville.
On motion of Mr. Carlisle—
7. A bill to incorporate Hickman Lodge, No. 72, Independent Order of Odd Fellows, at Winchester.
On motion of same—
8. A bill to incorporate the Covington Building Association.
On motion of same—
9. A bill to amend the charter of the town of Winchester.
On motion of Mr. Burton—
10. A bill to amend section 5, chapter 65, Revised Statutes.
On motion of same—
11. A bill for the benefit of common school district No. 7, in Washington county.
On motion of same—
On motion of Mr. Vories—
13. A bill to regulate the manner of submitting questions of taxation and subscriptions to stock in works of internal improvement.
On motion of Mr. Standeford—
On motion of same—
15. A bill for the benefit of H. S. Gaar, of Jefferson county.
On motion of Mr. Gardner—
16. A bill for the benefit of school district No. 32, of Magoffin county.

Ordered, That the Committee on the Judiciary prepare and bring in the 1st, 6th, 7th, 8th, 9th, and 15th; the Committee on Internal Improvement the 2d; the Committee on Claims the 3d and 12th; the Committee on Courts of Justice the 4th, 5th, and 13th; the Committee on Revised Statutes and Codes of Practice the 10th; the Committee on Education the 11th and 16th; and the Committee on Banks and Insurance the 14th.

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

The rule of the Senate being dispensed with, said message was taken up and read as follows, viz:
State of Kentucky, Executive Department.
Frankfort, January 19, 1870.

Gentlemen of the Senate:

I hereby nominate for your advice and consent the following persons as suitable to be commissioned as notaries public, viz.:

Rezin D. Steel, McCracken county.
E. W. Bagley, McCracken county.
L. D. Husbands, McCracken county.
John W. Gregory, Union county.
Fletcher S. Rowland, Nelson county.
Wm. B. Moore, Pulaski county.
Wm. G. Bickett, Marion county.
John Cowan, Boyle county.
Lewis M. Clark, jr., Jefferson county.
R. Gudgell, Bath county.
W. McCluskey, Fulton county.
Robert Kinnard, Garrard county.
David L. Thornton, Woodford county.
George William Curuth, Jefferson county.

Very respectfully,

J. W. Stevenson.

Resolved, That the Senate advise and consent to said appointments.

On motion, leave of absence was granted to Mr. Lindsay until Saturday next.

The Senate took up for reconsideration the motion heretofore made by Mr. Whitaker to reconsider the vote by which the Senate had, on the 17th inst., passed Senate bill, entitled

An act to incorporate the Farmers' Bank of Danville.

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

The Senate took up for consideration a bill, entitled

A bill to amend the 28th chapter of the Revised Statutes.

Mr. Hayden moved an amendment as a substitute therefor.

Mr. Wrightson then moved an amendment to said bill and proposed amendment, by way of substitute for said bill and proposed amendment.

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

Mr. Holt, 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 for the benefit of the Masonic Temple Company of Louisville;

An act for the incorporation of the Farmers' Bank of Danville.
An act for the benefit of the town of Flemingsburg, in Fleming county;

Resolution in relation to General Henry Crist;

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

An act to authorize the county court of Pendleton to subscribe for stock in turnpike roads in said county;

An act to prevent the falling of timber in Highland creek, in Union county;

An act to amend the charter of Uniontown;

An act for the benefit of Edmund J. Archer, of Marshall county;

An act for the benefit of the late clerks, sheriffs, late jailers, and other civil officers of this Commonwealth having uncollected fees;

An act to incorporate the Feeses’ Mill Turnpike Road Company;

An act to amend an act, entitled “An act to incorporate the Mechanics’ Co-operative and Building Association of Louisville,” approved January 27th, 1868;

An act to permit Henry county court to subscribe forty thousand dollars to the Kentucky River Navigation Company;

An act to amend the charter of the Carlisle and Park’s Ferry Turnpike Road Company;

An act authorizing the Clark county court to levy a tax, &c., to aid in the erection of a bridge over Stoner creek;

An act to amend the charter of the Big Stoner and Winchester Turnpike Road Company;

An act to regulate the revenue laws of Cadiz, Trigg county;

An act to amend an act, entitled “An act to prevent trapping, netting, or seining in Grassy Lick or Somerset creeks;”

An act for the benefit of William E. McAfee, of Boyle county;

An act to amend an act, entitled “An act to incorporate the Hopkinsville Hotel Company;”

An act to authorize the Odd Fellows’ Temple Association at Lexington to issue bonds;

An act for the benefit of Robert McConnell, H. C. McConnell, and D. P. Hiter, sureties of Jno. W. Combs, late sheriff of Woodford county;

An act for the benefit of the Estill county court, to allow it to sell and convey poor-house lands, &c.;

An act for the benefit of school district No. 3, in Bracken county;
An act giving county court of Caldwell power to change certain State roads;
And had found the same truly enrolled.
Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.
After a short time, Mr. Holt reported that the committee had performed that duty.
And then the Senate adjourned.

THURSDAY, JANUARY 20, 1870.

A message was received from the House of Representatives, announcing their disagreement to the passage of a bill, which originated in the Senate, entitled
An act changing the location of the State road leading from London, Laurel county, to Booneville, in Owsley county.
That they had passed bills which originated in the Senate of the following titles, viz:
An act in relation to the jurisdiction of county court judges.
An act to change the time of holding the quarterly courts in the county of Hickman.
An act for the benefit of McLean county.
An act to provide for the payment of interest on debts contracted by the county of Hickman.
An act for the benefit of Fleming county.
An act for the benefit of Harrison county.
That they had passed bills of the following titles, viz:
1. An act for the benefit of Robert White, of Hickman county.
2. An act to further regulate the duties of the Jefferson circuit court clerk.
3. An act to authorize the Fulton county court to levy and collect a tax in said county to repair the court-house.
4. An act to amend the charter of the city of Columbus, in Hickman county.
5. An act to extend the corporate limits of the town of Clinton, in Hickman county.
6. An act to increase the civil jurisdiction of the police court of the city of Columbus, in Hickman county.
7. An act for the benefit of Clark county.
8. An act authorizing the Logan county court to build a new courthouse, poor-house, &c.
9. An act for the benefit of Montgomery Lodge, No. 23, Free and Accepted Masons.
10. An act to change the time of holding the monthly session of the Bracken county court.
11. An act to prevent the giving or selling of intoxicating liquors to weak-minded or imbecile persons.
12. An act to authorize the county court of Anderson county to sell and convey the poor-house lands.
13. An act for the benefit of Thomas S. Parsons.
14. An act to authorize the Harrodsburg and Cornishville Turnpike Road Company to establish and locate a gate.
15. An act to increase the compensation of the processioners of land.
16. An act for the benefit of E. B. Caldwell, late sheriff of Lincoln county.

17. An act to empower the Boyd county court to make subscription to the capital stock of the Ashland and Catlettsburg Turnpike Road Company.
18. An act to change the time of holding the August and February terms of Montgomery county court.
19. An act to regulate the holding of the courts of the 8th judicial district of this Commonwealth.

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

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 16th to the Committee on Finance; the 2d, 9th, and 13th to the Committee on the Judiciary; the 3d, 8th, 10th, 11th, 17th, and 19th to the Committee on Courts of Justice; the 4th, 5th, 6th, and 15th to the Committee on Revised Statutes; the 7th, 14th, and 17th to the Committee on Internal Improvement; and the 11th to the Committee on Religion and Morals.
A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of the public schools in the city of Louisville.
An act to incorporate the Eastern Kentucky Railway Company.
Mr. Webb moved to suspend the operations of the 81st rule of the Senate for the present week.
Mr. Wrightson moved to amend the motion made by Mr. Webb, so as to suspend permanently said rule.
And the question being taken on the adoption of the amendment proposed by Mr. Wrightson, it was decided in the affirmative.
The yeas and nays being required thereon by Messrs. Spalding and Chenoweth, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), Edwin Hawes, A. G. Talbott,
R. A. Burton, John W. Johnson, W. L. Vories,
Harrison Cockrell, D. Y. Lyttle, Ben. J. Webb,
Wm. L. Conklin, I. T. Martin, I. C. Winfrey,
Joseph Gardner, E. D. Standiford,

Those who voted in the negative, were—

John G. Carlisle, J. B. Hayden,

The question was then taken on the adoption of the motion made by Mr. Webb, as amended by the proposition made by Mr. Wrightson, and it was decided in the affirmative.
The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Burton, from the Committee on Claims—
1. A bill for the benefit of J. W. Schooling, Commonwealth's Attorney for the 7th judicial district.
By Mr. Chenoweth, from same committee—
2. A bill for the benefit of A. Portwood, of Anderson county.
By Mr. Carlisle, from the Committee on the Judiciary—
By same—
4. A bill to incorporate Hickman Lodge, No. 72, I. O. O. F.
JAN. 20.] JOURNAL OF THE SENATE. 209

By same—
5. A bill to charter the Covington Building Association.

By Mr. Winfrey, from the Committee on Propositions and Grievances—
6. A bill to change and fix the time of holding the civil term of the court of J. C. Ewing, justice of the peace for the sixth district of Mercer county.

By Mr. Martin, from the Committee on Public Offices—
7. A bill to amend an act to provide for the erection of fire-proof offices at the seat of government, approved February 24, 1869.

By Mr. Spalding, from the Committee on Revised Statutes—
8. A bill to amend section 5, chapter 65, volume 2, Revised Statutes, in relation to commissioners to execute deeds under decrees of court.

By Mr. Carlisle, from the Committee on the Judiciary—
9. A bill for the incorporation and regulation of life insurance companies.

By Mr. Winfrey, from the Committee on Propositions and Grievances—
10. A bill to authorize the trustees of the town of Hartford to levy a tax for certain purposes.

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

The constitutional provision as to the second reading of said bills being dispensed with, the 1st was made the special order of the day for Tuesday, the 25th inst.; the 2d was made the special order of the day for Wednesday, the 26th inst.; the 7th was ordered to be printed, and made the special order for Thursday, the 27th inst.; the 9th was ordered to be printed, and referred to the Committee on Banks and Insurance; and the 3d, 4th, 5th, 6th, 8th, and 10th were ordered to be engrossed and read a third time.

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

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

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

22-s.
By Mr. Conklin, from the Committee on Finance—
An act for the benefit of R. F. Bryson, present sheriff of Clinton county.
By same—
An act for the benefit of Thos. Cook, late sheriff of Clay county.
By same—
An act for the benefit of Robert Wells, late sheriff of Bath county.
By Mr. Cockrill, from same committee—
An act for the benefit of Jordan Neal, late sheriff of Estill county, and his securities.
By same—
An act for the benefit of John Gibbs, committee of William Gibbs, an idiot, of Breathitt county.
By Mr. Carlisle, from the Committee on the Judiciary—
An act to amend an act, entitled "An act to amend the charter of the town of Germantown," approved March 9, 1868.
By same—
An act to amend the charter of the city of Covington.
By same—
An act to incorporate Portland Lodge, No. 138, I. O. O. F.
By same—
An act to incorporate the Minnehaha Tribe, No. 10, I. O. R. M.
By same—
An act to amend the charter of the Kentucky Lodge, No. 50, Independent German Order of Harugari.
By Mr. Lyttle, from the Committee on Privileges and Elections—
An act for the benefit of Dixon, in Webster county.
By Mr. Lyttle, from the Committee on Education—
An act for the benefit of school districts Nos. 44 and 49, of Kenton county.

Ordered, That said bills be read a third time.
The constitutional provision as to the third reading of said bills being dispensed with,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

On motion of Mr. Carlisle, a message was sent to the House of Representatives, asking leave to withdraw the announcement of their disagreement to the passage of a bill, which originated in the House of Representatives, entitled
An act for the benefit of John Gulick and others.

After a short time, said bill was handed in at the Clerk's desk.

Mr. Spalding then moved to reconsider the vote by which the Senate had disagreed to the passage of said bill.

Which motion was reconsidered, and the bill referred to the Committee on the Judiciary.

A message was received from the Governor by Mr. Samuels, Assistant Secretary of State, announcing that the Governor had approved and signed certain bills and a resolution, which originated in the Senate, of the following titles, viz:

An act for the benefit of the Masonic Temple Company, of Louisville.

An act for the benefit of the town of Flemingsburg in Fleming county.

Resolution in relation to General Henry Crist.

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

An act to incorporate the State Bank of Kentucky.

The consideration of which motion was postponed until the 21st inst.

Mr. Martin, at half-past 12 o'clock, P. M., moved an adjournment.

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

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

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), J. B. Hayden, I. T. Martin,


J. H. Dorman, D. Y. Lyttle,

Those who voted in the negative, were—

Robert Boyd, Edwin Hawes, A. G. Talbott,

Harrison Cockrill, K. F. Prichard, W. L. Vories,

Wm. L. Conklin, I. A. Spalding, Ben. J. Webb,


Joseph Gardiner,

The Senate, according to order, took up for consideration a bill, entitled

A bill to establish the county of Lee.

Said bill was amended.

Ordered, That said bill, as amended, be engrossed and read a third time.
The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,
Resolved, That said bill do pass, and that the title thereof be as
aforesaid.

Leave was given to bring in the following bills, viz:
On motion of Mr. Martin—
1. A bill increasing the fees of coroners.
On motion of Mr. Dorman—
2. A bill to incorporate the Harrisburg Academy.
On motion of Mr. Prichard—
3. A bill to amend an act approved February 17, 1858, entitled
 "An act providing a general mechanics' lien law for certain cities
 and counties."
On motion of Mr. Vories—
4. A bill to amend the charter of the Shelby and Oldham Turnpike
Road Company.

Ordered, That the Committee on Courts of Justice prepare and
bring in the 1st; the Committee on Education the 2d; the Committee
on the Judiciary the 3d; and the Committee on Internal Improvement
the 4th.

Mr. Connor, 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 Falls City Bagging Manufacturing Com-
pany;
An act to charter the Leesburg and Silas Meeting-house Turn-
pike Road Company;
An act to incorporate the Lusby's Mills and Harrisburg Turnpike
Road Company;
An act to incorporate Union Chapter, No. 54, Royal Arch Masons;
And enrolled bills, which originated in the House of Representa-
tives, of the following titles, viz:
An act to amend and declare the meaning of an act approved
24th of February, 1868, entitled "An act providing for the organiza-
tion of a police force for the city of Louisville and Jefferson county;"
An act to amend the charter of the Elizabethtown and Paducah
Railroad Company;
An act to incorporate the Covington and Cincinnati Street Railway
Company;
And had found the same truly enrolled.
Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

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

And then the Senate adjourned.

FRIDAY, JANUARY 21, 1870.

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

1. An act to incorporate the Laetitia Club, of Louisville.
2. An act to prohibit the sale of intoxicating liquors, &c., in the town of Crab Orchard, or within two miles of said town.
3. An act to change the time of holding the Jessamine county court.
5. An act to amend section 2, article 9, chapter 83, Revised Statutes, title "Revenue and Taxation."
6. An act to amend an act, entitled "An act to amend chapter 47, section 16, title 'Husband and Wife,' Revised Statutes," approved February 14th, 1866.
7. An act to prevent judges from practicing law in certain cases.
8. An act to amend section 2, article 3, chapter 90, Revised Statutes, title "Coroners."
9. An act for the benefit of Mrs. Ella Judge and her husband, Marquis Judge, of Nicholas county.
10. An act to amend an act, entitled "An act to regulate the sale of spirituous liquors."
11. An act to amend subsection 5 of section 1, article 18, of chapter 28, of Revised Statutes.
12. An act to repeal section 14, chapter 67, Revised Statutes, so far as the same applies to Mount Pleasant, in Harlan county.
13. An act to extend the benefits of an act, entitled "An act to amend chapter 84, Revised Statutes, title 'Roads and Passways,'" to the counties of Morgan and Menifee.
15. An act to provide for the election and classification of railroad directors.
16. An act to amend the charter of the Williamsburg, Cumberland River, and Tennessee Railroad.
17. An act to incorporate the Paris, Richmond, and East Tennessee Railroad Company.
18. An act to amend section 103 of Civil Code of Practice.
19. An act to alter and amend the road law in Livingston county.
20. An act for the benefit of W. M. Greenwood, clerk of the city court of Paducah.

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

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 7th, and 9th to the Committee on the Judiciary; the 2d and 10th to the Committee on Religion and Morals; the 3d to the Committee on Courts of Justice; the 4th and 19th to the Committee on Internal Improvement; the 5th, 6th, 8th, 11th, 12th, 13th, and 18th to the Committee on Revised Statutes; the 14th, 15th, 16th, and 17th to the Committee on Railroads; and the 20th to the Committee on Finance.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act giving county court of Caldwell power to change certain State road.
An act to prevent the falling of timber in Highland creek, in Union county.
An act to authorize the county court of Pendleton county to subscribe for stock in turnpike roads in said county.
An act to amend the charter of the Big Stoner and Winchester Turnpike Road Company.
An act to amend the charter of Uniontown.
An act authorizing the Clark county court to levy a tax, &c., to aid in the erection of a bridge over Stoner creek.
An act to regulate the revenue laws of Cadiz, Trigg county.

An act to amend an act, entitled "An act to prevent trapping, netting, or seining in Grass's Lick and Somerset creeks."

An act for the benefit of Edmund J. Archer, of Marshall county.

An act to amend an act, entitled "An act to incorporate the Hopkinsville Hotel Company."

An act for the benefit of school district No. 3, in Bracken county.

An act to permit Henry county court to subscribe forty thousand dollars to the Kentucky River Navigation Company.

An act for the benefit of the Estill county court, to allow it to sell and convey poor-house lands, &c.

An act to amend the charter of the Carlisle and Park's Ferry Turnpike Road Company.

An act for the benefit of the late clerks, sheriffs, late jailers, and other civil officers of this Commonwealth having uncollected fee bills.

An act to incorporate the Feeses' Mill Turnpike Road Company.

An act to authorize the Odd Fellows' Temple Association at Lexington to issue bonds.

Mr. Payne presented the petition of the members of the Bowling Green bar, asking the passage of an act providing for the facilitating of the finding of records in the Warren circuit court.

Which was received, the reading dispensed with, and referred to the Committee on Courts of Justice.

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

1. A bill to incorporate the McLean County Sugar and Manufacturing Company.

By Mr. Spalding, from the Committee on Banks and Insurance—

2. A bill to amend the charter of the Deposit Bank of Eminence.

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

3. A bill to legalize certain proceedings had in the Lawrence county court of levy and claims.

By Mr. Holt, from the Committee on Education—

4. A bill to amend and re-enact an act to authorize school district No. 7, in Washington county, to levy a tax for school purposes.

By Mr. Standeford, from the Committee on Internal Improvement—

5. A bill to amend the laws in relation to the city of Frankfort.
By Mr. Talbott, from the Committee on Charitable Institutions—

6. A bill for the benefit of the blind children and youth of the State of Kentucky.

By Mr. Burton, from the Committee on Claims—

7. A bill for the benefit of Greenville Lackey, of Lawrence county.

By Mr. Spalding, from the Committee on Banks and Insurance—

8. A bill to incorporate the Bull's Head Bank and Insurance Company, of Louisville.

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

9. A bill applying the mechanics' lien law to Lawrence and Magoffin counties.

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

10. A bill for the benefit of Horace S. Gaar, of Jefferson county.

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

The constitutional provision as to the second reading of said bills being dispensed with, the 6th was ordered to be printed, and placed in the orders of the day, and the 1st, 2d, 3d, 4th, 5th, 6th, 7th, 8th, 9th, and 10th were ordered to be engrossed and read a third time.

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

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

Mr. Chenoweth, from the Committee on Claims, reported

A bill for the benefit of W. E. Palmer, of Mercer county.

Which was read the first time as follows, viz:

WHEREAS, W. E. Palmer, collector of the State tax for Mercer county, has paid into the State Treasury the sum of $389.60, on account of the military tax that was levied upon persons in said county, and the number of seven hundred and fifty-seven persons, subject to said tax, enlisted in the United States army, and failed to pay the tax assessed against them, and the collection thereof could not be legally enforced; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the sum of $328.50 be, and the same is hereby, appropriated for the benefit of W. E. Palmer, to be refunded and paid to him out of any money in the State Treasury not otherwise appropriated, and the Auditor is ordered to draw his warrant on the Treasurer for said sum, as above directed.

§ 2. This act shall be a law from and after its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,
Ordered, That said bill be engrossed and read a third time.

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

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

The years and ways being required thereon, in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Robert Boyd, J. B. Hayden, E. D. Standeford, 
R. A. Burton, John W. Johnson, A. G. Talbott, 
Jno. G. Carlisle, D. Y. Lyttle, W. L. Varies, 
J. Q. Chenoweth, I. T. Martin, Ben. J. Webb, 
Harrison Cockrill, W. H. Payne, I. C. Winfrey, 
Lyttleton Cooke, K. P. Prichard, 
Joseph Gardner, I. A. Spalding, 

Those who voted in the negative, were—

Mr. Speaker (Leslie), G. W. Connor, Elwin Hawes, 

Wm. L. Conklin, 

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

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

By Mr. Webb, from the Committee on Agriculture and Manufactures—

An act to incorporate the Knob Park Company, of Bullitt county.

By same—

An act to incorporate the United States Steam Gauge Company.

By Mr. Spalding, from the Committee on Banks and Insurance—

An act to amend the charter of the Deposit Bank of Midway.

By same—

An act to incorporate the Deposit Bank of Stanford.

By same—

An act to incorporate the Southern Banking Company.

By Mr. Dorman, from the Committee on Courts of Justice—

An act authorizing the Logan county court to build a new courthouse, poor-house, &c.

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

An act to raise and provide money to pay off the present indebtedness of Trigg county.

23-s.
By Mr. Lyttle, from the Committee on Education—
An act to incorporate the Claysville Male and Female Academy, of Webster county.

By Mr. Standeford, from the Committee on Internal Improvement—
An act to repeal an act, entitled "An act to declare Buffalo creek, in Floyd county, a navigable stream," approved March 11th, 1869.

By same—
An act to declare Elkhorn creek, in Pike county, a navigable stream.

By same—
An act for the benefit of William Jago, of Muhlenburg county.

By same—
An act to incorporate the Florence and Independence Turnpike Road Company.

By same—
An act to incorporate the Winchester and Hayden's Corner Turnpike Road Company.

By same—
An act repealing all acts in relation to the erection of mill-dams on John's creek, in Floyd and Pike counties.

By Mr. Carlisle, from the Committee on the Judiciary—
An act to incorporate Williamstown Odd Fellows' Hall Company, in the town of Williamstown.

By Mr. Turner, from same committee—
An act to incorporate the German Building Association, No. 1, of Newport.

By Mr. Conklin, from same committee—
An act to incorporate the Barbers' Aid Society, No. 1, of Louisville.

By Mr. Dorman, from the Committee on Courts of Justice—
An act to regulate the holding of the courts of the 8th judicial district of this Commonwealth.

By Mr. Carlisle, from the Committee on the Judiciary—
An act to incorporate the Louisville Clothing Company.

By Mr. Turner, from same committee—
An act to incorporate the Paducah Furniture Manufacturing Company.

By Mr. Conklin, from same committee—
An act to amend an act, entitled "An act to incorporate the Montgomery Masonic Temple Company."
With amendments to the last three named bills, which were concurred in.

Ordered, That said bills be read a third time.

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

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

A message was received from the House of Representatives, announcing that they had passed a bill, entitled

An act to change the time of holding circuit courts in the 13th judicial district.

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

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

Ordered, That said bill be read a third time.

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

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

A message was also received from the House of Representatives, announcing that they had adopted a resolution, entitled

Resolution appropriating money for relief to citizens of Cave City and vicinity.

Which was taken up, and, on motion of Mr. Conklin, was referred to the Committee on Appropriations, with instructions to report thereon to-morrow.

Mr. Stanford, from the Committee on Internal Improvement, to whom had been referred bills from the House of Representatives of the following titles, viz: An act to amend the charter of the Foster Turnpike Road Company; An act to amend an act, entitled "An act for the benefit of the Lexington, Harrodsburg, and Perryville Turnpike Road Company," approved March 5th, 1869; Reported the same, with the expression of opinion that said bills ought not to pass.

And the question being taken on ordering each of said bills to be read a third time, it was decided in the negative.

'So said bills were disagreed to.
Mr. Carlisle, from the Committee on the Judiciary, to whom had been referred a bill, entitled
A bill to establish an additional voting precinct in Carter county,
Reported the same without amendment.
Ordered, That said bill be engrossed and read a third time.
The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.
A message in writing was received from the Governor by Mr. Samuels, Assistant Secretary of State.

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

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT.
FRANKFORT, JANUARY 21, 1870.

Gentlemen of the Senate:
I nominate for your advice and consent Richard Durrett, as one of the Managers of the Western Lunatic Asylum, whose term of service expired on January 1st, 1870.

Very respectfully,
J. W. STEVENSON.

Resolved, That the Senate advise and consent to said appointment.

Mr. Holt, 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 change the time of holding the quarterly courts in the county of Hickman;
An act in relation to the jurisdiction of county court judges;
An act to incorporate the Farmdale and Bridgeport Turnpike Road Company;
An act for the benefit of McLean county;
An act to incorporate the Kentucky Bellefonte Iron Company;
An act to settle the affairs of the old Bank of Kentucky;
An act to amend an act, entitled "An act to incorporate the Mill Creek Turnpike Road Company, in Fleming county;"
An act for the benefit of Fleming county;
An act to amend the charter of the Citizens' Bank;
An act for the benefit of Harrison county;
An act to amend the charter of the Hillsboro and Moore's Ferry Turnpike Road;
And enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend the charter of the town of Taylorsville, in Spencer county;

An act prohibiting the sale of spirituous, vinous, or malt liquors within a mile of Parkersville Male and Female Institute, in Lyon county;

An act to amend the charter of the Lebanon and Raywick Turnpike Company;

An act to legalize the transfers of certain shares of stock in the Hustonville and Bradfordsville Turnpike Road Company;

An act for the benefit of J. K. Jenkins, of Tennessee;

An act to amend an act, entitled "An act to incorporate the Lagrange and Shelbyville Turnpike Company;"

And had found the same truly enrolled.

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

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

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

On motion of Mr. W. Johnson—
1. A bill for the benefit of school district No. 31, in Nelson county.

On motion of same—
2. A bill to incorporate the Nelson County Fire and Marine Insurance Company, of Kentucky.

On motion of Mr. Martin—
3. A bill incorporating Tyler Lodge, No. 164, Free and Accepted Masons.

Ordered, That the Committee on Education prepare and bring in the 1st; the Committee on Banks and Insurance the 2d; and the Committee on Religion and Morals the 3d.

The Senate, according to order, took up for consideration the preamble and resolutions in relation to the bills recently introduced in the Senate of the United States by Senators Drake and Sumner, together with the amendment proposed thereto by Mr. Chenoweth; and after some discussion had thereon, it was

Ordered, That said resolutions and proposed amendment be refer-
red to a select committee, to consist of nine members, one from each Congressional District.

Whereupon, Messrs. Conklin, Turner, Carlisle, McAfee, Lytle, Prichard, Payne, Hayden, and Vories were appointed said committee. And then the Senate adjourned.

SITURDAY, JANUARY 22, 1870.

A message was received from the House of Representatives, announcing that they had concurred in the amendments proposed by the Senate, to bills from the House of Representatives, of the following titles, viz:

An act to amend the charter of the town of Taylorsville, in Spencer county.

An act to amend an act, entitled "An act to authorize the votes of Bourbon county to vote on a proposition to subscribe stock to certain railroads, and to provide for issuing bonds of said county to pay the same," approved March 19th, 1869.

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

An act for the benefit of John Gabbert, sr.
An act to amend the charter of the town of Madisonville.
An act amending the charter of the city of Cynthiana.
An act to amend and reduce into one the several acts in relation to the town of Crab Orchard, in Lincoln county.

That they had passed bills of the following titles, viz:
1. An act in relation to Agent of the Auditor.
2. An act to amend the road laws.
3. An act empowering the county court of Bath county to levy an ad valorem tax to pay for and complete the new court-house in said county.
4. An act for the benefit of John T. Wilson and Jasper S. Wilson, of Mason county.
5. An act to change and define the county lines between the counties of Morgan and Elliott.

6. An act creating the Kentuckian, of Paducah, a legally authorized newspaper.

7. An act in relation to hauling on the turnpike roads in Bourbon county belonging to turnpike road companies in which the Bourbon county court is the owner of stock.

8. An act to amend an act, entitled "An act to repeal the charter and reincorporate the town of Elizabethtown, in Hardin county," approved February 26, 1868.

9. An act to exempt the treasurer and secretary of Cave Hill Cemetery, in Jefferson county, from all jury service.

10. An act to amend an act, entitled "An act to amend an act establishing the county of Josh Bell."

11. An act for the benefit of Elijah C. Hurst, of Woodford county.

12. An act to incorporate the Woodford Cream Cheese Company.


14. An act for the benefit of H. Read, late sheriff of Metcalfe county.

15. An act for the benefit of J. J. Wood, late sheriff of Clinton county, and his sureties.

16. An act to incorporate the Zion Protestant Episcopal Church, of Louisville.

17. An act to incorporate the Kentucky Home for Friendless Women.

18. An act to incorporate the town of Pewee Valley, in Oldham county.

19. An act to amend the charter of the city of Paducah.

20. An act for the benefit of the city of Louisville.

21. An act to prohibit the sale of spirituous liquors in the town of South Carrollton, in Muhlenburg county.

22. An act to incorporate the Pitt's Point Male and Female Academy, of Bullitt county.

23. An act to incorporate Fairfield and Taylorsville Turnpike Company.


25. An act empowering the trustees of the town of Petersburg to levy an estate, personal, and mixed estate, and to legalize purchases heretofore made by said trustees.
Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 13th, 14th, and 15th to the Committee on Finance; the 2d, 4th, 7th, and 23d to the Committee on Internal Improvement; the 3d to the Committee on Courts of Justice; the 5th and 10th to the Committee on Propositions and Grievances; the 6th, 8th, and 20th to the Committee on Revised Statutes; the 9th, 11th, 18th, 19th, and 25th to the Committee on the Judiciary; the 12th to the Committee on Agriculture and Manufactures; the 16th and 21st to the Committee on Religion and Morals; the 17th to the Committee on Charitable Institutions; and the 22d and 24th to the Committee on Education.

Mr. W. Johnson presented the remonstrance of sundry citizens of Simpsonville, in Shelby county, against prohibiting the sale of spirituous liquors in said town.

Which was received, the reading dispensed with, and referred to the Committee on Courts of Justice.

Mr. Talbott presented the memorial of the trustees of the Kentucky Institution for the Education of the Blind.

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

Mr. Webb moved to reconsider the vote by which the Senate on yesterday disagreed to the passage of a bill, which originated in the House of Representatives, entitled

An act to amend an act, entitled "An act for the benefit of the Lexington, Harrodsburg, and Perryville Turnpike Road Company," approved March 5, 1869.

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

Ordered, That said bill be recommitted to the Committee on Internal Improvement.

On motion of Mr. W. Johnson, a message was sent to the House of Representatives, asking leave to withdraw the announcement of their disagreement to the passage of a bill, which originated in the House of Representatives, entitled

An act to make an additional precinct in Shelby county.

After a short time, said bill was handed in at the Clerk's desk.

The bill was then taken up, and the question taken on reconsidering the vote by which said bill had been disagreed to, which was decided in the affirmative.
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.

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

By Mr. W. Johnson, from the Committee on Courts of Justice—
1. A bill to amend section 10, chapter 97, of the Revised Statutes, title “Sureties and Co-obligors.”

By Mr. Carlisle, from the Committee on the Judiciary—
2. A bill to amend and reduce into one the acts in relation to the town of Pitt’s Point.

By same—
3. A bill to further amend the several acts in relation to the town of Winchester.

By same—
4. A bill to regulate the duties of presiding judges of county courts.

By Mr. Spalding, from the Committee on Revised Statutes and Codes of Practice—
5. A bill to amend the McLean county road law.

By Mr. Wrightson, from the Committee on Religion and Morals.
6. A bill to incorporate Taylor Lodge, No. 164, of Free and Accepted Masons.

By Mr. Cooke, from the Committee on Railroads—
7. A bill to amend the charter of the Cincinnati, Lexington, and East Tennessee Railroad Company.

By Mr. Talbott, from a select committee—
8. A bill to amend the charter of the Danville and Hustonville Turnpike Road Company.

By Mr. Gardner, from the Committee on Appropriations—
9. A bill imposing a tax of fifteen cents on the one hundred dollars’ worth of property for common school purposes.

By Mr. Turner, from the Committee on the Judiciary—
10. A bill to amend an act, entitled “An act to repeal an act entitled ‘An act to incorporate the Kentucky Insurance Company,’” approved March 9th, 1868.

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

The constitutional provision as to the second reading of said bills being dispensed with, the 1st was made the special order of the day.
for Thursday, the 27th inst.; the 4th and 10th were ordered to be printed, and placed in the orders of the day; the 9th was referred to the Committee on Education; and the 2d, 3d, 5th, 6th, 7th, and 8th were ordered to be engrossed and read a third time.

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

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

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

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

By Mr. Webb, from the Committee on Agriculture and Manufactures—
An act to incorporate the German Real Estate and Building Association, of Louisville.

By Mr. W. Johnson, from the Committee on Courts of Justice—
An act to increase the levy of Logan county.

By same—
An act to change Mill street, in the town of Milton, Trimble county.

By same—
An act to change the time of holding the Jessamine county court.

By Mr. Boyd, from same committee—
An act to change the time of holding the August and February terms of Montgomery county court.

By same—
An act to authorize the Fulton county court to levy and collect a tax in said county to repair the court-house.

By Mr. Dorman, from same committee—
An act to authorize the county court of Anderson county to sell and convey the poor-house lands.

By Mr. Conklin, from the Committee on Finance—

By same—
An act for the benefit of E. B. Caldwell, late sheriff of Lincoln county.

By Mr. Wrightson, from the Committee on Internal Improvement—
An act to incorporate the Simpsonville and Antioch Turnpike Road Company.
By Mr. Conklin, from the Committee on the Judiciary—
An act for the benefit of Thomas S. Parsons.

By Mr. Cooke, from same committee—
An act to further regulate the duties of the Jefferson circuit court clerk.

By same—
An act for the benefit of Montgomery Lodge, No. 23, Free and Accepted Masons.

By Mr. Spalding, from the Committee on Revised Statutes—
An act to increase the compensation of processioners of land.

By same—
An act to repeal an act, entitled "An act to amend the charter of the town of North Middletown, Bourbon county."

By same—
An act to amend the charter of the city of Columbus, in Hickman county.

By same—
An act to extend the corporate limits of the town of Clinton, in Hickman county.

By Mr. John W. Johnson, from the Committee on Religion and Morals—
An act to amend an act, entitled "An act to incorporate Christian Church at Rush Branch, in Lincoln county."

By same—
An act to prevent the giving or selling of intoxicating liquors to weak-minded or imbecile persons.

By same—
An act to amend the charter of St. Catherine's of Sienna, in Washington county.

By same—
An act to incorporate the Louisville Baptists' Orphans' Home.

By same—
An act to authorize the trustees of the Methodist Episcopal Church, South, at Russellville, to sell their old church and the grounds belonging thereto, and apply the proceeds to the payment of a debt created by them in the purchase of a parsonage.

By Mr. Wrightson, from same committee—
An act to incorporate Marrowbone Lodge, No. 350, of Free and Accepted Masons.
By Mr. Webb, from same committee—
An act to incorporate the Louisville Orphan Asylum.

By Mr. Cooke, from the Committee on the Judiciary—
An act to incorporate the Louisville Real Estate Company.

By Mr. Wrightson, from the Committee on Religion and Morals—
An act to prevent hunting and tippling in and around the Highland Cemetery.

With amendments to the last two named bills, which were concurred in.

Ordered, That said bills be read a third time.

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

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

Mr. Cockrill, from the Committee on Agriculture and Manufactures, to whom had been referred a bill, entitled
A bill to incorporate the Beaver Creek Iron Manufacturing Company,

Reported the same without amendment.

Said bill was then amended.

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

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

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

Mr. Conklin, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled
An act for the benefit of Tho. J. Young, jr., of Bath county,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the affirmative.

The third reading of said bill was then dispensed with.

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.

Mr. Vories, from the Committee on Appropriations, to whom had been referred a resolution from the House of Representatives, in relation to an appropriation to the sufferers of Cave City and vicinity from a recent tornado, reported the same without amendment.
Said resolution reads as follows, viz:

WHEREAS, It has been made known to this General Assembly, that, on the night of the 17th inst., a tornado of extraordinary and terrific violence swept over a portion of the county of Barren, killing and wounding many citizens of this Commonwealth residing in the town of Cave City, and the vicinity thereof, devastating the country to a considerable extent, and destroying property of every kind, whereby a large number of persons were made houseless and entirely destitute of raiment and food, and much suffering was produced; therefore, be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That the sum of five thousand dollars be, and the same hereby, appropriated out of the Public Treasury for the relief of such suffering and destitute persons; that the Auditor of Public Accounts be authorized and required to draw his warrant on the Treasurer in favor of John S. Barlow, H. P. Curd, and A. McCoy, for the aforesaid amount; and they are hereby empowered to receive and expend the same for the purposes aforesaid; and that they report to this General Assembly the manner in which the money was expended.

The question was then taken on concurring in 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:

Mr. Speaker (Leslie), J. H. Dorman, I. A. Spalding,
Robert Boyd, Joseph Gardiner, A. G. Talbott,
R. A. Burton, William Johnson, Oscar Turner,
John G. Carlisle, John W. Johnson, W. L. Vories,
John B. Clarke, W. L. Conklin, E. J. Webb,
Harrison Cockrell, W. H. Payne, Emery Whitaker,
Wm. L. Conklin, D. Y. Lyttle, I. O. Winfrey,

In the negative—none.

Resolved, That the title of said resolution be as reported by the House of Representatives.

Mr. Spalding, from the Committee on Revised Statutes, to whom had been referred a bill from the House of Representatives, entitled

An act to incorporate the town of Three Springs,

Reported the same without amendment.

Ordered, That said bill be placed in the orders of the day.

Mr. Carlisle, from the Committee on the Judiciary, asked to be discharged from the further consideration of leaves to bring in the following bills, viz:

A bill to increase the pay of officers of elections.
A bill to increase the pay of grand jurors.
Which was granted.
Mr. Wrightson, from a select committee, to whom had been referred
a bill from the House of Representatives, entitled
An act exempting additional property from execution, attachment, and distress,
Reported the same, with an amendment as a substitute for said bill.
Ordered, That said bill and proposed amendment be printed, and
placed in the orders of the day.
Mr. Wrightson moved the following resolution, viz:
Resolved, That the Committee on the Judiciary be instructed to pre-
pare and report a bill, at as early a day as practicable, so amending
the laws in relation to the introduction of testimony in our State
courts as to abolish all discriminations on account of race, color, or
previous condition of servitude.
The question was then taken on the adoption of said resolution,
and it was decided in the negative.
The yeas and nays being required thereon by Messrs. Boyd and
Turner, were as follows, viz:
Those who voted in the affirmative, were—
Mr. Speaker (Leslie), J. H. Dorman, I. A. Spalding,
John G. Carlisle, Joseph Gardner, A. G. Talbott,
J. Q. Chenoweth, G. A. C. Holt, Oscar Turner,
John B. Clarke, William Johnson, W. L. Vories,
Harrison Cockrill, John W. Johnson, Ben. J. Webb,
Wm. L. Conklin, W. Lindsay, Emery Whitaker,
Lyttleton Cooke, K. F. Prichard,

Those who voted in the negative, were—

Leave was given to bring in the following bills, viz:
On motion of Mr. Prichard—
1. A bill to amend the revenue laws of the State.
On motion of Mr. Talbott—
2. A bill for the benefit of the Western Lunatic Asylum, at Hop-
kinsville.
On motion of Mr. Carlisle—
3. A bill in relation to the Court of Appeals.
On motion of Mr. Turner—
4. A bill to amend an act, entitled "An act to repeal an act, en-
titled 'An act to incorporate the Kentucky Insurance Company,'" ap-
proved March 9th, 1868.
On motion of Mr. Prichard—
5. A bill to amend section 12, chapter 24, title "Conveyances," of the Revised Statutes.

Ordered, That the Committee on Revised Statutes prepare and bring in the 1st; the Committee on Charitable Institutions the 2d; and the Committee on the Judiciary the 3d, 4th, and 5th.

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

An act to incorporate the Falls City Bagging Manufacturing Company.
An act to incorporate Union Chapter, No. 54, Royal Arch Masons.
An act to incorporate the Farmdale and Bridgeport Turnpike Road Company.
An act to incorporate the Lusby's Mills and Harrisburg Turnpike Road Company.
An act to charter the Leesburg and Silas Meeting-house Turnpike Road Company.
An act to amend the charter of the Citizens' Bank.
An act for the benefit of McLean county.
An act to settle the affairs of the old Bank of Kentucky.
An act to change the time of holding the quarterly courts in the county of Hickman.
An act for the benefit of Harrison county.
An act to amend the charter of the Hillsboro and Moore's Ferry Turnpike Road.
An act in relation to the jurisdiction of county court judges.
An act for the benefit of Fleming county.
An act to amend an act, entitled "An act to incorporate the Mill Creek Turnpike Road Company, in Fleming county."
An act to incorporate the Kentucky Bellefonte Iron Company.

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

Mr. Prichard moved the following resolution, viz:

Whereas, Charges have been made in a prominent newspaper, published in this State, reflecting upon those having the contract for public printing; now, therefore, be it

Resolved, That a special committee of six Senators be appointed, whose duty it shall be to act in conjunction with a similar one on the part of the House of Representatives, to investigate all matters touching the conduct of said Public Printer. They will investigate...
the accounts of the late Printer, Jno. H. Harney, and the connection of S. I. M. Major, if any, with the same as agent, partner, or otherwise, and report the result of their investigation to the Senate at as early a day as practicable.

Which was adopted.

Whereupon, Messrs. Prichard, Gardner, McAfee, Holt, Talbott, and Wrightson were appointed said committee.

A message was received from the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, entitled

An act to amend an act incorporating the town of Simpsonville. Which was granted, and the bill returned.

Mr. Holt, 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 St. James' Church, Pewee Valley," approved March 3d, 1868;

An act to provide for the payment of interest on debts contracted by the county of Hickman;

An act to incorporate the Glencoe and Poplar Grove Turnpike Road Company;

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

An act to amend an act, entitled "An act to amend the charter of the town of Germantown," approved March 9, 1868;

An act to incorporate Minnehaha Tribe, No. 10, I. O. R. M.;

An act for the benefit of John Gibbs, committee of William Gibbs, an idiot, of Breathitt county;

An act for the benefit of Thos. Cook, late sheriff of Clay county;

An act for the benefit of school districts Nos. 44 and 49, of Kenton county;

An act for the benefit of Robert Wells, late sheriff of Bath county;

An act for the benefit of Jordan Neal, late sheriff of Estill county, and his securities;

An act for the benefit of R. F. Bryson, present sheriff of Clinton county;

An act to amend the charter of the city of Covington;

An act to incorporate Portland Lodge, No. 138, I. O. O. F.;

An act to amend the charter of the Kentucky Lodge, No. 50, Independent German Order of Harugari;
An act for the benefit of Dixon, in Webster county;  
An act authorizing the Logan county court to build a new courthouse, poor-house, &c;  
An act to amend an act, entitled "An act to authorize the voters of Bourbon county to vote on a proposition to subscribe stock to certain railroads, and to provide for issuing bonds of said county to pay the same," approved March 9th, 1869;  
And had found the same truly enrolled.  
Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.  
After a short time, Mr. Holt reported that the committee had performed that duty.  
And then the Senate adjourned.

MONDAY, JANUARY 24, 1870.

A message was received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:  
An act to amend an act, entitled "An act to incorporate the Mechanics' Co-operative and Building Association of Louisville," approved January 27th, 1868.  
An act to amend the charter of the Elizabethtown and Paducah Railroad Company.  
An act to incorporate the Covington and Cincinnati Street Railway Company.  
An act to amend the charter of the town of Taylorsville, in Spencer county.  
An act prohibiting the sale of spirituous, vinous, or malt liquors within a mile of Parkersville Male and Female Institute, in Lyon county.  

25-s.
An act for the benefit of J. K. Jenkins, of Tennessee.
An act to amend the charter of the Lebanon and Raywick Turnpike Road Company.
An act to amend an act, entitled "An act to incorporate the Lagrange and Shelbyville Turnpike Road Company."
An act to legalize the transfers of certain shares of stock in the Hustonville and Bradfordsville Turnpike Road Company.
An act to amend and declare the meaning of an act approved 24th of February, 1868, entitled "An act providing for the organization of a police force for the city of Louisville and Jefferson county."

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

On motion of Mr. McAfee—
1. A bill to amend the charter of the city of Lexington.
On motion of Mr. Clarke—
2. A bill to amend the charter of the Brooksville and Rock Spring Turnpike Road Company.
On motion of same—
3. A bill to amend the charter of the Augusta and Dover Turnpike Road Company, in Bracken county.
On motion of same—
4. A bill to amend the charter of the Augusta and Minerva Turnpike Road Company, in Bracken county.
On motion of Mr. McAfee—
5. A bill to amend the charter of the Lexington, Harrodsburg, and Perryville Turnpike Road Company.
On motion of same—
6. A bill to consolidate the Russell Turnpike Road Company with the Centerville and Jacksonville Turnpike Road, in Bourbon county.
On motion of same—
7. A bill authorizing the Commissioners of the Sinking Fund to appoint an agent at Washington to prosecute the claims of the Commonwealth against the Federal Government.

Ordered, That the Committee on Courts of Justice prepare and bring in the 1st; the Committee on Internal Improvement the 2d, 3d, 4th, 5th, and 6th; and the Committee on the Sinking Fund the 7th.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:
By Mr. Webb, from the Committee on Agriculture and Manufactures—
An act to incorporate the Woodford Cream Cheese Company.
By Mr. Whitaker, from the Committee on Courts of Justice—
An act to authorize the county court of Christian county to establish and keep up a work-house in said county.
By Mr. W. Johnson, from same committee—
An act empowering the county court of Bath county to levy an ad valorem tax to pay for and complete the new court-house in said county.
By Mr. Carlisle, from the Committee on the Judiciary—
An act to incorporate the Abraham Lincoln Lodge, No. 6, American Protestant Association, of Covington.
By Mr. Cooke, from same committee—
An act to incorporate the Laetitia Club, of Louisville.
By Mr. Winfrey, from the Committee on Propositions and Grievances—
An act to amend an act, entitled "An act to amend an act establishing the county of Josh Bell."
By same—
An act to change and define the county lines between the counties of Morgan and Elliott.
By Mr. Cooke, from the Committee on the Judiciary—
An act to incorporate the Louisville Real Estate and Building Association.

With an amendment to the last named bill, which was concurred in.
Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid, except the last named, and that the title of said bill be amended to read,
An act to incorporate the Falls City Real Estate and Building Association.

Mr. Carlisle, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled
An act for the benefit of Elijah C. Hurst, of Woodford county.
Reported the same, with the expression of opinion that said bill ought not to pass.
And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

A motion was made to reconsider said vote, which was disagreed to.

On motion of Mr. Carlisle, a message was sent to the House of Representatives, asking leave to withdraw the announcement of the disagreement of the Senate to the passage of a bill, which originated in the House of Representatives, entitled An act to amend the charter of the Foster Turnpike Road Company.

After a short time, said bill was handed in at the Clerk's desk.

Said bill was then taken up, and the vote disagreeing to the passage of the same was reconsidered.

Ordered, That said bill be placed in the orders of the day.

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

By Mr. Cockrill, from the Committee on Agriculture and Manufactures—

A bill to amend an act, entitled "An act to incorporate the Red River Iron Manufacturing Company."

By Mr. Dorman, from the Committee on Courts of Justice—

A bill to facilitate the finding of records in the Warren circuit and county courts.

By Mr. Boyd, from same committee—

A bill regulating the time of holding the circuit courts in the 15th judicial district.

By Mr. W. Johnson, from same committee—

A bill to amend the charter of the city of Lexington.

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

A bill to incorporate the Kentucky State Dental Association.

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

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

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

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

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.
A message in writing was received from the Governor by Mr. Samuels, Assistant Secretary of State.

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

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT.
FRANKFORT, JANUARY 24, 1870.

Gentlemen of the Senate:
I hereby nominate for your advice and consent the following persons as suitable to be commissioned as notaries public, viz:

Robert J. Elliott, Jefferson county.
A. M. Gazley, Jefferson county.
Harvey Yeaman, Jefferson county.
O. F. Miner, Jefferson county.
Z. Gibbons, Fayette county.
D. G. Falconer, Fayette county.
W. Read Twymann, Woodford county.
B. W. Dunn, Lincoln county.
Elijah Arnold, Owen county.
Richard J. Littlepage, Hopkins county.

Very respectfully,
J. W. STEVENSON.

Resolved, That the Senate advise and consent to said appointments.

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

An act to provide for the payment of interest on debts contracted by the county of Hickman.
An act to amend an act, entitled "An act to incorporate St. James’ Church, Pewee Valley," approved March 31, 1868.
An act to incorporate the Glencoe and Poplar Grove Turnpike Road Company.

The Senate took up for consideration the motion heretofore made by Mr. Payne to reconsider the vote by which the Senate had disagreed to the passage of a bill, which originated in the House of Representatives, entitled

An act for the benefit of Joseph E. Hays.

And the question being taken on reconsidering said vote, it was decided in the negative.

The Senate, according to order, took up for consideration a bill, entitled
A bill to provide for the organization and regulation of incorporated companies, except banking, insurance, and railroad companies.

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

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

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

The Senate took up for consideration a bill, entitled
A bill for the benefit of the State Agricultural Society.

Ordered, That said bill be referred to the Committee on Appropriations, with instructions to report the same to the Senate on to-morrow, the 25th inst.

The Senate took up for consideration the amendment proposed by the House of Representatives to a bill from the Senate, entitled
An act to exempt certain bank officers from jury and military services.

Which was twice read and concurred in.

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

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

Mr. Holt, 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 John Gilbert, sr.;
An act to amend the charter of the town of Madisonville;
An act amending the charter of the city of Cynthiana;
An act to amend the charter of the city of Lexington;
And enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the German Building Association, No. 1, of Newport;
An act to incorporate the Barbers' Aid Society, No. 1, of Louisville;
An act to raise and provide money to pay off the present indebtedness of Trigg county;
An act to incorporate the United States Steam Gauge Company;
An act to incorporate the Claysville Male and Female Academy, of Webster county;
An act to incorporate Williamstown Odd Fellows' Hall Company, in the town of Williamstown;
An act to incorporate the Knob Park Company, of Bullitt county;
An act for the benefit of William Jago, of Muhlenburg county;
An act to incorporate the Winchester and Hayden's Corner Turnpike Road Company;
An act repealing all acts in relation to the erection of mill-dams on John's creek, in Floyd and Pike counties;
Resolution appropriating money for relief to citizens of Cave City and vicinity;
And had found the same truly enrolled.
Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.
After a short time, Mr. Holt reported that the committee had performed that duty.
And then the Senate adjourned.
TUESDAY, JANUARY 25, 1870.

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

An act to amend the charter of the Deposit Bank of Eminence.
An act to regulate the time of holding the circuit courts in the 15th judicial district.

That they had passed bills and adopted a resolution of the following titles, viz:

1. An act for the benefit of widows and infant children of deceased persons.
2. An act to incorporate the town of Bell Point, in Franklin county.
3. An act for the benefit of the North Middletown and Cane Ridge Turnpike Road Company.
4. An act to charter the Versailles and Crawfish Turnpike Road Company.
5. An act to amend an act, entitled "An act to incorporate the Stanford and Hustonville Turnpike Road Company."
6. An act to incorporate the Planters' Warehouse, of Hopkinsville.
7. An act to amend an act, entitled "An act to incorporate the Allensville and Elkton Turnpike Road Company."
8. An act for the benefit of the Bryan's Station and Lexington Turnpike Road Company.
9. An act for the benefit of Mary A. Nixon, of Anderson county.
10. An act to amend an act to incorporate the Owingsville and McIntyre's Ferry Turnpike Road Company, in Bath county.
11. An act allowing the county court of McCracken county to levy a tax of not exceeding ten cents on the hundred dollars to build a bridge.
12. An act to prevent the destruction of fish in Salt river and its tributaries.
13. Resolution requesting the delivery of a memorial address on the occasion of the death of George D. Prentice.

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

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, and 9th to the
Committee on the Judiciary; the 3d, 4th, 5th, 7th, 8th, 10th, and 11th to the Committee on Internal Improvement; the 6th to the Committee on Agriculture and Manufactures; the 12th to the Committee on Propositions and Grievances; and the 13th—the resolution—was placed in the orders of the day.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:  

- An act for the benefit of William E. McAffee, of Boyle county.
- An act for the benefit of school districts Nos. 44 and 49, of Kenton county.
- An act for the benefit of Robert Wells, late sheriff of Bath county.
- An act to amend an act, entitled "An act to authorize the voters of Bourbon county to vote on a proposition to subscribe stock to certain railroads, and to provide for issuing bonds of said county to pay the same," approved March 9th, 1869.
- An act to incorporate Portland Lodge, No. 138, I. O. O. F.
- An act for the benefit of Thos. Cook, late sheriff of Clay county.
- An act for the benefit of R. F. Bryson, present sheriff of Clinton county.
- An act for the benefit of Jordan Neal, late sheriff of Estill county, and his securities.
- An act to incorporate Minnehaha Tribe, No. 10, I. O. R. M.
- An act to amend the charter of the Kentucky Lodge, No. 50, Independent German Order of Harugari.
- An act to amend an act, entitled "An act to amend the charter of the town of Germantown," approved March 9, 1868.
- An act for the benefit of John Gibb, committee of William Gibbs, an idiot, of Breathitt county.
- An act to amend the charter of the city of Covington.
- An act authorizing the Logan county court to build a new courthouse, poor-house, &c.
- An act for the benefit of Dixon, in Webster county.

The following petitions were presented, viz:

By Mr. Talbott—
1. The petition of the Central National and First National Banks
of Danville, to refund taxes erroneously paid by said banks to the State.

By Mr. J. W. Johnson—

2. The petition of sundry citizens on the Green and Barren rivers, to repeal or modify the act of the Legislature, approved March 9th, 1868, incorporating the Green and Barren River Navigation Company.

By Mr. Payne—

3. The petition of sundry citizens of Kentucky, asking the repeal of the law exempting property from distress or attachment for rent.

By same—

4. The petition of sundry citizens of Warren county, asking the repeal of an act, entitled "An act to enable Warren county to construct macadamized and other roads in said county."

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

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

- An act to amend the charter of the town of Madisonville.
- An act for the benefit of John Gilbert, sr.
- An act amending the charter of the city of Cynthiana.
- An act to amend the charter of the city of Lexington.

On motion of Mr. Martin, a message was sent to the House of Representatives, asking leave to withdraw the announcement of their disagreement to the passage of a bill, which originated in the House of Representatives, entitled

An act to incorporate Metamora Tribe, No. 12, I. O. R. M.

After a short time, said bill was handed in at the Clerk's desk, taken up, and the vote by which it had been disagreed to was reconsidered.

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.

Mr. Prichard read and laid on the table a joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:
Resolved by the General Assembly of the Commonwealth of Kentucky,
That a committee of five on the part of the Senate be appointed, to be selected by the Speaker, to act in conjunction with a similar committee appointed on the part of the House of Representatives, whose duty it shall be to investigate all matters touching the conduct of the late and present Public Printer, and the connection of the latter with the former, to ascertain what amount has been paid the aforesaid officers during their respective terms of office, and all other matters that may be by them deemed pertinent to a thorough investigation of the official conduct of those referred to above, and that they reduce all testimony to writing, and report thereon at the earliest day practicable.

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

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

Resolution providing for an extension of the present session of the General Assembly.

And the question being taken on concurring in the adoption of said resolution, 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 (Leslie), W. McKee Fox, W. H. Payne,
R. A. Burton, Joseph Gardner, K. F. Prichard,
John G. Carlisle, Edwin Hawes, I. A. Spalding,
J. Q. Chenoweth, J. B. Hayden, A. G. Talbott,
John B. Clarke, William Johnson, W. L. Vories,
Harrison Cockrell, John W. Johnson, Ben. J. Webb,
Wm. L. Conklin, D. Y. Lyttle, Emery Whitaker,
G. W. Connor, I. T. Martin, I. C. Winfrey,

Those who voted in the negative, were—

F. M. Allison, Lyttleton Cooke, W. Lindsay,

A. K. Bradley,

Mr. Vories, from the Committee on Appropriations, to whom had been referred a bill, entitled

A bill for the benefit of the State Agricultural Society,

Reported the same without amendment.

Ordered, That said bill be made the special of the day for to-morrow.

The Senate took up for consideration a bill, entitled

A bill reorganizing the Kentucky Penitentiary.
Which bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That for the better government of the Kentucky Penitentiary, there shall be appointed three directors by the Governor, by and with the advice and consent of the Senate, on or before the 23d day of February, 1870, who shall enter on the discharge of their duties on the 1st of July, 1870, so far as to be able to make all necessary arrangements to have leased the labor, and to take charge of the prison at the expiration of the lease of Capt. H. I. Todd, March 1, 1871. One of said directors shall hold his office until March 1, 1873, one until March 1, 1875, and one until March 1, 1877, and until their successors are appointed and qualified. And in the month of January, 1872, and in the same month biennially thereafter, the Governor shall appoint, by and with the like advice and consent, one director, whose term of office shall begin on March 1st, 1873, and who shall hold his office for the period of six years, and until his successor is appointed and qualified. Each director, before he enters upon the duties of his office, shall take and subscribe an oath of office, which shall be indorsed on his commission.

§ 2. Said directors shall, at their first meeting, elect one of their number president of their board; and then again, at their meeting in March, 1872, and then biennially, at their meeting in March thereafter.

§ 3. A majority of the board shall constitute a quorum for the transaction of business, and no order of the board shall be valid unless it be entered on its journal, and is concurred in by two members.

§ 4. It shall be the duty of the directors—
First. To prescribe rules and regulations for the government of the prison, specifying the duties of all its officers, and to revise and change the same, from time to time, as circumstances may require. At least two of said directors shall visit the prison in company, on the first Tuesday of each month, and examine all the different apartments, and audit all the claims against it. The directors shall order an inspection of the prison by one of their members at least once in each month, between monthly meetings.

Second. All the directors shall meet at the Penitentiary the first Tuesday of February, May, August, and November, and in addition to the duties above prescribed, examine the books and accounts of the clerk and steward.

Third. To enter on their journal the result of all examinations, either by a full board or a part thereof, and all other official acts, which shall be signed by the members present.

Fourth. On or before the 15th of November, in each year, to report to the Governor the condition of the prison, together with a detailed statement of its receipts and expenditures, and such suggestions as its interest may require.

§ 5. The directors shall appoint a warden, who shall take and subscribe an oath or affirmation faithfully to discharge the duties of his office, and enter into a bond to the State of Kentucky, in the sum of ten thousand dollars, with two good and sufficient freehold sureties.
to be approved by the directors and Attorney General of the State, conditioned for the faithful performance of the duties which may devolve upon him as such officer, and shall hold his office for the period of two years from and after the 1st day of March next after his appointment, unless sooner removed by the directors.

§ 6. The warden shall reside in the house belonging to the State, near the Penitentiary, and it shall be his duty—

First. To carefully supervise the government, discipline, and police of the prison.

Second. To give all necessary directions to the inferior officers and guards, and secure a careful and diligent discharge of their several duties.

Third. To examine daily into the state of the prison, and the health, condition, and safety of the convicts.

Fourth. To report to the directors at each quarterly meeting the number of guards employed, their names and duties, and such other matters as may be required.

Fifth. And generally to have charge of all the departments of the prison and its officers as its executive head.

§ 7. The board shall appoint a clerk, a steward, a physician, and chaplain. And the warden, by and with the advice and consent of the board, shall appoint a deputy warden; and the warden shall appoint superintendents of the kitchen and State shops and hospital, a captain of the night-watch, and as many guards as may be necessary, subject to the right of the board, at any time, to order the number increased or diminished. All persons so appointed shall take an oath of office, and enter into a bond to the State, with sureties, to the satisfaction of the board, that they will faithfully discharge the duties which may devolve upon them; the deputy warden and clerk in the sum of five thousand dollars each; the steward in the sum of eight thousand dollars; and the superintendent and captain of the night-watch, each in the sum of one thousand dollars. Each of said persons shall discharge the duties appertaining to his position, under the direction of the warden, and in pursuance of the rules of the board and of this act.

§ 8. The clerk shall keep the accounts of the prison in such manner as to exhibit clearly all the financial transactions relating to it. He shall also keep a register of convicts, in which shall be entered the name of each convict, his age, the crime of which he is convicted, the date of his conviction, period of his sentence, from what county, his nativity, an accurate description of his person, and, if known, whether he has been previously confined in a Penitentiary in this or any other State, and when and how discharged. The clerk shall also act as the secretary of the board.

§ 9. In addition to the duties which may be prescribed by the board, the deputy warden shall, in the absence or disability of the warden, or in case of his death, resignation, or removal, discharge all the duties of that office.

§ 10. The steward shall purchase all the forage, fuel, and lights, and all supplies for the kitchen and hospital, and all articles for manufacturing and repairs in the State shops, and make all sales for the
Penitentiary under the written orders of the warden, and subject to such rules and regulations as the board may prescribe. He shall file and preserve all such orders and directions, and keep a full and accurate account of all purchases and sales made by him, in books to be furnished for that purpose, and which shall be open at all times to the inspection of the warden or the board, or any member thereof. All other articles and supplies shall be purchased by order of, and under the direction of, the board.

§ 11. A director shall not be appointed to any other office under this law, during the period for which he was appointed such director.

§ 12. No person shall be appointed to any office, or be employed in the Penitentiary on behalf of the State, who is a contractor or the agent or employee of a contractor, or who is interested directly in any business carried on therein. And should any officer or employee become such contractor, his agent or employee, or interested in such business, it shall be cause for his removal. And no person who is not a citizen of Kentucky shall be appointed by the warden to any position in the prison, nor shall any one person be appointed to office, or employed by virtue of this act, who is in the habit of using liquor to intoxication; and a single act of intoxication shall justify a removal or discharge.

§ 13. Any officer appointed by the warden and board of directors, or by the latter, may be removed for delinquency, in the discharge of his duty, misconduct in office, or any other cause which materially affects his usefulness or fidelity; and any officer or employee appointed by the warden may be suspended for either of the same causes. In all cases of removal or suspension by the warden, it shall be presented to the board at their next meeting thereafter, and if the suspension is approved, the officer or employe shall be discharged, and if not, he shall be reinstated.

§ 14. If the office of director becomes vacant by death, resignation, or other cause, the vacancy shall be filled for the unexpired time by the Governor, subject to the approval of the Senate, if in session, and if it is not, subject to its approval at its first session thereafter. If any office becomes vacant in any manner which is filled by the warden and directors, or either of them, the vacancy shall be filled in the same manner as appointments are made.

§ 15. The officers and employes shall receive the following compensation, to-wit: The directors, in addition to their necessary traveling expenses, shall be paid the sum of five dollars per day for the time necessarily employed in the discharge of their official duties; the warden, twenty-five hundred dollars each year; the deputy warden, fifteen hundred dollars each year; the clerk, fifteen hundred dollars each year; the steward, fifteen hundred dollars each year; the physician, eight hundred dollars each year; the chaplain, one thousand dollars each year; the superintendents of the kitchen, State shops, and hospital, seventy-five dollars each per month; the captain of the night-watch, seventy-five dollars for each month; the guards, each fifty dollars per month. The directors shall be paid quarterly, and the other officers and employes monthly, out of the Treasury of the State, on the warrant of the Auditor.
\textbf{JOURNAL OF THE SENATE.}

\textsection{16.} No money shall be drawn from the Treasury except upon accounts duly certified by the warden, and approved by two of the directors. A triplet of every such account shall be filed with the clerk.

\textsection{17.} No money shall be paid to the steward for or on account of any claim due the Penitentiary, or sales made by him, or other acts of his. All money so due shall be paid to the warden. Duplicate accounts shall be made out by the steward, one to be retained by him, and the other certified to the warden. When the amount is paid to the warden he shall receipt the account, and it shall be properly entered on the books by the clerk, and payment to the warden shall alone discharge such liability.

\textsection{18.} All revenues, except as herein otherwise provided, shall be paid to the warden.

\textsection{19.} The warden shall balance his cash account each month, and report the same to the board, if in session, or at their first meeting thereafter; and on the fifth week day of each month pay into the Treasury so much as is in the opinion of the board not required for the current use of the Penitentiary.

\textsection{20.} In order to provide for hard labor by each convict, according to his sentence, the directors are hereby authorized and required to let and hire the labor of the convicts upon such branches of business, and for the manufacture of such articles, as, in their judgment, will best accomplish that end and subserve the interest of the State; which letting and hiring shall be as follows:

\textit{First.} The letting shall be advertised by the warden in one of the newspapers published in Frankfort, one of the newspapers published in Louisville, one of the newspapers published in Lexington, one of the newspapers published in Covington, one newspaper in Paducah, and one in Bowling Green, once a week for at least four weeks, and by such further notice as the board may direct. The advertisement shall specify the number of men to be let, the length of time, which shall not exceed five years, and the last day on which bids will be received.

\textit{Second.} The board may, in their discretion, designate what articles or class of articles shall be manufactured.

\textit{Third.} Each bidder may separately state in his bid what he will give for the labor bid for, with and without the exclusive right to manufacture the articles specified.

\textit{Fourth.} Each bid shall specify each article proposed to be manufactured, and the number of square feet of shop-room which will be required.

\textit{Fifth.} Each bid shall be unconditional.

\textit{Sixth.} The price per day for each convict shall be specified; and if a different price per day is stated for different periods, each period and its price must be so stated that one may be accepted and the others rejected: \textit{Provided,} That no bid shall be received, nor any contract made, nor shall the labor of said convicts be temporarily hired, at a less rate than seventy-five cents per day.

\textit{Seventh.} If the person bidding desires to manufacture different classes of articles, the labor to be employed on each class must be bid for separately.
Eighth. Each bid shall be accompanied by a bond, with sureties, to the satisfaction of the board, that the bidder will comply with the terms of his bid, if it is accepted; and his bid shall be sealed up and addressed to the warden.

Ninth. The bids shall be opened by the board at their next meeting, either monthly or quarterly, after the last day specified for receiving bids, and the labor shall be awarded to the highest bidder or bidders, subject to the following regulations:

"A." As between bids which are for substantially the same price, the board may, in its discretion, give a preference to the one which in their judgment will best promote the interest of the State.

"B." As between bids by the same party, one with and the other without the exclusive right to manufacture, the board may accept either.

"C." The board may reject all the bids if they are for less than a fair and reasonable price for the labor bid for; and the board shall not be required, in any case, to apportion the labor advertised among the bidders or any number of them.

"D." Any bid may be rejected if it is against the interest of the State or the welfare of the convicts that the articles specified should be manufactured in the prison.

Tenth. When a bid is accepted and labor awarded to the bidder, the directors, on the part of the State, and the bidder shall enter into a contract in pursuance of the bid; and such bidder shall also procure a bond, to be executed to the satisfaction of the board, conditioned for the faithful performance of the contract on his part; a blank form of which contract and bond shall be deposited and remain with the clerk for inspection during the time of the advertisement.

Eleventh. The board may give to a bidder, after he shall have entered into a contract, a reasonable time to procure machinery and make preparations for manufacturing, not exceeding sixty days from the acceptance of the bid.

Twelfth. If a contract is made for the exclusive right of manufacturing the articles therein named, all contracts made subsequently by the same party, in the same period, and for the manufacture of the same articles, or any of them, shall terminate at the same time with the first contract.

Thirteenth. If any contractor shall not manufacture one or more articles specified in his contract, the board may give him three months' notice to manufacture them, and on failure by the contractor to do so within that period, the right to manufacture them shall cease and determine.

§ 21. The convicts shall labor for the contractors an average of ten hours a day during the year, Sundays excepted.

§ 22. On or before the fifth week day of each month, the clerk shall make out, and the warden certify and deliver to the Auditor of State, a statement of the amount due from each contractor for the preceding calendar month, and within five days thereafter each contractor shall pay the amount due into the Treasury: Provided, A credit of three months may, at the discretion of the board, be allowed to the
several contractors: And provided further, That within the time aforesaid, in the month of November, of each year, payment in full for the previous year shall be made.

§ 23. It shall be the duty of the board to keep as many men employed on contracts as the interest of the State will permit.

§ 24. All convicts not employed on contracts may be employed by the directors and warden in the performance of work for the State, or temporarily hired, which hiring shall terminate whenever their labor is required on contracts.

§ 25. The warden, under the direction of the board, may employ a portion of the convicts in the manufacture and repair of any articles used by the State in carrying on the Penitentiary. He may also procure machinery and prepare shop-room for that purpose, and employ such persons as may be necessary to instruct the convicts in such manufacture. If such persons are employed, the terms of employment shall be fixed and determined by the board.

§ 26. A sufficient number of convicts may be hired by the warden for domestics, on terms to be agreed on by him and the board; but no officer or employe shall board in the institution.

§ 27. No work shall be performed by a convict within the Penitentiary except as herein provided for, unless it is expressly authorized by the board.

§ 28. In the treatment of prisoners, the following general rules shall be observed:

First. Each convict shall be provided with a straw bed and sufficient covering, with comfortable garments of coarse material, and with sufficient plain and wholesome food, and such variety as may be most conducive to health.

Second. If any prisoner is sentenced to solitary confinement, the sentence shall be executed subject to the right of the board to modify it, so far as may be necessary to prevent injury to health. No unnecessary labor shall be required of any convict on Sunday.

Third. No punishment shall be inflicted except by the order and under the direction of the warden or deputy warden.

Fourth. All money in the possession of a prisoner when he is delivered at the Penitentiary shall be properly entered on the clerk's books, and if not otherwise disposed of by the prisoner, shall be deposited in the Treasury by the warden with other funds in his hands.

Fifth. The rules and regulations prescribing the duties and obligations of the prisoners shall be printed and hung up in each cell and shop.

Sixth. Each convict, when he leaves the Penitentiary, shall be supplied with a suit of citizen's clothes, with the money taken from him when he entered, and which has not been disposed of by his order; and the board, at their discretion, may add five dollars, to be paid out of prison funds in the hands of the warden. Before the discharge of any convict who is believed by the warden to be a lunatic, he shall notify the county judge of Franklin county, who shall thereupon take charge of the convict, and cause a jury to be summoned.
to ascertain his condition, as may be provided for by law; and if found a lunatic, he shall be sent to the asylum as other lunatics are sent.

§ 29. In order that good behavior may be properly rewarded, it shall be the duty of the board to provide in its regulations and rules for a correct daily record of the conduct of each prisoner, and his fidelity and diligence in the performance of his work, and each convict shall be allowed to diminish the period of his sentence under the following rules and regulations:

First. For each calendar month, commencing on the first of the month next after his arrival at the Penitentiary, during which he shall not be guilty of a violation of the discipline or any rules of the prison, and shall labor with diligence and fidelity, he shall be allowed a deduction of his sentence of five days.

Second. For every violation of the rules and discipline, or the want of fidelity and care in the performance of work, the convict shall not only forfeit all gained time for the month in which the delinquency occurs, but, according to the aggravated nature, or frequency of his offenses, the board may deduct all his previously earned time.

§ 30. All criminals sentenced to the Penitentiary by the authority of the United States shall be received and kept according to the sentence of the court by which they were tried, and the prisoners so confined shall be subject, in all respects, to the same discipline and treatment as though committed under the laws of this State. The warden is hereby authorized to charge and receive from the United States, for the use of the State, for each prisoner, forty cents a day for board, the cost of all clothing which may be furnished; and if additional guards are required, the compensation of such additional guards; and one dollar a month for the use of the prison.

§ 31. No officer or employe shall receive, directly or indirectly, any other compensation whatever for his services than that herein prescribed, nor shall he receive any compensation whatever, directly or indirectly, for any act or service which he may do or perform for, or on behalf of, any contractor or agent, or employe of a contractor. For any violation of this section, the officer, agent, or employe of the State engaged therein, shall be dismissed from his office or service; and every contractor or employe, or agent of a contractor, engaged therein, shall be expelled from the Penitentiary, and not again permitted within it as a contractor, agent, or employe.

§ 32. No officer or employe of the State, or contractor, shall make any gift or present to a convict, or receive any from a convict, or have any barter or dealings with a convict, excepting by permission of the board of directors; and for every violation of this section, the party engaged therein shall incur the same penalty as is prescribed in section thirty-one.

§ 33. No officer or employe of the Penitentiary shall be interested, directly or indirectly, in any contract or purchase made, or authorized to be made, by the steward; nor shall the steward make any purchases or sales for, or on behalf of, the Penitentiary, in connection with any other party or interest whatever.
§ 34. All the bonds of officers and employes under this act shall be deposited with the Auditor of State.

§ 35. It shall be the privilege of the warden, with a view to further encourage convicts in the faithful discharge of duty, to recommend to the Governor one convict in every one hundred for pardon on or before the 25th day of December of each year; such recommendation shall be made alone for fidelity and good behavior while in prison.

§ 36. All acts and parts of acts in conflict with the foregoing is hereby repealed.

§ 37. This act to take effect from its passage.

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

Add to 20th section, after the word "day," in the 25th line, "and that fifty per cent. of the wages of each convict shall go to the support of said convict's family, provided said convict has a family; and it shall be the duty of the warden to pay over to the county judge of the county in which said family resides, on the first day of each month, the amount due each convict under this provision, and said judge shall pay over to said wife or guardian, taking their receipt, and file the same in the county court clerk's office of said county, and a duplicate with said warden."

Mr. Winfrey moved to amend the amendment proposed by Mr. Vories as follows, viz:

Strike out the words "fifty per cent," and insert in lieu thereof the words "twenty-five per cent."

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

Mr. Wrightson then moved to amend the amendment proposed by Mr. Vories as follows, viz:

Add to the proposed amendment the following proviso: Provided, the wife of said convict, if he has a wife, shall, before the said county court, waive the right to claim a divorce on account of his incarceration in the Penitentiary.

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

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

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

Those who voted in the affirmative, were—

F. M. Allison, Wm. L. Conklin, A. L. McAfee,
A. K. Bradley, Joseph Gardner, W. H. Payne,
J. Q. Chenoweth, J. B. Hayden, W. L. Vories,
Those who voted in the negative, were—

Mr. Speaker (Leslie), W. McKee Fox, K. F. Prichard,
R. A. Burton, Edwin Hawes, I. A. Spalding,
John G. Carlisle, G. A. C. Holt, E. D. Standeford,
John B. Clarke, William Johnson, A. G. Talbott,
G. W. Connor, John W. Johnson, Ben. J. Webb,
Lyttleton Cooke, W. Lindsay, Emery Whitaker,

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

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

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

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

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), G. A. C. Holt, E. D. Standeford,
R. A. Burton, William Johnson, W. L. Vories,
John B. Clarke, John W. Johnson, Ben. J. Webb,
Wm. L. Conklin, W. Lindsay, Emery Whitaker,
Lyttleton Cooke, I. T. Martin, I. C. Winfrey,
Edwin Hawes, I. A. Spalding,

Those who voted in the negative, were—

F. M. Allison, Harrison Cockrill, D. Y. Lyttle,
Robert Boyd, G. W. Connor, A. L. McAfee,
A. K. Bradley, W. McKee Fox, W. H. Payne,
J. Q. Chenoweth, J. B. Hayden,

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

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

On motion of Mr. Talbott—
1. A bill to amend an act, entitled “An act to amend an act to endow an Asylum for the Tuition of the Deaf and Dumb.”

On motion of Mr. Winfrey—
2. A bill for the benefit of the African Methodist Episcopal Church, at Glasgow.

On motion of Mr. Webb—
3. A bill for the benefit of the Louisville Law Library Company.

On motion of Mr. Carlisle—
4. A bill to prescribe the qualifications of voters at elections in cities and towns in this Commonwealth.
On motion of Mr. Fox—
5. A bill to amend an act approved 7th January, 1870, in relation to the appointment of trustees for the Deaf and Dumb Asylum at Danville.

On motion of Mr. Whittaker—
6. A bill to amend the charter of the Lewis and Mason County Turnpike Road Company.

On motion of same—
7. A bill to repeal so much of section 2 of an act, entitled "An act to amend the charter of the Mayslick and Helena Turnpike Road Company as requires William P. Fox to work out his road tax on or for the completion of the unfinished part of said road," approved February 21st, 1868.

On motion of Mr. Lyttle—
8. A bill for the benefit of James Linden and others, of Breathitt county.

On motion of same—
9. A bill for the benefit of James M. Bullock, of Laurel county.

Ordered, That the Committee on Charitable Institutions prepare and bring in the 1st and 5th; the Committee on Religion and Morals the 2d; the Committee on Library and Public Buildings the 3d; the Committee on the Judiciary the 4th; the Committee on Internal Improvement the 6th and 7th; and the Committee on Claims the 8th and 9th.

Mr. Holt, from the Committee on Enrollments, reported that the committee had examined an enrolled bill, which originated in the Senate, entitled
An act to amend and reduce into one the several acts in relation to the town of Crab Orchard, in Lincoln county;

And enrolled bills, which originated in the House of Representatives, of the following titles, viz:
An act to incorporate the Florence and Independence Turnpike Road Company;
An act to incorporate the Southern Banking Company;
An act to change the times of holding circuit courts in the 13th judicial district;
An act to make an additional precinct in Shelby county;
An act to repeal an act, entitled "An act to amend the charter of the town of North Middletown, Bourbon county;"
An act for the benefit of A. M. Wade, sheriff of Marshall county;
An act to increase the levy of Logan county;
An act for the benefit of Tho. J. Young, jr., of Bath county;
An act to incorporate Christian Church at Rush Branch, in Lincoln county;
An act to authorize the trustees of the Methodist Episcopal Church, South, at Russellville, to sell their old church and the grounds belonging thereto, and apply the proceeds to the payment of a debt created by them in the purchase of a parsonage;
An act to change Mill street, in the town of Milton, Trimble county;
An act to incorporate Marrowbone Lodge, No. 350, of Free and Accepted Masons;
An act to amend the charter of St. Catherine's of Sienna, in Washington county;
An act to further regulate the duties of the Jefferson circuit court clerk;
An act to authorize the Fulton county court to levy and collect a tax in said county to repair the court-house;
An act to amend the charter of the city of Columbus, in Hickman county;
An act to extend the corporate limits of the town of Clinton, in Hickman county;
An act for the benefit of Montgomery Lodge, No. 23, Free and Accepted Masons;
An act to prevent the giving or selling of intoxicating liquors to weak-minded or imbecile persons;
An act to authorize the county court of Anderson county to sell and convey the poor-house lands;
An act to increase the compensation of processioners of land;
An act for the benefit of E. B. Caldwell, late sheriff of Lincoln county;
An act to change the time of holding the August and February terms of Montgomery county court;
An act to change the time of holding the Jessamine county court;
And had found the same truly enrolled.
Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.
After a short time, Mr. Holt reported that the committee had performed that duty.
And then the Senate adjourned.
A message was received from the House of Representatives, announcing that they had concurred in the amendments proposed by the Senate, to bills from the House of Representatives, of the following titles, viz:

1. An act to incorporate the Paducah Furniture Manufacturing Company.
2. An act to amend an act, entitled "An act to incorporate the Montgomery Masonic Temple Company."
3. An act to incorporate the Louisville Clothing Company.
4. An act to incorporate the Louisville Real Estate Company.
5. An act to prevent hunting and tippling in and around the Highland Cemetery.

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

1. An act to authorize the trustees of the town of Hartford to levy a tax for certain purposes.
2. An act to legalize certain proceedings had in the Lawrence county court of levy and claims.
3. An act to amend the McLean county road law.
4. An act directing the Lincoln circuit court clerk to record certain executions and sheriff's returns thereon, and providing for his compensation therefor.
5. An act to change the road law in Kenton county.

That they had concurred in the adoption of a resolution originating in the Senate, entitled Resolution in relation to the official conduct of the late and present Public Printer.

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

1. An act establishing a new charter for the city of Louisville.
2. An act to amend an act amending section 4, article 3, chapter 17, Revised Statutes, approved August 23rd, 1862.
3. An act directing the Lincoln circuit court clerk to record certain executions and sheriff's returns thereon, and providing for his compensation therefor.
4. An act to amend an act approved 9th March, 1869, entitled "An act to fix the time of holding the courts of justices of the peace in Bourbon county."
5. An act to change the road law in Kenton county.
6. An act to amend an act for the benefit of Boyd county, approved January 7th, 1863.
7. An act for the benefit of John H. Bond and others, of Bracken county.
8. An act concerning the jurisdiction of the Monroe county court.
9. An act to legalize the proceedings of the Boone county court at its October term, 1869.
10. An act to change the time of holding the Rowan county court.
11. An act to change the time of holding the Rowan quarterly courts.
13. An act concerning the mileage of non-resident witnesses in criminal cases.
14. An act requiring the yeas and nays to be taken and recorded when the court of claims makes an appropriation.
15. An act to amend an act, entitled "An act to change the time of holding the courts in the 5th judicial district."

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

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

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:  
An act for the benefit of William Jago, of Muhlenburg county.
An act repealing all acts in relation to the erection of mill-dams on John's creek, in Floyd and Pike counties.
An act to raise and provide money to pay off the present indebtedness of Trigg county.
An act to incorporate the German Building Association, No. 1, of Newport.
An act to incorporate the Knoll Park Company, of Bullitt county.
An act to incorporate the Winchester and Hayden's Corner Turnpike Road Company.

An act to incorporate the Barbers' Aid Society, No. 1, of Louisville.

An act to incorporate the Claysville Male and Female Academy, of Webster county.

An act to incorporate the United States Steam Gauge Company.

An act to incorporate Williamstown Odd Fellows' Hall Company, in the town of Williamstown.

Resolution appropriating money for relief to citizens of Cave City and vicinity.

The Speaker, in pursuance of a resolution adopted on yesterday, entitled

Resolution in relation to the official conduct of the late and present Public Printer,

Appointed the following members of the Senate to act on the committee: Messrs. Prichard, Holt, Wrightson, Webb, and Carlisle.

The following petition and remonstrances were presented, viz:

By Mr. Whitaker—
1. The petition of sundry citizens of Mason county, in relation to the exemption of certain individuals from working out their tax on a turnpike road.

By Mr. Talbott—
2. The remonstrance of sundry citizens of Crab Orchard, remonstrating against the passage of a law prohibiting the sale of spirituous liquors in said town.

By Mr. W. Johnson—
3. The remonstrance of sundry citizens of Nelson county, against the passage of a bill, entitled "An act to amend the charter of the Cumberland and Ohio Railroad Company."

Which petition and remonstrances were received, the reading dispensed with, and referred—the 1st to the Committee on Internal Improvement; the 2d to the Committee on Religion and Morals; and the 3d to the Committee on Railroads.

Mr. Cooke, from the Committee on the Judiciary, reported a bill, which originated in the House of Representatives, entitled

An act to exempt the treasurer and secretary of Cave Hill Cemetery, in Jefferson county, from all jury service.

Ordered, That said bill be read a third time.
The constitutional provision as to the third reading of said bill being dispensed with,

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

The Speaker laid before the Senate the response of the Auditor to a resolution from the Senate in relation to the expenditures, &c., of the Kentucky Penitentiary, which is as follows, viz:

OFFICE AUDITOR PUBLIC ACCOUNTS,
FRANKFORT, KY., JANUARY 26, 1870.

Hon. P. H. Leslie, Speaker of the Senate:

Sir: I submit herewith, for the information of the Senate, statements of the receipts and expenditures of the Kentucky Penitentiary from the 1st of March, 1845, to the 1st of March, 1855, in obedience to a resolution of that body, adopted on the 13th inst. These statements include appropriations made to that institution during the same period, and embrace everything shown by the books of this department on that subject.

I can find in this office no connected intelligent statement of the receipts and expenditures of the Penitentiary anterior to the 1st of March, 1845; consequently, I do not attempt to give them.

The statements now submitted, and those previously laid before the Senate, contain all the information at my command in regard to the receipts and expenditures of the Penitentiary from 1st March, 1845, to the 10th of October, 1869.

I have the honor to be,

Very respectfully,

Your obedient servant,

D. HOWARD SMITH, Auditor.

Settlements with the Keeper of the Kentucky Penitentiary with the Commissioners of the Sinking Fund, from the 1st of March, 1855, to the 1st of March, 1855, inclusive:

<table>
<thead>
<tr>
<th>Month</th>
<th>Resources</th>
</tr>
</thead>
<tbody>
<tr>
<td>March</td>
<td>$7,175 10</td>
</tr>
<tr>
<td></td>
<td>There was due to the Penitentiary from individuals.</td>
</tr>
<tr>
<td></td>
<td>There was due from the State for repairs on Governor's house.</td>
</tr>
<tr>
<td></td>
<td>For the erection of new work-shops, approved by Legislature.</td>
</tr>
<tr>
<td></td>
<td>For the erection of temporary work-shops, also approved by Legislature.</td>
</tr>
<tr>
<td></td>
<td>For machinery for Penitentiary.</td>
</tr>
<tr>
<td></td>
<td>There was due from the Commonwealth for bagging and rope in the hands of Commissioners, estimated as follows: 46,560 yards bagging, at 8 cents</td>
</tr>
<tr>
<td></td>
<td>For 72,850 pounds rope, at 3 cents</td>
</tr>
<tr>
<td></td>
<td>Stock, raw material, &amp;c., on hand</td>
</tr>
<tr>
<td></td>
<td>Total resources 1st March, 1845</td>
</tr>
<tr>
<td></td>
<td>Total liabilities 1st March, 1845</td>
</tr>
<tr>
<td></td>
<td>Profits</td>
</tr>
</tbody>
</table>
1846.
March

1. There was due to the Penitentiary from individuals
   There was due from the Commonwealth
   For repairs of Governor's house
   For new buildings erected in 1845, as per contract with Commissioners Sinking Fund
   For bagging and rope in hands of commission merchants on consignment, estimated as follows: 52,400 yards bagging, at 8 cents
   For 7,157 pounds rope, at 3 cents
   Stock on hand, raw material, and manufactured articles
   Total resources 1st March, 1846
   Total liabilities 1st March, 1846
   Profits

1847.
March

1. There was due to the Penitentiary from individuals
   There was due from the Commonwealth
   Cash on hand
   Stock on hand, raw material, manufactured articles
   Total resources 1st March, 1847
   Total liabilities 1st March, 1847
   Profits

1848.
March

1. There was due to Penitentiary from individuals
   There was due from Commonwealth
   Bagging, &c., estimated 17,150 yards, at 11½ cents per yard
   Stock on hand, raw material, and manufactured articles
   Cash on hand as per cash book
   Total resources 1st March, 1848
   Total liabilities 1st March, 1848
   Profits

1849.
March

1. There was due to the Penitentiary from individuals
   There was due from the Commonwealth
   For stock on hand, raw material, &c.
   For fixtures, &c.
   Total resources 1st March, 1849
   Total liabilities 1st March, 1849
   Profits
<table>
<thead>
<tr>
<th>Year</th>
<th>Month</th>
<th>Resources continued</th>
</tr>
</thead>
<tbody>
<tr>
<td>1850</td>
<td>March</td>
<td>There was due to the Penitentiary from individuals $23,553.36</td>
</tr>
<tr>
<td></td>
<td></td>
<td>There was due from the Commonwealth 7,436.33</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Amount of stock on hand, raw material, and manufactured articles 21,070.76</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Total resources 1st March, 1850 $49,060.35</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Total liabilities 1st March, 1850 41,400.47</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Profits $7,659.88</td>
</tr>
<tr>
<td>1851</td>
<td>March</td>
<td>There was due to the Penitentiary from individuals $17,051.90</td>
</tr>
<tr>
<td></td>
<td></td>
<td>There was due from the Commonwealth 6,017.90</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Amount of bagging and rope in hands of commission merchants on consignment, as follows:</td>
</tr>
<tr>
<td></td>
<td></td>
<td>157,000 yards bagging, at 11 cents $17,270.00</td>
</tr>
<tr>
<td></td>
<td></td>
<td>22,737 pounds bale-rope, at 5 cents 1,111.85</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Total resources 1st March, 1851 $45,410.32</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Total liabilities 1st March, 1851 47,005.15</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Profits $8,592.39</td>
</tr>
<tr>
<td>1852</td>
<td>March</td>
<td>There was due to the Penitentiary from individuals $15,737.00</td>
</tr>
<tr>
<td></td>
<td></td>
<td>There was due from the Commonwealth 1,763.98</td>
</tr>
<tr>
<td></td>
<td></td>
<td>There was due from the United States Government, for keeping United States prisoners since March 1, 1844 $1,355.33</td>
</tr>
<tr>
<td></td>
<td></td>
<td>For 104,000 yards bagging, in hands of commission merchants on consignment, estimated at 11½ cents per yard 11,960.00</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Total resources 1st March, 1852 $66,219.36</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Total liabilities 1st March, 1852 66,087.12</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Profits $1,132.24</td>
</tr>
<tr>
<td>1853</td>
<td>March</td>
<td>There was due to the Penitentiary from individuals $13,289.72</td>
</tr>
<tr>
<td></td>
<td></td>
<td>For 2,000 yards bagging in hands of commission merchants, estimated at 11 cents per yard $220.00</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Sixty-two split-bottom chairs in hands of commission merchants, at $1.25 77.50</td>
</tr>
<tr>
<td></td>
<td></td>
<td>68,000 yards bagging, manufactured per order and not delivered: charge for manufacturing, 3½ cents per yard 2,380.00</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Total resources 1st March, 1853 $37,272.33</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Total liabilities 1st March, 1853 37,284.44</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Profits $2,122.11</td>
</tr>
</tbody>
</table>
### JOURNAL OF THE SENATE

#### RESOURCES—Continued.

**1854.**

<table>
<thead>
<tr>
<th>Month</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>March</td>
<td>There was due to the Penitentiary from individuals:</td>
<td>$30,733 24</td>
</tr>
<tr>
<td></td>
<td>For 140,137 yds. bagging, manufactured on order at 3½ cents per yard</td>
<td>$4,901 79</td>
</tr>
<tr>
<td></td>
<td>Stock on hand, raw material, and manufactured articles, &amp;c.</td>
<td>25,300 00</td>
</tr>
<tr>
<td></td>
<td><strong>Total resources 1st March, 1854</strong></td>
<td>$56,935 03</td>
</tr>
<tr>
<td></td>
<td><strong>Total liabilities 1st March, 1854</strong></td>
<td>53,290 02</td>
</tr>
<tr>
<td></td>
<td><strong>Profits</strong></td>
<td>3,645 01</td>
</tr>
</tbody>
</table>

**1855.**

<table>
<thead>
<tr>
<th>Month</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>March</td>
<td>There was due to the Penitentiary from individuals:</td>
<td>$13,493 11</td>
</tr>
<tr>
<td></td>
<td>Stock on hand, raw material, &amp;c.</td>
<td>19,933 04</td>
</tr>
<tr>
<td></td>
<td><strong>Total resources 1st March, 1855</strong></td>
<td>$33,426 15</td>
</tr>
</tbody>
</table>

#### LIABILITIES.

**1855.**

<table>
<thead>
<tr>
<th>Month</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>March</td>
<td>There was due to Keeper</td>
<td>$7,071 21</td>
</tr>
<tr>
<td></td>
<td>There was due to various individuals</td>
<td>24,173 23</td>
</tr>
<tr>
<td></td>
<td><strong>Total liabilities</strong></td>
<td>$31,244 44</td>
</tr>
</tbody>
</table>

**1856.**

<table>
<thead>
<tr>
<th>Month</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>March</td>
<td>There was due to Keeper</td>
<td>$1,901 18</td>
</tr>
<tr>
<td></td>
<td>There was due to individuals</td>
<td>19,982 98</td>
</tr>
<tr>
<td></td>
<td>There was due to the officers and guards of the prison for salaries</td>
<td>2,007 85</td>
</tr>
<tr>
<td></td>
<td>There was due for amount of old stock received from late Keeper, sold and</td>
<td>334 68</td>
</tr>
<tr>
<td></td>
<td>used</td>
<td></td>
</tr>
<tr>
<td></td>
<td>There was due to commission merchants for advances on consignments</td>
<td>3,660 07</td>
</tr>
<tr>
<td></td>
<td>There was due to the Commonwealth for loan by Commissioners of Sinking Fund</td>
<td>5,000 00</td>
</tr>
<tr>
<td></td>
<td><strong>Total liabilities 1st March, 1856</strong></td>
<td>$32,815 76</td>
</tr>
</tbody>
</table>

**1857.**

<table>
<thead>
<tr>
<th>Month</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>March</td>
<td>There was due to Keeper</td>
<td>$7,369 38</td>
</tr>
<tr>
<td></td>
<td>There was due to individuals</td>
<td>12,129 94</td>
</tr>
<tr>
<td></td>
<td>There was due to the officers and guards of the prison</td>
<td>2,460 08</td>
</tr>
<tr>
<td></td>
<td>There was due for amount of old stock received from late Keeper, sold and</td>
<td>334 68</td>
</tr>
<tr>
<td></td>
<td>used</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Bagging sold and not delivered</td>
<td>1,400 00</td>
</tr>
<tr>
<td></td>
<td>Bagging sold and not delivered</td>
<td>1,100 00</td>
</tr>
<tr>
<td></td>
<td><strong>Total liabilities 1st March, 1857</strong></td>
<td>$25,114 08</td>
</tr>
<tr>
<td>Year</td>
<td>Month</td>
<td>Description</td>
</tr>
<tr>
<td>------</td>
<td>-------</td>
<td>------------------------------------------------------------------------------</td>
</tr>
<tr>
<td>1848</td>
<td>March</td>
<td>There was due to the Keeper.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>There was due to sundry individuals.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>There was due to officers and guards of the prison.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>There was due to commission merchants for advances on consignments.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Amount of &quot;old stock,&quot; left by late Keeper, sold and used.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Total liabilities 1st March, 1848</td>
</tr>
<tr>
<td>1849</td>
<td>March</td>
<td>There was due to the Keeper.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>There was due to sundry persons.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>There was due to officers and guards of the prison.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>There was due to commission merchants on consignments of bagging.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>For old stock received from late Keeper.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Total liabilities 1st March, 1849</td>
</tr>
<tr>
<td>1850</td>
<td>March</td>
<td>There was due to the Keeper.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>There was due to sundry individuals.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>There was due to officers and guards of the prison.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>There was due to commission merchants for advances on consignments.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Total liabilities 1st March, 1850</td>
</tr>
<tr>
<td>1851</td>
<td>March</td>
<td>There was due to the Keeper.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>There was due to sundry individuals.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>There was due to officers and guards of the prison.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>There was due to commission merchants for advances on consignments.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Total liabilities 1st March, 1851</td>
</tr>
<tr>
<td>1852</td>
<td>March</td>
<td>There was due to the Keeper.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>There was due to sundry individuals.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>There was due to officers and guards of the prison.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>There was due to commission merchants for advances on consignments.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Total liabilities 1st March, 1852</td>
</tr>
<tr>
<td>1853</td>
<td>March</td>
<td>There was due to the Keeper.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>There was due to the Commonwealth.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>There was due to sundry individuals.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>There was due to officers and guards of the prison.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>There was due to commission merchants for advances on consignments of bagging and rope</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Total liabilities 1st March, 1853</td>
</tr>
</tbody>
</table>
JOURNAL OF THE SENATE.

1854.
March 1. There was due to the Keeper .............................................. $12,133 58
There was due to sundry persons .............................................. $1,529 80
There was due to officers and guards of the prison .......................... 8,279 35
There was due to the Commonwealth ........................................... 31,347 49
Total liabilities 1st March, 1854 .................................................. $53,290 02

1855.
March 1. There was due to the Keeper .............................................. $32,049 12
There was due to the Commonwealth ........................................... 21,942 53
There was due to sundry individuals ........................................... 19,350 24
Total liabilities 1st March, 1855 .................................................. $51,396 36
Total resources 1st March, 1855 .................................................... 23,426 15
Loss ........................................................................................................ $17,970 21

STATE OF KENTUCKY,
In account with Kentucky Penitentiary:

DEBITS.

1854.
March 2. To machinery, tools, &c., on hand ....................................... $12,057 31
March 2. To manufactured articles, &c., on hand ............................... 11,356 20
March 2. To raw material on hand ................................................... 3,922 82
March 23. To loan to Z Ward, Keeper ............................................... 3,500 00
July 12. To loan to Z Ward, Keeper ................................................ 2,000 00
September 18. To loan to Z. Ward, Keeper ..................................... 1,477 18
March 1856.
March 1. To lease of prison from 1st March, 1856, to 1st March, 1856 ...... $5,000 00
March 1. To lease of prison from 1st March, 1856, to 1st March, 1857 .... 6,000 00
March 1. To interest on loan of $10,000 to the 1st March, 1857 ........... 1,082 67
March 1857.
March 1. To lease of prison from 1st March, 1857, to 1st March, 1858 ...... $6,000 00
March 1. To interest on loan from 1st March, 1857, to 1st March, 1858 .. 600 00
March 1858.
March 1. To lease of prison from 1st March, 1858, to 1st March, 1859 ...... $6,000 00
March 1. To interest on loan from 1st March, 1858, to 1st March, 1859 .. 600 00
$50,065 58

CREDITS.

1857.
March 6. By interest on loan of $10,000 to 1st March, 1857 .................. $1,082 07
March 6. By balance on lease for the year ending 31st March, 1856 ....... 618 91
March 6. By balance on account for repairs on Penitentiary, with interest on same to 1st March, 1856 4,751 09
March 1858.
March 6. By prison lease from 1st March, 1856, to 1st March, 1857 ...... 6,000 00
March 1. By lease from 1st March, 1857, to 1st March, 1858 ................ 600 00
March 1859.
March 1. By lease from 1st March, 1857, to 1st March, 1858 ............... 6,000 00
March 1855.
March 1. By balance on lease to 1st March, 1859 7,613 65
March 2. By machinery, &c., returned by Ward as outgoing Keeper ........ 17,079 00
March 2. By raw material returned by Ward as outgoing Keeper ............ 4,858 26
March 2. By amount paid to N. Craig for real estate, and to be deducted from the amount of manufactured articles received by Ward 8,500 00
March 2. By balance of $11,936 21, value of manufactured articles received by Ward, and unaccounted for 2,868 20
$59,045 58
CONTINGENT AND INCIDENTAL.

March 2. To Beatty, Habborn, and Jacobs, $100 each, as Appraisers... $300.00
March 2. To J. S. Evans, clerk to Appraisers... 80.00
August 27. To Cook, Cannumack, and Brownson, as Commissioners, $20 each... 60.00
November 8. To Page and Cox, Commissioners appointed to settle with Craig, $300 each... 660.00
November 8. To Cannumack and Cook, appointed Commissioners, $25 each... 60.00

1859.

April 10. To Page and Cox, for balance as Commissioners to settle with Craig, $135 each... 270.00
July 7. To Watson, Wintersmith, and Churchill, Prison Inspectors, $25 each... 75.00
September 29. To Watson, Wintersmith, and Churchill, Prison Inspectors, $25 each... 75.00

1857.

January 7. To Watson, Wintersmith, and Churchill, Prison Inspectors, $25 each... 75.00
April 11. To Watson, Wintersmith, and Churchill, Prison Inspectors, $25 each... 75.00
July 24. To Watson, Wintersmith, and Churchill, Prison Inspectors, $25 each... 75.00
November 4. To A. P. Cox, report on Craig's settlement... 60.00

1858.

January 2. To Watson, Wintersmith and Churchill, Prison Inspectors, $25 each... 75.00
April 26. To E. H. Watson, Prison Inspector... 51.30
April 26. To T. P. A. Bibb and E. Keenon, Prison Inspectors, $25 each... 50.00
July 26. To Watson, Bibb, and Keenon, Prison Inspectors, $25 each... 75.00
October 26. To Watson, Bibb, and Keenon, Prison Inspectors, $25 each... 75.00

1859.

February 25. To T. P. A. Bibb, for balance due him as Prison Inspector... 77.77
March 2. To Henry and Cotton, $60 each, and Watson and Robb, $40 each, as Appraisers to Penitentiary, &c... 200.00
March 2. To Todd and O'Brien, $10 each, and W. L. Grant, $60, as Appraisers... 140.00

Total... $2,459.15

PENITENTIARY APPROPRIATIONS FROM 1836 TO 1860.

1839. For purchase of books... $100.00
1840. For Penitentiary... 1,988.22
1841. For Penitentiary... 906.11
1843. For books for use of convicts... 100.00
1844. For Craig & Henry, Keepers... 5,000.00
1845. For books... 50.00
1845. For Craig & Henry, Keepers... 6,000.00
1845. For Craig & Henry, Keepers... 10,000.00
1847. For Penitentiary... 12.50
1847. For Penitentiary... 300.00
1848. For Penitentiary... 240.00
1850. For Penitentiary... 10.25
1853. For Penitentiary... 61.83
1855. For prison extension... 20,000.00
1857. For amount of prison lease appropriated to prison extension... 6,000.00
1858. For amount of prison lease appropriated to prison extension... 6,000.00
1859. For amount of prison lease appropriated to prison extension... 6,000.00
1859. For appropriation for work under contract... 1,507.31
1859. For construction of privy... 650.00

Total... $64,173.44
On motion of Mr. Burton.

Ordered, That a message be sent to the House of Representatives, asking leave to withdraw the announcement of their disagreement to the passage of a bill, which originated in the House of Representatives, entitled

An act for the benefit of Elijah C. Hurst, of Woodford county.

After a short time, said bill was handed in at the Clerk's desk.

Said bill was then taken up, when Mr. Burton moved to reconsider the vote by which said bill was disagreed to.

Said motion was simply entered.

On motion of Mr. Talbott,

Ordered, That the bill for the benefit of the blind children and youth of the State of Kentucky be made the special order of the day for to-morrow, the 27th inst.

The Senate, according to order, took up for consideration the bill for the benefit of the State Agricultural Society, together with the amendment proposed as a substitute therefor.

The original bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the sum of five thousand dollars be, and the same is hereby, appropriated, out of any money in the Treasury not otherwise appropriated, annually (for three years), to the president and directors of the Kentucky State Agricultural Society, to be used for the advancement of the interests of agriculture in Kentucky; and that the president of said society be authorized to draw on the Treasury of Kentucky for that amount.

§ 2. That the president and directors be, and they are hereby, directed to hold their annual meetings in each of the agricultural districts of the State in rotation, commencing the present year, in a different county from which they met in last year.

§ 3. This act to take effect from its passage.

The amendment proposed reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That, the sum of three thousand dollars be, and the same is hereby, appropriated, out of any money in the Treasury not otherwise appropriated, annually, for three years, to the president and directors of the State Agricultural Society, to be used for the advancement of the interest of agriculture in Kentucky; and the president of said society be authorized to draw on the Treasury for that amount.

§ 2. That the third section of the act, entitled "An act to incorporate the Kentucky State Agricultural Society, and to give encouragement to all the arts and sciences connected therewith," approved 10th day of March, 1856, be, and the same is hereby re-enacted, and shall be in full force.

§ 3. That an act approved May 27th, 1865, entitled "An act to amend an act, entitled "An act to incorporate the Kentucky State
266 JOURNAL OF THE SENATE.

Agricultural Society," and to give encouragement to all arts and sciences connected therewith, be, and the same is hereby, repealed.

§ 4. This act to take effect from its passage.

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

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

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

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

The yeas and nays being required thereon in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), Joseph Gardner, K. F. Prichard,
R. A. Burton, William Johnson, I. A. Spalding,
J. G. Carlisle, John W. Johnson, E. D. Standsfield,
J. Q. Chewnsworth, W. Lindsay, A. G. Talbott,
Wm. L. Conklin, D. Y. Lyttle, W. L. Vories,
G. W. Conner, I. T. Martin, Ben. J. Webb,
Lyttleton Cooke, A. L. McAfee, Emery Whitaker,
W. McKee Fox,

Those who voted in the negative, were—

F. M. Allison, A. K. Bradley, G. A. C. Holt,

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

The Senate, according to order, took up for consideration a bill entitled

A bill for the benefit of Newton Craig.

Which bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That D Howard Smith, James W. Tate, S. B. Churchill, Morgan B. Chinn, and Grant Green be, and are hereby, appointed commissioners to ascertain and audit the claim of Newton Craig against the Commonwealth for an alleged balance due him upon an unsettled account. It shall be the duty of the Attorney General to represent the Commonwealth in said investigation. If a majority of said commissioners shall ascertain that any balance is justly and equitably due by the Commonwealth to Newton Craig, they will certify the amount thereof to the Auditor, who shall draw his warrant upon the Treasurer for said amount, provided the Governor shall approve the payment thereof.

§ 2. This act shall take effect from its passage.
Mr. Conklin moved to amend said bill as follows, viz:

Section 1, line 6, strike out the words, "a majority of."

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

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

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

The question was then taken on the passage of said bill, and it was decided in the negative, a constitutional majority not having voted therefor.

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

Those who voted in the affirmative, were—

R. A. Burton,  W. McKee Fox,  A. L. McAfee,
Jno. G. Carlisle,  Edwin Hawes,  W. H. Payne,
J. Q. Chenoweth,  William Johnson,  K. F. Prichard,
Harrison Cockrill,  John W. Johnson,  E. D. Stanfield,
Wm. L. Conklin,  W. Lindsay,  A. G. Talbott,

Those who voted in the negative, were—

Mr. Speaker (Leslie),  Lyttleton Cooke,  I. A. Spalding,
F. M. Allison,  Joseph Gardner,  W. L. Vories,
A. K. Bradley,  D. Y. Lyttle,  

Mr. Spalding then moved to reconsider the vote by which the Senate had rejected said bill.

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

The votes dispensing with the third reading, also the vote ordering said bill to be read a third time, were reconsidered.

Mr. Lindsay then moved to amend said bill as follows:


Mr. Conklin then moved to amend the amendment proposed by Mr. Lindsay, by adding to the names proposed, the name of W. T. Samuels.

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

The question was then taken on the adoption of the amendment proposed by Mr. Lindsay, and it was decided in the affirmative.
Mr. Lindsay then moved to further amend said bill as follows:

Add to the first section the following:

"The commissioners hereby appointed shall, before they proceed to the discharge of the duties imposed upon them, take an oath faithfully and honestly to discharge said duties."

Mr. John W. Johnson moved that said bill and proposed amendment be referred to a select committee of five, to be appointed by the Speaker.

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

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

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), G. W. Connor, D. Y. Lyttle,
F. M. Allison, Lyttleton Cooke, W. L. Vories,
Robert Boyd, Edwin Hawes, I. C. Winfrey,

Wm. L. Conklin,

Those who voted in the negative, were—

R. A. Burton, J. B. Hayden, K. F. Prichard,
John G. Carlisle, William Johnson, I. A. Spalding,
J. Q. Chenoweth, W. Lindsay, E. D. Standeford,
John B. Clarke, I. T. Martin, A. G. Talbot,
Harrison Cockrill, A. L. McAtee, Ben. J. Webb,

W. McKee Fox,

Mr. Spalding 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 second amendment proposed by Mr. Lindsay, and it was decided in the affirmative.

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

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

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—

R. A. Burton, W. McKee Fox, W. H. Payne,
John G. Carlisle, Joseph Gardner, K. F. Prichard,
J. Q. Chenoweth, J. B. Hayden, I. A. Spalding,
John B. Clarke, William Johnson, E. D. Standeford,
**JOURNAL OF THE SENATE.**

|----------|-------------------|------------------|--------------|----------------|-------------|-------------|--------------|--------------|------------------|--------------|-------------|

Those who voted in the negative, were—

|----------------------|--------------|---------------|---------------|---------------|---------------|--------------|--------------|------------------|----------------|

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

On motion of Mr. Payne, leave was given to bring in a bill, entitled

A bill to incorporate the Bowling Green and Double Spring Turnpike Road Company.

Which was referred to the Committee on Internal Improvement.

Mr. Holt, 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 regulate the time of holding the circuit courts in the 15th judicial district;
- An act to amend the charter of the Deposit Bank of Eminence;
- An act to exempt certain bank officers from jury and military services;

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

- An act to incorporate the Simpsonville and Antioch Turnpike Road Company;
- An act to repeal an act, entitled "An act to declare Buffalo creek, in Floyd county, a navigable stream," approved March 11th, 1869;
- An act to declare Elkhorn creek, in Pike county, a navigable stream;

- An act to incorporate the Deposit Bank of Stanford;
- An act to regulate the holding of the courts of the 8th judicial district of this Commonwealth;

And had found the same truly enrolled.

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

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

And then the Senate adjourned.
THURSDAY, JANUARY 27, 1870.

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

An act to establish the county of Lee.
An act for the benefit of Joseph Toombs, of Trimble county.
An act for the benefit of Elijah Cornett, of Perry county.
An act for the benefit of Zachariah Morgan, of Perry county.

That they had passed bills of the following titles, viz:
1. An act to amend an act, entitled “An act to incorporate the Wilows and Orphans’ Home,” approved February 27, 1835.
2. An act for the benefit of the Institution for the Education of Idiots and Feeble-minded Children.
3. An act authorizing the Adamsville Division, No. 147, Sons of Temperance, to sell their property, and apply the proceeds to building a school house.
5. An act to prohibit the sale or vending or giving of vinous, spirituous, or malt liquors in the town of Mt. Washington, or within two miles of the limits thereof.
6. An act to incorporate the Shelton High School, in Smithland.

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

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 2d to the Committee on Charitable Institutions; the 3d to the Committee on Revised Statutes; the 4th to the Committee on Finance; the 5th to the Committee on Religion and Morals; and the 6th to the Committee on Education.

The Senate took up for consideration the motion heretofore made to reconsider the vote by which the Senate had disagreed to the passage of a bill which originated in the House of Representatives, entitled

An act for the benefit of Elijah C. Hurst, of Woodford county.

And the question being taken on reconsidering said vote, it was decided in the affirmative.
Ordered, That said bill be referred to the Committee on Courts of Justice.

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

An act to establish the town of Hampton City, and to extend the corporate limits of the town of Catlettsburg, so as to include the same.

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

The following petitions were presented, viz:

By Mr. Prichard—
1. The petition of sundry citizens of Boyd county, relative to the extension of the limits of the town of Catlettsburg.

By same—
2. The petition of sundry citizens of this State, in relation to the exorbitant rates charged on the Lexington and Big Sandy Railroad, Eastern Division.

By Mr. Boyd—
3. The petition of sundry citizens of Owsley county, praying the creation of a new voting precinct in said county.

By same—
4. The petition of sundry citizens of Laurel county, praying the passage of an act prohibiting the sale of ardent spirits by retail in said county.

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

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

1. A bill to amend section 10, chapter 97, of the Revised Statutes, title “Sureties and Co-obligors.”

2. A bill to amend an act to provide for the erection of fire-proof offices at the seat of government, approved February 2d, 1869.

3. A bill for the benefit of the blind children and youth of the State of Kentucky.

4. A bill to fix the time for the election of judges of the Court of Appeals, and of circuit courts to fill vacancies.
Ordered, That the consideration of the 2d and 3d of said bills be postponed until Tuesday next, February 1st, and that the 1st and 4th be engrossed and read a third time.

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

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

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

By Mr. Spalding, from the Committee on Revised Statutes—
1. A bill to amend an act, entitled "An act to amend and reduce into one the several acts relating to the town of Uniontown."

By Mr. Talbott, from the Committee on Charitable Institutions—
2. A bill to appropriate money to the Western Lunatic Asylum at Hopkinsville.

By Mr. Whitaker, from the Committee on Courts of Justice—
3. A bill directing the judgments and executions of the common pleas courts to be transcribed and docketed in the order and execution books of the circuit courts in the counties of Grayson, Hardin, Breckinridge, and McLean.

By same—
4. A bill to prevent lawyers from keeping their offices in the offices of justices of the peace and offices of county and police judges.

By Mr. Standeford, from the Committee on Internal Improvement—
5. A bill to amend the charter of the Augusta and Dover Turnpike Road Company, in Bracken county.

By same—
6. A bill to amend an act, entitled "An act to incorporate the Salt Lick, Esculapia, and Mt. Carmel Turnpike Road Company.

By same—
7. A bill to amend the charter of the Augusta and Minerva Turnpike Road Company, in Bracken county.

By same—
8. A bill to amend the charter of the Lewis and Mason County Turnpike Road Company.

By same—
9. A bill to amend the charter of the town of Harrodsburg.

By same—
10. A bill to consolidate the Russell Turnpike Road Company, in Fayette county, with the Centerville and Jacksonville Turnpike Road Company.
By same—
11. A bill to amend an act, entitled "An act to amend the charter of the Brooksville and Rock Spring Turnpike Road Company, in Bracken county.

By Mr. Winfrey, from same committee—
12. A bill to amend an act incorporating the Columbia and Burksville Turnpike Road Company.

By Mr. Carlisle, from the Committee on the Judiciary—
13. A bill to amend an act, entitled "An act to provide for the changing of cases from courts of common pleas to circuit courts, and from circuit courts to courts of common pleas, in certain cases," approved January 18, 1869.

By same—
14. A bill in relation to the Court of Appeals.

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

The constitutional provision as to the second reading of said bills being dispensed with, the 2d and 4th were ordered to be printed, and placed in the orders of the day; the 14th were ordered to be printed, and made special order of the day for the 31st instant; and the 1st, 3d, 5th, 6th, 7th, 8th, 9th, 10th, 11th, 12th, and 13th were ordered to be engrossed and read a third time.

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

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

Mr. Conklin, from the Committee on the Judiciary, reported
A bill for the benefit of Chas. G. Wintersmith, judge of the late court of common pleas for the 3d judicial district.

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 draw his warrant upon the Treasurer in favor of Charles G. Wintersmith, judge of the late court of common pleas for the 3d judicial district, for the balance unpaid of one year's salary, at the rate of two thousand two hundred dollars per year, from the 27th day of August, 1867, to the 27th day of August, 1868, which, when drawn, the Treasurer is directed to pay.

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

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,
Ordered, That said bill be engrossed and read a third time.

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

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

The yeas and nays being required thereon, in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), Joseph Gardner, W. H. Payne,
A. K. Bradley, J. B. Hayden, K. F. Prichard,
Jno. G. Carlisle, William Johnson, I. A. Spalding,
John B. Clarke, John W. Johnson, A. G. Talbott,
Harrison Cockrill, D. Y. Lyttle, W. L. Vories,
Wm. L. Conklin, I. T. Martin, Ben. J. Webb,
W. McKee Fox,

Those who voted in the negative, were—

F. M. Allison, Edwin Hawes, A. C. Vallandingham,
Robert Boyd, G. A. C. Holt, I. C. Winfrey,
J. H. Dorman,

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

Mr. Webb, from the Committee on Agriculture and Manufactures, to whom had been recommitted a bill, entitled

A bill for the protection of livery stable keepers in this Commonwealth,

Reported the same with an amendment.

Ordered, That said bill and proposed amendment be committed to the Committee on Courts of Justice.

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

By Mr. Webb, from the Committee on Agriculture and Manufactures—

An act to incorporate the Planters' Warehouse, of Hopkinsville.

By Mr. Whitaker, from the Committee on Banks and Insurance—

An act to amend an act, entitled "An act to incorporate the Southern Mutual Life Insurance Company of Kentucky."

By Mr. Dorman, from the Committee on Courts of Justice—

An act to change the time of holding the monthly session of the Bracken county court.
By Mr. Clarke, from the Committee on Education—
An act for the benefit of school district No. 18, in Cumberland county.

By same—
An act for the benefit of Rowland A. Griggs and William Wallace Combs, trustees in 1867 of school district No. 47, in Madison county.

By Mr. Conklin, from the Committee on Finance—
An act for the benefit of H. Read, late sheriff of Metcalfe county.
By same—
An act for the benefit of J. J. Wood, late sheriff of Clinton county, and his sureties.

By Mr. Standeford, from the Committee on Internal Improvement—
An act to authorize the Harrodsburg and Cornishville Turnpike Road Company to establish and locate a toll-gate.
By same—
An act to empower the Boyd county court to make subscription to the capital stock of the Ashland and Catlettsburg Turnpike Road Company.
By same—
An act to alter and amend the road law in Livingston county.

By same—
An act for the benefit of John T. Wilson and Jasper S. Wilson, of Mason county.

By same—
An act in relation to hauling on the turnpike roads in Bourbon county belonging to turnpike road companies in which the Bourbon county court is the owner of stock.

By same—
An act to incorporate Fairfield and Taylorsville Turnpike Company.
By same—
An act for the benefit of the North Middletown and Cane Ridge Turnpike Road Company.

By same—
An act to charter the Versailles and Crawfish Turnpike Road Company.

By same—
An act to amend an act, entitled “An act to incorporate the Allensville and Elkton Turnpike Road Company.”
By same—
An act for the benefit of the Bryan's Station and Lexington
Turnpike Road Company.

By same—
An act to amend an act to incorporate the Owingsville and Mr.
McIntyre's Ferry Turnpike Road Company, in Bath county.
By Mr. Carlisle, from the Committee on the Judiciary—
An act to incorporate the town of Bell Point, in Franklin county.
By Mr. Conklin, from same committee—
An act empowering the trustees of the town of Petersburg to
purchase real, personal, and mixed estate, and to legalize purchases
heretofore made by said trustees.
By Mr. Talbott, from the Committee on Charitable Institutions—
An act to incorporate the Kentucky Home for Friendless Women.
By Mr. W. Johnson, from the Committee on Courts of Justice—
An act to repeal an act to provide for the advertisement of
sheriff's and marshal's sales in the city of Louisville and Jefferson
county.
By Mr. Conklin, from the Committee on Finance—
An act for the benefit of W. H. Miller and others, sureties of
Q. C. Shanks, late sheriff of Ohio county.
By Mr. Standeford, from the Committee on Internal Improvement—
An act giving to the county court of Josh Bell county power to
control that portion of the Wilderness Turnpike Road in said county.
By Mr. Carlisle, from the Committee on the Judiciary—
An act to prevent judges from practicing law in certain cases.
With amendments to the last five named bills, which were con-
curred in.

Ordered, That said bills be read a third time.
The constitutional provision as to the third reading of said bills
being dispensed with,

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

Mr. Payne, from the Committee on the Judiciary, to whom was
recommitted a bill from the House of Representatives, entitled
An act for the benefit of John Gulick and others,
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 Session Acts, 1869-70.]
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. Payne and
Lindsay, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), W. Mckee Fox, A. L. McAfee,
F. M. Allison, Joseph Gardner, W. H. Payne,
Robert Boyd, Edwin Hawes, K. F. Prichard,
A. K. Bradley, G. A. C. Holt, I. A. Spalding,
John B. Clarke, William Johnson, A. G. Talbott,
Harrison Cockrell, John W. Johnson, Ben. J. Webb,
G. W. Connor, W. Lindsay, I. C. Wintrey,
J. H. Dorman, I. T. Martin,

In the negative—none.

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

Bills from the House of Representatives, of the following titles, were
reported from the several committees to whom they had been referred,
with the expression of opinion that said bills ought not to pass, viz:

By Mr. Whitaker, from the Committee on Banks and Insurance—
An act to incorporate the Safe Deposit Company, of Louisville.

By Mr. W. Johnson, from the Committee on Courts of Justice—
An act to repeal an act, entitled “An act to amend the charter
of the town of Brooksville, in Bracken county,” approved March 4,
1809.

By same—
An act to repeal an act to amend the charter of Brooksville, and
give power to county court to tax and license taverns, &c.

By Mr. Standeford, from the Committee on Internal Improvement—
An act to amend the road laws.

By Mr. Carlisle, from the Committee on the Judiciary—
An act for the benefit of Mrs. Ella Judge and her husband, Marquis
Judge, of Nicholas county.

And the question being taken separately on ordering each one of
said bills to be read a third time, it was decided in the negative.

So said bills were disagreed to.

A message was received from the Governor by Mr. Samuels,
Assistant Secretary of State, announcing that the Governor had ap-
proved and signed enrolled bills, which originated in the Senate, of
the following titles, viz:

An act to regulate the time of holding the circuit courts in the 15th
judicial district.
An act to amend the charter of the Deposit Bank of Eminence.
An act to exempt certain bank officers from jury and military services.

A message in writing was also received from the Governor by Mr. Samuels, Assistant Secretary of State.

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

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT. 
FRANKFORT, JANUARY 27, 1870.

Gentlemen of the Senate:
I hereby nominate for your advice and consent the following persons as suitable to be commissioned as notaries public, viz:

Henry C. Pindell, Jefferson county.
J. L. Danforth, Jefferson county.
T. M. Ballentine, Caldwell county.
E. B. Wilhoit, Carter county.
George W. Ray, Daviess county.
Chas. H. Thomas, Ballard county.

Very respectfully,
J. W. STEVENSON.

Resolved, That the Senate advise and consent to said appointments.

Leave was given to bring in the following bills, viz:
On motion of Mr. W. Johnson—
1. A bill to incorporate the New Hope and Rolling Fork Turnpike Road Company.
   On motion of Mr. Martin—
   2. A bill amending the charter of the town of Leesburg, in Harrison county.
   On motion of Mr. Cockrill—
   3. A bill to reduce the width of the road leading from the State road, near London, to Booneville, Owsley county.
   On motion of Mr. Allison—
   4. A bill to amend an act authorizing the counties, towns, and cities through or near which the Evansville, Henderson, and Nashville Railroad may run, to issue bonds to aid in building said road, approved March 9, 1867.
   On motion of Mr. Fox—
   5. A bill to make appropriation for the purpose of building a monument to the memory of Hon. E. L. VanWinkle, late Secretary of State.
Ordered, That the Committee on Internal Improvement prepare and bring in the 1st; the Committee on Privileges and Elections the 2d; the Committee on Propositions and Grievances the 3d; the Committee on Railroads the 4th; and the Committee on Appropriations the 5th.

Mr. Holt, from the Committee on Enrolments, reported that the committee had examined enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act to authorize the trustees of the town of Hartford to levy a tax for certain purposes;

An act to legalize certain proceedings had in the Lawrence county court of levy and claims;

An act to amend the McLean county road law;

Resolution in relation to the official conduct of the late and present Public Printer;

And enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate Metamora Tribe, No. 12, I. O. R. M.;

An act to incorporate the Louisville Clothing Company;

An act to incorporate the Abraham Lincoln Lodge, No. 6, American Protestant Association, of Covington;

An act to incorporate the Paducah Furniture Manufacturing Company;

An act to incorporate the Louisville Real Estate Company;

An act to prevent hunting and tippling in and around the Highland Cemetery;

An act to authorize the county court of Christian county to establish and keep up a work-house in said county;

An act to incorporate the Louisville Orphan Asylum;

An act to incorporate the Laetitia Club, of Louisville;

An act to amend an act, entitled "An act to incorporate the Montgomery Masonic Temple Company;"

An act to amend the charter of the Deposit Bank of Midway;

An act for the benefit of Thomas S. Parsons;

An act empowering the county court of Bath county to levy an ad valorem tax to pay for and complete the new court-house in said county;

An act to change and define the county lines between the counties of Morgan and Elliott;

An act to amend an act, entitled "An act to amend an act establishing the county of Josh Bell;"
An act to incorporate the Woodford Cream Cheese Company;
Resolution providing for an extension of the present session of the
General Assembly.
And had found the same truly enrolled.
Said bills and resolutions having been signed by the Speaker of the
House of Representatives, the Speaker of the Senate affixed his sig­
nature thereto, and they were delivered to the committee to be pre­
cented to the Governor for his approval and signature.
After a short time, Mr. Holt reported that the committee had
performed that duty.
And then the Senate adjourned.

FRIDAY, JANUARY 28, 1870.

A message was received from the House of Representatives, an­
nouncing that they had passed a bill, which originated in the Senate,
entitled
An act to amend an act, entitled "An act to amend and reduce
into one the several acts relating to the town of Uniontown."
That they had passed bills of the following titles, viz:
1. An act to amend the charter of the town of Danville.
2. An act for the benefit of E. P. Thomas, late circuit, and present
county court clerk of Henry county.
3. An act prohibiting the throwing of dead animals in the water­
courses and ponds in this Commonwealth.
4. An act to amend an act, entitled "An act to regulate the sale of
liquors," approved March 2, 1860.
5. An act for the benefit of Benj. F. Howard, sheriff of Magoffin
county, and his sureties on his official bond, for the year 1868.
6. An act for the benefit of Benj. F. Howard, sheriff of Magoffin
county, and his sureties on his official bond, for the year 1867.
7. An act for the benefit of Stephen Howard, late sheriff of
Magoffin county, and his sureties,
8. An act to prohibit the sale of ardent spirits in the county of Perry.

9. An act to authorize the Harlan county court to levy a tax to pay off county debts.

10. An act to prohibit the sale of spirituous, vinous, or malt liquors in the county of Harlan.

11. An act to amend an act entitled "An act for the protection of game in certain counties of the State."

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

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on the Judiciary; the 2d, 5th, 6th, and 7th to the Committee on Finance; the 3d to the Committee on Propositions and Grievances; the 4th to the Committee on Revised Statutes; the 8th and 10th to the Committee on Religion and Morals; the 9th to the Committee on Courts of Justice; and the 11th to the Committee on Agriculture and Manufactures.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to declare Elkhorn creek, in Pike county, a navigable stream.

An act to repeal an act, entitled "An act to declare Buffalo creek, in Floyd county, a navigable stream," approved March 11th, 1869.

An act to increase the compensation of processioners of land.

An act to amend the charter of St. Catherine's of Sienna, in Washington county.

An act to incorporate Marrowbone Lodge, No. 350, of Free and Accepted Masons.

An act for the benefit of Montgomery Lodge, No. 23, Free and Accepted Masons.

An act to further regulate the duties of the Jefferson circuit court clerk.

An act to authorize the county court of Anderson county to sell and convey the poor-house lands.

An act to change the time of holding the Jessamine county court. 30-s.

An act to incorporate the Deposit Bank of Stanford.

An act to incorporate the Simpsonville and Antioch Turnpike Road Company.

An act to regulate the holding of the courts of the 8th judicial district of this Commonwealth.

An act for the benefit of E. B. Caldwell, late sheriff of Lincoln county.

An act to authorize the trustees of the Methodist Episcopal Church, South, at Russellville, to sell their old church and the grounds belonging thereto, and apply the proceeds to the payment of a debt created by them in the purchase of a parsonage.

An act to amend the charter of the city of Columbus, in Hickman county.

An act to incorporate Christian Church at Rush Branch, in Lincoln county.

An act to extend the corporate limits of the town of Clinton, in Hickman county.

An act to authorize the Fulton county court to levy and collect a tax in said county to repair the court-house.

An act for the benefit of Tho. J. Young, jr., of Bath county.

An act to increase the levy of Logan county.

An act to change the times of holding circuit courts in the 13th judicial district.

An act to repeal an act, entitled "An act to amend the charter of the town of North Middletown, Bourbon county."

An act to change the time of holding the August and February terms of Montgomery county court.

An act to change Mill street, in the town of Milton, Trimble county.

An act to prevent the giving or selling of intoxicating liquors to weak-minded or imbecile persons.

An act to incorporate the Florence and Independence Turnpike Road Company.

An act to make an additional precinct in Shelby county.

The following petition, remonstrance, and memorials were presented, viz:

By Mr. Alexander—

1. The petition of sundry citizens of Fleming and Bath counties, asking the repeal of that portion of the 2d section of an act to incor
porate the Licking River Lumber and Mining Company which relates to the rafting of logs.

By Mr. Lindsay—

2. The remonstrance of sundry citizens of Hickman, remonstrating against the passage of an act increasing the jurisdiction of the mayor of Columbus.

By Mr. Prichard—

1. The memorial of sundry citizens of Boyd county, relative to the extension of the limits of the town of Catlettsburg, so as to include Hampton City.

By same—

4. The memorial of sundry citizens of Boyd county, in relation to the roads in said county.

Which were received, the reading dispensed with, and referred—the 1st and 4th to the Committee on Courts of Justice; the 2d to the Committee on Revised Statutes; and the 3d to the Committee on the Judiciary.

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

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

1. A bill to repeal the charter of the Kentucky Company.

By Mr. Lyttle, from the Committee on Privileges and Elections—

2. A bill for the benefit of the town of Leesburg, in Harrison county.

By Mr. Bradley, from the Committee on Revised Statutes and Codes of Practice—

3. A bill to amend an act to tax railroads and other corporations in aid of the Sinking Fund, approved February 20th, 1864.

By Mr. Spalding, from same committee—

4. A bill in relation to submitting questions of taxation to a vote of the people.

By Mr. Fox, from a select committee—

5. A bill to amend the charter of the town of Nicholasville.

By Mr. Talbott, from the Committee on Charitable Institutions—

5. A bill for the benefit of Graham Chapter, No. 80, of Royal Arch Masons.

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

The constitutional provision as to the second reading of said bills being dispensed with,
Ordered, That said bills be engrossed and read a third time.
The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

On motion of Mr. Cooke, the vote by which the Senate had disagreed to the passage of a bill, which originated in the House of Representatives, entitled
An act to incorporate the Safe Deposit Company, of Louisville, Was reconsidered.
Ordered, That said bill be referred to the Committee on Banks and Insurance.

Mr. Cooke, from the Committee on Railroads, to whom had been referred a bill, entitled
A bill to provide for the punishment of railroad engineers for willfully killing or injuring stock,
Reported the same with an amendment, which was concurred in.
Ordered, That said bill be engrossed and read a third time.
The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.

On motion, leave of indefinite absence was granted to Mr. Boyd after to-day.
Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz.:
By Mr. Winfrey, from the Committee on Propositions and Grievances—
An act for the benefit of William Faris.
By Mr. Cooke, from the Committee on Railroads—
An act in relation to the Louisville, Cincinnati, and Lexington Railroad Company.
By same—
An act to amend the charter of the Williamsburg, Cumberland River, and Tennessee Railroad.
By Mr. Bradley, from the Committee on Revised Statutes—
An act authorizing the Adairsville Division, No. 147, Sons of Temperance, to sell their property, and apply the proceeds to building a school-house.
By same—
An act creating the Kentuckian, of Paducah, a legally authorized newspaper.

By same—
An act to amend section 2, article 9, chapter 83, Revised Statutes, title "Revenue and Taxation."

By same—
An act to extend the benefits of an act, entitled "An act to amend chapter 84, Revised Statutes, title 'Roads and Passways,'" to the counties of Morgan and Menifee.

By same—
An act to amend subsection 5 of section 1, article 18, of chapter 28, of Revised Statutes.

By same—
An act for the benefit of the city of Louisville.

By Mr. Spalding, from same committee—
An act to repeal section 14, chapter 47, Revised Statutes, as far as the same applies to Mount Pleasant, in Harlan county.

By same—
An act to amend an act, entitled "An act to amend chapter 47, section 16, title 'Husband and Wife,' Revised Statutes," approved February 14th, 1866.

By Mr. John W. Johnson, from the Committee on Religion and Morals—
An act for the benefit of Clay and Owsley counties.

By Mr. Talbott, from the Committee on Charitable Institutions—
An act to amend an act, entitled "An act to incorporate the Widows and Orphans' Home," approved February 27, 1865.

By Mr. Fox, from the Committee on Courts of Justice—
An act to legalize the proceedings of the Boone county court at its October term, 1869.

By same—
An act to amend an act for the benefit of Boyd county, approved January 17th, 1868.

By same—
An act for the benefit of John H. Bond and others, of Bracken county.

By Mr. Dorman, from same committee—
An act concerning the jurisdiction of the Monroe county court.
By same—
An act to amend an act approved 9th March, 1869, entitled "An act to fix the time of holding the courts of justices of the peace in Bourbon county."

By Mr. Whitaker, from same committee—
An act to change the time of holding the Rowan county court.

By same—
An act directing the Lincoln circuit court clerk to record certain executions and sheriff's returns thereon, and providing for his compensation therefor.

By Mr. Boyd, from same committee—
An act to change the time of holding the Rowan quarterly courts.

By Mr. Cooke, from the Committee on Railroads—
An act to incorporate the Paris, Richmond, and East Tennessee Railroad Company.

By Mr. Bradley, from the Committee on Revises Statutes—
An act to amend chapter 68, Revised Statutes, title "Names may be Changed."

With amendments to the last two named bills, which were concurred in.

Ordered, That said bills be read a third time.

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

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

Mr. Martin, from the Committee on Library and Public Buildings, asked to be discharged from the further consideration of a leave to them referred to bring in a bill for the benefit of the Louisville Law Library, which was granted.

Mr. Whitaker, from the Committee on Courts of Justice, to whom had been referred a bill from the House of Representatives, entitled An act to amend an act, entitled "An act to change the time of holding the courts in the 5th judicial district."

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz: 

*Be it enacted by the General Assembly of the Commonwealth of Kentucky, That from and after the first day of August, 1870, the circuit courts in the counties composing the 5th judicial district shall be held as follows, viz:*
Meade: Commencing on the third Mondays in July and January, each term continuing twelve juridical days.

Hardin: Commencing on the second Mondays in August and February, each term continuing thirty juridical days.

Breckinridge: Commencing on the third Mondays in September and March, each term continuing twelve juridical days.

Hancock: Commencing on the first Mondays in October and April, each term continuing twelve juridical days.

Daviess: Commencing on the third Mondays in October and April, each term continuing twelve juridical days.

Ohio: Commencing on the second Mondays in December and June, each term continuing forty-two juridical days.

Grayson: Commencing on the first Mondays in July and January, each term continuing twelve juridical days.

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. J. W. Johnson and Martin, were as follows, viz:

Those who voted in the affirmative, were—

A. K. Bradley, W. McKee Fox, I. A. Spalding,
R. A. Burton, Edwin Hawes, E. D. Standford,
John G. Carlisle, William Johnson, A. G. Talbott,
J. Q. Chenoweth, W. Lindsay, Enerly Whitaker—14.
Lyttleton Cooke, A. L. McAfee,

Those who voted in the negative, were—

Mr. Speaker (Leslie), J. H. Dorman, W. H. Payne,
F. M. Allison, Joseph Gardner, A. G. Vallaudingham,
John B. Clarke, J. B. Hayden, W. L. Vories,
Harrison Cockrill, G. A. C. Holt, Ben. J. Webb,
Wm. L. Conklin, John W. Johnson, I. C. Winfrey,

So said bill was disagreed to.

Mr. Talbott, from the Committee on Charitable Institutions, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of the Institution for the Education of Idiots and Feeble-minded Children,

Reported the same with an amendment.

Ordered, That said bill and proposed amendment be printed, and made the special order of the day for Tuesday next, February 1st.

Mr. Holt then moved a reconsideration of the vote thus disposing of said bill.

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

Mr. Bradley, from the Committee on Revised Statutes, to whom had been referred a bill from the House of Representatives, entitled
An act to amend article 3, chapter 47, Revised Statutes, Reported the same without amendment.

Ordered, That said bill be printed, and placed in the orders of the day.

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

By Mr. Cooke, from the Committee on Railroads—
An act to provide for the election and classification of railroad directors;

By Mr. Bradley, from the Committee on Revised Statutes—
An act to amend section 2, article 3, chapter 90, Revised Statutes, title “Coroners;”

By Mr. Boyd, from the Committee on Courts of Justice—
An act requiring the yeas and nays to be taken and recorded when the court of claims makes an appropriation;

With the expression of opinion that said bills ought not to pass. And the question being taken separately on ordering each of said bills to be read a third time, it was decided in the negative.

So said bills were disagreed to.

Mr. Cooke, from the Committee on Railroads, to whom had been referred a bill from the House of Representatives, entitled An act to regulate the compensation for collecting the Elizabeth-town and Paducah Railroad tax in McCracken county;

Reported the same, with the expression of opinion that said bill ought not to pass.

Before the vote was taken, it was

Ordered, That said bill and report be placed in the orders of the day.

Mr. Spalding, from the Committee on Revised Statutes, to whom had been referred a bill from the House of Representatives, entitled An act to amend section 106 of Civil Code of Practice, Reported the same without amendment.

Ordered, That said bill be printed, and placed in the orders of the day.

Mr. Holt, 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 Joseph Toombs, of Trimble county;

An act to establish the county of Lee;
An act for the benefit of Elijah Cornett, of Perry county;
An act for the benefit of Zachariah Morgan, of Perry county;
And enrolled bills, which originated in the House of Representatives, of the following titles, viz:
An act to incorporate the Louisville Baptists' Orphans' Home;
An act to incorporate the German Real Estate and Building Association, of Louisville;
An act to alter and amend the road law in Livingston county;
An act to exempt the treasurer and secretary of Cave Hill Cemetery, in Jefferson county, from all jury service;
And had found the same truly enrolled.
Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.
After a short time, Mr. Holt reported that the committee had performed that duty.
And then the Senate adjourned.

SATURDAY, JANUARY 29, 1870.

A message was received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, entitled
An act to amend an act, entitled "An act to provide for the changing of cases from courts of common pleas to circuit courts, and from circuit courts to courts of common pleas, in certain cases," approved January 18, 1869.
That they had passed bills of the following titles, viz:
1. An act to incorporate the Simpsonville and Buck Creek Turnpike Road Company.
2. An act to extend the provisions of certain local acts to Shelby county.

3. An act to amend the charter of the town of Simpsonville.
4. An act for the benefit of the Baptist Church in Shelbyville.
5. An act for the benefit of W. A. Glass, of Christian county.
6. An act for the benefit of Samuel Steele, of Franklin county.

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

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

The following petitions were presented, viz:
By Mr. Wrightson—
1. The petition of sundry citizens of Campbell county, praying the repeal of the law in aid of turnpikes.
By Mr. Allison—
2. The petition of sundry citizens of the town of Greenville, asking the passage of an act prohibiting the sale of spirituous liquors in and near said town.
By Mr. Whitaker—
3. The petition of sundry citizens of Mason and Lewis counties, in relation to a turnpike road.

Which petitions were received, the reading dispensed with, and referred—the 1st to the Committee on Courts of Justice; the 2d to the Committee on Religion and Morals; and the 3d to the Committee on Internal Improvement.

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

Resolved by the General Assembly of the Commonwealth of Kentucky, That the election for the offices of State Printer, Binder, Librarian, and Keeper of the Penitentiary be postponed until Thursday, the 10th day of February next.

And the question being taken on dispensing with the rule requiring a joint resolution to lie one day on the table, it was decided in the negative.

Mr. Allison moved to reconsider the vote by which the Senate on yesterday disagreed to the passage of a bill, which originated in the House of Representatives, entitled

An act to amend an act, entitled “An act to change the time of holding the courts in the 5th judicial district.”
Which motion was simply entered.

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

By Mr. Whitaker, from the Committee on Banks and Insurance—
A bill to incorporate the First German Louisville Mutual Life Insurance Company.

By Mr. Clarke, from the Committee on Education—
A bill for the benefit of Rev. E. H. Brandtz.

By Mr. Standeford, from the Committee on Internal Improvement—
A bill to amend the charter of the Nicholasville and Kentucky River Turnpike Road.

By Mr. W. Johnson, from the Committee on Courts of Justice—
A bill to amend an act, entitled "An act to authorize the Boyd county court to make a road from Catlettsburg to the Lawrence county line."

By Mr. Cooke, from the Committee on the Judiciary—
A bill in regard to the jurisdiction of the circuit court of Jefferson county.

By Mr. Winfrey, from the Committee on Propositions and Grievances—
A bill for the benefit of Robert Thompson, of McLean county.

By same—
A bill allowing the road from Laurel county, near London, to Booneville, Owsley county, to be opened twenty feet wide.

By Mr. Payne, from the Committee on Railroads—
A bill to require railroad companies to keep open their ticket offices during one hour immediately before the departure of their trains, in cases when tickets are required before entering the cars.

By Mr. Talbott, from a select committee—
A bill to amend an act, entitled "An act to reduce into one the several acts concerning the town of Perryville, in Boyle."

A bill for the benefit of John Fry, of Casey county.

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

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

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

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Carlisle, from the Committee on the Judiciary, reported

A bill to amend the penal laws of this State.

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

Said bill was read a second time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That if any judge of the county court for any county within this Commonwealth shall fail, neglect, or refuse to keep regularly open an office for the transaction of business appertaining to the business of the quarterly court at the county seat of their respective counties, he shall be deemed guilty of a misdemeanor, and shall be fined five dollars for each day he shall so fail, neglect, or refuse to keep said office as he is required to do by the terms of this act, to be recovered by indictment in the circuit court of the county in which he is elected.

§ 2. The provisions of this act shall not apply to the counties of Kenton and Campbell.

Sundry amendments were then proposed to said bill, exempting certain counties from the provisions of the bill.

Mr. Bradley moved to lay said bill and proposed amendments on the table.

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

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

Those who voted in the affirmative, were—

F. M. Allison, J. B. Hayden, W. Lindsay,
R. A. Burton, G. A. C. Holt, A. L. McAfee,
Edwin Hawes, John W. Johnson, I. A. Spalding—9.

Those who voted in the negative, were—

Mr. Speaker (Leslie), J. H. Dorman, A. G. Talbott,
A. K. Bradley, W. McKee Fox, Oscar Turner,
Jno. G. Carlisle, Joseph Gardner, A. C. Vallandingham,
J. Q. Chenoweth, William Johnson, W. L. Vories,
John B. Clarke, D. Y. Lyttle, Ben. J. Webb,
Harrison Cockril, I. T. Martin, Emyr Whitaker,
Wm. L. Conklin, W. H. Payne, I. C. Winfrey,

Ordered, That said bill and proposed amendments be recommitted to the Committee on the Judiciary.

Mr. Cooke, from the Committee on the Judiciary, reported

A bill to regulate the liabilities of hotel, tavern, and innkeepers in certain cases.
Which was read the first time, and ordered to be read a second time.

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

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

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed, was read a third time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That hereafter all keepers of hotels, taverns, and inns, who shall provide a safe or vault for the safe-keeping of money, jewelry, and other articles of value, except wearing apparel, shall give notice thereof to the guests, boarders, and other persons boarding or staying in any such hotel, tavern, or inn, by posting in the office and lodging-rooms of such hotel, tavern, or inn, a copy of this act, with a notice of the fact that a safe or vault has been provided for the safe-keeping of money, jewelry, or other articles of value, except wearing apparel, said keepers of hotels, taverns, or inns shall not be liable for the loss of any money, jewelry, or other articles of value, except wearing apparel, lost or stolen from any guest, boarder, or other person, unless the same shall have been delivered to the keeper or some clerk, to be deposited in the safe or vault provided for the safe-keeping of such money, jewelry, or other articles of value, except wearing apparel.

§ 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 negative.

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

Those who voted in the affirmative, were—

R. A. Burton, Lyttleton Cooke, E. D. Standeford,
John G. Carlisle, Edwin Hawes, Ben. J. Webb,
J. Q. Chenoweth, William Johnson, I. C. Winfrey,
Wm. L. Conklin,

Those who voted in the negative, were—

Mr. Speaker (Leslie), Joseph Gardner, A. L. McAfee,
F. M. Allison, J. B. Hayden, I. A. Spalding,
A. K. Bradley, G. A. C. Holt, A. G. Talbott,
Harrison Cockrill, John W. Johnson, Oscar Turner,
J. H. Dorman, W. Lindsey, A. C. Vallandingham,

So said bill was rejected.

Mr. Cooke, from the Committee on Railroads, to whom had been referred a bill, entitled
A bill to incorporate the Brownsville and Glasgow Junction Railroad Company,
Reported the same without amendment.
Ordered, That said bill be printed, and placed in the orders of the day.
The Senate took up for consideration the amendment proposed by the House of Representatives, to a bill from the Senate, entitled
An act to amend the city charter of Covington.
Which was twice read and concurred in.
The Senate took up for consideration the report of the Committee on Railroads, which was, that said bill ought not to pass.
And the question being taken on ordering said bill to be read a third time, the opinion of the committee to the contrary notwithstanding, it was decided in the affirmative.
The third reading of said bill being dispensed with,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration the motion pending to reconsider the vote by which the Senate had dispensed with the third reading of a bill—the vote on the passage having been heretofore reconsidered—which originated in the House of Representatives, entitled
An act to incorporate the Hopkinsville and Beverly Turnpike Road Company.
And the question being taken thereon, it was decided in the negative.
The question was 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.

A message was received from the House of Representatives, 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 city of Henderson," approved February 14, 1867.
Which was read the first time, and ordered to be read a second time.
The constitutional provision as to the second reading of said bill being dispensed with,
Ordered, That said bill be read a third time.
The constitutional provision as to the third reading of said bill being dispensed with,

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

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

By Mr. Webb, from the Committee on Agriculture and Manufactures—

An act to amend an act, entitled “An act for the protection of game in certain counties of the State.”

By Mr. Standeford, from the Committee on Internal Improvement—

An act for the benefit of Clark county.

By same—

An act to repeal an act, entitled “An act amending the road law of the county of Gallatin,” approved March 5th, 1869.

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

An act to amend the charter of the town of Danville.

By same—

An act to amend the charter and to enlarge and define the boundary of the town of Bowling Green.

By same—

An act to amend an act, entitled “An act to amend the charter of the town of Mackville, in Washington county.”

By same—

An act to establish the town of Hampton City, and to extend the incorporated limits of the town of Catlettsburg so as to include the same.

By Mr. Winfrey, from the Committee on Propositions and Grievances—

An act prohibiting the throwing of dead animals in the watercourses and ponds in this Commonwealth.

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

An act to amend an act, entitled “An act to regulate the sale of liquors,” approved March 2, 1860.

Ordered, That said bills be read a third time.

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

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.
Mr. Winfrey, from the Committee on Propositions and Grievances, to whom had been referred a bill from the House of Representatives, entitled
An act to prevent the destruction of fish in Salt river and its tributaries,
Reported the same, with the expression of opinion that said bill ought not to pass.
And the question being taken on ordering said bill to be read a third time, it was decided in the negative.
So said bill was disagreed to.
A message was received from the Governor by Mr. Samuels, Assistant Secretary of State, announcing that the Governor had approved and signed enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:
An act to authorize the trustees of the town of Hartford to levy a tax for certain purposes.
An act to legalize certain proceedings had in the Lawrence county court of levy and claims.
An act to amend the McLean county road law.
An act for the benefit of Zachariah Morgan, of Perry county.
An act for the benefit of Elijah Cornett, of Perry county.
An act for the benefit of Joseph Toombs, of Trimble county.
Resolution in relation to the official conduct of the late and present Public Printer.
Leave was given to bring in the following bills, viz:
On motion of Mr. Carlisle—
1. A bill for the benefit of H. H. Mullins, of Kenton county.
On motion of Mr. Hayden—
2. A bill to amend the town charter of Elizabethtown.
On motion of same—
3. A bill to amend the Elizabethtown and Paducah Railroad charter.
On motion of same—
4. A bill to amend the law in relation to executors and administrators.
On motion of Mr. Jno. W. Johnson—
On motion of Mr. Vallandingham—
6. A bill to amend section 73, of chapter 1, of title 5, of the Civil Code of Practice.
MONDAY, JANUARY 31, 1870.

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

1. An act for the benefit of Leslie Johnson, late sheriff of Letcher county.
2. An act to incorporate the Farmers' Deposit Bank, of Taylorsville. Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Finance, and the 2d to the Committee on Banks and Insurance.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and a resolution.
which originated in the House of Representatives, of the following
titles, viz:

An act to incorporate the Southern Banking Company.

An act to amend an act, entitled "An act to amend an act estab-
lishing the county of Josh Bell."

An act to authorize the county court of Christian county to estab-
lish and keep up a work-house in said county.

An act to incorporate Metamora Tribe, No. 12, I. O. R. M.

An act to change and define the county lines between the counties
of Morgan and Elliott.

An act for the benefit of Thomas S. Parsons.

An act to amend an act, entitled "An act to incorporate the
Montgomery Masonic Temple Company."

An act to prevent hunting and tippling in and around the High-
land Cemetery.

An act to amend the charter of the Deposit Bank of Midway.

An act to incorporate the Louisville Clothing Company.

An act to incorporate the Louisville Real Estate Company.

An act to alter and amend the road law in Livingston county.

An act to incorporate the Woodford Cream Cheese Company.

An act to incorporate the Paducah Furniture Manufacturing
Company.

Resolution providing for an extension of the present session of the
General Assembly.

A message was also received from the House of Representatives,
announcing that they had passed a bill, entitled

An act to amend the charter of the town of Winchester.

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

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

Ordered, That said bill be read a third time.

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

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

The Senate took up for consideration the joint resolution offered by
Mr. Martin on the 29th inst., in relation to a postponement of the
election of public officers.
The question was then taken upon the adoption of said resolution, and it was decided in the negative.

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

Those who voted in the affirmative, were—

John G. Carlisle, John W. Johnson, E. D. Standeford,
John B. Clarke, I. T. Martin, W. L. Vories,
Wm. L. Conklin, K. F. Prichard, Ben. J. Webb,
William Johnson,

Those who voted in the negative, were—

Mr. Speaker (Leslie), W. McKee Fox, A. L. McAfee,
F. M. Allison, Joseph Gardner, W. H. Payne,
A. K. Bradley, J. B. Hayden, A. G. Talbott,
R. A. Burton, G. A. C. Holt, Oscar Turner,
J. Q. Chenoweth, W. Lindsay, A. C. Vallandingham,
G. W. Connor,

Mr. Turner then moved to reconsider the vote by which the Senate had rejected said resolution.

Which motion was simply entered.

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

By Mr. Clarke, from the Committee on Education—
1. A bill for the benefit of school districts Nos. 80 and 30, in Barren county.

By same—
2. A bill for the benefit of school district No. 36, in Hardin county.

By same—
3. A bill to incorporate Harrisburg Seminary.

By Mr. Martin, from the Committee on the Penitentiary—
4. A bill amending and re-enacting an act for the benefit of the Kentucky Penitentiary, approved February 1st, 1858.

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

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

Ordered, That the 4th be printed, and placed in the orders of the day, and that the 1st, 2d, and 3d be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Clarke, from the Committee on Education, to whom had been referred bills from the House of Representatives, of the following titles, viz:

An act to incorporate the Pitt's Point Male and Female Academy, of Bullitt county;

An act to incorporate the Shelton High School, in Smithland;

Reported the same without amendment.

Ordered, That said bills be read a third time.

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

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

Mr. Carlisle, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of Mary A. Nixon, of Anderson county;

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Mr. Lindsay moved to reconsider the vote by which the Senate had passed a bill, which originated in the House of Representatives, entitled

An act to incorporate the Hopkinsville and Beverly Turnpike Road Company.

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

The vote dispensing with the second reading, and also that ordering said bill to be read a third time, were reconsidered.

Ordered, That the further consideration of said bill be postponed until to-morrow.

Mr. Winfrey, from the Committee on Propositions and Grievances, to whom had been referred leave to bring in a bill, entitled

A bill for the benefit of Oliver Crawford, of Estill county,

Asked to be discharged from the further consideration of said leave.

Which was granted.

Mr. Winfrey, from same committee, asked to be discharged from the further consideration of the petition of J. Pillsbury.

Which was granted.
The Senate took up for consideration a bill, entitled
A bill in relation to the Court of Appeals.

Ordered, That the further consideration of said bill be postponed,
and made the special order of the day for Wednesday next, 2d of
February.

The Senate also took up for consideration a bill, entitled
A bill to appropriate money to the Western Lunatic Asylum at
Hopkinsville.

Ordered, That said bill be made the special of the day for Wednes-
day next, 2d February.

A message was received from the House of Representatives, an-
ouncing that they had passed a bill, which originated in the Senate,
entitled

An act to amend the charter of the town of Nicholasville.

The Senate took up for consideration the motion heretofore made
to reconsider the vote by which the Senate had disagreed to the pas-
sage of a bill, which originated in the House of Representatives, en-
titled

An act to amend the charter of the Foster Turnpike Road Com-
pany.

And the question being taken on reconsidering 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.

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

A message was received from the Governor by Mr. Samuels,
Assistant Secretary of State, announcing that the Governor had ap-
proved and signed enrolled bills, which originated in the Senate, of
the following titles, viz:

An act to establish the county of Lee.
An act to amend and reduce into one the several acts in relation
to the town of Crab Orchard, in Lincoln county.
The Senate took up for consideration a bill, entitled
A bill to regulate the duties of presiding judges of county courts.
Said bill was then amended.

Ordered, That said bill be referred to the Committee on Courts of
Justice.

Leave was given to bring in the following bills, viz:
On motion of Mr. Payne—
1. A bill to provide for the more effectual protection of fruit-growers
against trespassers.
On motion of Mr. Carlisle—

2. A bill to increase the compensation of the judges of circuit, criminal, common pleas, and chancery courts, in this Commonwealth.

On motion of Mr. Cockrill—

3. A bill to give State aid to Kentucky railroad companies.

Ordered, That the Committee on Agriculture and Manufactures prepare and bring in the 1st; the Committee on the Judiciary the 2d; and the Committee on Railroads the 3d.

Mr. Holt, 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 city charter of Covington;

An act to amend an act, entitled "An act to amend and reduce into one the several acts relating to the town of Uniontown;"

An act to amend an act, entitled "An act to provide for the change of causes from courts of common pleas to circuit courts, and from circuit courts to courts of common pleas, in certain cases," approved January 18, 1869;

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

An act for the benefit of Rowland A. Griggs and William Wallace Combs, trustees in 1867 of school district No. 47, in Madison county;

An act to amend an act, entitled "An act to incorporate the Southern Mutual Life Insurance Company of Kentucky;"

An act to change the time of holding the monthly session of the Bracken county court;

An act to authorize the Harrodsburg and Cornishville Turnpike Road Company to establish and locate a toll-gate;

An act to empower the Boyd county court to make subscription to the capital stock of the Ashland and Catlettsburg Turnpike Road Company;

An act in relation to the Louisville, Cincinnati, and Lexington Railroad Company;

An act for the benefit of John T. Wilson and Jasper S. Wilson, of Mason county;

An act in relation to hauling on the turnpike roads in Bourbon county belonging to turnpike road companies in which the Bourbon county court is the owner of stock;
JAN. 31.] JOURNAL OF THE SENATE.

An act for the benefit of H. Read, late sheriff of Metcalfe county;
An act for the benefit of J. J. Wood, late sheriff of Clinton county, and his sureties;
An act empowering the trustees of the town of Petersburg to purchase real, personal, and mixed estate, and to legalize purchases heretofore made by said trustees;
An act to incorporate the town of Bell Point, in Franklin county;
An act for the benefit of the North Middletown and Cane Ridge Turnpike Road Company;
An act to charter the Versailles and Crawfish Turnpike Road Company;
An act for the benefit of the Bryan's Station and Lexington Turnpike Road Company;
An act to amend an act to incorporate the Owingsville and McIntyre's Ferry Turnpike Road Company, in Bath county;
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 had found the same truly enrolled.

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

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

And then the Senate adjourned.
A message was received from the House of Representatives, announcing their disagreement to an amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act to prevent judges from practicing law in certain cases.

That they had concurred in the amendments proposed by the Senate, to bills from the House of Representatives, of the following titles, viz:

An act to amend chapter 68, Revised Statutes, title "Names may be Changed."

An act to incorporate the Kentucky Home for Friendless Women.

An act giving to the county court of Josh Bell county power to control that portion of the Wilderness Turnpike Road in said county.

An act for the benefit of W. H. Miller and others, sureties of Q. C. Shanks, late sheriff of Ohio county.

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

An act for the benefit of the town of Leesburg, in Harrison county.

An act to amend the 7th section of an act incorporating the town of Litchfield, approved February 5, 1866.

An act to amend and re-enact an act to authorize school district No. 7, in Washington county, to levy a tax for school purposes.

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

1. An act to incorporate the Church of the Messiah, of Louisville.
2. An act amending an act incorporating the Russellville Female Academy, approved January 25, 1865.
3. An act to amend the charter of the Sayre Female Institute.
4. An act allowing Columbia school district No. 29, in Adair county, to vote tax to pay for building school-house.
5. An act for the benefit of school district No. 16, in Graves county.

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

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Religion and Morals, and the 2d, 3d, 4th, and 5th to the Committee on Education.
A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Louisville Baptists' Orphans' Home.

An act empowering the county court of Bath county to levy an ad valorem tax to pay for and complete the new court-house in said county.

An act to incorporate the Abraham Lincoln Lodge, No. 6, American Protestant Association, of Covington.

An act to exempt the treasurer and secretary of Cave Hill Cemetery, in Jefferson county, from all jury service.

An act to incorporate the Laetitia Club, of Louisville.

On motion of Mr. Spalding,

Ordered, That a committee of two on the part of the Senate be appointed, to act in conjunction with a similar committee, to be appointed on the part of the House of Representatives, to wait upon the Governor, and ask leave to withdraw a bill, which originated in the Senate, entitled

An act to amend an act, entitled "An act to amend and reduce into one the several acts relating to the town of Uniontown."

Whereupon, Messrs. Spalding and Chenoweth were appointed said committee.

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

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

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,}
FRANKFORT, February 1, 1870.

Gentlemen of the Senate:

I hereby nominate, for your advice and consent the following persons as suitable to be commissioned as notaries public, viz:

Albert S. Berry, Campbell county.
Morris J. Harris, Lincoln county.
Ben. L. McDougall, Jefferson county.
T. P. A. Bibb, Kenton county.

Very respectfully,
J. W. STEVENSON.
Resolved, That the Senate advise and consent to said appointments.

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

An act to amend the city charter of Covington.

An act to amend an act, entitled "An act to provide for the change of causes from courts of common pleas to circuit courts, and from circuit courts to courts of common pleas, in certain cases," approved January 18, 1869.

The Senate, according to order, took up for consideration a bill, entitled

A bill to amend an act to provide for the erection of fire-proof offices at the seat of government," approved February 2d, 1869.

Ordered, That the further consideration of said bill be postponed, and made the special order of the day for Friday next.

The Senate also, according to order, took up for consideration a bill from the House of Representatives, entitled

An act for the benefit of the Institution for the Education of Idiots and Feeble-minded Children,

Together with the amendment proposed by the Committee on Charitable Institutions.

Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the sum of six thousand seven hundred and thirty-one dollars and seventy-five cents ($6,731 75) be, and are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, for the benefit of the Institution for the Education of Idiots and Feeble-minded Children, to be devoted by the commissioners to the following purposes, viz: To the purchase of water privilege and the building of reservoir, the purchase and erection of suitable pumps, pipes, and fixtures to supply the Institution with pure water, five thousand dollars ($5,000); to the making of necessary changes and repairs in the arrangement of old building, one thousand dollars ($1,000); to the compensation of superintendant and architect employed to superintend buildings, as provided in the act approved February 1, 1869, for which no appropriation was made, seven hundred and thirty-one dollars and seventy-five cents ($731 75), for which said sums of money the Auditor of Public Accounts shall issue his warrant on the Treasurer of the State of Kentucky on the order of the commissioners of said Institution.

§ 2. This act shall be in force from its passage.
The amendment proposed by the committee is as follows, viz:

Section 1, line 6, strike out the words "water privilege," and before the word "and" insert the following: "A lot of ground adjacent to said Institution, on which there is a spring of water belonging to the Misses Roberts."

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

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

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

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 (Leslie), W. McKee Fox, I. A. Spalding, A. G. Talbott,
Jos. M. Alexander, Joseph Gardner, E. D. Standeford, A. C. Vallandingham,
F. M. Allison, Edwin Hawes, W. L. Vories,
R. A. Barton, J. B. Hayden, Ben. J. Webb,
Jno. G. Carlisle, William Johnson, Emery Whitaker,
J. Q. Chenoweth, John W. Johnson, I. C. Winfrey,
Harrison Cockrill, A. L. McAfee
Wm. L. Conklin, W. H. Payne
J. H. Dorman

Those who voted in the negative, were—

A. K. Bradley, W. Lindsay, Oscar Turner—4.
G. A. C. Holt

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

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

A bill for the benefit of the blind children and youth of the State of Kentucky.

Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the board of visitors of the Kentucky Institution for the Education of the Blind be, and are hereby, authorized to extend, at their discretion, for a period not exceeding seven years in all, the school term of such meritorious pupils as shall be recommended by the Superintendent as worthy of longer instruction in literature, music, and mechanic arts than is now allowed by law.

§ 2. That the annual appropriation for the support of said Institution be, and is hereby, increased from six thousand dollars to ten thousand dollars.
§ 3. That the sum of ten thousand dollars be, and the same is hereby, appropriated to said Institution, to be paid to the board of visitors, to enable said board to discharge the debts of the Institution; to make the necessary repairs on the buildings; to connect the buildings with the Louisville water-works by an iron pipe of sufficient size to furnish an abundant and unfailing supply of water for bathrooms, and all domestic purposes, as well as for the protection of the property of the Institution and lives of the pupils against fire; and to make other necessary improvements on the buildings and grounds of the Institution.

§ 4. This act to take effect from the time of its passage.

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

Strike out the first section of the bill.

Mr. Turner moved to commit said bill and proposed amendment to the Committee on Finance.

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

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

Mr. Martin moved to amend second section of the bill by striking out "ten" before the word "thousand," and insert in lieu thereof the word "eight."

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

Mr. Chenoweth then moved to amend said bill as follows, viz:

Section 1, line 4, strike out the word "seven," and insert in lieu thereof the word "ten."

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

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

Those who voted in the affirmative, were—

John G. Carlisle, Joseph Gardner, W. H. Payne,

Those who voted in the negative, were—

Mr. Speaker (Leslie), Edwin Hawes, E. D. Standeford,
F. M. Allison, J. B. Hayden, A. G. Talbott,
A. K. Bradley, G. A. C. Holt, Oscar Turner,
R. A. Burton, William Johnson, A. C. Vallandingham,
John B. Clarke, John W. Johnson, Ben. J. Webb,
Wm. L. Conklin, W. Lindsay, Emery Whitaker,
Lyttleton Cooke, D. Y. Lyttle, I. C. Winfrey,

W. McKee Fox,

Ordered, That said bill be engrossed and read a third time.
The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,
The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

F. M. Allison, W. McKee Fox, E. D. Standeford,
R. A. Burton, Joseph Gardner, A. G. Talbott,
Jno. C. Carlisle, J. B. Hayden, A. C. Vallandigham,
J. Q. Chenoweth, William Johnson, W. L. Vories,
John B. Chauke, John W. Johnson, Ben. J. Webb,
Harrison Cockrill, D. Y. Lyttle, Emery Whitaker,
Lyttlon Cooke, I. T. Martin, I. C. Winfrey,

Those who voted in the negative, were—

Mr. Speaker (Leslie), Edwin Hawes, A. L. McAfee,
A. K. Bradley, G. A. C. Holt, I. A. Spalding,
Wm. L. Conklin, W. Lindsay, Oscar Turner—9.

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

Mr. Holt, from the joint committee of the two Houses upon the subject of an investigation into the conduct of the late and present Public Printer, made the following report, viz:

Proceedings of the Joint Committee, appointed under a Joint Resolution of the General Assembly of Kentucky, approved January 29th, 1870:

IN SENATE, January 25, 1870.

Resolved by the General Assembly of the Commonwealth of Kentucky, That a committee of five on the part of the Senate, to be appointed by the Speaker, be appointed, to act in conjunction with a similar committee on the part of the House of Representatives, whose duty it shall be to investigate all matters touching the conduct of the late and present Public Printer, and the connection of the latter with the former; to ascertain what amount has been paid the aforesaid officers during their respective terms of office, and all other matters that may be by them deemed pertinent to a thorough investigation of the official conduct of those referred to above; and that they reduce all testimony to writing, and report therein at the earliest day practicable.

A Copy—Attest:

J. R. HAWKINS, C. S.


On motion of Mr. Webb it was ordered, that Mr. Holt act as Secretary of the Committee, to reduce its proceedings and the evidence adduced by it to writing.

The Committee then proceeded to examine D. Howard Smith, Auditor of Kentucky, who, after having been duly sworn, deposed as follows:

Question by the Committee—Are you the Auditor of Kentucky, and how long have you been such?
JOURNAL OF THE SENATE.

Ans.—I am, and have been since 7th of October, 1867.

Question—What are your duties as to making settlements with the Public Printer?

Answer—My duty is to advance money from time to time, to Public Printer, at the rate of eighty cents on the dollar as the work progresses, and to make a settlement with him at the end of each printing year, requiring him, at that settlement, to itemize his account for the work done.

Question—What is the end of the printer’s year under the statute?

Ans.—I think the first Monday in August in each year.

Question—When was Mr. Harney elected and installed as Public Printer?

Ans.—Elected session 1865–6; went into office first Monday in August, 1866.

Question—When did Mr. Harney die?

Ans.—Don’t remember.

Question—Have you any public record showing it?

Ans.—I don’t think I have.

Question—Who was conducting the office of Public Printer, so far as drawing the money was concerned, during Harney’s term?

Ans.—Col. S. I. M. Major, the present Public Printer.

Question—Did you understand the relation Col. Major held toward Harney—whether agent or partner?

Ans.—I know nothing of Col. Major being a partner of Mr. Harney. I do know that he held a power of attorney from Harney, constituting him his agent and attorney in fact, authorizing him to draw any and all moneys due him (Harney) as Public Printer for work done, which instrument is on file in this office, a copy of which I file here:

Know all Men by these Presents:

That whereas, Jno. H. Harney has been duly elected Public Printer for the State of Kentucky, and whose term of service commenced on the 6th day of August, 1866; and whereas, the said Jno. H. Harney has this day, and doth by these presents, constitute and appoint, I. M. Major his true and lawful attorney in fact, to manage and conduct the business of performing the duties of said office, so far as they can be performed by an agent. Now, I, the said John H. Harney, do hereby authorize and empower the said S. I. M. Major, under my hand and seal, and under my seal and signature, to receive from the Auditor of Public Accounts any sum or sums of money which may from time to time, become due and owing to the Public Printer for work done for the Commonwealth of Kentucky, or for any work which may be required of me as Public Printer, and during the time for which I have been elected as aforesaid.

And any receipts or acquittance which the said Major may give, or be required to give, in the conduct and management of said business, shall be as binding upon me, as if executed by me in person; and so of any other writing which may be necessary to be executed.

This power of attorney is not to be revoked during the existence of the term for which I have been elected as aforesaid.

Given under my hand this 9th day of August, 1866.

WITNESS: G. W. CHADDOCK,

J. A. DAWSON.

STATE OF KENTUCKY, FRANKLIN COUNTY, SC:

I, Geo. W. Gwin, a Justice of the Peace in and for the county aforesaid, do certify that Jno. H. Harney this day came personally before me and took the oath prescribed in the 8th section of the eighth article of the Constitution of Kentucky for the faithful discharge of his official duties as Public Printer for the said State of Kentucky.

Given under my hand, as Justice of the Peace aforesaid, this 10th day of August, 1866.

GEO. W. GWIN, J. P. & C.
JOURNAL OF THE SENATE.

FEB, 1.

Ques.—Did you at any time ever pay Harney money as Public Printer?
Ans.—I never did.

Ques.—How did you pay that money; to whom; and on what vouchers?
Ans.—On certified estimates of work done by the Public Printer, furnished me by Col. Major as agent aforesaid, a copy of one of which is filed here as a specimen of such requisitions:

PUBLIC PRINTING.

No. 3760.

J. H. HARNEY.

FRANKFORT, July 2, 1868.

Col. D. Howard Smith, Auditor:

You will please draw warrant in my favor for two thousand dollars, on account of Public Printing, according to law.

Respectfully,

S. I. M. MAJOR,

Attorney and Agent for Harney's Representatives, P. P.

Indorsed as follows:

Public Printing.—No. 3760.—J. H. Harney.—$2,000.

Received warrant on the within July 3, 1868.

S. I. M. MAJOR,

Attorney and Agent Harney's Representatives, P. P.

I will also state, that, upon such vouchers, the former Public Printers, G. D. Prentice and Col. A. G. Hodges, have invariably drawn their compensation, with a few exceptions—a few having been sworn to.

Ques.—How much money was paid for public printing during Harney's term of office; and what mistakes were committed, and by whom, and how rectified, and by whom?
Ans.—Whole amount drawn was $72,500 during Harney's term of office. In the last year of Mr. Harney's term of office his account was overdrawn $9,505 17.—included in various vouchers—in all amounting to said amount—these drafts made on estimates, not on bills rendered. This error was rectified by Col. Major, who repaid the money into the Treasury himself on the 26th December, 1868.

Ques.—How were these over-drafts discovered?
Ans.—The over-drafts were discovered by the furnishing of the itemized account by Col. Major; but I was informed of the fact of said over-draft by Col. Major before he rendered to me said itemized account. The itemized account was furnished on 5th December, 1868. A day or two before this, he had informed me of the existence of this over-draft.

Ques.—As Auditor, what time did you require of the Public Printer the rendition of an itemized account in each year?
Ans.—The 1st Monday in August, as the law (in my opinion) requires it. But I find, upon examination, that these accounts have usually been rendered at the end of the fiscal year, which is 10th October; and I also find they have sometimes not been rendered until the November following—which, for all practical purposes, is sufficient for this office.

Ques.—When did these mistakes occur?
Ans.—During the fiscal year 1868.
Answer—I am, and have been since 7th of October, 1867.

Question—What are your duties as to making settlements with the Public Printer?

Answer—My duty is to advance money from time to time, to Public Printer, at the rate of eighty cents on the dollar as the work progresses, and to make a settlement with him at the end of each printing year, requiring him, at that settlement, to itemize his account for the work done.

Question—What is the end of the printer's year under the statute?

Answer—I think the first Monday in August in each year.

Question—When was Mr. Harney elected and installed as Public Printer?

Answer—Elected session 1865-6; went into office first Monday in August, 1866.

Question—When did Mr. Harney die?

Answer—I don't remember.

Question—Have you any public record showing it?

Answer—I don't think I have.

Question—Who was conducting the office of Public Printer, so far as drawing the money was concerned, during Harney's term?

Answer—Col. S. I. M. Major, the present Public Printer.

Question—Did you understand the relation Col. Major held toward Harney—whether agent or partner?

Answer—I know nothing of Col. Major being a partner of Mr. Harney. I do know that he held a power of attorney from Harney, constituting him his agent and attorney in fact, authorizing him to draw any and all moneys due him (Harney) as Public Printer for work done, which instrument is on file in this office, a copy of which I file here:

Know all Men by these Presents:

That whereas, Jno. H. Harney has been duly elected Public Printer for the State of Kentucky, and whose term of service commenced on the 6th day of August, 1866; and whereas, the said Jno. H. Harney has this day, and doth by these presents, constitute and appoint S. I. M. Major his true and lawful attorney in fact, to manage and conduct the business and perform the duties of said office, as far as they can be performed by an agent. Now I, the said John H. Harney, do hereby authorize and empower the said S. I. M. Major, collect and receive from the Auditor of Public Accounts any sum or sums of money which may, from time to time, become due and owing to the Public Printer for work done for the Commonwealth of Kentucky, or for any work which may be required of me as Public Printer for and during the time for which I have been elected as aforesaid.

And any receipts or acquittance which the said Major may give, or be required to give, in the conduct and management of said business, shall be as binding upon me, to all intents and purposes, as if executed by me in proper person; and so of any other writing which may be necessary to be executed.

This power of attorney is not to be revoked during the existence of the term for which I have been elected Public Printer as aforesaid. Given under my hand this 9th day of August, 1866.

Witness: G. W. CRADDOCK, JAS. A. DAWSON.

STATE OF KENTUCKY, FRANKLIN COUNTY, Sd.

I, Geo. W. Gwin, a Justice of the Peace in and for the county aforesaid, do certify that Jno. H. Harney this day came personally before me and took the oath prescribed in the first section of the eighth article of the Constitution of Kentucky for the faithful discharge of his official duties as Public Printer for the said State of Kentucky.

Given under my hand, as Justice of the Peace aforesaid, this 10th day of August, 1866.

GEO. W. GWIN, J. P. P. C.
Ques.—Did you at any time ever pay Harney money as Public Printer?

Ans.—I never did.

Ques.—How did you pay that money; to whom; and on what vouchers?

Ans.—On certified estimates of work done by the Public Printer, furnished me by Col. Major as agent aforesaid, a copy of one of which is filed here as a specimen of such requisitions:

PUBLIC PRINTING.

No. 3760.

J. H. HARNEY.

FRANKFORT, July 2, 1868.

G. D. PRENTICE, Auditor:

You will please draw warrant in my favor for two thousand dollars, on account of Public Printing, according to law.

Respectfully,

S. I. M. MAJOR,

Attorney and Agent for Harney's Representatives, P. P.

Indorsed as follows:

Public Printing.—No. 3760.—J. H. Harney—$2,000.

Received warrant on the within July 3, 1868.

S. I. M. MAJOR,

Attorney and Agent Harney's Representatives, P. P.

I will also state, that, upon such vouchers, the former Public Printers, G. D. Prentice and Col. A. G. Hodges, have invariably drawn their compensation, with a few exceptions—a few having been sworn to.

Ques.—How much money was paid for public printing during Harney's term of office; and what mistakes were committed, and by whom, and how rectified, and by whom?

Ans.—Whole amount drawn was $72,500 during Harney's term of office. In the last year of Mr. Harney's term of office his account was overdrawn $9,505—included in various vouchers—in all amounting to said amount—these drafts made on estimates, not on bills rendered. This error was rectified by Col. Major, who repaid the money into the Treasury himself on the 26th December, 1868.

Ques.—How were these over-drafts discovered?

Ans.—The over-drafts were discovered by the furnishing of the itemized account by Col. Major; but I was informed of the fact of said over-draft by Col. Major before he tendered to me said itemized account. The itemized account was furnished on 5th December, 1868. A day or two before this, he had informed me of the existence of this over-draft.

Ques.—As Auditor, what time did you require of the Public Printer the rendition of an itemized account in each year?

Ans.—The 1st Monday in August, as the law (in my opinion) requires it. But I find, upon examination, that these accounts have usually been rendered at the end of the fiscal year, which is 10th October; and I also find they have sometimes not been rendered until the November following—which, for all practical purposes, is sufficient for this office.

Ques.—When did these mistakes occur?

Ans.—During the fiscal year 1868.
Ques.—Can you remember what time in 1868 you demanded of Mr. Major the itemized account?

Ans.—About a month after that time—say some time in September, as near as I can remember. I can not say whether this demand was made of him or his clerk.

Ques.—What occurred then?

Ans.—The invariable answer was, that they were at work on the itemized account, and would hand it in as soon as it could be made up.

Ques.—Did you at any time notify Col. Major that you would pay him no money until he rendered that itemized account?

Ans.—I never did notify Col. Major; but did notify Mr. Helms, his clerk.

Ques.—Would that account have disclosed the over-draft, if presented at any time between August and December?

Ans.—Of course it would.

Ques.—Was any money drawn between August and December?

Ans.—None on Harney’s account; but Col. Major drew, as Public Printer, on his own account, $4,000. This mistake above mentioned of $9,505.17 was wholly on Harney’s account; and at the time Col. Major drew on his own account, Harney’s itemized account had not been presented.

Ques.—When Major drew on the last estimate for Harney, dated 3d July, 1868, had he or not, in fact, under the eighty, per centum law, over-drawn the amount then due upwards of $14,500?

Ans.—I can’t say exactly, without intricate calculation. But Mr. Harney was at that time entitled to every cent of his compensation as Public Printer. That was the last dollar drawn on account of John H. Harney as Public Printer. The whole over-draft made in 1868 on Harney’s account was, as stated, $9,505 17.

Ques.—Do you understand the law to require you to retain twenty per cent. of the entire amount due the Public Printer for work done until the end of the fiscal year?

Ans.—I do not so understand it. On the contrary, when an entire piece of work is completed, I hold him entitled to the full amount for that piece.

Ques.—How long after the discovery of the over-draft was it before Col. Major paid it up?

Ans.—From 5th December to 26th December, 1868. I will state, in addition, that, at the time that this over-draft was made known to me, he asked me some short time to enable him to make the necessary financial arrangement to pay the amount due the State in consequence of said over-draft, which time I granted to him; and he was as prompt in refunding said over-draft as I could reasonably expect under the circumstances.

Ques.—Has Major ever over-drawn his account during his term of Public Printer?

Ans.—Once only, to the amount of $66.50, which he promptly refunded upon being notified of the error by me.

Ques.—Were there two over-drafts by Mr. Major—one for himself and one as Harney’s agent—or were both over-drafts one and the same act, and at one and the same time?
Ans.—Col. Major never reported to me the exact amount of the over-draft, either on his own account or on that of J. H. Harney. These amounts were ascertained by calculations in this office, and were settled at one and the same time.

Ques.—Has the State of Kentucky ever been defrauded out of any amount whatever by any Public Printer up to this date, to your knowledge, or from information derived from your records?

Ans.—Not a single dollar, as far as I know or believe.

Ques.—What amount have you paid Col. Major as Public Printer up to this date?

Ans.—Exclusive of the $66,50, $28,345 78, from 1st Monday in August, 1868, to present time.

Ques.—How much did you pay Harney as Public Printer?

Ans.—$72,500—$9,505 17 of which was subsequently refunded in consequence of over-draft, leaving the net amount paid J. H. Harney during his official term of two years, $62,994 88.

Ques.—State what you know of the quality of the public printing as executed by Col. Major; also state as to his promptness in executing the same?

Ans.—The public printing, so far as it has come under my observation, has been admirably done—and promptly.

Ques.—Please state the kind of vouchers now required by you of the Public Printer, before paying him money.

Ans.—After this over-drawing was discovered, I said to Colonel Major, “in order to prevent like mistakes for the future, I would require him to present itemized accounts for work done by him as Public Printer, duly sworn to by him, before I would draw my warrant on the Treasury for the amount due him for such work.” Col. Major replied, “that that would be entirely agreeable to him;” and since that time all moneys paid him have been upon vouchers of that description.

Ques.—State the prices paid the Public Printer under the present contract?

Ans.—Prices paid Public Printer for work done under present contract are those fixed by the 3d section, art. 2, chap. 79, Revised Statutes of Kentucky, with a recent act giving a per centage, to-wit: chap. 1086, approved February 26th, 1865; continued by act of March 7th, 1868, chap. 339.

D. HOWARD-SMITH.

The Committee then introduced and had sworn as a witness L. E. Harvie, who testifies as follows:

Ques.—Where do you reside?

Ans.—In this county—Franklin.

Ques.—Your occupation?

Ans.—Educated a lawyer—now engaged in farming and running a saw-mill off and on.

Ques.—Are you acquainted with Col. S. I. M. Major?

Ans.—I am.

Ques.—State any facts within your knowledge in relation to the accounts of S. I. M. Major, Public Printer, during his term of office, and any facts within your knowledge in relation to the accounts of J. H. Harney during his term of office as Public Printer, or any in
relation to J. H. Harney's accounts, either by or through himself or his attorney in fact, S. I. M. Major?

Ans.—In an examination of the records of the Auditor's Office, I find that Col. S. I. M. Major over-drew his account, from August 1st, 1868, to close of fiscal year, October 10, 1868, $66 50, which he refunded on December 26th, 1868. Upon further investigation of Auditor's records, I found that Col. S. I. M. Major, as agent and attorney in fact for J. H. Harney, Public Printer, had, up to July 3d, 1868, drawn $34,500, being $9,505 17 more than the amount of his bill to August 1st, and rendered 5th of December, 1868, which bill includes the balance of $2,356 5 due Harney at the end of the previous fiscal year. That amount had been over-drawn without considering the eighty per centum clause of the law. The said sum of $9,505 17 was shown by said records to have been refunded by Col. Major December 26th, 1868. Certified copies of all of said records I now exhibit to the committee.

Ques.—State anything that you may know of a settlement between Col. Major and Mr. Harney of their public printing matters, between the expiration of Mr. Harney's term of office and the rendering of the itemized account by Col. Major.

Ans.—Of my own personal knowledge, I know nothing of any settlement between Messrs. Harney and Major of their private accounts.

Ques.—State if you know anything of a partnership between Mr. Major and Mr. Harney in relation to the public printing?

Ans.—Except through the statement of Mr. Major to the House Committee, a few days ago, I know nothing of my own personal knowledge.

Ques.—Please state what he said then and there, in regard to said partnership.

Ans.—My recollection is, that Mr. Major stated, in substance, that he and Mr. Harney were partners in the public printing during Mr. Harney's term—Mr. Harney to the extent of two thirds, Mr. Major to the extent of one third: that is my recollection. My understanding being that he meant in the net profits of the office.

Ques.—Do you know of any moneys having been over-drawn by any Public Printer in Kentucky, except as shown by the records of the Auditor's office?

Ans.—I do not.

Ques.—Can you, from your own personal knowledge, state any fact material in this investigation other than those you have already stated?

Ans.—As technically falling under the head of Public Printing, I can not.

LEWIS E. HARVIE.

The Committee then introduced and had sworn Jno. B. Major, who testified as follows:

Ques.—Please state, if you know, whether your brother, S. I. M. Major, was a partner with J. H. Harney in the office of Public Printer; and if so, upon what terms?

Ans.—Technically speaking, I do not know that there was a partnership. I do know, from S. I. M. Major, that there were written
articles of agreement between them. My understanding of the purport of which was, that said Major was to do the printing, and, in consideration of his personal services, was to receive one third of the net profits—Mr. Harney receiving the other two thirds.

Ques.—Did you ever hear your brother, S. I. M. Major, admit or say that he and Mr. Harney were partners in the office of Public Printer?

Ans.—I don’t remember that he used the term “partner,” but admitted as I have stated.

Ques.—Was he, by that agreement, to share any of Harney’s responsibility to the State; and did he, Major, give any bond to the State as a partner in the said office?

Ans.—I did not read the agreement. I understood that he was alone responsible to Mr. Harney. He gave no bond to the State that I know of.

Ques.—Were you interested in the Public Printing during Harney’s term of office?

Ans.—I had no legal interest in it.

JNO. B. MAJOR.

The Committee then declined to examine any other witnesses, being satisfied with the evidence and facts already elicited.

Then, on motion of Mr. Lowe, it is

Resolved, That S. I. M. Major be invited to make a statement of the facts relative to the subject under investigation.

It was then moved and carried, that the Committee adjourn until 31st inst., at 3 o’clock, P. M.

JANUARY 31st, 1870.

The Committee met, pursuant to adjournment.

Present—Senators Prichard, Carlisle, Webb, and Holt; Representatives Weller, Wight, and Wraather.

The Committee then adopted the following report:

To the General Assembly of the Commonwealth of Kentucky:

The committee appointed under a joint resolution approved January 29th, 1870, and directed to investigate matters touching the late and present Public Printer and printing, respectfully submit:

That, in the discharge of the duties imposed on them by that resolution, they have carefully and diligently examined books, papers, the various laws regulating the duties of the Public Printer, the records of the Auditor’s office, and those witnesses who, from their connection with the records of the State, or with the subjects under investigation, were most probably capable of supplying the information requisite, and find that, during the term of office of J. H. Harney as Public Printer, the whole compensation drawn by him was $72,500: of which amount, $38,000 was drawn during the first year of his term. The remainder, $34,500, was drawn in the last year of his term of office.

This whole amount was drawn by warrants on the Treasury obtained from the Auditor, on “estimates” of the work then on hand, finished and in progress, rendered by S. I. M. Major, the agent and
attorney in fact, and partner to the extent of one third of the net profits of Colonel Harney, and who, upon making up and presenting his "itemized account," the 5th December, 1868, ascertained and reported that, upon the estimates for the printing of the last year, he had over-drawn upon the Auditor to the amount of $9,505 17; and that upon his own account as Public Printer, having succeeded Mr. Harney, he had in a similar manner over-drawn the amount of $66 50: both of which sums he refunded to the Treasury on December 26th, 1868. The delay of repayment, from the rendition of the "itemized account," December 5, 1868, to the 26th December, 1868, having been, by the consent of the Auditor, to enable Colonel Major to make the necessary financial arrangements. That by these errors the State has sustained no loss whatever. In addition to this, the Committee will say, that the State has never suffered loss, to any amount whatever, by fraud or mistake on the part of any Public Printer, from the creation of the office to the present time, so far as is shown by the evidence.

The evidence adduced shows that the public work performed by Mr. Major has been admirably and promptly executed; and in justice to a public officer, we deem it our duty to say, that, as the result of this investigation, we fully acquit him from any imputation of dishonesty or incapacity, in the whole discharge of his official duties.

The over-draft of the sums mentioned we believe to have occurred from erroneous estimates, caused from the very nature of the work, minute calculations to be made, and the unexpected falling off in the amount of public printing in the last year of Mr. Harney's term of office.

Extracts from the records of the Auditor's Office show the amounts paid J. H. Harney, as Public Printer, as shown herein, and that S. M. Major, the present incumbent, has been paid by the State of Kentucky $38,345 79 up to the present time. Exhibits from the Auditor's Office accompany the proceedings of this Committee. They have also reduced the testimony of witnesses examined to writing, and now respectfully report the same, and ask to be discharged.

G. A. C. HOLT,
T. WRIGHTSON,
J. G. CARLISLE,
BEN. J. WEBB,
K. F. PRICHARD,
JNO. F. WIGHT,
W. M. HAMLIN,
S. M. WRATHER,
AUSTIN B. WELLER,
F. M. LOWE,

Joint Committee.

On motion, ordered, that this Committee adjourn sine die.

K. F. PRICHARD, Chairman Committee.

Ordered, That said report be printed, and placed in the orders of the day.
The Senate took up for consideration a bill from the House of Representatives, entitled
An act to incorporate the Hopkinsville and Beverly Turnpike Road Company.

Said bill was then amended.

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

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

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

The Senate took up for consideration a bill from the House of Representatives, heretofore disagreed to under the 81st rule, entitled
An act to incorporate the Mutual Aid Association of Improved Order of Red Men, of Louisville and the State of Kentucky.

Ordered, That said bill be read a third time.

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

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

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

On motion of Mr. Martin—
1. A bill to amend the charter of the city of Cynthiana.

On motion of Mr. Standeford—
2. A bill to amend the naturalization laws.

On motion of Mr. Lindsay—
3. A bill to incorporate the Deposit Bank of Columbus.

Ordered, That the Committee on Privileges and Elections prepare and bring in the 1st; the Committee on the Judiciary the 2d; and the Committee on Banks and Insurance the 3d.

The Senate took up for consideration a bill, entitled
A bill amending and re-enacting an act for the benefit of the Kentucky Penitentiary, approved February 1, 1858.

Mr. Gardner moved an amendment to said bill.

Mr. Carlisle then moved to amend the amendment proposed by Mr. Gardner.

Pending the consideration of said amendments,

Ordered, That the further consideration of said bill and proposed amendments be postponed, and made the special order of the day for to-morrow, 2d inst.
Mr. Holt, from the Committee on Enrollments, reported that the committee had examined an enrolled bill, which originated in the Senate, entitled:

An act to amend the charter of the town of Nicholasville;

And enrolled bills, which originated in the House of Representatives, of the following titles, viz.:

An act for the benefit of John Gulick and others;
An act to establish the town of Hampton City, and to extend the corporate limits of the town of Catlettsburg, so as to include the same;
An act for the benefit of Clay and Owsley counties;
An act to amend the charter and to enlarge and define the boundary of the town of Bowling Green;
An act for the benefit of Clark county;
An act to repeal an act, entitled "An act amending the road law of the county of Gallatin," approved March 5th, 1869;
An act to amend section 2, article 9, chapter 83, Revised Statutes, title "Revenue and Taxation;"
An act to amend subsection 5 of section 1, article 18, of chapter 28, of Revised Statutes;
An act to repeal section 14, chapter 47, Revised Statutes, so far as the same applies to Mount Pleasant, in Harlan county;
An act to extend the benefits of an act, entitled "An act to amend chapter 84, Revised Statutes, title 'Roads and Passways,'" to the counties of Morgan and Menifee;
An act to amend the charter of the Williamsburg, Cumberland River, and Tennessee Railroad;
An act creating the Kentuckian, of Paducah, a legally authorized newspaper;
An act for the benefit of the city of Louisville;
An act directing the Lincoln circuit court clerk to record certain executions and sheriff's returns thereon, and providing for his compensation therefor;
An act to amend an act approved 9th March, 1869, entitled "An act to fix the time of holding the courts of justices of the peace in Bourbon county;"
An act to amend an act for the benefit of Boyd county, approved January 17th, 1868;
An act for the benefit of John H. Bond and others, of Bracken county;
Feb. 1. JOURNAL OF THE SENATE.

An act concerning the jurisdiction of the Monroe county court;
An act to change the time of holding the Rowan county court;
An act to change the time of holding the Rowan quarterly courts;
An act for the benefit of William Faris;
An act to amend an act, entitled "An act to incorporate the Widows and Orphans' Home," approved February 27, 1865;
An act authorizing the Adairsville Division, No. 147, Sons of Temperance, to sell their property, and apply the proceeds to building a school-house;
An act to amend an act, entitled "An act to regulate the sale of liquors," approved March 2, 1860;
An act to amend an act, entitled "An act for the protection of game in certain counties of the State;"
An act to amend the charter of the town of Winchester.

And had found the same truly enrolled.

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

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

And then the Senate adjourned.
A message was received from the House of Representatives, announcing that they had passed a bill, entitled
An act to provide for the improvement of the Big Sandy river.
Which was read the first time, and ordered to be read a second time.

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

It was referred to the Committee on Internal Improvement.

A message was received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act in relation to hauling on the turnpike roads in Bourbon county belonging to turnpike road companies in which the Bourbon county court is the owner of stock.

An act for the benefit of the Bryan's Station and Lexington Turnpike Road Company.

An act to authorize the Harrodsburg and Cornishville Turnpike Road Company to establish and locate a toll-gate.

An act to amend an act to incorporate the Owingsville and McIntyre's Ferry Turnpike Road Company, in Bath county.

An act for the benefit of the North Middletown and Cane Ridge Turnpike Road Company.

An act for the benefit of John T. Wilson and Jasper S. Wilson, of Mason county.

An act to incorporate the town of Bell Point, in Franklin county.

An act for the benefit of J. J. Wood, late sheriff of Clinton county, and his sureties.

An act to amend an act, entitled "An act to incorporate the Southern Mutual Life Insurance Company of Kentucky."

An act for the benefit of J. H. Read, late sheriff of Metcalfe county.

An act for the benefit of Rowland A. Griggs and William Wallace Combs, trustees in 1867 of school district No. 47, in Madison county.

An act to change the time of holding the monthly session of the Bracken county court.
An act empowering the trustees of the town of Petersburg to purchase real, personal, and mixed estate, and to legalize purchases heretofore made by said trustees.

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.

An act to empower the Boyd county court to make subscription to the capital stock of the Ashland and Catlettsburg Turnpike Road Company.

An act to charter the Versailles and Crawfish Turnpike Road Company.

Mr. Alexander presented the petition of sundry citizens of Fleming county, praying the passage of an act authorizing the construction of a turnpike road.

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

Mr. Webb moved the following resolution, viz:

WHEREAS, On the 27th February, 1869, a bill passed the Senate, entitled "An act exempting certain property from taxation," which was, on the 15th March, reported back to the Senate as having passed the House of Representatives; and on the 16th day of March said bill was reported to the Senate as having been regularly enrolled, and the same was signed by the Speaker of the House of Representatives and Speaker of the Senate, and was delivered to the committee to be presented to the Governor for his approval and signature. (See Senate Journal, pages 430, 434, 672, and 706.) And said bill does not appear to have been returned, or if returned, cannot be found.

Resolved, therefore, That a committee of three be appointed to inquire and ascertain what has become of said bill, and procure, if possible, its return to the Senate.

Which was adopted.

Whereupon, Messrs. Webb, Dorman, and Chenoweth were appointed a committee in pursuance of said resolution.

Mr. Turner moved the following resolution, viz:

Resolved, That the Clerk of the Senate shall furnish the Sergeant-at-arms of the Senate with a list of the special orders for the following day, and it shall be the duty of said Sergeant-at-arms, on or before the meeting of the Senate each morning, to post up, in some suitable place in the Senate Chamber, such special orders for the following day.

Which was adopted.

Mr. Cockrill read and laid on the table a joint resolution.
The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Public Printer be, and is hereby, directed to print copies of the acts, passed at the present session of the General Assembly, changing the time of holding the courts in the 8th, 13th, and 15th Judicial Districts, and that he send a copy thereof to each of the clerks of the circuit courts in the respective districts at the earliest practicable moment.

Which was adopted.

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

By Mr. Webb, from the Committee on Agriculture and Manufactures—
1. A bill to provide for the more effectual protection of fruit-growers against trespassers.

By Mr. Cooke, from the Committee on the Judiciary—
2. A bill to incorporate the Louisville Cashmere Company.

By Mr. Chenoweth, from the Committee on Internal Improvement—
3. A bill to incorporate the Big Tunnel Turnpike Road Company, in Fleming county.

By Mr. Lyttle, from the Committee on Privileges and Elections—
4. A bill amending the charter of the city of Cynthiana.

By Mr. Talbott, from the Committee on Railroads—
5. A bill to amend an act, entitled "An act to amend the charter of the Shelbyville Railroad Company, and to authorize certain courts to take stock in the same.

By same—
6. A bill to amend the charter of the Glasgow Railroad Company.

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

The constitutional provision as to the second reading of said bills being dispensed with, the 1st was ordered to be printed, and placed in the orders of the day; the 5th was ordered to be printed, and made the special order of the day for Tuesday next, 8th inst.; and the 2d, 3d, 4th, and 6th of said bills were ordered to be engrossed and read a third time.

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

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.
Mr. Vories, from the Committee on Appropriations, to whom had been referred a resolution, entitled

Resolution authorizing the purchase of the bust of Henry Clay,
Reported the same, with the expression of opinion that said resolution should not be adopted.

Said resolution reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky,
That seven hundred and fifty dollars of any money in the Treasury not otherwise appropriated, be paid to James P. Harbeson, for his marble bust of Henry Clay, and that the Auditor of Public Accounts is hereby ordered to draw his warrant on the Treasurer for that sum in favor of the said James P. Harbeson.

The question was then taken on the adoption of said resolution, the opinion of the committee to the contrary notwithstanding, 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—
Jos. M. Alexander, G. A. C. Holt, K. F. Prichard,
J. Q. Chenoweth, D. Y. Lyttle, Emery Whitaker,
W. McKee Fox,

Those who voted in the negative, were—
Mr. SPEAKER (Leslie), Joseph Gardner, I. A. Spalding,
F. M. Allison, Edwin Hawes, A. G. Talbott,
A. K. Bradley, J. B. Hayden, Oscar Turner,
R. A. Barton, William Johnson, A. C. Vallandingham,
Harrison Cockrill, John W. Johnson, W. L. Vories,

So said resolution was rejected.

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

By Mr. Webb, from the Committee on Agriculture and Manufactures—
An act to incorporate the Butcher's Union, of Louisville.

By Mr. W. Johnson, from the Committee on Courts of Justice—
An act to extend the provisions of certain local acts to Shelby county.

By Mr. Whitaker, from same committee—
An act to authorize the Harlan county court to levy a tax to pay off county debts.
By Mr. Whitaker, from the Committee on Banks and Insurance—
An act to incorporate the Farmers' Deposit Bank, of Taylorsville.

By Mr. Turner, from the Committee on the Judiciary—
An act to amend the charter of the city of Paducah.

By Mr. Cooke, from the Committee on Railroads—
An act to amend an act, entitled "An act to incorporate the Owensboro and Russellville Railroad Company."

By same—
An act to incorporate the Kentucky Union Railroad Company.
With amendments to the last four named bills, which were concurred in.

Ordered, That said bills be read a third time.
The constitutional provision as to the third reading of said bills being dispensed with,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. W. Johnson, from the Committee on Courts of Justice, to whom were referred a bill from the House of Representatives, entitled An act authorizing the county courts of Bath and Montgomery counties to levy a tax to build a bridge over Hinkston creek, at or near G. S. Rogers' mill, in Bath county,
Reported the same, with the expression of opinion that said bill ought not to pass.

Ordered, That said report be placed in the order of the day.

Mr. Whitaker, from the Committee on Courts of Justice, to whom had been referred a bill from the House of Representatives, entitled An act for the benefit of Elijah C. Hurst, of Woodford county,
Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.
So said bill was disagreed to.

Mr. W. Johnson, from the Committee on Courts of Justice, to whom was referred a bill, entitled A bill for the protection of livery stable keepers in this Commonwealth,
Reported the same, with an amendment as a substitute therefor.
Mr. Winfrey moved to lay said bill and proposed amendment on the table.
And the question being taken thereon, it was decided in the negative.

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

Those who voted in the affirmative, were—
Jos. M. Alexander, G. A. C. Holt, Oscar Turner,
A. K. Bradley, W. Lindsay, A. C. Vallandingham,

Those who voted in the negative, were—
Mr. Speaker (Leslie), W. McKee Fox, K. F. Prichard,
F. M. Allison, Joseph Gardner, A. G. Talbott,
R. A. Burton, J. B. Hayden, W. L. Vories,
J. Q. Chenoweth, William Johnson, Ben. J. Webb,
Harrison Cockrell, John W. Johnson, Emery Whitaker

Ordered, That the further consideration of said bill and proposed amendment be postponed, and placed in the orders of the day.

By Mr. Cooke, from the Committee on Railroads, asked to be discharged from the further consideration of a leave to bring in a bill to amend the charter of the Cumberland and Ohio Railroad Company.

Which was granted.

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

An act to amend the charter of the town of Nicholasville.

The Senate, according to order, took up for consideration a bill, entitled

A bill to appropriate money to the Western Lunatic Asylum of Kentucky, at Hopkinsville.

Ordered, That said bill be read a third time.

Said bill was read the 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 is hereby, directed to draw his warrant on the Treasurer of the State, in favor of the Board of Managers of the Western Lunatic Asylum of Kentucky, at Hopkinsville, for the sum of seven thousand five hundred dollars, to erect a suitable chapel in which religious services can be regularly held, to build airing courts, to provide means to protect the Asylum in case of fire, and to afford opportunities of exercise and amusements for the inmates of said Asylum.

§ 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 (Leslie), Joseph Gardner, I. A. Spalding
Jos. M. Alexander, Edwin Hawes, A. G. Talbott,
F. M. Allison, J. B. Hayden, Oscar Turner,
A. K. Bradley, G. A. C. Holt, A. C. Vallandingham,
R. A. Burton, William Johnson, W. L. Vories,
J. Q. Chenoweth, John W. Johnson, Emery Whitaker,
Lyttleton Cooke, W. Lindsay, I. C. Winfrey,
W. McKee Fox, I. T. Martin,

In the negative—none.

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

The Senate took up for consideration a bill, entitled

A bill in relation to the Court of Appeals.

Ordered, That the further consideration of said bill be postponed and made the special of the day for to-morrow.

The Senate took up for consideration a bill, entitled

A bill amending and re-enacting an act for the benefit of the Kentucky Penitentiary, approved February 1, 1858.

Together with the amendments heretofore proposed by Messrs. Gardner and Carlisle.

Said bill reads as follows, viz:

WHEREAS, Since the adoption of an act, approved February 1, 1858, fixing the rent of the Kentucky Penitentiary, there has been expended over two hundred and twenty-five thousand dollars in enlarging the shops and in increasing the machinery, thereby increasing the facilities for manufacturing; and whereas, since the time aforesaid, the hands in said Penitentiary have been more than doubled, thereby increasing the capacity to manufacture; and whereas, it is right and proper that the State should fix and publish the price at which she is willing to lease her shops, hands, and machinery, and that the State should do this before she selects an agent to take charge of these works; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That an act, entitled "An act concerning the Kentucky Penitentiary," approved February 1, 1858, be, and the same is hereby, re-enacted, and the third section of said act be so amended as to strike out twelve thousand dollars, and insert in lieu thereof twenty thousand dollars.

§ 2. That all acts and parts of acts in conflict with the acts referred to as aforesaid, and the amendments thereto, be, and the same is
hereby, repealed, but not so as to affect the present lessee in his contracts with the State.

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

The amendment proposed by Mr. Gardner is as follows, viz:

Section 1, line 5, strike out the word "twenty" before the word "thousand," and insert the word "eight."

The amendment proposed by Mr. Carlisle is as follows, viz:

Section 1, strike out all after the word "re-enacted," in the third line.

Mr. Winfrey moved the previous question.

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

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

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

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), Harrison Cockrill, D. Y. Lyttle,
Jos. M. Alexander, J. H. Dorman, A. G. Talbott,
R. A. Burton, W. McKee Fox, A. C. Vallandingham,

Those who voted in the negative, were—

F. M. Allison, William Johnson, Oscar Turner,
A. K. Bradley, John W. Johnson, Ben. J. Webb,
Lyttleton Cooke, W. Lindsay, Emery Whitaker,
Edwin Hawes, I. T. Martin, I. C. Winfrey,

G. A. C. Holt, I. A. Spalding,

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

Mr. Vallandingham then moved to amend the bill as follows, viz:

Section 1, line 5, strike out "twenty thousand," and insert in lieu thereof "twelve thousand five hundred."

Mr. Spalding 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. Vallandingham, and it was decided in the negative.

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

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), Harrison Cockrill, D. Y. Lyttle,
Jos. M. Alexander, J. H. Dorman, A. G. Talbott,
R. A. Burton, W. McKee Fox, A. C. Vallandingham,
Jno. G. Carlisle, Joseph Gardner, W. L. Vories—13,
J. Q. Chenoweth,

Those who voted in the negative, were—
F. M. Allison, Wm. Johnson, Oscar Turner,
A. K. Bradley, John W. Johnson, Ben. J. Webb,
Lyttleton Cooke, W. Lindsay, Emery Whitaker,
Ewin Hawes, I. T. Martin, I. C. Winfrey,
G. A. C. Holt, I. A. Spalding,

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

Mr. Chenoweth then moved an adjournment.

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

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

Those who voted in the affirmative, were—
Mr. Speaker (Leslie), J. Q. Chenoweth, Joseph Gardner,
Jos. M. Alexander, Harrison Cockrill, D. Y. Lyttle,
R. A. Burton, J. H. Dorman, A. C. Vallandingham,
Jno. G. Carlisle, W. McKee Fox, W. L. Vories—12.

Those who voted in the negative, were—
F. M. Allison, William Johnson, A. G. Talbott,
A. K. Bradley, John W. Johnson, Ben. J. Webb,
Lyttleton Cooke, W. Lindsay, Emery Whitaker,
Edwin Hawes, I. T. Martin, I. C. Winfrey,
G. A. C. Holt, I. A. Spalding,

Mr. Martin then moved that said bill be read a third time on to-
morrow at ten and a quarter o'clock.

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

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

Those who voted in the affirmative, were—
Mr. Speaker (Leslie), G. A. C. Holt, A. G. Talbott,
F. M. Allison, William Johnson, W. L. Vories,
A. K. Bradley, John W. Johnson, Ben. J. Webb,
Lyttleton Cooke, W. Lindsay, Emery Whitaker,
J. H. Dorman, I. T. Martin, I. C. Winfrey,
Edwin Hawes, K. F. Prichard, Thos. Wrightson—20,
J. B. Hayden, I. A. Spalding,
Those who voted in the negative, were—

R. A. Burton, Harrison Cockrill, A. C. Vallandingham,

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

On motion of Mr. Lyttle—
1. A bill to appropriate money to remove obstructions from the South Fork of the Kentucky river.

On motion of Mr. Alexander—
2. A bill to amend the first section of an act, entitled "An act to amend the criminal law," approved February 17th, 1866.

On motion of Mr. Vories—
3. A bill to amend the law in relation to opening roads.

Ordered, That the Committee on Appropriations prepare and bring in the 1st; and the Committee on Courts of Justice the 2d and 3d.

Mr. Holt, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the Senate, entitled

An act to amend the 7th section of an act incorporating the town of Litchfield, approved February 5, 1866;
An act to amend and re-enact an act to authorize school district No. 7, in Washington county, to levy a tax for school purposes;
An act for the benefit of the town of Leesburg, in Harrison county;
And enrolled bills, which originated in the House of Representatives, of the following titles, viz: An act for the benefit of school district No. 18, in Cumberland county;
An act to regulate the compensation for collecting the Elizabeth-town and Paducah Railroad tax in McCracken county;
An act to amend chapter 68, Revised Statutes, title "Names may be Changed;"
An act to amend the charter of the Foster Turnpike Road Company;
An act for the benefit of W. H. Miller and others, sureties of Q. C. Shanks, late sheriff of Ohio county;
An act to incorporate the Pitt's Point Male and Female Academy, of Bullitt county;
An act to incorporate Fairfield and Taylorsville Turnpike Company;
An act to amend an act, entitled "An act to incorporate the Allen-ville and Elkton Turnpike Road Company;"
An act to incorporate the Planters' Warehouse, of Hopkinsville;
An act to incorporate the Shelton High School, in Smithland;
An act to incorporate the Kentucky Home for Friendless Women;
And had found the same truly enrolled.

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

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

And then the Senate adjourned.

THURSDAY, FEBRUARY 3, 1870.

A message was received from the House of Representatives, announcing that they had concurred in the adoption of a resolution, which originated in the Senate, entitled
Resolution in regard to changes in the time of holding courts in the eighth, thirteenth, and fifteenth judicial districts.

That they had passed a bill, which originated in the Senate, entitled
An act for the benefit of Tho. M. Dickey, late public guardian of Barren county.

That they had passed bills of the following titles, viz:
1. An act to incorporate the Rio Bridge Company.
2. An act to amend the charter of Fredonia.

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

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Internal Improvement, and the 2d to the Committee on Revised Statutes.
Leave was given to bring in the following bills, viz:

On motion of Mr. Martin—
1. A bill for the benefit of the Cynthiana and Ashbrook Turnpike Road Company.

On motion of Mr. Hayden—
2. A bill to enable the county of Hardin to issue new bonds, and provide for the liquidation of the balance of her bonded debt.

On motion of Mr. Dorman—
3. A bill to incorporate the Owenton and Monterey Turnpike Road Company.

On motion of Mr. Vallandingham—
4. A bill to allow the city of Franklin a deputy marshal.

On motion of Mr. Clarke—
5. A bill to amend chapter 86 of the Revised Statutes.

Ordered, That the Committee on Internal Improvement prepare and bring in the 1st and 3d; a select committee, consisting of Messrs. Hayden, Turner, and Conklin the 2d; the Committee on Courts of Justice the 4th; and the Committee on Revised Statutes the 5th.

A message was received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend the charter of the town of Winchester.

An act to amend an act, entitled "An act to incorporate the Widows and Orphans' Home," approved February 27, 1863.

An act directing the Lincoln circuit court clerk to record certain executions and sheriff's returns thereon, and providing for his compensation therefor.

An act to amend an act for the benefit of Boyd county, approved January 17th, 1868.

An act for the benefit of William Faris.

An act to amend section 2, article 9, chapter 83, Revised Statutes, title "Revenue and Taxation."

An act to change the time of holding the Rowan county court.

An act for the benefit of Clay and Owsley counties.

An act for the benefit of John H. Boude and others, of Bracken county.

An act authorizing the Adairsville Division, No. 147, Sons of Temperance, to sell their property and apply the proceeds to building a school-house.
An act to amend an act, entitled "An act for the protection of game in certain counties of the State."
An act for the benefit of Clark county.
An act to amend an act, entitled "An act to regulate the sale of liquors," approved March 2, 1860.
An act to repeal an act, entitled "An act amending the road law of the county of Gallatin," approved March 5th, 1869.
An act to amend the charter of the Williamsburg, Cumberland River, and Tennessee Railroad.
An act to amend an act approved 9th March, 1869, entitled "An act to fix the time of holding the courts of justices of the peace in Bourbon county."
An act creating the Kentuckian, of Paducah, a legally authorized newspaper.
An act to change the time of holding the Rowan quarterly courts.
An act to extend the benefits of an act, entitled "An act to amend chapter 84, Revised Statutes, title 'Roads and Passways,'" to the counties of Morgan and Menifee.
An act to amend subsection 5 of section 1, article 18, of chapter 28, of Revised Statutes.
An act for the benefit of the city of Louisville.
Mr. Martin presented the petition of the directors of the Covington and Lexington Railroad Company, in relation to the affairs of said road.
Which was received, the reading dispensed with, and referred to the Committee on Railroads.
The following bills were reported from the several committees directed to prepare and bring in the same, viz:
By Mr. John W. Johnson, from the Committee on Religion and Morals—
A bill for the benefit of the African Methodist Episcopal Church, of Glasgow.
By Mr. Conklin, from the Committee on Finance—
A bill for the benefit of J. H. Read's estate.
By Mr. Carlisle, from the Committee on the Judiciary—
A bill to amend the charter of the town of Shepherdsville, Bullitt county.
Which bills were severally read the first time, and ordered to be read a second time.
The constitutional provision as to the second reading of said bills being dispensed with,

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

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

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

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

By Mr. John W. Johnson, from the Committee on Religion and Morals—

1. An act to prohibit the sale or vending or giving of vinous, spirituous, or malt liquors in the town of Mt. Washington, or within two miles of the limits thereof;

By Mr. Conklin, from the Committee on Finance—

2. An act for the benefit of Robt. White, of Hickman county;

By same—

3. An act for the benefit of Thos. C. Johnson, of Allen county;

With the expression of opinion that said bills ought not to pass.

The question was then taken on ordering the 1st and 2d of said bills to be read a third time, and it was decided in the negative; and the 3d was placed in the orders of the day.

Mr. Conklin, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of Samuel Steele, of Franklin county,

Asked to be discharged from the further consideration of said bill, and that it be referred to the Committee on Internal Improvement.

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

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

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

An act to amend an act, entitled “An act to repeal the charter and reincorporate the town of Elizabethtown, in Hardin county,” approved February 26, 1868.

By Mr. John W. Johnson, from the Committee on Religion and Morals—

An act to prohibit the sale of spirituous, vinous, or malt liquors in the county of Harlan.
By same—
An act to prohibit the sale of spirituous liquors in the town of South Carrollton, in Muhlenburg county.

By same—
An act for the benefit of the Baptist Church in Shelbyville.

By same—
An act to incorporate the Zion Protestant Episcopal Church, of Louisville.

By Mr. Conklin, from the Committee on Finance—
An act for the benefit of W. M. Greenwood, clerk of the city court of Paducah.

By same—
An act for the benefit of Benj. F. Howard, sheriff of Magoffin county, and his sureties on his official bond, for the year 1868.

By same—
An act to prohibit the sale of ardent spirits in the county of Perry.

With amendments to the last named bill, which were concurred in.

Ordered, That said bills be read a third time.

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

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

Leave of indefinite absence was granted to Messrs. Cockrill and Burton after to-day.

Mr. Hayden moved to reconsider the vote by which the Senate had refused to order to a third reading a bill from the House of Representatives, entitled

An act to prohibit the sale or vending or giving of vinous, spirituous, or malt liquors in the town of Mt. Washington, or within two miles of the limits thereof.

Mr. Webb moved to lay said motion on the table.

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

The Senate, according to order, took up for consideration a bill, entitled

A bill amending and re-enacting an act for the benefit of the Kentucky Penitentiary, approved February 1, 1858.
FEB. 3. JOURNAL OF THE SENATE. 335

Said bill was read a third time as follows, viz:

WHEREAS, Since the adoption of an act, approved February 1, 1858, fixing the rent of the Kentucky Penitentiary, there has been expended over two hundred and twenty-five thousand dollars in enlarging the shops and in increasing the machinery, thereby increasing the facilities for manufacturing; and whereas, since the time aforesaid, the hands in said Penitentiary have been more than doubled, thereby increasing the capacity to manufacture; and whereas, it is right and proper that the State should fix and publish the price at which she is willing to lease her shops, hands, and machinery, and that the State should do this before she selects an agent to take charge of these works; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That an act, entitled “An act concerning the Kentucky Penitentiary,” approved February 1, 1858, be, and the same is hereby, re-enacted, and the third section of said act be so amended as to strike out twelve thousand dollars, and insert in lieu thereof twenty thousand dollars.

§ 2. That all acts and parts of acts in conflict with the acts referred to as aforesaid, and the amendments thereto, be, and the same is hereby, repealed, but not so as to affect the present lessee in his contracts with the State.

§ 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. Vallandingham and Martin, were as follows, viz:

Those who voted in the affirmative, were—

Mr. SPEAKER (Leslie,) Edwin Hawes,  K. F. Prichard,
F. M. Allison,  J. B. Hayden,  I. A. Spalding,
A. K. Bradley,  G. A. C. Holt,  Ben. J. Webb,
John B. Clarke,  Wm. Johnson,  Emery Whitaker,
Wm. L. Conklin,  John W. Johnson,  I. C. Wintrey,

Those who voted in the negative, were—

Jos. M. Alexander,  G. W. Connor,  W. H. Payne,
R. A. Burton,  W. McKee Fox,  E. D. Standeford,
John G. Carlisle,  Joseph Gardner,  A. G. Talbott,
J. Q. Chenoweth,  D. Y. Lyttle,  A. C. Vallandingham,
Harrison Cockrill,  A. L. McAfee,  W. L. Vorick—15.

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

The Senate took up for consideration a bill, entitled

A bill in relation to the Court of Appeals.

Said bill was then amended.

Ordered, That the further consideration of said bill be postponed, and made the special order of the day for Wednesday next, 9th inst.
The Senate also took up for consideration the motion heretofore made to reconsider the vote by which the Senate had rejected a resolution, entitled

Resolution in relation to the postponement of election of public officers.

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

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

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

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), John W. Johnson, Oscar Turner,
A. K. Bradley, I. T. Martin, A. C. Vallandingham,
John B. Clarke, A. L. McAfee, W. L. Vories,
Wm. L. Conklin, K. F. Prichard, Ben. J. Webb,
Lytleton Cooke, I. A. Spalding, Emery Whitaker,
William Johnson, A. G. Talbott,

Those who voted in the negative, were—

Jos. M. Alexander, Harrison Cockrill, G. A. C. Holt,
F. M. Allison; J. H. Dorman, W. Lindsay,
R. A. Burton, W. McKee Fox, D. Y. Lyttle,
John G. Carlisle, Joseph Gardner, W. H. Payne,
J. Q. Chenoweth, J. B. Hayden, I. C. Winfrey—15.

Mr. Vallandingham moved to reconsider the vote by which the Senate had adopted said resolution.

Mr. Martin moved to lay said motion on the table.

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

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

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), William Johnson, A. G. Talbott,
A. K. Bradley, John W. Johnson, Oscar Turner,
John B. Clarke, I. T. Martin, W. L. Vories,
Wm. L. Conklin, A. L. McAfee, Ben. J. Webb,
Lytleton Cooke, K. F. Prichard, Emery Whitaker,
J. H. Dorman, I. A. Spalding, Thos. Wrightson—20,
Edwin Hawes, E. D. Standeford,

Those who voted in the negative, were—

Jos. M. Alexander, Harrison Cockrill, W. H. Payne,
F. M. Allison, W. McKee Fox, A. C. Vallandingham,
R. A. Burton, Joseph Gardner, I. C. Winfrey—14,
Jno. G. Carlisle, G. A. C. Holt,
J. Q. Chenoweth, W. Lindsay,
Mr. Standeford, from the Committee on Internal Improvement, to whom was referred a bill from the House of Representatives, entitled

An act to provide for the improvement of the Big Sandy river, reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

WHEREAS, The growing importance and value of the mineral resources of this Commonwealth make it the duty of legislation to devise measures and means for its full development, and that portion of our great State watered by the Big Sandy river, from its mouth to its mountain sources, is well known to abound in the leading minerals—iron, coal and salt; and whereas, obstructions, such as loose stone, 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 large portion of the citizens of this Commonwealth in their attempts to bring to market these valuable products; 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 steamboats, coal barges, and rafts, for a distance of a hundred and twenty miles above its mouth; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the sum of seventy-five 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 Big Sandy river from its mouth, at Catlettsburg, to its forks at Louisa, and from its forks at Louisa, on the west fork, to its forks above Pikeville, and on the Tug fork, to the mouth of Wolf creek; the expenditure of which shall be superintended by commissioners to be named, and on conditions hereinafter set forth.

§ 2. That James A. Barrett, Nelson Hamilton, William J. May, J. H. Northup, and George N. Brown, are hereby appointed commissioners, any three of whom shall constitute a board to do business, whose duty it shall be to employ a competent water-line engineer, and have proper surveys made of the river, from its mouth to the points named as aforesaid, with a view to ascertain the best method of permanently improving said river, 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 removing the obstructions; and upon estimates and specifications furnished by said engineer, they are to let out the work by contract to the lowest responsible bidders. 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 fifteen days' notice of the same, by posting notices upon the court-house doors of 36-s.
the counties wherein said sections of work to be let may be located, and by causing the same to be inserted in the Big Sandy Herald, or some other newspaper in the Ninth Congressional District, for at least two weekly issues 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 to them appear 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 the 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, 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, 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 been 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. The said commissioners shall have power to negotiate for the purchase of any mill-dams on said river that have been built by virtue of any act of the Legislature, or that have been legalized by the Legislature after having been built; and in case said commissioners cannot agree with the owners of said dams, they may file their petition in the county court of the county in which said dams are located; and the same proceedings shall be had thereon to condemn said dams as are now had to condemn the right of way over land under the laws of this State; and said commissioners shall, upon final hearing of said case, pay the owners of said dams out of the funds hereby appropriated, according to the final judgment of the court.

§ 7. 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.
§ 8. That before the said commissioners shall enter upon the discharge of their duties, they shall each take an oath to honestly, faithfully, and impartially to discharge the duties imposed upon them by the provisions of this act.

§ 9. 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—

Jos. M. Alexander,  W. McKee Fox,  K. F. Prichard,
John G. Carlisle,  Joseph Gardner,  E. D. Standeford,
J. Q. Chenoweth,  William Johnson,  A. G. Talbott,
John B. Clarke,  John W. Johnson,  A. C. Vallandingham,
Harrison Cockrill,  D. Y. Lyttle,  Ben. J. Webb,
G. W. Connor,  I. T. Martin,  Emery Whittaker,

Those who voted in the negative, were—

Mr. Speaker (Leslie),  Edwin Hawes,  I. A. Spalding,
A. K. Bradley,  J. B. Hayden,  Oscar Turner,
R. A. Burton,  G. A. C. Holt,  W. L. Vories,
Wm. L. Conklin,  W. Lindsay,  I. C. Winfrey—12.

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

Mr. Payne moved to reconsider the vote by which the Senate had passed said bill.

Mr. Standeford moved to lay said motion on the table.

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

A message was received from the House of Representatives, announcing their refusal in the concurrence of a resolution of the Senate, entitled

Resolution in relation to postponement of election of public officers.

The Speaker having announced that the hour had arrived for the execution of the joint order of the day, the election of public officers,

Mr. Martin moved that a committee be appointed to inform the House of Representatives that the Senate was now ready to execute the joint order of the day, the election of public officers.

Whereupon, Messrs. Martin, Holt, and Alexander were appointed said committee.

A message was received from the House of Representatives, announcing that they, too, were now ready to execute the joint order of the day.
The Speaker then announced that nominations were in order for the office of Keeper of the Penitentiary.

Mr. Chenoweth nominated Mr. J. Stoddard Johnston, of Franklin county, as a suitable person to fill said office.

Mr. Vallandingham nominated Mr. Jerry W. South, of Woodford county, for the same office.

Mr. Wrightson nominated Mr. Daugherty White, of Clay county, for the same office.

On motion,

Ordered, That the same committee inform the House of Representatives of the names of those gentlemen who were in nomination in the Senate.

A message was received from the House of Representatives, announcing that the names of the same gentlemen were in nomination in that House.

The Senate then proceeded to take a vote, which stood thus, viz:

Those who voted for Mr. Johnston, were—

Jos. M. Alexander, J. H. Dorman, I. A. Spalding,
R. A. Burton, W. McKee Fox, E. D. Standeford,
John G. Carlisle, Edwin Hawes, Oscar Turner,
J. Q. Chenoweth, W. Lindsay, Ben. J. Webb,
John B. Clarke, I. T. Martin, Emery Whitaker,

Those who voted for Mr. South, were—

Mr. Speaker (Leslie), Joseph Gardner, A. L. McAfee,
F. M. Allison, J. B. Hayden, K. F. Pritchard,
A. K. Bradley, G. A. C. Holt, A. G. Talbott,
Harrison Cockrill, Wm. Johnson, A. C. Vallandingham,
Wm. L. Conklin, J. W. Johnson, W. L. Vories,

For Mr. White—none.

On motion,

Ordered, That the same committee act in conjunction with a similar committee appointed on the part of the House of Representatives, to compare the result of the joint vote of the two Houses, and make report thereof to the Senate.

In a short time, Mr. Martin reported that the joint vote stood thus:

For Mr. Johnston, 64 votes.
For Mr. South, 61 votes.
For Mr. White, 8 votes.

Sixty-seven votes being necessary to a choice, the Speaker then announced, that as no one in nomination had received a majority of al
JOURNAL OF THE SENATE.

FEB. 3.

the votes cast, if it were the will of the Senate, they would now proceed to take a second vote.

Mr. Martin moved an adjournment.

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

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

Those who voted in the affirmative, were—

Those who voted in the negative, were—

On motion, the same committee was appointed to inform the House of Representatives that the Senate was now ready to take another vote, and that the same gentlemen were in nomination.

A message was received from the House of Representatives, announcing that they, too, were now ready to take another vote, and that the same gentlemen were in nomination in that House.

Mr. Cooke moved an adjournment.

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

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

Those who voted in the affirmative, were—

Those who voted in the negative, were—

[Whole page not transcribed due to repeated content]
The Senate then proceeded to take another vote, which stood thus:

Those who voted for Mr. Johnston, were—

Jos. M. Alexander, J. H. Dorman, I. A. Spalding,
R. A. Burton, W. McKee Fox, E. D. Stansfeld,
Jno. G. Carlisle, Edwin Hawes, Oscar Turner,
J. Q. Chenoweth, W. Lindsay, Ben. J. Webb,
John B. Clarke, I. T. Martin, Emery Whitaker—17.
Lyttleton Cooke, W. H. Payne,

Those who voted for Mr. South, were—

Mr. Speaker (Leslie), Joseph Gardner, A. L. McAfee,
F. M. Allison, J. B. Hayden, K. F. Prichard,
A. K. Bradley, G. A. C. Holt, A. G. Talbot,
Harrison Cockrill, William Johnson, A. C. Vallandingham,
Wm. L. Conklin, John W. Johnson, W. L. Vories,
Thos. Wrightson voted for Mr. White—1.

On motion,

Ordered, That the same committee act in conjunction with a committee of the House of Representatives, to compare the joint vote of the two Houses, and report the result.

Pending the action of the House on the second vote,

Mr. Turner, at half-past one o'clock, P. M., moved an adjournment.

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

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

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), W. McKee Fox, I. A. Spalding,
Jos. M. Alexander, G. A. C. Holt, A. G. Talbot,
John G. Carlisle, I. T. Martin, Oscar Turner,
John B. Clarke, A. L. McAfee, W. L. Vories,
Lyttleton Cooke, W. H. Payne, Ben. J. Webb,

Those who voted in the negative, were—

F. M. Allison, Edwin Hawes, E. D. Stansfeld,
A. K. Bradley, J. B. Hayden, A. C. Vallandingham,
Harrison Cockrill, W. Lindsay, I. C. Winfrey,
Wm. L. Conklin, John W. Johnson, Thos. Wrightson—13,
Joseph Gardner,

And then the Senate adjourned.
FRIDAY, FEBRUARY 4, 1870.

A message was received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, entitled

An act to incorporate the Catlettsburg Female Academy.

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

1. An act for the benefit of Samuel B. Ward, of Caldwell county.
2. An act to authorize the trustees of Lancaster Seminary to sell and convey their seminary house and lot, and reinvest the proceeds of sale.
3. An act for the benefit of Miss Emeline McConnell, of Fulton county.
4. An act for the better organization of public schools in the town of Ashland, and to establish common school district of Ashland, in Boyd county.
5. An act for the better organization of public schools in the town of Catlettsburg, and to establish common school district of Catlettsburg, in Boyd county.
7. An act to amend the charter of the city of Lexington.

Which bills were severally read the 1st time, and ordered to be read a second time.

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

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

An act for the benefit of the town of Leesburg, in Harrison county.

An act to amend and re-enact an act to authorize school district No. 7, in Washington county, to levy a tax for school purposes, approved 11th of March, 1867.
An act to amend the 7th section of an act incorporating the town of Litchfield, approved February 5, 1866.

The Senate, according to order, took up for consideration a bill, entitled

A bill to amend an act to provide for the erection of fire-proof offices at the seat of government," approved February 2d, 1869.

Mr. Martin proposed an amendment to said bill.

Pending the consideration of which bill, the hour arrived for the execution of the joint order of the day, the election of public officers.

Mr. Wrightson moved to have the privilege of changing his vote, on the 2d ballot taken on yesterday, in the election of Keeper of the Penitentiary.

The Speaker declared such motion to be out of order, for the reason that the vote taken had been announced, and no application made by the Senator from Campbell prior to such announcement.

From this decision the Senator took an appeal.

Which appeal is as follows, viz:

The Senator from Campbell having cast his vote on yesterday for a gentleman whose name had been withdrawn in the House of Representatives, now asks permission to cast his vote for one or the other of the candidates in nomination. The Speaker decides that he shall not do so, and he now appeals to the Senate from that decision.

Mr. Cooke moved an adjournment.

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

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

Those who voted in the affirmative, were—


Lyttleton Cooke,

Those who voted in the negative, were—


On motion of Mr. Wrightson, he was permitted to withdraw his appeal from the decision of the Speaker.
Mr. Martin, from the joint committee of the two Houses appointed to compare the 2d vote taken on yesterday for Keeper of the Penitentiary, reported that the joint vote of the two Houses stood thus:

For Mr. South, 68 votes.
For Mr. Johnston, 65 votes.
For Mr. White, 1 vote.

Necessary to a choice, 67.

The Speaker then announced that Mr. Jerry W. South, having received a majority of all the votes cast, was duly elected Keeper of the Penitentiary for four years from and after the first day of March, 1871.

The Speaker then announced that nominations for the office of Public Printer were in order.

Whereupon, Mr. Martin nominated Mr. S. I. Major, of Frankfort, as a suitable person to fill said office.

Mr. McAfee nominated for the same office Mr. B. G. Thomas, of the county of Fayette.

Mr. Wrightson nominated for the same office Mr. R. M. Kelly, of the city of Louisville.

Mr. W. Johnson moved that a committee be appointed, whose duty it shall be to inform the House of Representatives of the names of those gentlemen who were in nomination in the Senate.

Whereupon, Messrs. W. Johnson, Clark, and Chelf were appointed said committee.

After waiting some time for a message from the House of Representatives, and none having been announced,

Mr. Clarke moved an adjournment.

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

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

Those who voted in the affirmative, were—

- Mr. Speaker (Leslie),
- Jos. M. Alexander,
- F. M. Allison,
- A. K. Bradley,
- R. A. Burton,
- W. H. Chelf,
- J. Q. Chenoeweth,
- John B. Clarke,
- Wm. L. Conklin,
- G. W. Connor,
- Lyttleton Cooke,
- J. H. Dorman,
- W. McKee Fox,
- Joseph Gardner,
- Edwin Hawes,
- G. A. C. Holt,
- William Johnson,
- John W. Johnson,
- W. Lindsay,
- I. T. Martin,
- I. A. Spalding,
- Ben. J. Webb,
- Emery Whitaker,
Those who voted in the negative, were—

John G. Carlisle, A. G. Talbott, A. C. Vallandingham,
A. L. McAfee, Oscar Turner, I. C. Winfrey—7.
W. H. Payne,

And then the Senate adjourned.

SATURDAY, FEBRUARY 5, 1870.

A message was received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, entitled

An act for the benefit of W. E. Palmer, of Mercer county.

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

1. An act to impose an additional tax of fifteen cents for the purpose of increasing the common school fund.

2. An act for the benefit of Miles Baxter and S. C. Powell, trustees, in 1868, of school district No. 60, in Madison county.

3. An act to empower the county court of Madison county to convey land to the present trustees, and their successors, of Union school district No. 11, in Madison county.

4. An act for the benefit of Thos. S. Floyd, late sheriff of Spencer county.

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

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

They were referred—the 1st, 2d, and 3d to the Committee on Education, and the 4th to the Committee on Finance.

A message was received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to regulate the compensation for collecting the Elizabeth-town and Paducah Railroad tax in McCracken county.
An act to amend the charter and to enlarge and define the boundary of the town of Bowling Green.

An act to amend chapter 68, Revised Statutes, title "Names may be Changed."

An act for the benefit of W. H. Miller and others, sureties of Q. C. Shanks, late sheriff of Ohio county.

An act to incorporate the Pitt's Point Male and Female Academy, of Bullitt county.

An act for the benefit of John Galick and others.

An act to incorporate the Shelton High School, in Smithland.

An act to incorporate Fairfield and Taylorsville Turnpike Company.

An act to amend an act, entitled "An act to amend chapter 47, section 16, title 'Husband and Wife,' Revised Statutes," approved February 14th, 1866.

An act to incorporate the Planters' Warehouse, of Hopkinsville.

An act for the benefit of Robert McConnell, H. C. McConnell, and D. P. Hiter, sureties of Jno. W. Combs, late sheriff of Woodford county.

An act for the benefit of school district No. 18, in Cumberland county.

An act concerning the jurisdiction of the Monroe county court.

An act to establish the town of Hampton City, and to extend the corporate limits of the town of Catlettsburg, so as to include the same.

An act to incorporate the Kentucky Home for Friendless Women.

An act to amend an act, entitled "An act to incorporate the Allensville and Elkton Turnpike Road Company."

An act to amend the charter of the Foster Turnpike Road Company.

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

By Mr. Winfrey, from the Committee on Propositions and Grievances—

1. A bill in relation to the town of Elizaville, in Fleming county.

By Mr. Webb, from the Committee on Agriculture and Manufactures—

2. A bill to incorporate the Kaiser Karl Der Grosse Benevolent Society, of the city of Louisville.

By Mr. Whitaker, from the Committee on Banks and Insurance—

By same—
4. A bill for the incorporation and regulation of Life Insurance Companies.
   By Mr. Spalding, from the Committee on Revised Statutes and Codes of Practice—
5. A bill for the benefit of the county court of Union county.
   By Mr. Bradley, from same committee—
6. A bill to amend an act, entitled “An act to prevent the spread of the disease called glanders in this Commonwealth,” approved February 16th, 1866.
   By Mr. Cooke, from the Committee on Railroads—
7. A bill defining the relation and providing for the representation of the State as a stockholder in the Louisville, Cincinnati, and Lexington Railroad Company.
   By Mr. Cooke, from the Committee on the Judiciary—
8. A bill to prohibit the sale of spirituous, vinous, and malt liquors in the town of Mt. Washington and vicinity.
   By Mr. Payne, from the Committee on the Judiciary—
9. A bill to amend the charter of the town of Edmonton.
   Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 3d, 4th, and 6th were ordered to be printed, and placed in the orders of the day, and the 1st, 2d, 5th, 7th, 8th, and 9th were ordered to be engrossed and read a third time.

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

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

The following petitions were presented, viz:
   By Mr. Carlisle—
1. The petition of Peter Gibson and others, praying for the passage of an act to amend the charter of West Covington.
   By Mr. Payne—
2. The petition of sundry citizens of Butler county, praying the passage of an act changing the county seat of said county.

Which petitions were received, the reading dispensed with, and referred—the 1st to the Committee on the Judiciary, and the 2d to the Committee on Propositions and Grievances.
On motion of Mr. Talbott, a message was sent to the House of Representatives, asking leave to withdraw the announcement of the passage of a bill from the Senate, entitled
An act to amend an act, entitled “An act to reduce into one the several acts concerning the town of Perryville, in Boyle county.”
After a short time, said bill was handed in at the Clerk’s desk.
The bill was then taken up, and, on motion, was referred to the Committee on Religion and Morals.
On motion of Mr. Vories,
Ordered, That a committee be appointed, whose duty it shall be to act in conjunction with a similar committee to be appointed by the House of Representatives, to wait upon the Governor, and ask leave to withdraw a bill, which originated in the House of Representatives, entitled
An act in relation to the Louisville, Cincinnati, and Lexington Railroad Company.
The Senate resumed the consideration of a bill, entitled
A bill to amend an act to provide for the erection of fire-proof offices at the seat of government, approved February 2d, 1869.
Ordered, That the further consideration of said bill be postponed till Wednesday next, 9th inst.
Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:
By Mr. Bradley, from the Committee on Revised Statutes—
An act to amend the charter of Fredonia.
By same—
An act to amend an act, entitled “An act to establish a work-house in Christian county,” approved January 28, 1870.
By Mr. Clarke, from the Committee on Education—
An act for the benefit of school district No. 16, in Graves county.
By Mr. Cooke, from the Committee on the Judiciary—
An act to incorporate the town of Pewee Valley, in Oldham county.
By Mr. Cooke, from the Committee on Railroads—
An act to amend an act, entitled “An act to incorporate the Elizabethtown, Lexington, and Big Sandy Railroad Company.”
With amendments to the last named bills, which were concurred in.
Ordered, That said bills be read a third time.
The constitutional provision as to the third reading of said bills being dispensed with,

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

Mr. Webb, from a select committee, made the following report, viz:

To the Kentucky State Senate:

The undersigned, a committee appointed by the Speaker of the Senate, to ascertain the whereabouts of a bill, passed at the last session of the General Assembly, entitled "An act to exempt certain property from taxation," which act does not appear in the printed reports of the acts of the General Assembly for 1868–9, would respectfully report:

The act aforesaid was passed near the close of the last session of the General Assembly, and for some cause was not returned to that body, either with the signature of the Governor or with his objections to its passage. The act aforesaid, however, became a law on the 8th day of December, 1869, through the failure of the Governor to return the same within the time limited by law, with his objections, if any he had, to its passage. We find, also, that the said bill was reported to the Senate, at its present session, as having become a law on the 11th day of December last, and that it is so recorded in the proceedings of the Senate of that date.

BEN. J. WEBB, Chairman,
J. H. DORMAN,
J. Q. CHENOWETH.

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

An act to incorporate the town of Three Springs.
An act to amend sec. 106 of Civil Code of Practice.
Ordered, That said bills be read a third time.

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

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

The Senate also took up for consideration a bill, entitled

A bill to incorporate the Brownsville and Glasgow Junction Railroad Company.

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

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

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

The Senate took up for consideration a bill from the House of Representatives, entitled
An act exempting additional property from execution, attachment, and distress,
Together with the amendment, as a substitute, heretofore proposed.
The question was taken on the adoption of the amendment, and it was decided in the affirmative.
Ordered, That said bill, as amended, be read a third time.
The constitutional provision as to the third reading of said bill being dispensed with,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.
The Senate took up for consideration the following bills, viz:
A bill to prevent lawyers from keeping their offices in the offices of justices of the peace and offices of county and police judges.
A bill to provide for the more effectual protection of fruit-growers against trespassers.
On motion,
Ordered That said bills be laid upon the table.
The Senate took up for consideration the following bills, viz:
A bill for the benefit of A. Portwood, of Anderson county.
A bill to amend an act, entitled "An act to repeal an act, entitled 'An act to incorporate Kentucky Insurance Company,'" approved March 9th, 1868.
Ordered, That said bills be made the special order of the day for Wednesday next.
The Senate took up for consideration the disagreement of the House of Representatives to an amendment proposed by the Senate to a bill from the House of Representatives, entitled
An act to prevent judges from practicing law in certain cases.
Resolved, That the Senate adhere to their proposed amendment.
The Senate took up for consideration the report of the Committee on Finance upon a bill which originated in the House of Representatives, entitled
An act for the benefit of Thos. C. Johnson, of Allen county.
Which report was, that said bill ought not to pass.
And the question being taken on ordering said bill to be read a third time, it was decided in the negative.
So said bill was disagreed to.
Leave was given to bring in the following bills, viz:
On motion of Mr. Spalding—
1. A bill for the benefit of the county court of Union county.
On motion of Mr. Dorman—
2. A bill to amend section 102 of Civil Code of Practice.

On motion of Mr. Chelf—
3. A bill for the benefit of A. C. Cox, late sheriff of Green county.

On motion of Mr. Fox—
4. A bill to amend the charter of the town of Glasgow, in Barren county.

On motion of Mr. Connor—
5. A bill to amend section 35, of chapter 25, of the Revised Statutes, entitled “Costs.”

Ordered, That the Committee on Revised Statutes prepare and bring in the 1st and 5th; the Committee on the Judiciary the 2d; the Committee on Finance the 3d; and the Committee on Courts of Justice the 4th.

The Speaker announced that the hour had now arrived for the execution of the joint order of the day, the election of public officers.

The committee appointed on yesterday to inform the House of Representatives of the names of the gentlemen who had been placed in nomination for the office of Public Printer, reported that they had discharged the duty assigned them.

A message was received from the House of Representatives, announcing that the names of the same gentlemen had been put in nomination in that House.

The Senate then proceeded to take a vote, which stood thus, viz:

Those who voted for Mr. Major, were—
Jos. M. Alexander, W. McKee Fox, I. T. Martin,
F. M. Allison, Edwin Hawes, W. H. Payne,
John G. Carlisle, G. A. C. Holt, I. A. Spalding,
W. H. Chelf, Wm. Johnson, A. G. Vallandingham,
J. Q. Chenoweth, J. W. Johnson, Ben. J. Webb,
John B. Clarke, W. Lindsay, Emery Whitaker,
J. H. Dorman,

Those who voted for Mr. Thomas, were—
Mr. Speaker (Leslie), J. B. Hayden, A. G. Talbott,
A. K. Bradley, A. L. McAfee, Oscar Turner,
Joseph Gardner,

Mr. Wrightson voted for Mr. Kelly—1.

The same committee appointed on yesterday was also appointed to compare the joint vote of the two Houses.
FEB. 5.

[Journal of the Senate, p. 353]

After a short time, Mr. W. Johnson, from the joint committee, reported that the joint vote stood thus:

- For Mr. Major, 78 votes.
- For Mr. Thomas, 42 votes.
- For Mr. Kelly, 7 votes.

Necessary to a choice, 64.

The Speaker then announced that Mr. S. I. M. Major, of the county of Franklin, having received a majority of all the votes cast, was duly elected Public Printer for the Commonwealth of Kentucky, for two years from and after the 1st Monday in August, 1870.

The Speaker then announced that nominations for the office of Public Binder were in order.

Mr. Martin nominated Mr. W. N. Haldeman, of the city of Louisville, as a suitable person to fill said office.

Mr. Talbott nominated Mr. H. M. McCarty for same office.

Mr. Fox nominated Mr. H. M. Miller for same office.

Mr. Alexander nominated Mr. A. J. Kendall for same office.

Mr. Lindsay nominated Mr. J. C. Noble for same office.

Mr. Wrightson nominated Mr. S. R. Smith for same office.

Mr. Carlisle nominated Mr. J. M. Helms for same office.

A message was received from the House of Representatives, announcing that for the office of Public Binder the names of the following gentlemen had been placed in nomination in that House, viz:


On motion, Messrs. Fox, Allison, and Wrightson were appointed a committee to inform the House of Representatives of the names of these gentlemen who had been placed in nomination in the Senate.

The committee in a short time reported that the duty assigned them had been performed.

The vote was then taken, which stood thus:

- Those who voted for Mr. Haldeman were:
  - John B. Clarke, 7
  - Lyttleton Cooke, 7
  - Lyttleton Cooke, 7
  - Wm. L. Conklin, 7
  - G. W. Connor, 7
  - J. B. Hayden, 7

- Those who voted for Mr. McCarty were:
  - Joseph Gardner, 6
  - D. Y. Lyttle, 6
  - William Johnson, 7
  - A. G. Talbott, 7
  - I. C. Winfrey—7.
Those who voted for Mr. Kendall, were—

Those who voted for Mr. Miller, were—

Those who voted for Mr. Noble, were—
Mr. Speaker (Leslie), Edwin Hawes, I. A. Spalding,
F. M. Allison, G. A. C. Holt, Oscar Turner,
A. K. Bradley, John W. Johnson, A. C. Vallandingham,
J. H. Dorman, W. Lindsay, Emery Whitaker—12.

Mr. Wrightson voted for Mr. Smith—1.
Mr. Carlisle voted for Mr. Helms—1.
Mr. Vories voted for Mr. Holland—1.
For Mr. Gorley—none.
For Mr. Bugg—none.

The same committee was appointed to compare the joint vote of the two Houses.

After a short time, Mr. Wrightson, from the committee, reported that the joint vote of the two Houses, stood thus:

For Mr. Haldeman, — — — — — — — — — — — — — — — 22 votes.
For Mr. McCarty, — — — — — — — — — — — — — — — 15 votes.
For Mr. Miller, — — — — — — — — — — — — — — — 11 votes.
For Mr. Kendall, — — — — — — — — — — — — — — — 30 votes.
For Mr. Noble, — — — — — — — — — — — — — — — 37 votes.
For Mr. Smith, — — — — — — — — — — — — — — — 7 votes.
For Mr. Helms, — — — — — — — — — — — — — — — 1 vote.
For Mr. Holland, — — — — — — — — — — — — — — — 2 votes.
For Mr. Gorley, — — — — — — — — — — — — — — — 1 vote.
For Mr. Bugg, — — — — — — — — — — — — — — — 1 vote.

Necessary to a choice, 64.

The Speaker then announced that no one in nomination having received a majority of all the votes cast, if it should be the will of the Senate, that they would now proceed to take another vote.

Mr. Carlisle then withdrew the name of Mr. Helms.

A message was received from the House of Representatives, announcing that the name of Mr. Bugg had been withdrawn.

Ordered, that the same committee, on the part of the Senate, inform the House of Representatives of the withdrawal of the name of Mr. Helms.

In a short time the committee reported that the duty assigned them had been discharged.
The Senate then proceeded to take a second vote, which stood thus:

Those who voted for Mr. Haldeman, were—
Lyttleton Cooke, I. T. Martin,
Those who voted for Mr. McCarty, were—
Wm. L. Conklin, William Johnson, Ben. J. Webb,
J. B. Hayden,
Those who voted for Mr. Kendall, were—
Those who voted for Mr. Miller, were—
Those who voted for Mr. Noble, were—
Mr. Speaker (Leslie), Joseph Gardner, I. A. Spalding,
F. M. Allison, Elwin Hawes, Oscar Turner,
A. K. Bradley, G. A. C. Holt, A. C. Vallandingham,
J. H. Dorman, W. Lindsay,
Mr. Wrightson voted for Mr. Smith—1.
Mr. Vories voted for Mr. Holland—1.
For Mr. Gorley—none.
The same committee was appointed to compare the joint vote of the two Houses.

And after a short time, Mr. Wrightson reported that the joint vote on the second ballot stood thus:

For Mr. Haldeman, 22 votes,
For Mr. McCarty, 13 votes,
For Mr. Miller, 13 votes,
For Mr. Kendall, 28 votes,
For Mr. Noble, 42 votes,
For Mr. Smith, 7 votes,
For Mr. Holland, 2 votes,
For Mr. Gorley, 1 vote.

Necessary to a choice, 63.
The Speaker then announced, that as no one had received a majority of all the votes cast, if it were the will of the Senate, they would now proceed to take another and third vote.

A message was received from the House of Representatives, announcing that the name of Mr. Gorley had been withdrawn.
The same committee was directed to inform the House of Representatives that the same gentlemen were in nomination in the Senate as on the last preceding vote.
After a short time, Mr. Wrightson, from the committee, reported that
the duty assigned them had been discharged.

The Senate then proceeded to take another and third vote, which
stood thus:

Those who voted for Mr. Haldeman, were—
D. Y. Lyttle,

Those who voted for Mr. McCarty, were—
Wm. L. Conklin, William Johnson, Ben. J. Webb,
J. B. Hayden,

Those who voted for Mr. Kendall, were—
J. Q. Chenoweth,

Those who voted for Mr. Miller, were—

Those who voted for Mr. Noble, were—
Mr. Speaker (Leslie), Joseph Gardner, I. A. Spalding,
F. M. Allison, Edwin Hawes, Oscar Turner,
A. K. Bradley, G. A. C. Holt, A. C. Vallandingham,
J. H. Dorman, W. Lindsay,

Mr. Wrightson voted for Mr. Smith—1.
Mr. Vories voted for Mr. Holland—1.

The same committee were appointed to compare the joint vote of
the two Houses.

After a short time, Mr. Wrightson reported that the joint vote stood
thus:

For Mr. Haldeman, — — — — — — 21 votes.
For Mr. McCarty, — — — — — — 12 votes.
For Mr. Miller, — — — — — — 10 votes.
For Mr. Kendall, — — — — — — 32 votes.
For Mr. Noble, — — — — — — 41 votes.
For Mr. Smith, — — — — — — 7 votes.
For Mr. Holland, — — — — — — 2 votes.

Necessary to a choice, 63.

The Speaker then announced, that as no one in nomination had re-
ceived a majority of all the votes cast, should the Senate desire to do
so, they would now proceed to take another and fourth vote.

On motion, the Senate adjourned.
MONDAY, FEBRUARY 7, 1870.

A message was received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, entitled

An act to amend the charter of the Glasgow Railroad Company,
With an amendment to said bill.
Which was taken up, twice read, and concurred in.

A message was also received from the House of Representatives, announcing that they had passed a bill, entitled

An act to incorporate the Louisville, Memphis, and New Orleans Railway Company.
Which was read the first time, and ordered to be read a second time.

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

A message was received from the House of Representatives, announcing that they insist on their disagreement to an amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act to prevent judges from practicing law in certain cases.

And that they had, on their part, appointed a committee of conference, to act in conjunction with a similar committee to be appointed on the part of the Senate, to take into consideration the disagreement between the two Houses in relation to said bill.

Whereupon, Messrs. W. Johnson, Carlisle, and Fox were appointed said committee.

The following petition and remonstrances were presented, viz:

By Mr. Whitaker—
1. The petition of sundry citizens of the city of Vanceburg, Lewis county, praying the passage of an act to incorporate a male and female college in said city.

By Mr. Lindsay—
2. The remonstrance of citizens of Hickman county, against the increasing of the civil jurisdiction of the police judge of Columbus.

By Mr. Allison—
The remonstrance of citizens of Butler county, against the removal of the county seat to Woodbury.
Which petition and remonstrances were received, the reading dispensed with, and referred—the 1st to the Committee on Education; the 2d to the Committee on Revised Statutes; and the 3d to the Committee on Propositions and Grievances.

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

By Mr. Bradley, from the Committee on Revised Statutes—
A bill to incorporate the Madisonville and Shawneetown Straight-line Railroad Company.

By Mr. Whitaker, from the Committee on Education—
A bill for the benefit of common school district No. 26, in Hopkins county.

By Mr. Vallandingham, from the Committee on Claims—
A bill authorizing the appointment of a deputy marshal for the town of Franklin.

By Mr. Standeford, from the Committee on Internal Improvement—
A bill for the benefit of the Cynthiana and Ashbrook's Mill Turnpike Road Company.

By same—
A bill to incorporate the Owenton and Monterey Turnpike Road Company.

By same—
A bill for the benefit of W. P. Fox, of Mason county.

By same—
A bill to incorporate the Camdensville, Johnsonville, and Burst Church Turnpike Company.

By same—
A bill to amend the charter of the Germantown and Hamilton Cross Roads Turnpike Road Company.

By same—
A bill to incorporate the Bowling Green and Double Spring Turnpike Road Company.

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

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

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

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

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

By Mr. Carlisle, from the Committee on the Judiciary—
An act to authorize the trustees of Lancaster Seminary to sell and convey their seminary house and lot, and reinvest the proceeds of sale.

By Mr. Standeford, from the Committee on Internal Improvement—
An act to amend an act, entitled "An act to appropriate money to clear out and improve the Cumberland river, between the mouths of the South Fork and Rockcastle river."

By Mr. Wrightson, from the same committee—
An act to amend an act incorporating the Newport and Jamestown Bridge Company, and to amend an act incorporating the Newport and Dayton Turnpike Road Company.

With an amendment to the last named bill, which was concurred in.

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

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

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

Mr. Carlisle, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled
An act concerning the mileage of non-resident witnesses in criminal cases,
Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Mr. Wrightson read and laid on the table a joint resolution.

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

WHEREAS, Information having been received, by common report, that twenty-eight States of these United States have, by solemn act of their respective Legislatures, adopted and confirmed the proposed amendment to the Constitution of the United States, known as the
Fifteenth Amendment, and that it has now received the approval of the required number of States to complete its adoption and confirmation as a part of the fundamental law of the land; now, therefore,

Be it resolved by the General Assembly of the Commonwealth of Kentucky, That desirous of promoting harmony among the sisterhood of States, and not to appear as a factious member of the Federal compact, to remove the bone of political controversy that has embittered for the past forty years, and to do whatsoever may be in our power to elevate those who, by the results of war, have been so suddenly lifted from slavery to citizenship, we hereby ratify the aforesaid Fifteenth Amendment to, and recommend its adoption as a part of, the Constitution of the United States, and which is, in language, as follows, viz:

"Art. 15. Sec. 1. The right of citizens of the United States to vote shall not be denied or abridged by the United States, or by any State, on account of race, color, or previous condition of servitude.

"Sec. 2. Congress shall have power to enforce this article by appropriate legislation."

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

Mr. Conklin then moved to reconsider the vote by which said resolution had been referred.

And the question being taken on reconsidering said vote, it was decided in the negative.

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

Those who voted in the affirmative, were—

A. K. Bradley, John W. Johnson, A. G. Talbott,
Wm. L. Conklin, I. T. Martin, A. C. Vallandingham,
J. B. Hayden,

Those who voted in the negative, were—

Mr. Speaker (Leslie), Joseph Gardner, I. A. Spalding,
E. M. Allison, Edwin Hawes, E. D. Standeird,
John G. Carlisle, G. A. C. Holt, W. L. Vories,
W. H. Cheff, William Johnson, Ben. J. Webb,
J. Q. Chenoweth, W. Lindsay, Emery Whitaker,
John B. Clarke, D. Y. Lyttle, I. C. Winfrey,
W. McKee Fox,

Leave of indefinite absence was granted to Mr. Prichard.

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

On motion of Mr. Ino. W. Johnson—

1. A bill to amend an act, entitled "An act to reduce into one the several acts regarding the Butler Seminary," approved January 23d, 1867.
proval of
Kentucky,
tr.
stance of
s
vote
by ap-

said reso-

state, it was

Mr. Holt,

7. A bill to incorporate the Bradford and Berlin Turnpike Road

8. A bill for the benefit of the Murray Male and Female Institute.

Ordered, That the Committee on Education prepare and bring in
the 1st and 8th; the Committee on Revised Statutes and Codes of
Practice the 2d; the Committee on Courts of Justice the 3d; the
Committee on the Judiciary the 4th; the Committee on Agriculture and
Mines the 5th; and the Committee on Internal Improvement
the 6th and 7th.

Mr. Holt, from the Committee on Enrollments, reported that the
committee had examined enrolled bills and a resolution, which origin-
at in the Senate, of the following titles, viz:

An act to incorporate the Catlettsburg Normal Academy;
An act for the benefit of Tho. M. Dickey, late public guardian of
Barren county;
An act for the benefit of W. E. Palmer, of Mercer county;
Resolution in regard to changes in the time of holding courts in the
eight, thirteenth, and fifteenth judicial districts;
And enrolled bills, which originated in the House of Representa-
tives, of the following titles, viz:
An act to incorporate the Mutual Aid Association of Improved
Order of Red Men, of Louisville and the State of Kentucky;

An act giving to the county court of Josh Bell county power to control that portion of the Wilderness Turnpike Road in said county;
An act to incorporate the Butchers' Union, of Louisville;
An act to amend an act, entitled "An act to amend the charter of the town of Mackville, in Washington county;"
An act for the benefit of W. M. Greenwood, clerk of the city court of Paducah;
An act to amend an act, entitled "An act to repeal the charter and reincorporate the town of Elizabethtown, in Hardin county," approved February 26th, 1868.
An act to incorporate the Zion Protestant Episcopal Church, of Louisville;
An act to prohibit the sale of spirituous liquors in the town of South Carrollton, in Muhlenburg county;
An act to legalize the proceedings of the Boone county court at its October term, 1869;
An act to amend the charter of the town of Danville;
An act prohibiting the throwing of dead animals in the watercourses and ponds in this Commonwealth;
An act for the benefit of Benj. F. Howard, sheriff of Magoffin county, and his sureties on his official bond, for the year 1868;
An act to authorize the Harlan county court to levy a tax to pay off county debts;
An act to prohibit the sale of spirituous, vinous, or malt liquors in the county of Harlan;
An act to provide for the improvement of the Big Sandy river;
An act to extend the provisions of certain local acts to Shelby county;
An act for the benefit of the Baptist Church in Shelbyville;
And had found the same truly enrolled.
Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.
After a short time, Mr. Holt reported that the committee had performed that duty.
The Speaker announced that the hour had now arrived for the execution of the joint order of the day, the election of public officers.
A message was received from the House of Representatives, announcing that they were now ready to proceed to the execution of
the joint order of the day, and that the name of Mr. Smith had been withdrawn.

Mr. Wrightson then withdrew the name of Mr. Smith.

Ordered, That the same committee inform the House of Representatives that the Senate were now ready to execute the joint order of the day, and to inform them that the name of Mr. Smith had also been withdrawn in the Senate.

The Senate then proceeded to take another, the 4th, vote for Public Binder, which stood thus:

Those who voted for Mr. Haldeman, were—
Lyttleton Cooke, I. T. Martin, E. D. Stansfield—5.
D. Y. Lyttle, W. H. Payne,

Those who voted for Mr. McCarty, were—
G. W. Connor, William Johnson,

Those who voted for Mr. Miller, were—
W. McKee Fox,

Those who voted for Mr. Noble, were—
Mr. Speaker (Leslie), Joseph Gardner, I. A. Spalding,
F. M. Allison, Edwin Hawes, Oscar Turner,
A. K. Bradley, G. A. C. Holt, A. C. Vallandingham,
John G. Carlisle, John W. Johnson, Emery Whitaker,
John B. Clarke, W. Lindsay,
J. H. Dorman,

Mr. Chenoweth voted for Mr. Kendall—1.
Mr. Wories voted for Mr. Holland—1.

The same committee was directed to compare the joint vote of the two Houses, and report the result.

In a short time, Mr. Wrightson reported that the joint vote for Public Binder stood thus:

For Mr. Noble, 39 votes.
For Mr. McCarty, 9 votes.
For Mr. Haldeman, 17 votes.
For Mr. Kendall, 24 votes.
For Mr. Miller, 25 votes.
For Mr. Holland, 3 votes.

Necessary to a choice, 59.

The Speaker then announced, that if it were the will of the Senate, they would now proceed to take another, and 5th vote.
A message was received from the House of Representatives, announcing that the name of Mr. Miller had been withdrawn, and the name of Mr. W. C. Goodloe had been put in nomination.

Mr. Fox then withdrew the name of Mr. Miller.

The same committee was then directed to inform the House of Representatives that the name of Mr. Miller had also been withdrawn in the Senate.

The Senate then proceeded to take another, the 5th vote, which stood thus:

Those who voted for Mr. Haldeman, were—

W. H. Chelf, W. McKee Fox, W. H. Payne,
John B. Clarke, D. Y. Lyttle, E. D. Standiford,

Those who voted for Mr. McCarty, were—

Wm. L. Conklin, Wm. Johnson, A. G. Talbott,

Those who voted for Mr. Noble, were—

Mr. Speaker (Leslie), J. H. Dorman, W. Lindsay,
F. M. Allison, Joseph Gardner, I. A. Spalding,
A. K. Bradley, Edwin Hawes, Oscar Turner,
John G. Carlisle, G. A. C. Holt, Emery Whitaker,

Mr. Chenoweth voted for Mr. Kendall—1.
Mr. Vories voted for Mr. Holland—1.
For Mr. Goodloe—none.

The same committee was directed to compare the joint vote, and report the result.

After a short time, Mr. Wrightson reported that the joint vote for Public Binder, on the 5th ballot, stood thus:

<table>
<thead>
<tr>
<th>Candidate</th>
<th>Votes</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Noble</td>
<td>40</td>
</tr>
<tr>
<td>Mr. McCarty</td>
<td>13</td>
</tr>
<tr>
<td>Mr. Haldeman</td>
<td>25</td>
</tr>
<tr>
<td>Mr. Kendall</td>
<td>30</td>
</tr>
<tr>
<td>Mr. Holland</td>
<td>1</td>
</tr>
<tr>
<td>Mr. Goodloe</td>
<td>5</td>
</tr>
</tbody>
</table>

Necessary to a choice, 58.

The Speaker then announced, that as no one in nomination had received a majority of all the votes cast, if it should be the will of the Senate, they would now proceed to take another 6th vote.

Mr. Talbott withdrew the name of Mr. McCarty.
A message was received from the House of Representatives, announcing that the names of Messrs. Holland and McCarty had been withdrawn.

The same committee were directed to inform the House of Representatives that the name of Mr. McCarty had also been withdrawn in the Senate.

The Senate then proceeded to take another and 6th vote, which stood thus:

Those who voted for Mr. Haldeman, were—

W. H. Chelf, William Johnson, E. D. Stansford,
Wm. L. Conklin, D. Y. Lyttle, W. L. Vories,
Lyttleton Cooke, I. T. Martin, Ben. J. Webb,
Joseph Gardiner, W. H. Payne,

Those who voted for Mr. Kendall, were—


Those who voted for Mr. Noble, were—

Mr. Speaker (Leslie), G. W. Connor, W. Lindsay,
F. M. Allison, J. H. Dorman, I. A. Spalding,
A. K. Bradley, Edwin Hawes, Oscar Turner,
Jno. G. Carlisle, G. A. C. Holt, A. C. Vallandingham,

For Mr. Goodloe—none.

The same committee was directed to compare the joint vote of the two Houses, and report the result.

In a short time Mr. Wrightson reported that the joint vote of the two Houses, on the sixth ballot, stood thus:

For Mr. Noble, — — — — — — — 41 votes.
For Mr. Haldeman, — — — — — — — 32 votes.
For Mr. Kendall, — — — — — — — 35 votes.
For Mr. Goodloe, — — — — — — — 6 votes.

Necessary to a choice, 58.

The Speaker then announced, that as no one in nomination had received a majority of all the votes cast, if it were the will of the Senate, they would now proceed to take another and seventh vote.

A message was received from the House of Representatives, announcing that the same gentlemen as on the last ballot were in nomination in the House of Representatives.

The same committee was directed to inform the House of Representatives that the same gentlemen were in nomination in the Senate as on the last ballot.
The Senate then proceeded to take another and seventh vote, which stood thus:

Those who voted for Mr. Haldeman, were—
W. H. Chelf, D. Y. Lyttle, W. L. Vories,
Wm. L. Conklin, I. T. Martin, Ben. J. Webb,
Lyttleton Cooke, A. L. McAfee, Emery Whitaker,
William Johnson, E. D. Standeford,

Those who voted for Mr. Kendall, were—

Those who voted for Mr. Noble, were—
Mr. Speaker (Leslie), J. H. Dorman, W. Lindsay,
F. M. Allison, Joseph Gardner, I. A. Spalding,
A. K. Bradley, Edwin Hawes, Oscar Turner,
Jno. G. Carlisle, G. A. C. Holt, A. C. Vallandingham,
John B. Clarke, John W. Johnson, Thos. Wrightson—16.
G. W. Connor,
For Mr. Clarke—none.

The same committee was directed to compare the joint vote of the two Houses, and report the result.

And after a short time, Mr. Wrightson reported that the joint vote of the two Houses, on the seventh ballot, for the office of Public Binder, stood thus:

For Mr. Noble, — — — — — — 42 votes.
For Mr. Haldeman, — — — — — — 35 votes.
For Mr. Kendall, — — — — — — 34 votes.
For Mr. Goodloe, — — — — — — 6 votes.

Necessary to a choice, 59.

On motion, the Senate adjourned.
TUESDAY, FEBRUARY 8, 1870.

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

An act to amend an act, entitled "An act to amend the revenue laws."

An act fixing the fees of jailers of this Commonwealth.

With an amendment to the last named bill.

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

1. An act for the benefit of the county of Larue, legalizing the county levy.

2. An act for the benefit of Thos. F. Hall and F. M. King, trustees, in 1868, of school district No. 26, in Madison county.

3. An act for the benefit of Benjamin F. Jameson, late sheriff of Hart county.


5. An act for the benefit of Hezekiah Combs, former sheriff of Perry county.

6. An act to amend the charter of Elkton, in Todd county.

7. An act to regulate the time of holding the circuit courts in the counties of Warren, Simpson, Edmonson, and Todd.

8. An act for the benefit of Ranson Hack, of Edmonson county.


10. An act for the benefit of H. W. Nickell and securities.

11. An act to authorize the Governor to employ an assistant janitor for the Executive and Land Offices.

12. An act to incorporate Lodge No. 461, of Free and Accepted Masons, at Milton, Trimble county.

13. An act to incorporate the Broadway Ferry Company.

14. An act to amend an act to incorporate the St. Bernard Coal Company.

15. An act to incorporate the Louisville and Arkansas Packet Company.

16. An act to amend the charter of the Bowling Green Gas Company.
17. An act to incorporate the Real Estate and Building Company.
18. An act to incorporate the town of Walton, in Boone county.
19. An act to incorporate the Paducah and Cairo Packet Company of Kentucky.
20. An act incorporating the Kentucky Stone Company.
21. An act to incorporate the Lodge of the United Circle of the Daughters of Rebecca, of Louisville.

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

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 7th to the Committee on Courts of Justice; the 2d to the Committee on Education; the 3d, 4th, 5th, 9th, 10th, and 11th to the Committee on Finance; the 6th, 12th, 13th, and 16th to the Committee on Revised Statutes; the 14th, 15th, 17th, and 20th to the Committee on Agriculture and Manufactures; and the 18th, 19th, and 21st to the Committee on the Judiciary.

The Senate, according to order, took up for consideration a bill, entitled

A bill to amend an act, entitled “An act to amend the charter of the Shelbyville Railroad Company, and to authorize certain counties to take stock in the same.”

Mr. Talbott proposed an amendment to said bill.

Mr. Vories moved that said bill and proposed amendment be referred to the Committee on the Judiciary.

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

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

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), Joseph Gardner, I. A. Spalding,
F. M. Allison, Edwin Hawes, Oscar Turner,
Robert Boyd, J. B. Hayden, A. C. Vallandingham,
A. K. Bradley, G. A. C. Holt, W. L. Vories,
W. H. Cheff, John W. Johnson, Ben. J. Webb,
John B. Clarke, W. Lindsay, Emery Whitaker,

Those who voted in the negative, were—

John G. Carlisle, Lyttleton Cooke, W. H. Payne,
J. Q. Chenoweth, William Johnson, A. G. Talbott—8,
Wm. L. Conklin, L. T. Martin,
Mr. Boyd presented the petition of sundry citizens of Laurel, asking that an appropriation may be made for the purpose of assisting in rebuilding the jail in said county.

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

A message was received from the Governor by Mr. Samuels, Assistant Secretary of State, announcing that the Governor had approved and signed enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act to incorporate the Catlettsburg Normal Academy.

An act for the benefit of Thos. M. Dickey, late public guardian of Barren county.

Resolution in regard to changes in the time of holding courts in the 8th, 13th, and 15th judicial districts.

Mr. Standeford moved to reconsider the vote by which the Senate had passed a bill, on yesterday, from the House of Representatives, entitled

An act to amend an act incorporating the Newport and James-town Bridge Company, and to amend an act incorporating the Newport and Dayton Turnpike Road Company.

And the question being taken on reconsidering said vote, it was decided in the affirmative.

The votes dispensing with, and ordering said bill to be read a third time, were also reconsidered.

Mr. Wrightson, by unanimous consent, was then permitted to withdraw the amendment proposed by himself on yesterday.

Ordered, That said bill be recommitted to the Committee on Internal Improvement.

Mr. Durman, from the Committee on Courts of Justice, to whom had been referred a bill from the House of Representatives, entitled

An act to amend the charter of the city of Lexington,

Reported the same without amendment.

Mr. McAfee then proposed to amend the second section of the bill as follows:

"Nor shall the fees and salaries of the officers be decreased for the ensuing year."

And the question being taken thereon, it was decided in the affirmative.
The yeas and nays being required thereon by Messrs. McAfee and Vallandingham, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), William Johnson, J. A. Spalding,
F. M. Allison, John W. Johnson, E. D. Standeford,
W. H. Chelf, W. Lindsay, A. C. Vallandingham,
J. Q. Chenoweth, D. Y. Lyttle, W. L. Vories,
Wm. L. Conklin, A. L. McAfee, I. C. Winfrey,
Edwin Hawes,

Those who voted in the negative, were—

Robert Boyd, J. H. Dorman, A. G. Talbott,
A. K. Bradley, W. McKee Fox, Ben. J. Webb,
John G. Carlisle, J. B. Hayden, Emery Whitaker—11.
John B. Clarke, I. T. Martin,

Mr. John W. Johnson moved the following resolution, viz:

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

Resolved, That the Auditor be, and he is hereby, requested to lay before the Senate a statement of the annual receipts and expenditures of the Green and Barren river line of navigation, from the year 1840 to the 9th day of April, 1868, together with the claim of the State of Kentucky against the general government for the use of said rivers during the war.

Which was adopted.

The Speaker now announced that the hour for the execution of the joint order of the day had arrived, the election of public officers.

A message was received from the House of Representatives, announcing that they were now ready to execute the joint order of the day, and that the same gentlemen were in nomination for the office of Public Binder as on yesterday.

A similar message was sent to the House of Representatives.

The Senate then proceeded to take another and eighth vote, which stood thus:

Those who voted for Mr. Haldeman, were—

W. H. Chelf, Joseph Gardner, E. D. Standeford,
John B. Clarke, William Johnson, W. L. Vories,
Wm. L. Conklin, D. Y. Lyttle, Ben. J. Webb,
W. McKee Fox, W. H. Payne,

Those who voted for Mr. Noble, were—

Mr. Speaker (Leslie), Edwin Hawes, A. G. Talbott,
F. M. Allison, G. A. C. Holt, Oscar Turner,
A. K. Bradley, John W. Johnson, A. C. Vallandingham.
Mr. Hayden voted for Mr. Kendall—1.

Mr. Boyd voted for Mr. Goodloe—1.

The same committee was directed to compare the joint vote of the two Houses, and report the result.

After a short time, Mr. Wrightson reported that the joint vote stood thus:

For Mr. Noble, — — — — — — 45 votes.
For Mr. Haldeman, — — — — — — 39 votes.
For Mr. Kendall, — — — — — — 30 votes.
For Mr. Goodloe, — — — — — — 8 votes.

Necessary to a choice, 62.

No one in nomination having received a majority of all the votes cast, the Speaker then announced, that if it were the will of the Senate, they would proceed to take another vote.

After an interchange of messages preparatory to the taking of another vote,

The Senate then proceeded to take another and ninth vote, which stood thus:

Those who voted for Mr. Haldeman, were—
W. H. Chelf, William Johnson, W. L. Vories,
John B. Clarke, D. Y. Lyttle, Ben. J. Webb,
Wm. L. Conklin, I. T. Martin, Emery Whitaker,
W. McKee Fox, B. D. Staneford,

Those who voted for Mr. Kendall, were—

Those who voted for Mr. Noble, were—
Mr. Speaker (Leslie), Joseph Gardner, I. A. Spalding,
F. M. Allison, Elwin Hawes, A. G. Talbott,
A. K. Bradley, G. A. C. Holt, Oscar Turner,
Jno. G. Carlisle, John W. Johnson, A. C. Vallandingham,
G. W. Connor, W. Lindsay, Thos. Wrightson—17.
J. H. Dorman, A. L. McAfee,

Mr. Boyd voted for Mr. Goodloe—1.

The same committee was directed to compare the joint vote of the two Houses, and report the result.

After a short time, Mr. Wrightson reported that the joint vote for Public Binder, on the 8th ballot, stood thus:
For Mr. Noble, - - - - - - - - - - - - 49 votes.
For Mr. Haldeman, - - - - - - - - - - - - 41 votes.
For Mr. Kendall, - - - - - - - - - - - - 25 votes.
For Mr. Goodloe, - - - - - - - - - - - - 8 votes.

Necessary to a choice, 62.

The Speaker then announced, that as no one in nomination had received a majority of all the votes cast, should the Senate desire it, they would now proceed to take another vote.

After an interchange of messages between the two Houses, The Senate proceeded to take another and 10th vote, which stood thus:

Those who voted for Mr. Haldeman, were—

W. H. Chelf, W. McKee Fox, E. D. Standeford,
J. Q. Chenoweth, William Johnson, W. L. Vories,
John B. Clarke, D. Y. Lyttle, Ben. J. Webb,
Wm. L. Conklin, I. T. Martin, Emery Whitaker,

Those who voted for Mr. Noble, were—

Mr. Speaker (Leslie), Joseph Gardner, A. L. McAfee,
F. M. Allison, Edwin Hawes, J. A. Spalding,
A. K. Bradley, J. B. Hayden, A. G. Talbott,
Jno. G. Carlisle, G. A. C. Holt, Oscar Turner,
G. W. Connor, John W. Johnson, A. C. Vallandingham,

Mr. Boyd voted for Mr. Goodloe—1.

For Mr. Kendall—none.

The same committee was directed to compare the joint vote, and report the result.

In a short time, Mr. Wrightson reported that the joint vote for Public Binder stood thus:

For Mr. Noble, - - - - - - - - - - - - 71 votes.
For Mr. Haldeman, - - - - - - - - - - - - 44 votes.
For Mr. Kendall, - - - - - - - - - - - - 60 votes.
For Mr. Goodloe, - - - - - - - - - - - - 8 votes.

Necessary to a choice, 62.

The Speaker then announced, that as Mr. John C. Noble, of McCracken county, had received a majority of all the votes cast, he was duly elected Public Binder for the State of Kentucky for two years, from and after the first day of August next.

Mr. Webb moved an adjournment at one P. M.

And the question being taken thereon, it was decided in the negative.
The yeas and nays being required thereon by Messrs. Turner and Lindsay, were as follows, viz:

Those who voted in the affirmative, were—

Robert Boyd, Edwin Hawes, E. D. Standeford,
J. Q. Chenoweth, I. T. Martin, Ben. J. Webb,
John B. Clarke, I. A. Spalding, Thos. Wrightson—10.5.
W. McKee Fox,

Those who voted in the negative, were—

Mr. Speaker (Leslie), Joseph Gardner, W. H. Payne,
F. M. Allison, J. B. Hayden, A. G. Talbott,
A. K. Bradley, G. A. C. Holt, Oscar Turner,
John G. Carlisle, William Johnson, A. C. Vallandingham,
W. H. Chelf, John W. Johnson, W. L. Vories,
Wm. L. Conklin, W. Lindsay, Emsry Whitaker,
J. H. Dorman, A. L. McAfee,

The Speaker then announced that nominations for the office of State Librarian would now be in order.

A message was received from the House of Representatives, announcing that they were now ready to proceed to the election of State Librarian.

Messrs. Dorman, John W. Johnson, and Chenoweth were appointed a committee to inform the House of Representatives that they were now ready to proceed to the election of State Librarian.

A message from the House of Representatives was received, announcing that the names of the following gentlemen were in nomination in that House for the office of State Librarian, viz:
Mr. Geo. B. Crittenden, of Franklin.
Mr. A. W. Vallandingham, of Franklin.
Mr. W. H. Sneed, of Franklin.
Mr. G. A. Robertson, of Franklin.

Mr. Talbott then nominated Mr. Geo. B. Crittenden as a suitable person to fill the office of State Librarian.

Mr. Payne nominated Mr. A. W. Vallandingham for the same office.

Mr. Wrightson nominated Mr. W. H. Sneed for the same office.

The same committee was also directed to inform the House of Representatives of the names of those who had been put in nomination in the Senate for the office of State Librarian.

The Senate then proceeded to take a vote, which stood thus:

Those who voted for Mr. Crittenden, were—
J. Q. Chenoweth, G. A. C. Holt, A. L. McAfee,
Wm. L. Conklin, Wm. Johnson, E. D. Standeford,
Those who voted for Mr. Vallandingham, were—

Mr. Speaker (Leslie), J. H. Dorman, 1. A. Spalding,
F. M. Allison, Joseph Gardner, Oscar Turner,
A. K. Bradley, J. B. Hayden, A. C. Vallandingham,
John G. Carlisle, W. Lindsay, W. L. Vories,

Those who voted for Mr. Sneed, were—


For Mr. Robertson—none.

The same committee was directed to compare the joint vote of the two Houses, and report the result.

In a short time Mr. Dorman reported that the joint vote of the two Houses stood thus:

For Mr. Crittenden, - 40 votes.
For Mr. Vallandingham - 51 votes.
For Mr. Sneed, - 8 votes.
For Mr. Robertson, - 6 votes.

Necessary to a choice, 60.

The Speaker then announced, that as no one in nomination had received a majority of all the votes cast, if it were the will of the Senate, they would now proceed to take another vote.

After an interchange of messages between the two Houses, the name of Mr. Robertson having been withdrawn in the House of Representatives,

The Senate proceeded to take another vote, which stood thus:

Those who voted for Mr. Crittenden, were—

J. Q. Chenoweth, William Johnson, E. D. Standeford,
Wm. L. Conklin, John W. Johnson, A. G. Talbott,
G. W. Connor, D. Y. Lyttle, Emery Whitaker,
W. McKee Fox, I. T. Martin, I. C. Winfrey,

Those who voted for Mr. Vallandingham, were—

Mr. Speaker (Leslie), J. H. Dorman, 1. A. Spalding,
F. M. Allison, Joseph Gardner, Oscar Turner,
A. K. Bradley, J. B. Hayden, A. C. Vallandingham,
John G. Carlisle, W. Lindsay, W. L. Vories,

Mr. Boyd voted for Mr. Sneed—1.
The same committee was directed to compare the joint vote of the two Houses, and report the result.

After a short time, Mr. Dorman reported that the joint vote stood thus:

For Mr. Crittenden, - - - - - - 62 votes.
For Mr. Vallandingham, - - - - - - 53 votes.
For Mr. Sneed, - - - - - - 3 votes.

Necessary to a choice, 60.

The Speaker then announced, that as Mr. Geo. B. Crittenden had received a majority of all the votes cast, he was duly elected State Librarian for two years from this date.

On motion of Mr. Hawes, leave was given to bring in a bill, entitled

A bill to amend section 5, article 2, of chapter 56, of the Revised Statutes.

Which was referred to the Committee on Revised Statutes.

And then the Senate adjourned.

WEDNESDAY, FEBRUARY 9, 1870.

A message was received from the House of Representatives, announcing their refusal to agree in the adoption of an amendment, proposed by the Senate, to a bill from the House of Representatives, entitled

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

The Senate took up for consideration the disagreement of the House of Representatives to the amendment proposed by the Senate to said bill.

The question was then taken on receding from the proposed amendment, and it was decided in the negative.

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

An act to change the time of holding the circuit courts in the 11th judicial district.
An act to amend an act, entitled "An act to change the time of holding the circuit courts in the 13th judicial district," approved January 26, 1870.

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

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

The 1st was referred to the Committee on Courts of Justice, and the 2d was ordered to be read a third time.

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

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

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to repeal section 14, chapter 67, Revised Statutes, so far as the same applies to Mount Pleasant, in Harlan county.

An act to extend the provisions of certain local acts to Shelby county.

An act to authorize the Harlan county court to levy a tax to pay off county debts.

An act to legalize the proceedings of the Boone county court at its October term, 1869.

An act prohibiting the throwing of dead animals in the watercourses and ponds in this Commonwealth.

An act to amend an act, entitled "An act to repeal the charter and reincorporate the town of Elizabethtown, in Hardin county," approved February 26th, 1868.

An act for the benefit of the Baptist Church in Shelbyville.

An act to incorporate the Butchers' Union, of Louisville.

An act to amend an act, entitled "An act to amend the charter of the town of Mackville, in Washington county."

An act to incorporate the Zion Protestant Episcopal Church, of Louisville.

An act to prohibit the sale of spirituous, vinous, or malt liquors in the county of Harlan.

An act to prohibit the sale of spirituous liquors in the town of South Carrollton, in Muhlenburg county.
An act for the benefit of Benj. F. Howard, sheriff of Magoffin county, and his sureties on his official bond, for the year 1868.

An act giving to the county court of Josh Bell county power to control that portion of the Wilderness Turnpike Road in said county.

An act to amend the charter of the town of Danville.

An act to incorporate the Mutual Aid Association of Improved Order of Red Men, of Louisville and the State of Kentucky.

A message was received from the House of Representatives, announcing that they had passed a bill, entitled

An act to amend the charter of the town of Flemingsburg, which was read the first time, and ordered to be read a second time.

Said bill was read a second time as follows, viz:

[For bill—see Session Acts present session.]

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

Add to the bill the following:

The provisions of this act shall apply to all the incorporated cities and towns of this Commonwealth.

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

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

In the affirmative, Thos. Wrightson—1.

Those who voted in the negative, were—

Mr. Speaker (Leslie), J. H. Dorman, A. L. McAfee,
F. M. Allison, W. McKee Fox, W. H. Payne,
Robert Boyd, Joseph Gardner, E. D. Staneford,
A. K. Bradley, Elwin Hawes, A. G. Talbott,
John G. Carlisle, J. B. Hayden, Oscar Turner,
W. H. Cheif, G. A. C. Holt, A. C. Vallandingham,
J. Q. Cheno weth, William Johnson, W. L. Vories,
John B. Clarke, John W. Johnson, Ben. J. Webb,
Wm. L. Conklin, W. Lindsay, Emery Whitaker,

Ordered. That said bill be read a third time.

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

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

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

41-8.
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 following bills were reported from the several committees directed to prepare and bring in the same, viz:

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

1. A bill to repeal an act, entitled "An act to amend an act authorizing the appointment of persons to serve process in the justices' courts in the city of Louisville."

By Mr. Webb, from the Committee on Agriculture and Manufactures—

2. A bill to amend an act approved January 17, 1860, entitled "An act to incorporate the Hospital Company for the relief of persons deprived of reason."

By Mr. Wrightson, from the Committee on Privileges and Elections—

3. A bill for the benefit of Clay county.

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

4. A bill to repeal chapter 86 of the Revised Statutes, and reduce into one said chapter and all amendments thereto.

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

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

Ordered, That the 4th of said bills be printed, and placed in the orders of the day, and that the 1st, 2d, and 3d be engrossed and read a third time.

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

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.
Mr. Wrightson, from the Committee on Internal Improvement, to whom had been recommitted a bill from the House of Representatives, entitled
An act to amend the act incorporating the Newport and Jamestown Bridge Company, and to amend an act incorporating the Newport and Dayton Turnpike Road Company.
Reported the same without amendment.
Ordered, That said bill be read a third time.
The constitutional provision as to the third reading of said bill being dispensed with,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.
A message was received from the House of Representatives, announcing that they insisted on their disagreement to the adoption of an amendment, proposed by the Senate, to a bill from the House of Representatives, entitled
An act to amend the charter of the city of Lexington.
And that they had, on their part, appointed a committee of conference, to act in conjunction with a similar committee to be appointed by the Senate, to take into consideration the disagreement between the two Houses in relation to the amendment proposed by the Senate to said bill.
Whereupon, Messrs. Martin, Clark, McAfee, and Vories were appointed said committee.
Mr. Lindsay read and laid on the table a joint resolution, which is as follows, viz:
Resolved by the General Assembly of the Commonwealth of Kentucky, That the two Houses of this General Assembly adjourn sine die on Monday, the 28th day of February, 1870, at 12 o'clock, M.
The rule not having been dispensed with in order to take up said resolution, it was placed in the orders of the day.
Mr. Payne moved the following resolution.
The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:
Resolved, That the Auditor be requested to lay before the Senate the various amounts paid into the Treasury from the Green and Barren river line of navigation, and also the amounts appropriated by the Legislature, and the amounts paid out of the Treasury for the repairs and support of the line since its original completion, giving the dates of the various appropriations and payments; and that he further inform the Senate, if in his power to do so, of any acknowledgment of indebtedness on the part of the Federal Government, due to the
State of Kentucky, for the use of that line of navigation during the late war, giving the amount of the debt, and the probability, if any, of its payment.

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

The Senate, according to order, took up for consideration a bill, entitled

A bill to amend an act to provide for the erection of fire-proof offices at the seat of government," approved February 2d, 1869.

Mr. Martin then moved to amend said bill.

Mr. Vories then moved to refer said bill and proposed amendment to the Committee on Finance, with certain instructions.

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

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

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), J. B. Hayden, A. G. Talbott,
F. M. Allison, G. A. C. Holt, Oscar Turner,
Robert Boyd, Wm. Johnson, A. C. Vallandingham,
A. K. Bradley, John W. Johnson, W. L. Vories,
W. H. Chelf, W. Lindsay, Ben. J. Webb,
Wm. L. Conklin, W. H. Payne, I. C. Winfrey,
Ewin Hawes,

Those who voted in the negative, were—

Jno. G. Carlisle, W. McKee Fox, I. T. Martin,
J. Q. Chenoweth, Joseph Gardner, A. L. McAfee,
G. W. Connor,

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

A bill to amend an act, entitled "An act to repeal an act, entitled 'An act to incorporate the Kentucky Insurance Company,'" approved March 9th, 1868.

Ordered, That the further consideration of said bill be postponed and made the special order of the day for Friday, the 18th inst.

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

A bill for the benefit of A. Portwood, of Anderson county.

Ordered, That said bill be engrossed and read a third time.
Said bill was read a third time as follows, viz:

WHEREAS, Ambrose Portwood, a citizen of Anderson county, Ky., was, by a warrant from the Governor of Kentucky, authorized to proceed to the State of Illinois, for the purpose of demanding and receiving one Judge William Leslie, a fugitive from justice, and did receive said fugitive and bring and deliver him to the jailer of Anderson county; 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 upon the Treasurer of Kentucky in favor of said Ambrose Portwood for the sum of two hundred dollars.

§ 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, in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), W. McKee Fox, A. L. McAfee,
Robert Boyd, Joseph Gardner, W. H. Payne,
Jno. G. Carlisle, Edw. Hawes, E. D. Standiford,
W. H. Chelf, William Johnson, A. G. Taltott,
J. Q. Chenuweth, John W. Johnson, W. L. Vories,
John B. Clarke, W. Lindsay, Ben. J. Webb,
G. W. Couner, D. Y. Lyttle, I. C. Winfrey,

In the negative—none.

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

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

A bill in relation to the Court of Appeals.

Ordered, That said bill be placed in the orders of the day.

Mr. Carlisle, from the Committee on the Judiciary, to whom had been referred a bill, entitled

A bill to amend an act, entitled "An act to amend the charter of the Shelby Railroad Company, and to authorize certain counties to take stock in the same;" reported the same without any expression of opinion.

Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the county of Mercer be, and is hereby, authorized and empowered to subscribe a sum not exceeding four hundred thousand dollars ($400,000), and the county of Boyle a sum not exceeding two hundred and fifty thousand dollars, to the capital stock of the Shelby Railroad Company, upon the terms, conditions, and in the manner prescribed in the act to which this is an amendment.
§ 2. That all that part of Shelby county lying south of the Louisville, Lexington, and Cincinnati Railroad be, and is hereby, authorized and empowered to subscribe one hundred thousand dollars ($100,000) to the capital stock of said company, upon the terms, conditions, and in the manner that a part of said county described in the second section of said act was authorized by said act to subscribe to the capital stock of said company: Provided, however, That said subscription shall only be used in the construction of said road east or southeast of Shelbyville: And provided further, That said subscription shall not be valid, and no tax shall be collected to pay the same, until the county of Mercer shall have subscribed at least three hundred and fifty thousand dollars, and the county of Boyle at least two hundred thousand dollars, as provided herein: It is further provided, That when a valid subscription of one hundred thousand dollars shall be made as provided herein, it shall be in lieu of that amount voted by the county of Shelby to the Cumberland and Ohio Railroad Company, upon the condition that it should be given or subscribed to the Shelby Railroad Company; and the subscription of the county of Shelby to the Cumberland and Ohio Railroad Company shall then be reduced to three hundred thousand. In taking the vote under this section, the polls shall be opened at all of the precincts in said county in which any of the voters within the aforesaid boundary may reside. The part of the county described in the second section of the act to which this is an amendment shall hereafter be known as "Railroad District Number One," and the part herein authorized to subscribe stock in said company shall be known as "Railroad District Number Two."

§ 3. That when any county or part of a county, city, town, or precinct, shall have delivered its bonds in payment for stock subscribed, it shall be entitled to representation, and to vote the amount of such stock in any meeting of the stockholders of said company. The stock owned by a county shall be represented by the county judge and all of the justices of the peace of the county; stock owned by a part of a county or a precinct by the county judge and by the justices of the peace residing in the district or precinct taxed; stock owned by a city or town by its general council or board of trustees, and these several bodies may designate a suitable person or persons as their proxies to represent them in any meeting of the stockholders of said company. It shall be the duty of the county judge to call together at the county seat the justices entitled to vote, and to cause their action to be spread upon the records of the county court.

§ 4. In the construction of said railroad, the company may change the location heretofore made, without forfeiture of rights of way heretofore granted; nor shall lapse of time, since the grant of a right of way, be a bar to the assertion of all the rights of the company under such grant; but damage or injury to improvements made since the grant shall be paid by the company; and the same shall be assessed in the manner provided by its charter. This section shall apply to all written relinquishments of right of way, whether by deed or bond.

§ 5. That so much of the act to which this is an amendment as requires said company, in constructing their roads through the
The amendment heretofore proposed by Mr. Talbott is as follows, viz:

Section 2, line 8, after the word "Shelbyville," insert the following:

"along the most practicable route to Lawrenceburg or Harrodsburg."

Which was adopted.

The second amendment proposed by Mr. Talbott is as follows, viz:

To the 7th section add the following proviso: "Provided, That nothing in this act shall be so construed as to authorize said company to sell said bonds for less than seventy-five cents on the dollar."

Which was adopted.

Mr. Chelf then moved to amend said bill as follows, viz:

Add to the second section the following, viz:

Provided, That this act shall not be construed so as to interfere with any of the rights or privileges conferred upon the Cumberland and Ohio Railroad Company, nor so as to alter or change the subscription or the terms thereof, made by Shelby county to the Cumberland and Ohio Railroad Company; and in the order of submission to the district or districts mentioned herein, it is to be expressed in the submission and the subscription voted, upon the condition that the Cumberland and Ohio Railroad Company shall have the right to exchange $100,000 of her stock, subscribed by the county of Shelby counties of Anderson, Mercer, and Boyle, to run through or near their respective county seats, is hereby repealed: Provided, however, That the subscription of any county made, or that may hereafter be made, upon the condition that said railroad shall be so constructed as to run within the corporate limits of the county seat of such county, or within a prescribed distance therefrom named in the order of the county court submitting the question, shall not be valid and obligatory unless such condition is complied with.

§ 6. Any person owning bonds issued under this act, or the act to which this is an amendment, may present them to the county clerk of the county or a part of a county issuing them, and have them registered in a book to be kept by him for that purpose. The clerk shall write on the back of each bond the fact and date of registry; and thereafter, bonds so registered shall only be transferred by indorsement, and by acknowledgment thereof before a county clerk or a notary public, or by proof of two attesting witnesses, and of which transfer the clerk shall make record in said book. All other bonds shall pass by delivery.

§ 7. The holder and owner of any registered bond may present the same to the clerk of the county issuing the same, and have said bond again made payable to bearer by the said clerk, indorsing on the back thereof that the registry of said bond has been canceled, which certificate shall be attested by the clerk over the seal of the county. The clerk shall receive a fee of fifty cents for each registry, and for each assignment and registry thereof.

§ 8. This act shall take effect from and after its passage.

The amendment heretofore proposed by Mr. Talbott is as follows, viz:

Section 2, line 8, after the word "Shelbyville," insert the following:

"along the most practicable route to Lawrenceburg or Harrodsburg."

Which was adopted.

The second amendment proposed by Mr. Talbott is as follows, viz:

To the 7th section add the following proviso: "Provided, That nothing in this act shall be so construed as to authorize said company to sell said bonds for less than seventy-five cents on the dollar."

Which was adopted.

Mr. Chelf then moved to amend said bill as follows, viz:

Add to the second section the following, viz:

Provided, That this act shall not be construed so as to interfere with any of the rights or privileges conferred upon the Cumberland and Ohio Railroad Company, nor so as to alter or change the subscription or the terms thereof, made by Shelby county to the Cumberland and Ohio Railroad Company; and in the order of submission to the district or districts mentioned herein, it is to be expressed in the submission and the subscription voted, upon the condition that the Cumberland and Ohio Railroad Company shall have the right to exchange $100,000 of her stock, subscribed by the county of Shelby
for the same amount of stock in the Shelbyville Railroad Company, so as to comply with the terms and conditions upon which Shelby county voted the $400,000 to said Cumberland and Ohio Railroad Company.

Mr. Vories then moved to amend said amendment as follows, viz:

Strike out "district in Shelby county," and insert "Shelby county," and whenever said district may occur in said bill.

And the question being taken on the adoption of the amendment proposed by Mr. Vories, it was decided in the affirmative.

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—

John G. Carlisle, Wm. L. Conklin, I. T. Martin, W. H. Chelf, W. McKee Fox, A. G. Talbott—8, J. Q. Chenoweth, William Johnson, The question was then taken on the adoption of the amendment proposed by Mr. Chelf as amended, and it was decided in the affirmative.

Mr. Vories then moved further to amend said bill as follows, viz:

Section 4, line 2, after the word "made," and before the word "without," insert the words "not to exceed one mile."

Which was adopted.

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

The constitutional provision as to the third reading of said bill being dispensed with, 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. W. Johnson and Allison, were as follows, viz:

Those who voted in the affirmative, were—

JOURNAL OF THE SENATE.

John G. Carlisle,  G. A. C. Holt,  Ben. J. Webb,  
W. H. Cheff,  William Johnson,  Emery Whitaker,  
J. Q. Chenoweth,  John W. Johnson,  I. C. Winfrey,  
John B. Clarke,  W. Lindsay,  Thos. Wrightson—26.  
Wm. L. Conklin,  I. T. Martin,  

In the negative, Edwin Hawes—1.

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

Leave was given to bring in the following bills, viz:  
On motion of Mr. Clarke—  
1. A bill to incorporate the town of Milford, in Bracken county.  
On motion of Mr. Lyttle—  
2. A bill for the benefit of Wm. Marcum.  
On motion of same—  
3. A bill for the benefit of James Marcum.  

Ordered, That the Committee on the Judiciary prepare and bring in the 1st, and the Committee on Finance the 2d and 3d.

Mr. Holt, 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 the revenue laws;”  
An act to amend the charter of the Glasgow Railroad Company;  
And enrolled bills, which originated in the House of Representatives, of the following titles, viz:  
An act to incorporate the town of Three Springs;  
An act to incorporate the Paris, Richmond, and East Tennessee Railroad Company;  
An act to amend section 106 of Civil Code of Practice;  
An act to incorporate the town of Pewee Valley, in Oldham county;  
An act for the benefit of school district No. 16, in Graves county;  
An act to amend the charter of Fredonia;  
An act to amend an act, entitled “An act to establish a work-house in Christian county,” approved January 28, 1870;  
And had found the same truly enrolled.

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

42-s.
After a short time, Mr. Holt reported that the committee had performed that duty.

Mr. Payne moved the following resolution, viz:

Resolved, That a committee of five from the Senate be appointed by the Speaker to visit the Western Lunatic Asylum, at Hopkinsville, to investigate its condition and report the result.

A motion was then made to strike out the word "five," and it was decided in the affirmative.

A motion was then made to fill the blank with "three," and it was decided in the negative.

A motion was then made to fill the blank with "two."

Pending the consideration of which, Mr. Webb, at half-past one o'clock, P. M., moved an adjournment.

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

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

Those who voted in the affirmative, were—

<table>
<thead>
<tr>
<th>Mr. Speaker (Leslie)</th>
<th>J. B. Hayden,</th>
<th>W. H. Payne,</th>
</tr>
</thead>
<tbody>
<tr>
<td>A. K. Bradley</td>
<td>G. A. C. Holt</td>
<td>A. G. Talbott</td>
</tr>
<tr>
<td>W. H. Chelf</td>
<td>William Johnson</td>
<td>W. L. Vories</td>
</tr>
<tr>
<td>John B. Clarke</td>
<td>John W. Johnson</td>
<td>Ben. J. Webb</td>
</tr>
<tr>
<td>Lyttleton Cooke</td>
<td>W. Lindsay</td>
<td>Emery Whitaker</td>
</tr>
<tr>
<td>J. H. Dorman</td>
<td>D. Y. Lyttle</td>
<td>I. C. Winfrey</td>
</tr>
<tr>
<td>W. McKee Fox</td>
<td>A. L. McAfee</td>
<td>Thos. Wrightson—22</td>
</tr>
<tr>
<td>Edwin Hawes</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Those who voted in the negative, were—

| Robert Boyd         | A. C. Vallandigham  | Oscar Turner—3        |

And then the Senate adjourned.
A message was received from the House of Representatives, announcing that they had concurred in the amendments proposed by the Senate to bills from the House of Representatives, entitled

An act to incorporate the Falls City Real Estate and Building Association.

An act for the benefit of the Institution for the Education of Idiots and Feeble-minded Children.

That they had passed bills of the following titles, viz:
1. An act to provide for the payment of the bonds and debt of Marshall county.
2. An act to incorporate trustees of school district No. 33, in Monroe county.
3. An act to amend the several acts incorporating the city of Maysville.
4. An act to amend the charter of the Shelby and Oldham Turnpike Road Company.

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

The constitutional provision as to the second reading of said bills being dispensed with, the 1st was referred to the Committee on Revised Statutes, the 2d to the Committee on Education, the 3d to the Committee on the Judiciary; and the 4th was ordered to be read a third time.

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

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

A message was also received from the House of Representatives, announcing that they had adopted a resolution, entitled

Resolution of instruction to certain committees of the Senate and House of Representatives, with regard to supplying deficit in Sinking Fund, &c.

The following bills were reported by the several committees directed to prepare and bring in the same, viz:
By Mr. Webb, from the Committee on Agriculture and Manufactures—
A bill to incorporate the Eastern Kentucky Marble, Lithograph Stone, and Mining Company.

By Mr. Vallandingham, from the Committee on Claims—
A bill for the benefit of John Cardwell, of Breathitt county.

By same—
A bill for the benefit of John Wilson, of Breathitt county.

By same—
A bill for the benefit of William Spencer, of Breathitt county.

By same—
A bill for the benefit of James Lindon, of Breathitt county.

By Mr. Fox, from the Committee on Courts of Justice—
A bill for the benefit of E. D. Porch, clerk of the Pulaski county court.

By same—
A bill for the benefit of John Cossen, late clerk of Pulaski circuit court.

By Mr. Holt, from the Committee on Education—
A bill for the benefit of the Murray Male and Female Institute.

By Mr. Standeford, from the Committee on Internal Improvement—
A bill to incorporate the Salt River and Shryock Ferry Turnpike Company.

By same—
A bill to amend an act, entitled "An act for the benefit of the Lexington, Harrodsburg, and Perryville Turnpike Road Company," approved March 5, 1869.

By same—
A bill to incorporate the Sharpsburg and Owingsville Turnpike Road Company.

By same—
A bill to incorporate the New Hope and Rolling Fork Turnpike Road Company.

By Mr. Winfrey, from same committee—
A bill to incorporate the Columbia and Creelsboro Turnpike Road Company.

By Mr. Carlisle, from the Committee on the Judiciary—
A bill to re-enact an act, entitled "An act regulating the time of holding the circuit courts," approved March 5, 1856.

By same—
A bill to incorporate the town of Milford, in Bracken county.
By same—
A bill to amend an act, entitled "An act to amend the charter of West Covington," approved March 16, 1869.

By same—
A bill to incorporate the River Hill Turnpike Company, in Kenton county.

By Mr. Turner, from same committee—
A bill to amend an act, entitled "An act in relation to the collection of railroad taxes in McCracken county."

By Mr. Payne, from same committee—
A bill to prohibit the taking of attorneys at law as sureties on official bonds and bail bonds.

By Mr. Winfrey, from the Committee on Propositions and Grievances—
A bill to prohibit the sale of spirituous liquors in Laurel county.

By Mr. Conklin, from the Committee on Finance—
A bill for the benefit of H. C. Cox, late sheriff of Green county, and his securities.

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

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

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

Mr. Vallandingham, from the Committee on Claims, reported
A bill for the benefit of I. T. Martin.

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

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

Ordered, That said bill be engrossed and 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 the sum of five hundred dollars be, and the same is hereby, appropriated to I. T. Martin, his expenses incurred as commissioner, appointed by the Governor in visiting foreign prisons, and that the Auditor be instructed to draw his warrant on the Treasurer for the same.

§ 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, 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. Vallandingham, from same committee, reported

A bill for the benefit of E. D. Standeford.

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

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

Ordered, That said bill be engrossed and 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 the sum of two hundred dollars be, and the same is hereby, appropriated, out of any money in the Treasury not otherwise appropriated, to E. D. Standeford, for expenses incurred by him as one of the commissioners appointed by the Governor to visit foreign prisons.

§ 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, 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. Vallandingham, from same committee, reported
A bill for the benefit of J. W. South.

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

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

Ordered, That said bill be engrossed and 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 the sum of two hundred dollars be, and the same is hereby, appropriated, out of any money in the Treasury not otherwise appropriated, to J. W. South, for his expenses incurred as commissioner, appointed by the Governor, to visit foreign prisons.

§ 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, in pursuance to a provision of the Constitution, were as follows, viz

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), J. H. Dorman,
Robert Boyd, W. McKee Fox,
A. K. Bradley, G. A. C. Holt,
John G. Carlisle, William Johnson,
W. H. Chelf, John W. Johnson,
J. Q. Chenoweth, W. Lindsay,
John B. Clarke, D. Y. Lyttle,
Wm. L. Coaklin, I. T. Martin,
G. W. Connor, W. H. Payne,
Lyttleton Cooke,

E. D. Standeford,
A. G. Talbott,
Oscar Turner,
A. C. Vallandingham,
W. L. Vories,
Ben. J. Webb,
Emery Whitaker,
I. C. Winfrey,

In the negative—none.

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

Mr. John W. Johnson, from the Committee on Religion and Morals, to whom had been referred a bill, entitled
An act to amend an act, entitled "An act to reduce into one the several acts concerning the town of Perryville, in Boyle county,
Reported the same, with an amendment as a substitute for said bill. Which was adopted.

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

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

Resolved, That said bill do pass, and that the title thereof be as aforesaid.
Mr. Cooke, from the Committee on Railroads, to whom had been referred a bill, entitled
A bill to authorize the extension and construction of the Cincinnati Southern Railway within the Commonwealth of Kentucky,
Reported the same with sundry amendments.
Ordered, That said bill and proposed amendments be printed, and made the special order of the day for Wednesday, the 16th inst.
Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:
By Mr. Webb, from the Committee on Agriculture and Manufactures—
An act to amend an act to incorporate the St. Bernard Coal Company.
By same—
An act to incorporate the Louisville and Arkansas Packet Company.
By Mr. Allison, from same committee—
An act incorporating the Kentucky Stone Company.
By Mr. Clarke, from the Committee on Education—
An act to amend the charter of the Sayre Female Institute.
By same—
An act for the benefit of Miles Baxter and S. C. Powell, trustees, in 1868, of school district No. 60, in Madison county.
By same—
An act allowing Columbia school district No. 27, in Adair county, to vote tax to pay for building school-house.
By same—
An act to amend an act incorporating the Russellville Female Academy, approved January 25, 1865.
By same—
An act for the benefit of Miss Emeline McConnell, of Fulton county.
By same—
An act to empower the county court of Madison county to convey land to the present trustees, and their successors, of Union school district No. 11, in Madison county.
By same—
An act for the better organization of public schools in the town of Catlettsburg, and to establish common school district of Catlettsburg, in Boyd county.
[Feb. 10.] JOURNAL OF THE SENATE.

By same—
An act for the benefit of Thos. F. Hall and F. M. King, trustees, in 1868, of school district No. 26, in Madison county.

By same—
An act for the better organization of public schools in the town of Ashland, and to establish common school district of Ashland, in Boyd county.

By Mr. Carlisle, from the Committee on the Judiciary—
An act to incorporate the town of Walton, in Boone county.

By Mr. Turner, from same committee—
An act to incorporate the Paducah and Cairo Packet Company of Kentucky.

By Mr. Cooke, from same committee—
An act to incorporate the Lodge of the United Circle of the Daughters of Rebecca, of Louisville.

By Mr. Cooke, from the Committee on Railroads—
An act to incorporate the Lexington City Passenger and Freight Railroad Company.

By same—
An act to incorporate the Louisville, Memphis, and New Orleans Railway Company.

By Mr. Conklin, from the Committee on Finance—
An act for the benefit of Benj. F. Howard, sheriff of Magoffin county, and his sureties on his official bond, for the year 1867.

By same—
An act for the benefit of Stephen Howard, late sheriff of Magoffin county, and his sureties.

By same—
An act for the benefit of Ranson Hack, of Edmonson county.

By same—
An act for the benefit of J. C. Calhoun.

By Mr. Webb, from the Committee on Agriculture and Manufactures—
An act to incorporate the Kentucky Real Estate and Building Company,

With an amendment to the last named bill, which was concurred in.

Ordered, That said bills be read a third time.

43-s.
The constitutional provision as to the third reading of said bills being dispensed with,

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

Mr. Fox, from the Committee on Courts of Justice, asked to be discharged from the further consideration of a leave to bring in a bill, entitled

A bill to amend chapter 98 of the Revised Statutes, title "Surveyors."

Which was granted.

Mr. Conklin, from the Committee on Finance, asked to be discharged from the further consideration of the petition of W. B. Ayre, in relation to his peddling without license.

Which was granted.

Leave of indefinite absence was granted to Mr. Spalding, also to Mr. Winfrey, after to-morrow.

Mr. Carlisle, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of Samuel B. Ward, of Caldwell county,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Mr. Carlisle, from same committee, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of widows and infant children of deceased persons,

Reported the same, with the expression of opinion that said bill ought not to pass.

Ordered, That said bill be placed in the orders of the day.

Mr. Carlisle, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act establishing a new charter for the city of Louisville,

Reported the same with sundry amendments.

Mrs. Vories moved that said amendments be printed, and that the bill, &c., be made the special order of the day for Tuesday next.

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

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—


Mr. Standeford, from the Committee on Internal Improvements, to whom had been referred a bill from the House of Representatives, entitled

An act to incorporate the Rio Bridge Company,

Reported the same without amendment. Ordered, That the further consideration of said bill be postponed, and made the special order of the day for to-morrow.

Mr. Clarke, from the Committee on Education, to whom was referred a bill from the House of Representatives, entitled

An act to impose an additional tax of fifteen cents for the purpose of increasing the common school fund,

Reported the same with an amendment. Ordered, That said bill and proposed amendment be printed and placed in the orders of the day.

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

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

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT, FRANKFORT, FEBRUARY 10, 1870.

Gentlemen of the Senate:

I hereby nominate for your advice and consent the following persons as suitable to be commissioned as notaries public, viz :—

Samuel G. Geisler, Campbell county.
James C. Root, Campbell county.
Irwin Taylor, Campbell county.
James T. Allen, Kenton county.
Charles H. Fisk, Kenton county.
Tim. G. Needham, Hardin county.
Resolved, That the Senate advise and consent to said appointments.

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

An act for the benefit of W. E. Palmer, of Mercer county.
An act to amend an act, entitled "An act to amend the revenue laws."
An act to amend the charter of the Glasgow Railroad Company.
Mr. Boyd had leave to bring in the following bills, viz:
1. A bill authorizing the Rockcastle county court to levy an additional tax for the erection of a county jail and other public buildings.
2. A bill for the benefit of James M. Dishman.

Ordered, That the Committee on Courts of Justice prepare and bring in the 1st, and the Committee on Finance the 2d.

Mr. Holt, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act incorporating the Newport and Jamestown Bridge Company, and to amend an act incorporating the Newport and Dayton Turnpike Road Company;
An act to amend an act, entitled "An act to appropriate money to clear out and improve the Cumberland river, between the mouths of the South Fork and Rockcastle river;"
An act to incorporate the Falls City Real Estate and Building Association;
An act for the benefit of the Institution for the Education of Idiots and Feeble-minded Children;
An act to authorize the trustees of Lancaster Seminary to sell and convey their seminary house and lot, and reinvest the proceeds of sale;
An act to amend the charter of the town of Flemingsburg;
And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature.
A message was received from the House of Representatives, announcing that they had concurred in an amendment, proposed by the Senate, to a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act to incorporate the Elizabethtown, Lexington, and Big Sandy Railroad Company."

That they had passed a bill, which originated in the Senate, entitled

An act to repeal an act, entitled "An act to amend an act authorizing the appointment of persons to serve process in the justices' courts in the city of Louisville."

That they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act in relation to the Louisville, Cincinnati, and Lexington Railroad Company.

An act to amend the charter of Fredonia.

An act to incorporate the Paris, Richmond, and East Tennessee Railroad Company.

An act for the benefit of school district No. 16, in Graves county.


An act to incorporate the town of Three Springs.

An act to amend section 106 of Civil Code of Practice.

An act to amend the charter of the town of Flemingsburg.

An act to incorporate the Falls City Real Estate and Building Association.
An act to amend an act, entitled "An act to appropriate money to clear out and improve the Cumberland river between the mouths of the South Fork and Rockcastle rivers."

An act for the benefit of W. M. Greenwood, clerk of the city court of Paducah.

An act to provide for the improvement of the Big Sandy river.

An act to authorize the trustees of Lancaster Seminary to sell and convey their seminary house and lot, and reinvest the proceeds of sale.

An act for the benefit of the Institution for the Education of Idiots and Feeble-minded Children.

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

An act to amend an act, entitled "An act for the benefit of the Lexington, Harrodsburg, and Perryville Turnpike Road Company," approved March 5, 1869.

Which motion was simply entered.

Mr. Holt presented the petition of R. D. Hughes, praying a change in the county line between the counties of Calloway and Marshall.

Which petition was received, the reading dispensed with, and referred to the Committee on Propositions and Grievances.

Mr. Cooke, from the Committee on Railroads, to whom had been referred a bill from the House of Representatives, entitled

An act to incorporate the Louisville and Chattanooga Grand Trunk Railroad,

Reported the same without amendment.

Ordered, That said bill be read a third time.

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

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

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

An act to incorporate the Rio Bridge Company.

The Senate on yesterday having ordered said bill to be read a third time, and said reading having been dispensed with.

Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That there is hereby incorporated a bridge company, by the name and style of "Rio Bridge Company," for the purpose of constructing a bridge across Green river, on the turnpike road which
leads from Bardstown to Nashville, Tennessee, by the way of Glasgow. The capital stock of said company shall be twenty thousand dollars, to be divided into shares of fifty dollars each.

§ 2. The books for subscription of stock shall be opened by R. D. Shannon, L. B. Carter, David Gibson, H. B. Lane, and W. Wood Bowling, at Canmer, Hart county, on the first Saturday in April, 1870, and at such other times and places as any three of said commissioners may designate by written or printed advertisement, first posted up in three public places twenty days. The subscribers of stock shall sign their names to a writing in said books, as follows: "We, whose names are hereto subscribed, promise to pay to the president and directors of Rio Bridge Company the sum of fifty dollars, for each share of stock in said company attached to our names, at such time and place as they may direct."

Witnes our hands this --- day of --, 18--. That said company may, and they are hereby, permitted to build said bridge upon and to use the abutments and pillars at said crossing of said river, now owned by the State of Kentucky; and there is hereby appropriated and subscribed by the State of Kentucky to the capital stock of said company eight thousand dollars; and the Auditor of Public Accounts is directed to draw his warrant therefor upon the Treasurer in favor of the president of said company, and the same shall be paid by said Treasurer: Provided, however, Said warrant shall not be drawn and delivered till there is a sum sufficient, in addition thereto, subscribed and paid into said company, by an individual or individuals, to finish and complete said bridge, including the cost of covering in; which fact of subscribing and paying in of said sum shall be certified to said Auditor by the judge of Hart county court, under his hand and seal of office; and when so certified, it shall be sufficient evidence to the said Auditor to issue his warrant aforesaid.

§ 3. That the county court of Hart county, a majority of the justices of the peace of said county concurring therein, may, at any time, subscribe such amount of stock in said company as they may deem proper, not exceeding twenty-five hundred dollars, and the same shall be entered at large upon the records of said court; and when so subscribed, it shall be a debt against the county, and shall be levied and collected as other levies upon said county: Provided, however, Not more than five hundred dollars of the sum so levied shall be collected in any one year.

§ 4. So soon as one thousand dollars of the stock is subscribed, the stockholders shall be convened at Canmer, in Hart county, upon ten days' public notice; and under the supervision of not less than three of said commissioners an election shall be held—each share of stock casting one vote—for president and three directors, each of whom must be a stockholder in said company. They shall hold their office till the first Saturday in April, 1871, when an election shall again be held at said town for their successors; and every first Saturday in April in each year a new election shall be held to fill said offices: Provided, however, Each of said officers shall take and subscribe an oath, which shall be recorded in the books of said company, that they will, to the best of their judgment and ability, faithfully perform all
the duties of their said offices; and they shall continue to act till their successors are duly elected and qualified. They shall appoint a treasurer and clerk, who shall also take a like oath, to be recorded as aforesaid; and the treasurer shall give bond with good security, to be approved by the board, in a sum of at least twenty thousand dollars, conditioned that he will faithfully perform all the duties of said office, and pay over all moneys which shall come to his hands as such, in obedience to the orders of said board; and for a violation of his bond, he may be proceeded against, with his securities, by motion or suit in the circuit court of any county in this Commonwealth, as sheriffs may now be proceeded against for failing to pay over money collected on executions.

§ 5. The said company shall be a body-corporate and politic, under the name of "Rio Bridge Company," and in that name may sue and be sued, plead and be impleaded; and may have and use a common seal; and shall have perpetual succession.

§ 6. When said bridge is so far finished as that it is safe for wagons and other vehicles to pass and be drawn over it, it shall be the duty of said company to allow them to pass; but the company shall provide a bridge-keeper to be, and at all times to remain, there; and shall exact and collect such rates of toll for each horse, mule, head of cattle, footman, wagon, buggy, and carriage; of every description, that shall pass over said bridge, the rates following: Each footman, five cents; each horse and rider, ten cents; each led or loose horse or cattle, five cents; each head of loose sheep, hogs, or goats, four cents; each one-horse buggy and horse, thirty cents; each two-horse wagon or carriage, with two horses attached, fifty cents; each wagon, with four horses attached, sixty cents; each wagon, with three horses attached, fifty-five cents; each wagon, with six horses attached, seventy-five cents; each wagon, with five horses attached, sixty-five cents; provided, however, that when a wagon or other vehicle is drawn by oxen, each ox shall be the same as a horse in this tariff; each cart, with one horse, fifteen cents; each cart, with two horses, twenty cents; but no charge shall be made for the driver or load upon any wagon, buggy, or carriage.

§ 7. The said bridge-keeper shall take an oath, to be recorded in said book, that he will truly and faithfully carry out and execute the duties of bridge-keeper under this act, and truly and honestly account for and pay over to said company all moneys received by him for toll aforesaid; and said company shall require him to give bond, with good security, to be approved by the board of directors, conditioned to account for and pay to said company all moneys received by him as bridge-keeper aforesaid, at such time and place as they shall require; and for a violation of his bond, he and his security shall be liable, by motion or suit in the circuit or quarterly court; and may be proceeded against as sheriffs can be proceeded against for money collected on executions, and subject to like recoveries.

§ 8. It shall be the duty of the president of said company to render, under oath, a true and full statement of the receipts and disbursements of said company, to the Auditor of Public Accounts, on or before the 10th day of January of each year; and all the receipts of
said company for tolls, which shall remain after paying said bridge-keeper and necessary repairs and costs of carrying on the business of said company, shall be paid by said president into the Treasury of the State, on or before the 10th day of January of each year, and the Treasurer shall give a receipt therefor, which shall be recorded in the books of said company; and when said receipts to the State shall amount to five thousand dollars, then, from and after that time, the net income of the company shall be equally divided, and paid to the stockholders in said company according to their shares of stock, the State being one stockholder to the amount aforesaid of eight thousand dollars, and her dividends shall be paid into the Treasury as aforesaid.

§ 9. The said company may make contracts with resident citizens and families living in said county of Hart to pass over said bridge, at such price per year, or fractional part of a year, as the company may deem just and proper.

§ 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, in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), Joseph Gardner, E. D. Standeford,
Jan. G. Carlisle, J. B. Hayden, A. G. Talbott,
W. H. Cheff, William Johnson, A. C. Vallandingham,
J. Q. Chenuweth, John W. Johnson, W. L. Vories,
Wm. L. Conklin, D. Y. Lyttle, Ben. J. Webb,
Lyttleton Cooke, I. T. Martin, Emery Whitaker,

Those who voted in the negative, were—

F. M. Allison, Joseph B. Clarke, Edwin Hawes,
Robert Boyd, G. W. Connor, W. Lindsay,

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

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

1. A bill in relation to bail in all cases when bail is required by law.

2. A bill to continue in force an act to authorize the Auditor of Public Accounts to compromise certain demands in favor of the Commonwealth, approved March 16, 1869.

44-s.
By Mr. Cooke, from the Committee on the Judiciary—

3. A bill to declare the capital stock of railroads and other corporations personal property.

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

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

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

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

Mr. Conklin, from the Committee on Finance, reported

A bill for the benefit of the sureties of W. J. Brewer, late sheriff of Henry county.

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

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

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

Said bill was read a third time as follows, viz:

Whereas, Judgment was rendered by the Franklin circuit court, at its October term, 1867, in favor of the Commonwealth against E. P. Thomas, jr., George Thomas, R. A. Thomas, and R. N. Thomas, as sureties of J. W. Brewer, in his bond for the public revenue, two thousand three hundred and eighty-nine dollars and eighty-one cents, and damages, four hundred and seventy-seven dollars and ninety-six cents, besides cost and Attorney General's fees, all of which has been paid except the said damages; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the said damages, amounting to four hundred and seventy-seven dollars and ninety-six cents, be, and the same is hereby, released, and said defendants discharged and released from the payment thereof.

§ 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 (Leslie), J. H. Dorman, I. T. Martin,
F. M. Allison, W. McKee Fox, E. D. Stansford,
Robert Boyd,  
A. K. Bradley,  
John G. Carlisle,  
W. H. Chief,  
John B. Clarke,  
Wm. L. Conklin,  
G. W. Connor,  
Lytleton Cooke,  
Joseph Gardner,  
Edwin Hawes,  
J. B. Hayden,  
G. A. C. Holt,  
William Johnson,  
John W. Johnson,  
W. Lindsay,  
D. Y. Lyttle,  
A. G. Talbott,  
Oscar Turner,  
A. C. Vallandingham,  
W. L. Vories,  
Ben. J. Webb,  
Emery Whittaker,  
I. C. Winfrey,  
Thos. Wrightson—30.

In the negative—none.

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

Mr. Carlisle, from the Committee on the Judiciary, reported

A bill to increase the compensation of judges of circuit courts, criminal courts, courts of common pleas, and chancery courts in this Commonwealth.

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

Said bill was read a second time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the several judges of circuit courts, criminal courts, courts of common pleas, and chancery courts in this Commonwealth, shall receive an annual salary of three thousand dollars each, to be paid quarterly, as now provided by law; but the allowance to judges and chancellors pro tem., of each district, shall be paid out of the increased salary allowed by this act, and deducted from said increased salary of the judge or chancellor of the district in which the allowance to the pro tem. judge or chancellor is made; and in the event the allowance to said pro tem. judge or chancellor shall exceed the amount of the increased salary aforesaid, then said excess shall be paid out of the State Treasury as now provided by law.

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

Mr. Turner then moved to amend the bill as follows, viz:

Add to the bill the following proviso:

Provided, It shall not be lawful for any judge receiving the salary provided by this bill, to practice law in any court in this Commonwealth.

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. Carlisle and Holt, were as follows, viz:

Those who voted in the affirmative, were—

A. K. Bradley,  
Joseph Gardner,  
Edwin Hawes,  
J. B. Hayden,  
G. A. C. Holt,  
A. G. Talbott,  
Oscar Turner,  
W. L. Vories,  
Ben. J. Webb,  
Emery Whittaker,  
I. C. Winfrey,  

Those who voted in the negative, were—

Mr. Speaker (Leslie),  
Wm. L. Conklin,  
G. W. Connor,  
W. Lindsay,  
I. T. Martin,
Mr. Conklin then moved to strike out the words "three thousand," and insert in lieu thereof the words "twenty-five hundred."

Mr. Holt then moved to amend the amendment proposed by Mr. Conklin as follows: Strike out "twenty-five hundred," and insert in lieu thereof the words "twenty-seven hundred and fifty."

Mr. Carlisle moved a division of the question. The question was then taken on striking out "three thousand," and it was decided in the negative. The yea's and nay's being required thereon by Messrs. Hayden and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—
Robert Boyd, Joseph Gardner,
A. K. Bradley, Edwin Hawea,
W. H. Chelf, J. B. Hayden,
Wm. L. Conklin, G. A. C. Holt,
Lyttleton Cooke, A. L. McAfee,

W. Lindsay, Oscar Turner,
A. C. Vallandingham, I. C. Winfrey—12.

Those who voted in the negative, were—
Mr. Speaker (Leslie), J. H. Dorman, E. D. Standeford,
F. M. Allison, W. McKee Fox, A. G. Talbott,
Jno. G. Carlisle, William Johnson, W. L. Vories,
J. Q. Chenoweth, John W. Johnson, Ben. J. Webb,
John B. Clarke, D. Y. Lyttle, Emery Whitaker,
Lyttleton Cooke, A. L. McAfee,

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

The question was then taken on dispensing with the third reading of said bill, and it was decided in the negative, four fifths not having voted therefor.

On motion of Mr. Lindsay,
Ordered, That said bill have its third reading at half-past ten o'clock to-morrow.

Mr. Whitaker, from the Committee on Banks and Insurance, reported

A bill for the incorporation and regulation of Fire, Marine, Health, Accident, Live Stock, and all other except Life Insurance Companies. Which was read the first time, and ordered to be read a second time.
The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be printed, and placed in the orders of the day.

The select committee, to whom was referred the preamble and resolutions introduced by Mr. Talbott, entitled

Preamble and resolutions in relation to the bills recently introduced in the Senate of the United States by Senators Drake and Sumner, together with the amendment proposed by Mr. Chenoweth as a substitute therefor,

Reported the same, with an amendment as a substitute for both the original and the proposed amendment.

Ordered, That the further consideration of said resolutions be postponed until to-morrow at half-past ten o'clock, A. M.

On motion,

Leave of indefinite absence was granted to Mr. Whitaker after to-day.

The Speaker laid before the Senate the following response of the Auditor to a resolution of the Senate, in relation to the receipts, expenditures, &c., on the Green and Barren river line of navigation, viz:

OFFICE AUDITOR PUBLIC ACCOUNTS.
FRANKFORT, KY., February 11, 1870.

Hon. P. H. Leslie, Speaker of the Senate:

Sir: In response to a resolution of the Senate adopted on the 8th inst., calling on me for the amount of "receipts and expenditures of the Green and Barren River Line of Navigation from the year 1840 to the 9th day of April, 1868, together with the claim of the State of Kentucky against the General Government for the use of said rivers during the war." I have the honor to submit the inclosed statement giving the information asked for.

It is proper that I should add, that the statement herewith submitted is made up from the reports of the Presidents of the Board of Internal Improvement, the books of said Board having been destroyed by fire when the office of the Secretary of State was burned, and does not include, as I believe, the special appropriations made to said river improvements.

Very respectfully,

Your obedient servant,

D. HOWARD SMITH, Auditor.
A Statement of the annual Receipts and Expenditures of the Green and Barren River Line of Navigation from the year 1840 to the 9th day of April, 1868:

<table>
<thead>
<tr>
<th>Year</th>
<th>Receipts</th>
<th>Expenditures</th>
</tr>
</thead>
<tbody>
<tr>
<td>1840</td>
<td>$307.80</td>
<td></td>
</tr>
<tr>
<td>1841</td>
<td>219.50</td>
<td></td>
</tr>
<tr>
<td>1842</td>
<td>229.88</td>
<td></td>
</tr>
<tr>
<td>1843</td>
<td>2,469.64</td>
<td>4,661.65</td>
</tr>
<tr>
<td>1844</td>
<td>5,289.27</td>
<td>3,983.32</td>
</tr>
<tr>
<td>1845</td>
<td>4,781.31</td>
<td></td>
</tr>
<tr>
<td>1846</td>
<td>11,444.27</td>
<td>7,888.13</td>
</tr>
<tr>
<td>1847</td>
<td>12,439.23</td>
<td>9,074.71</td>
</tr>
<tr>
<td>1848</td>
<td>6,835.17</td>
<td>10,972.25</td>
</tr>
<tr>
<td>1849</td>
<td>10,621.33</td>
<td>17,658.69</td>
</tr>
<tr>
<td>1850</td>
<td>9,441.93</td>
<td>13,763.26</td>
</tr>
<tr>
<td>1851</td>
<td>14,402.27</td>
<td>13,052.11</td>
</tr>
<tr>
<td>1852</td>
<td>18,015.39</td>
<td>10,138.65</td>
</tr>
<tr>
<td>1853</td>
<td>16,475.61</td>
<td>12,467.30</td>
</tr>
<tr>
<td>1854</td>
<td>11,248.99</td>
<td>9,086.10</td>
</tr>
<tr>
<td>1855</td>
<td>12,386.42</td>
<td>7,553.33</td>
</tr>
<tr>
<td>1856</td>
<td>16,697.10</td>
<td>6,506.76</td>
</tr>
<tr>
<td>1857</td>
<td>16,538.93</td>
<td>25,599.95</td>
</tr>
<tr>
<td>1858</td>
<td>18,154.70</td>
<td>18,190.31</td>
</tr>
<tr>
<td>1859</td>
<td>17,491.08</td>
<td>17,909.35</td>
</tr>
<tr>
<td>1860</td>
<td>12,163.08</td>
<td>11,408.23</td>
</tr>
<tr>
<td>1861</td>
<td>No report from Bates.</td>
<td></td>
</tr>
<tr>
<td>1862</td>
<td>7,312.66</td>
<td>7,010.61</td>
</tr>
<tr>
<td>1863</td>
<td>5,403.20</td>
<td>5,987.66</td>
</tr>
<tr>
<td>1864</td>
<td>18,538.62</td>
<td>18,463.79</td>
</tr>
<tr>
<td>1865</td>
<td>10,755.14</td>
<td>36,403.43</td>
</tr>
<tr>
<td>1866</td>
<td>14,744.05</td>
<td>15,968.91</td>
</tr>
<tr>
<td>1867</td>
<td>20,043.03</td>
<td>20,026.11</td>
</tr>
<tr>
<td>1868</td>
<td>6,555.71</td>
<td>6,129.41</td>
</tr>
</tbody>
</table>

Total amounts: $306,343.38 | $311,597.76

The amount of the claim of the State of Kentucky against the United States Government, as reported by the Superintendent of Public Works on Green and Barren rivers for the use of said improvements, is $100,800. See report of C. D. Pennebaker, State Agent, page 10, Public Documents, 1868.

Ordered, That said response be printed.

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

By Mr. Bradley, from the Committee on Revised Statutes—
An act to incorporate the Broadway Ferry Company.

By same—
An act to amend the charter of Elkton, in Todd county.
By same—
An act to amend the charter of the Bowling Green Gas Company.

By same—
An act to incorporate Lodge No. 461, of Free and Accepted Masons, at Milton, Trimble county.

By Mr. John W. Johnson, from the Committee on Religion and Morals—
An act to incorporate the Church of the Messiah, at Louisville.

By same—
An act to amend an act, entitled “An act to regulate the sale of spiritual liquors.”

By Mr. Conklin, from the Committee on Finance—
An act for the benefit of Benjamin F. Jameson, late sheriff of Hart county.

By same—
An act for the benefit of H. W. Nickell and securities.

By Mr. Standeford, from the Committee on Internal Improvement—
An act to amend an act, entitled “An act to incorporate the Stanford and Hustonville Turnpike Road Company.”

By same—
An act to change the road law in Kenton county.

By same—
An act for the benefit of Samuel Steele, of Franklin county.

By Mr. Carlisle, from the Committee on the Judiciary—
An act to amend the several acts incorporating the city of Maysville.

By Mr. Bradley, from the Committee on Revised Statutes and Codes of Practice—
An act to increase the civil jurisdiction of the police court of the city of Columbus, in Hickman county.

By Mr. Conklin, from the Committee on Finance—
An act for the benefit of Felix T. Begley, former sheriff of Perry county.

By same—
An act for the benefit of Hezekiah Combs, former sheriff of Perry county.

With amendments to the last three named bills, which were adopted.

Ordered, That said bills be read a third time.
The constitutional provision as to the third reading of said bills being dispensed with,

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

Mr. Conklin, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled An act for the benefit of Thos. L. Floyd, late sheriff of Spencer county,
Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

WHEREAS, Thomas L. Floyd, late sheriff of Spencer county, in a settlement with the Auditor of Public Accounts, overpaid said Auditor to the amount of one hundred and three dollars and sixty-eight cents, on amount due from said Floyd as sheriff as aforesaid for the year 1867; and whereas, at the June term, 1869, of the Franklin circuit court, said Floyd was adjudged to pay the sum of $_____, balance of revenue due from said county for the year 1868, and three hundred and seventeen dollars and seventy-eight cents damages thereon, and the said Floyd has fully discharged all his indebtedness and liability to the State, except the sum of three hundred and seventeen dollars and seventy-eight cents damages as aforesaid assessed on the revenue for the year 1868, and has overpaid to the amount of one hundred and three dollars and sixty-eight cents on the amount due for the year 1867; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the damages assessed against the said Floyd, amounting to the said sum of three hundred and seventeen dollars and seventy-eight cents, are hereby remitted and released unto the said Floyd and his sureties forever, and the Auditor of Public Accounts is hereby directed to draw his warrant on the Treasurer of State, in favor of said Floyd, to the amount of one hundred and three dollars and sixty-eight cents, the sum overpaid and overcharged as aforesaid, and which is hereby directed to be refunded, and paid out of any money in the Treasury not otherwise appropriated.

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 (Leslie), J. H. Dormon, Oscar Turner,
F. M. Allison, Joseph Gardner, A. C. Vallandingham,
A. K. Bradley, Edwin Hawes, W. L. Vories,
Jno. G. Carlisle, Wm. Johnson, Ben. J. Webb,
W. H. Chelf, John W. Johnson, Emery Whitaker,
J. Q. Chenoweth, D. Y. Lyttle, I. C. Winfrey,
Resolved, That the title of said bill be as aforesaid.

Mr. Bradley moved the following resolution, viz:

WHEREAS, There is a difference of opinion existing between the parties interested in the passage of the Cumberland and Ohio and the Shelby Railroads as to the purpose of the amendment offered by the Senator from Henry, and particularly as to its applicability to certain parts of the bill, as claimed by said Senator; and the Clerk of the Senate being unwilling to take upon himself the responsibility of settling said difference of opinion, now, therefore,

Resolved, That the Secretary of the Senate be requested to read the bill as it has been amended by him, in order that the Senate may determine whether said bill has been properly amended, and if so, to be reported to the House of Representatives.

Which was adopted.

The bill was read, approved by the Senate, and reported to the House.

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

On motion of Mr. Chelf—
1. A bill to amend subsection 1 of section 614, title 13, article 2, of the Civil Code of Practice.

On motion of Mr. W. Johnson—
2. A bill to incorporate the Springfield and St. Mary's Turnpike Company.

On motion of same—
3. A bill to incorporate the St. Rose and Marion County Turnpike Company.

On motion of Mr. Jno. W. Johnson—
4. A bill to charter the McLean County Bank.

On motion of Mr. Allison—
5. A bill to incorporate the Christian County Turnpike Company.

Ordered, That the Committee on Revised Statutes prepare and bring in the 1st; the Committee on Internal Improvement the 2d, 3d, and 5th, and the Committee on Banks the 4th.

And then the Senate adjourned.

45-8.
The following petitions were presented, viz:

1. The petition of certain citizens of Nelson county, praying the incorporation of the town of Fairfield, in said county.

By Mr. Gardner—

2. The petition of sundry citizens of Johnson county, praying the passage of an act authorizing Isaac Pelphrey to erect a mill-dam on Big Paint creek.

By Mr. J. W. Johnson—

3. The petition of John T. Jackson, praying the passage of an act authorizing him to recover from the Commonwealth, by suit, if due, the moneys which he claims are due.

Which petitions were received, the reading dispensed with, and referred—the 1st to the Committee on Courts of Justice; the 2d to the Committee on Privileges and Elections, and the 3d to the Committee on Finance.

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

1. A bill to amend the charter of the town of Litchfield.

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

2. A bill incorporating the town of Fairfield, in the county of Nelson.

By Mr. Bradley, from the Committee on Revised Statutes and Codes of Practice—

3. A bill concerning the duties of circuit court clerks.

By Mr. Hayden, from a select committee—


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

The constitutional provision as to the second reading of said bills being dispensed with, the 3d was ordered to be printed, and placed in the orders of the day, and the 1st, 2d, and 4th were ordered to be engrossed and read a third time.
The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate, according to order, took up for consideration the amendment proposed by the committee of nine to a resolution heretofore introduced by Mr. Talbott, entitled
Preamble and resolution in relation to the bills recently introduced in the Senate of the United States by Senators Drake and Sumner.
Mr. Boyd moved an amendment to said amendment.
Ordered, That said amendments be printed, and made the special order of the day for Thursday next, 17th inst.

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

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

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT.
FRANKFORT, February 11, 1870.

Gentlemen of the Senate:
I nominate for your advice and consent Dr. John R. Desha and John R. Viley, as Managers of the Eastern Lunatic Asylum of Kentucky, for four years from and after 1st March, 1870, when their present term of service will expire.

Very respectfully,

J. W. STEVENSON.

Resolved, That the Senate advise and consent to said appointments.

Mr. Holt, from the Committee on Enrollments, reported that the committee had examined an enrolled bill, which originated in the Senate, entitled
An act to repeal an act, entitled "An act to amend an act authorizing the appointment of persons to serve process in the justices' courts of the city of Louisville;"
And enrolled bills, which originated in the House of Representatives, of the following titles, viz:
An act to incorporate the Lexington City Passenger and Freight Railroad Company;
An act to amend an act, entitled "An act to incorporate the Elizabethtown, Lexington, and Big Sandy Railroad Company;"
An act to incorporate the town of Walton, in Boone county;
An act to amend an act, entitled "An act to change the times of holding the circuit courts in the 13th judicial district," approved January 26, 1870;

An act to amend the charter of the Shelby and Oldham Turnpike Road Company;

And had found the same truly enrolled.

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

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

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

On motion of Mr. Talbott—
1. A bill to change the time of holding the circuit court in Lincoln county, in the 8th judicial district.

On motion of Mr. W. Johnson—
2. A bill for the benefit of John Solomon Smith, of the county of Shelby.

Ordered, That the Committee on Courts of Justice prepare and bring in the same.

And then the Senate adjourned.
MONDAY, FEBRUARY 14, 1870.

A message was received from the House of Representatives, announcing that they had concurred in the amendments proposed by the Senate, to bills from the House of Representatives, of the following titles, viz:

An act to incorporate the Kentucky Union Railroad Company.

An act exempting additional property from execution, attachment, and distress.

An act to increase the civil jurisdiction of the police court of the city of Columbus, in Hickman county.

An act to incorporate the Farmers' Deposit Bank, of Taylorsville.

An act to incorporate the Kentucky Real Estate and Building Company.

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

An act to incorporate the Farmers' Bank, of Danville.

An act to amend the charter of the Cincinnati, Lexington, and East Tennessee Railroad Company.


An act to amend the charter of the town of Harrodsburg.

An act to amend the charter of the Nicholasville and Kentucky River Turnpike Road.

An act to amend an act, entitled "An act to reduce into one the several acts concerning the town of Perryville, in Boyle county."

An act to incorporate the Madisonville and Shawneetown Straight-line Railroad Company.

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

1. An act to amend an act, entitled "An act to incorporate the Cumberland and Ohio Railroad Company," approved February 24, 1869.

2. An act to empower the county court of Lyon county to grant tavern license in certain cases.

3. An act to prevent the giving, loaning, or selling intoxicating liquors in the limits of the town of Kurdsville, Clark county.
4. An act to amend an act to incorporate the Deposit Bank of Frankfort, approved March 3d, 1863.

5. An act to incorporate the Clinton Female Seminary, in Hickman county.

6. An act to allow the assessor of Fulton county further time, in each year, to return his book.

7. An act to incorporate the town of Pellville, in Hancock county.

8. An act to incorporate the Garrard County Deposit Bank.

9. An act to amend the city charter of Covington.

10. An act authorizing the county court of Larue to reduce a certain county road in said county to twenty feet in width.

11. An act to amend an act, entitled "An act for the benefit of the city council of Vanceburg."

12. An act to amend the charter of the Russellville District Turnpike Company, approved February 24, 1865.

13. An act for the benefit of the counties of Wolfe and Magoffin.


15. An act to amend an act to incorporate the town of Eminsville.

16. An act to change the time of holding the Spencer circuit court.

17. An act to repeal an act, entitled "An act to amend the charter of the city of Augusta," and an act, entitled "An act to amend the charter of the city of Augusta, in Bracken county."

18. An act for the benefit of Josephine and Martha Miller, of the county of Shelby.

19. An act to amend and reduce into one the several acts concerning the town of Hopkinsville.

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

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Railroads; the 2d, 5th, 6th, and 7th to the Committee on Revised Statutes; the 3d and 13th to the Committee on Religion and Morals; the 4th and 8th to the Committee on Banks; the 9th, 11th, 15th, 17th, and 19th to the Committee on the Judiciary; the 10th and 12th to the Committee on Internal Improvement; the 14th to the Committee on Finance; the 16th and 18th to the Committee on Courts of Justice.

The following petitions were presented, viz:

By Mr. Alexander—

1. The petition of James Overton, in relation to the payment of certain taxes.
By Mr. Chelf—
2. The petition of sundry citizens of civil districts Nos. 5 and 7, in Allen county.

Which petitions were received, the reading dispensed with, and referred—the 1st to the Committee on Courts of Justice, and the 2d to the Committee on Railroads.

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

On motion of Mr. Vories—
1. A bill changing the time of holding the election for members of Congress in this State.

On motion of Mr. Payne—
2. A bill providing certain books for the Warren county court of common pleas.

On motion of same—
3. A bill authorizing a company to construct additional locks and dams on Green and Barren rivers.

On motion of Mr. Chelf—
4. A bill to amend section 21 of an act, entitled “An act to reduce into one the laws in relation to changes of venue,” approved March 5, 1860.

On motion of same—
5. A bill to authorize creditors to garnishee in certain cases before judgment or return of no property.

On motion of same—
6. A bill further to define and fix the fees of sheriffs.

On motion of Mr. Spalding—
7. A bill to amend the charter of the town of Caseyville.

Ordered, That the Committee on Privileges and Elections prepare and bring in the 1st; the Committee on Courts of Justice the 2d; the Committee on Internal Improvement the 3d, and the Committee on Revised Statutes the 4th, 5th, 6th, and 7th.

And then the Senate adjourned.
TUESDAY, FEBRUARY 15, 1870.

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

An act to amend section 19 of an act, entitled "An act to amend the act incorporating the town of Columbia."

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

An act to incorporate the Beaver Creek Iron Manufacturing Company.

An act to incorporate the Smithfield and Ballardsville Turnpike Road Company.

An act to incorporate the Ridge and Jeptha Turnpike Road Company.

An act to amend an act incorporating the town of Mannsville, in Taylor county.

An act to incorporate Hickman Lodge, No. 72, I. O. O. F.

An act to incorporate the McLean County Sugar and Manufacturing Company.

An act to amend and reduce into one all the acts in relation to the town of Pitt's Point.

An act to incorporate Taylor Lodge, No. 164, of Free and Accepted Masons.

An act to incorporate the Kentucky State Dental Association.

An act to amend the charter of the Augusta and Dover Turnpike Road Company, in Bracken county.

An act to amend an act, entitled "An act to incorporate the Salt Lick, Esclapia, and Mt. Carmel Turnpike Road Company."

An act to amend the charter of the Lewis and Mason County Turnpike Road Company.

An act to consolidate the Russell Turnpike Road Company, in Fayette county, with the Centerville and Jacksonville Turnpike Road Company.

An act to amend an act, entitled "An act to amend the charter of the Brooksville and Rock Spring Turnpike Road Company, in Bracken county."
An act to amend an act incorporating the Columbia and Burksville Turnpike Road Company.
An act to repeal the charter of the Kentucky Company.
An act to incorporate Graham Chapter, No. 80, of Royal Arch Masons.
An act to incorporate the First German Louisville Mutual Life Insurance Company.
An act to incorporate the Louisville Cashmere Company.
An act to incorporate the Big Tunnel Turnpike Road Company, in Fleming county.
An act amending the charter of the city of Cynthiana.
An act to amend the charter of the town of Shepherdsville, Bullitt county.
An act to incorporate the Kaiser Karl Der Grosse Benevolent Society, of the city of Louisville.
An act to amend the charter of the town of Edmonton.
An act to incorporate the Sharpsburg and Owingsville Turnpike Road Company.
An act to incorporate the New Hope and Rolling Fork Turnpike Road Company.
An act to amend the charter of the town of Litchfield.

That they had passed bills of the following titles, viz:
1. An act to amend the charter of the Union Agricultural and Improvement Association, of Mason and Bracken counties.
3. An act to incorporate Schiller Lodge, No. 185, of German Order of Harugari, of Henderson.
4. An act to incorporate the Bowling Green Manufacturing Company.
5. An act to incorporate the Pioneer Lodge, No. 8, of Knights of Pythias, of Louisville.
6. An act to incorporate the St. John's Mutual Aid Society.
7. An act to amend the charter of the town of Bowling Green.
8. An act to amend the charter of Cave Hill Cemetery Company.
10. An act to incorporate the Tobacco Manufacturing Company.
11. An act to incorporate the Hebrew Mutual Relief Association.
12. An act to incorporate the Southern Watch Company.
13. An act to incorporate the Louisville Improvement Company.
14. An act to incorporate the town of Ceralvo, in Ohio county.
15. An act to incorporate the town of Rockport, in Ohio county.
16. An act to incorporate the Harrodsburg and Shawnee Run Turnpike Road Company.
17. An act to incorporate the town of Clayville, in Webster county.
18. An act to incorporate the town of Fitchburg, in Estill county.
19. An act to incorporate the Ohio Valley Oil Manufacturing and Refining Company.
22. An act to incorporate the Benevolent Society of United Brothers of Friendship, or the Mysterious Ten, of Paducah.
23. An act to amend an act, entitled “An act to amend the charter of West Covington,” approved March 16, 1869.
25. An act incorporating Orion Lodge, No. 222.
26. An act to incorporate the Mayfield Cloth Manufacturing Company.
27. An act to change and define the boundary and limits of the city of Paris.
28. An act to incorporate Lincoln Chapter, No. 2, United American Order of Druids.
31. An act to amend the charter of the town of Mayfield.
32. An act for the benefit of the town of Mount Pleasant, in Harlan county.
33. An act to charter the Ancient Order of Hibernians, of Covington.
34. An act to amend the charter of the Winchester and Red River Iron Works Turnpike Road Company.
35. An act to incorporate the Covington and Horse Branch Turnpike Road Company.
36. An act to amend the charter of the Dry Creek and Covington Turnpike Company.
37. An act to incorporate the Boston and Akin Turnpike Road Company, in Jefferson and Shelby counties.

38. An act to amend an act, entitled "An act to incorporate the Foster Turnpike Road Company, in Bracken county."

39. An act to amend the charter of the Owingsville and Wyoming Turnpike Road Company.

40. An act to charter the Kidville and Montgomery County Turnpike Road Company.

41. An act to charter the New Liberty and Owenton Turnpike Road Company.

42. An act to amend the charter of the Versailles and Mt. Vernon Turnpike Road Company.

43. An act to amend the charter of the Georgetown, Oxford, and Leesburg Turnpike Road Company.

44. An act to amend an act, entitled "An act to incorporate the Lebanon Hotel Company," approved February 25, 1860, and an act amendatory thereof, approved February 24, 1865.

45. An act to amend the charter of the Lebanon and Calvary Turnpike Road Company.

46. An act to incorporate the Lagrange and Westport Turnpike Road Company.

47. An act for the benefit of the Cleveland Turnpike Company.

48. An act to incorporate the Pulaski Agricultural and Mechanical Society.

49. An act to amend an act to authorize the Pendleton county court to raise money to build bridges, &c.

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

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 4th, 10th, 19th, 26th, and 48th to the Committee on Agriculture and Manufactures; the 2d, 8th, and 22d to the Committee on Religion and Morals; the 3d, 5th, 6th, 11th, 12th, 14th, 15th, 17th, 18th, 31st, and 44th to the Committee on Revised Statutes; the 7th, 9th, 13th, 20th, 21st, 23d, 24th, 25th, 27th, 28th, 29th, and 33d to the Committee on the Judiciary; the 16th, 34th, 35th, 36th, 37th, 38th, 39th, 40th, 41st, 42d, 43d, 49th, 47th, and 49th to the Committee on Internal Improvement; the 30th to the Committee on Education, and the 32d to the Committee on Privileges and Elections.
Mr. J. W. Johnson presented the petition of sundry citizens of Calhoun, asking the passage of an act to prohibit the sale of spirituous liquors in Calhoun and vicinity.

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

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

An act to amend the act incorporating the Newport and Jamestown Bridge Company, and to amend an act incorporating the Newport and Dayton Turnpike Road Company.

An act to repeal an act, entitled “An act to amend an act authorizing the appointment of persons to serve process in the justice courts of the city of Louisville;”

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

By Mr. Burton, from the Committee on Claims—
A bill for the benefit of Wm. Sweeney, of Washington county.

By Mr. Spalding, from the Committee on Finance—
A bill for the benefit of James Marcum.

By same—
A bill for the benefit of Wm. Marcum.

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

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

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

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

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

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

By Mr. W. Johnson, from the Committee on Courts of Justice—
An act for the benefit of Josephine and Martha Miller, of the county of Shelby.

By Mr. Conklin, from the Committee on Finance—
An act for the benefit of James Davis, of Knox county.
By Mr. Clarke, from the Committee on Education—
An act to incorporate trustees of school district No. 33, in Monroe county.

By Mr. Cooke, from the Committee on the Judiciary—
An act to amend an act to incorporate the town of Hustonsville.

By Mr. W. Johnson, from the Committee on Courts of Justice—
An act to amend the charter of the town of Simpsonville, with an amendment as a substitute for the last named bill.

Which was adopted.

Ordered, That said bills be read a third time.

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

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

Mr. Burton, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled
An act to authorize the Governor to employ an assistant janitor for the Executive and Land Offices,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Governor be, and he is hereby, authorized to employ an assistant janitor for the Executive and Land Offices of this State, at a monthly compensation of not exceeding twelve dollars and fifty cents, payable out of the State Treasury as other salaries.

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 (Leslie), Jos. M. Alexander, W. McKee Fox, W. H. Payne,
A. K. Bradley, Joseph Gardner, I. A. Spalding,
R. A. Burton, Edwin Hawes, E. D. Standeford,
Jno. G. Carlisle, J. B. Hayden, A. G. Talbott,
W. H. Chief, G. A. C. Holt, Oscar Turner,
J. Q. Chenoweth, William Johnson, A. C. Vallandingham,
Jno. B. Clarke, John W. Johnson, W. L. Yorics,
Wm. L. Conklin, W. Lindsay, Ben. J. Webb,
Lytleton Cooke, D. Y. Lyttle, I. C. Winfrey,

In the negative, Robert Boyd—1.
Resolved, That the title of said bill be as aforesaid.

Mr. Conklin, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled An act for the benefit of W. A. Glass, of Christian county, Reported the same with an amendment.

Which was adopted.

Ordered, That said bill be read a third time.

Said bill, as amended, was read a third time as follows, viz:

[For bill—see Session Acts 1869-70.

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 (Leslie), J. H. Dorman, W. H. Payne,
Jos. M. Alexander, Joseph Gardner, I. A. Spalding
Robert Boyd, Edwin Hawes, E. D. Standeford,
A. K. Bradley, J. B. Hayden, A. G. Talbott,
R. A. Burton, G. A. C. Holt, Oscar Turner,
John G. Carlisle, Wm. Johnson, W. L. Vorios,
W. H. Chelf, John W. Johnson, L. C. Winfrey,
Wm. L. Conklin, A. L. McAfee,

In the negative—none.

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

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

On motion of Mr. Gardner—
1. A bill to encourage the sale of salt manufactured in the State of Kentucky.

On motion of Mr. Hayden—
2. A bill for the benefit of Hardin county.

On motion of same—
3. A bill to incorporate Nolin Male and Female Seminary Company.

On motion of Mr. Clarke—
4. A bill for the benefit of Wm. O. Blackerby, of Bracken county.

Ordered, That the Committee on Privileges and Elections prepare and bring in the 1st; the Committee on Claims the 2d; the Committee on Education the 3d, and the Committee on Finance the 4th.

Mr. Holt, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:
An act for the benefit of Benj. F. Howard, sheriff of Magoffin county, and his sureties on his official bond for the year 1867;
An act for the benefit of Stephen Howard, late sheriff of Magoffin county, and his sureties;
An act to amend an act incorporating the Russellville Female Academy, approved January 25, 1865;
An act to amend the charter of the Sayre Female Institute;
An act allowing Columbia school district No. 29, in Adair county, to vote tax to pay for building school-house;
An act for the benefit of Miss Emeline McConnell, of Fulton county;
An act for the better organization of public schools in the town of Ashland, and to establish common school district of Ashland, in Boyd county;
An act for the better organization of public schools in the town of Catlettsburg, and to establish common school district of Catlettsburg, in Boyd county;
An act for the benefit of Miles Baxter and S. C. Powell, trustees, in 1868, of school district No. 60, in Madison county;
An act to empower the county court of Madison county to convey land to the present trustees, and their successors, of Union school district No. 11, in Madison county;
An act for the benefit of Thos. F. Hall and F. M. King, trustees, in 1868, of school district No. 26, in Madison county;
An act for the benefit of Ranson Hack, of Edmonson county;
An act for the benefit of J. C. Calhoun;
An act to incorporate the Louisville and Arkansas Packet Company;
An act to incorporate the Paducah and Cairo Packet Company of Kentucky;
An act incorporating the Kentucky Stone Company;
An act to incorporate the Lodge of the United Circle of the Daughters of Rebecca, of Louisville;
And had found the same truly enrolled.

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

After a short time, Mr. Holt reported that the committee had performed that duty.
The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled
An act establishing a new charter for the city of Louisville,
Together with the pending amendments heretofore proposed by the committee.
The 1st and 2d amendments were then adopted; the 3d was disagreed to; the 4th was amended, and then adopted; the 5th, 6th, 7th, and 8th were then adopted; and the 9th was adopted on a call of the yeas and nays by Messrs. Carlisle and Turner, as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), Joseph Gardner,
Jos. M. Alexander, John B. Clarke,
Robert Boyd, Wm. L. Conklin,
A. K. Bradley, G. W. Connor,
R. A. Burton, Lyttleton Cooke,
John G. Carlisle, J. H. Dorman,
W. H. Chelf, W. McKee Fox,

Those who voted in the negative, were—

Edwin Havens, W. Lindsay,
J. B. Hayden, A. G. Talbott,
G. A. C. Holt, Oscar Turner,

The 10th was amended and adopted, and the 11th was adopted.

Said bill was then further amended.

Mr. Vories then moved to amend the bill as follows, viz:

Add the following proviso to the 40th section:

Provided, The police provided for herein shall not be put on duty until the present police force has been fully paid off, nor until the county have settled all questions regarding the constitutionality of the police clause of this charter, the expense of an agreed case for that purpose to be paid by the city of Louisville.

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. W. Johnson and Vories, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander, Joseph Gardner, A. G. Talbott,
A. K. Bradley, Edwin Havens, Oscar Turner,
John G. Carlisle, G. A. C. Holt, A. C. Vallandingham,
J. Q. Chenoweth, W. Lindsay, W. L. Vories,
Lyttleton Cooke, I. A. Spalding, Ben. J. Webb,
W. McKee Fox, E. D. Standeford, Thos. Wrightson—18.

Those who voted in the negative, were—

Mr. Speaker (Leslie), Wm. L. Conklin, John W. Johnson,
Robert Boyd, J. H. Dorman, W. H. Payne,
Mr. Standeford then moved to amend the bill as follows, viz:

Amend by substituting the following for section 102: "At the first regular election for city officers provided for herein, there shall be elected by the qualified voters of the city of Louisville a chief engineer for the fire department, whose term of office shall be two years and until his successor is elected and qualified, who shall give such bond and surety, and take such oath for the faithful and efficient performance of his duties, as may be required by ordinance."

Which was adopted.

Mr. Wrightson then moved to amend the bill as follows, viz:

Section 3, line 5, after the word "residents," insert "of the State two years and;" also, after word "city," in same section and line, strike out the word "three," and insert the word "one;" and strike out the letter "s" of the word "years;" after the word "election," in line six, insert the word "and;" also, in line seven, strike out the words "housekeepers or owners of real estate in said city."

And the question being taken on the adoption thereof, it was decided in the negative.

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

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

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

At twenty minutes to one o'clock, P. M., Mr. John W. Johnson moved an adjournment.

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

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

Those who voted in the affirmative, were—

Jos. M. Alexander,  Wm. L. Conklin,  A. L. McAfee,
Robert Boyd,  G. W. Connor,  I. A. Spalding,
A. K. Bradley,  Lytton Cooke,  E. D. Standeford,
R. A. Burton,  J. H. Dorman,  Ben. J. Webb,
Jos. G. Carlisle,  Joseph Gardner,  I. C. Winfrey,
John B. Clarke,  John W. Johnson,

Those who voted in the negative, were—

Mr. Speaker (Leslie),  William Johnson,  A. G. Talbott,
J. B. Hayden,  W. Lindsay,  A. C. Vallandingham,

And then the Senate adjourned.

47-8.
WEDNESDAY, FEBRUARY 16, 1870.

The following petitions were presented, viz:

By Mr. Cockrill—

The petition of sundry citizens of Estill county, praying the passage of an act authorizing the erection of water gaps across Miller creek.

By Mr. Whitaker—

The petition of the citizens of Orangeburg, in Mason county, to change a voting place in that precinct.

Which petitions were received, the reading dispensed with, and referred to the Committee on Propositions and Grievances.

The Senate, according to order, took up for consideration a bill entitled

A bill to increase the compensation of judges of circuit courts, criminal courts, courts of common pleas, and chancery courts in the Commonwealth.

Mr. Payne moved to reconsider the votes by which the third reading of said bill had been had, and also the vote by which said bill had been ordered to be read a third time.

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

Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the several judges of circuit courts, criminal courts, courts of common pleas, and chancery courts in this Commonwealth, shall receive an annual salary of three thousand dollars each, to be paid quarterly, as now provided by law; but the allowance to judges and chancellors pro tem., of each district, shall be paid out of the increased salary allowed by this act, and deducted from said increased salary of the judge or chancellor of the district in which the allowance to the pro tem. judge or chancellor is made; and in the event the allowance to said pro tem. judge or chancellor shall exceed the amount of the increased salary aforesaid, then said excess shall be paid out of the State Treasury as now provided by law.

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

Mr. Payne then moved to amend said bill by adding to the first section of the bill the following proviso:

Provided, however, That the salary of the judge of the court of common pleas for Warren county shall not exceed the amount of fifteen hundred dollars, the sum now allowed him.
Mr. W. Johnson moved to amend the amendment proposed by Mr. Payne, by substituting in lieu thereof the following:

Provided, however, That this act shall not apply to the common pleas judge for the county of Warren.

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

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

Those who voted in the affirmative, were—

R. A. Burton, Joseph Gardner, I. A. Spalding,
John G. Carlisle, J. B. Hayden, Emery Whitaker,
John B. Clarke, William Johnson, I. C. Winfrey,
Lyttleton Cooke,

Those who voted in the negative, were—

Mr. Speaker (Leslie), J. H. Dorman, I. T. Martin,
Jos. M. Alexander, Edwin Hawes, A. L. McAfee,
F. M. Allison, G. A. C. Holt, W. H. Payne,
W. H. Chelf, John W. Johnson, Oscar Turner,
J. Q. Chenoweth, W. Lindsay, W. L. Vories—16.
Wm. L. Conklin,

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

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

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), J. H. Dorman, I. T. Martin,
Jos. M. Alexander, W. McKee Fox, W. H. Payne,
F. M. Allison, Edwin Hawes, I. A. Spalding,
A. K. Bradley, J. B. Hayden, Oscar Turner,
R. A. Burton, G. A. C. Holt, W. L. Vories,
W. H. Chelf, William Johnson, Ben. J. Webb,
J. Q. Chenoweth, John W. Johnson, Emery Whitaker,
John B. Chucke, W. Lindsay, I. C. Winfrey,
G. W. Connor,

Those who voted in the negative, were—


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

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

The question was then taken on the passage of said bill, and it was decided in the affirmative.
The yeas and nays being required thereon, in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), G. W. Connor, I. T. Martin,
Jos. M. Alexander, Lyttleton Cooke, A. L. McAfee,
F. M. Allison, J. H. Dorman, W. H. Payne,
R. A. Burton, W. McKeefie Fox, I. A. Spalding
Jno. G. Carlisle, Joseph Gardner, E. D. Standeford,
W. H. Chelf, Wm. Johnson, W. L. Vories,
J. Q. Chenoweth, John W. Johnson, Ben. J. Webb,
John B. Clark, W. Lindsay, Emery Whitaker,

Those who voted in the negative, were—

Robert Boyd, J. B. Hayden, Oscar Turner,
A. K. Bradley, G. A. C. Holt, A. C. Vallandingham,
Wm. L. Conklin, A. G. Talbott, I. C. Winfrey—10,
Edwin Hawes,

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

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

A bill to authorize the extension and construction of the Cincinnati Southern Railway within the Commonwealth of Kentucky.

Together with the pending amendments.

Mr. Carlisle then moved to postpone the further consideration of said bill and proposed amendments until Tuesday next.

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

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

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), John B. Clarke, A. L. McAfee,
Jos. M. Alexander, J. H. Dorman, I. A. Spalding,
Robert Boyd, Joseph Gardner, A. G. Talbott,
John G. Carlisle, G. A. C. Holt, I. C. Winfrey,
J. Q. Chenoweth,

Those who voted in the negative, were—

F. M. Allison, J. B. Hayden, E. D. Standeford,
A. K. Bradley, William Johnson, Oscar Turner,
R. A. Burton, John W. Johnson, A. C. Vallandingham,
Wm. L. Conklin, W. Lindsay, W. L. Vories,
Lyttleton Cooke, D. Y. Lyttle, Ben. J. Webb,

Mr. Carlisle then moved to recommit said bill and proposed amendments to the Committee on Railroads.
And the question being taken thereon, it was decided in the affirmative.

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

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), Harrison Cockrill, I. T. Martin, A. L. McAfee, A. Spalding, A. G. Talbot, I. C. Winfrey, Thos. Wrightson—19.


W. H. Chelf, J. Q. Chenoweth, G. A. C. Holt, John B. Clarke, Those who voted in the negative, were—


The Senate took up for consideration a bill, entitled

A bill to establish an Insurance Bureau.

Ordered, That said bill be engrossed and 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, There is hereby established, in connection with the office of Auditor of Public Accounts, a Bureau, to be designated the "Bureau of Insurance," which shall be charged with the enforcement of the laws herebefore passed, or which may hereafter be passed, relating to insurance.

§ 2. The Auditor shall appoint some suitable person, skilled as an Actuary, to take charge of the Bureau of Insurance, who shall be designated "Insurance Commissioner of the State of Kentucky," who shall hold his office until the expiration of the term for which the Auditor making the appointment shall have been elected, and until a successor has been appointed, unless sooner removed by the Auditor, with consent of the Governor. He shall not be, during his continuance in office, interested in any Insurance Company, except as a policy-holder.

§ 3. The Insurance Commissioner shall receive an annual salary of $4,000. There shall also be paid the sums necessary to secure the clerical and actuarial assistance necessary to the discharge of all the duties devolving by law on the Bureau or the Commissioner.

§ 4. The State shall not be responsible for the expense of the establishment and future management of the Insurance Bureau, but the same shall be provided for and paid by the fees and allowances named in this act.

§ 5. The Commissioner may appoint a clerk to assist him in the duties of the Bureau, who shall receive a salary of $2,000 per annum.
The salaries of the Commissioner and his clerk shall be paid monthly out of the Treasury of the Commonwealth, out of the insurance fund, in the same manner as other salaries are paid. The Auditor shall assign other clerks to aid the Commissioner when it may become necessary.

§ 6. The commissioner shall appoint one of his clerks to be his deputy, who shall possess the powers and perform all the duties attached by law to the office of principal, during a vacancy in such office, and during the absence or inability of his principal. The principal commissioner, and his deputy, and any person authorized by them to perform a special duty, shall be empowered to administer oaths in the discharge of their several duties.

§ 7. The commissioner and his deputy, before entering on the discharge of their duties, shall take and subscribe the oath of office prescribed by the Constitution and laws of this State, which shall be filed and preserved in the office of the Secretary of the State; and the commissioner shall also execute a bond, with sufficient sureties, to be approved by the Governor, in the penal sum of $20,000, for the faithful discharge of all the duties of his office.

§ 8. The commissioner shall visit and examine any Insurance Company incorporated in this State, on requisition by five or more persons, each of whom is a stockholder or creditor, or pecuniarily interested in such company; which requisition shall contain a statement made under oath, by the five or more persons making it, that they believe the company to be in an unsound condition, and shall state the grounds of such belief; and also whenever he deems an examination necessary, or suspects the correctness of any annual statement, or that the affairs of any company making such statement are in an unsound condition. At such times he shall have access to its books and papers, and shall thoroughly inspect and examine all its affairs, and make inquiries such as are necessary to ascertain its condition and ability to fulfill its engagements, and whether it has complied with all the provisions of law applicable to its transactions.

§ 9. He may, whenever he deems it necessary, or when requested, as in the preceding section, examine into the affairs and condition of any Insurance Company doing business in this State, not organized under the laws of this State, or cause such examination to be made by some person not connected with any Insurance Company, appointed by him; and whenever it shall appear to the satisfaction of the commissioner that the affairs of any such company are in an unsound condition, or not conformable to any standard adopted by this Commonwealth, or if any such company shall refuse to permit the examination herein designated, the Auditor, at his request, shall revoke all certificates granted in behalf of such company, and shall cause a notification thereof to be published in some newspaper of general circulation published in this State; and all agents of such company are, after such notice, required to discontinue the issuing or delivering of any new policy, or the renewal of any previously issued, or the effecting in any form of any new insurance for or on account of such company, under a penalty of five hundred dollars for each offense.
§ 10. He may summon and examine, under oath, the directors, officers, and agents of any Insurance Company, and such other person as he may think proper, in relation to the affairs, transactions, and condition of said company. Whoever, without justifiable cause, refuses to appear and testify when so required, or obstructs the commissioner in the discharge of his duty, shall, for each offense, be punished by a fine not exceeding one thousand dollars, or by imprisonment not exceeding one year; and if the directors, officers, or agents of any Insurance Company not incorporated by the Commonwealth of Kentucky, but transacting business therein, shall refuse to appear and testify when so required, the Auditor shall, on requisition of the insurance commissioner, revoke the certificate of authority and license of such company and its agents.

§ 11. When, in his opinion, an Insurance Company, its officers or agents, have violated any law of this State relative to such company, the commissioner shall forthwith report the facts, with the testimony reduced to writing, and signed by the witness, upon which his opinion is founded, to the Auditor, who shall give notice of the same to the Attorney General, whose duty it shall be at once to prosecute such company, officer, or agent, therefor: Provided, That, upon the examination of the testimony, he shall deem such prosecution proper.

§ 12. He shall annually, in September, furnish to the Insurance Companies of this State, and to the agents of Insurance Companies not incorporated in this State, and doing business therein, so far as their agents are known to him, two or more printed copies of the forms of annual returns to be made to him by all such companies.

§ 13. Upon some day in each year designated by him, the commissioner shall calculate the existing values of all outstanding policies of life insurance in companies authorized to make insurance on lives in this State, according to the standard designated and established by the laws of this State: Provided, however, That if any company incorporated by any State where a regularly organized Insurance Bureau or Department exists, shall furnish a certificate under seal, in due form, of the insurance commissioner or superintendent, setting forth the existing values of all its outstanding policies, such certificate shall be received as evidence by the insurance commissioner of this Commonwealth, and no valuation of the policies of such company shall be made by him. The cost of making every valuation under this section shall be assessed on the company whose policies are so valued.

§ 14. The commissioner shall annually, at the earliest practicable date, after the returns are received from the several Insurance Companies doing business in this State, make a report to the Auditor of their condition, with such suggestions as he deems expedient, and shall include therein an aggregate of the calculated values of all outstanding policies of life insurance ascertained by him, in the manner prescribed in the preceding section, and in connection therewith, shall prepare an abstract of all returns and statements made to him by such Insurance Companies and agents. One thousand copies of such reports shall be published by the State, subject to the
order of the Auditor, and at the expense of the Insurance Bureau. The Auditor shall place the same before the Legislature, with an account of the receipts and expenses of the Bureau.

§ 15. The commissioner shall keep and preserve, in a permanent form, a full record of his proceedings, including a concise statement of the condition of each company visited or examined by him.

§ 16. The records of the 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 whatever; 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.

§ 17. The said commissioner shall, immediately upon obtaining a suitable office, which the Auditor shall provide and cause to be furnished and supplied with a suitable fire-proof vault and burglar-proof safe, apply to the Secretary of State, Auditor, and Treasurer, and any and all other persons or officers, for all books, papers, documents, and records pertaining to the subject of insurance now on file or kept in their offices, and shall deposit and safely keep the same in his office. In case any of the records are contained in books devoted to other purposes, the officer having charge thereof shall deliver to him a certified copy thereof; and every commissioner shall, upon retiring from office, deliver to his qualified successor the possession of his office, and all furniture, papers, and property belonging to the same.

§ 18. The Auditor, with the approval of the Governor, shall devise a seal, with suitable inscription, for the Bureau of Insurance; a description of which, with a certificate of approval by the Governor, together with an impression thereof, shall be filed in the office of the Secretary of State; which seal shall thereupon be and become the seal of the Insurance Bureau, and the same may be renewed whenever necessary. Every certificate, assignment, or conveyance, executed by the Auditor, or the commissioner, relating to the business of insurance or an Insurance Company, in pursuance of authority conferred by law, and sealed with said seal of office, shall be received as evidence, and may be recorded in the proper recording office, in the same manner and with the same effect as a deed regularly acknowledged or proved before an officer authorized by law to take the proof or acknowledgment of deeds; and all copies of papers in the office of said Bureau, certified by the Auditor or insurance commissioner, and authenticated by the said seal, shall, in all cases, be evidence equally and in like manner with the original.

§ 19. There shall be collected and paid to the Auditor and commissioner the following fees and allowances, viz:

To the Auditor for ex-officio services to be rendered by him:

For filing copy of charter or other articles of association or deed of settlement, not before filed, and keeping same, $10.00

For license to each agent of fire companies, and certificate of seal of office for each, 5.00

And for license to each agent of life companies, and certificate of seal of office for each, 10.00
To the commissioner for the use of the Treasury to defray expenses of the Bureau:

For filing in his office original charter, deed of settlement, or other articles of association, each, 40 00

For filing declaration of intention to form an Insurance Company, 50 00

For filing annual statement of condition, &c., required to be made in forms furnished by him, as per section 12, each, 40 00

For any additional or supplemental statement for the same year, 25 00

For seal of office with certificate, 1 00

For copies of any paper on file or deposit with the Treasurer, or in his office, 20 cents per folio.

For original deposit of securities required by law, 10 00

For any change of securities in the aggregate, 1 00.

For cost of making valuations under section thirteen, not to exceed three cents on every one thousand dollars of insurance effected.

And the said commissioner is authorized to assess an equal amount upon each Insurance Company doing business in this Commonwealth to provide for any deficiency for defraying the expenses of the Bureau.

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 (Leslie), Mr. Lyttleton Cooke, Mr. D. Y. Lyttle, Mr. Jos. M. Alexander, Mr. J. H. Dorman, Mr. I. T. Martin, Mr. F. M. Allison, Mr. W. McKee Fox, Mr. I. A. Spalding, Mr. W. H. Chief, Mr. Joseph Gardner, Mr. E. D. Standeford, Mr. J. Q. Chennoweth, Mr. Edwin Hawes, Mr. W. L. Vories, Mr. John B. Clarke, Mr. J. B. Hayden, Mr. Ben. J. Webb, Mr. Harrison Cockrill, Mr. William Johnson, Mr. Emery Whitaker, Mr. Wm. L. Conklin, Mr. John W. Johnson, Mr. Thos. Wrightson—24.

Those who voted in the negative, were—

Mr. Robert Boyd, Mr. A. L. McAfee, Mr. I. C. Winfrey—5.

Mr. W. Lindsey, Mr. Oscar Turner.

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

The Senate also took up for consideration a bill, entitled

A bill for the incorporation and regulation of Life Insurance Companies.

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

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.

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

The Speaker laid before the Senate the following communication, viz:

FRANKFORT, February 15th, 1870.

Hon. P. H. Leslie, Speaker of the Senate of Kentucky:

The undersigned, committee on behalf of the General Council and Board of Trade of the city of Louisville, respectfully invite you, and through you, the members of the Senate of Kentucky, and officers thereof, to visit our city on Friday next, to join our people in celebrating the completion of the bridge across the falls of the Ohio river (so far as to admit of the passage of cars), and to partake of the hospitalities of the city. Arrangements have been made with the Louisville and Frankfort railroad to carry invited guests on Thursday afternoon and Friday morning, and ample arrangements for return to Frankfort.

Yours, very respectfully,

JOS. H. Bunce, Mayor,
WM. F. Duerson, Prest. B. C. C.,
T. L. Burnett,
Of City Council,
HENRY Dent,
T. T. Hawkins,
N. Green,
Of Board of Trade.

Also the following:

CINCINNATI, February 15, 1870.

To President of the Senate of the Commonwealth of Kentucky:

I am instructed by the City Council of the city of Cincinnati to extend the hospitalities of the city to His Excellency the Governor, and General Assembly of your Commonwealth, at such time as you may designate. At what time will it suit the convenience of your honorable body to except the invitation?

JOHN F. Torrence,
Mayor of Cincinnati.

Mr. Webb then moved the following resolution, viz:

Resolved, That we, the members of the Kentucky State Senate, accept the invitation of the Mayor and Council and the Board of Trade of the city of Louisville, to visit that city on Friday next, the 18th inst.

Mr. Wrightson moved to amend the resolution introduced by Mr. Webb as follows, viz:

Resolved, That we accept the invitation of the city of Cincinnati to visit said city in our official capacity, immediately after the celebration of the inauguration of the Louisville bridge, and that the
Clerk be instructed to inform the Mayor of said city that the Senate will be at that city on Saturday.

On motion of Mr. Spalding,

Ordered, That the foregoing communications and resolutions be referred to a select committee of three, with instructions to report thereon at 11 o'clock, A.M., this day.

Whereupon, Messrs. Webb, Alexander, and Wrightson were appointed said committee.

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

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

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT. 
FRANKFORT, February 16, 1870.

Gentlemen of the Senate and House of Representatives:

I have this moment received, and herewith transmit, a written communication from the Hon. Homer Hudson, President of the City Council of Covington, and another from the Hon. Samuel Cummings, President of the City Council of Newport, extending to the General Assembly, the Executive, and State officers of Kentucky, the hospitalities of Covington and Newport, at such time as may be designated by your honorable bodies.

You will, of course, take such action on this proffered hospitality as your own judgments shall dictate.

Very respectfully,

J. W. STEVENSON.
Covington, Ky., February 14th, 1870.

His Excellency John W. STEVENSON, Governor State of Kentucky:

Sir: I am instructed by the City Council of this place to extend the hospitalities of this city to yourself and the officers of State, at such times as the Senate and House of Representatives may designate.

Yours, most respectfully,

HOMER HUDSON,
President of City Council of Covington.
Covington, Ky., February 14th, 1870.

To Speaker and Members of the Senate of the State of Kentucky:

Gentlemen: I am instructed by the City Council of this city to extend the hospitalities of this city to your honorable body. Please designate some time which may be most convenient to your honorable body to be with us.

Your obedient servant,

HOMER HUDSON,
President of City Council of Covington.
Newport, Ky., February 15th, 1870.

His Excellency John W. STEVENSON, Governor of State of Kentucky:

Sir: I am instructed by the City Council of this city to extend to yourself and the officers of the State the hospitalities of the city, at
such times as the Senate and House of Representatives may designate.

Your obedient servant,

SAMUEL CUMMINGS,
President of City Council of Newport.

NEWPORT, KY., February 15th, 1870.

To the Speaker and Members of the Senate of the State of Kentucky:

Gentlemen: I am instructed by the City Council of this city to extend to your honorable body the hospitality of this city. You will please notify me the time which may be most convenient to you.

Yours truly,

SAMUEL CUMMINGS,
President of City Council of Newport.

Also the following:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, February 16, 1870.

Gentlemen of the Senate and House of Representatives:

I herewith transmit a telegram received last night from the Hon. John F. Torrence, Mayor of the city of Cincinnati, extending on behalf of the City Council of Cincinnati, to the General Assembly of Kentucky, and the Executive thereof, the hospitalities of Cincinnati, at such time as they may designate.

It is unnecessary, I am quite sure, to suggest the propriety of prompt action by you on this distinguished mark of civility by the people of the metropolis of Ohio to our own Commonwealth, in order that an acceptance or declension of their proffered hospitality may be at once communicated to them.

Very respectfully,

J. W. STEVENSON.

CINCINNATI, February 15, 1870.

To His Excellency John W. Stevenson, Governor of the Commonwealth of Kentucky:

I am instructed by the City Council of Cincinnati to extend to you and your Staff, and the Legislature of your Commonwealth, the hospitalities of Cincinnati, at such time as you and they may designate. Will you please advise me at what time it will be convenient for you to except of the invitation?

JOHN F. TORRENCE,
Mayor of Cincinnati.

Also the following communication, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, KY., February 16, 1870.

Gentlemen of the Senate and House of Representatives:

I herewith transmit a joint resolution of the State of Georgia, passed by the General Assembly of that State on 2d February, 1870,
ratifying the proposed Fourteenth Amendment to the Constitution of the United States, which I received on the 14th inst.

J. W. STEVENSON.

STATE OF GEORGIA, EXECUTIVE DEPARTMENT, ATLANTA, February 3d, 1870.

To His Excellency the Governor of Kentucky:

Sir: I have the honor to transmit herewith joint resolution, ratifying the proposed “Fourteenth Constitutional Amendment,” passed by the General Assembly of the State of Georgia, February 2d, A. D. 1870.

Very respectfully,

RUFUS B. BULLOCK, Governor.

WHERAS, At the session of the Thirty-Ninth Congress it was “resolved by the Senate and House of Representatives of the United States of America in Congress assembled, two thirds of both Houses concurring, that the following Article shall be proposed to the Legislatures of the several States as an amendment to the Constitution of the United States, which amendment, when it shall have been ratified by three fourths of the said Legislatures, shall be valid to all intents and purposes, as a part of the said Constitution, namely:

“ARTICLE XIV.

“SECTION 1. All persons born or naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States, and of the State wherein they reside. No State shall make or enforce any law which shall abridge the privileges or immunities of the citizens of the United States, nor shall any State deprive any person of life, liberty, or property without due process of law, nor deny to any person within its jurisdiction the equal protection of the laws.

“SECTION 2. Representation shall be apportioned among the several States according to their respective numbers, counting the whole number of persons in each State, excluding Indians not taxed. But when the right to vote at any election for the choice of Electors for President and Vice President of the United States, Representatives in Congress, the Executive and Judicial officers of a State, or the members of the Legislature thereof, is denied to any of the male inhabitants of such State, being twenty-one years of age, and citizens of the United States; or in any way abridge, except for participation in rebellion or other crime, the basis of representation therein shall be rendered in the proportion which the number of such male citizens shall bear to the whole number of male citizens twenty-one years of age in such State.

“SECTION 3. No person shall be a Senator or Representative in Congress, or Elector of President and Vice President, or hold any office, civil or military, under the United States, or under any State, who, having previously taken an oath as a member of Congress, or as an officer of the United States, or as a member of any State Legislature, or as an Executive or Judicial officer of any State, to support the Constitution of the United States, shall have engaged in insurrection
or rebellion against the same, or given aid and comfort to the enemies thereof. But Congress may, by a vote of two thirds of each House, remove such disability.

"Section 4. The validity of the public debt of the United States, authorized by law, including debts incurred for payment of pensions and bounties, for services in suppressing insurrection and rebellion, shall not be questioned. But neither the United States, nor any State, shall assume or pay any debt or obligation incurred in all of insurrection or rebellion against the United States, or any claim for the loss or emancipation of any slave, but all such debts, obligations, and claims shall be held illegal and void.

"Section 5. The Congress shall have power to enforce, by appropriate legislation, the provisions of this Article."

Therefore, Be it resolved (if the Senate concur), That the said proposed amendment to the Constitution be, and the same is hereby, ratified by the Legislature of the State of Georgia.

R. L. McWHORTER,
Speaker of the House of Representatives.

JOHN J. NEWTON,
Clerk of the House of Representatives.

J. G. W. MILLS,
Secretary of the Senate.

BENJAMIN CONLEY,
President of the Senate.

Approved February 2, 1870.

RUFUS B. BULLOCK, Governor.

UNITED STATES OF AMERICA, GEORGIA.
Office of the Secretary of State.

I, DAVID G. COTTING, Secretary of State of the State of Georgia, do hereby certify that the foregoing is a true copy of a joint resolution therein named, passed by the General Assembly of the State of Georgia, on the 2d day of February, A. D. 1870, taken from the original rolls on file in this office.

In testimony whereof, I have hereunto subscribed my name, and affixed the Great Seal of this State, at Atlanta, the third day of February, A. D. 1870.

DAVID G. COTTING, Secretary of State.

Mr. Dorman, from the Committee on Federal Relations, to whom had been referred the resolution offered by Mr. Wrightson, in relation to the Fifteenth Amendment to the Federal Constitution, made the following report thereon, viz:

Mr. Dorman, from the Committee on Federal Relations, to whom had been referred the resolution offered by Mr. Wrightson, in relation to the Fifteenth Amendment to the Federal Constitution, made the following report thereon, viz:

IN SENATE, February 7th, 1870.

WHEREAS, Information having been received, by common report, that twenty-eight States of these United States have, by solemn act of their respective Legislatures, adopted and confirmed the proposed amendment to the Constitution of the United States, known as the Fifteenth Amendment, and that it has now received the approval of the required number of States to complete its adoption and confirmation as a part of the fundamental law of the land; now, therefore,

Be it resolved by the General Assembly of the Commonwealth of Kentucky, That whereas of promoting harmony among the sisterhood of States, and not to appear as a factionous meas-
The Committee on Federal Relations, to whom was referred Senate Resolution No. —, to ratify the proposed "Fifteenth Amendment" to the Constitution of the United States, submit the following report:

After giving it such consideration as we had time to bestow upon it, viewing it in all of its bearings, politically, morally, and socially, we are of the opinion that this proposed amendment is such a radical change in the genius of our form of government, subverting the fundamental principles that underlie the whole theory and structure upon which the Union of the coequal States were originally formed, as to deprive them of one of their reserved rights, to-wit: the right and power to regulate and control their own elective franchise—a right never delegated, but reserved to the States—a right exercised before and since the adoption of the Constitution of the United States: deprived of which, no State can be truthfully said to have a democratic form of government, and when shorn of the inherent right to manage its own internal affairs and domestic relations, it ceases to be a free and self-governing State, which are the vital principles of our republican form of government.

The formation of the Union did not render the States less sovereign than before. It was by the exercise of State sovereignty that the Federal Government was, or could be, formed at all—that the Congress, the Executive, and the Supreme Court have no vestige of authority which they did not receive from the States as sovereign and independent communities.

The States surrendered no powers to the General Government affecting or involving their domestic sovereignty; but only delegated jurisdiction over certain specified and limited matters touching their mere external and foreign interests.

We regard the Union, as originally formed by the Constitution, as a compact between the States, and not as a National Government set up above and over the States—having no power which is not expressly delegated and set forth in the Constitution. It is, therefore, a limited government, and cannot proceed beyond its charter, and exercise powers which were never conferred upon it by the States. Entertaining these views of our form of government, that the so-called Fifteenth Amendment, if passed, would be such a flagrant invasion upon the reserved rights of the States as to warrant the courts in declaring it unconstitutional, unless delegated to the General Government by the express will of each and every State; and especially when we consider that a part of the States were under the ban, and recognized by the Government only as "military districts," have been forced to ratify the said Fifteenth Amendment as an act precedent to their readmission to the Union, having at the
time no representation in the incomplete Congress which proposed this amendment.

Regarding it as a political scheme, solely for the purpose of party aggrandizement, conceived by an excited and sectional Congress, it looms up as a bold stride toward despotism, a gross fraud perpetrated upon the popular rights of the States, and should be regarded as void and of no binding force upon any one, and should not be submitted to without an earnest protest by a free people, who feel their rights have been invaded.

We must also regard it as a flagrant breach of faith by this same party who, in their National Convention, solemnly asserted that "the question of suffrage in all the loyal States properly belongs to the people of those States."

With this declaration in their national platform the Executive came into power, and Congressmen who proposed the Fifteenth Amendment placed themselves before the people, prior to their election, and solemnly pledged themselves not to interfere with the right of suffrage in the loyal States; yet they have attempted, in the guise of this proposed amendment, to take the control of the right of suffrage forever from them, and leave each and every State at the mercy and control of a fanatical and excited Congress, to sit in judgment upon the members of their Legislatures, and decide who are entitled to seats thereto, which has been recently exemplified by Congress in an unlimited and unwarranted use of power over the State of Georgia, by sending a military commission to Atlanta to determine the qualification of members of the Georgia Legislature; and this is but a foretaste of the practical working of this proposed Fifteenth Amendment, which gives Congress power to enforce its provisions by "appropriate legislation," which power, when used as has been exemplified in the case of Georgia, is destructive of the popular rights of the people, and an enemy to all free government.

The adoption of the Fifteenth Amendment will set at naught the homogeneity of our people, which the teachings of all history show is the only sure basis of a stable government. It will confer suffrage upon 800,000 ignorant and illiterate negroes, whose race and history have demonstrated to the world, for the last three thousand years, that they have never made any advance toward civilization in their native country.

Its object is to equalize races that God, in his wisdom, has made unequal; to make the negro equal with the white man, politically and socially; to wipe out the line of distinction between the two races; to place him in a position he does not covet; neither is he capable of sustaining himself in such a position when placed there. History has ever recorded that the negro is the sufferer by such false philanthropy.

This amendment, if adopted, will give the ballot to and permit one hundred thousand Chinese in the Pacific States to become citizens, and will open the gates for a flood-tide of emigration from China, which is now teeming with a pagan and idolatrous population ready to come to the United States by every line of steamships.
The advocates of universal suffrage should pause in view of the terrible consequences that will inevitably result to our free institutions from giving the ballot to the African and Asiatic races, who may, for a mess of pottage, be influenced by unscrupulous and carpet-bag politicians to vote for political schemes and monopolies that would be ruinous to a free and intelligent people. In order to have a permanent government, there must be a unity of people, of laws, manners, and customs.

We may gather political truths from Professor Agassiz. In his late work on Brazil, he says: "Let any one who doubts the evils of this mixture of the races, and is inclined, from mistaken philanthropy, to break down all barriers between them, come to Brazil. He cannot deny the deterioration consequent upon an amalgamation of races, more widespread here than in any other country in the world, and which is rapidly effacing the best qualities of the white man—the negro and the Indian leaving a mongrel, nondescript type, deficient in physical and mental energy. At a time when the new social status of the negro is a subject of vital importance in statesmanship, we should profit by the experience of a country where, though slavery exists, there is far more liberality toward the free negro than he has ever enjoyed in the United States. Let us learn the double lesson open all the advantages of education to the negro, and give every chance which culture gives to the man who knows how to use it; but respect the laws of nature, and let all our dealings with the black man tend to secure, as far as possible, the distinctness of his national characteristics and the integrity of our own."

We may add to this the truth in the remarks of Guizot, in speaking of the eight centuries of bloodshed out of which the French emerged into a nation from the strife of petty races and tribes. He says: "In the life of nations that unity which is exterior and visible, the unity of name and of government, although important, is by no means first in importance, the most real, or that which makes, indeed, one nation. There is a unity deeper and more powerful. It is that which results not merely from identity of government and of destiny, but from the homogeneity of social elements, from the likeness of institutions, of manners, of ideas, of tongues; the unity which resides in the men themselves whom society assembles, and not in the forms of their associations." And yet, in opposition to the great political truths derived from the teachings of history and common sense, we are asked to break down this homogeneity of our people, and blend politically and socially with the Indian, the negro, and the Asiatic; wipe out the indelible lines of distinction between them and the Anglo-Saxon race, and form with them a political unity, notwithstanding their adverse natures, habits, and opinions.

We therefore recommend the rejection of the resolution under consideration, proposing to ratify the proposed Fifteenth Amendment, because—

1st. It will make a radical and dangerous change in the compact by which the Union was originally formed.

2d. It will deprive the States of the right to manage their own internal and domestic affairs.
3d. It is the reserved right of the States to control and regulate suffrage in their own limits, which the amending power, possessed by three fourths of them, cannot take away without unanimous consent.

4th. It centralizes too much power in the General Government, which will be subversive of the genius and spirit of our peculiar and republican form of government.

5th. It may become a skillful, powerful, and dreadful lever of corruption in the hands of an excited Congress, and of slavery to those who may fall under its ban.

6th. The disregarding the homogeneousness of our social elements, and amalgamating with the mongrel races in our Government, will be destructive of our political unity, which is the only solid foundation of our nationality and free institutions.

We have thus offered you a few reasons, briefly stated, why we believe the proposed Fifteenth Amendment should not become a law, and made a part and parcel of the Constitution of these United States.

Respectfully submitted,

J. H. DORMAN, Chairman,
JOS. M. ALEXANDER,
W. L. CONKLIN,
DAVID Y. LYTTLE,
W. LINDSAY.

Which was ordered to be printed, and placed in the orders of the day.

A message was received from the House of Representatives, announcing that they had adopted a resolution, entitled Resolution declining to visit Louisville and Cincinnati.

Which was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, that kindly appreciating the proffered hospitality of the cities of Louisville and Cincinnati, we, in consequence of the pressing nature of our public duties, respectfully decline their invitation.

Mr. W. Johnson then moved to amend said resolution as follows, viz:

Resolved, That we accept the invitation of the citizens of Louisville to visit that city on Friday, the 18th inst., and that we also accept the invitation of the cities of Cincinnati, Covington, and Newport, to visit those cities on Saturday, the 19th inst.

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

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

Those who voted in the affirmative, were—

Jos. M. Alexander, John B. Clarke, D. Y. Lyttle,
F. M. Allison, Harrison Cockrill, I. A. Spalding.
The committee to whom were referred the invitations of the cities of Louisville and Cincinnati, made the following report, viz:

The select committee of three, to whom was referred the invitations of the cities of Louisville and Cincinnati, having had the same under consideration, and having consulted the railroad officials as to the means of transportation, report: that arrangements can be made for extra cars for the use of members, to leave Frankfort on Thursday evening, to arrive in Louisville, giving ample time to join in the inauguration celebration of the magnificent bridge at that city, and leave Louisville on Friday night, arrive at Covington on Saturday morning, giving the entire day to visiting Covington, Newport, and Cincinnati, and return on Saturday night to Louisville and Frankfort.

The committee, therefore, unanimously recommend the acceptance of both said invitations.

JOS. M. ALEXANDER,
BEN. J. WEBB,
T. WRIGHTSON,
Committee.

The question was then taken on concurring with the committee in their report, and it was decided in the affirmative.

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

Those who voted in the affirmative, were—

Jos. M. Alexander, Harrison Cockrill, I. T. Martin,
F. M. Allison, G. W. Connor, I. A. Spalding,
A. K. Bradley, Lyttleton Cooke, E. D. Standeford,
R. A. Burton, W. McKee Fox, A. C. Vallandingham,
R. A. Burton, W. McKee Fox, Ben. J. Webb,
John G. Carlisle, Joseph Gardner, I. C. Winfrey,
J. Q. Chenoweth, William Johnson,
John B. Clarke, D. Y. Lyttle,

Those who voted in the negative, were—

G. A. C. Holt, A. G. Talbott,
John W. Johnson, Oscar Turner,
W. H. Payne, W. L. Vories,
A. L. McAfee, Emery Whitaker—14.
Leave was given to bring in the following bills, viz:

On motion of Mr. Vories—
1. A bill for the benefit of Carroll county.

On motion of Mr. McAfee—
2. A bill to amend the charter of the Richmond and Leesburg Turnpike Road Company.

On motion of same—
3. A bill for the benefit of the Versailles and McCracken's Mill Turnpike Road Company, in Woodford county.

On motion of same—
4. A bill to incorporate the Jessamine Deposit Bank, at Nicholasville.

On motion of same—
5. A bill for the benefit of Woodford county.

On motion of Mr. Martin—
6. A bill incorporating the town of Claysville, in Harrison county.

On motion of Mr. W. Johnson—
7. A bill for the benefit of school district No. 56, in Nelson county.

On motion of Mr. Dorman—
8. A bill to incorporate the Opossum Ridge and Kentucky River Turnpike Road Company.

On motion of same—
9. A bill to incorporate the Hamilton and Buffalo Hill Turnpike Road Company.

On motion of same—
10. A bill authorizing the Owen county court to make alteration in the State road from Owenton to Georgetown.

On motion of same—
11. A bill for the benefit of John J. Miller, late sheriff of Boone county.

On motion of same—

On motion of same—

On motion of same—
On motion of same—
15. A bill for the benefit of John L. Hill, late judge of the Owen quarterly court.

On motion of same—
16. A bill for the benefit of Thos. A. Ireland, late clerk of the Owen county court.

Ordered, That the Committee on the Judiciary prepare and bring in the 1st; the Committee on Internal Improvement the 2d, 3d, 5th, 8th, and 9th; the Committee on Banks and Insurance the 4th; the Committee on Courts of Justice the 6th; the Committee on Education the 7th; the Committee on Revised Statutes and Codes of Practice the 10th; and the Committee on Finance the 11th, 12th, 13th, 14th, 16th, and 18th.

Mr. Holt, 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 Farmers' Bank, of Danville;
An act to amend the charter of the Cincinnati, Lexington, and East Tennessee Railroad Company;
An act to amend an act, entitled "An act to incorporate the Red River Iron Manufacturing Company," approved February 13th, 1866;
An act to amend the charter of the Nicholasville and Kentucky River Turnpike Road;
An act to amend an act, entitled "An act to reduce into one the several acts concerning the town of Perryville, in Boyle county;"

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

An act to incorporate the Kentucky Union Railroad Company;
An act exempting additional property from execution, attachment, and distress;
An act to increase the civil jurisdiction of the police court of the city of Columbus, in Hickman county;
An act to amend an act, entitled "An act to regulate the sale of精神uous liquors;"
An act to amend an act, entitled "An act to incorporate the Stanford and Hustonville Turnpike Road Company;"
An act to change the road law in Kenton county;
An act to incorporate the Rio Bridge Company;
An act to incorporate the Louisville, Memphis, and New Orleans Railway Company;
An act for the benefit of Samuel Steele, of Franklin county;
An act to incorporate the Farmers' Deposit Bank, of Taylorsville;
An act to incorporate Lodge No. 461, of Free and Accepted
Masons, at Milton, Trimble county;
An act to incorporate the Broadway Ferry Company;
An act to amend an act to incorporate the St. Bernard Coal
Company;
An act to incorporate the Kentucky Real Estate and Building
Company;
An act to amend the several acts incorporating the city of Mays­
ville;
And had found the same truly enrolled.
Said bills having been signed by the Speaker of the House of
Representatives, the Speaker of the Senate affixed his signature
thereto, and they were delivered to the committee to be presented to
the Governor for his approval and signature.
After a short time, Mr. Holt reported that the committee had
performed that duty.
And then the Senate adjourned.

THURSDAY, FEBRUARY 17, 1870.

A message was received from the House of Representatives, an­
nouncing that they had concurred in the amendments proposed by the
Senate, to a bill from the House of Representatives, entitled
An act establishing a new charter for the city of Louisville, except
that relative to the police force.
That they had passed a bill, entitled
An act to amend and reduce into one the several acts in reference
to the town of Princeton.
Which was read the first time, and ordered to be read a second
time.
The constitutional provision as to the second reading of said bill
being dispensed with, it was referred to the Committee on Revised
Statutes.
The following petitions were presented, viz:

By Mr. Lindsay—
1. The petition of sundy citizens of Moscow, Hickman county, praying the passage of an act authorizing the trustees of said town to tax saloon keepers.

By Mr. Talbott—
2. The petition of sundy citizens of the county of Mercer, praying the passage of an act authorizing the construction of the Cincinnati and Chattanooga railroad.

Which petitions were received, the reading dispensed with, and referred—the 1st to the Committee on Religion and Morals, and the 2d to the Committee on Railroads.

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

By Mr. Alexander, from the Committee on the Sinking Fund—
A bill to employ an agent to collect money due the State of Kentucky from the General Government.

By Mr. Vallandingham, from the Committee on Claims—
A bill to authorize the county court of Hardin county to raise money to pay claims against the county, and to repair court-house.

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

The constitutional provision as to the second reading of said bills being dispensed with, the 1st was ordered to be printed, and made the special order of the day for Wednesday next, and the 2d was ordered to be engrossed and read a third time.

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

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

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

By Mr. Talbott, from the Committee on Railroads—
An act to amend an act, entitled "An act to incorporate the Cumberland and Ohio Railroad Company," approved February 24, 1869.

By Mr. Payne, from the Committee on the Judiciary—
An act to amend the charter of the town of Bowling Green.
By Mr. Carlisle, from same committee—
An act to amend the city charter of Covington.

Ordered, That said bills be read a third time.

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

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

The Speaker laid before the Senate the following communication, viz:

MAYOR’S OFFICE, LOUISVILLE, KY., February 16th, 1870.

Hon. P. H. Leslie, Speaker of the Kentucky Senate:

Sir: Please announce to the honorable members and officers of the Senate, who contemplate honoring us with their presence on Friday next, at the opening celebration of the great Ohio river bridge, that our committee will meet them on Thursday evening on the train from Frankfort, and furnish badges, admitting them to any of the hotels of the city, as well as to all places of amusement or entertainment in the city.

Respectfully,

JO. H. BUNCE, Mayor.

Mr. Standeford moved the following resolution, viz:

Resolved, That the Committee on Railroads are hereby instructed to report to the Senate, on the 23d inst., the bill, entitled "An act to authorize the extension and construction of the Cincinnati Southern Railway within the Commonwealth of Kentucky."

Which was adopted.

A message was received from the House of Representatives, announcing that they had concurred in the amendment proposed by the Senate to a resolution from the House of Representatives, entitled Resolution declining to visit Louisville and Cincinnati, With an amendment thereto,

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

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

Those who voted in the affirmative, were—
Jos. M. Alexander, Joseph Gardner, W. H. Payne,
F. M. Allison, Edwin Hawes, I. A. Spalding,
A. K. Bradley, William Johnson, E. D. Standeford,
J. Q. Chenoweth, John W. Johnson, W. L. Vories,
Lyttleton Cooke, I. T. Martin,

Those who voted in the negative, were—
Mr. Speaker (Leslie.), Wm. L. Conklin, W. Lindsay,
Robert Boyd, J. H. Dorman, A. G. Talbott,
The Senate took up for consideration a bill from the House of Representatives, entitled

An act to impose an additional tax of fifteen cents for the purpose of increasing the common school fund.

Ordered, That the further consideration of said bill be postponed, and made the special order of the day for Thursday next, 24th inst.

The Senate, according to order, took up for consideration the preamble and resolutions, entitled

Preamble and resolutions in relation to the bills recently introduced in the Senate of the United States by Senators Drake and Sumner, Together with the pending amendments.

The original resolutions, as introduced by Mr. Talbott, and the amendments proposed by Mr. Chenoweth, have been heretofore inserted in this Journal.

The following is the amendment proposed by the committee of nine, as a substitute for the original resolutions and the amendments proposed by Mr. Chenoweth, viz:

WHEREAS, On the first day of the present session of Congress, two bills were introduced and read in the Senate of the United States, one by the Senator from Missouri, Mr. Drake, entitled "A bill further to define and regulate the jurisdiction and powers of the courts of the United States," and reads as follows:

"Enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That no court created by an act of Congress, or judge thereof, shall have power in any case to adjudge or hold any act or joint resolution of Congress invalid, in whole or in part, or any supposed repugnancy between such act or joint resolution and the Constitution of the United States, or for any supposed want of authority in said Constitution for the same; nor shall the appellate jurisdiction of the Supreme Court of the United States be construed to authorize that court, in any case now pending or hereafter brought before it, to affirm any order, judgment, or decree of any inferior United States Court, or of any State Court, which shall appear to have been based upon any such adjudging or holding; but every such order, judgment, or decree, shall for that cause be reversed, vacated, and annulled; nor shall any justice of said Supreme Court, in furtherance of the exercise of such appellate jurisdiction, make any order or authorize or issue any writ or process, or take any proceeding based upon any such adjudging or holding by him or by the said Supreme Court."

The other, by the Senator from Massachusetts, Mr. Sumner, entitled "A bill in relation to the appellate jurisdiction of the Supreme Court of the United States in certain cases," and reads as follows:
"Be it enacted, &c., That all appellate jurisdiction of the Supreme Court of the United States, in causes or proceedings commenced by the writ of *habeas corpus*, is hereby repealed and abolished.

"Section 2. And be it further enacted, That this act shall take effect from and after its passage."

And whereas, said bills, if adopted by Congress, will, as we believe, at once render the Supreme Court of the United States powerless as an efficient co-ordinate department of the Government; remove from the President the only shield and defense provided by the Constitution for the protection of the executive against the encroachments of the legislative department; deprive the free citizen of the protection of the writ of *habeas corpus* now extended to him by law, and practically, if not absolutely, abolish the cardinal principles of the organic law, and substitute in stead the mere will of Congress as the supreme law of the land; therefore,

1. Resolved by the General Assembly of the Commonwealth of Kentucky, That, regarding the Constitution of the United States, as we received it from our forefathers, as the great charter of our rights, the Supreme Court of the United States, ordained and established thereby, as the sheet-anchor of the Republic, and the great writ of *habeas corpus* as the bulwark of personal liberty, we do hereby repudiate and denounce said bill, introduced by Mr. Drake, as an infraction of the Constitution, and both of said bills as encroachments on the executive and judicial departments of the Government, destructive to personal liberty, and subversive of the free institutions won by the blood and secured to us by the wisdom of our fathers; that we protest against their passage by Congress, and call upon the Legislatures and the people of all our sister States to unite with us, by petition and remonstrance, in resisting the passage of said bills, and any and all others of a like iniquitous character.

2. Resolved, That the wisdom, strength, and excellence of our system of government consist in its checks and balances, in the proper distribution of its powers between the legislative, executive, and judicial departments; and any law, rule, regulation, or ordinance, increasing the powers of one at the expense of the others, would mar the beauty of the whole fabric, be a step towards consolidation, fatal to liberty, and destructive of the wise and good ends for which the Government was instituted.

3. Resolved, That the right of the citizen to the writ of *habeas corpus* should be maintained. No people can be safe from oppression without it, and none are worthy to be free who are unwilling to struggle to preserve it.

4. Resolved, That our Senators in Congress be instructed, and our Representatives requested, to vote against the bills in question, and use all honorable means to defeat the passage of the same.

5. Resolved, That His Excellency the Governor transmit, or cause to be transmitted, a copy of the foregoing preamble and resolutions to each of our Senators and Representatives in Congress, and to each of the Governors of the several States in the United States, with the request that they be laid before their respective Houses and Legislatures.
The question was first taken on the adoption of the amendment heretofore proposed by Mr. Boyd as an amendment to the resolutions proposed by the committee of nine, which is as follows, viz:

Amend by inserting after the words “Constitution of the United States, as we received it from our forefathers,” the words, “together with all the amendments thereto that have been, and that may hereafter be, adopted in pursuance of the provisions thereof.”

And it was decided in the negative.

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

Those who voted in the affirmative, were—

Robert Boyd, Thos. Wrightson—2

Those who voted in the negative, were—


Mr. Vories then moved the previous question.

And the question being taken, “Shall the main question be now put?” it was decided in the negative.

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

Those who voted in the affirmative, were—


J. H. Dorman, A. G. Talbott

Those who voted in the negative, were—


Mr. Conklin then moved to amend the amendment as follows, viz:

Amend preamble, in 29th line, by striking out “Supreme Court,” and insert in lieu thereof the words “Judicial Department.”
In 30th line, by striking out "President," and inserting in lieu thereof the word "citizens."

In 31st line, strike out the word "Executive," and in lieu thereof insert "their rights."

Amend 1st resolution, 7th line, by striking out "Executive and," and strike out letter "s," in 8th line, to word "departments."

Mr. Cooke then moved that the proposed substitute and pending amendments be recommitted to the committee of nine.

Mr. Vallandingham moved the reference of the same to the Committee on Religion and Morals.

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

Mr. Lindsay moved the reference of the same to the Committee on the Judiciary.

Mr. Vallandingham 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 motion made by Mr. Cooke, and it was decided in the negative.

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

Those who voted in the affirmative, were—

Lyttleton Cooke, W. Lindsay, G. A. C. Holt,

Those who voted in the negative, were—

Mr. Speaker (Leslie), G. W. Connor, E. D. Standeford,
Jos. M. Alexander, J. H. Dorman, A. G. Talbott,
F. M. Allison, Joseph Gardner, Oscar Turner,
A. K. Bradley, Edwin Hawes, A. C. Vallandingham,
John G. Carlisle, J. B. Hayden, Ben. J. Webb,
W. H. Chelf, John W. Johnson, Emery Whitaker,
Wm. L. Conklin, W. H. Payne,

The question was then taken on the motion made by Mr. Lindsay, and it was decided in the negative.

Mr. Talbott then moved the previous question, viz:

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. Lyttle and Martin, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), G. W. Connor, W. H. Payne,
Jos. M. Alexander, J. H. Dorman, E. D. Standeford,
The question was then taken on the adoption of the first amendment proposed by Mr. Conklin, and it was decided in the affirmative.

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

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), A. G. Talbott—2.

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

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

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), Lyttleton Cooke, I. T. Martin—1.

Those who voted in the negative, were—

A. G. Talbott, Oscar Turner—2.

The question was then taken on the adoption of the third amendment proposed by Mr. Conklin, and it was decided in the affirmative.
The question was then taken on the adoption of the first of the series of resolutions proposed by the committee of nine, as amended, and it was decided in the affirmative.

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

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), Harrison Cockrill, John W. Johnson,
Jos. M. Alexander, Wm. L. Conklin, D. Y. Lyttle,
F. M. Allison, G. W. Connor, E. D. Standeford,
A. K. Bradley, J. H. Dorman, A. G. Talbott,
Jno. G. Carlisle, W. McKee Fox, Oscar Turner,
W. H. Cheff, Joseph Gardner, A. C. Vallandingham,
J. Q. Chenoweth, Edwin Hawes, W. L. Vories,
John B. Clarke, J. B. Hayden, Emery Whitaker—24.

Those who voted in the negative, were—

Lyttleton Cooke, W. Lindsay, I. A. Spalding,
G. A. C. Holt, I. T. Martin, Ben. J. Webb,

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

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

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), G. W. Connor, W. H. Payne,
Jos. M. Alexander, Lyttleton Cooke, I. A. Spalding,
F. M. Allison, J. H. Dorman, E. D. Standeford,
A. K. Bradley, Joseph Gardner, A. G. Talbott,
John G. Carlisle, Edwin Hawes, Oscar Turner,
W. H. Cheff, J. B. Hayden, A. C. Vallandingham,
J. Q. Chenoweth, G. A. C. Holt, W. L. Vories,
John B. Clarke, Wm. Johnson, Ben. J. Webb,
Harrison Cockrill, John W. Johnson, Emery Whitaker—29.

In the negative, Thomas Wrightson—1.

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

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

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), Lyttleton Cooke, W. H. Payne,
Jos. M. Alexander, J. H. Dorman, I. A. Spalding,
F. M. Allison, Joseph Gardner, E. D. Standeford,
A. K. Bradley, J. B. Hayden, A. G. Talbott,
John G. Carlisle, G. A. C. Holt, Oscar Turner,
W. H. Cheff, William Johnson, A. C. Vallandingham,
The question was then taken on the adoption of the fourth resolution, and it was decided in the affirmative.

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

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), J. H. Dorman, I. T. Martin,
Jos. M. Alexander, W. McKee Fox, W. H. Payne,
A. K. Bradley, Joseph Gardner, I. A. Spalding,
Jno. G. Carlisle, Edwin Hawes, E. D. Standiford,
W. H. Chelf, J. B. Hayden, A. G. Talbott,
J. Q. Chenoweth, G. A. C. Holt, Oscar Turner,
John B. Clarke, William Johnson, A. C. Vallandingham,
Harrison Cockrill, John W. Johnson, W. L. Vorries,
Wm. L. Conklin, W. Lindsay, Ben. J. Webb,

Those who voted in the negative, were—


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

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

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

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), J. H. Dorman, I. T. Martin,
Jos. M. Alexander, W. McKee Fox, W. H. Payne,
A. K. Bradley, Joseph Gardner, I. A. Spalding,
John G. Carlisle, Edwin Hawes, E. D. Standiford,
W. H. Chelf, J. B. Hayden, A. G. Talbott,
J. Q. Chenoweth, G. A. C. Holt, Oscar Turner,
John B. Clarke, William Johnson, A. C. Vallandingham,
Harrison Cockrill, John W. Johnson, W. L. Vorries,
Wm. L. Conklin, W. Lindsay, Ben. J. Webb,

Those who voted in the negative, Thos. Wrightson—1.

The question was then taken on the adoption of the preamble, and it was decided in the affirmative.
Leave was given to bring in the following bills, viz:

On motion of Mr. Martin—
1. A bill amending the charter of the Cynthiana, Ruddie's Mills, and Millersburg Turnpike Road Company.

On motion of Mr. Talbott—
2. A bill to incorporate the Allenton and Liberty Turnpike Company, in the counties of Boyle and Casey.

On motion of Mr. Allison—
3. A bill to incorporate the Louisville Grain Elevator Company.

Ordered, That the Committee on Internal Improvement prepare and bring in the 1st and 2d, and the Committee on Agriculture and Manufactures the 3d.

Mr. Holt, 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 Smithfield and Ballardsville Turnpike Road Company;

An act to incorporate the Ridge and Jeptha Turnpike Road Company;

An act to amend an act incorporating the town of Mannsville, in Taylor county;

An act to incorporate Hickman Lodge, No. 72, I. O. O. F.;
An act to incorporate Taylor Lodge, No. 164, of Free and Accepted Masons;

An act to incorporate the Kentucky State Dental Association;

An act to amend the charter of the Augusta and Dover Turnpike Road Company, in Bracken county;

An act to amend an act, entitled "An act to incorporate the Salt Lick, Esculapia, and Mt. Carmel Turnpike Road Company;"

An act to amend the charter of the Lewis and Mason County Turnpike Road Company;

An act to amend the charter of the town of Harrodsburg;

An act to amend an act, entitled "An act to amend the charter of the Brooksville and Rock Spring Turnpike Road Company, in Bracken county;"

An act to amend an act incorporating the Columbia and Bunksville Turnpike Road Company;

An act to repeal the charter of the Kentucky Company,

An act to incorporate Graham Chapter, No. 80, of Royal Arch Masons;
An act to incorporate the First German Louisville Mutual Life Insurance Company;
An act to incorporate the Louisville Cashmere Company;
An act to incorporate the Big Tunnel Turnpike Road Company, in Fleming county;
An act amending the charter of the city of Cynthiana;
An act to amend the charter of the town of Shepherdsville, Bullitt county;
An act to incorporate the Kaiser Karl Der Grosse Benevolent Society, of the city of Louisville;
An act to amend the charter of the town of Edmonton;
An act to incorporate the Madisonville and Shawneetown Straight Line Railroad Company;
An act to incorporate the Sharpsburg and Owingsville Turnpike Road Company;
An act to amend the charter of the town of Litchfield;

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

An act to authorize the Governor to employ an assistant janitor for the Executive and Land Offices;
An act to incorporate trustees of school district No. 33, in Monroe county;
An act for the benefit of James Davis, of Knox county;
An act to amend an act to incorporate the town of Hustonville;
An act for the benefit of Josephine and Martha Miller, of the county of Shelby;

And had found the same truly enrolled.

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

After a short time, Mr. Holt reported that the Committee had performed that duty.
And then the Senate adjourned.
MONDAY, FEBRUARY 21, 1870.

A message was received from the House of Representatives, announcing their concurrence in an amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act for the benefit of William A. Glass, of Christian county.

That they had passed a bill, which originated in the Senate, entitled

An act for the benefit of Newton Craig.

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

1. An act to incorporate the Kentucky and Tennessee Railroad Company.
3. An act to amend the charter of the town of Smithland.
4. An act to incorporate the Bethel and Bald Eagle Turnpike Road Company.

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

The constitutional provision as to the second reading of said bills being dispensed with, the 1st and 3d were referred to the Committee on Railroads, and the 3d and 4th were ordered to be read a third time.

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

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

A message was also received from the House of Representatives, announcing that they had adopted a resolution, entitled

Resolution of thanks to certain cities, and to Hon. Geo. H. Pendleton.

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

A message was also received from the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, which originated in that body, entitled.

An act authorizing the county courts of Bath and Montgomery counties to levy a tax to build a bridge over Hinkston creek, at or near G. S. Rogers' mill, in Bath county.

Which was granted, and the bill handed over to the messenger.
A message was also received from the House of Representatives, requesting that a committee be appointed, to act in conjunction with a similar committee already appointed, whose duty it shall be to wait upon the Governor, and ask the withdrawal of a bill which had passed the two Houses of the General Assembly, entitled

An act to incorporate the town of Pewee Valley, in Oldham county.

Whereupon, Mr. Vorles was appointed said committee on the part of the Senate.

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

- An act to amend an act, entitled "An act to reduce into one the several acts concerning the town of Perryville, in Boyle county."
- An act to amend the charter of the Nicholasville and Kentucky River Turnpike Road Company.
- An act to incorporate the Farmers’ Bank of Danville.
- An act to incorporate the Smithfield and Ballardsville Turnpike Road Company.
- An act to incorporate the Louisville Cashmere Company.
- An act to amend the charter of the town of Litchfield.
- An act to incorporate Taylor Lodge, No. 164, of Free and Accepted Masons.
- An act to incorporate Hickman Lodge, No. 72, I. O. O. F.
- An act to amend the charter of the town of Shepherdsville, Bullitt county.
- An act to amend the charter of the Lewis and Mason County Turnpike Road Company.
- An act to incorporate the Ridge and Jeptha Turnpike Road Company.
- An act to amend an act, entitled "An act to amend the charter of the Brooksville and Rock Spring Turnpike Road Company, in Bracken county."
- An act to amend an act incorporating the Columbia and Burksville Turnpike Road Company.
- An act amending the charter of the city of Cynthiana.
- An act to repeal the charter of the Kentucky Company.
An act to incorporate Graham Chapter, No. 80, of Royal Arch Masons.

An act to amend the charter of the town of Edmonton.

An act to amend an act incorporating the town of Mannsville, in Taylor county.

An act to amend an act, entitled "An act to incorporate the Salt Lick, Esclulapia, and Mt. Carmel Turnpike Road Company."

An act to incorporate the Sharpsburg and Owingsville Turnpike Road Company.

An act to incorporate the Kaiser Karl Der Grose Benevolent Society, of the city of Louisville.

An act to incorporate the Kentucky State Dental Association.

An act to amend the charter of the town of Harrodsburg.

An act to incorporate the First German Louisville Mutual Life Insurance Company.

An act to incorporate the Big Tunnel Turnpike Road Company, in Fleming county.

An act to incorporate the Madisonville and Shawneetown Straight Line Railroad Company.

An act to amend the charter of the Augusta and Dover Turnpike Road Company, in Bracken county.

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

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

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,
FRANKFORT, KY., February 21, 1870.

Gentlemen of the Senate:

I hereby nominate for your advice and consent the following persons as suitable to be commissioned as notaries public, viz:

A. E. Richards, Jefferson county.
J. B. Cochran, Jefferson county.
H. H. McDougall, Jefferson county.
Samuel Russell, Jefferson county.

Samuel Matlack, Jefferson county.
W. J. Wilson, Jefferson county.
E. H. McDonald, Jefferson county.
E. H. Hopper, Christian county.

Wm. M. Shipp, Woodford county.
Wm. A. Sears, Jessamine county.

Very respectfully,

J. W. STEVENSON.

Resolved, That the Senate advise and consent to said appointments.
The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Whitaker, from the Committee on Education—
1. A bill to incorporate the Vanceburg Male and Female Academy.
By Mr. Conklin, from the Committee on Finance—
2. A bill for the benefit of W. A. Blackerby, of Bracken county.
By Mr. Spalding, from same committee—
3. A bill for the benefit of Isham D. Kidwell and others.
By same—
4. A bill to amend the road law of Henderson, Union, and Taylor counties, and to extend the same to Grayson county.
By Mr. Turner, from the Committee on the Judiciary—
5. A bill to amend an act, entitled “An act to provide for the change of cases from courts of common pleas to circuit courts, and from circuit courts to courts of common pleas, in certain cases,” approved January 18, 1869.
By Mr. Bradley, from the Committee on Revised Statutes and Codes of Practice—
6. A bill to authorize the Owen county court to make alterations in the State road from Owenton to Georgetown.
By same—
7. A bill regulating corporations created by the laws of Kentucky.
By Mr. Chelf, from same committee—
8. A bill to authorize creditors in certain cases, to garnishee before judgment or return of no property.
By same—
9. A bill to amend section 21 of an act, entitled “An act to reduce into one the laws in relation to changes of venue,” approved March 5, 1860.
By same—
10. A bill to amend subsection 1 of section 614, title 13, article 2, of the Civil Code of Practice.
By Mr. Whitaker, from the Committee on Banks and Insurance—
11. A bill to charter the Deposit Bank of Columbus.
By same—
12. A bill to incorporate the McLean County Bank.
By Mr. Hayden, from the Committee on Agriculture and Manufactures—
13. A bill to amend the charter of the town of Brandenburg, in Meade county.
Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 7th, 8th, 9th, and 10th were ordered to be printed, and placed in the orders of the day, and the 1st, 2d, 3d, 4th, 5th, 6th, 11th, 12th, and 13th were ordered to be engrossed and read a third time.

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

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

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

By Mr. Turner, from the Committee on the Judiciary—
An act to amend the charter of the Willow Creek Navigation Company, in Ballard county.

By same—
An act to incorporate the Mayfield Creek Navigation Company, in Ballard county.

By same—
An act to incorporate the Paducah Printing Association.

By same—
An act to amend and reduce into one the general acts concerning the town of Hopkinsville.

By Mr. Bradley, from the Committee on Revised Statutes—
An act to amend and reduce into one the several acts in reference to the town of Princeton.

By same—
An act to incorporate the town of Pellville, in Hancock county.

By same—
An act to incorporate the Clinton Female Seminary, in Hickman county.

By same—
An act to provide for the payment of the bonds and debts of Marshall county.

By same—
An act to empower the county court of Lyon county to grant tavern license in certain cases.
Ordered to be referred to the Committee on Banks and Insurance:

An act to allow the assessor of Fulton county further time, in each year, to return his book.

By Mr. Chelf, from same committee—

An act to amend an act, entitled "An act to incorporate the Lebanon Hotel Company," approved February 25, 1860, and an act amendatory thereof, approved February 24, 1865.

By same—

An act to incorporate the Pioneer Lodge, No. 8, of Knights of Pythias, of Louisville.

By same—

An act to incorporate the Hebrew Mutual Relief Association.

By Mr. Spalding, from same committee—

An act to incorporate Schiller Lodge, No. 185, of German Order of Harugari, of Henderson.

By same—

An act to incorporate the town of Clayville, in Webster county.

By same—

An act to incorporate the town of Fitchburg, in Estill county.

By Mr. Allison, from same committee—

An act to amend the charter of the town of Mayfield.

By same—

An act to incorporate the St. John's Mutual Aid Society.

By same—

An act to incorporate the town of Rockport, in Ohio county.

By same—

An act to incorporate the town of Cerealvo, in Ohio county.

By Mr. Spalding, from the Committee on Banks and Insurance—

An act to amend an act to incorporate the Deposit Bank of Frankfort, approved March 3d, 1863.

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

An act to amend chapter 105, Revised Statutes, title "Weights and Measures."

By Mr. Whitaker, from the Committee on Banks and Insurance—

An act to incorporate the Garrard County Deposit Bank.

With amendments to the last two named bills, which were concurred in.

Ordered, That said bills be read a third time.
The constitutional provision as to the third reading of said bills being dispensed with,

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

Mr. Whitaker, from the Committee on Banks and Insurance, to whom had been recommitted a bill from the House of Representatives, entitled
An act to incorporate the Safe Deposit Company, of Louisville,
Reported the same, with the expression of opinion that said bill ought not to pass.
And the question being taken on ordering said bill to be read a third time, it was decided in the negative.
So said bill was disagreed to.

Mr. Turner, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled
An act to repeal an act, entitled "An act to amend the charter of the city of Augusta," and an act, entitled "An act to amend the charter of the city of Augusta, in Bracken county,"
Reported the same, with the expression of opinion that said bill ought not to pass.
And the question being taken on ordering said bill to be read a third time, it was decided in the negative.
So said bill was disagreed to.

Mr. Bradley, from the Committee on Revised Statutes, to whom had been referred a bill from the House of Representatives, entitled
An act to amend the charter of the town of Benton, in Marshall county,
Reported the same without amendment.

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

Mr. Bradley, from same committee, asked to be discharged from the further consideration of a leave to them referred to bring in a bill, entitled
A bill to amend section 35 of chapter 25, Revised Statutes.
Which was granted.
On motion of Mr. Hayden, leave was given to bring in a bill, entitled
A bill for the benefit of O. C. Richardson, of Meade county.

Ordered, That the Committee on Claims prepare and bring in the same.
The Senate took up for consideration a bill from the House of Representatives, entitled
An act to amend article 3, chapter 47, Revised Statutes.
Ordered, That said bill be recommitted to the Committee on Revised Statutes.

The Senate took up for consideration the amendment heretofore proposed to a bill, entitled
A bill for the protection of livery stable keepers in this Commonwealth.
Which was adopted.
Ordered, That the further consideration of said bill be postponed, and that the same be placed in the orders of the day.

The Senate took up for consideration the report of the Committee on the Judiciary, in relation to a bill from the House of Representatives, entitled
An act for the benefit of widows and infant children of deceased persons.
Which report was, that said bill ought not to pass.
Ordered, That said bill be referred to the Committee on Revised Statutes.

And then the Senate adjourned.

TUESDAY, FEBRUARY 22, 1870.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:
An act for the benefit of the Cynthiana and Ashbrook's Mill Turnpike Road Company.
An act to incorporate the Owenton and Monterey Turnpike Road Company.
An act for the benefit of William P. Fox, of Mason county.
An act to incorporate the Camdensville, Johnsonville, and Burnt Church Turnpike Road Company.

52-s.
An act to amend the charter of the Germantown and Hamilton Cross Roads Turnpike Road Company.

An act to incorporate the Bowling Green and Double Spring Turnpike Road Company.

An act to incorporate the Salt River and Shryock Ferry Turnpike Company.

An act to incorporate the Columbia and Creelsboro Turnpike Road Company.

An act incorporating the town of Fairfield, in the county of Nelson.

An act to amend the charter of the Danville and Hustonville Turnpike Road Company.

An act to incorporate the Bank of America.

An act to charter the Covington Building Association.

With amendments to the last two named bills.

The first of which amended bill was referred to the Committee on Banks, and the second to the Committee on the Judiciary.

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 to alter and enlarge the boundaries of said city.

2. An act to extend the corporate limits and amend the charter of the city of Dayton, in Campbell county.

3. An act to incorporate the Springfield, Willisburg, Antioch, and Fox Creek Turnpike Road Company.

4. An act to amend an act incorporating the Florence and Anderson's Ferry Turnpike Road Company.

5. An act to amend section 2 of an act, entitled "An act to incorporate the Clark and Montgomery Turnpike Company," approved February 25, 1869.

6. An act to amend an act to incorporate the Tunnel and Prickly Ash Turnpike Road Company, in Bath county.

7. An act to incorporate the Harris Turnpike Road Company, in Boyle county.

8. An act to repeal in part the act declaring Rolling Fork river a navigable stream.

9. An act to incorporate the Hensley Mill Turnpike Road Company, in Franklin county.

10. An act to incorporate the Blue Run and Anderson's Ferry Turnpike Road Company, in Mason county.
11. An act to incorporate the Kenton Station Turnpike Road Company, in Mason county.
12. An act to incorporate the Helena and Johnson Turnpike Road Company, in Mason and Fleming counties.
13. An act to amend an act to incorporate the Crab Orchard and Crew’s Knob Turnpike Road Company, and the several amendments thereto.
14. An act to amend an act to incorporate the Richmond and Tate’s Creek Ridge Turnpike Road Company.
15. An act to charter the Brookville and Mt. Olivet Turnpike Road Company, in Bracken county.
16. An act to amend an act, entitled “An act to incorporate the Owingsville, Sharp’sburg, and Bald Eagle Turnpike Road Company, in Bath county.”
17. An act to incorporate the Pembroke and State Line Turnpike Road Company.
18. An act to incorporate the Mount Freedom and Jessamine County Turnpike Road Company.
19. An act to fix the tolls on the Bryantsville and Cane Run Turnpike Road.
20. An act to incorporate the South Benson Turnpike Road Company.
21. An act to incorporate Stonewall Lodge, No. 168, of Free and Accepted Masons, of Loretto, in Marion county.
22. An act to charter the Union and Dreaming Creek Turnpike Road Company, in Madison county.
23. An act to charter the Cabin Creek, Sand Hill, and Manchester Turnpike Road Company.
24. An act to amend an act, entitled “An act to incorporate the Concord and Tollboro Turnpike Road Company, and to levy a tax to aid in building said road,” approved March 3d, 1868.
25. An act to incorporate the Todd’s Road Turnpike Road Company.
26. An act to charter the Kingston and Scaffold Cane Hill Turnpike Road Company, in Madison county.
27. An act to incorporate the Deposit Bank of Elizabethtown.
28. An act to incorporate the Louisville Co-operative Savings and Banking Company.
29. An act to incorporate the Deposit Bank of Meade county.
30. An act to increase the capital stock of the Lexington Gas Company.
31. An act to amend the charter of the Deposit Bank of Carlisle.
32. An act to incorporate the Deposit Bank of Henderson.
33. An act to incorporate the Millersburg Deposit Bank, of Bourbon county.
34. An act to incorporate the Bank of Commerce.
35. An act to amend an act to incorporate the German Bank and Insurance Company of Louisville, approved March 10, 1869.
36. An act to amend the charter of the Western Insurance and Banking Company.
37. An act to amend an act, entitled "An act to incorporate the Southern Banking Company."
38. An act to amend an act, entitled "An act to incorporate the Deposit Bank of Hopkinsville."
39. An act to amend the charter of the Bank of Hopkinsville.
40. An act to incorporate the Bank of Mayfield.
41. An act to incorporate the Lexington Insurance and Banking Company.
42. An act to incorporate the Speedwell and Bybeetown Turnpike Road Company, in Madison county.
43. An act extending further time to the county of Bullitt in which to provide fire-proof vaults for county records.

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

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 21st, and 30th to the Committee on Revised Statutes; the 2d to the Committee on the Judiciary; the 3d, 4th, 5th, 6th, 7th, 8th, 9th, 10th, 11th, 12th, 13th, 14th, 15th, 16th, 17th, 18th, 19th, 20th, 22d, 23d, 24th, 25th, 26th, and 42d to the Committee on Internal Improvement; the 8th and 43d to the Committee on Courts of Justice; the 27th, 28th, 29th, 31st, 32d, 33d, 34th, 35th, 36th, 37th, 38th, 39th, 40th, and 41st to the Committee on Banks.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Lodge of the United Circle of the Daughters of Rebecca, of Louisville.
An act to amend an act, entitled "An act to incorporate the Elizabethtown, Lexington, and Big Sandy Railroad Company."

An act to incorporate the Louisville and Arkansas Packet Company.

An act to amend an act incorporating the Russellville Female Academy, approved January 25, 1865.

An act to incorporate the Paducah and Cairo Packet Company of Kentucky.

An act allowing Columbia school district No. 29, in Adair county, to vote tax to pay for building school-house.

An act for the benefit of Samuel Steele, of Franklin county.

An act to incorporate Lodge No. 461, of Free and Accepted Masons, at Milton, Trimble county.

An act to amend an act, entitled "An act to incorporate the Stanford and Hustonville Turnpike Road Company."

An act to amend an act, entitled "An act to regulate the sale of spirituous liquors."

An act to change the road law in Kenton county.

An act to incorporate the Broadway Ferry Company.

An act to incorporate the Farmers' Deposit Bank, of Taylorsville.

An act to incorporate the Rio Bridge Company.

An act for the better organization of public schools in the town of Ashland, and to establish common school district of Ashland, in Boyd county.

An act to amend the several acts incorporating the city of Maysville.

An act incorporating the Kentucky Stone Company.

An act for the benefit of Benj. F. Howard, sheriff of Magoffin county, and his sureties on his official bond for the year 1867.

An act for the benefit of Stephen Howard, late sheriff of Magoffin county, and his sureties.

An act for the benefit of Milo Baxter and S. C. Powell, trustees in 1868, of school district No. 60, in Madison county.

An act for the benefit of Ranson Hack, of Edmonson county.

An act for the benefit of Thos. F. Hall and F. M. King, trustees in 1868, of school district No. 26, in Madison county.

An act for the benefit of J. C. Calhoun.

An act to empower the county court of Madison county to convey land to the present trustees, and their successors, of Union school district No. 11, in Madison county.
An act to amend the charter of the Sayre Female Institute.
An act for the benefit of Miss Emeline McConnell, of Floyd county.
An act for the better organization of public schools in the town of Catlettsburg, and to establish common school district of Catlettsburg, in Boyd county.
An act to amend an act to incorporate the St. Bernard Coal Company.
An act exempting additional property from execution, attachment, and distress.
An act to incorporate the Kentucky Real Estate and Building Company.
An act to amend an act to incorporate the town of Hustonville.
An act to authorize the Governor to employ an assistant janitor for the Executive and Land Offices.
An act for the benefit of Josephine and Martha Miller, of the county of Shelby.
An act to incorporate trustees of school district No. 33, in Magoffin county.
An act for the benefit of James Davis, of Knox county.
An act to incorporate the town of Walton, in Boone county.
An act to incorporate the Kentucky Union Railroad Company.
An act to amend the charter of the Shelby and Oldham Turnpike Road Company.
An act to amend an act, entitled "An act to change the times of holding the circuit courts in the 13th judicial district," approved January 30, 1870.

Mr. Alexander presented a communication from Asa Maxey, a soldier of the war of 1812, which was read and referred to the Committee on Military affairs.

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

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

State of Kentucky, Executive Department, Frankfort, Ky., February 22, 1870.

Gentlemen of the Senate:

I hereby nominate for your advice and consent the following persons as suitable to be commissioned as notaries public, viz:

[Further text follows regarding appointments.]
Resolved, That the Senate advise and consent to said appointments.

Mr. Vories, from the Committee on Appropriations, reported

A bill for the benefit of A. S. Arnold, of Hickman county.

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

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

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

Said bill was read a third time as follows, viz:

WHEREAS, It appears that on the 13th day of Febru'ary, 1869, one Turner Bynum (a man of color) was adjudged to be a lunatic by a proceeding before W. F. Boon, presiding judge of the Hickman county court, and that A. S. Arnold, the sheriff of said county, was ordered by said judge to receive and convey said lunatic to the Western Lunatic Asylum; and it appearing that said Arnold did so convey said lunatic, and that his expenses incurred thereby was one hundred and twenty-five dollars; and it further appearing that at the January term, 1870, of the Hickman county court, one Marian Lovalley, a woman of color, was adjudged to be a lunatic, and said Arnold was directed to convey her to the Eastern Lunatic Asylum at Lexington, Ky., and was directed to take with him one guard, and that the expenses and services of said guard amounted to ninety-one dollars and fifty-two cents, neither of which amounts have been or can be paid to him under existing laws; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That, to reimburse said A. S. Arnold for his said expenses, there is hereby appropriated to him, out of any money in the Treasury not otherwise appropriated, the sum of two hundred and sixteen dollars and fifty-two cents, and the Auditor of Public Accounts is hereby directed to draw his warrant on the Treasurer in favor of said Arnold for said amount.

§ 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, in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), Wm. L. Conklin, I. T. Martin,

Jos. M. Alexander, G. W. Connor, W. H. Payne,

F. M. Allison, Lyttleton Cooke, K. F. Prichard,

Robert Boyd, J. H. Dorman, I. A. Spalding,
Resolved, That the title of said bill be as aforesaid.

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

By Mr. Vories, from the Committee on Appropriations—
1. A bill to remove obstructions from the South Fork of the Kentucky river, and its navigable tributaries.

By Mr. Whitaker, from the Committee on Banks and Insurance—
2. A bill to amend an act, entitled “An act to incorporate the Louisville Insurance and Banking Company.”

By Mr. Burton, from the Committee on Claims—
3. A bill for the benefit of O. C. Richardson, late sheriff of Meade county.

By Mr. W. Johnson, from the Committee on Courts of Justice—
4. A bill for the benefit of John Solomon Smith, of the county of Shelby.

By Mr. Boyd, from same committee—
5. A bill authorizing the county court of levies and disbursement for Rockcastle county to levy a tax for the purpose of erecting a county jail and other public buildings.

By same—
6. A bill providing for the payment of certain claims allowed by the Rockcastle circuit court.

By Mr. Clarke, from the Committee on Education—
7. A bill to incorporate the Nolin Male and Female Seminary Company.

By Mr. Stanteford, from the Committee on Internal Improvement—
8. A bill to incorporate the Christian County Turnpike Road Company.

By same—
9. A bill to incorporate the Springfield and St. Mary’s Turnpike Road Company.

By same—
10. A bill to incorporate the St. Rose and Marion County Turnpike Road Company.
By same—
By same—
12. A bill to amend the charter of the town of Caseyville.
By same—
13. A bill to incorporate the Opossum and Kentucky River Turnpike Road Company.
By same—
14. A bill to amend an act, entitled "An act to incorporate the Versailles and McCracken’s Mill Turnpike Road Company."
By same—
15. A bill for the benefit of Woodford county.
By Mr. Conklin, from the Committee on the Judiciary—
16. A bill for the benefit of the mechanics in Grayson county.
By Mr. Payne, from the Committee on the Judiciary—
17. An act to amend the act rechartering the town of Elizabeth-town, approved February 26, 1868.
By Mr. Chenoweth, from the Committee on Internal Improvement—
18. A bill to authorize the Danville and Pleasant Hill Turnpike Road Company to establish and locate gates.
By Mr. Bradley, from the Committee on Revised Statutes and Codes of Practice—
19. A bill to amend section 103 of Civil Code of Practice.
By Mr. Spalding, from same committee—
20. A bill to authorize the county court of Union county to increase the width of certain roads in said county.
By same—
21. A bill to amend chapter 83 of the Revised Statutes, title "Revenue and Taxation."
By Mr. Standeford, from the Committee on Internal Improvement—
22. A bill to amend an act, entitled "An act amending the law in relation to roads."

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

The constitutional provision as to the second reading of said bills being dispensed with, the 1st was made the special order of the day for Friday next; the 21st was ordered to be printed, and made the special order of the day for Saturday next; the 22d was ordered to be read a second time.
printed and placed in the orders of the day, and the remainder were ordered to be engrossed and read a third time.

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

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

Mr. Chelf, from the Committee on Revised Statutes, reported

A bill for the benefit of sheriffs and other like officers of this Commonwealth,

Which was read the first time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That no sheriff or other like officer of this Commonwealth shall be compelled to execute any civil process, directed to him from any county other than the county in which such officer resides, unless his fees are paid or tendered him at the time the process is received: Provided, That this act shall not apply to executions.

§ 2. That sheriffs and other like officers shall, in addition to the fees now allowed by law, be entitled to charge and collect, for returning an execution no property found, sixty cents, to be paid by the plaintiff in the execution.

Mr. Alexander moved to lay said bill on the table.

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

Mr. Spalding, from a joint committee of the two Houses, appointed to revise the revenue laws, to whom had been referred

A bill to amend the several acts in relation to peddlers,

Reported the same, with the expression of opinion that said bill ought not to pass.

Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That hereafter the several acts in relation to peddlers shall not apply to sewing machine companies, or persons engaged in selling sewing machines, having a house or houses of business in this State, and listing their stock on hand for taxation as other merchants; and in listing their property, the assessment shall be for the larger amount of stock owned at any one time during the year; and all such companies and persons may sell without taking out license as peddlers.

§ 2. That this act shall take effect from and after its passage.

And the question being taken on ordering said bill to be read a third time, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Carlisle and Alexander, were as follows, viz:
Those who voted in the affirmative, were—

Jos. M. Alexander, Wm. L. Couklin, D. Y. Lyttle,
Robert Boyd, G. W. Connor, E. D. Standeford,
W. H. Chelf, J. B. Hayden,

Those who voted in the negative, were—

Mr. Speaker (Leslie), J. H. Dorman, W. H. Payne,
F. M. Allison, Joseph Gardner, K. P. Prichard,
A. K. Bradley, Edwin Hawes, I. A. Spalding,
R. A. Burton, G. A. C. Holt, W. L. Vories,
J. Q. Chenoweth, Wm. Johnson, Ben. J. Webb,
John B. Clarke, Wm. L. Vories, Emery Whitaker,

So said bill was rejected.

Leave of indefinite absence was granted to Mr. J. W. Johnson.

The Senate took up for consideration the disagreement between
the two Houses in relation to one of the amendments proposed
by the Senate, to a bill from the House of Representatives, entitled
An act establishing a new charter for the city of Louisville.

The amendment referred to is the proviso to the 40th section, rela-
tive to the police force.

The question was then taken on receding from said amendment,
and it was decided in the affirmative.

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

By Mr. Webb, from the Committee on Agriculture and Manufac-
tures—

An act to amend the charter of the Union Agricultural and Im-
provement Association, of Mason and Bracken counties.

By Mr. Clarke, from the Committee on Education—

An act to incorporate the Thorn Hill School Joint Stock Com-
pany.

By Mr. Standeford, from the Committee on Internal Improvement—

An act for the benefit of Covert Run Turnpike Company, of Cam-
pbell county.

By same—

An act to incorporate the Simpsonville and Buck Creek Turn-
pike Road Company.

By same—

An act to amend the charter of the Russellville District Turn-
pike Company, approved February 24, 1868.
By same—
An act to incorporate the Covington and Horse Branch Turnpike Road Company.

By same—
An act to charter the New Liberty and Owenton Turnpike Road Company.

By Mr. Carlisle, from the Committee on the Judiciary—
An act to incorporate the Louisville Improvement Company.

By same—
An act incorporating Orion Lodge, No. 222.

By same—
An act to charter the Ancient Order of Hibernians, of Covington.

By same—
An act to amend an act, entitled "An act to amend the charter of West Covington," approved March 16, 1869.

By same—
An act to incorporate Alexander Lodge, No. —, American Protestant Association.

By same—
An act to incorporate the Masonic Building Company, of Flemington.

By same—
An act to change and define the boundary and limits of the city of Paris.

By same—
An act to incorporate Lincoln Chapter, No. 2, United American Order of Druids.

By Mr. Carlisle, from the Committee on Railroads—
An act to incorporate the Kentucky and Tennessee Railroad Company.

Ordered, That said bills be read a third time.

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

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

Mr. Standeford, from the Committee on Internal Improvement, to whom had been referred a bill from the House of Representatives, entitled

An act allowing the county court of McCracken county to levy a
tax of not exceeding ten cents on the one hundred dollars, to build a bridge, &c.,
Reported the same, with the expression of opinion that said bill ought not to pass.
And the question being taken on ordering said bill to be read a third time, it was decided in the negative.
So said bill was disagreed to.
Leave was given to bring in the following bills, viz:
On motion of Mr. Standeford—
1. A bill to incorporate the Crescent City Sleeping Car Company.
On motion of Mr. Lindsay—
2. A bill for the benefit of the city of Columbus.
On motion of Mr. Standeford—
3. A bill to incorporate Rip Van Winkle Sleeping Car Company.
On motion of Mr. Cockrill—
4. A bill to amend an act, entitled “An act to declare Station creek and Buck creek, in Estill county, navigable streams.”
On motion of same—
5. A bill to incorporate the Chandler Iron Company.
On motion of same—
On motion of same—
7. A bill to amend an act, entitled “An act to establish the county of Lee.”
On motion of same—
8. A bill for the benefit of M. H. Pigg, of Richmond.

Ordered, That the Committee on Internal Improvement prepare and bring in the 1st; 2d, 3d, 4th, 5th, and 6th; the Committee on Propositions and Grievances the 7th; and the Committee on Finance the 8th.

Mr. Holt, 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 Beaver Creek Iron Manufacturing Company;
An act for the benefit of Newton Craig;
An act to incorporate the McLean County Sugar and Manufacturing Company;
An act to amend and reduce into one all the acts in relation to the town of Pitt's Point;
An act to consolidate the Russell Turnpike Road Company, in Fayette county, with the Centerville and Jacksonville Turnpike Road Company;
An act to incorporate the New Hope and Rolling Fork Turnpike Road Company;
And enrolled bills, which originated in the House of Representatives, of the following titles, viz:
An act to incorporate the Louisville and Chattanooga Grand Trunk Railroad;
An act to incorporate the Church of the Messiah, at Louisville;
An act for the benefit of Thos. L. Floyd, late sheriff of Spencer county;
An act for the benefit of Benjamin F. Jameson, late sheriff of Hart county;
An act to amend the charter of Elkton, in Todd county;
An act for the benefit of A. W. Nickell and securities;
An act to amend the charter of the Bowling Green Gas Company;
And had found the same truly enrolled.
Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.
After a short time, Mr. Holt reported that the committee had performed that duty.
At twenty minutes past one o'clock, P. M., Mr. Alexander moved an adjournment.
And the question being taken thereon, it was decided in the affirmative.
The yeas and nays being required thereon by Messrs. Martin and Spalding, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), Wm. L. Conklin, A. L. McAfee,
Jos. M. Alexander, Lyttleton Cooke, I. A. Spalding,
R. A. Burton, J. H. Dorman, E. D. Standeford,
W. H. Chelf, Edwin Hawes, Ben. J. Webb,
John B. Clarke, William Johnson, I. C. Winfrey—15.
Those who voted in the negative, were—

J. Q. Chenoweth, D. Y. Lyttle, W. L. Vories,
Harrison Cockrill, I. T. Martin, Emery Whitaker,
J. B. Hayden, Oscar Turner,

And then the Senate adjourned.

WEDNESDAY, FEBRUARY 23, 1870.

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

1. An act to re-enact an act, entitled "An act regulating the time of holding the circuit courts," approved March 5, 1866.
2. An act to incorporate the Bull's Head Bank and Insurance Company of Louisville.
3. An act to protect the owners of stock in the Mobile and Ohio Railroad.
4. An act to repeal an act, entitled "An act to amend an act, entitled 'An act to extend the civil jurisdiction of the city of Hickman.'"
5. An act to change the time of holding the county court and the court of claims, in Bath county.
6. Resolution authorizing Secretary of State to furnish Acts and Journals to Congressional Libraries.
7. Resolution providing for the purchase of a library for the Kentucky Penitentiary.

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

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee.
on Railroads; the 2d to the Committee on the Judiciary; the 3d to the Committee on Courts of Justice; and the resolutions to the Committee on the Library.

The following petitions were presented, viz:

By Mr. Carlisle—
1. The petition of sundry citizens of Covington, asking for an act of incorporation.

By Mr. Whitaker—
2. The petition of sundry citizens of Lewis county, to amend the charter of Cabin Creek Turnpike Road Company.

By Mr. Cockrill—
3. The petition of sundry citizens of Lee county, asking a change in the act establishing the county of Lee, so far as relates to the location of the county seat.

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

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

An act to incorporate the New Hope and Rolling Fork Turnpike Road Company.

An act to incorporate the Beaver Creek Iron Manufacturing Company.

An act to consolidate the Russell Turnpike Road Company, in Fayette county, with the Centerville and Jacksonville Turnpike Road Company.

An act to incorporate the McLean County Sugar and Manufacturing Company.

An act for the benefit of Newton Craig.

The Senate, according to order, took up for consideration a bill, entitled

A bill to employ an agent for the collection of money due the State of Kentucky from the Government of the United States.

Mr. Hayden 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. Hayden and Cooke, were as follows, viz:

Those who voted in the affirmative, were—

F. M. Allison,       Edwin Hawes,       Wm. Johnson,
Lyttleton Cooke,      

Those who voted in the negative, were—

Mr. Speaker (Leslie), J. H. Dorman,       I. A. Spalding,
Jos. M. Alexander,    W. McKee Fox,       E. D. Standeford,
Robert Boyd,         Joseph Gardner,       A. G. Talbott,
R. A. Burton,        G. A. C. Holt,       Oscar Turner,
John G. Carlisle,    W. Lindsay,          W. L. Vories,
J. Q. Chenoweth,     D. Y. Lyttle,        Ben. J. Webb,
John B. Clarke,      I. T. Martin,        I. C. Winfrey,
G. W. Connor,        

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

Mr. Cooke, from the Committee on Railroads, to whom had been recommitted a bill, entitled
A bill to authorize the extension and construction of the Cincinnati Southern Railway within the Commonwealth of Kentucky,
Together with sundry amendments proposed thereto,
Reported the same, with the expression of opinion that said bill and pending amendments should be rejected.
Mr. Carlisle moved to postpone the further consideration of said bill and proposed amendments until Tuesday next.
And the question being taken thereon, it was decided in the negative.

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

Those who voted in the affirmative, were—

Mr. Speaker (Leslie),    John B. Clarke,     I. T. Martin,
Jos. M. Alexander,       Harrison Cockrill,   A. L. McAfee,
Robert Boyd,            G. W. Connor,       A. G. Talbott,
Jos. G. Carlisle,        J. H. Dorman,       I. C. Winfrey,

Those who voted in the negative, were—

F. M. Allison,          Edwin Hawes,         I. A. Spalding,
A. K. Bradley,          J. B. Hayden,        E. D. Standeford,
R. A. Burton,           William Johnson,      Oscar Turner,
W. H. Chelf,            W. Lindsay,          W. L. Vories,
Wm. L. Conklin,         D. Y. Lyttle,        Ben. J. Webb,

54-5.
Mr. Carlisle then moved that the amendments proposed to said bill be printed, and that the bill and amendments be placed in the orders of the day.

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

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

Those who voted in the affirmative, were—


Those who voted in the negative, were—


Mr. Talbott then moved that the further consideration of said bill and proposed amendments be postponed until Friday next, at halfpast ten o'clock, A. M., and it was decided in the negative.

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

Those who voted in the affirmative, were—


Mr. Carlisle then moved that said bill and proposed amendments be recommitted to the Committee on Railroads.
And the question being taken thereon, it was decided in the negative.

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

Those who voted in the affirmative, were—

Mr. SPEAKER (Leslie), Harrison Cockrill, I. T. Martin, A. L. McAfee, A. G. Talbott, I. C. Winfrey, Thos. Wrightson—15.

Those who voted in the negative, were—


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

The question was then taken on the adoption of the amendment heretofore proposed by Mr. Talbott (to strike out the 9th and 10th sections of the bill), as a substitute for the 2d, 3d, and 4th amendments heretofore proposed by the committee, and it was decided in the affirmative.
The question was then taken separately on the adoption of the 5th, 6th, 7th, 8th, 9th, 10th, and 11th amendments proposed by the committee, and it was decided in the affirmative.

Mr. Talbott then moved further to amend said bill. Which amendment was adopted.

Mr. Cockrill then moved to amend said bill.

Mr. Chenoweth then moved to postpone the further consideration of said bill until to-morrow at 12 o'clock.

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

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

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), John B. Clark, I. T. Martin,
Jos. M. Alexander, Harrison Cockrill, A. L. McAfee,
Robert Boyd, J. H. Dorman, A. G. Talbott,
John G. Carlisle, W. McKee Fox, I. C. Winfrey,
J. Q. Chenoweth, G. A. C. Holt,

Those who voted in the negative, were—

F. M. Allison, J. B. Hayden, E. D. Standeford,
A. K. Bradley, Wm. Johnson; Oscar Turner,
R. A. Burton, W. Lindsay, W. L. Vories,
Wm. L. Conklin, D. Y. Lyttle, Ben. J. Webb,
Lyttleton Cooke, W. H. Payne, Emery Whitaker—17,
Edwin Hawes, K. F. Pritchard,

Mr. Talbott then moved to postpone the further consideration of said bill and amendments until to-morrow at half-past ten o'clock A. M.

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

Mr. Whitaker, from the Committee on Banks and Insurance, to whom had been referred the amendment proposed by the House of Representatives to a bill from the Senate, entitled An act to incorporate the Bank of America, reported the same, with the expression of opinion that said amendment should be concurred in.

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

Mr. Dorman, from the Committee on Courts of Justice, to whom were referred bills from the House of Representatives, entitled An act to change the time of holding the circuit courts in the 11th judicial district;
An act to change the time of holding the Spencer circuit court;
reported the same, with the expression of opinion that said bills
ought not to pass.

And the question being taken on ordering each of said bills to be
read a third time, it was decided in the negative.

So said bill was disagreed to.

Mr. Conklin, from the Committee on Finance, to whom had been
referred a bill from the House of Representatives, entitled
An act for the benefit of E. P. Thomas, late circuit, and present
county court clerk of Henry county,

reported the same without amendment.

Ordered, That said bill be recommitted to the Committee on
Finance.

The Senate took up for consideration a bill, entitled
A bill to repeal chapter 86 of the Revised Statutes, and reduce into
one said chapter and all amendments thereto.

Ordered, That said bill be made the special order of the day for
Thursday, the 3d day of March, 1870.

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

By Mr. Webb, from the Committee on Agriculture and Manufactu-
\[...\]res—
A bill to incorporate the Flour Spar Mining Company.

By Mr. Whitaker, from the Committee on Banks and Insurance—
A bill to charter the Jessamine Deposit Bank, at Nicholasville.

By Mr. W. Johnson, from the Committee on Courts of Justice—
A bill for the benefit of James O. Senton, of the county of Carter.

By same—
A bill for the benefit of the county judges of Webster and Mason

By Mr. Whitaker, from same committee—
A bill to vest the trustees of Cave City with additional powers.

By Mr. Clarke, from the Committee on Education—
A bill to authorize the county court of Trigg county to dispose of
the Curling fund, and for other purposes.

By Mr. Standeferd, from the Committee on Internal Improvement—
A bill to incorporate the Bridgeport and Benson Turnpike Road
Company.

By same—
A bill to incorporate the Highland Racing Park Association.
By same—
A bill to amend and reduce into one the several acts relating to the town of Morganfield.

By same—
A bill to amend an act to charter the Cabin Creek Turnpike Road Company.

By same—
A bill to incorporate the Allenton and Liberty Turnpike Road Company, in Boyle and Casey counties.

By same—
A bill to incorporate the Rip Van Winkle Sleeping Car Company.

By Mr. Payne, from the Committee on Railroads—
A bill to incorporate the Cincinnati, Glasgow, and Bowling Green Railroad Company.

By Mr. Spalding, from the Committee on Revised Statutes and Codes of Practice—
A bill to amend an act, entitled "An act to amend and reduce into one the several acts relating to the town of Uniontown," approved March 16, 1869.

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

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

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

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

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

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

By Mr. Cockrill, from the Committee on Finance—
An act in relation to the Agent of the Auditor.

By Mr. Webb, from the Committee on Agriculture and Manufactures—
An act to incorporate the Ohio Valley Oil Manufacturing and Refining Company.

By same—
An act to incorporate the Pulaski Agricultural and Mechanical Association.
By Mr. W. Johnson, from the Committee on Courts of Justice—
An act for the benefit of the county of Larue, legalizing the county levy.

By Mr. Whitaker, from same committee—
An act extending further time to the county of Bullitt in which to provide fire-proof vaults for county records.

By Mr. Spalding, from the Committee on Revised Statutes—
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 to alter and enlarge the boundaries of said city.

By Mr. Bradley, from same committee—
An act to incorporate Stonewall Lodge, No. 468, of Free and Accepted Masons, of Loretto, in Marion county.

By same—
An act to increase the capital stock of the Lexington Gas Company.

By Mr. W. Johnson, from the Committee on Courts of Justice—
An act to repeal in part the act declaring Rolling Fork river a navigable stream.

With an amendment to the last named bill, which was concurred in.

Ordered, That said bills be read a third time.

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

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

Mr. Allison, from the Committee on Agriculture and Manufactures, to whom was referred a bill from the House of Representatives, entitled
An act to incorporate the Bowling Green Manufacturing Company, Reported the same without amendment.

Ordered, That said bill be read a third time.

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

Resolved, That said bill do pass, and that the title thereof be amended to read,

An act to amend an act, entitled “An act to incorporate the Bowling Green Manufacturing Company.”
By same—
An act to incorporate the Mayfield Cloth Manufacturing Company.
*Ordered,* That said bill be read a third time.
The constitutional provision as to the third reading of said bill being dispensed with,
*Resolved,* That said bill do pass, and that the title thereof be amended to read,
An act to amend an act, entitled “An act to incorporate the Mayfield Cloth Manufacturing Company, of Graves county.”

By same—
An act to incorporate the Tobacco Manufacturing Company.
*Ordered,* That said bill be read a third time.
The constitutional provision as to the third reading of said bill being dispensed with,
*Resolved,* That said bill do pass, and that the title thereof be amended to read,
An act to incorporate the Louisville Tobacco Manufacturing Company.

Leave was given to bring in the following bills, viz:
On motion of Mr. Standeford—
1. A bill to incorporate the Stewart Manufacturing and Refining Company.
On motion of same—
2. A bill to incorporate the Louisville Manufacturing and Refining Company.
On motion of Mr. Boyd—
3. A bill for the benefit of Rockcastle county.
On motion of Mr. Spalding—
4. A bill for the benefit of the county judge of Webster county.
On motion of Mr. Wrightson—
5. A bill to levy a tax in the city of Newport for common school purposes.

*Ordered,* That the Committee on Internal Improvement prepare and bring in the 1st and 2d; the Committee on Courts of Justice the 3d and 4th, and the Committee on Education the 5th.

Mr. Holt, 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 Danville and Hustonville Turnpike Road Company;
THURSDAY, FEBRUARY 24, 1870.

A message was received from the House of Representatives, announcing their disagreement to the passage of bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of E. D. Porch, clerk of the Pulaski county court.

An act for the benefit of John Cossen, late clerk of Pulaski circuit court.

An act to prohibit the taking of attorneys at law as sureties on official bonds and bail bonds.

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

An act to facilitate the finding of records in the Warren circuit and county courts.

55-s.
An act directing the judgments and executions of the common pleas courts to be transcribed and docketed in the order and execution books of the circuit courts in the counties of Grayson, Hardin, Breckinridge, and McLean.

An act to amend an act, entitled “An act to authorize the Boyd county court to make a road from Catlettsburg to the Lawrence county line.”

An act allowing the road from Laurel county, near London, to Booneville, Owsley county, to be opened twenty feet wide.

An act in relation to the town of Elizaville, in Fleming county.

An act for the benefit of the county court of Union county.

An act authorizing the appointment of a deputy marshal for the town of Franklin.

An act for the benefit of the counties of Hardin, Hart, Warren, and Logan, in relation to their bonded debt.

An act to authorize the county court of Hardin county to raise money to pay claims against the county, and to repair court-house.

An act to amend the road law of Henderson, Union, and Taylor counties, and to extend the same to Grayson county.

An act to authorize the Owen county court to make alterations in the State road from Owenton to Georgetown.

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

1. An act to authorize surveyors to qualify chain-carriers and witnesses in certain cases.

2. An act to incorporate the Kenton Building and Savings Association, of Covington.

3. An act to change the time of holding the quarterly courts in Carter county.

4. An act to change the February and August terms of the Garrard county court.

5. An act to authorize the Ballard county court to change the State road between Caney Creek and Columbus, in Ballard county.

6. An act to change the time of holding the Anderson county court.

7. An act to re-enact, so far as Meade county is concerned, an act, entitled “An act amending the law in relation to roads,” approved February 17, 1866.

8. An act to authorize the Elliott county court to levy an additional tax for county purposes.

9. An act empowering the county court of Menifee county to levy a tax for court-house purposes.
10. An act providing for the payment of the public debt of Monroe county.
12. An act to regulate the terms of the Franklin quarterly and county courts.
13. An act to amend an act, entitled "An act to establish the county of Elliott.”
14. An act to amend an act, entitled “An act to amend and reduce into one the several acts in regard to the town of Foster, in Bracken county,” approved February 2, 1869.
15. An act, entitled “An act to enlarge the jurisdiction of the police court of the town of Sharpsburg, in Bath county, and to change the time of holding the same.”
16. An act to change the time of holding the levy and court of claims for Jessamine county, and for other purposes.
17. An act to print sheriffs and master commissioners' advertisements of land sale in Owen county, in the paper printed in said county.
18. An act for the benefit of Allen county.
19. An act to prohibit the sale of spirituous, vinous, or intoxicating liquors in the town and vicinity of Bewleyville, in Breckinridge county.
20. An act for the benefit of the Commissioners of the Sinking Fund of Boyle county.
22. An act, entitled “An act for the benefit of Robert A. Marical, late sheriff of Josh Bell county.”
23. An act to authorize and facilitate the rebinding and copying certain records in Kenton county.
24. An act to amend an act, entitled “An act to exempt homesteads from execution.”
25. An act to provide certain books for the county of Kenton.
26. An act to amend section 1 of an act, entitled “An act to amend section 9, article 3, chapter 91, of the Revised Statutes,” approved February 16, 1864.
27. An act to regulate the weight and sale of stone-coal in this Commonwealth.

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

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 17th, and 26th to the Committee on Revised Statutes; the 2d, 5th, 14th, 23d, 24th, 25th, and 27th to the Committee on the Judiciary; the 3d, 4th, 6th, 8th, 9th, 10th, 11th, 13th, 15th, 16th, and 18th to the Committee on Courts of Justice; the 7th to the Committee on Internal Improvement; the 19th to the Committee on Religion and Morals; the 20th and 28th to the Committee on the Sinking Fund; and the 21st and 22d to the Committee on Finance.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend the charter of Elkton, in Todd county.

An act for the benefit of A. W. Nickell and securities.

An act to amend the charter of the Bowling Green Gas Company.

An act for the benefit of Benjamin F. Jameson, late sheriff of Hart county.

An act to incorporate the Church of the Messiah, at Louisville.

Mr. Alexander, from the Committee on the Library, to whom had been referred a resolution from the House of Representatives, entitled

Resolution providing for the purchase of a library for the Kentucky Penitentiary,

Reported the same, with the expression of opinion that said resolution should be concurred in.

Said resolution reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the sum of three hundred dollars be, and hereby, appropriated, out of any money in the Treasury not otherwise appropriated, for the purpose of purchasing suitable moral, historical, and religious books for the use of the convicts confined in the Kentucky Penitentiary; for which sum, the Auditor of Public Accounts will issue his warrant on the Treasurer, payable to Rev. Wm. McD. Abbott (Chaplain to the prison), S. C. Bull, James A. Dawson, and Rev. L. Young, who are hereby charged with the duty of selecting and purchase.
ing such suitable books as aforesaid—a list of which, with the cost thereof, they will report to the Auditor. The books so purchased shall be used by the prisoners under the supervision and direction of the Chaplain.

The question was then taken on concurring in 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—


In the negative, Edwin Hawes—1.

Mr. Alexander, from same committee, to whom was also referred a resolution from the House of Representatives, entitled

Resolution authorizing Secretary of State to furnish Acts and Journals to Congressional Library,

Reported the same, with the expression of opinion that said resolution should be concurred in.

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

Mr. Dorman moved to reconsider the vote by which the Senate on yesterday disagreed to the passage of a bill, which originated in the House of Representatives, entitled

An act to change the time of holding the circuit courts in the 11th judicial district.

And the question being taken on reconsidering said vote, it was decided in the affirmative.

Ordered, That said bill be referred to the Committee on Courts of Justice.

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

An act to impose an additional tax of fifteen cents for the purpose of increasing the common school fund,

Together with the amendment heretofore proposed by Mr. Carlisle.
Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That an additional tax of fifteen cents upon each one hundred dollars in value of the property in this State be, and the same is hereby, in the manner and upon the conditions herein after prescribed, imposed for the year 1870, and each succeeding year, for the purpose of increasing the common school fund of Kentucky, which said tax shall be levied, collected, and expended for the benefit of the common schools of the State, as the tax heretofore imposed for that purpose is directed to be levied, collected, and expended: Provided, The additional tax imposed by this act, and the taxes and assessments for common school purposes imposed by acts heretofore passed, shall be levied and collected of the property of white persons only: Provided further, That the revenue arising from the common school fund heretofore created, and that arising from the taxation imposed by this act and all previous acts for common school purposes, shall be expended and appropriated for the education of white children exclusively; and if the same, or any part thereof, shall hereafter, in any way, be diverted from, or expended for, any other purpose than the education of white children exclusively, the tax authorized by this act shall cease to be levied and collected.

§ 2. That the act, entitled "An act for the benefit of negroes and mulattoes of this Commonwealth," approved March 9, 1867, and the amendments thereto, are not intended by this act to be altered, amended, or in any way affected, but the same are hereby left in full force for the purposes of their enactment.

§ 3. The General Assembly hereby reserves the right to repeal, alter, or amend this act at pleasure.

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

The amendment proposed by Mr. Carlisle reads as follows, viz:

Add to the first section of the bill the following: "That there shall be, and is hereby, levied, a capitation or poll-tax of two dollars on each and every white male inhabitant of the Commonwealth, the same to be collected and expended as hereinbefore provided."

Mr. Carlisle withdrew the amendment.

Mr. Spalding then moved the same amendment.

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

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

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), I. T. Martin, Oscar Turner,
F. M. Allison, W. H. Payne, Ben. J. Webb,

Those who voted in the negative, were—

Jos. M. Alexander, Lyttleton Cooke, W. Lindsay,
Robert Boyd, J. H. Dorman, D. Y. Lyttle,
Mr. Martin moved to amend the bill as follows, viz:

Provided further, That no person, whose religious convictions or conscientious scruples forbid him (or her) to send his (or her) children to the common schools, shall be required to pay the school tax imposed by this or any other act of the General Assembly; and any such person appearing before the board of supervisors of tax, and making oath, or producing to the sheriff or tax collector his (or her) affidavit in writing, to the effect that his (or her) religious opinions or conscientious scruples honestly forbid him (or her) to send his (or her) child or children to the common schools of the State, and that he (or she) has contributed to other public schools taught in this State, to which school he (or she) do send his (or her) children, a sum equal to the school tax assessed against him (or her), shall be relieved of the assessment made against him (or her) under this or any other act imposing taxes for the support of the common schools of this State.

Mr. Wrightson then moved to amend the amendment proposed by Mr. Martin as follows, viz:

Provided further, That married people who have no children, or none between the ages included in the school enumeration, bachelors, widows, and maidens owning property, subject to taxation for school purposes, upon making like affidavit of conscientious scruples against paying taxes for school purposes, shall in like manner be exempt.

Mr. Lyttle 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. Wrightson, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Lyttleton Cooke, I. T. Martin, A. L. McAfee, Robert Boyd, A. K. Bradley, Edwin Hawes, John G. Carlisle, were as follows, viz:

Those who voted in the affirmative, were—


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. Alexander and Lyttle, were as follows, viz:

Those who voted in the affirmative, were—

- F. M. Allison
- J. Q. Chenoweth
- John G. Carlisle
- Lyttleton Cooke

Those who voted in the negative, were—

- Mr. SPEAKER (Leslie)
- Jos. M. Alexander
- Robert Boyd
- W. H. Chelf
- John B. Clarke
- Harrison Cockrill
- Wm. L. Conklin

Ordered, That said bill be read a third time.

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

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

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

Those who voted in the affirmative, were—

- Mr. SPEAKER (Leslie)
- Jos. M. Alexander
- Robert Boyd
- A. K. Bradley
- R. A. Burton
- W. H. Chelf
- John B. Clarke
- Harrison Cockrill
- Wm. L. Conklin
- Lyttleton Cooke

Those who voted in the negative, were—

- F. M. Allison
- W. Lindsay
- John G. Carlisle

Resolved, That the title of said bill be as aforesaid.
The Senate took up for consideration a bill, entitled
A bill to authorize the extension and construction of the Cincinnati
Southern Railway within the Commonwealth of Kentucky.

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

Mr. Prichard, from the Committee on Enrollments, reported that the
committee had examined enrolled bills, which originated in the Sen­
ate, of the following titles, viz:

An act to incorporate the Owenton and Monterey Turnpike Road
Company;

An act to incorporate the Camdensville, Johnsonville, and Burnt Church Turnpike Road Company;

An act to incorporate the Bowling Green and Double Spring Turn­
pike Road Company;

An act to incorporate the Salt River and Shryock Ferry Turnpike
Company;

An act incorporating the town of Fairfield, in the county of Nelson;
And an enrolled bill, which originated in the House of Representa­
tives, entitled

An act to amend an act, entitled "An act to incorporate the Cumberland and Ohio Railroad Company," approved February 24,
1869;

And had found the same truly enrolled.

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

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

And then the Senate adjourned.

56-s.
FRIDAY, FEBRUARY 25, 1870.

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

An act to amend section 5, chapter 65, volume 2, Revised Statutes, in relation to commissioners to execute deeds under decrees of court.

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

An act to amend section 10, chapter 97, of the Revised Statutes, title "Sureties and Co-obligors."

An act to amend section 103 of Civil Code of Practice.

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

1. An act to repeal an act, entitled "An act to incorporate the Franklin Institute, in the town of Lancaster," approved January 22, 1848.

2. An act to provide for the establishment of wharves on Kentucky river, and regulate the price of wharfage.

3. An act to apply an act, entitled "An act to amend the law in relation to roads," approved February 17, 1866, to Crittenden county.

4. An act to amend an act, entitled "An act for the benefit of the negroes and mulattoes of this Commonwealth," approved February 16, 1866.

5. An act for the benefit of Campbell county.

6. An act for the benefit of S. M. Kinney.

7. An act to amend an act, entitled "An act empowering the county courts of the counties where court-houses, jails, or clerk's offices have been burned, to levy an ad valorem tax to rebuild the same," approved January 3d, 1865.

8. An act authorizing Matthew Langley, present coroner of Floyd county, to appoint one or more deputies.

9. An act to amend section 79, chapter 1, title 5, of the Code of Practice in criminal cases.

10. An act to amend subdivision 2, section 614, Civil Code of Practice.

11. An act to amend chapter 13 of the Revised Statutes, title "Change of Venue."
13. An act to amend article 17, chapter 28, of Revised Statutes, title "Penal Offenses and Punishments."
14. An act to repeal certain amendments to the charter of the town of Independence.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Education; the 2d, 8th, 11th, 12th, and 13th to the Committee on Revised Statutes; the 3d to the Committee on Internal Improvement; the 4th, 5th, and 14th to the Committee on the Judiciary; the 6th and 7th to the Committee on Finance; and the 9th and 10th to the Committee on Courts of Justice.

A message was received from the House of Representatives, announcing that they had passed a bill, entitled

An act to amend the charter of the town of Russellville, in Logan county.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Leave was given to bring in the following bills, viz:

On motion of Mr. Dorman—
1. A bill for the benefit of Henry H. Graves, of Gallatin county.

On motion of Mr. Chelf—
2. A bill to attorn an attorney fee in all money judgments in favor of the Commonwealth.

On motion of Mr. Talbott—
3. A bill to amend an act, entitled "An act to amend chapter 47, section 16, title 'Husband and Wife,'" approved February 14th, 1866.

On motion of Mr. Cooke—
4. A bill to incorporate the Safe Deposit Company of Louisville.
On motion of Mr. Talbott—

5. A bill to increase the county levy of Boyle county.

Ordered, That the Committee on Revised Statutes and Codes of Practice prepare and bring in the 1st; the Committee on the Judiciary the 2d and 3d; the Committee on Banks and Insurance the 4th; and that a select committee, consisting of Messrs. Talbott, Vories, and Prichard, be requested to prepare and bring in the 5th.

Mr. Holt, 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 facilitate the finding of records in the Warren circuit and county courts;

An act directing the judgments and executions of the common pleas courts to be transcribed and docketed in the order and execution books of the circuit courts in the counties of Grayson, Hardin, Breckinridge, and McLean;

An act to amend an act, entitled "An act to authorize the Boyd county court to make a road from Catlettsburg to the Lawrence county line;"

An act allowing the road from Laurel county, near London, to Booneville, Owsley county, to be opened twenty feet wide;

An act in relation to the town of Elizaville, in Fleming county;

An act for the benefit of the county court of Union county;

An act authorizing the appointment of a deputy marshal for the town of Franklin;

An act to re-enact an act, entitled "An act regulating the time of holding the circuit courts," approved 5th March, 1856;

An act to authorize the county court of Hardin county to raise money to pay claims against the county, and to repair court-house;

An act to amend the road law of Henderson, Union, and Taylor counties, and to extend the same to Grayson county;

An act to authorize the Owen county court to make alterations in the State road from Owenton to Georgetown;

And enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of William A. Glass, of Christian county;

An act to incorporate the Clinton Female Seminary, in Hickman county;

An act to incorporate the Pioneer Lodge, No. 8, of Knights of Pythias, of Louisville;
An act to incorporate the town of Pellville, in Hancock county;
An act to amend the charter of the town of Bowling Green;
An act to incorporate the Paducah Printing Association;
An act to incorporate the Southern Watch Company;
An act to incorporate the town of Ceralvo, in Ohio county;
An act to incorporate the town of Rockport, in Ohio county;
An act to amend an act, entitled "An act to incorporate the Lebanon Hotel Company," approved February 25, 1860, and an act amendatory thereof, approved February 24, 1865;
An act to incorporate the Bethel and Bald Eagle Turnpike Road Company;
Resolution accepting invitations to visit Louisville, Cincinnati, Covington, and Newport;
And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Holt reported that the committee had performed that duty.

The following petitions were presented, viz:

By Mr. Lyttle—
1. The petition of D. W. Murray, late sheriff of Clay county, asking an extension of time for the collection of revenue, &c.

By same—
2. The petition of Dr. S. Smith, of Laurel county, praying the passage of an act to pay him for medical services rendered prisoners.

By Mr. Spalding—
3. The petition of John E. Newman, in relation to certain insurance companies.

Which petitions were received, the reading dispensed with, and referred—the 1st to the Committee on Propositions and Grievances; the 2d to the Committee on Courts of Justice, and the 3d to the select committee on insurance, &c.

Mr. Conklin moved the following resolution, viz:

Resolved, That the Committee on Courts of Justice examine the various acts upon the subject of electing special judges, and ascertain what further legislation, if any, is necessary on that subject, and that they report by bill or otherwise.

Which was adopted.
Mr. McAfee, from the committee of conference, to whom had been referred the disagreement between the two Houses in relation to an amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act to amend the charter of the city of Lexington.

Reported the same, with the expression of opinion that the Senate should recede from their proposed amendment.

And the question being taken thereon, it was decided in the affirmative.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Talbott, from a select committee—

1. A bill to increase the county levy of Boyle county.

By Mr. Gardner, from the Committee on Propositions and Grievances—

2. A bill to amend section 3 of an act, entitled "An act to establish the county of Lee."

By same—

3. A bill for the benefit of the county of Lee, authorizing the increase of the county levy.

By same—

4. A bill in regard to revenue and taxation.

By same—

5. A bill in regard to clerk of appellate court.

By Mr. Chelf, from the Committee on Revised Statutes and Codes of Practice—

6. A bill for the benefit of Green county.

By Mr. Winfrey, from the Committee on Propositions and Grievances—

7. A bill prohibiting the vending or sale of spirituous, vinous, or malt liquors within two miles of any of the furnaces owned by the Red River Iron Manufacturing Company, in Estill and Powell counties.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 4th was referred to the select committee on revision of the revenue laws; the 5th was referred to the Committee on Courts of Justice; and the 1st, 2d, 3d, 6th, and 7th were ordered to be engrossed and read a third time.
The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Vories read and laid on the table a joint resolution as follows, viz:
Resolved, That the two Houses of this General Assembly shall adjourn *sine die* on Monday, the 7th day of March, 1870, at 12 o'clock, M.

The Senate, according to order, took up for consideration a bill, entitled
A bill to authorize the extension and construction of the Cincinnati Southern Railway within the Commonwealth of Kentucky,
Together with the pending amendments.
The question was then taken on the adoption of the amendment proposed by Mr. Martin, and it was decided in the affirmative.

Mr. Talbott then moved to amend the amendment proposed by Mr. Cockrill.
Pending the consideration of which, Mr. Martin moved to postpone the further consideration of the bill until Tuesday next at 11 o'clock.
And the question being taken thereon, it was decided in the negative.
The yeas and nays being required thereon by Messrs. Cooke and W. Johnson, were as follows, viz:

*Those who voted in the affirmative, were—*

Jos. M. Alexander, G. W. Connor, I. A. Spalding
John G. Carlisle, J. H. Dorman, A. G. Talbott
J. Q. Chenoweth, W. McKee Fox, I. C. Winfrey
Harrison Cockrill, A. L. McAfee,

*Those who voted in the negative, were—*

Mr. Speaker (Leslie), Joseph Gardner, E. D. Standeford
F. M. Allison, Edwin Hawes, Oscar Turner
A. K. Bradley, J. B. Hayden, A. C. Vallandingham
R. A. Burton, G. A. C. Holt, W. L. Vories
W. H. Cheff, Wm. Johnson, Ben. J. Webb
Wm. L. Conklin, W. Lindsay, Emery Whitaker—20.
Lyttleton Cooke, D. Y. Lyttle,

Mr. Carlisle then moved the following resolution in relation to said bill, viz:
Resolved, That the Senate will, at 12 o'clock, M., on Tuesday next, go into Committee of the Whole, for the purpose of considering the bill to “authorize the extension and construction of the Cincinnati Southern Railway within the Commonwealth of Kentucky.”
Mr. W. Johnson moved to lay said resolution on the table.
And the question being taken thereon, it was decided in the affirmative.
The yeas and nays being required thereon by Messrs. W. Johnson and Cooke, were as follows, viz:

Those who voted in the affirmative, were—
Lyttleton Cooke,

Those who voted in the negative, were—

Ordered, That the further consideration of said bill and proposed amendments be postponed until to-morrow at half-past ten o'clock, A. M.

On motion, leave of indefinite absence was granted to Mr. Lyttleton Cooke.

A message was received from the Governor by Mr. Samuel, Assistant Secretary of State, announcing that the Governor had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Columbia and Creelsboro Turnpike Road Company.
An act to amend the charter of the Germantown and Hamilton Cross Roads Turnpike Road Company.
An act to amend the charter of the Danville and Hustonville Turnpike Road Company.
An act to incorporate the Owenton and Monterey Turnpike Road Company.
An act to incorporate the Salt River and Shryock's Ferry Turnpike Road Company.
An act to incorporate the Bowling Green and Double Spring Turnpike Road Company.
An act to incorporate the Camdensville, Johnsonville, and Burnt Church Turnpike Road Company.
JOURNAL OF THE SENATE.

An act for the benefit of the Cynthiana and Ashbrook's Mill Turnpike Road Company.
An act for the benefit of William P. Fox, of Mason county.
An act incorporating the town of Fairfield, in the county of Nelson.
And then the Senate adjourned.

SATURDAY, FEBRUARY 26, 1870.

A message was received from the House of Representatives, announcing their disagreement to the passage of a bill, which originated in the Senate, entitled
An act for the benefit of I. T. Martin.
That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to amend an act to tax railroads and other corporations in aid of the Sinking Fund, approved February 20th, 1864;
An act to amend an act, entitled "An act to amend the charter of the Shelby Railroad Company, and to authorize certain counties to take stock in the same;"
With an amendment to the last named bill.
Which bills and amendment were referred to the Committee on Railroads.
That they had passed bills of the following titles, viz:

1. An act to amend an act, entitled "An act to incorporate the Louisville and Beargrass Railway Company," approved March 5th, 1869.
2. An act to repeal the 8th section of the act organizing the county of Robertson, approved February 11, 1867.
3. An act to amend an act, entitled "An act for the benefit of W. S. Hicks, late sheriff of Henderson county, and his sureties," approved February 18th, 1869.
4. An act to amend the road law of Greenup county.
57-s.
5. An act to amend section 5, article 2, chapter 20, Revised Statutes, so far as Paducah is concerned.
6. An act to amend section 326 of the Civil Code of Practice.
7. An act to charter the Tygert Valley Railroad Company.
8. An act to incorporate the Mount Eden and Van Buren Turnpike Road Company.
10. An act to repeal section 3 of an act, entitled "An act to amend the charter of the town of Catlettsburg."

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 7th to the Committee on Railroads; the 2d to the Committee on the Judiciary; the 3d to the Committee on Finance; the 4th and 8th to the Committee on Internal Improvement; and the 5th, 6th, 9th, and 10th to the Committee on Revised Statutes.

A message was also received from the House of Representatives, announcing that they had passed a bill, entitled

An act further to amend the charter of the Glasgow Railroad Company.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Louisville, Memphis, and New Orleans Railway Company.
An act to incorporate the Lexington City Passenger and Freight Railroad Company.
An act to amend the city charter of Covington.

The following petitions were presented, viz:

By Mr. Prichard—
1. The petition of sundry citizens of Boyd county, praying the
repeal of the 18th section of an act amending the charter of the town of Ashland.

By Mr. Bradley—

2. The petition of sundry citizens of this State, in relation to the Green and Barren river navigation.

By Mr. Vories—

3. The petition of J. D. Bright, in relation to a seminary of learning in Trimble county.

Which petitions were received, the reading dispensed with, and referred—the 1st to the Committee on Propositions and Grievances; the 2d to the Committee on the Sinking Fund; and the 3d to the Committee on Education.

On motion of Mr. Bradley, a message was sent to the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, entitled

An act to authorize the county court of Trigg county to dispose of the Curling fund, and for other purposes.

After a short time, said bill was handed in at the Clerk's desk.

The question was then taken on reconsidering the vote by which the Senate had passed said bill, and it was decided in the affirmative.

Ordered, That said bill be referred to the Committee on Education.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Cockrill, from the Committee on Finance—

1. A bill for the benefit of Milton H. Pigg, late clerk of the Estill county court.

By Mr. Talbott, from a select committee—

2. A bill to incorporate the trustees of the Danville Collegiate Institute.

By Mr. Cooke, from the Committee on the Judiciary—

3. A bill to incorporate the Carbon Gas Company of Louisville.

By Mr. Winfrey, from the Committee on Propositions and Grievances—


By Mr. Standeford, from the Committee on Internal Improvement—

5. A bill to incorporate the Chandler Iron Company.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 4th was recommitted to the Committee on
Education, and the 1st, 2d, 3d, and 5th were ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Standeford, from the Committee on Internal Improvement—
An act to incorporate the Blue Run and Anderson's Ferry Turnpike Road Company, in Mason county.
By same—
An act to incorporate the Kenton Station Turnpike Road Company, in Mason county.
By same—
An act to incorporate the Helena and Johnson Turnpike Road Company, in Mason and Fleming counties.
By Mr. Dorman, from the Committee on Courts of Justice—
An act to change the time of holding the county court and the court of claims, in Bath county.
By Mr. Bradley, from the Committee on Revised Statutes—
An act to amend section 1 of an act, entitled "An act to amend section 9, article 3, chapter 91, of the Revised Statutes," approved February 16, 1864.

With an amendment to the last named bill as a substitute therefor. Which was twice read and concurred in.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the Governor by Mr. Samuels, Assistant Secretary of State, announcing that the Governor had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to re-enact an act, entitled "An act regulating the time of holding the circuit courts," approved March 5, 1866.
An act to facilitate the finding of records in the Warren circuit and county courts.
an act to amend the road law of Henderson, Union, and Taylor counties, and to extend the same to Grayson county.

an act to authorize the Owen county court to make alterations in the State road from Owenton to Georgetown.

an act in relation to the town of Elizaville, in Fleming county.

an act for the benefit of the county court of Union county.

an act to authorize the county court of Hardin county to raise money to pay claims against the county, and to repair court-house.

an act authorizing the appointment of a deputy marshal for the town of Franklin.

an act directing the judgments and executions of the common pleas courts to be transcribed and docketed in the order and execution books of the circuit courts in the counties of Grayson, Hardin, Breckinridge, and McLean.

an act to amend an act, entitled "An act to authorize the Boyd county court to make a road from Catlettsburg to the Lawrence county line."

an act allowing the road from Laurel county, near London, to Boonesville, Owsley county, to be opened twenty feet wide.

an act to amend and reduce into one all the acts in relation to the town of Pitt's Point.

Mr. Prichard, 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 the counties of Hardin, Hart, Warren, and Logan, in relation to their bonded debt;

an act to amend section 103 of Civil Code of Practice;

an act to incorporate the Bank of America;

an act to amend section 10, chapter 97, of the Revised Statutes, title "Sureties and Co-obligors;"

And enrolled bills, which originated in the House of Representatives, of the following titles, viz:

an act for the benefit of the county of Larue, legalizing the county levy;

an act to incorporate the town of Clayville, in Webster county;

an act to incorporate the town of Fitchburg, in Estill county;

an act to incorporate the Mayfield Creek Navigation Company, in Ballard county;

an act to incorporate Stonewall Lodge, No. 468, of Free and Accepted Masons, of Loretto, in Marion county;
An act to increase the capital stock of the Lexington Gas Company;
An act extending further time to the county of Bullitt in which to provide fire-proof vaults for county records;
An act to further amend the charter of the Glasgow Railroad Company.
And had found the same truly enrolled.
Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Prichard reported that the committee had performed that duty.
The Senate took up for consideration the resolution heretofore introduced by Mr. Vories, which reads as follows, viz:

Resolved, That the two Houses of this General Assembly shall adjourn sine die on Monday, the 7th day of March, 1870, at twelve o'clock, M.

Mr. Whitaker proposed to amend said resolution, by substituting in lieu thereof the following, viz:

Resolved, That when the two Houses of the General Assembly adjourn on the 15th of March, proximo, they adjourn to meet again on the 10th day of January, 1871.

Ordered, That the further consideration of said resolution and proposed amendment be postponed, and made the special order of the day for Wednesday next.
The Senate took up for consideration a bill, entitled
A bill to amend chapter 83 of the Revised Statutes, title "Revenue and Taxation."

Ordered, That the further consideration of said bill be postponed, and made the special order of the day for Wednesday next, at eleven o'clock, A. M.

Leave of indefinite absence was granted Mr. Boyd, and also to Mr. Gardner after Wednesday next.

Leave was given to bring in the following bills, viz:
On motion of Mr. Prichard—
1. A bill to amend the charter of the town of Ashland, in Boyd county.
On motion of Mr. Payne—
2. A bill to incorporate the Green and Barren River Telegraph Company.
On motion of Mr. Spalding—
3. A bill to incorporate the Shawneetown, Morganfield, and Sebree Railroad Company.

On motion of same—
4. A bill to provide for the inspection, storage, and sale of petroleum and its products.

Ordered, That the Committee on Propositions and Grievances prepare and bring in the 1st; the Committee on the Judiciary the 2d; the Committee on Internal Improvement the 3d; and the Committee on

The Senate, according to order, took up for consideration a bill, entitled

A bill to authorize the extension and construction of the Cincinnati Southern Railway within the Commonwealth of Kentucky.

Together with the amendments heretofore proposed by Messrs. Cockrill and Talbott.

The amendment proposed by Mr. Cockrill reads as follows, viz:

For the purpose of examining and surveying routes for the said line of railway, the said trustees may, subject to liability for the actual damage done, enter upon any land in the counties of Jessamine, Mercer, Garrard, Boyle, Lincoln, Rockcastle, Casey, Pulaski, Russell, Wayne, Clinton, Cumberland, Monroe, Metcalfe, and Adair, and after examining and surveying said routes, they may select from the routes so examined and surveyed a route for said railway, commencing at a point on the southern boundary line of the Commonwealth of Kentucky, nearest to and in the direction of Knoxville, in the State of Tennessee, and running thence through either of the aforesaid counties to Paris or Lexington, or both, and thence through either of said counties to a point within the corporate limits of the city of Covington, in the State of Kentucky, and across the Ohio river, so as to connect with the same line of railway in the State of Ohio. A copy of the survey and location of such route, and any alteration therein, shall be filed in the county clerk's office of the counties through which the said railway runs, within one year after such location or alteration.

The amendment proposed by Mr. Talbott is as follows, viz:

Provided, That, in the opinion of said trustees, the route defined in this section shall be the most direct and practicable; otherwise such other route as they may select, consistent with the provisions of the law by which they are authorized to construct said "railway."

The question was then taken on the adoption of the amendment proposed by Mr. Talbott, as a substitute for the amendment proposed by Mr. Cockrill, and it was decided in the affirmative.
The yeas and nays being required thereon by Messrs. Talbott and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—


J. Q. Chenoweth, W. Lindsay,

Those who voted in the negative, were—


The question was then taken on the adoption of the amendment as amended, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Talbott and Lindsay, were as follows, viz:

Those who voted in the affirmative, were—


R. A. Burton, I. A. Spalding,

Those who voted in the negative, were—


Ordered, That said bill be read a third time on Monday next, at half-past ten o'clock, A. M.

And then the Senate adjourned.
MONDAY, FEBRUARY 28, 1870.

A message was received from the House of Representatives, announcing their concurrence in the amendments proposed by the Senate to bills from the House of Representatives, of the following titles, viz:

1. An act to incorporate the Hopkinsville and Beverly Turnpike Road Company.
2. An act to incorporate the Garrard County Deposit Bank.

That they had passed bills, which originated in the Senate, of the following titles, viz:

3. An act for the benefit of A. S. Arnold, of Hickman county.
4. An act to charter the Jessamine Deposit Bank, at Nicholasville.
5. An act authorizing the county court of levies and disbursement for Rockcastle county to levy a tax for the purpose of erecting a county jail and other public buildings.

That they had passed bills of the following titles, viz:

1. An act for the benefit of H. L. Leigh, of Caldwell county.
2. An act to authorize the city council of the city of Lexington to exempt the library and property of the Lexington Library Association from city taxes.
3. An act to amend the charter of the town of Sharpsburg, in Bath county.
4. An act to amend the several acts relating to the town of Livermore.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 2d to the Committee on Finance, and the 3d and 4th to the Committee on Revised Statutes.

A message was also received from the House of Representatives, announcing that they had passed a bill, entitled


Which was read the first time, and ordered to be read a second time.
The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

[For bill—see Session Acts 1869-70.]

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 (Leslie), W. W. Connor, I. A. Spalding,
Jos. M. Alexander, Lyttleton Cooke, E. D. Standleford,
F. M. Allison, W. McKee Fox, A. G. Talbott,
A. K. Bradley, Joseph Gardner, Oscar Turner,
R. A. Burton, Edwin Hawes, W. L. Vories,
Jno. G. Carlisle, J. B. Hayden, Ben. J. Webb,
W. H. Chelf, G. A. C. Holt, Emery Whitaker,
John B. Clarke, Wm. Johnson, I. C. Winfrey,
Wm. L. Conklin, W. Lindsay, Thos. Wrightson—27.

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

A message was received from the House of Representatives, announcing that they had passed a bill, entitled

An act to amend the charter of the town of Georgetown, and to establish a work-house therein.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the town of Ceralvo, in Ohio county.
An act to incorporate the town of Rockport, in Ohio county.
An act to incorporate the town of Pellville, in Hancock county.
An act for the benefit of Thos. L. Floyd, late sheriff of Spencer county.
An act to incorporate the Clinton Female Seminary, in Hickman county.
An act to amend an act, entitled "An act to incorporate the Lebanon Hotel Company," approved February 25, 1860, and an act amendatory thereof, approved February 24, 1865.
An act for the benefit of William A. Glass, of Christian county.
An act to incorporate the Paducah Printing Association.
An act to amend the charter of the town of Bowling Green.
An act to incorporate the Southern Watch Company.
An act to incorporate the Pioneer Lodge, No. 8, of Knights of Pythias, of Louisville.
An act to incorporate the Bethel and Bald Eagle Turnpike Road Company.
Resolution accepting invitations to visit Louisville, Cincinnati, Covington, and Newport.
A message was received from the Governor by Mr. Samuels, Assistant Secretary of State, announcing that the Governor had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:
An act to amend section 10, chapter 97, of the Revised Statutes, title "Sureties and Co-obligors."
An act to amend section 103 of Civil Code of Practice.
An act for the benefit of the counties of Hardin, Hart, Warren, and Logan, in relation to their bonded debt.
An act to incorporate the Bank of America.
The Speaker laid before the Senate a memorial of sundry citizens of Louisville, in relation to the imposition of a city tax on the suburban residents.
Which was referred to the Committee on the Judiciary.
Mr. Talbott presented the memorial of sundry citizens of Lincoln county, upon the subject of the proposed railroad from Cincinnati to Chattanooga.
Which was received, the reading dispensed with, and referred to the Committee on Railroads.
Mr. Wrightson presented a communication from the city council of Newport, addressed to the Senator and Representatives from the
county of Campbell, touching the proposed railroad from Cincinnati to Chattanooga.

Mr. Wrightson moved that said communication be referred to the Committee on Railroads.

And the question being taken thereon, it was decided in the negative.

Mr. Cockrill read and laid on the table a joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read as follows:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Public Printer is hereby directed, within thirty days after the adjournment of the General Assembly, to print, in pamphlet form, properly indexed, a sufficient number of the general laws, passed at this session, and to furnish the Governor and each head of department of State, the State Librarian, and the Judges of the Court of Appeals, of the Circuit Courts, Common Pleas Courts, Chancery Courts, Criminal Courts, Judges of the City Courts, County Courts, and the Clerks of said courts, the Attorney General, each Commonwealth's Attorney and County Attorney, and each member of this General Assembly, and its Clerks and Assistant Clerks, Sergeants-at-Arms and Door-keepers, one copy each of said laws, and send the same, post-paid, to the above-named officers and persons, the postage to be paid upon the warrant of the Auditor, upon the certificate of the Public Printer as to the amount. That this resolution shall be in force from its passage.

Mr. Wrightson then moved to amend said resolution, by adding thereto the following, viz:

Resolved further, That it is hereby made the duty of the Secretary of State to compare the proof-sheets of said laws with the original enrolled bills on file in his office, before their publication, and that he add, at the close of the volume, a certificate of his having done so, which shall constitute said copies of the acts of this Legislature evidence of their authenticity in all courts of this State.

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. Alexander and Bradley, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), Joseph Gardner, A. G. Talbott,
F. M. Allison, Edwin Hawes, W. L. Vories,
R. A. Burton, G. A. C. Holt, Ben. J. Webb,
J. Q. Chenoweth, W. H. Payne, Emery Whittaker,
John B. Clarke, K. F. Pribhard, I. C. Winfrey,
Lyttleton Cooke, E. D. Standeford,
Those who voted in the negative, were—

Jos. M. Alexander, Wm. L. Conklin, William Johnson,

Mr. Spalding then moved to reconsider the vote by which said amendment had been adopted.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Alexander and Cooke, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander, Wm. L. Conklin, E. D. Standeford,
A. K. Bradley, G. W. Connor, Oscar Turner,
Joel G. Carlisle, William Johnson, W. L. Vories,

J. Q. Chenoweth, I. A. Spalding,

Those who voted in the negative, were—

Mr. Speaker (Leslie), Joseph Gardner, W. H. Payne,
F. M. Allison, Edwin Hawes, A. G. Talbott,
R. A. Burton, J. B. Hayden, Emery Whitaker,

Lyttleton Cooke, W. Lindsay,

Ordered, That said resolution, as amended, be referred to the Committee on Finance.

The Senate, according to order, took up for consideration an engrossed bill, entitled

An act to authorize the extension and construction of the Cincinnati Southern Railway within the Commonwealth of Kentucky.

Said bill was read a third time.

Mr. Talbott then moved to reconsider the vote by which said bill was ordered to be read a third time.

Pending the consideration of which motion, it was

Ordered, That the further consideration of said bill be postponed until to-morrow, at half-past ten o'clock.

The Senate took up for consideration a bill, entitled

A bill to amend chapter 83 of the Revised Statutes, title "Revenue and Taxation."

Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That section four, article six, chapter eighty-three, of the Revised Statutes, be so amended as to read as follows, to-wit: "He may commence the duties of his office on the tenth day of January in each year, and shall complete his list and return his book to the clerk of the county court by the first day of June thereafter; and
any assessor failing to return his tax-book to the clerk against that day shall forfeit and pay to the State five dollars for each day he so fails; the same to be deducted and retained by the Auditor from the amount due him for his services."

§ 2. That section seven of said article and chapter be so amended as to read: "The county court shall order the clerk thereof to certify to the Auditor the amount due the assessor for his services under this article, after he shall have completed and returned his tax-book, and the day of the month on which said tax-book was returned to the clerk; and further, that the assessor and his assistants had, before the judge of the county court, taken the oath prescribed in section five of this act; and the Auditor shall not be authorized to draw his warrant on the Treasury for any part of the amount due the assessor until said certificate shall have been received by him."

§ 3. That section ten of said article and chapter be so amended as to read: "All estate taxed according to its value shall be valued in currency, as of the tenth of January preceding; and the valuation of lands shall be based upon the reasonable market value thereof in currency, on the usual terms of sale; and the person owning or possessing the property on the said tenth of January shall list it with the assessor, and remain bound for the tax, notwithstanding he may have sold or parted with the same."

§ 4. That section twelve of said article and chapter be so amended as to read: "Persons listing their estate with the assessor shall state separately the tracts of land and number of acres in each tract, the value of each tract and where situated, giving the water-courses and description of title as well as he knows; the number of town lots, in what town or city situated, and the value of each; the number of horses, mares, mules, jacks, and jennies, and their value; the number of cattle and their value over fifty dollars; and also all other estate owned by them, or held by them for the use of others, subject to taxation, and the value thereof on the tenth of January preceding. The valuation of said property to be upon the basis prescribed in section three (3) of this act."

§ 5. That section thirteen of said article and chapter be so amended as to read: "The assessor or his assistants shall administer to every person listing property the following oath: You do swear that the list of taxable estate given in by you contains a full and correct list, and the best description of the same you can give, of all and every species of property belonging to you, or in your possession, subject to taxation on the tenth of January last; that the value fixed thereon is a full, fair, and just valuation, and that no removal of property, or omission has been made, or any method or device adopted or practiced, whereby to evade the payment of taxes by you; and that you will true and perfect answers make to such questions as may be asked you concerning your taxable estate, or that of others in your possession, or the value thereof."

§ 6. That section sixteen of said article and chapter be so amended as to read: "The assessor shall enter the property listed with him, and the value thereof, as given by the persons listing the same in his tax-book, in the order and manner prescribed. And the board of
supervisors shall, from the said sworn valuation and statements of
the persons listing, and from their own knowledge, and such informa-
tion as they may obtain from witnesses sworn by them, fix a full
and fair valuation, upon the basis prescribed in section three of
this act, on all the estate listed by each person with the assessor for
taxation, which is taxed according to its value, and enter the aggregate
value of the same in the appropriate place in the tax-book.”

§ 7. That section one of article seven of said chapter be so amended
as to read: “The county surveyor, together with one discreet citizen
of the county, to be selected by the Auditor, and one by the county
judge, shall constitute a board of supervisors of tax for each county.
In case any of said board shall fail to act, the county judge shall, by
order on the records of his court, appoint some other suitable person
or persons to fill the vacancy. The members of the board, before
entering upon their duties, shall take an oath faithfully, impartially,
and to the best of their ability, to discharge the duties of their office.
They shall convene at the county court clerk’s office on the first
Monday in June in each year, and may continue in session ten
days if necessary, and shall receive for compensation three dollars per
day each, to be paid out of the State “Treasury. It shall be their
duty to give notice for ten days, by written or printed notices posted
at two or more public places in each justices’ district, of the time,
place, and object of their meeting, which shall dispense with all
other notification to tax-payers.”

§ 8. That section two of said article and chapter be so amended
as to read: “It shall be the duty of said board to examine, with care
the tax-book of each year, to correct any errors of the assessor,
whether of fact or otherwise, and to fix a value on all the property
listed for taxation, upon the basis prescribed in section three, and in
the manner directed in section six of this act.”

§ 9. That section seven of said article and chapter be so amended
as to read: “If the assessor shall not return his tax-book by the first
day of June, the clerk may receive it from him when returned, and
proceed to perform the duties required of him in relation thereto, as
though returned in time, and shall notify the members of the board
of supervisors, who shall forthwith give notice as required by this
act, and proceed to perform the duties required of them in relation
to said tax-book. The assessor shall, for such failure, be amerced
one hundred dollars in addition to the penalty denounced against
him in this act; the same to be enforced by indictment by the grand
jury and proceedings in the circuit court, as in case of misdemean-
ors.”

§ 10. That section one of article eight of said chapter be so
amended as to read: “The clerk of the county court, after the ex-
amination and approval of the tax-book, shall make two copies
thereof—one for the sheriff and the other for the Auditor of the State.
He shall test the accuracy of the extensions and additions of said
book, make additions of each column and the aggregate amount,
and copy on each page the same amount of matter that is on the
original book, and no more. He shall deliver the copy to the sheriff
on or before the first day of July, and take his receipt therefor; the
other copy he shall transmit by mail or otherwise to the Auditor of the State by the first day of July in each year. And any clerk failing to return the tax-book to the Auditor against the first day of July, when the same shall have been returned to him by the assessor in the time prescribed by law, as required by this section, shall, in addition to the penalties now prescribed by law, forfeit and pay to the State five dollars for every day he shall so fail, which shall be deducted and retained by the Auditor from the amount allowed him by law for copying said book. And the said clerk shall transmit to the Auditor the aforesaid receipt of the sheriff for the tax-book against the fifteenth of July, under the same penalties for failure as he is liable for in case of failing to return the tax-book."

§ 11. That section five of article nine of said chapter be so amended as to read: "The sheriff, from and after the first day of July in each year, shall collect the taxes due in his county; and upon failure by the persons bound therefor to pay the same, may distrain the goods and chattels owned by, or in the rightful possession of, the persons from whom the tax is due, notwithstanding the existence of any lien upon the same, and may proceed to sell the title of such person in so much thereof as will pay the tax and all costs and damages that may have accrued, in the mode prescribed by law. He may retain the amount of tax, county levies, and other public dues against individuals, out of any claims allowed them by the Commonwealth or county, notwithstanding any assignment of the same. Any person owing taxes to the State, who shall fail to pay the same to the sheriff on or before the fifteenth day of December in each year, shall be required by the sheriff to pay, in addition thereto, ten per cent. damages on the amount of such taxes, which shall be collected and paid into the Treasury by the sheriff in the same manner and time as he is authorized and required by law to collect and pay over the said taxes. It shall be the duty of the sheriff to make out, certify under oath, and return to the Auditor, against the first day of January in each year, a complete list of tax-payers who shall have failed to pay their State taxes on or before the fifteenth day of December preceding, together with the amount due from each. And the Auditor, in his settlement with the sheriff, shall charge him ten per cent. damages on each of the said several amounts."

§ 12. That section six of article nine of said chapter be so amended as to read: "The sheriff shall account for and pay into the Treasury all taxes and other public moneys for which he is bound by the fifteenth of January in each year. Upon failure to do so, he and his sureties shall be liable therefor, and compelled to pay the amount of tax due, and ten per cent. interest on the same, from the first of July preceding until paid, and costs of suit, beside the damages imposed in the third section of the twelfth article of said chapter eighty-three."

§ 13. That section twelve of article nine of said chapter be so amended as to read: "If there be no personal estate which the sheriff can distrain for tax due on real estate, and the owner of the land or town lot shall fail to pay the same, the sheriff may levy on said land or town lot, and sell a sufficiency of the same, in the man-
of the sale of lands under execution, for the payment of such taxes. The owner of such lands or town lots, his representatives, heirs, or assigns, shall, however, have the right to redeem the same from the purchaser thereof, by paying the original taxes with costs and one hundred per cent. damages thereon, at any time within twelve months from the day of sale; and any minor, married woman, or other person laboring under disability, shall have two years after arriving at age or the removal of the disability in which to make such redemption: Provided, however, That the committee or next friend of a person who is non compos mentis shall be allowed only two years from day of sale to redeem the same, though such disability shall continue longer. It shall be the duty of the sheriff, or any of his successors in office, to convey, by deeds of special warranty, the lands and town lots sold by him under the provisions of this act to the purchasers thereof, after the right of redemption has expired."

§ 14. That all acts and parts of acts inconsistent with the provisions of this act, are hereby repealed.

§ 15. That this act shall take effect from its passage.

Mr. Spalding moved to amend the bill as follows, viz:

Section 13, line 13, after the word "only," strike out the word "two," and insert the word "five," and same line, after the word "sale," and before the word "to," insert the following: "or after two years' notice in writing of the sale shall have been given to the committee, either by the sheriff or the purchaser. The original of said notice, and the return of the officer executing the same, shall be recorded in the county court clerk's office, and copies of the same shall be evidence of such notice having been given." Also same section, line 15, after the word "warranty," and before the word "the," insert the words, "referring to this act for authority and reciting the levy and sale."

Which amendments were adopted.

Mr. Turner then moved to amend the bill by striking out the "third section."

Mr. Carlisle then moved to amend the 3d section as follows, viz:

Line 4, strike out the words "in currency on the usual terms of sale."

Mr. Hayden then moved to lay said bill and proposed amendments on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Hayden and Cooke, were as follows, viz:

Those who voted in the affirmative, were—

Those who voted in the negative, were—

Mr. Speaker (Leslie),
J. W. Alexander,
F. M. Allison,
A. K. Bradley,
R. A. Burton,
W. H. Chelf,
J. Q. Chenoweth,
John B. Clarke,

Harrison Cockrill,
W. Lindsay,
W. H. Payne,
I. A. Spalding,
A. G. Talbott,
W. L. Vories,
Emery Whitaker,
I. C. Winfrey—22.

On motion of Mr. Turner,

Ordered, That said bill and proposed amendments be recommitted to the joint committee on the revision of the revenue laws.

Leave was given to bring in the following bills, viz:

1. A bill to amend the charter of the Green and Taylor County Turnpike Road Company.

On motion of Mr. Chelf—

Ordered, That the Committee on Internal Improvement prepare and bring in the 1st, and the Committee on Finance the 2d.

Mr. Holt, 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 A. S. Arnold, of Hickman county;
An act authorizing the county court of levies and disbursements for Rockcastle county to levy a tax for the purpose of erecting a county jail and other public buildings;
An act to charter the Jessamine Deposit Bank, at Nicholasville;
And enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of Covert Run Turnpike Company, of Campbell county;
An act to incorporate the Simpsonville and Buck Creek Turnpike Road Company;
An act to amend the charter of the Russellville District Turnpike Company, approved February 24, 1868;
An act to amend the charter of the Union Agricultural and Improvement Association, of Mason and Bracken counties;
An act to incorporate the Louisville Improvement Company;
An act to incorporate the Ohio Valley Oil Manufacturing and Refining Company;
An act to amend an act, entitled "An act to amend the charter of West Covington," approved March 16, 1869;

An act to incorporate the Masonic Building Company, of Fallmouth;

An act incorporating Orion Lodge, No. 222;

An act to change and define the boundary and limits of the city of Paris;

An act to incorporate Lincoln Chapter, No. 2, United American Order of Druids;

An act to incorporate Alexander Lodge, No. —, American Protestant Association;

An act to incorporate the Thorn Hill School Joint Stock Company;

An act to charter the Ancient Order of Hibernians, of Covington;

An act to incorporate the Covington and Horse Branch Turnpike Road Company;

An act to charter the New Liberty and Owenton Turnpike Road Company;

An act to incorporate the Pulaski Agricultural and Mechanical Association;

An act to amend and reduce into one the several acts in relation to the town of Princeton;

An act to incorporate the Kentucky and Tennessee Railroad Company;

An act to amend an act to incorporate the Deposit Bank of Frankfort, approved March 3d, 1863;

An act to amend and reduce into one the general acts concerning the town of Hopkinsville;

An act for the benefit of Geo. H. Lowery and J. M. Simpson, of Crittenden county;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Holt reported that the committee had performed that duty.

And then the Senate adjourned.
TUESDAY, MARCH 1, 1870.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

1. An act to incorporate the Brownsville and Glasgow Junction Railroad Company.
2. An act for the benefit of John Fry, of Casey county.
3. An act for the benefit of J. H. Read's estate.
4. An act defining the relation, and providing for the representation of the State as a stockholder in the Louisville, Cincinnati, and Lexington Railroad Company.
5. An act to authorize the Shelby county court to issue bonds for the benefit of turnpike roads.
6. An act to amend the laws in relation to the city of Frankfort.

With amendments to the last two named bills. The first of which was referred to the Committee on Courts of Justice, and the second to the Committee on the Judiciary.

That they had passed bills, which originated in the House of Representatives, of the following titles, viz:

1. An act to amend an act to incorporate the town of West Point, approved February 15, 1848, and for other purposes.
2. An act to prohibit taxes to be levied for purposes of internal improvement by petition of the voters of counties, cities, or districts, &c.
3. An act to repeal an act, entitled "An act to change the line between Taylor and Green counties," approved March 13, 1869.
4. An act authorizing the voters of Butler county to vote upon the question of removing the county seat of said county.
5. An act for the benefit of Browder Institute, in Logan county.
6. An act to apply to the county of Bourbon an act to regulate partnership fences in Clark county.
7. An act to incorporate the Princeton Masonic Female College.
8. An act for the benefit of G. S. Jones and his securities, late sheriff of Marshall county.
10. An act to allow John Sartin to fish with nets in Green river.
11. An act to incorporate Milburn Cemetery, in Ballard county.
12. An act authorizing the county court of Hancock to increase the county levy.
13. An act to establish the county of Martin out of integral parts of Pike, Floyd, Johnson, and Lawrence counties.
15. An act for the benefit of the town of Mt. Sterling.
16. An act to prohibit the sale of vinous or malt liquors in Dixon, Webster county.
17. An act to change the county line of Boone and Grant counties.
18. An act to amend the charter of the city of Lexington.
19. An act to incorporate the Flat Rock and Floyd's Fork Turnpike Road Company.
20. An act to incorporate the North Bullskin Turnpike Road Company.
21. An act to incorporate the Betty's Mill and Todd's Point Turnpike Road Company.
22. An act to incorporate the Fox Run and Lagrange Turnpike Road Company.
23. An act to incorporate the Christiansburg and Demaree Store Turnpike Road Company.
24. An act to incorporate the Mulberry, Cropper, and Demaree Turnpike Road Company, in Shelby county.
25. An act to amend an act, entitled "An act to authorize the county court of Shelby to take a vote to levy a tax for turnpike purposes."
26. An act to amend the charter of the town of Shelbyville, prescribing additional qualifications for electors of said town.
27. An act to amend the act to repeal the Shelbyville and Eminence Turnpike Road charter, and to incorporate the Eminence and Fox Run Company.
28. An act to amend an act, entitled "An act to incorporate the Shelbyville and Taylorsville Turnpike Road Company."
29. An act to authorize the trustees of the Methodist Episcopal Church, South, at Rollington, in Oldham county, to sell and convey the property to said church at that place.
30. An act to charter the Church of God in Christ Meeting, at Antioch, Shelby county.
31. An act in relation to the sale of spirituous, vinous, and malt liquors in Logan county.

32. An act to authorize the establishment of additional scales for weighing corn, hay, and live stock in the town of Bowling Green.

33. An act for the benefit of Mulipa Wright's heirs, of McCracken county.

34. An act for the benefit of J. W. Bush, of Livingston county.

35. An act for the benefit of John W. Duncan, sheriff of Wayne county.

36. An act for the benefit of Haywood Gilbert, late sheriff of Clay county.

37. An act to prevent the sale of whisky in Estill county, by submitting the question to the voters of every election district in the county.

38. An act for the benefit of J. C. Calhoun, sheriff of McCracken county.


40. An act for the benefit of the Methodist Episcopal Church, South, of Paducah.

41. An act to establish an additional 'magistrates' district in Metcalfe county.

Which bills were severally read the first time and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 11th, 14th, 15th, 18th, 29th, 33d, and 39th to the Committee on the Judiciary; the 2d, 19th, 20th, 21st, 22d, 23d, and 24th to the Committee on Internal Improvement; the 3d, 4th, 9th, 10th, 13th, and 17th to the Committee on Propositions and Grievances; the 5th and 7th to the Committee on Education; the 6th, 12th, 25th, 26th, 27th, 28th, and 41st to the Committee on Courts of Justice; the 8th, 34th, 35th, 36th, and 38th to the Committee on Finance; the 16th, 30th, 31st, 37th, and 40th to the Committee on Religion and Morals; and the 32d to the Committee on Revised Statutes.

A message was also received from the House of Representatives announcing that they had passed bills of the following titles, viz:

An act for the benefit of Lucy Blake, Katie Blake, and Alice W. Blake, of Ballard county.

An act to amend an act, entitled "An act to change the time of holding circuit courts in the thirteenth judicial district."
Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Mayfield Creek Navigating Company, in Ballard county.

* An act to incorporate the town of Fitchburg, in Estill county.

An act for the benefit of the county of Larue, legalizing the county levy.

An act extending further time to the county of Bullitt in which to provide fire-proof vaults for county records.

An act to incorporate Stonewall Lodge, No: 468, of Free and Accepted Masons.

An act to increase the capital stock of the Lexington Gas Company.

An act to incorporate the town of Clayville, in Webster county.

An act further to amend the charter of the Glasgow Railroad Company.

The following memorial and petitions were presented, viz:

By Mr. Vories—

1. The memorial of the President of the Louisville, Cincinnati, and Lexington Railroad, touching the connection of said road with the Louisville and Nashville road.

By Mr. Carlisle—

2. The petition of Wm. Arthur, praying the passage of an act authorizing the grant of certain lands to the petitioner.

By Mr. Prichard—

3. The petition of the trustees of Catlettsburg, praying the repeal of an act adding Hampton City to said town.

By same—

4. The petition of the trustees of Catlettsburg, praying the passage of an act allowing the question of the sale of liquor in said town to be submitted to a vote of its citizens.
By same—
5. The petition of sundry citizens of Catlettsburg, resisting the passage of an act curtailing the jurisdiction of the police judge of Catlettsburg.

Which memorial and petitions were received, the reading dispensed with, and referred—the 1st to the Committee on Railroads; the 2d to the Committee on the Judiciary; the 3d to the Committee on Religion and Morals; the 4th to the Committee on Courts of Justice, and the 5th to the Committee on Revised Statutes.

Mr. Cockrell, from the Committee on Finance, reported

A bill for the benefit of H. B. Wiseman, sheriff of Estill county.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Bradley, from the Committee on Revised Statutes, to whom had been referred a bill from the House of Representatives, entitled

An act to amend the charter of the town of Sharpsburg, in Bath county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the Governor by Mr. Samuels, Assistant Secretary of State, announcing that the Governor had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of A. S. Arnold, of Hickman county.

An act to charter the Jessamine Deposit Bank, at Nicholasville.

An act authorizing the county court of levies and disbursements for Rockcastle county to levy a tax for the purpose of erecting a county jail and other public buildings.
The Senate took up for consideration the following bills, viz:

1. A bill for the incorporation and regulation of Fire, Marine, Health, Accident, Live Stock, and all other, except Life Insurance Companies.

2. A bill to authorize creditors in certain cases to garnishe before judgment or return of no property.

3. A bill to amend section 21 of an act, entitled "An act to reduce into one the laws in relation to changes of venue," approved March 5, 1860.

4. A bill regulating corporations created by the laws of Kentucky.

5. A bill to amend an act, entitled "An act to repeal an act, entitled 'An act to incorporate the Kentucky Insurance Company,'" approved March 9th, 1868.

6. A bill concerning the duties of circuit court clerks.

Ordered, That the 1st be made the special order of the day for to-morrow; the 2d for Wednesday, the 9th day of March; the 3d for Thursday, the 3d day of March; the 4th for Monday, the 7th day of March; the 5th for the 2d day of March, at 11 o'clock, A. M.; and the 6th for Tuesday, the 8th day of March.

The Senate also took up for consideration bills of the following titles, viz:

An act to amend an act, entitled "An act to prevent the spread of the disease called glanders in this Commonwealth."

An act to amend an act, entitled "An act amending the law in relation to roads."

An act for the protection of livery stable keepers in this Commonwealth.

Which bills were severally amended.

Ordered, That said bills, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate took up for consideration the amendment proposed by the House of Representatives, to a bill from the Senate, entitled An act fixing the fees of jailers of this Commonwealth.

Which was twice read and concurred in.

60-s.
The amendment proposed by the House of Representatives was to strike out "sixty cents," the sum allowed for dieting prisoners per day, and inserting in lieu thereof "seventy-five cents."

The yeas and nays being required thereon by Messrs. Allison and Alexander, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


The Senate took up for consideration a bill, entitled

A bill to authorize the extension and construction of the Cincinnati Southern Railway within the Commonwealth of Kentucky.

Mr. Talbott withdrew the motion heretofore made by him to reconsider the vote by which said bill had been ordered to be read a third time.

Said bill, as amended, was read a third time as follows, viz:

WHEREAS, It is represented to this General Assembly that Miles Greenwood, Richard M. Bishop, William Hooper, Philip Heidelbach, and Edward A. Ferguson, of the city of Cincinnati, in the State of Ohio, were appointed, under and by virtue of an act of the General Assembly of the said State of Ohio, passed on the fourth day of May, in the year eighteen hundred and sixty-nine, a Board of Trustees, with authority to borrow a fund not to exceed ten millions of dollars, and to issue bonds therefor in the name of said city of Cincinnati, under the corporate seal thereof, of which said fund the said Miles Greenwood, Richard M. Bishop, William Hooper, Philip Heidelbach, and Edward A. Ferguson, and their successors, are to be trustees, with power to expend the same in procuring the right to construct and in constructing a single or double track railway, with all the usual appendages, including a line of telegraph, between the said city of Cincinnati and the city of Chattanooga, in the State of Tennessee, to be called and known as the Cincinnati Southern Railway; and with power and capacity, for the purposes aforesaid, to make contracts, appoint, employ, and pay officers and agents, and to acquire, hold, and possess all the necessary real and personal property and franchises, either in the said State of Ohio or in any other State into which the said line of railway may extend, and with other powers in said act expressed; and whereas, the said line of railway cannot be constructed, nor the powers of the said Board of Trustees...
be exercised, within the Commonwealth of Kentucky, without the consent of the General Assembly thereof; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the said Board of Trustees, namely: Miles Greenwood, Richard M. Bishop, William Hooper, Philip Heidelbach, and Edward A. Ferguson, and their successors, by the name of the Trustees of the Cincinnati Southern Railway, be, and they are hereby, authorized to extend, construct, and maintain, within the Commonwealth of Kentucky, the said line of railway, with a single or double track, with all the usual appendages, including a line of telegraph, and to exercise the powers vested in them under and by virtue of said act of the General Assembly of the State of Ohio, subject to the provisions and restrictions in this act provided.

§ 2. For the purpose of examining and surveying routes for the said line of railway, the said Trustees may, subject to liability for the actual damage done, enter upon any land in the counties of Jessamine, Madison, Clark, Bourbon, Harrison, Pendleton, Campbell, Kenton, Boone, Gallatin, Grant, Owen, Scott, Franklin, Anderson, Woodford, Fayette, Jessamine, Mercer, Garrard, Boyle, Lincoln, Rockcastle, Casey, Pulaski, Russell, Wayne, Clinton, Cumberland, Monroe, Metcalfe, and Adair, and select from the routes so examined and surveyed, a route for the same, commencing at a point to be selected by said trustees where the said line of railway will cross the southern boundary of this Commonwealth, and running through either of said counties to the northern boundary line thereof, and across the Ohio river, so as to connect with the same line of railway in the State of Ohio. A copy of the survey and location of such route, and any alteration therein, shall be filed in the county clerk's office of the counties through which the said railway runs, within one year after such location or alteration.

§ 3. For the purpose of constructing and maintaining said line of railway and its appendages, the said Trustees may

1. Acquire, by purchase or gift, and hold any lands in the vicinity of, or through which the route selected by them may pass.

2. Occupy or use any turnpike or plank road, street, or other public way or ground, or any part thereof, upon such terms and conditions as may be agreed upon between said trustees and the municipal or other corporations, persons, or public authorities owning or having charge thereof; and in case it shall be necessary to provide a new road, street, or other ground, in place of that so used or occupied, to acquire the necessary land, and cause the necessary improvement to be made thereon.

3. If the lands the said trustees may deem necessary or convenient cannot be acquired as aforesaid, or if no agreement can be made for the right to use or occupy any road, street, or ground that may be necessary, the said trustees may take and appropriate the said lands or rights in the manner herein prescribed; and the court may fix such terms and conditions, before the damages are assessed, in the case of roads, streets, and public grounds, as may be deemed best for the public interest: Provided, That no appropriation for the right of way shall be of a greater width than two hundred feet.
§ 4. The appropriations authorized in the preceding section shall be made in the manner and subject to the same right of traverse, writ of error, and appeal, provided by law for taking private property for the use of turnpike and plank road companies; except, that in the case of turnpike and plank roads, streets, or other public ways or grounds, the petition shall be filed in the circuit court of the county in which the same may lie; and if a continuous portion of the same, lying in more than one county, is sought to be used or occupied, the proceedings may be instituted in the circuit court of any county in which any part of such continuous portion may be, and the damages shall be assessed for the whole of such portion, whether lying in the county wherein the proceedings are instituted, or in other counties; the writ shall be directed to the sheriff of the county in which the petition is filed. When the owner is an infant, who has no guardian, or an idiot or lunatic, who has no committee, the court shall appoint a guardian ad litem to act for them before the damages are assessed.

§ 5. If, during the construction, or after the completion of said line of railway, it shall be found necessary by said trustees to change the location or grade, or to substitute other works or conveniences for those originally designed or constructed, or to provide additional side tracks or other appendages for the proper management and operation of said railway, the said trustees may make such changes, and provide such additional appendages, not departing from the general route originally selected by them; and for the purpose aforesaid may acquire or enter upon, take, and appropriate such lands or rights as may be necessary, in the mode hereinbefore prescribed.

§ 6. Whereas, along the route selected by said trustees, there shall be a railroad already constructed, or rights of way, or depot, or other grounds acquired therefor, which railroad, rights of way, or grounds can be adopted as part of the said line, it shall be lawful for the persons, company, or corporations owning the same, to sell to the said trustees the said railroad, rights of way, or grounds, or any part thereof, upon such terms and conditions as may be agreed upon between the said trustees and such persons, or the president and directors of such company or corporation: Provided, That no such agreement shall be binding on the stockholders of any such company or corporation, unless a majority in interest of said stockholders, as shown by the books of such company or corporation, shall ratify the same in person or by proxy at a meeting to be held at the place of holding the election of directors, to be called after notice given of the objects of the meeting, in the manner provided for notice of such elections.

§ 7. No permanent bridge or other work shall be so constructed as to materially interrupt or impair the navigation of such streams as are naturally navigable, or as have been declared to be so by law.

§ 8. And whereas, under and by virtue of the above mentioned act of the General Assembly of Ohio, the said board of trustees have power to borrow a fund for the construction of the said line of railway, not to exceed ten millions of dollars, and to issue bonds therefor, in the name of the city of Cincinnati, under the corporate seal to be sued for in any county or counties in which any such line of railway may be established; or, if the same shall be partly in any county, in a circuit court of such county, or in any circuit court of this state, for the time being, or in this circuit court, and it is further provided, that the said trustees, and their successors, may at any time, except during the term of the said line, amend the same, or any part thereof, by laying a new line thereof. Provided, That no proceedings shall be instituted in the county wherein the petition is filed. When the owner is an infant, who has no guardian, or an idiot or lunatic, who has no committee, the court shall appoint a guardian ad litem to act for them before the damages are assessed.

§ 9. Provided, That in all cases where a lien is sought to be established on lands, or other property, the proceedings shall be commenced in the court of the county wherein the lands are situate, or in the circuit court, and it is further provided, that the said trustees, the said railroad, rights of way, or depot, or other ground, or any part thereof, upon such terms and conditions as may be agreed upon between the said trustees and such persons, or the president and directors of such company or corporation: Provided, That no such agreement shall be binding on the stockholders of any such company or corporation, unless a majority in interest of said stockholders, as shown by the books of such company or corporation, shall ratify the same in person or by proxy at a meeting to be held at the place of holding the election of directors, to be called after notice given of the objects of the meeting, in the manner provided for notice of such elections.

§ 10. No permanent bridge or other work shall be so constructed as to materially interrupt or impair the navigation of such streams as are naturally navigable, or as have been declared to be so by law.

§ 11. And whereas, under and by virtue of the above mentioned act of the General Assembly of Ohio, the said board of trustees have power to borrow a fund for the construction of the said line of railway, not to exceed ten millions of dollars, and to issue bonds therefor, in the name of the city of Cincinnati, under the corporate seal to be sued for in any county or counties in which any such line of railway may be established; or, if the same shall be partly in any county, in a circuit court of such county, or in any circuit court of this state, for the time being, or in this circuit court, and it is further provided, that the said trustees, and their successors, may at any time, except during the term of the said line, amend the same, or any part thereof, by laying a new line thereof.
...
The mayors and county judges shall examine and compare the polls of the vote taken in their respective cities, counties, or parts of counties, and declare and certify the result thereof, which, if in favor of the proposition submitted, shall be recorded in the city or county clerk's office of the respective cities and counties; and the propositions so accepted shall constitute obligations on said cities, counties, and parts of counties, respectively, the full performance of which may be enforced as other contracts.

§ 10. And upon the compliance of said trustees with the stipulations of the respective propositions so ratified by said cities, counties, and parts of counties, the mayor and council of said cities, and county courts of said counties, shall levy upon all the property of said cities, counties, and parts of counties, subject to State revenue tax, ad valorem taxes sufficient to pay the various sums agreed to be paid as they become due, allowing for the usual delinquencies in collections and commissions to officers; and any deficiency shall be made up from the funds usually raised by county levy in the counties, and in the cities from the city treasury, and any surplus shall be turned over to such funds; and they shall cause the collections to be made by the same officers, under the necessary bonds and securities, with the same power and authority granted, and under the same liabilities imposed by law as other taxes are collected in said cities and counties, and paid to said trustees; and the mayor and council of said cities, and county courts of said counties, respectively, are hereby fully empowered and authorized to do all other things necessary to carry out all contracts between their several cities, counties, and parts of counties, and the trustees, made in pursuance of this and the foregoing section.

§ 11. Said trustees shall survey and locate the route of said line of railway, and actually commence the construction thereof, within two years from the passage of this act, and shall continue such construction and complete the work within five years therefrom, or within such further reasonable period, not exceeding ten years in all, as the Governor may grant, upon satisfactory evidence that they are progressing with due diligence and in good faith. The gauge of said railway shall be five feet.

§ 12. The charge for transportation on said railway shall not exceed thirty-five cents per hundred pounds on heavy articles, and ten cents per cubic foot on articles of measurement for every hundred miles, and three cents a mile for every passenger. No discrimination shall be made against the citizens of Kentucky in the carrying of freight and passengers upon said railway, or any part thereof; and the General Assembly reserves the same legislative control over this railway that it has over other railroads within this State.

§ 13. The taxes imposed on said line of railway and its appendages shall not exceed the rate imposed on other railroads within this State.

§ 14. The said trustees may sue and be sued, contract and take and hold property, and convey and transfer the same, by the name of the "Trustees of the Cincinnati Southern Railway." They shall keep an office and an agent in the city of Covington, upon whom service
of process may be made. Actions against them, other than those mentioned in sections ninety-three and ninety-four of the Code of Practice in civil cases, may be brought in any county in which any part of the said railway lies. When an action is rightly brought in any county, process shall be issued to the county in which the office of the trustees is situate, and may be sent and returned by mail. Conveyances by said trustees shall be signed by not less than three of them.

§ 15. The following words and expressions in this act shall have the several meanings hereby assigned to them, unless there be something in the context repugnant to such construction; that is to say, the word "lands" shall include not only lands and every estate therein, but also easements and franchises connected therewith. The word "Trustees" shall mean the trustees for the time being appointed under the said act of the General Assembly of the State of Ohio, and shall include the said Board of Trustees and their successors.

§ 16. Be it further enacted, That this act shall take effect from and after its passage.

Amendments.

1. Add to section 8 the following: "nor be held to include the rolling stock used in operating said road."
2. In section 14, line 4, after the word "Covington," insert the following: "and an agent in every county through which said railway runs."
3. In the same section (14), line 7, strike out the word "shall," and insert in place thereof the word "may."
4. In the same section (14), line 9, after the word "mail," insert the following: "and it is hereby made a condition upon which said trustees construct and maintain said railway within this Commonwealth, that they thereby waive the right to remove any case from any of the courts of this State to any of the courts of the United States, or to bring a suit in any of the courts of the United States against any citizen of this State; and a violation of this condition..."
shall operate as a forfeiture of the rights, privileges, and immunities granted in this act."

5. Add the following additional section as "section 15:" "The persons or company operating said railway, or any part thereof, as lessees or otherwise, shall receive and carry all passengers and freight coming or brought to it or them to be carried; and they shall charge and receive only the same, and no more, for the same services, in transporting freight and passengers going to or coming from one connecting road, that they charge or receive upon those going to or coming from another. They shall keep an office and an agent at some point along the line within this Commonwealth, and an agent in every county therein, through which said railway runs, upon whom service of process may be made; and it is hereby made a condition upon which such persons or company may lease said railway or any part thereof, or make any arrangement for operating the same, that such persons or company thereby waive the right to remove any case from any of the courts of this State to any of the courts of the United States, or to bring a suit in any of the courts of the United States against any citizen of this State; and a violation of such condition shall operate as a forfeiture of all rights acquired under such lease or arrangement; which forfeiture, and the other provisions of this section, this Commonwealth reserves the right to enforce by all necessary remedies."

6. Add the following additional section as "section 16:" "That the rights, privileges, and immunities granted by this act shall continue for and during the period of ninety-nine years and not longer, and shall, during that time, be subject to be declared forfeited by any court of competent jurisdiction, by an action instituted by the direction of the General Assembly in the name of the Commonwealth, for any failure on the part of the said trustees, their successors or assigns or lessees, to comply with the terms, stipulations, and obligations imposed herein for the benefit and security of this Commonwealth, or the people thereof; and before entering on any lands in this State, said trustees shall accept the provisions of this act."

7. Re-number sections 15 and 16 of the original bill, changing "section 15" to "section 17," and "section 16" to "section 18."

8. In section 12, line 3, strike out the word "five" and insert the word "four."

9. So amend the bill as to strike out the 9th and 10th sections of the same.

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. W. Johnson and Cooke, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander, G. W. Connor, A. L. McAfee,
John G. Carlisle, J. H. Dorman, A. G. Talbott,
J. Q. Chenoweth, W. McKee Fox, I. C. Winfrey,
Those who voted in the negative, were—

**Mr. Speaker (Leslie)**, Edwin Hawes, I. A. Spalding,
F. M. Allison, J. B. Hayden, E. D. Standeford,
A. K. Bradley, G. A. C. Holt, Oscar Turner,
R. A. Burton, William Johnson, A. C. Vallandingham,
W. H. Chelf, W. Lindsay, W. L. Vories,
Wm. L. Conklin, W. H. Payne, Ben. J. Webb,

Joseph Gardner,

Mr. Payne then moved to reconsider the vote by which said bill had been rejected.

Mr. Vallandingham moved to lay said motion on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Clarke and Alexander, were as follows, viz:

Those who voted in the affirmative, were—

**Mr. Speaker (Leslie)**, Lyttleton Cooke, E. D. Standeford,
F. M. Allison, Edwin Hawes, Oscar Turner,
A. K. Bradley, J. B. Hayden, A. C. Vallandingham,
R. A. Burton, William Johnson, W. L. Vories,

Wm. L. Conklin, K. F. Prichard,

Those who voted in the negative, were—

Jos. M. Alexander, J. H. Dorman, W. H. Payne,
John G. Carlisle, W. McKee Fox, I. A. Spalding,
J. Q. Chenoweth, Joseph Gardner, A. G. Talbott,
John B. Clarke, G. A. C. Holt, Emery Whitaker,
Harrison Cockrill, I. T. Martin, I. C. Winfrey,

Mr. Carlisle then moved to postpone the consideration of the motion to reconsider until Monday next.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. W. Johnson and Turner, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander, W. McKee Fox, I. A. Spalding
John G. Carlisle, W. Lindsay, A. G. Talbott
John B. Clark, I. T. Martin, I. C. Winfrey,

J. H. Dorman, W. H. Payne,

Those who voted in the negative, were—

**Mr. Speaker (Leslie)**, Lyttleton Cooke, E. D. Standeford
F. M. Allison, Edwin Hawes, Oscar Turner
61-s.
The question was then taken on reconsidering the vote by which the Senate had rejected said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. W. Johnson and Cooke, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—

Mr. Speaker (Leslie), Joseph Gardner, I. A. Spalding, I. C. Wirt—13.

On motion of Mr. Connor—

1. A bill concerning the poor-house of Clark county.

On motion of same—

2. A bill to establish an additional voting precinct in Bath county.

On motion of same—

3. A bill to amend the charter of the Kentucky River Turnpike Company, in Clark county.

On motion of Mr. Alexander—

4. A bill to revise the revenue laws.

On motion of Mr. Cockrill—

5. A bill to increase the jurisdiction of the police judge and marshal of the town of Irvine.

On motion of Mr. Whitaker—

6. A bill for the benefit of the Big Sandy Railroad Company.

On motion of Mr. Chelf—

7. A bill for the benefit of M. G. Youce's heirs.

Ordered, That the Committee on Charitable Institutions prepare and bring in the 1st; the Committee on Propositions and Grievances the 2d; the Committee on Internal Improvement the 3d; the Commit-
WEDNESDAY, MARCH 2, 1870.

A message was received from the House of Representatives, announcing their disagreement to an amendment proposed by the Senate, to a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act to incorporate the Owensboro and Russellville Railroad Company."

That they had passed bills of the following titles, viz:

1. An act to authorize the qualified voters of Elliott county to vote upon the removal of their county seat.
2. An act to amend an act, entitled "An act to incorporate the North Middletown and Owingsville Turnpike Road Company."
3. An act to change the boundary line between the counties of Bath and Menifee.
4. An act for the benefit of the town of Scottsville.
5. An act for the benefit of O. C. Rhea.
6. An act to amend the charter of the town of Lancaster.
7. An act for the benefit of Mary Passon, of Pendleton county.
8. An act for the benefit of Pendleton county.
9. An act to authorize the re-marking of the county line between Adair and Casey counties.
10. An act to incorporate the Harrington Mill Turnpike Road Company.
11. An act to incorporate the Pebble's Run and Lick Fork Turnpike Company.
13. An act to amend an act, entitled "An act to incorporate the Henderson Fair Company."
14. An act to amend the charter of the Henry, Oldham, and Jefferson Turnpike Road Company.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 3d, and 9th to the Committee on Propositions and Grievances; the 2d, 10th, 11th, and 14th to the Committee on Internal Improvement; the 4th to the Committee on Religion and Morals; the 5th and 7th to the Committee on Finance; and the 6th, 8th, 12th, and 13th to the Committee on the Revised Statutes.

A message was also received from the House of Representatives, announcing that they had passed a bill, entitled

An act to continue in force an act, entitled "An act to increase the compensation to the Public Printer," approved February 25, 1865.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be 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 section 1 of an act, entitled "An act to increase the compensation to the Public Printer," approved February 25, 1865, be, and the same is hereby, continued in force for the period of two years from and after the 25th day of February, 1870.

§ 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 (Leslie), Lyttleton Cooke, K. F. Prichard,
Jos. M. Alexander, J. H. Dorman, I. A. Spalding,
F. M. Allison, W. Mckee Fox, E. D. Standeford,
A. K. Bradley, Joseph Gardner, A. G. Talbott,
R. A. Burton, Edwin Hawes, Oscar Turner,
Jno. G. Carlisle, G. A. C. Holt, Ben. J. Webb,
J. Q. Chenoweth, Wm. Johnson, Emery Whitaker,
John B. Clarke, John W. Johnson, I. C. Winfrey,
Harrison Cockrill, W. Lindsay, Thos. Wrightson—28.
Those who voted in the negative, were—


Wm. L. Conklin,

Resolved, That the title of said bill be as aforesaid.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Ohio Valley Oil Manufacturing and Refining Company.

An act to charter the New Liberty and Owenton Turnpike Road Company.

An act to incorporate the Simpsonville and Buck Creek Turnpike Road Company.

An act to incorporate the Covington and Horse Branch Turnpike Road Company.

An act for the benefit of Covert Run Turnpike Company, of Campbell county.

An act to amend the charter of the Russellville District Turnpike Company, approved February 24, 1868.

An act to change and define the boundary and limits of the city of Paris.

An act to incorporate Lincoln Chapter, No. 2, United American Order of Druids, of Newport.

An act to amend an act, entitled "An act to amend the charter of West Covington," approved March 16, 1869.

An act to charter the Ancient Order of Hibernians, of Covington.

An act to amend and reduce into one the several acts in relation to the town of Princeton.

An act to incorporate the Kentucky and Tennessee Railroad Company.

An act to incorporate Orion Lodge, No. 222, of Free and Accepted Masons, in Falmouth, Pendleton county, Kentucky.

An act to incorporate the Pulaski Agricultural and Mechanical Association.

An act to amend an act to incorporate the Deposit Bank of Frankfort, approved March 3d, 1863.

An act to incorporate Alexander Lodge, No. —, American Protestant Association.
An act to incorporate the Louisville Improvement Company.

An act to incorporate the Thorn Hill School Joint Stock Company, of Boyle county, Kentucky.

An act to amend the charter of the Union Agricultural and Improvement Association, of Mason and Bracken counties.

An act to incorporate the Masonic Building Company, of Falmouth.


An act to incorporate the Louisville and Chattanooga Grand Trunk Railroad.

Mr. W. Johnson, from the Committee on Courts of Justice, to whom was referred a bill from the House of Representatives, entitled An act to regulate the time of holding the circuit courts in the counties of Warren, Simpson, Edmonson, and Todd,

Reported the same with an amendment.

Which was adopted.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Webb presented the petition of the Mayor of Louisville and others, praying the passage of an act increasing the resources of the Sinking Fund.

Which was received, the reading dispensed with, and referred to a select committee, composed of Messrs. Webb, Cooke, and Standford.

The Speaker laid before the Senate a communication from the grand jury for the January term of Jefferson county, suggesting the propriety of some legislative action in relation to the punishment of negro juvenile offenders.

Which was referred to the Committee on Charitable Institutions.

The Senate took up for consideration the resolution heretofore introduced by Mr. Vories in relation to an adjournment of the Legislature,

Together with the amendment heretofore introduced by Mr. Whitaker.

Mr. Conklin then moved to amend the amendment proposed by Mr. Whitaker as follows:
JOURNAL OF THE SENATE.

Strike out that portion of the resolution looking to a meeting of the Legislature in the winter of 1870-1.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cooke and Alexander, were as follows, viz:

Those who voted in the affirmative, were—

F. M. Allison, W. McKee Fox, W. Lindsay,
Wm. L. Conklin, J. B. Hayden, Oscar Turner—8.
Lyttleton Cooke, G. A. C. Holt,

Those who voted in the negative, were—

Mr. Speaker (Leslie), G. W. Connor, K. F. Prichard,
Jos. M. Alexander, J. H. Dorman, I. A. Spalding,
A. K. Bradley, Joseph Gardner, E. D. Standeford,
R. A. Burton, Edwin Hawes, A. G. Talbott,
John G. Carlisle, William Johnson, A. C. Vallandingham,
W. H. Chelf, John W. Johnson, Ben. J. Webb,
J. Q. Chenoweth, I. T. Martin, Emery Whitaker,
John B. Clarke, A. L. McAfee, I. C. Winfrey,

The amendment reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky,
That when the two Houses of the General Assembly adjourn on the 15th inst., they adjourn to meet again on the first Wednesday in January, 1871, at 12 o'clock, M.

The yeas and nays being required thereon by Messrs. Alexander and Allison, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), G. W. Connor, K. F. Prichard,
Jos. M. Alexander, J. H. Dorman, I. A. Spalding,
A. K. Bradley, W. McKee Fox, E. D. Standeford,
R. A. Burton, Joseph Gardner, A. G. Talbott,
Jno. G. Carlisle, Edwin Hawes, A. C. Vallandingham,
W. H. Chelf, William Johnson, Ben. J. Webb,
J. Q. Chenoweth, John W. Johnson, Emery Whitaker,
Harrison Cockrill, A. L. McAfee,

Those who voted in the negative, were—

F. M. Allison, J. B. Hayden, W. H. Payne,
Wm. L. Conklin, G. A. C. Holt, Oscar Turner,
Lyttleton Cooke, W. Lindsay, I. C. Winfrey—9.

The question was then taken on the adoption of the resolution as amended, and it was decided in the affirmative.
The Senate, according to order, took up for consideration a bill, entitled

A bill for the incorporation and regulation of Fire, Marine, Health, Accident, Live Stock, and all other, except Life Insurance Companies.

Said bill reads as follows, viz.: § 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That hereafter any number of persons, not less than twelve, may associate to form an Insurance Company for any other purpose than Life Insurance; they shall publish a notice of such intention once in each week for at least four weeks, in a public newspaper in the county in which such Insurance Company is proposed to be located, or published in this Commonwealth, and having general circulation in said county, and shall, also, under their hands and seals, make a certificate specifying the name assumed by such company and by which it shall be known, the object for which said company shall be formed, the amount of its proposed capital stock, and the place where the principal office of said company shall be located, which certificate shall be acknowledged, certified, and forwarded to the Auditor, who shall submit the same to the Attorney General for examination; and if found by him to be in accordance with the provisions of this act, and not inconsistent with the Constitution and laws of this State and of the United States, he shall certify the same and deliver it back to the said Auditor, who shall have the right to reject any name or title of any company applied for, when he shall deem the name too similar to one already appropriated, or likely to mislead the public. For the examination provided for in this section, the Attorney General shall be entitled to a fee of ten dollars, to be paid by the corporators.

§ 2. Upon the approval of said certificate by the Attorney General and the Auditor, the said Auditor shall cause it to be recorded in a book to be kept for the purpose, in the office of the Bureau of Insurance; and said persons, when incorporated, and having procured the certificate of the Insurance Commissioner of this State that they have, in all respects, complied with the provisions of this act, are hereby authorized to carry on the business of insurance, as named in such certificate of incorporation; and by the name and style provided therein, shall be deemed a body corporate, with succession; they and their associates, successors, and assigns, to have the same general corporate powers, and be subject to all the obligations and restrictions of this act, and of the general laws of this Commonwealth.

§ 3. No joint stock company shall be incorporated under this act with a smaller capital than one hundred thousand dollars nor more than one million dollars, as may be specified in the certificate of incorporation, which stock shall be divided into shares of one hundred dollars each, nor shall any company, on the plan of mutual insurance, commence business in this State until agreements have been entered into for insurance with at least two hundred applicants, the pre-
The bill, to permit the incorporation of Mutual Insurance Companies, in pursuance of the popular request for such an exception to the law of incorporation, has been favorably reported by the General Committee on Insurance, and it is desired that the same be immediately presented in order that the Senate may have an opportunity of considering the same before the bill shall be taken up for consideration in the House of Representatives.

Each of said notes shall be payable in part or in whole, at any time when the directors shall deem the same requisite for the payment of losses by fire or inland navigation, and such incidental expenses as may be necessary for transacting the business of said company. And no note shall be accepted as part of such capital stock, unless the same be accompanied by a certificate of a justice of the peace of the precinct where the person making such note shall reside, that the person making the same is, in his opinion, peculiarly good and responsible for the same; and no such note shall be surrendered during the life of the policy for which it was given.

§ 4. Having published the notice and filed publisher's proof of such publication with the Auditor, together with the certificate as required by the first section of this act, the persons named in the certificate of incorporation, or a majority of them, shall be Commissioners to open books for the subscription of stock in the company, at such times and places as they shall deem convenient and proper, and shall keep the same open until the full amount specified in the certificate is subscribed; or, in case the business of such company is proposed to be conducted on the plan of mutual insurance, then open books to receive propositions and enter into agreements in the manner and to the extent specified in the third section of this act.

§ 5. The affairs of any company organized under this act shall be managed by not more than twenty-one nor less than five directors, all of whom shall be stockholders or members, as the case may be. Within one month after the subscription books shall have been filed, a majority of the subscribers shall hold a meeting for the election of directors, each share entitling the holder thereof to one vote; and the directors then elected shall continue in office until the first or third Monday in January thereafter, as the by-laws of the company may direct, and until others have been chosen to succeed them in the trust, and have accepted the same.

§ 6. It shall be lawful for any Insurance Company organized under this act, or incorporated under any law of this State, to invest its capital and the funds accumulated in the course of its business, or any part thereof, in bonds and mortgages, or deeds of trust on unencumbered real estate within the State of Kentucky, worth fifty percent more than the sum loaned thereon, exclusive of buildings, unless such buildings are insured, and the policy transferred to said company, and continued in force so long as the loan continues; and

mums on which shall amount to not less than one hundred thousand dollars, of which at least fifty thousand dollars shall have been paid in cash, and notes of solvent parties, founded on actual and bona fide applications for assurance, shall have been received for the remainder. No one of the notes received as aforesaid shall amount to more than five hundred dollars, and no two shall be given for the same risk; or be made by the same person or firm, except where the whole amount of such notes shall not exceed five hundred dollars; nor shall any note be represented as capital stock unless a policy be issued upon the same within thirty days after the organization of the company, upon a risk which shall be for no shorter period than twelve months. Each of said notes shall be payable in part or in whole, at any time when the directors shall deem the same requisite for the payment of losses by fire or inland navigation, and such incidental expenses as may be necessary for transacting the business of said company. And no note shall be accepted as part of such capital stock, unless the same shall be accompanied by a certificate of a justice of the peace of the precinct where the person making such note shall reside, that the person making the same is, in his opinion, peculiarly good and responsible for the same; and no such note shall be surrendered during the life of the policy for which it was given.

§ 4. Having published the notice and filed publisher's proof of such publication with the Auditor, together with the certificate as required by the first section of this act, the persons named in the certificate of incorporation, or a majority of them, shall be Commissioners to open books for the subscription of stock in the company, at such times and places as they shall deem convenient and proper, and shall keep the same open until the full amount specified in the certificate is subscribed; or, in case the business of such company is proposed to be conducted on the plan of mutual insurance, then open books to receive propositions and enter into agreements in the manner and to the extent specified in the third section of this act.

§ 5. The affairs of any company organized under this act shall be managed by not more than twenty-one nor less than five directors, all of whom shall be stockholders or members, as the case may be. Within one month after the subscription books shall have been filed, a majority of the subscribers shall hold a meeting for the election of directors, each share entitling the holder thereof to one vote; and the directors then elected shall continue in office until the first or third Monday in January thereafter, as the by-laws of the company may direct, and until others have been chosen to succeed them in the trust, and have accepted the same.

§ 6. It shall be lawful for any Insurance Company organized under this act, or incorporated under any law of this State, to invest its capital and the funds accumulated in the course of its business, or any part thereof, in bonds and mortgages, or deeds of trust on unencumbered real estate within the State of Kentucky, worth fifty percent more than the sum loaned thereon, exclusive of buildings, unless such buildings are insured, and the policy transferred to said company, and continued in force so long as the loan continues; and
also in the bonds of this State, or the bonds of the United States;
and also in the bonds of any county or incorporated city or railroad
company in this State, authorized to be issued by the Legislature,
and to lend the same, or any part thereof, on the security of such
bonds, or of bonds and mortgages and deeds of trust, as aforesaid;
and to change and reinvest the same as occasion may, from time to
time. require: Provided always, That the current market value of such
bonds, or other evidences of indebtedness, shall be at all times, during
the continuance of such loans, at least twenty per cent. more than
the sum loaned thereon: And provided, That in all investments made
upon mortgage securities, the evidence of the
capital hereby required, and the
bonds, in the
manner described, and the
mortgages as are required by the section of this act; or if
a mutual company, that it has received, and is in actual possession
of, the capital, premiums, or bona fide engagements of insurance, or
other securities, as the case may be, to the extent and value required
by the sixth section of this act; and the
name and residence of the
maker of each premium note forming part of the capital, and the
amount of such note, shall be returned to the said Commissioner;
and the corporators or officers of such company shall be required to
certify, under oath, that the capital exhibited to those persons is bona
fide property of the company. Such certificates shall be filed in the
office of the Insurance Commissioner, who shall thereupon deliver to
such company a certified copy of said certificates, under the seal of
the bureau, which, on being placed on record in the office of the
clerk of the county court where the company is to be located, by
the
said clerk, in a book provided for that purpose by him, shall be their
authority to commence business and issue policies; and such certified
copy of said certificates may be used in evidence for or against said
company, with the same effect as the originals.

§ 7. Upon receiving notification that the proceedings required by
the sections foregoing have been had, the Commissioner of Insurance
shall cause an examination to be made, and certified under oath that the
capital herein required of the company named, according to the
nature of the business proposed to be transacted by such company,
has been paid in, and is possessed by it in money, or in such bonds
and mortgages as are required by the sixth section of this act; or if
a mutual company, that it has received, and is in actual possession
of, the capital, premiums, or bona fide engagements of insurance, or
other securities, as the case may be, to the extent and value required
by the sixth section of this act; and the
name and residence of the
maker of each premium note forming part of the capital, and the
amount of such note, shall be returned to the said Commissioner;
and the corporators or officers of such company shall be required to
certify, under oath, that the capital exhibited to those persons is bona
fide property of the company. Such certificates shall be filed in the
office of the Insurance Commissioner, who shall thereupon deliver to
such company a certified copy of said certificates, under the seal of
the bureau, which, on being placed on record in the office of the
clerk of the county court where the company is to be located, by
the
said clerk, in a book provided for that purpose by him, shall be their
authority to commence business and issue policies; and such certified
copy of said certificates may be used in evidence for or against said
company, with the same effect as the originals.

§ 8. It shall be lawful for any company organized under this
first, to insurance houses, buildings, and all other kinds of property,
against loss or damage by fire, in and out of the State; and to make
all kinds of insurance on goods, merchandise, and other property, in
the course of transportation, whether on land or water, or on any
vessel or boat, wherever the same may be; second, to make insur-
ance upon the health of individuals, and against personal injury, dis-
ablement, or death, resulting from traveling or general accidents by
land or water; third, to receive on deposit and insure the safe-
keeping of books, papers, money, stocks, bonds, and all kinds of personal
property; fourth, to insure horses, cattle, and other live stock, against
loss or damage by accident, theft, or death, or any unknown or con-
tingent event whatever, which may be the subject of legal insurance;
and to cause itself to be insured against any loss or risk it may have
incurred in the course of its business, and upon the interest which it
may have in any property by means of any loan or loans which it may have made on mortgage, and generally to do and perform all other matters and things proper to promote these objects: Provided, That no company shall be organized to issue policies of insurance for more than one of the above four mentioned purposes; and no company that shall have been organized for either of said purposes, shall issue policies of insurance for any other; and no company organized under this act, or transacting business in this State, shall expose itself to loss on any one risk or hazard, to an amount exceeding ten per cent. on its paid up capital, unless the excess shall be reinsured by the same in some good and reliable company.

§ 9. The annual meeting for the election of directors shall be held on the first or third Monday in January, and called meetings at such times as the by-laws of the company may direct: Provided, however, That if, for any cause, the stockholders shall fail to elect directors at any annual meeting, they may hold a special meeting on some subsequent day for the purpose, by giving notice thereof thirty days in some newspaper in general circulation in the county where the principal office of the company shall be kept; and the directors chosen at any such annual or special meeting shall continue in office until the next annual meeting, and until their successors duly elected shall have accepted.

§ 10. The directors shall choose a President from their own number, and shall fill all vacancies that may arise in the Board or in the Presidency thereof; and the Board of Directors thus constituted, or a majority of them, when convened at the office of the company, shall be competent to exercise all the powers vested in them by this act.

§ 11. The directors of any such company shall have power to appoint a Secretary, and any other officers or agents necessary for transacting the business of the company, paying such salaries, and taking such securities as they may judge reasonable; they may ordain and establish by-laws and regulations not inconsistent with this act, or with the Constitution and laws of this State and of the United States, as shall appear to them necessary for regulating and conducting the business of the company; and it shall be their duty to keep full and correct entries of their transactions, which shall at all times be open to the inspection of the stockholders and the Insurance Commissioner of this State.

§ 12. All policies or contracts of insurance made or entered into by the company, may be made, either with or without the seal thereof; they shall be subscribed by the President or such other officer as may be designated by the directors for that purpose, and shall be attested by the Secretary, and, being so subscribed and attested, they shall be obligatory on the company.

§ 13. Transfers of stock may be made by any shareholder, or his legal representative, subject to such restrictions as the directors shall, from time to time, make and establish in their by-laws, except as provided in sections thirty and thirty-one of this act.

§ 14. That whenever any company organized under this act, with less than the maximum capital limited in section three, shall, in the opinion of the directors thereof, require an increased amount of cap-
ital, they shall, if authorized by the holders of a majority of the stock, file with the Commissioner a certificate setting forth the amount of such desired increase, not exceeding said maximum, and thereafter such company shall be entitled to have the increased amount of capital fixed by said certificate; and the examination of securities composing the capital stock thus increased, shall be made in the same manner as is provided in section seven of this act, for capital stock originally paid in.

§ 15. It shall not be lawful for the directors, trustees, or managers of any Insurance Company to make any dividend, except from the surplus profits arising from their business; and in estimating such profits there shall be reserved therefrom a sum equal to the amount received for premiums on unexpired risks and policies, which are hereby declared to be unearned premiums; and, also, there shall be reserved all sums due the corporation on bonds and mortgages, and book accounts, or other securities, of which no part of the principal or interest thereon has been paid during the last year, and for which foreclosure or suit has not been commenced for collection, or which, after judgment obtained thereon, have remained more than two years unsatisfied, and on which interest shall not have been paid; and, also, there shall be reserved all interest due or accrued, and remaining unpaid. Any dividend made contrary to these provisions shall subject the company making the same to a forfeiture of its charter, to be enforced by a proceeding in the nature of a quo warranto, which shall be prosecuted by the attorney for the Commonwealth in any county in which said company has an office or transacts business.

§ 16. No company organized under this act shall purchase, hold, or convey real estate, excepting for the purposes and in the manner herein set forth, to wit:

1. Such as shall be requisite for its convenient accommodation in the transaction of its business; or,
2. Such as shall have been mortgaged to it in good faith, or conveyed by deed of trust, by way of security for loans previously contracted, or for money due; or
3. Such as shall have been conveyed to it in satisfaction of debts previously contracted in its legitimate business, or for money due; or
4. Such as shall have been purchased at sales upon judgment, decrees, or mortgages, or deed of trust obtained or made for such debts; and it shall not be lawful for any such company to purchase, hold, or convey real estate in any other case, or for any other purpose; and all such real estate as may be acquired as aforesaid, and which shall not be necessary for the accommodation of such company in the transaction of its business, shall be sold and disposed of within five years after such company shall have acquired title thereto, unless the company shall procure a certificate from the Commissioner that the interests of the company will suffer materially by a forced sale thereof, in which event the sale may be postponed for such period as the said Commissioner shall direct in said certificate.
§ 17. All notes deposited with any mutual Insurance Company at the time of its organization, as provided in section three, shall remain as security for all losses and claims until the accumulation of the profits, invested as required by the sixth section of this act, shall equal the amount of cash capital required to be possessed by stock companies organized under this act, the liability of each note decreasing proportionately as the profits are accumulated; but any note which may have been deposited with any mutual Insurance Company, subsequent to its organization, in addition to the cash premium on any insurance effected with such company, may, at the expiration of the time of such insurance, be relinquished and given up to the maker thereof, or his representatives, upon his paying his proportion of losses and expenses which may have accrued thereon during such term. The directors or trustees of any such company shall have the right to determine the amount of the note to be given in addition to the cash premium by any person insured in such company; but in no case shall the note be more than four times the whole amount of the cash premium. And every person effecting insurance in any mutual company, and also their heirs, executors, administrators, and assigns continuing to be so insured, shall thereby become members of said corporation during the period of insurance, and shall be bound to pay for losses and such necessary expenses as aforesaid, accruing in and to said company, in proportion to the amount of his deposit note or notes. The directors shall, as often as they deem necessary, after receiving notice of any loss or damage by fire sustained by any member, and ascertaining the same, or after the rendition of any judgment against said company for loss or damage, settle and determine the sums to be paid by the several members thereof as their respective portion of such loss, and publish the same in such manner as they shall see fit, or as the by-laws shall have prescribed; and the sum to be paid by each member shall always be in proportion to the original amount of his deposit note or notes, and shall be paid to the officers of the company within thirty days next after the publication of said notice. And if any member shall, for the space of thirty days next after the publication of said notice, and after personal demand for payment shall have been made, neglect or refuse to pay the sum assessed upon him as his proportion of any loss as aforesaid, in such case the directors may sue for and recover the whole amount of his deposit note or notes, with cost of suit; but execution shall only issue for assessments and costs as they accrue, and every such execution shall be accompanied by a list of losses for which the assessment is made. If the whole amount of deposit notes shall be insufficient to pay the loss occasioned by any fire or fires, in such case the sufferers insured by the said company shall receive, towards making good their respective losses, a proportional share of the whole amount of said notes, according to the sums by them respectively insured; but no member shall ever be required to pay, for any loss occasioned by fire or inland navigation, more than the whole amount of his deposit note.

§ 18. Every Insurance Company hereafter organized as provided in this act, shall, if it be a mutual company, embody the word
"mutual" in its title, which shall appear upon the first page of every policy and renewal receipt; and every company doing business as a cash stock company shall, upon the face of its policy, in some suitable manner, express that such policy is a stock policy. Nor shall any company transact the business of insurance in this Commonwealth on both the stock and mutual plans.

§ 19. It shall be the duty of the president or vice president and secretary of each company organized under this act, or incorporated under any law of this State, annually, on the tenth day of January, or within one month thereafter, to prepare, under oath, and deposit in the office of the Bureau of Insurance, a statement of the condition of such company on the thirty-first day of December then next preceding, exhibiting the following facts and items, in the following form, namely:

First. The amount of the capital stock of the company.

Second. The property or assets held by the company, specifying:

1. The value, as nearly as may be, and the location of the real estate held by such company.

2. The amount of cash on hand and deposited in banks to the credit of the company, specifying in what bank the same is deposited.

3. The amount of cash in the hands of agents and in course of transmission.

4. The amount of loans secured by bonds and mortgages, or deeds of trust, constituting the first lien on real estate, on which there shall be less than one year's interest due or owing.

5. The amount of loans on which interest shall not have been paid within one year previous to such statement, and how secured.

6. The amount due the company on which judgments have been obtained.

7. The amount of stocks or bonds of this State, of the United States, of any incorporated city of this State, and of any other stocks owned by the company, specifying the amount, number of shares, and par and market value of each kind of stock or bonds.

8. The amount of bonds, mortgages, and stocks held thereby as collateral security for loans, with the amount loaned on each kind of stock or bonds, their par value and market value.

9. The amount of assessments on stock or premium notes, paid and unpaid.

10. The amount of interest actually due and unpaid.

11. The amount of premium notes on which policies are issued.

Third. The liabilities of such company, specifying:

1. The amount of losses due and yet unpaid, and how much in this State.

2. The amount of claims for losses resisted by the company, and what part, if any, in this State.

3. The amount of losses incurred during the year, including those claimed and not yet due, and of those reported to the company upon which no action has been taken, and how much thereof in this State.

4. The amount of dividends declared and due, and remaining unpaid.
5. The amount of dividends, either cash or scrip, declared but not yet due.
6. The amount of money borrowed and security given for the payment thereof.
7. The amount of all other existing claims against the company.

Fourth. The income of the company during the preceding year, specifying:
1. The amount of cash premiums received, designating amount received in this State.
2. The amount of notes received for premiums, designating amount on business in this State.
3. The amount of interest money received.
4. The amount of income received from other sources.

Fifth. The expenditures during the preceding year, specifying:
1. The amount of losses paid during the year, stating how much of the same accrued prior, and how much subsequent, to the date of the preceding statement, and the amount at which losses were estimated in such preceding statement, and how much thereof occurred in this State.
2. The amount of dividends paid during the year.
3. The amount of expenses paid during the year, including commissions and fees to agents, and salaries to officers of the company, specifying in detail each item.
4. The amount paid in taxes.
5. The amount of all other payments and expenditures.
6. A balance sheet of the business of the company, taking as the basis the net assets of the company on the 31st day of December of the year preceding that for which the statement is made, which annual statement shall be brought down to the 31st December next preceding that in which the statement is required to be returned.

§ 20. The Insurance Commissioner is hereby authorized and empowered to address any inquiries to the officers of any Insurance Company, in relation to its doings and condition, or any other matter connected with its transactions; and it shall be the duty of any company so addressed to promptly reply, in writing, verified by the oath of its Secretary or other chief officer, to any such inquiries.

§ 21. The statement of any company, the capital of which is composed in whole or in part, of notes, shall, in addition to the foregoing, exhibit the amount of notes originally forming the capital, and also what proportion of said notes is still held by such company and considered capital. Every Insurance Company, organized under any law of this State, failing to make and deposit such statement, or to reply to any inquiry of the said Commissioner, shall be subject to a penalty of five hundred dollars; and an additional five hundred dollars for every month that such company shall continue thereafter to transact any business of insurance.

§ 22. The Insurance Commissioner is hereby authorized to amend and revise the form of annual statement hereinbefore prescribed, and to propose such additional inquiries as are necessary to elicit a full exhibit of the business and standing of the various Insurance Companies doing business in this Commonwealth.
§ 23. The Commissioner may extend the time hereinbefore prescribed for filing annual statement in favor of any company for good cause shown, but not more than sixty days next after the limit hereinbefore prescribed for filing the same.

§ 24. It shall not be lawful for any Insurance Company, association, or partnership, organized or associated for any purposes specified in this act, incorporated by or organized under the laws of any other State, of the United States, or any foreign government or government of the United States, directly or indirectly, to take risks or transact any business of insurance in this State, unless possessed of the amount of one hundred and fifty thousand dollars of actual capital paid up; and any such company desiring to transact any such business as aforesaid, by an agent or agents in this State, shall file with the commissioner a written instrument, duly signed and sealed, authorizing any agent or agents of such company to acknowledge service of process for and in behalf of such company in this State, consenting that service of process, mesne or final, upon any such agent, shall be taken and held to be as valid as if served upon the company according to the laws of this or any other State, and waiving all claim or writ of error by reason of such acknowledgment or service; and service of process upon any such agent in any county of this State shall be deemed good and valid, and authorize trial of the cause in the court whence such process issued. It shall be the duty of the clerk of the court, in which suit may be brought against any such Insurance Company, at the commencement of the action, to place in the post-office a copy of the summons or other process which may be issued in the cause, directed to the company at the place of the location of its principal office, postage paid; and he shall make a note or memorandum thereof on the papers of the suit, and tax the costs, postage included, as other costs of the suit: Provided, That such notification by the clerk shall not affect the time of the trial of the cause. If any such Insurance Company shall, without the consent of the other parties to any suit or proceeding against it, brought or to be brought in any of the courts of this Commonwealth, remove the said suit or proceeding into any Federal Court, or if such company shall hereafter institute any suit or proceeding against any citizen of this Commonwealth in any Federal Court, it shall be the duty of the Auditor forthwith to revoke all authority to such company and all its agents to do business in this Commonwealth, and to publish such revocation in some newspaper published in this Commonwealth. In case any such Insurance Company shall cease to transact business in this State, according to the laws thereof, the agents last designated, or acting as such for such corporation, shall be deemed to continue agents for such corporation for the purpose of serving process for commencing actions upon any policy or liability issued or contracted while such corporation transacted business in this State; and they shall also file a certified copy of their charter or deed of settlement, unless heretofore filed, together with a statement, to be made annually under the oath of the President or Vice President, or other chief officer, and the Secretary of the company for which he or they may act, in the same manner and
form required from companies organized under the laws of this State, as per section nineteen; also a copy of the last annual report, if any made under any law of the State by which such company was incorporated; and no agent shall be allowed to transact business for any company whose capital is impaired to the extent of twenty per cent. thereof, while such deficiency shall continue, unless said deficiency shall be repaired within sixty days. And any company incorporated by or organized under any foreign government, shall file with the Commissioner the certificate of the Auditor, comptroller, or other chief financial officer of some other State or of the United States, under his hand and official seal, that he holds on deposit, and in trust for the benefit of all the policy-holders of such company in the United States, securities in which it is authorized to invest its capital stock by the laws of the State in which such deposit is made, or in which similar companies in this State may, by law, invest their capital and accumulations, worth at least two hundred thousand dollars, and which shall be increased in case of any depreciation in their value. But nothing herein contained shall be construed to invalidate the agency of any such company, by reason of such company having, from time to time, exchanged the securities so deposited with such financial officer for other and similar securities, or by reason of such company having drawn its interest and dividends, from time to time, for such stocks and securities: Provided, That companies organized under the laws of any foreign government, depositing the amount of securities aforesaid with the Auditor of this State, who shall receive the same in his official capacity, and producing and filing a certificate thereof in the manner provided by this section, shall be held to have complied with the requirements of this section, if such certificate state that the aforesaid deposit is for the benefit and protection of its policy-holders in the United States.

§ 25. It shall not be lawful for any agent of any Insurance Company not incorporated by the laws of this State to do business of insurance in this State, without first obtaining license from the Auditor of Public Accounts. Before the Auditor shall issue such license to any such agent, every such company or association shall furnish to him the certificate of the Commissioner of Insurance that such company has fully complied with the laws of this State respecting it, and has the required capital not impaired beyond the designated limit, and is in a sound and solvent condition; whereupon the Auditor shall furnish to such agents as the company directs a copy of the Commissioner's certificate, to be prepared by the Bureau of Insurance, and licenses to transact the business of insurance as agents for said company.

§ 26. Licenses to agents must be renewed annually, in the same manner as original licenses were issued, upon the certificate of the Commissioner that the company represented by the agent has fully complied with the law, and maintains its required capital. The annual statements required in preceding section may, after the first, be filed within the times prescribed for filing similar statements by the companies of this State.
§ 27. Any violation of any of the provisions of the foregoing sections relating to foreign companies, or companies of other States or of the United States, shall subject the party violating to a penalty of five hundred dollars for each violation, and of the additional sum of one hundred dollars for each month during which any such agent shall neglect to file such affidavits and statements as are herein required. Every agent of any Insurance Company shall, in all advertisements of such agency, publish the location of the company, giving the name of the city, town, or village, in which the company is located, and the State or Government under the laws of which it is organized. The term agent or agents, used in the foregoing sections, shall include an acknowledged agent or surveyor, or any other person or persons, who shall, in any manner, directly or indirectly, aid in transacting the insurance business of any Insurance Company not incorporated by the laws of this State. The provisions of the foregoing sections shall apply to all foreign companies, partnerships, associations, and individuals, whether incorporated or not.

§ 28. In case of knowing and willful neglect or refusal by any Insurance Company to make such annual statement, as aforesaid, whose duty it shall be to make such statement, shall be subject to the same penalties provided by law in case of the failure of any Insurance Company, organized under the laws of this State, to make an annual statement as now provided by law; and, in addition thereto, shall forfeit the right to do business in this State till such statement is made and the law complied with.

§ 29. It shall be the duty of the Insurance Commissioner, by himself or his deputy, or whenever he shall deem it expedient so to do, at his option, to appoint one or more persons, not officers, agents, or employees of any Insurance Company, who, before entering upon the discharge of the duty, shall take an oath to perform faithfully and impartially the business with which they are charged, to examine into the affairs of any Insurance Company incorporated in this State, or doing business by its agents in this State; and it shall be the duty of the officers or agents of such company doing business in this State to cause their books to be opened for the inspection of the commissioner or his deputy, or to the person or persons so appointed, and otherwise to facilitate such examination so far as it may be in their power to do; and for that purpose the said commissioner, or person or persons so appointed by him, shall have power to examine, under oath, the officers and agents of any company relative to the business of said company; and whenever the said commissioner shall deem it for the interest of the public so to do, he shall publish the result of such investigation in one or more papers of this State; and whenever it shall appear to the commissioner, from such examination, that the assets of any company incorporated in this State are reduced more than twenty per cent. below the capital stock required by this act, or its charter, after reserving fifty per cent. of the amount received for premiums on any paid annual, term, or short-risk policies, which are hereby declared unearned premiums, he may direct the officers thereof to require the stockholders to pay in the amount of such deficiency within such period as he may
designate in such requisition, not exceeding sixty days, and in default thereof, he shall communicate the fact to the Attorney General, whose duty it shall then become to apply to any circuit or chancery court for an order requiring them to show cause why the business of such company should not be closed, and the court shall thereupon proceed to hear the allegations and proofs of the respective parties; and in case it shall appear to the satisfaction of said court that the assets and funds of said company are not sufficient, as aforesaid, or that the interests of the public so require, the said court shall decree a dissolution of said company and distribution of its effects upon equitable principles. The court shall have power to refer the application of the Attorney General to a referee, to inquire into and report upon the facts stated therein.

§ 30. Any company receiving the aforesaid requisition from the said commissioner, shall forthwith call upon its stockholders for such amounts as will make its capital equal to the amount fixed by the charter of said company; and in case any stockholder of such company shall refuse or neglect to pay the amounts so called for after notice personally given or by advertisement, in such time and manner as the said commissioner shall approve, it shall be lawful for the said company to require the return of the original certificate of stock held by such stockholder, and in lieu thereof to issue new certificates for such number of shares as the said stockholder may be entitled to, in the proportion that the ascertained value of the funds of the said company may be found to bear to the original capital of the said company; the value of such shares for which new certificates shall be issued to be ascertained under the direction of the said commissioner, and the company paying for the fractional parts of shares; and it shall be lawful for the directors of such company to create new stock and dispose of the same, and to issue new certificates therefor, to an amount sufficient to make up the original capital of said company. And in the event of any additional losses accruing upon new risks, taken after the expiration of the period limited by the said Commissioner in the aforesaid requisition for the filling up of the deficiency in the capital of such company, and before such deficiency shall have been made up, the directors shall be individually liable to the extent thereof.

§ 31. If, upon such examination, it shall appear to the said Commissioner, that the assets of any company chartered under the provisions of this act are insufficient to justify the continuance of such company in business, it shall be his duty to proceed in relation to such company in the same manner as herein required in regard to joint stock companies; and the trustees or directors of such company are hereby made personally liable for any losses which may be sustained upon risks taken after the expiration of the period limited by the said Commissioner for filling up the deficiency in the capital, and before such deficiency shall have been made up. Any transfer of the stock of any company organized under this act, made during the pendency of any such investigation, shall not release the party making the transfer from his liability for losses which may have accrued previous to the transfer.
§ 32. The Insurance Commissioner shall be authorized to examine into the condition and affairs of any Insurance Company, as provided for in this act, doing business in this State, not organized under the laws of this State, or cause such examination to be made by some person appointed by him; and whenever it shall appear to the satisfaction of said Commissioner that the affairs of any such company are in an unsound condition, he shall notify the said Auditor, who shall revoke the certificates granted in behalf of such company, and shall cause a notification thereof to be published in one or more newspapers of general circulation, and to be mailed to the agents licensed by the Auditor; and the agent or agents of such company are, after such notice, required to discontinue the issuing of any new policy, or the renewal of any previously issued; and every agent or other person, who shall willfully continue in any manner to aid or engage in issuing policies, or making contracts for any such company, shall be liable to indictment in a court of competent jurisdiction; and upon conviction thereof, shall be confined in the Penitentiary for not less than six nor more than twelve months.

§ 33. Every penalty provided for by this act shall be sued for and recovered in the name of the Commonwealth of Kentucky, by the Commonwealth's attorney of the county in which the company or the agent or agents so violating shall be situated; and said penalty, when recovered, shall be paid into the Treasury of the State; and in the case of the non-payment of such penalty, the party so offending shall be liable to imprisonment for a period not exceeding six months, in the discretion of any court having cognizance thereof. Such penalties may also be sued for and recovered in the name of the Commonwealth of Kentucky, by the Attorney General; and when sued for and collected by him, shall be paid into the State Treasury, less thirty per cent. to be paid him for his services.

§ 34. The Auditor of Public Accounts of this Commonwealth shall, in his official capacity, take and hold, on deposit, the securities of any Insurance Company, other than Life Insurance Companies incorporated under the laws of this State, which are deposited by any such company, for the purpose of complying with the laws of other States, in order to enable them to do business in such State, and give a certificate of such deposit to the company making it. The company making such deposit shall have the right to receive the income of the securities deposited, and at any time to exchange the same according to the laws of the States in which they are doing business. Provided always, That such securities shall be held in trust for the benefit and protection of all the policy-holders and creditors of the company making the deposit in the United States, and shall be subject to the payment of any forfeitures, assessments, or taxes due and unpaid to this State, or any State in which the company may do business.

§ 35. Whenever the existing or future laws of any other State of the United States shall require of Insurance Companies incorporated by or organized under the laws of this State, and having agencies in such other States, or of the agents thereof, any deposit of securities in such State for the protection of policy-holders or otherwise, or
any payment for taxes, fines, penalties, certificates of authority, license fees, or otherwise, greater than the amount required for such purposes from similar companies of other States by the then existing laws of this State, then, and in every such case, all companies of such States established or having heretofore established an agency or agencies in this State, shall be, and are hereby, required to make the same deposit for a like purpose with the Auditor of this State, and to pay to said Auditor and commissioner for taxes, fines, penalties, certificates of authority, license fees, or otherwise, an amount equal to the amount of such charges and payments imposed by the laws of such State upon the companies of this State and the agents thereof.

§ 36. The necessary expenditure of any examination made, or ordered to be made, by the commissioner, under this act, shall be certified to by him, and paid by the company examined.

§ 37. That all Insurance Companies doing any business provided for under section one of this act, or heretofore incorporated by the laws of this Commonwealth, are required to make all the returns and perform all the requirements of companies organized under this act, and are hereby made subject to all the penalties and are entitled to all the benefits of this act, the same as if organized thereunder: Provided, That where the capital stock of such companies shall consist in part of stock notes, and at least fifty per cent. of the capital stock of such companies shall have been paid before the first day of July, 1870, the remainder of said notes may be held until they shall be paid up by the dividends of such companies, made in accordance with the provisions of section fifteen of this act; and such dividends shall be applied to their payment, until said stock notes are fully discharged; and it shall be the duty of said companies to furnish to the commissioner, in connection with their annual statement, a list of said stock notes, with names of the persons making them, and the amounts remaining unpaid, with the certificate of a justice of the peace of the county in which the persons making such notes reside, that the persons making them are, in his opinion, pecuniarily good and responsible for the same, or in lieu thereof may substitute other securities satisfactory to the Commissioner.

§ 38. That from and after the passage of this act it shall be unlawful for any Mutual Insurance Company or Companies to make any contract or contracts, to have effect within the limits of this Commonwealth, which, singly or in the aggregate, shall grant indemnity greater than three-fourths in actual value of any loss occurring by fire originating on premises occupied by or under the control of the assured person for whose benefit said insurance was made; but said company or companies shall be held liable under any such contract made for said three fourths in value of any loss.

No Insurance Company, mutual or not, shall be compelled to pay more than three fourths of the actual value of any loss occurring by fire originating on the premises occupied by or under the control of the person for whose benefit said insurance was effected, unless the loss shall be partial, when the whole loss shall be paid: Provided, That when an
Insurance Company shall charge premium for a greater risk than three fourths of the value of property insured, it shall refund such excess of premium with interest.

§ 39. That hereafter every company, association, or partnership, transacting any business of insurance within this Commonwealth, organized under or by authority of any other State or country, shall, on the first Mondays in May and November in each year, report under oath, to the Auditor of Public Accounts, the total amount of all premiums received within the six months next preceding, or since the last returns were so made, deducting therefrom the amount actually paid as return premiums on canceled policies, or paid to other companies for reinsurance, and shall at the same time pay into the Treasury of this State a tax of two dollars and fifty cents upon each one hundred dollars of the balance of said premiums so ascertained; and hereafter no clerk of any county court shall have authority to receive or receipt for any such taxes.

§ 40. That any President, Treasurer, Secretary, company, or association, who shall neglect or fail, for the space of thirty days, to report or pay, as required by the thirty-ninth and forty-third sections of this act, shall, in addition to the tax, forfeit and pay one thousand dollars as a penalty for such neglect or failure; and the party so neglecting or failing for sixty days, shall thereafter be debarred from transacting any insurance business in this State, either directly or indirectly, until such taxes and penalties are fully paid; and the Auditor shall revoke the certificate of authority or license granted such party so neglecting or failing, for sixty days after the time fixed in said sections, to report and pay.

§ 41. That nothing in the thirty-ninth section of this act shall be construed to require any report to the Auditor, or any payment of taxes into the Treasury, on premiums received by general agents, where said premiums shall have been received through local agents of their company or companies in other States, nor by local agents of this State, where said local agents shall have already made returns of amount of said premiums to the Auditor and paid the taxes thereon; but said general agents shall report and pay taxes on all premiums received by him, or by his solicitors or agents, upon property located in this State, where no previous tax shall have been paid thereon in this State; and any general agent may report the premiums and pay the taxes for any or all of his local agents or solicitors in this State, in which case he shall give the name and location of each, the amount of premiums received, the deductions made for returned premiums on canceled policies, and amount for reinsurance, balance of premiums, and amount of tax for each local agent or solicitor.

§ 42. That if any president, secretary, agent, attorney, or other person, whose duty it is to make or file any annual or other statement, report, or other instrument in writing, required by the provisions of this act, shall falsely or fraudulently so make or file such statement, report, or other instrument, he shall be deemed guilty of perjury, and, upon conviction thereof, shall be imprisoned in the county jail or the penitentiary, as may be determined by the court or jury, for a period of not less than three nor more than twelve months.
§ 43. It shall be the duty of the president, treasurer, or secretary of any Insurance Company, authorized to do the business contemplated by this act, and organized by any law of this State, to report, under oath, to the Auditor of Public Accounts, on or before the 10th day of July in each year, the amount of its capital stock and net accumulated fund above such capital, after payment of dividends and losses and expenses; and on or before the 10th day of October, in each year, every such company shall pay into the Treasury a tax upon the full amount of such capital and accumulations of fifty cents upon each one hundred dollars; but such tax shall always be upon an amount equal to the capital stock of such company.

§ 44. This act shall take effect from its passage: Provided, That agents of companies, other than those organized under the laws of this State, which may have received license prior to the passage of this act, shall not be obliged to renew application until such license shall expire; but such companies, and companies organized under the laws of this State, shall be subject to examination at the discretion of the commissioner.

§ 45. All receivers of Insurance Companies heretofore, or which may hereafter be appointed, shall make reports annually to the commissioner, and as much oftener as he may require, in the manner and form to be prescribed by him.

§ 46. That all laws and parts of laws, inconsistent with the provisions of this act, are hereby repealed.

Mr. Cooke then moved to amend said bill by striking out the 38th section.

Which was adopted.

Mr. Cooke then moved further to amend said bill as follows, viz:

Section 39, line 6, strike out after the word "made" the residue of said line, and the whole of the seventh line, inclusive of the word "reinsurance."

Which was adopted.

Mr. Cooke then moved further to amend said bill as follows, viz:

Same section, beginning in line 8, strike out "two dollars and fifty cents," and insert in lieu thereof "five dollars."

The question was first taken on striking out.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cooke and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—

F. M. Allison, J. B. Hayden, A. C. Vallandingham, Oscar Turner—8.
W. H. Chelf, I. T. Martin, Lyttleton Cooke, A. G. Talbott,
Those who voted in the negative, were—

Mr. Speaker (Leslie), G. W. Connor, A. L. McAfee,
Jos. M. Alexander, J. H. Dorman, W. H. Payne,
A. K. Bradley, W. McKee Fox, K. F. Prichard,
R. A. Burton, Joseph Gardner, I. A. Spalding,
John G. Carlisle, Edwin Hawes, Emery Whitaker,
J. Q. Chenoweth, William Johnson, I. C. Winfrey,
Harrison Crouch, John W. Johnson, Thos. Wrightson—22.

Mr. Cooke then moved further to amend said bill as follows, viz:  
Section 39, line 9, strike out the words, "of the balance."  
Which was adopted.

Mr. Cooke then moved further to amend said bill as follows, viz:  
Section 41, line 8, strike out the words, "upon property located in this State."  
Which was adopted.

Mr. Cooke moved further to amend said bill as follows, viz:  
Section 43, line 2, strike out the words, "authorized to do the business contemplated by this act and;" also, same section, line 5, strike out the words, "and net accumulated fund above such capital, after payment of dividends and losses and expenses;" also, same section, line 8, strike out the words, "and accumulations."  
Which several amendments were adopted.

Mr. Turner then moved to amend said bill by adding thereto the following, viz:  
Amend by adding another section as follows, viz:  
All Insurance Companies hereafter, before they are allowed to issue policies, or take risks of any kind in this State, shall deposit with the Auditor of this State bonds of the State, county, or railroad bonds, or United States bonds, worth $100,000; and whenever said bonds depreciate fifteen per cent., the depreciated shall be made up.  
These bonds or securities shall remain with the Auditor as a security for persons insuring in any of said companies.  
The depositors shall have right to cut off and use the coupons on all such bonds so deposited with the Auditor of this State.

And the question being taken on the adoption thereof, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Turner and Alexander, were as follows, viz:  
Those who voted in the affirmative, were—
F. M. Allison, G. A. C. Holt, A. C. Vallandingham,
W. H. Cheff, W. Lindsay, Oscar Turner—8.
J. B. Hayden, A. G. Talbott,

Those who voted in the negative, were—
Mr. Speaker (Leslie), G. W. Connor, A. L. McAfee,
Jos. M. Alexander, Lyttleton Cooke, K. F. Prichard,
Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Turner and Alexander, were as follows, viz:

Those who voted in the affirmative, were—

Mr. SPEAKER (Leslie,) Wm. L. Conklin, A. L. McAfee,
Jos. M. Alexander, G. W. Connor, K. F. Prichard,
P. M. Allison, Lyttleton Cooke, I. A. Spalding,
A. K. Bradley, J. H. Dorman, A. C. Vallandingham,
R. A. Burton, W. McKee Fox, Ben. J. Webb,
John G. Carlisle, Joseph Gardner, Emery Whitaker,
W. H. Chelf, Edwin Hawes, I. C. Winfrey,
John B. Clarke, John W. Johnson,
Wm. L. Conklin.

Those who voted in the negative, were—

J. B. Hayden, W. Lindsay, Oscar Turner—5.
G. A. C. Holt, A. G. Talbott,

Resolved, That the title of said bill be as aforesaid.

Leave was given to bring in the following bills, viz:

1. On motion of Mr. Prichard—
   A bill for the benefit of William Moore, of Lawrence county.

2. On motion of Mr. Hayden—
   A bill for the benefit of James L. Hills, of Hardin county.

3. On motion of Mr. Spalding—
   A bill to amend an act, entitled “An act to lay off the State into nine Congressional Districts.”

Ordered, That the Committee on Appropriations prepare and bring in the 1st; the Committee on Finance the 2d; and that a select committee, consisting of Messrs. Spalding, Bradley, Vallandingham, Wm. Johnson, Cooke, Carlisle, Chenoweth, Fox, and Prichard, be requested to prepare and bring in the 3d.
Mr. Prichard, 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 amend an act to tax railroads and other corporations in aid of the Sinking Fund, approved February 20th, 1864;

And enrolled bills and resolutions, which originated in the House of Representatives, of the following titles, viz:

An act establishing a new charter for the city of Louisville;
An act to amend the charter of the city of Lexington;
An act to impose an additional tax of fifteen cents for the purpose of increasing the common school fund;
An act in relation to the Agent of the Auditor;
An act to incorporate the Blue Run and Anderson's Ferry Turnpike Road Company, in Mason county;
An act to change the time of holding the county court and the court of claims, in Bath county;
An act to amend the charter of the town of Georgetown, and to establish a work-house therein;
An act to amend the charter of the town of Sharpsburg, in Bath county;
An act to amend an act, entitled "An act to change the time of holding circuit courts in the thirteenth judicial district;"
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 to alter and enlarge the boundaries of said city;
Resolution authorizing Secretary of State to furnish Acts and Journals to Congressional Library;
Resolution providing for the purchase of a library for the Kentucky Penitentiary;
And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Prichard reported that the committee had performed that duty.

And then the Senate adjourned.
THURSDAY, MARCH 3, 1870.

A message was received from the House of Representatives, announcing that they had passed bills of the following titles, viz:

1. An act for the benefit of the incorporated banks of issue of the State of Kentucky.
2. An act for the benefit of I. T. Martin.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Banks and Insurance, and the 2d was ordered to 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 the sum of four hundred and ninety-five dollars be, and the same is hereby, appropriated to I. T. Martin, his expenses incurred as commissioner, appointed by the Governor, in visiting foreign prisons, and that the Auditor be instructed to draw his warrant on the Treasurer for the same.

§ 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: in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), Wm. L. Conklin, I. A. Spalding,
Jas. M. Alexander, Lyttleton Cooke, E. D. Standeford,
R. A. Burton, J. H. Dorman, A. G. Talbott,
John G. Carlisle, W. McKee Fox, A. C. Vallandingham,
W. H. Chelf, Edwin Hawes, Ben. J. Webb,
J. Q. Chenoweth, William Johnson, Emery Whitaker,
John B. Clarke, John W. Johnson, Thos. Wrightson—23.
Harrison Cockrill, K. F. Prichard,
In the negative, W. Lindsay—1.

Resolved, That the title of said bill be as aforesaid.

Mr. Winfrey moved the following resolution, viz:

Resolved, That from and after the 5th inst., the Senate will meet at ten o'clock, A. M., and adjourn at one o'clock, P. M.; meet again at three o'clock, P. M., and adjourn at five, P. M.
Mr. Alexander moved to amend said resolution by substituting in lieu thereof the following, viz:

Resolved, That from and after the 5th inst., the Senate will meet at half-past nine o'clock, A. M., and adjourn at half-past one o'clock, P. M.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on the adoption of the resolution as amended, and it was decided in the affirmative.

The Speaker laid before the Senate a communication from Mr. ---, of Louisville, accompanying which there was a photographic view of the first train of cars crossing the bridge at Louisville.

Ordered, That said communication be referred to a select committee.

Whereupon, Messrs. Alexander, Carlisle, and Clark were appointed said committee.

The Senate took up for consideration bills of the following titles, viz:

An act to repeal chapter 86 of the Revised Statutes, and to reduce into one said chapter and all amendments thereto.

An act to amend an act, entitled "An act to repeal an act, entitled 'An act to incorporate the Kentucky Insurance Company," approved March 9th, 1868.

Ordered, That the 1st be made the special order of the day for Tuesday next, the 8th inst., and that the 2d be made the special order of the day for to-morrow, at half-past ten o'clock, A. M.

The following bills were reported by the several committees directed to prepare and bring in the same, viz:

By Mr. Webb, from the Committee on Agriculture and Manufactures—

1. A bill to incorporate the Render Coal, Iron, Mining, and Manufacturing Company.

By same—

2. A bill to incorporate the Louisville Grain Elevator Company.

By Mr. Webb, from a select committee—

3. A bill to amend an act, entitled "An act to increase the resources of the Sinking Fund of the city of Louisville."

By Mr. Clarke, from the Committee on Banks and Insurance—

4. A bill to amend an act, entitled "An act to incorporate the Farmers' and Drovers' Bank," approved February 18, 1869.
By same—

5. A bill to require the Life Association of America to deposit certain bonds and mortgages with the Auditor, and to provide for better security of citizens of the Commonwealth of Kentucky.

By Mr. Spalding, from same committee—

6. A bill to incorporate the Union County Bank.

By Mr. W. Johnson, from the Committee on Courts of Justice—

7. A bill to amend the charter of the town of Bardstown.

By same—

8. A bill defining the jurisdiction of the police judge and marshal of the town of Irvine, in the county of Estill.

By Mr. Whitaker, from same committee—


By Mr. Fox, from same committee—

10. A bill for the benefit of the county of Pulaski.

By Mr. Clarke, from the Committee on Education—

11. A bill for the benefit of the common schools of the city of Newport.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 5th was postponed and made the special order of the day for to-morrow at 11 o'clock, and the 1st, 2d, 3d, 4th, 6th, 7th, 8th, 9th, 10th, and 11th were ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Whitaker, from the Committee on Banks and Insurance, to whom had been referred the amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to incorporate the Bull's Head Bank and Insurance Company of Louisville,

Reported the same, with the expression of opinion that said amendment should be concurred in.

And the question being taken thereon, it was decided in the affirmative.

Mr. W. Johnson, from the Committee on Courts of Justice, to whom
had been referred the amendment proposed by the House of Representatives, to a bill from the Senate, entitled
An act to authorize the Shelby county court to issue bonds for the benefit of turnpike roads,
Reported the same, with the expression of opinion that said amendment should be concurred in.
And the question being taken thereon, it was decided in the affirmative.
Mr. Vallandingham, from the Committee on Claims, reported
A bill for the benefit of Gilman Trafton.
Which was read the first time, and ordered to be read a second time.
The constitutional provision as to the second reading of said bill being dispensed with,
Ordered, That said bill be engrossed and read a third time.
Said bill was read a third time as follows, viz:
Whereas, By an act of the General Assembly, approved February 17th, 1858, providing for running and marking the boundary line between Kentucky and Tennessee, the commissioners were authorized, and it was made their duty, to employ a field party, to consist of one engineer, one surveyor, one back-sightman, and one axeman, and such others as may be necessary; and whereas, Gilman Trafton was employed by said commissioners of said field party in the capacity of engineer, whose compensation, as agreed upon by said commissioners, as shown in their report to the Legislature, was fourteen hundred and fifty dollars, of which amount the said Gilman Trafton has only received seven hundred and twenty-five dollars, leaving a balance due him of seven hundred and twenty-five dollars; for remedy whereof,
§ 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 Gilman Trafton for said sum of seven hundred and twenty-five dollars, the balance due him as aforesaid in full of his said claim.
§ 2. That when the warrant shall have been drawn by the Auditor as aforesaid, the Treasurer shall pay the same to Gilman Trafton.
§ 3. 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—
Jos. M. Alexander, Lyttleton Cooke, K. F. Prichard,
A. K. Bradley, J. H. Dorman, L. A. Spalding,
R. A. Burton, W. McKee Fox, E. D. Standeford,
Resolved, That the title of said bill be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Whitaker, from the Committee on Banks and Insurance—
An act to amend an act to incorporate the German Bank and Insurance Company of Louisville, approved March 10, 1870.

By same—
An act to amend an act, entitled "An act to incorporate the Deposit Bank of Hopkinsville."

By same—
An act to incorporate the Deposit Bank of Henderson.

By same—
An act to amend the charter of the Deposit Bank of Carlisle.

By same—
An act to incorporate the Louisville Co-operative Savings and Banking Company.

By Mr. Spalding, from same committee—
An act to incorporate the Deposit Bank of Meade county.

By same—
An act to incorporate the Bank of Mayfield.

By Mr. W. Johnson, from the Committee on Courts of Justice—
An act to amend an act, entitled "An act to incorporate the Shelbyville and Taylorsville Turnpike Road Company."

By same—
An act to amend the act to repeal the Shelbyville and Eminence Turnpike Road charter, and to incorporate the Eminence and Fox Run Company.

By same—
An act to amend the charter of the town of Shelbyville, prescribing additional qualifications for electors of said town.

By same—
An act authorizing the county court of Hancock to increase the county levy.
By same—
An act to amend an act, entitled "An act to authorize the county court of Shelby to take a vote to levy a tax for turnpike purposes."

By same—
An act to change the February and August terms of the Garrard county court.

By same—
An act to apply to the county of Bourbon an act to regulate partnership fences in Clark county.

By same—
An act to establish an additional magistrates' district in Metcalfe county.

By same—
An act to amend an act, entitled "An act to establish the county of Elliott."

By same—
An act to change the time of holding the levy and court of claims for Jessamine county, and for other purposes.

By same—
An act for the benefit of Allen county.

By Mr. Whitaker, from same committee—
An act to change the time of holding the quarterly courts in Carter county.

By Mr. Dorman, from same committee—
An act providing for the payment of the public debt of Monroe county.

By same—
An act to regulate the terms of the Franklin quarterly and county courts.

By same—
An act for the benefit of G. W. Darlington, ofGreenup county.

By Mr. Fox, from same committee—
An act to change the time of holding the Anderson county court.

By same—
An act empowering the county court of Menifee county to levy a tax for court-house purposes.

By same—
An act to authorize the Elliott county court to levy an additional tax for county purposes.
By same—
An act to amend section 79, chapter 1, title 5, of the Code of Practice in criminal cases.

By Mr. Conklin, from the Committee on Finance—
An act for the benefit of E. P. Thomas, late circuit, and present county court clerk of Henry county.

By same—
An act for the benefit of Leslie Johnson, late sheriff of Letcher county.

By same—
An act, entitled "An act for the benefit of Nelson Durham, sheriff of Josh Bell county."

By same—
An act, entitled "An act for the benefit of Robert A. Marical, late sheriff of Josh Bell county."

By same—
An act for the benefit of S. M. Kinney.

By same—
An act to amend an act, entitled "An act empowering the county courts of the counties where court-houses, jails, or clerk's offices have been burned, to levy an ad valorem tax to rebuild the same," approved January 3d, 1865.

By Mr. Spalding, from same committee—
An act for the benefit of Haywood Gilbert, late sheriff of Clay county.

By same—
An act to amend an act, entitled "An act for the benefit of W. S. Hicks, late sheriff of Henderson county, and his sureties," approved February 18th, 1869.

By same—
An act for the benefit of H. L. Leigh, of Caldwell county.

By Mr. Burton, from same committee—
An act to authorize the city council of the city of Lexington to exempt the library and property of the Lexington Library Association from city taxes.

By same—
An act for the benefit of John W. Duncan, sheriff of Wayne county.
By Mr. Standeford, from the Committee on Internal Improvement—
An act to prohibit taxes to be levied for purposes of internal improvement by petition of the voters of counties, cities, or districts, 
&c.

By Mr. Whitaker, from the Committee on Banks and Insurance—
An act to amend an act, entitled "An act to incorporate the Southern Banking Company."

By same—
An act to incorporate the Millersburg Deposit Bank, of Bourbon county.

By same—
An act to incorporate the Bank of Commerce.

By same—
An act to incorporate the Deposit Bank of Elizabethtown.

By Mr. Whitaker, from the Committee on Courts of Justice—
An act, entitled "An act to enlarge the jurisdiction of the police court of the town of Sharpsburg, in Bath county, and to change the time of holding the same."

By Mr. Dorman, from same committee—
An act to change the time of holding the circuit courts in the 11th judicial district.

With amendments to the last six named bills, which were adopted.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Spalding, from the Committee on Banks and Insurance, to whom was referred a bill from the House of Representatives, entitled
An act to amend the charter of the Bank of Hopkinsville,
Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Mr. Whitaker, from the Committee on Courts of Justice, to whom was referred a bill from the House of Representatives, entitled
An act to amend subdivision 2, section 614, Civil Code of Practice,
Reported the same without amendment.
Said bill reads as follows, viz:

*Be it enacted by the General Assembly of the Commonwealth of Kentucky,*

That subdivision 2, of section 614, Civil Code of Practice, be so amended as to include ministers of the Gospel, railroad conductors, and telegraph operators among those whose depositions may be taken as provided by said section.

The question was then taken on ordering said bill to be read a third time, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. W. Johnson and Alexander, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


So said bill was disagreed to.

Mr. Conklin, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of Geo. W. Kouns,

Reported the same without amendment.

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 the Auditor of Public Accounts be directed to draw his warrant on the Treasurer, in favor of George W. Kouns, for the sum of one hundred and fifty dollars.

§ 2. This sum, when drawn from the Treasury under this act, shall be in full satisfaction of all claims of said Kouns against the State, for material furnished, and work and labor done by him on the Owingsville and Big Sandy Turnpike Road.

§ 3. 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—

R. A. Burton, J. H. Dorman, I. A. Spalding
John G. Carlisle, J. B. Hayden, E. D. Standeford,
W. H. Chelf, Wm. Johnson, A. G. Talbott,
J. Q. Chenoweth, John W. Johnson, W. L. Vories,

Those who voted in the negative, were—
A. K. Bradley, W. Lindsay, I. C. Winfrey—5.
Edwin Hawes, Oscar Turner,

Resolved, That the title of said bill be as aforesaid.

Mr. Conklin, from the Committee on Finance, to whom had been
referred a resolution, entitled

Resolution to print and distribute, in pamphlet form, the general
laws of this session,
Together with the amendment thereto,
Reported a resolution as a substitute therefor.
Which was adopted.

Mr. W. Johnson, from the Committee on Courts of Justice, to whom
had been referred the petition of D. S. Smith, of Laurel county, asked
to be discharged from the further consideration of said petition.
Which was granted.

Mr. Holt, from the Committee on Education, to whom had been re-
committed a bill, entitled

A bill to authorize the county court of Trigg county to dispose of
the Curling fund, and for other purposes.
Reported the same without amendment.

Ordered, That said bill be engrossed and read a third time.
The constitutional provision as to the third reading of said bill
being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be
as aforesaid.

Mr. Burton, from the Committee on Finance, asked to be discharged
from the further consideration of the petition of J. M. Durham.
Which was granted.

Leave of indefinite absence was granted to Messrs. Martin and
McAfee.

Mr. Conklin, from the Committee on Finance, to whom was refer-
red a bill, entitled

A bill to amend an act to provide for the erection of fire-proof
offices at the seat of government," approved February 2d, 1869,
With instructions to make an investigation touching the expendi-
ture of the money already appropriated.
Made a report thereon.
Ordered, That said bill and report be recommitted to the committee, and that Messrs. Vories and Chenoweth be added to the committee, for the purpose of aiding in the making of the investigation referred to.

Mr. Prichard, 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 Brownsville and Glasgow Junction Railroad Company;
- An act for the benefit of John Fry, of Casey county;
- An act for the benefit of J. H. Read's estate;
- An act defining the relation and providing for the representation of the State as a stockholder in the Louisville, Cincinnati, and Lexington Railroad Company;

And enrolled bills, which originated in the House of Representatives, of the following titles, viz:

- An act to amend the charter of the town of Smithland;
- An act to incorporate the Helena and Johnson Turnpike Road Company, in Mason and Fleming counties;
- An act for the benefit of Lucy Blake, Katie Blake, and Alice W. Blake, of Ballard county;
- An act for the benefit of I. T. Martin;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Prichard reported that the committee had performed that duty.

And then the Senate adjourned.
FRIDAY, MARCH 4, 1870.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act to appropriate money to the Western Lunatic Asylum of Kentucky, at Hopkinsville.

An act to amend an act, entitled "An act to incorporate the Farmers' and Drovers' Bank," approved February 18, 1869.

A message was received from the Governor by Mr. Samuels, Assistant Secretary of State, announcing that the Governor had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend an act to tax railroads and other corporations in aid of the Sinking Fund, approved 20th February, 1864.

An act for the benefit of J. H. Read's estate.

An act defining the relation and providing for the representation of the State as a stockholder in the Louisville, Cincinnati, and Lexington Railroad Company.

A message in writing was also received from the Governor, by Mr. Samuels, Assistant Secretary of State.

The rule of the Senate being dispensed with, said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT, FRANKFORT, KY., MARCH 4, 1870.

Gentlemen of the Senate:

I hereby nominate for your advice and consent the following persons as suitable to be commissioned as notaries public, viz:

J. R. W. Smith, Jefferson county.
Thomas S. Rudd, Jefferson county.
E. C. Bohne, Jefferson county.
Wm. B. Fleming, Jefferson county.
L. F. Sanders, Gallatin county.
D. W. Wright, Warren county.
F. H. Brening, Boyd county.
John W. Hopkins, McCracken county.

Very respectfully,

J. W. STEVENSON.
Resolved, That the Senate advise and consent to said appointments.

The Senate took up for consideration a bill, entitled

A bill to amend an act, entitled "An act to repeal an act, entitled

"An act to incorporate the Kentucky Insurance Company," approved

March 9th, 1868.

Ordered, That said bill be engrossed and 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 Ken-

tucky, That the Louisville chancery court shall not have or exercise

jurisdiction, or render judgment against any party who gave a note

or is indebted to the Kentucky Insurance Company, except where

the party resides or is summoned in Jefferson county, as provided in

section 106 of the Civil Code of Practice.

§ 2. That all actions now pending in said chancery court against

any party or parties, who were not summoned as provided in section

106 of the Civil Code of Practice, shall be transferred to such court

of the county where the party was or may be summoned as has

jurisdiction according to the provisions of chapters 2, 3, and 5, of title

2, of the Civil Code of Practice; of which transfer, and of the time

and place of trial, each defendant shall have notice, in writing, at

least ten days before the time of trial.

§ 3. That in any or all actions in which a judgment or judgments

have been or may be rendered against any party or parties by the

Louisville chancery court, under or by virtue of the act to which this

is amendatory, such party or parties may appeal to the Court of

Appeals, which is hereby given and directed to take jurisdiction of

the case or cases, whether the amount of the judgment exceeds or

is less than fifty dollars; and any one or more may appeal for the

benefit of all against whom judgments have been or may be ren-

dered.

§ 4. That in any such appeal or appeals, it shall only be neces-

sary for the appellant or appellants to obtain a copy of the original

petition in the name of "The Kentucky Insurance Company, plain-
tiffs," vs. C. W. Osburn and others, defendants, a copy of the original

answer and cross-petition, if any, of said defendants, a copy of the

original reply, if any, a copy of the original judgment in said action,
a copy of one note and policy, summons, or rule and judgment in
each class of debtors against whom judgment has been rendered;
but it shall be the duty of the clerk of the Louisville chancery court
to give, at the close of these copies, in a concise form, the name of
each appellant, with the amount, shown in figures, of the judgment
and costs against each, the date thereof, the time and place of
serving each process, the nature of the process, whether rule or sum-
mons, and the class to which the note on which the judgment was
rendered belonged; and it shall be the duty of said clerk, upon the
application of any party or parties against whom any such judgment
has been rendered, or upon application of his or their attorney, to
furnish such copy or copies within a reasonable time, whether the
fees are paid at the time or not, and to make and furnish a transcript
of any other part or parts of the records and proceedings of the
Louisville chancery court in said action, which may be required by
the Court of Appeals to determine the jurisdiction of the Louisville
chancery court on the validity of its proceedings in the action.
§ 5. It shall be lawful for any party to use as evidence, on the trial
of the appeal or appeals, the report of the committee appointed
under the resolution No. 10, entitled "Resolution in regard to Ken-
tucky Insurance Company," approved January 13, 1868, and all acts
of the General Assembly in regard to said company; and any party
may file exceptions to the said proceedings, to have the same effect
as if filed before trial or judgment in the Louisville chancery court.
§ 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 by Messrs. Cooke and
Alexander, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), J. H. Dorman, K. F. Prichard,
Jos. M. Alexander, Edwin Hawes, A. G. Talbott,
A. K. Bradly, J. B. Hayden, Oscar Turner,
John G. Carlisle, G. A. C. Holt, A. C. Vallandingham,
W. H. Chelf, John W. Johnson, W. L. Vories,
J. Q. Chenoweth, W. Lindsay, I. C. Winfrey,
Lyttleton Cooke,

Those who voted in the negative, were—

F. M. Allison, Wm. Johnson, Ben. J. Webb,
R. A. Burton, I. A. Spalding, Emery Whitaker—6,
Wm. L. Conklin, E. D. Standeford,

Resolved, That the title of said bill be as aforesaid.

The Senate also took up for consideration a bill, entitled
A bill to require the Life Association of America to deposit cer-
tain bonds and mortgages with the Auditor, and to provide for better
security of citizens of the Commonwealth of Kentucky.

Ordered, That the further consideration of said bill be postponed
until to-morrow.

The Speaker laid before the Senate the following response of the
Auditor to certain interrogatories in relation to the receipts and
expenditures on the Green and Barren rivers:

OFFICE AUDITOR PUBLIC ACCOUNTS,
FRANKFORT, KY., FEBRUARY 12, 1870.

HON. P. H. LESLIE, SPEAKER OF SENATE:

SIR : I herewith inclose my response to the resolution adopted in
Senate on the 9th inst., in regard to Green and Barren River Line of
Navigation, which you will please lay before that body for its information.

I have the honor to be,
Your obedient servant,
D. HOWARD SMITH, Auditor.

A STATEMENT of the annual Receipts and Expenditures of the Green and Barren River Line of Navigation from the year 1840 to the 9th day of April, 1868:

<table>
<thead>
<tr>
<th>YEAR</th>
<th>RECEIPTS</th>
<th>EXPENDITURES</th>
</tr>
</thead>
<tbody>
<tr>
<td>1840</td>
<td>$307,800</td>
<td>$1,669,64</td>
</tr>
<tr>
<td>1841</td>
<td>219,59</td>
<td>3,036,37</td>
</tr>
<tr>
<td>1842</td>
<td>3,969,64</td>
<td>4,594,55</td>
</tr>
<tr>
<td>1843</td>
<td>5,383,37</td>
<td>7,868,13</td>
</tr>
<tr>
<td>1844</td>
<td>4,781,31</td>
<td>9,079,71</td>
</tr>
<tr>
<td>1845</td>
<td>11,444,27</td>
<td>10,572,15</td>
</tr>
<tr>
<td>1846</td>
<td>12,489,33</td>
<td>17,636,03</td>
</tr>
<tr>
<td>1847</td>
<td>6,525,17</td>
<td>13,663,26</td>
</tr>
<tr>
<td>1848</td>
<td>10,881,23</td>
<td>15,062,16</td>
</tr>
<tr>
<td>1849</td>
<td>9,441,33</td>
<td>10,148,05</td>
</tr>
<tr>
<td>1850</td>
<td>14,042,27</td>
<td>11,243,99</td>
</tr>
<tr>
<td>1851</td>
<td>18,015,39</td>
<td>11,107,61</td>
</tr>
<tr>
<td>1852</td>
<td>16,475,61</td>
<td>12,467,30</td>
</tr>
<tr>
<td>1853</td>
<td>1,298,42</td>
<td>9,086,19</td>
</tr>
<tr>
<td>1854</td>
<td>16,558,33</td>
<td>7,955,53</td>
</tr>
<tr>
<td>1855</td>
<td>18,154,79</td>
<td>5,561,76</td>
</tr>
<tr>
<td>1856</td>
<td>17,451,03</td>
<td>25,509,87</td>
</tr>
<tr>
<td>1857</td>
<td>17,451,03</td>
<td>18,190,33</td>
</tr>
<tr>
<td>1858</td>
<td>1,678,33</td>
<td>17,469,15</td>
</tr>
<tr>
<td>1859</td>
<td>12,163,08</td>
<td>11,408,23</td>
</tr>
<tr>
<td>1860</td>
<td>No report from Bates.</td>
<td></td>
</tr>
<tr>
<td>1861</td>
<td>7,312,69</td>
<td>7,010,64</td>
</tr>
<tr>
<td>1862</td>
<td>3,403,20</td>
<td>5,967,69</td>
</tr>
<tr>
<td>1863</td>
<td>18,594,62</td>
<td>18,452,79</td>
</tr>
<tr>
<td>1864</td>
<td>10,755,14</td>
<td>36,403,83</td>
</tr>
<tr>
<td>1865</td>
<td>14,744,05</td>
<td>18,586,56</td>
</tr>
<tr>
<td>1866</td>
<td>20,643,99</td>
<td>20,006,11</td>
</tr>
<tr>
<td>1867</td>
<td>6,555,71</td>
<td>6,129,43</td>
</tr>
</tbody>
</table>

Total amounts $306,345.38 $311,597.76

The amount of the claim of the State of Kentucky against the United States Government, as reported by the Superintendent of Public Works on Green and Barren rivers for the use of said improvement, is $100,800. [See report of C. D. Pennebaker, State Agent, page 10, Public Documents, 1868.] The United States Government, so far as I am informed, has made no acknowledgment of indebtedness to this State, an account of the use of Green and Barren rivers during the war.
The Board of Sinking Fund Commissioners appointed a commission last fall to make estimates of claims against the General Government, and to settle the same for the use of Green and Barren rivers during the war; but they have not, as yet, made any report. This is all the information on that subject I can furnish.

The following are the appropriations made to Green and Barren River Line of Navigation:

<table>
<thead>
<tr>
<th>APPROPRIATIONS</th>
<th>DATES</th>
<th>PAYMENTS</th>
<th>DATES</th>
</tr>
</thead>
<tbody>
<tr>
<td>$150 00</td>
<td>1859</td>
<td>$150 00</td>
<td>1860</td>
</tr>
<tr>
<td>16,000 00</td>
<td>Approved Feb 13, 1864</td>
<td>5,000 00</td>
<td>Apr 8, 1864</td>
</tr>
<tr>
<td>35,907 49</td>
<td>Approved Feb 13, 1868</td>
<td>6,000 00</td>
<td>Feb 1, 1868</td>
</tr>
<tr>
<td>7,409 93</td>
<td>Approved Jan 16, 1869</td>
<td>35,907 49</td>
<td>1868</td>
</tr>
<tr>
<td></td>
<td></td>
<td>7,409 93</td>
<td>1869</td>
</tr>
<tr>
<td>$59,467 42</td>
<td></td>
<td>59,467 42</td>
<td></td>
</tr>
</tbody>
</table>

Attest: D. HOWARD SMITH, Auditor.

Note.—I am satisfied that the appropriation provided by act approved February 10, 1845, is not embraced in the foregoing statement.

AUDITOR.

Ordered, That said response be printed.

Mr. Alexander, from a select committee, made the following report, viz:

"LOUISVILLE, 28th February, 1870.

"E. Klauber begs to present the Senate with a photograph of the first passenger train passing over the Ohio river bridge at Louisville, February 18th, 1870."

The select committee, to whom was referred the communication of E. Klauber, Esq., of Louisville, tendering to the Senate a photograph of the first passenger train passing over the Ohio river bridge at Louisville, on the 18th of February, 1870, have had the same under consideration, and recommend the adoption of the following resolutions:

Resolved by the Senate, That the offer of E. Klauber, Esq., to present to the Senate a photograph of the first passenger train passing over the Ohio river bridge at Louisville, on the 18th of February, 1870, be, and the same is hereby, accepted.

Resolved further, That the thanks of the Senate are hereby tendered to the donor, and as a further evidence of our appreciation of the said gift, it is hereby ordered that the said photograph shall be placed in some conspicuous place in the Senate Chamber, and carefully preserved by the proper officers as a part of the public property.

JOS. M. ALEXANDER,
J. G. CARLISLE,
J. B. CLARKE.
Mr. Vallandingham moved the following resolution, viz:

Hon. I. T. Martin, the Senator from Harrison, having obtained indefinite leave of absence on yesterday, with a view to his repairing South in search of an improved state of health, and having been associated with the members of the Kentucky Senate now for three years, we deem it appropriate for this body to express its appreciation of his worth and sympathy in his afflictions; therefore,

Resolved, That the Senate of Kentucky deeply sympathize and condole with Senator Martin in his afflictions and threatened loss of health. Regretting the necessity which has seemed to justify his leaving us, we admire, and shall always bear willing testimony to, his unbending integrity, faithfulness, and ability as a Senator upon this floor. The polite and manly bearing, the patriotic and liberal course of Senator Martin as a representative upon this floor, have endeared him to his associates as a brother; and in the terrible necessity which compels his vacant seat, his constituents lose, for the time, a valued and true representative, and the State one of its best legislators. We commend him kindly to the confidence and regard of all good people with whom he may sojourn as one of Kentucky's pure men.

Which was unanimously adopted.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Standeford, from the Committee on Internal Improvement—
1. A bill in relation to the county court of Livingston county.

By same—
2. A bill to amend the charter of the Green and Taylor County Turnpike Road Company.

By same—
3. A bill to incorporate the Stewart Manufacturing and Refining Company.

By same—
4. A bill to amend the charter of the Richmond and Lexington Turnpike Road Company.

By same—
5. A bill declaring Miller's creek, in Estill county, a navigable stream, with the privilege to citizens on its banks to erect gates across said stream.

By same—
6. A bill to amend the charter of the Louisville and Jefferson County Association.

By same—
7. A bill to amend an act in relation to stationery furnished members of the General Assembly, approved March 16, 1869.
By same—
8. A bill to incorporate the Shawneetown, Morganfield, and Sebree Railroad Company.

By same—
9. A bill authorizing the construction of additional locks and dams on Green and Barren rivers.

By same—
10. A bill to incorporate the Louisville Manufacturing and Refining Company.

By same—
11. A bill to incorporate the Crescent Sleeping Car Company.

By same—
12. A bill to charter the Payne's Depot and Mount Vernon Turnpike Road Company.

By Mr. Spalding, from the Committee on Banks and Insurance—
13. A bill to incorporate the Grayson County Savings and Deposit Bank.

By Mr. Chenoweth, from the Committee on Military Affairs—

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 9th was ordered to be printed, and made the special order of the day for Wednesday next, 9th inst., at 11 o'clock; the 14th was made the special order of the day for to-morrow, at 10½ o'clock, A. M.; and the 1st, 2d, 3d, 4th, 5th, 6th, 7th, 8th, 10th, 11th, 13th, and 13th were ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Standeford asked to be discharged from the further consideration of a leave to bring in a bill, entitled
A bill for the benefit of the cities of Columbus and Hickman.

Which was granted.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:
By Mr. Standeford, from the Committee on Internal Improvement—
An act concerning roads in the counties of Clay and Owsley.

By same—
An act authorizing the county court of Larue to reduce a certain county road in said county to twenty feet in width.

By same—
An act to incorporate the Harrodsburg and Shawnee Run Turnpike Road Company.

By same—
An act to amend the charter of the Winchester and Red River Iron Works Turnpike Road Company.

By same—
An act to incorporate the Boston and Akin Turnpike Road Company, in Jefferson and Shelby counties.

By same—
An act to amend an act, entitled "An act to incorporate the Foster Turnpike Road Company, in Bracken county."

By same—
An act to amend the charter of the Owingsville and Wyoming Turnpike Road Company.

By same—
An act to charter the Kiddville and Montgomery County Turnpike Road Company.

By same—
An act to amend the charter of the Versailles and Mount Vernon Turnpike Road Company.

By same—
An act to amend the charter of the Georgetown, Oxford, and Leesburg Turnpike Road Company.

By same—
An act to amend the charter of the Lebanon and Calvary Turnpike Road Company.

By same—
An act to incorporate the Lagrange and Westport Turnpike Road Company.

By same—
An act for the benefit of the Cleveland Turnpike Company.

By same—
An act to amend an act to authorize the Pendleton county court to raise money to build bridges, &c.
By same—
An act to amend an act to incorporate the Crab Orchard and Crew's Knob Turnpike Road Company, and the several amendments thereto.

By same—
An act to apply an act, entitled "An act to amend the law in relation to roads," approved February 17, 1866, to Crittenden county.

By same—
An act to amend the road law of Greenup county.

By same—
An act to incorporate the Mount Eden and Van Buren Turnpike Road Company.

By same—
An act to incorporate the Flat Rock and Floyd's Fork Turnpike Road Company.

By same—
An act to incorporate the North Bullskin Turnpike Road Company.

By same—
An act to incorporate the Beatty's Mill and Todd's Point Turnpike Road Company.

By same—
An act to incorporate the Fox Run and Lagrange Turnpike Road Company.

By same—
An act to incorporate the Christiansburg and Demaree Store Turnpike Road Company.

By Mr. Winfrey, from the Committee on Propositions and Grievances—
An act to establish the county of Martin out of integral parts of Pike, Floyd, Johnson, and Lawrence counties.

By Mr. Standesford, from the Committee on Internal Improvement—
An act to incorporate the Mulberry, Cropper, and Demaree Turnpike Road Company, in Shelby county.

By same—
An act to amend an act, entitled "An act to incorporate the North Middletown and Owingsville Turnpike Road Company."

By same—
An act to incorporate the Harrington Mill Turnpike Road Company.
By same—

An act to incorporate the Pebble's Run and Lick Fork Turnpike Road Company.

By same—

An act to amend the charter of the Henry, Oldham, and Jefferson Turnpike Road Company.

By same—

An act to incorporate the Hensley Mill Turnpike Road Company, in Franklin county.

By Mr. Alexander, from the Committee on the Sinking Fund—

An act for the benefit of the Commissioners of the Sinking Fund of Boyle county.

By Mr. W. Johnson, from the Committee on Courts of Justice—

An act to prohibit the sale or vending of vinous, spirituous, or malt liquors in the town of Blandville, Ballard county.

With an amendment to the last named bill, which was adopted.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Leave of indefinite absence was granted to Messrs. Holt and Lindsay, and to Mr. Prichard until Monday next.

Leave was given to bring in the following bills, viz:

On motion of Mr. Chenoweth—

1. A bill chartering the Kentucky, Ohio, and Great Southern Railroad.

On motion of Mr. Cooke—

2. A bill to incorporate the Louisville Board of Trade.

On motion of Mr. Gardner—

3. A bill for the benefit of Leslie Johnson, late sheriff of Letcher county.

On motion of Mr. Vories—

4. A bill to amend an act, entitled "An act to incorporate the Kentucky Insurance Company," approved March 9, 1869.

Ordered, That the Committee on Railroads prepare and bring in the 1st; a select committee, consisting of Messrs. Cooke, Webb, and Standeford, the 2d; the Committee on Finance the 3d, and the Committee on the Judiciary the 4th.
Mr. Prichard, 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 fixing the fees of jailers of this Commonwealth;

An act to appropriate money to the Western Lunatic Asylum of Kentucky, at Hopkinsville;

An act to amend an act, entitled “An act to incorporate the Farmers’ and Drovers’ Bank,” approved February 18, 1869;

And enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Kenton Station Turnpike Road Company, in Mason county;

An act to prohibit taxes to be levied for purposes of internal improvement by petition of the voters of counties, cities, districts, &c;

An act to continue in force an act, entitled “An act to increase the compensation to the Public Printer,” approved February 25, 1865;

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Prichard reported that the committee had performed that duty.

And then the Senate adjourned.
A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act for the incorporation and regulation of Life Insurance Companies.

An act for the incorporation and regulation of Fire, Marine, Health, Accident, Live Stock, and all other, except Life Insurance Companies.

An act for the benefit of the county of Pulaski.

An act to amend an act in relation to stationery furnished members of the General Assembly, approved March 16, 1869.

That they had passed bills of the following titles, viz:

1. An act to incorporate the Agricultural and Mechanical Association of colored people of Fayette county.

2. An act to incorporate the Union Benevolent Society, No. 2, of colored people, at Lexington.

3. An act to authorize the trustees of John Cleveland to sell real estate for the benefit of the Orphan School at Midway.

4. An act for the benefit of the Eastern Lunatic Asylum.

5. An act for the benefit of the trustees of school district No. 34, of Larue county.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Agriculture and Manufactures; the 2d and 4th to the Committee on Charitable Institutions; the 3d to the Committee on the Judiciary; and the 5th to the Committee on Education.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and resolutions which originated in the House of Representatives, of the following titles, viz:

An act to amend the charter of the town of Georgetown, and to establish a work-house therein.
An act in relation to the Agent of the Auditor.
An act to impose an additional tax of fifteen cents for the purpose of increasing the common school fund.
An act to change the time of holding the county court and the court of claims, in Bath county.
An act to amend the charter of the town of Sharpsburg, in Bath county.
An act to amend an act, entitled "An act to change the time of holding circuit courts in the thirteenth judicial district."
An act to incorporate the Blue Run and Anderson’s Ferry Turnpike Road Company, in Mason county.
An act establishing a new charter for the city of Louisville.
An act to amend the charter of the town of Smithland.
An act to incorporate the Helena and Johnson Turnpike Road Company, in Mason and Fleming counties.
An act to amend the charter of the city of Lexington.
An act for the benefit of I. T. Martin.
Resolution authorizing Secretary of State to furnish Acts and Journals to Congressional Library.
Resolution providing for the purchase of a library for the Kentucky Penitentiary.

The following petitions were presented, viz:

By Mr. Conklin—
1. The petition of R. W. Brandon and others, of Grayson county, praying the passage of an act releasing them from the payment of all further debts as securities of H. P. Bozarth, late sheriff of said county.

By Mr. Spalding—
2. The petition of sundry citizens of Union county, praying the passage of an act increasing the jurisdiction of the police judge of Uniontown.

Which petitions were received, the reading dispensed with, and referred—the 1st to the Committee on Finance, and the 2d to the Committee on Courts of Justice.

Mr. Chelf moved to reconsider the vote by which the Senate on yesterday passed a bill, entitled

A bill to amend an act, entitled "An act to repeal an act, entitled 'An act to incorporate the Kentucky Insurance Company,'” approved March 9th, 1868.
Which motion was simply entered, and made the special order of the day for Tuesday next, the 8th inst.

Mr. Payne moved to reconsider the vote by which the Senate on yesterday passed a bill, which originated in the House of Representatives, entitled

An act to amend the charter of the Henry, Oldham, and Jefferson Turnpike Road Company.

Which motion was simply entered.

The Senate, according to order, took up for consideration a bill, entitled

A bill concerning the State Agency at Washington.

Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That all acts and parts of acts establishing a Claim Agency for the State of Kentucky at the city of Washington be, and the same are hereby, repealed.

§ 2. That all the labor and responsibility of collecting and settling the war claim due Kentucky from the United States is hereby imposed upon the Quarter-Master General, who shall use every effort to bring about a speedy adjustment of the same.

§ 3. That should the Commissioners of the Sinking Fund at any time deem it necessary that the Quarter-Master General should have assistance at Washington City, the Governor, upon their recommendation, shall appoint a special agent for that purpose, who shall, in every way, be subject to the control of the Commissioners of the Sinking Fund, and whose compensation shall be such a per centum as they shall fix upon the moneys collected through his agency from the General Government: Provided, That any special agent, appointed by the Commissioners of the Sinking Fund under the provisions of this act, shall, before he enters upon the discharge of his duties, execute to the Commonwealth of Kentucky, a bond, with good and sufficient security, conditioned that he will faithfully and honestly discharge the duties imposed upon him, and that he will account for and pay over, at the proper time, to the said Commonwealth, any moneys that may come to his hands. Said bond to be approved by the Governor, and deposited with the Auditor of Public Accounts for safekeeping.

§ 4. This act to take effect from its passage.

Mr. Carlisle then moved to amend said bill by substituting in lieu thereof the following:

§ 1. That the Commissioners of the Sinking Fund are hereby authorized and empowered to employ an agent, upon a contingent compensation exclusively, to be agreed upon between them, for the collection, at the cost of such agent, of the balance of all moneys now due the Commonwealth from the Government of the United States.
§ 2. It shall be the duty of the Commissioners of the Sinking Fund to take from said agent bond, with approved security, for the faithful discharge of the duties of such agency.

§ 3. This act to take effect from and after its passage.

Mr. Alexander then moved to amend the amendment proposed by Mr. Carlisle so as to make it a substitute for the whole bill, except the second section, which should then become the first section.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Alexander and W. Johnson, were as follows, viz:

Those who voted in the affirmative, were—

J. Q. Chenoweth,

Those who voted in the negative, were—

Mr. Vallandigham then moved to amend the amendment proposed by Mr. Carlisle, as amended, by adding thereto the following proviso, viz:

Provided, That the agent so appointed shall not receive any compensation upon any sum heretofore audited and allowed by the General Government.

Which was adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate, according to order, took up for consideration a bill, entitled

A bill to require the Life Association of America to deposit certain bonds and mortgages with the Auditor, and to provide for better security of citizens of the Commonwealth of Kentucky.

Ordered, That said bill be printed, and placed in the orders of the day.
Mr. Carlisle, from the Committee on the Judiciary, to whom were referred the amendments proposed by the House of Representatives, to bills from the Senate, of the following titles, viz:

- An act to charter the Covington Building Association;
- An act to amend the laws in relation to the city of Frankfort;

Reported the same, with the expression of opinion that said amendments should be concurred in.

And the question being taken thereon, it was decided in the affirmative.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

- By Mr. Chenoweth, from the Committee on Internal Improvement—
  An act to charter the Kingston and Scaffold Cane Hill Turnpike Road Company, in Madison county.
- By same—
  An act to incorporate the Springfield, Willisburg, Antioch, and Fox Creek Turnpike Road Company.
- By same—
  An act to incorporate the Harris Turnpike Road Company, in Boyle county.
- By same—
  An act to charter the Brookville and Mount Olivet Turnpike Road Company, in Bracken county.
- By same—
  An act to incorporate the South Benson Turnpike Road Company.
- By same—
  An act to fix the tolls on the Bryantsville and Cane Run Turnpike Road.
- By same—
  An act to amend an act, entitled “An act to incorporate the Concord and Tollseboro Turnpike Road Company, and to levy a tax to aid in building said road,” approved March 3d, 1808.
- By same—
  An act to amend an act to incorporate the Richmond and Tate’s Creek Ridge Turnpike Road Company.
- By same—
  An act to amend an act incorporating the Florence and Anderson’s Ferry Turnpike Road Company.
By same—
An act to incorporate the Todd's Road Turnpike Road Company.

By same—
An act to amend section 2 of an act, entitled "An act to incorporate the Clark and Montgomery Turnpike Company," approved February 23, 1869.

By same—
An act to amend an act to incorporate the Tunnel and Prickly Ash Turnpike Road Company, in Bath county.

By same—
An act to incorporate the Pembroke and State Line Turnpike Road Company.

By same—
An act to incorporate the Mount Freedom and Jessamine County Turnpike Road Company.

By same—
An act to charter the Union and Dreaming Creek Turnpike Road Company, in Madison county.

By same—
An act to amend an act, entitled "An act to incorporate the Owingsville, Sharpsburg, and Bald Eagle Turnpike Road Company, in Bath county."

By same—
An act to charter the Cabin Creek, Sand Hill, and Manchester Turnpike Road Company.

By same—
An act to incorporate the Speedwell and Bybeetown Turnpike Road Company, in Madison county.

By Mr. Carlisle, from the Committee on the Judiciary—
An act to repeal an act, entitled "An act for the benefit of the town of Greensburg," approved March 4, 1869.

By same—
An act for the benefit of the town of Mount Sterling.

By same—
An act to authorize the trustees of the Methodist Episcopal Church, South, at Rollington, in Oldham county, to sell and convey the property belonging to said church at that place.

By same—
An act to authorize and facilitate the re-binding and copying certain records in Kenton county.
By same—
An act to amend the charter of the city of Lexington.

By same—
An act to repeal certain amendments to the charter of the town of Independence.

By same—
An act to repeal an act, entitled "An act to amend an act, entitled 'An act to extend the civil jurisdiction of the city of Hickman.'"

By same—
An act to incorporate the Kenton Building and Savings Association, of Covington.

By same—
An act to extend the corporate limits and amend the charter of the city of Dayton, in Campbell county.

By Mr. Cooke, from same committee—
An act to amend an act to incorporate the town of West Point, approved February 16, 1848, and for other purposes.

By Mr. Winfrey, from the Committee on Propositions and Grievances—
An act authorizing the voters of Butler county to vote upon the question of removing the county seat of said county.

By same—
An act to repeal an act, entitled "An act to prevent the destruction of fish in Green river and its tributaries, and other watercourses," approved February 26, 1868.

By same—
An act to authorize the re-marking of the county line between Adair and Casey counties.

By same—
An act to allow John Sarten to fish with nets in Green river.

By same—
An act to change the boundary line between the counties of Bath and Menifee.

By same—
An act to change the county line of Boone and Grant counties.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.
Mr. Alexander, from the Committee on the Sinking Fund, to whom had been referred a bill from the House of Representatives, entitled "An act to amend an act, entitled "An act to tax railroads and other corporations in aid of the Sinking Fund," approved February 20, 1864,

Reported the same without amendment.

Ordered, That said bill be printed, and made the special order of the day for Wednesday next, the 9th inst.

Mr. Carlisle, from the Committee on the Judiciary, to whom had been referred bills from the House of Representatives, of the following titles, viz:

An act to amend an act, entitled "An act for the benefit of the city council of Vanceburg;"

An act to amend an act, entitled "An act to amend and reduce into one the several acts in regard to the town of Foster, in Bracken county," approved February 2, 1869;

Reported the same, with the expression of opinion that said bills ought not to pass.

And the question being taken on ordering said bills to be read a third time, it was decided in the negative.

So said bills were disagreed to.

Mr. Carlisle, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act for the benefit of the negroes and mulattoes of this Commonwealth," approved February 16, 1866,

Reported the same, with the expression of opinion that said bill ought not to pass.

Mr. W. Johnson then proposed to amend said bill.

Ordered, That said bill and proposed amendment be printed, and placed in the orders of the day.

Mr. Conklin, from the Committee on the Judiciary, to whom had been referred a bill, entitled

A bill to amend the 28th chapter of the Revised Statutes, Together with an amendment proposed by Mr. Hayden,

Reported the same, with an amendment as a substitute for the original bill and proposed amendment.

Ordered, That the amendment be printed, and the bill made the special order of the day for Wednesday next, 9th inst.
Mr. Winfrey, from the Committee on Propositions and Grievances, to whom had been referred a bill, entitled
A bill for the benefit of Anderson Hamilton of Lee county, Reported the same, with an amendment as a substitute for said bill. Which was adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be amended to read,

An act authorizing the county court of the county of Lee to permit gates to be erected across the State road in said county, leading from the town of Irvine to the town of Booneville.

The following bills were reported by the several committees directed to prepare and bring in the same, viz:

By Mr. Chenoweth from the Committee on Internal Improvement—
1. A bill to incorporate the Morganfield and Uniontown Turnpike and Gravel Road Company.

By same—
2. A bill to incorporate the Fleming and Lewis Turnpike Road Company.

By same—
3. A bill to incorporate the Uniontown and Highland Creek Turnpike and Gravel Road Company.

By same—
4. A bill concerning the Quarter-Master General.

By Mr. Carlisle, from the Committee on the Judiciary—

By same—
6. A bill authorizing a vote to be taken in the counties of Kenton, Boone, and Gallatin, upon the question of forming a new county out of portions of said counties.

By same—
7. A bill supplementary to an act to amend the charter of the city of Covington, approved March 3, 1869.

By same—
8. A bill to incorporate the Hemingray Glass Company.

68^-s.

By same—

10. A bill to amend an act, entitled "An act to amend chapter 47, section 16, title 'Husband and Wife,' Revised Statutes," approved February 14, 1866.

By same—


By Mr. Payne, from same committee—

12. A bill to incorporate the Green and Barren River Telegraph Company.

By Mr. Carlisle, from same committee—

13. A bill to amend section 1, article 2, chapter 16, of the Revised Statutes.

By Mr. Cooke, from same committee—

14. A bill to legalize the formation of certain corporations formed under an act, entitled "An act to authorize the formation of corporations for manufacturing, mining, transportation, mechanical, and chemical purposes," approved March 10, 1854.

By same—

15. A bill to prevent and punish fraudulent weights in candles and soap.

By same—

16. A bill to further protect the owners of stock living along the line of railways.

By Mr. Winfrey, from the Committee on Propositions and Grievances—

17. A bill to amend an act, entitled "An act to establish the county of Lee," approved present session of this General Assembly.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 4th was ordered to be printed, and made the special order of the day for Tuesday next, the 8th inst.; the further consideration of the 5th was postponed till Tuesday next; the 7th was placed in the orders of the day; the 11th was ordered to be printed, and placed in the orders of the day; the 16th was postponed till Thursday next; and the 1st, 2d, 3d, 6th, 8th, 9th, 10th, 12th, 13th, 14th, 15th, 16th, 17th, 18th, 19th, 20th, 21st, 22nd, 23rd, 24th, 25th, 26th, 27th, 28th, 29th, 30th.
14th, 15th, and 17th were ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Conklin, from the Committee on the Judiciary, asked to be discharged from the further consideration of a leave to bring in a bill, entitled

A bill for the benefit of Henry H. Graves, of Gallatin county.

Which was granted.

Mr. Carlisle, from same committee, asked to be discharged from the further consideration of the following petition and remonstrance, viz:
The petition of sundry citizens of Warren county, asking the repeal of a law exempting certain property from distress or attachment for rent.

The remonstrance of sundry citizens of Warren county, remonstrating against the repeal of the road law in said county.

Which was granted.

A message was received from the Governor by Mr. Samuels, Assistant Secretary of State, announcing that the Governor had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act fixing the fees of jailers of this Commonwealth.

An act to appropriate money to the Western Lunatic Asylum of Kentucky, at Hopkinsville.

Mr. Connor, 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 authorize the Shelby county court to issue bonds for the benefit of turnpike roads;

An act to incorporate the Bull's Head Bank and Insurance Company of Louisville;

An act to amend an act in relation to stationery furnished members of the General Assembly, approved March 16, 1869;

And enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to allow the tax assessor of Fulton county further time, in each year, to return his book;

An act to incorporate the Garrard County Deposit Bank;
An act to amend the charter of the town of Mayfield;
An act to incorporate the Louisville Co-operative Savings and Banking Company;
An act to amend the charter of the town of Russellville, in Logan county;
An act for the benefit of Leslie Johnson, late sheriff of Letcher county;
Resolution of thanks to certain cities, and to Hon. Geo. H. Pendleton;
And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Connor reported that the committee had performed that duty.

On motion of Mr. Allison, leave was given to bring in a bill, entitled

A bill authorizing a settlement with the trustees of the Greenville Seminary, and the appointment of other trustees.
Which was referred to the Committee on Revised Statutes.
And then the Senate adjourned.
MONDAY, MARCH 7, 1870.

The Clerk of the Senate announced, that, in consequence of the indisposition of the Presiding Officer of the Senate, it would devolve upon the Senate to elect a Speaker pro tem.

Whereupon, Mr. Winfrey nominated for that office Hon. J. M. Alexander, of Fleming.

There having been put in nomination no other name, Mr. Alexander was unanimously elected to the office aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Turner, from the Committee on the Judiciary—
An act to incorporate Milburn Cemetery, in Ballard county.

By same—
An act to authorize the Ballard county court to change the State road between Caney creek and Columbus, in Ballard county.

By Mr. Carlisle, from the Committee on Railroads—
An act to protect the owners of stock on the Mobile and Ohio Railroad.

By Mr. Bradley, from the Committee on Revised Statutes—
An act to print sheriffs and master commissioners' advertisements of land sales in Owen county, in the paper printed in said county.

By same—
An act authorizing Matthew Langley, present coroner of Floyd county, to appoint one or more deputies.

By same—
An act to amend the several acts relating to the town of Livermore.

By same—
An act to repeal section 3 of an act, entitled "An act to amend the charter of the town of Catlettsburg."

By same—
An act to authorize surveyors to qualify chain-carriers and witnesses in certain cases.

By same—
An act for the benefit of Pendleton county.
By same—
An act to provide for the establishment of wharves on Kentucky river, and regulate the price of wharfage.
By same—
An act to prevent trespassing on the grounds of the Henderson Fair Company.
By same—
An act to amend an act, entitled "An act to incorporate the Henderson Fair Company."
By same—
An act to amend the charter of the town of Lancaster.
By Mr. John W. Johnson, from the Committee on Religion and Morals—
An act to amend the charter of Cave Hill Cemetery Company.
By same—
An act to amend an act, entitled "An act to incorporate the Louisville Orphans' Home Society," approved February 26, 1849.
By same—
An act to incorporate the Benevolent Society of United Brothers of Friendship, or the Mysterious Ten, of Paducah.
By same—
An act relating to the sale of ardent spirits in Catlettsburg.
By same—
An act to prevent the giving, loaning, or selling intoxicating liquors in the limits of the town of Kiddville, Clark county.
By Mr. Carlisle, from the Committee on the Judiciary—
An act to amend the charter of the town of Benton.
With an amendment to the last named bill, which was concurred in.

Ordered, That said bills be read a third time.
The constitutional provision as to the third reading of said bills being dispensed with,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. John W. Johnson, from the Committee on Religion and Morals, to whom had been referred a bill from the House of Representatives, entitled
An act to prohibit the sale of intoxicating liquors, &c., in the town of Crab Orchard, or within two miles of said town,
Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Mr. Spalding, from the Committee on Revised Statutes, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of widows and infant children of deceased persons,

Reported the same with an amendment as a substitute therefor.

Ordered, That said amendment be printed, and made the special order of the day for Wednesday next, the 9th inst.

Mr. Bradley, from the Committee on the Revised Statutes, to whom had been referred a bill from the House of Representatives, entitled

An act to authorize the establishment of additional scales for weighing corn, hay, and live stock in the town of Bowling Green,

Reported the same without amendment.

Ordered, That said bill be placed in the orders of the day.

Mr. Winfrey, from the Committee on Propositions and Grievances, to whom had been referred a bill from the House of Representatives, entitled

An act to authorize the qualified voters of Elliott county to vote upon the removal of their county seat,

Reported the same without amendment.

Mr. Gardner moved that said bill be placed in the orders of the day.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Alexander and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—

On motion of Mr. Cockrill, a message was sent to the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, which originated in the Senate, entitled
An act to amend the charter of the Richmond and Lexington Turnpike Road Company.

After a short time, said bill was handed in at the Clerk's desk.

Said bill was then taken up, the vote reconsidered by which the same was passed, and referred to the Committee on Internal Improvement.

The Senate also took up for consideration bills of the following titles, viz:

1. A bill in relation to the Court of Appeals.
2. A bill in relation to bail in all cases where bail is required.

Ordered, That the further consideration of the 1st be postponed until to-morrow, at half-past ten o'clock, A. M., and that the 2d be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Carlisle moved to reconsider the vote by which the Senate on Saturday last passed a bill, entitled
An act concerning the State Agency at Washington.

Which motion was simply entered.

The Senate took up for consideration the disagreement of the House of Representatives to an amendment proposed by the Senate to a bill from the House of Representatives, entitled
An act to amend an act, entitled "An act to incorporate the Owensboro and Russellville Railroad Company."

Resolved, That the Senate adhere to their proposed amendment.

The Senate also took up for consideration a bill, entitled
A bill to repeal chapter 86, Revised Statutes, and reduce into one said chapter and all amendments thereto.

Ordered, That said bill be referred to the Committee on the Judiciary.

A message was received from the House of Representatives, announcing their disagreement to the passage of a bill, which originated in the Senate, entitled
An act reorganizing the Kentucky Penitentiary.
That they had concurred in the amendments proposed by the Senate to bills from the House of Representatives of the following titles, viz:

- An act to regulate the time of holding the circuit courts in the counties of Warren, Simpson, Edmonson, and Todd.
- An act to amend section 1 of an act, entitled "An act to amend section 9, article 3, chapter 91, of the Revised Statutes," approved February 16, 1864.
- An act to prohibit the sale or vending of vinous, spirituous, or malt liquors in the town of Blandville, Ballard county.
- An act to incorporate the Deposit Bank of Elizabethtown.
- An act to amend the charter of the town of Simpsonville.
- An act to amend an act, entitled "An act to incorporate the Bowling Green Manufacturing Company."
- An act to amend an act, entitled "An act to incorporate the Southern Banking Company."

That they had passed bills, which originated in the Senate, of the following titles, viz:

- An act to incorporate the Christian County Turnpike Road Company.
- An act for the benefit of Green county.
- An act to incorporate the Grayson County Savings and Deposit Bank.
- An act for the benefit of the mechanics in Grayson county.
- An act to establish an additional voting place at Bewleyville, in the Union Star District, in Breckinridge county.
- An act to incorporate the Bridgeport and Benson Turnpike Road Company.
- An act to establish an additional voting precinct in Carter county.
- An act to incorporate the Chandler Iron Company.
- An act to incorporate the Union County Bank.
- An act for the benefit of the county of Lee, authorizing the increase of the county levy.
- An act to amend section 3 of an act, entitled "An act to establish the county of Lee."
- An act for the benefit of James Osenton, of the county of Carter.
- An act to incorporate the Highland Racing Park Association.

69-s.
An act to amend the charter of the town of Bardstown.
An act prohibiting the sale of spirituous liquors, &c., in Laurel county.
An act to incorporate the Rip Van Winkle Sleeping Car Company.
An act to authorize the Danville and Pleasant Hill Turnpike Road Company to establish and locate toll-gates.
An act for the benefit of James Marcum.
An act for the benefit of William Marcum.
An act to authorize the county court of Trigg county to dispose of the Curling fund, and for other purposes.
An act to incorporate the St. Rose and Marion County Turnpike Road Company.
An act to incorporate the Springfield and St. Mary's Turnpike Road Company.
An act for the benefit of Wm. Sweeney, of Washington county.
An act for the benefit of the county judges of Webster and Mason counties.
An act to authorize the county court of Union county to increase the width of certain roads in said county.
An act to amend an act, entitled "An act to amend and reduce into one the several acts relating to the town of Uniontown," approved March 16, 1869.
An act to amend the charter of the town of Caseyville.
An act to amend an act, entitled "An act in relation to the collection of railroad taxes in McCracken county."
An act in relation to the county court of Livingston county.
That they disagreed to the amendment proposed by the Senate to a bill from the House of Representatives, entitled
An act to repeal an act to provide for the advertisement of sheriff’s and marshal’s sales in the city of Louisville and Jefferson county.
The following bills were reported from the several committees directed to prepare and bring in the same, viz:
By Mr. Turner, from the Committee on the Judiciary—
1. A bill to amend an act, entitled "An act to amend the law in relation to executors, administrators, and curators," approved January 24, 1856.
By same—
2. A bill to amend section 450 of the Civil Code of Practice.
By Mr. Bradley, from the Committee on Revised Statutes—
3. A bill to amend an act approved February 21st, 1868, fixing the fees of county attorneys.

By same—
4. A bill to compensate clerks of courts for certain services.

By Mr. Spalding, from same committee—
5. A bill for the benefit of the county court of Webster county.

By same—
6. A bill to provide for the inspection, storage, and sale of petroleum and its products.

By Mr. Chelf, from same committee—
7. A bill to amend an act, entitled "An act to change and fix the time of holding the circuit courts in the sixth judicial district," approved February 5, 1869.

By same—
8. A bill for the benefit of M. G. Youce's heirs.

By Mr. John W. Johnson, from the Committee on Religion and Morals—
9. A bill to amend the charter of the town of Moscow.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 3d and 6th were ordered to be printed, and placed in the orders of the day; the 4th was placed in the orders of the day; and the 1st, 2d, 5th, 7th, 8th, and 9th were ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. John W. Johnson, from the Committee on Religion and Morals, reported
A bill to prevent the sale of liquor to negroes and mulattoes on the Sabbath day.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Prichard then moved an amendment to said bill.
Mr. Winfrey then moved to lay said bill and proposed amendment on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Allison and Bradley, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


Wm. L. Conklin,

The question was then taken on the adoption of the amendment proposed by Mr. Prichard, and it was decided in the affirmative.

Mr. Carlisle then moved to amend said bill.

Pending the consideration of which, the hour arrived for taking up the regular orders of the day.

Mr. Turner then moved to dispense with the orders of the day.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Bradley and Allison, were as follows, viz:

Those who voted in the affirmative, were—


Edwin Hawes, Oscar Turner,

Those who voted in the negative, were—


John B. Clark,

The Senate took up for consideration a bill, entitled

A bill to amend subsection 1 of section 614, title 13, article 2, of the Civil Code of Practice.

An amendment was proposed to said bill, which was ordered to be printed, and placed in the orders of the day.
A message was received from the Governor by Mr. Samuels, Assistant Secretary of State, announcing that the Governor had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

1. An act to amend an act in relation to stationery furnished members of the General Assembly, approved March 16, 1860.
2. An act to authorize the Shelby county court to issue bonds for the benefit of turnpike roads.

Mr. Carlisle moved the following resolution, viz:

Resolved, That the Senate will, in future, meet at half-past nine o'clock, A. M., and adjourn at pleasure.

Which was adopted.

Leave of indefinite absence was granted to Mr. Cockrill.

The Senate took up for consideration the amendment proposed by the House of Representatives to a resolution from the Senate, entitled Resolution in relation to an adjournment of the present session of the General Assembly.

The amendment proposed by the House of Representatives extended the time of the adjournment to the 21st inst., instead of the 15th, as passed by the Senate.

And the question being taken on concurring in the amendment proposed by the House of Representatives, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Turner and Vallandingham, were as follows, viz:

Those who voted in the affirmative, were—

Jno. G. Carlisle, John B. Clarke, W. McKee Fox,

Those who voted in the negative, were—

Jos. M. Alexander, Joseph Gardner, Oscar Turner,
F. M. Allison, Edwin Hawes, A. C. Vallandingham,
A. K. Bradley, J. B. Hayden, W. L. Vories,
W. H. Chell, W. H. Payne, Ben. J. Webb,
Harrison Cockrill, K. F. Prichard, Emery Whitaker,
Wm. L. Conklin, I. A. Spalding, I. C. Winfrey—19.

A message was received from the House of Representatives, announcing that they had passed bills of the following titles, viz:

1. An act to amend the charter and extend the boundaries of the city of Tompkinsville, in Monroe county.
2. An act for the benefit of Boone county.
8. An act to incorporate the town of Campton, in Wolfe county.
4. An act authorizing the county court of Hardin county to levy a tax for road purposes.
5. An act to establish an additional voting place in Butler county.
6. An act authorizing the county court of Campbell county to levy and collect an ad valorem tax in said county.
7. An act to extend the corporate limits of the city of Newport.
8. An act to incorporate the town of Bellevue, in Campbell county.
9. An act to extend the corporate limits of the town of Alexandria, in Campbell county, and to amend the charter of the same.
10. An act to amend the charter of the Louisville and Chattanooga Grand Trunk Railroad.
11. An act to establish an additional voting place in Cumberland county.
12. An act to amend the charter of the Calhoon Mills Company.
13. An act to amend the mechanics' lien law of Fayette county.
14. An act to prevent distillers from emptying their slop into the South Fork of Elkhorn creek, in Fayette county.
15. An act to amend the charter of the city of Lexington.
16. An act regulating the voting of shares of stock in the election of directors and other officers of the Flemingsburg and Poplar Plains Turnpike Road Company.
17. An act to amend an act, entitled "An act to incorporate the Hillsboro and Wyoming Turnpike Road Company, in Fleming county."
18. An act for the benefit of Henry Clay Fitzpatrick, of Floyd county.
19. An act to repeal all acts heretofore passed, declaring Middle creek, in Floyd county, a navigable stream.
20. An act to declare Peter creek, in Pike county, a navigable stream.
22. An act to establish an additional justices' district in the county of Hart.
23. An act to create an additional justices' district in Graves county.
24. An act for the benefit of W. T. Laugridge, a minor under the age of twenty-one years.
An act to amend the charter of the North Kentucky Agricultural Society, of Boone county.

An act to authorize J. A. Jacobs, deputy assessor of Greenup county, to act as principal assessor, and receive compensation for the same.

An act to amend an act, entitled "An act to repeal the charter and reincorporate the town of Elizabethtown, in Hardin county," approved February 26, 1868.

An act for the benefit of L. D. Owens, late sheriff of Henry county, and his sureties.

An act for the benefit of Thomas Robinson, of Henry county.

An act to charter the St. Matthews and Goose Creek Turnpike Road Company.

An act to incorporate the Buck Run and Cole's Road Turnpike Company.

An act to define the boundary between the first and second representative and justices' districts of the city of Covington.

An act incorporating the Covington Skating Club.

An act to amend the charter of the Covington and Taylor Mill Road Turnpike Company.

An act to amend an act, entitled "An act to establish and incorporate the Highland District."

An act to incorporate the Louisville Trading Company.

An act for the benefit of the Christian Church at London, in Laurel county.

An act to incorporate the Beargrass Real Estate Company.

An act to establish the office of physician to the jail in Jefferson county.

An act for the benefit of Mrs. Sarah L. Pope.

An act to incorporate Anderson Lodge of Ancient York Masons.

An act to incorporate the Western Skating Club of Louisville.

An act for the benefit of Geo. W. Sulser, clerk of the Mason county court.

An act empowering the Maysville and Lexington Railroad Company, Northern Division, to acquire and consolidate with that road the Maysville and Big Sandy Railroad, with its chartered rights, franchises, property, &c., and providing for the construction, equipment, and operating the latter road.

An act to incorporate the Trayser Piano-forte Company, of Maysville, Kentucky.
46. An act changing the line and boundary between the Maysville No. 2 election precinct and justices and constable's district, and the Dover election precinct and justices and constable's district, in Mason county.

47. An act to authorize the Mercer county court to issue and sell bonds to pay off her indebtedness, and to create a sinking fund for the payment of the same.

48. An act to legalize certain acts of the Mercer county court.

49. An act to establish, fix the boundary, and charter the town of Bridgeport, in Metcalfe county.

50. An act to incorporate the Farmers' Club, of Shelby county.


52. An act for the benefit of William Mullins, late sheriff of Wayne county.

53. An act authorizing the county court of Muhlenburg county to change the South Carrollton and Madisonville road, as the same passes on the land of C. L. Morehead.

54. An act to establish an additional voting place in election precinct No. 5, in the county of Greenup.

55. An act to change one of the voting places in election precinct No. 3, in Greenup county.

56. An act to incorporate the town of Pewee Valley, in Oldham county.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, 3d, 18th, 26th, 27th, and 49th to the Committee on Revised Statutes and Codes of Practice; the 4th, 6th, 47th, and 48th to the Committee on Courts of Justice; the 5th, 11th, 23d, 24th, 33d, 34th, 35th, 41st, and 56th to the Committee on Privileges and Elections; the 7th, 8th, 9th, 15th, 24th, 33d, 36th, 39th, 41st, 42d, 50th to the Committee on Judiciary; the 10th, 21st, and 44th to the Committee on Railroads; the 12th, 25th, 45th, and 50th to the Committee on Agriculture and Manufactures; the 14th to the Committee on Propositions and Grievances; the 16th, 17th, 19th, 20th, 30th, 31st, 34th, 38th, and 53d to the Committee on Internal Improvement; the 18th, 40th, 43d, 51st, and 52d to the Committee on Finance; the 28th to the Committee on Claims; and the 29th and 37th to the Committee on Religion and Morals.
A message was received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to continue in force an act, entitled "An act to increase the compensation to the Public Printer," approved February 25, 1865.

An act to prohibit taxes to be levied for purposes of internal improvement by petition of the voters of counties, cities, districts, &c.

Leave was given to bring in the following bills, viz:

On motion of Mr. Spalding—
1. A bill for the benefit of trustees of the jury fund.

On motion of same—
2. A bill to repeal an act, entitled "An act to amend an act to incorporate the Mississippi Valley Life Insurance Company," passed at the present session of the General Assembly.

Ordered, That the Committee on Revised Statutes and Codes of Practice prepare and bring in the 1st, and the Committee on Banks and Insurance the 2d.

Mr. Prichard, 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 charter the Covington Building Association;

An act to amend the laws in relation to the city of Frankfort;

An act for the benefit of the county of Pulaski;

And enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of E. P. Thomas, late circuit, and present county court clerk of Henry county;

An act for the benefit of George W. Kouns;

An act to amend the charter of the Deposit Bank of Carlisle;

An act to amend an act to incorporate the German Bank and Insurance Company of Louisville, approved March 10, 1869;

An act to change the time of holding the quarterly courts in Carter county;

An act to change the time of holding the Anderson county court;

An act empowering the county court of Menifee county to levy a tax for court-house purposes;

An act for the benefit of G. W. Darlington, of Greenup county.

70-s.
An act, entitled "An act for the benefit of Nelson Durham, sheriff of Josh Bell county;"

An act, entitled "An act for the benefit of Robert A. Marica, late sheriff of Josh Bell county;"

An act for the benefit of W. F. McKenney;

An act to amend an act, entitled "An act empowering the county courts of the counties where court-houses, jails, or clerk's offices have been burned, to levy an ad valorem tax to rebuild the same," approved June 3d, 1865;

An act to amend section 79, chapter 1, title 5, of the Code of Practice in criminal cases;

An act to amend an act, entitled "An act for the benefit of W. S. Hicks, late sheriff of Henderson county, and his sureties," approved February 18th, 1869;

An act for the benefit of H. L. Leigh, of Caldwell county;

An act to authorize the city council of the city of Lexington to exempt the library and property of the Lexington Library Association from city taxes;

An act to apply to the county of Bourbon an act to regulate partnership fences in Clark county;

An act authorizing the county court of Hancock to increase the county levy;

An act to amend an act, entitled "An act to authorize the county court of Shelby to take a vote to levy a tax for turnpike purposes;"

An act to amend the charter of the town of Shelbyville, prescribing additional qualifications for electors of said town;

An act to amend the act to repeal the Shelbyville and Eminence Turnpike Road charter, and to incorporate the Eminence and Fox Run Company;

An act to amend an act, entitled "An act to incorporate the Shelbyville and Taylorsville Turnpike Road Company;"

An act for the benefit of John W. Duncan, sheriff of Wayne county;

An act for the benefit of Haywood Gilbert, late sheriff of Clay county;

An act to amend an act, entitled "An act to incorporate the Southern Banking Company;"

And had found the same truly enrolled.
Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Prichard reported that the committee had performed that duty.

And then the Senate adjourned.

TUESDAY, MARCH 8, 1870.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

1. An act for the benefit of Greenville Lackey, of Lawrence county.
2. An act for the benefit of E. D. Standeford.
3. An act for the benefit of J. W. South.
4. An act for the benefit of the Murray Male and Female Institute.

That they had passed bills of the following titles, viz:

1. An act for the benefit of H. B. Elrod, of the county of Warren.
3. An act for the benefit of John H. Allison, late sheriff of Lawrence county, and his sureties.
4. An act for the benefit of W. Talbott, of Fayette county.
5. An act allowing precincts in Jefferson county to petition county judge for police.
6. An act to amend chapter 7 of the Revised Statutes, title "Boats and Navigation."
7. An act to amend an act, entitled "An act to amend the several acts in relation to peddlers," approved March 4, 1856.
8. An act to incorporate the Taylorsville and Vandyke's Mill Turnpike Company.
9. An act to repeal the charter and reincorporate the town of Hodgenville, in Larue county.
10. An act for the benefit of J. Wash Davis.
11. An act to revise, amend, and reduce into one the laws relating to the common schools of Kentucky.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 3d, 7th, and 10th to the Committee on Finance; the 2d and 11th to the Committee on Education; the 4th to the Committee on Courts of Justice; the 5th and 9th to the Committee on the Judiciary; the 6th to the Committee on Revised Statutes; and the 8th to the Committee on Internal Improvement.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Louisville Co-operative Savings and Banking Company.
An act to amend the charter of the town of Mayfield.
An act to allow the tax assessor of Fulton county further time, in each year, to return his book.
An act for the benefit of Leslie Johnson, late sheriff of Letcher county.
An act to amend the charter of the town of Russellville, in Logan county.
An act to incorporate the Garrard County Deposit Bank.
An act to incorporate the Kenton Station Turnpike Road Company, in Mason county.
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 to alter and enlarge the boundaries of said city.
An act to amend and reduce into one the general acts concerning the town of Hopkinsville.

Resolution of thanks to certain cities, and to Hon. Geo. H. Pendleton.
The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Cooke, from the Committee on Railroads—
1. A bill to amend an act authorizing the counties, towns, and cities through or near which the Evansville, Henderson, and Nashville Railroad may run, to issue bonds to aid in building said road, approved March 7, 1867.

By same—
2. A bill to amend the charter of the Covington and Lexington Railroad Company.

By same—
3. A bill to amend the charter of the Lexington and Big Sandy Railroad Company, Western Division.

By same—
4. A bill for the benefit of the Maysville and Big Sandy Railroad Company.

By same—
5. A bill to incorporate the Louisville Railway Transfer Company.

By Mr. John W. Johnson, from the Committee on Religion and Morals—
6. A bill for the benefit of the county of Estill.

By Mr. Winfrey, from the Committee on Propositions and Grievances—
7. A bill to authorize M. B. Goble to erect a boom across Blair creek, in Lawrence county.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 5th was ordered to be printed, and placed in the orders of the day, and the 1st, 2d, 3d, 4th, 6th, and 7th were ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:
By Mr. Cooke, from the Committee on Railroads—
An act to incorporate the New Providence and Princeton Railroad Company.

By same—
An act to charter the Tygert Valley Railroad Company.

By same—
An act to amend the charter of the Louisville and Chattanooga Grand Trunk Railroad.

By Mr. John W. Johnson, from the Committee on Religion and Morals—
An act for the benefit of the Christian Church at London, in Laurel county.

By same—
An act in relation to the sale of spirituous, vinous, and malt liquors in Logan county.

By same—
An act for the benefit of the town of Scottsville.

By same—
An act for the benefit of the Methodist Episcopal Church, South, of Paducah.

By same—
An act for the benefit of Thomas Robinson, of Shelby county.

By same—
An act to charter the Church of God in Christ Meeting, at Antioch, Shelby county.

By same—
An act for the benefit of the counties of Wolfe and Magoffin.

With an amendment to the last named bill, which was adopted.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. John W. Johnson, from the Committee on Religion and Morals, to whom was referred a bill from the House of Representatives, entitled

An act to prevent the sale of whisky, &c., in Estill county, by submitting the question to the voters of every election district in the county,

Reported the same, with the expression of opinion that said bill ought not to pass.
And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Mr. John W. Johnson, from same committee, to whom had been referred a bill from the House of Representatives, entitled An act to prohibit the sale of vinous or malt liquors in Dixon, Webster 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:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That from and after the passage of this act, no license shall be granted by the judge of the Webster county court, or by the board of trustees of the town of Dixon, Kentucky, to vend or sell spirituous, malt, or vinous liquors by retail in said town, or within one mile of the corporate limits thereof: Provided, That bona fide druggists, in good standing, may be licensed without fee, by the county court of said county, to sell the same for medical purposes alone, upon the person or persons so applying for license taking an oath, before the judge of the said county, to the effect that they, or any person in their employ, will not sell spirituous liquors to any person, except on the order of some practicing physician, resident within the county, of sobriety, in good standing in his profession, stating the date of the order, the person to whom to be sold, and the quantity to be sold; that it has been prescribed by him as a medicine; and the order shall only be good for one selling.

§ 2. Any person selling less than one barrel shall be deemed a retailer within the meaning of this act; and when one barrel is sold, it shall be removed at the time of sale and purchase; and if any part of it is left at the place of sale, with the knowledge or connivance of the seller, it shall constitute him a retailer.

§ 3. Any person violating the provisions of this act shall be subject to all the pains and penalties now provided by the general laws of this State for retailing liquors without license, and shall be proceeded against in the same manner, and under the same rules and regulations, and the fines and forfeitures shall be collected and disposed of in the same way, as now provided by said general laws.

§ 4. Any person who shall attempt, by any device whatsoever, to evade the provisions of this act, shall be deemed a retailer, and any physician who shall give an order for liquor for the purpose of evading this act, or who shall give such order without being fully satisfied of its necessity as a medicine, shall be liable to the same punishment as though he had sold the liquor himself.

§ 5. Provided, It shall be the duty of the county judge of said county to grant, under the general laws of this State, to any bona fide tavern-keeper or merchant, the privilege of retailing liquors within the corporate limits of said town, whenever there shall be presented
to said judge a petition, signed by a majority of the legally qualified white voters of said town, requesting the granting of such privilege.

§ 6. Whenever there shall be presented to the county judge a petition, as described in section five of this act, signed by a majority of the legally qualified white electors of said town, it shall be the duty of the county judge to cause the same, together with the signatures thereto, to be entered at large upon the records of the county court; and the clerk shall be allowed by the judge a reasonable fee for recording the same.

§ 7. From the ruling of the county judge granting, or refusing to grant, the privilege of retailing liquors within the corporate limits of said town, under the provisions of this act, the applicant for such privilege, the board of trustees of the said town, or any citizen thereof, may prosecute an appeal to the circuit court of said county, and from thence to the Court of Appeals; such appeal to be prosecuted and conducted in all respects as provided by the general laws of this State regulating appeals from the county court to the circuit court, and from the circuit court to the Court of Appeals.

§ 8. 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 negative.

The yeas and nays being required thereon by Messrs. Bradley and Chelf, were as follows, viz:

Those who voted in the affirmative, were—

John G. Carlisle, J. H. Dorman, A. G. Talbott,
John B. Clarke, John W. Johnson,

Those who voted in the negative, were—

Jos. M. Alexander, Wm. Johnson, W. L. Vories,
F. M. Allison, K. F. Prichard, Ben. J. Webb,
A. K. Bradley, Oscar Turner, Emery Whitaker,
J. B. Hayden, A. C. Vallandingham, I. C. Winfrey—12.

Mr. Cooke, from the Committee on Railroads, to whom had been referred a bill from the House of Representatives, entitled

An act to incorporate the Bluegrass Railroad Company,

Reported the same with an amendment.

Ordered, That the further consideration of said bill be postponed, and that the same be placed in the orders of the day.

Mr. Cooke, from same committee, to whom had been referred the amendments proposed by the House of Representatives to a bill from the Senate, entitled

An act to amend an act, entitled "An act to amend the charter of the Shelby Railroad Company, and to authorize certain counties to take stock in the same,"
MAR. 8.

JOURNAL OF THE SENATE.

Reported the same, with the expression of opinion that said amendments should not be concurred in.

And the question being taken on concurring in said amendments, it was decided in the affirmative.

Mr. Winfrey, from the Committee on Propositions and Grievances, to whom had been referred a bill from the House of Representatives, entitled

An act to repeal an act, entitled "An act to change the line between Taylor and Green counties," approved March 13, 1869,

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 Session Acts, 1869-70.]

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. Chelf and Bradley, were as follows, viz:

Those who voted in the affirmative, were—

A. K. Bradley, J. B. Hayden, Oscar Turner,
W. H. Chelf, John W. Johnson, W. L. Vories,
John B. Clark, W. H. Payne, Emery Whitaker,
Edwin Hayes

Those who voted in the negative, were—

F. M. Allison, Harrison Cockrill, E. D. Standeford,
R. A. Burton, Wm. L. Conklin, Ben. J. Webb,
J. Q. Chenoweth, I. A. Spalding

Resolved, That the title of said bill be as aforesaid.

On motion of Mr. Clarke, a message was sent to the House of Representatives, to ask leave to withdraw the announcement of their disagreement to the passage of a bill, which originated in the House of Representatives, entitled

An act to repeal an act, entitled "An act to amend the charter of the city of Augusta," and an act, entitled "An act to amend the charter of the city of Augusta, in Bracken county."

In a short time, said bill was handed in at the Clerk's desk.

Said bill was then taken up, and the vote by which the same had been disagreed to was reconsidered.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

71-s.
Mr. Carlisle withdrew the motion heretofore made by him to reconsider the vote by which the Senate had passed a bill, entitled
An act concerning the State Agency at Washington.

Mr. John W. Johnson, from the Committee on Religion and Morals, to whom had been referred a bill from the House of Representatives, entitled
An act to prohibit the sale of spirituous, vinous, or intoxicating liquors in the town and vicinity of Bewleyville, in Breckinridge county,
Reported the same without amendment.

On motion, said bill was laid on the table.

The Senate took up for consideration a bill, entitled
A bill to prevent the sale of liquor to negroes or mulattoes on the Sabbath day,
Together with the amendment heretofore proposed by Mr. Carlisle.

Mr. Prichard moved to reconsider the vote by which the amendment proposed by him on yesterday had been adopted.

And the question being taken thereon, it was decided in the affirmative.

Mr. Prichard then withdrew the amendment.

Mr. Carlisle also withdrew the amendment which he had heretofore proposed.

The original bill reads as follows, viz:

Whereas, It is represented that large crowds of negroes and other persons congregate around stores and groceries in this Commonwealth on the Sabbath day, drinking whisky until they are intoxicated, riotous, and dangerous to the public peace; in remedy whereof,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That it shall be unlawful for any merchant, hotel-keeper, or coffee-house-keeper to sell, give, or loan, on the Sabbath day, any spirituous, vinous, or malt liquor to any negro or mulatto.

§ 2. Any of said persons violating the provisions of this act shall be fined not less than twenty nor more than sixty dollars for each offense, recoverable by indictment.

§ 3. This act shall be given in charge by the circuit judges of this Commonwealth to the grand jurors of their counties.

§ 4. This act shall take effect from and after its passage.

Mr. Spalding then renewed the motion to amend said bill as proposed by Mr. Prichard.

Which reads as follows, viz:

Amend by adding after the words "negroes and mulattoes," the words "or other person not a guest of the vendor or donor."
Mr. John W. Johnson then moved to amend the amendment proposed by Mr. Spalding, by adding thereto the following proviso, viz:  
Provided, Said act shall not apply to any city or town having a police organization of two or more day and night watchmen.  
And the question being taken thereon, it was decided in the negative.

The question was then taken on the adoption of the amendment proposed by Mr. Spalding, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Spalding and Chelf, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


Mr. Payne then moved to amend the bill as follows, viz:

After the words coffee-house-keepers, insert the words “liquor dealers and all other persons.”

And the question being taken thereon, it was decided in the negative.

Mr. Payne then moved to amend said bill as follows, viz:

Add to the first section of the bill the following proviso: “Provided, That this bill shall not be so construed as to prohibit, in any manner, the use of spirits as medicine when prescribed by a physician.”

Which was adopted.

Mr. Carlisle then renewed the motion to amend said bill as heretofore made by him.

Which amendment is as follows, viz:

Add to the first section the following proviso: “Provided, That the provisions of this bill shall not apply to any city in which there is a police organization.”

Mr. Cockrill then moved to lay said bill, as amended, and the pending 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. Cockrill and Bradley, were as follows, viz:
Those who voted in the affirmative, were—

Jos. M. Alexander,  J. Q. Chenoweth,  E. D. Standeford,
F. M. Allison,      John B. Clarke,      A. C. Vallandingham,
A. K. Bradley,      Harrison Cockrill,    Ben. J. Webb,
R. A. Burton,       G. W. Connor,         I. C. Winfrey—14,
Jno. G. Carlisle,   Wm. Johnson,         A. K. Bradley,  Harrison Cockrill,
                    W. H. Chelf,         John W. Johnson,  Oscar Turner,
Wm. L. Conklin,    W. H. Payne,         W. L. Vories,
J. H. Dorman,      K. F. Prichard,      Emery Whitaker,

The Senate took up for consideration a bill, entitled
A bill concerning the Quarter-Master General.

Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Ken­
tucky, That the office of Quarter-Master General be, and the same is
hereby, continued upon its present footing for the period of two years
from and after the 16th day of February, 1870: Provided, That should
the war claim of Kentucky be settled before the expiration of two
years, or the settlement of it be so far advanced as not to require so
great an amount of labor as at present, then the Governor may reduce
this office to a peace footing, as provided in section 4 of act approved
February 16, 1866, entitled "An act to amend an act, entitled 'An act
to organize and discipline the militia of Kentucky.'"

§ 2. This act to take effect from its passage.

Mr. Winfrey moved to amend said bill as follows, viz:

Strike out "two years," and insert in lieu thereof "one year."

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill
being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill; and it
was decided in the affirmative.

The yeas and nays being required thereon, in pursuance to a pro­
vision of the Constitution, were as follows, viz :

Those who voted in the affirmative, were—

Jos. M. Alexander,  J. H. Dorman,  E. D. Standeford,
F. M. Allison,      J. B. Hayden,      A. G. Talbott,
A. K. Bradley,      Wm. Johnson,       Oscar Turner,
R. A. Burton,       John W. Johnson,    A. C. Vallandingham,
W. H. Chelf,        W. H. Payne,        Ben. J. Webb,
J. Q. Chenoweth,    K. F. Prichard,     Emery Whitaker,
John B. Clarke,     I. A. Spalding,     Thos. Wrightson—22.
Those who voted in the negative, were—

Wm. L. Conklin,      Edwin Hawes,      I. C. Winfrey—3.

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration a bill, entitled

A bill concerning the duties of circuit court clerks.

Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That hereafter it shall be the duty of the several circuit court clerks in this Commonwealth to keep, instead of the judgment book and execution book now required by law, but one book, to be known as the "Combined Judgment and Execution Book," in which, within ten days after the rendition of a personal judgment, entry thereof shall be made in the following order: 1st. The name of the plaintiff's attorney; 2d. The names of the plaintiffs and defendants; but if the plaintiffs are numerous, then the name of the first plaintiff, followed by the words "and others;" 3d. The amount of the judgment; 4th. The date when the judgment was rendered; 5th. The number and page of the order book containing the judgment; 6th. The date from which the judgment bears interest; 7th. The credits to which the judgment or execution issued thereon may be entitled.

§ 2. Whenever an execution may be obtained on such judgment in any of the methods now provided by law, it shall be the duty of such clerks to record such execution in the same book in which judgments are recorded, continuing to state—8th. The style or character of the execution; 9th. The costs of the judgment and execution as taxed; 10th. The date when the execution is issued; 11th. The name of the officer or person to whom the execution is delivered; 12th. The date when the execution is returnable; 13th. The date when the execution is returned; leaving sufficient space for an entry of the officer's return, and additional space to make an entry of satisfaction when the judgment is paid off.

§ 3. It shall further be the duty of such clerks to make entries of satisfaction, in the column provided for that purpose, at the instance of the plaintiff or his attorney, or when the officer's return shows that the execution has been fully paid off.

§ 4. For entries in the "Combined Judgment and Execution Book" clerks shall receive the same fees now allowed by law for making entries in the separate judgment book.

§ 5. All laws inconsistent herewith are hereby repealed.

§ 6. This act shall be in force and take effect from its passage.

Mr. Turner moved to amend the third section of the bill by adding thereto the following, viz:

It shall be the duty of all clerks of circuit courts and courts of common pleas to issue all executions ten days after judgment, or as soon as practicable thereafter, unless otherwise ordered; and for failure to do so, he and his sureties shall be liable for all damages to the party aggrieved.

Which was adopted.
Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Spalding and Alexander, were as follows, viz:

Those who voted in the affirmative, were—

Those who voted in the negative, were—
Jos. M. Alexander,  J. H. Dorman,  A. G. Talbott,
F. M. Allison,    Edwin Hawes,  Oscar Turner,
W. H. Chelf,     J. B. Hayden,  A. C. Vallandingham,
J. Q. Chenoweth, William Johnson, Ben. J. Webb,
John B. Clarke,  John W. Johnson, Emery Whitaker,
Harrison Cockrell,  W. H. Payne,  I. C. Wiadrey,
G. W. Connor,    I. A. Spalding

So said bill was rejected.

The Senate took up for consideration a bill, entitled
A bill for the benefit of J. F. Lytle, W. A. Johnson, and G. W. Loving, of McLean county.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration the motion heretofore made to reconsider the vote by which the Senate had passed a bill, entitled
An act to amend an act, entitled "An act to repeal an act, entitled 'An act to incorporate the Kentucky Insurance Company,'" approved March 9th, 1868.

And the question being taken thereon, it was decided in the affirmative.

Mr. Vories then moved that said bill be recommitted to a select committee, consisting of Messrs. Turner, Whitaker, Chelf, Vories, and Clark.

Which was decided in the affirmative.

A message was received from the Governor by Mr. Samuels, Assistant Secretary of State, announcing that the Governor had ap-
proved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to charter the Covington Building Association.
An act for the benefit of the county of Pulaski.
An act to amend the laws in relation to the city of Frankfort.

Mr. Vories presented the petition of sundry citizens of Trimble county, asking the passage of an act prohibiting the sale of liquor in the town of Bedford.

Which was received, the reading dispensed with, and referred to the Committee on Religion and Morals.

Leave was given to bring in the following bills, viz:

On motion of Mr. Whitaker—
1. A bill to amend an act, entitled “An act to establish an Insurance Bureau.”
On motion of Mr. John W. Johnson—
2. A bill for the benefit of Morgantown.
On motion of same—
3. A bill for the benefit of McLean county.

Ordered, That the Committee on Banks and Insurance prepare and bring in the 1st; the Committee on Revised Statutes and Codes of Practice the 2d; and the Committee on Propositions and Grievances the 3d.

Mr. Prichard, 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 establish an additional voting place at Bewleyville, in the Union Star district, in Breckinridge county;
An act to repeal an act, entitled “An act incorporating the Covington and Bank Lick Passenger Railway Company,” approved March 3d, 1860;
An act for the incorporation and regulation of Life Insurance Companies;
An act to amend an act, entitled “An act in relation to the collection of railroad taxes in McCracken county;”
An act for the incorporation and regulation of Fire, Marine, Health, Accident, Live Stock, and all other, except Life Insurance Companies;
An act for the benefit of Wm. Sweeney, of Washington county;
An act for the benefit of James Marcum;
An act for the benefit of William Marcum;
An act to amend the charter of the town of Caseyville;
An act for the benefit of the mechanics in Grayson county;
An act for the benefit of James Osenton, of the county of Carter;
An act for the benefit of the county judges of Webster and Mason counties;
An act to amend section 3 of an act, entitled "An act to establish the county of Lee;"
An act for the benefit of the county of Lee, authorizing the increase of the county levy;
An act to amend the charter of the town of Bardstown;
And enrolled bills, which originated in the House of Representatives, of the following titles, viz:
An act to incorporate the Hopkinsville and Beverly Turnpike Road Company;
An act to prohibit the sale or vending of vinous, spirituous, or malt liquors in the town of Blandville, Ballard county;
An act to amend the charter of the town of Simpsonville;
An act to regulate the time of holding the circuit courts in the counties of Warren, Simpson, Edmonson, and Todd;
An act to amend an act, entitled "An act to incorporate the Bowling Green Manufacturing Company;"
An act to incorporate the Deposit Bank of Elizabethtown;
An act to incorporate the Deposit Bank of Henderson;
An act to amend an act, entitled "An act to incorporate the Deposit Bank of Hopkinsville;"
An act to authorize the Elliott county court to levy an additional tax for county purposes;
An act providing for the payment of the public debt of Monroe county;
An act to regulate the terms of the Franklin quarterly and county courts;
An act to amend an act, entitled "An act to establish the county of Elliott;"
An act to change the time of holding the levy and court of claims for Jessamine county, and for other purposes;
An act for the benefit of Allen county;
An act to amend section 1 of an act, entitled "An act to amend section 9, article 9, chapter 91, of the Revised Statutes," approved February 16, 1864;
An act to establish an additional magistrates' district in Metcalfe county;
And had found the same truly enrolled.
Said bills having been signed by the Speaker of the House of Representa-
tives, the Speaker of the Senate pro tem. affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.
After a short time, Mr. Prichard reported that the committee had performed that duty.
And then the Senate adjourned.

MONDAY, MARCH 9, 1870.
A message was received from the House of Representatives, an-
nouncing that they had passed bills, which originated in the Senate, of the following titles, viz:
An act for the benefit of the blind children and youth of the State of Kentucky.
An act to establish an Insurance Bureau.
An act for the benefit of John Solomon Smith, of the county of Shelby.
An act concerning the State Agency at Washington.
That they had passed bills of the following titles, viz:
1. An act to repeal in part, and amend an act, entitled "An act providing a general mechanics' lien law for certain counties."
2. An act regulating the inspection and selling of tobacco in the city of Louisville.
3. An act to protect the stone fences in Fayette county.
4. An act for the benefit of Bird Jameson, of Livingston county.
5. An act for the benefit of Granville Evans.
6. An act to revise, digest, and compile the statute laws of this State.
Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, 3d, and 4th to the Committee on Revised Statutes; the 5th to the Committee on Finance, and the 6th to the Committee on the Judiciary.

A message was also received from the House of Representatives, announcing that they had receded from their proposed amendment to a bill from the Senate, entitled

An act to amend an act, entitled “An act to amend the charter of the Shelby Railroad Company, and to authorize certain counties to take stock in the same,”

And that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act, entitled “An act for the benefit of Nelson Durham, sheriff of Josh Bell county.”

An act for the benefit of John W. Duncan, sheriff of Wayne county.

An act for the benefit of Haywood Gilbert, late sheriff of Clay county.

An act to amend the act to repeal the Shelbyville and Eminence Turnpike Road charter, and to incorporate the Eminence and Fox Run Company.

An act to amend an act, entitled “An act to incorporate the Shelbyville and Taylorsville Turnpike Road Company.”

An act empowering the county court of Menifee county to levy a tax for court-house purposes.

An act to amend the charter of the town of Shelbyville, prescribing additional qualifications for electors of said town.

An act to change the time of holding the quarterly courts in Carter county.

An act to change the time of holding the Anderson county court.

An act for the benefit of G. W. Darlington, of Greenup county.

An act for the benefit of W. F. McKinney.

An act to amend section 79, chapter 1, title 5, of the Code of Practice in criminal cases.

An act to amend the charter of the Deposit Bank of Carlisle.

An act for the benefit of H. L. Leigh, of Caldwell county.

An act to amend an act, entitled “An act empowering the county courts of the counties where court-houses, jails, or clerk’s offices have
been burned, to levy an ad valorem tax to rebuild the same," approved June 3d, 1865.

An act to amend an act, entitled "An act to incorporate the Southern Banking Company."

An act to authorize the city council of the city of Lexington to exempt the library and property of the Lexington Library Association from city taxes.

An act to amend an act, entitled "An act for the benefit of W. S. Hicks, late sheriff of Henderson county, and his sureties," approved February 18th, 1869.

An act authorizing the county court of Hancock to increase the county levy.

An act to apply to the county of Bourbon an act to regulate partnership fences in Clark county.

An act for the benefit of E. P. Thomas, late circuit, and present county court clerk of Henry county.

An act for the benefit of George W. Kouns.

An act to amend an act, entitled "An act to authorize the county court of Shelby to take a vote to levy a tax for turnpike purposes."

An act to amend an act to incorporate the German Bank and Insurance Company of Louisville, approved March 10, 1869.

An act, entitled "An act for the benefit of Robert A. Marical, late sheriff of Josh Bell county."

On motion,

Ordered, That Mr. Chelf be added to the committee on the revision of the revenue laws.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Webb, from the Committee on Agriculture and Manufactures—

A bill to incorporate the Ohio Falls Steel Works.

By same—

A bill to incorporate the Caseyville and Morganfield Turnpike Road Company.

By Mr. Talbott, from the Committee on Charitable Institutions—

A bill concerning the poor-house farm in Clark county.

By Mr. Spalding, from the Committee on Banks and Insurance—

A bill to incorporate the Jefferson County Bank.
Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Whitaker, from the Committee on Banks and Insurance, reported

A bill to amend an act, entitled "An act to establish an Insurance Bureau," passed by the present General Assembly.

Which bill was read the first time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That in addition to the fees allowed to the Auditor and Commissioner by the ninth section of an act to establish an Insurance Bureau, the Treasurer shall be allowed the sum of six hundred dollars for the services required of him by an act for the incorporation and regulation of Life Insurance Companies, to be paid in the same manner, and out of the same fund which the Insurance Commissioner is paid.

§ 2. This act shall take effect from its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, in pursuance 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. Vallandingham, from the Committee on Claims, reported A bill for the benefit of Wm. D. Cummings.

Which was read the first time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That it shall be lawful for William D. Cummings to institute suit, by equitable proceedings, in the Franklin circuit court, against the State of Kentucky, for the purpose of trying the question, whether the State of Kentucky is or not responsible in damages to the said William D. Cummings, for the sinking of the steamer Mason, at or near Lock No. 1, upon Green river, and if responsible, for the ascertainment of the damages sustained by the said Cummings resulting from the sinking of said steamer.

§ 2. It shall be the duty of the Attorney General of the State of Kentucky to defend said suit for and on behalf of the State of Kentucky, and that the service of summons or notice upon the Attorney General shall be deemed and held as sufficient notice to the State of Kentucky, in all matters where notice is required to be given or summons to be issued.

§ 3. The said court shall have jurisdiction to hear and determine all the matters involved in said suit, upon equitable principles, as fully and to all intents and purposes as if the suit was altogether between private persons.

§ 4. That if either party shall be dissatisfied with the decision of the Franklin circuit court, the right is hereby given to appeal to the Court of Appeals, whose decision shall be conclusive; and the judgment in favor of said Cummings, if any be rendered, shall be paid out of any money in the Treasury not otherwise appropriated, by the Auditor of Public Accounts drawing his warrant on the Treasurer for the same.

§ 5. Provided, That in no event the judgment of the court shall exceed the sum of fifteen hundred dollars, the amount now claimed.

§ 6. This act shall take effect from and after its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispersed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispersed 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 thereon.

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—

Jos. M. Alexander, J. B. Hayden, E. D. Stansfield,
R. A. Burton, John W. Johnson, W. L. Vories,
The Senate took up for consideration a bill, entitled
A bill to amend the 28th chapter of the Revised Statutes,
Together with the amendment heretofore proposed, as also the amendment proposed by the committee as a substitute for the original bill and proposed amendment.

The original bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That any person who shall willfully and knowingly, and with
out the consent of the owner or tenant, either express or implied, and without color of claim, sever and take any growing crop, or part thereof, in any field, garden, orchard, or yard, or any inclosed land, or shall sever and take away any timber or growing trees from the lands of another, shall be deemed guilty of larceny.

§ 2. That whoever shall be guilty of larceny of property, or other thing, of the value of less than fifteen dollars in the aggregate of the things taken at the same time, shall be hired out or confined in the Penitentiary, for a period of not less than six months nor more than two years—the manner and time of punishment to be at the discretion of the jury.

§ 3. That if the punishment assessed shall be hiring out, the sheriff, after giving five days' notice of the time, place and terms, at the court-house door of the county, shall hire out the person so convicted for the period adjudged to the highest bidder. The hiring shall be done at the court-house door of the county on a court day, and the hirer shall give bond and good surety to the Commonwealth of Kentucky, having the force of judgments on replevin bonds, stipulating to pay the amount of hire, payable annually; and that the hirer shall furnish the convict with good wholesome diet, shelter, and clothing; and medical attention, and keep him at hard labor, except on Sunday, and not to allow him to leave the premises of the hirer, except in his employment. The said bond shall be returned to the office of the clerk of the circuit or criminal court of the county, and may be enforced by execution or rule. All money collected on said bonds shall be paid over to the Trustee of the Jury Fund, to be held by him to be applied as other funds in his hands.

§ 4. If any convict so hired out shall disobey the hirer, he may correct him in a humane manner; and if he shall escape from or leave the employment of the hirer during the time, he shall, upon conviction thereof, be confined in the Penitentiary or House of Reform for double the period for which he was originally sentenced to be hired out.

§ 5. Any person who shall knowingly and willfully receive any property stolen, shall be punished in the same way as if he had himself committed the larceny.

§ 6. Any person who shall knowingly and willfully persuade, or entice, or assist any convict, hired under the provisions of this act, from the employment of the hirer, or to leave or escape from him, or if so escaped, shall harbor or assist him, he shall be liable to indictment, and, if found guilty, shall be fined in a sum not less than fifty nor more than three hundred dollars, and imprisoned in the county jail not less than thirty nor more than one hundred days, at the discretion of the jury trying the case; and all money collected under this section shall be applied in the same way as other money collected under this act.

§ 7. The relations existing between the hirer and hired shall be the same as exist between master and servant, except that the hired person shall not be entitled to any compensation for his labor.

§ 8. For hiring out a convict, the sheriff shall receive of the hirer a fee of two dollars for hiring and taking bond; and the attorney for
The amendment first proposed to the bill reads:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That any person who shall willfully and knowingly, and without the consent of the owner or tenant, either express or implied, and without color of claim, sever and take any crop growing or being in any field, garden, orchard, or yard, or any inclosed land, or shall sever and take away any timber or growing trees from the lands of another, shall be deemed guilty of larceny.

§ 2. That whoever shall be guilty of larceny of property or other thing, of the value of less than fifteen dollars in the aggregate of the things taken at the same time, shall be hired out or confined in the penitentiary for a period of not less than six months nor more than two years, the manner and time of punishment to be at the discretion of the jury. Provided, That the aggregate of the things taken at the same time shall be over twenty-five cents, and the taking of fruits, melons, and timber be over one dollar.

§ 3. That if the punishment aforesaid shall be hiring out, the sheriff, after giving five days' notice of the time, place, and terms at the court-house door of the county, shall hire out the person so convicted for the period adjudged to the highest bidder. The hiring shall be done at the court-house door of the county on a court day, and the hirer shall give bond and good security to the Commonwealth of Kentucky, having the force of judgments, stipulating to pay the amount of hire, payable annually; and the hirer shall furnish the convict with good, wholesome diet, shelter, and clothing, and medical attention, and keep him at hard labor, except Sunday, and not to allow him to leave the premises of the hirer, except in his employment. The said bond shall be returned to the office of the clerk of the circuit or criminal court of the county, and may be enforced by execution or rule. All money collected on said bonds shall be paid over to the trustee of the jury fund, to be held by him, to be applied as other funds in his hands: Provided, however, if the convict shall die or escape, and fail to serve out the term for which he is hired, such hirer shall only pay for the time he serves.

§ 4. If any convict so hired out shall refuse to perform reasonable service, or leave the employment of the hirer during the time, he shall, upon conviction thereof, be confined in the penitentiary for double the period for which he was originally sentenced to be hired out.

§ 5. Any person who shall knowingly and willfully receive any property stolen shall be punished in the same way as if he had himself committed larceny.

§ 6. Any person who shall knowingly and willfully persuade or entice or assist any convict, hired under the provisions of this act, from the employment of the hirer, or to leave or escape from him, or if so escaped, shall harbor or assist him, he shall be liable to indict-
ment; and if found guilty, shall be fined in a sum not less than fifty nor more than three hundred dollars, and imprisoned in the county jail not less than thirty nor more than one hundred days, at the discretion of the jury trying the case; and all moneys collected under this section shall be applied in the same way as other moneys collected under this act.

§ 7. For hiring out a convict, the sheriff shall receive of the hirer a fee of two dollars for hiring and taking bond; and the attorney for the Commonwealth shall have, of money collected on said bond, ten per cent., to be paid him by the trustee of the jury fund.

§ 8. Nothing in this act shall be construed to interfere or conflict with the provisions of the act approved 15th day of February, 1869, entitled "An act to establish a State House of Reform for Juvenile Delinquents."

§ 9. All other laws coming within the purview of this act are hereby repealed.

The amendment proposed by the committee, as a substitute for the original bill and amendment, reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That any person who shall willfully, knowingly, and feloniously, and without the consent of the owner or tenant, either express or implied, and without color of title or claim, sever, take, and carry away any grain, or other crop or product, growing or being in any field, garden, or orchard of another, shall be guilty of larceny.

§ 2. That whosoever shall be guilty of larceny of grain or other crop or product, as prescribed in the preceding section, of the value of less than four dollars, shall be held to be guilty of a misdemeanor, and, upon indictment and conviction, shall be punished by hiring out or imprisonment in the county jail, for a period of not less than six months, nor over twelve months, at the discretion of the jury: Provided, That fruits, melons, and turnips, of less value than one dollar, are excepted out of the provisions of this act, leaving the taking of them to be prosecuted by actions of trespass, as now provided by law.

§ 3. That whosoever shall be guilty of larceny of grain or other crop or product, as prescribed in the first section of this act, of the value of four dollars and over, and not exceeding fifteen dollars, shall be guilty of felony, and, upon indictment and conviction, shall be hired out or confined in the Penitentiary for a period of not less than twelve months, nor more than two years, at the discretion of the jury.

§ 4. That whosoever shall be guilty of larceny of grain or other crop or product, as provided by the first section of this act, of over fifteen dollars in value, shall be guilty of felony, and, upon indictment and conviction, shall be punished by confinement in the Penitentiary for a period of not less than two years, nor more than three years.

§ 5. That if the punishment be hiring out, the sheriff shall, upon conviction, hire the convict out publicly at the court-house door, to the best bidder, and take bond from the hirer, with good security,
payable to the Commissioner of the Jury Fund and his successor, the bond to have the force of a judgment. The hirer shall board and clothe the convict, pay his medical bills, and treat him humanely. If the convict shall die or escape from service, the hirer shall be released for the residue of his term, and have a credit on his bond for the amount.

§ 6. That if the convict escape from service, he shall be liable to be arrested by any sheriff, marshal, or constable of this State, upon warrant of arrest, which may be issued upon affidavit by the county judge or any justice of the peace of the county in which he was convicted, and shall, if hired out for a misdemeanor, be imprisoned in the county jail one year; if hired out for a felony, he shall be confined in the Penitentiary two years.

§ 7. That the sheriff shall be entitled to a fee of three dollars for the hiring of each convict and taking bond, to be paid by the hirer.

§ 8. That nothing in this act shall be construed to interfere or conflict with the provisions of the act approved February 15, 1869, entitled "An act to establish a State House of Reform for Juvenile Delinquents."

§ 9. That it shall be the duty of the judges of the circuit and criminal courts to give this act in charge to the grand jury.

The question was then taken on the adoption of said last named amendment as a substitute, and it was decided in the affirmative.

Mr. Wrightson then moved to amend the amendment as follows, viz:

Section two, line four, strike out the words, "hirin out or," printed in Italic, and insert in lieu thereof the words "fine of ten dollars."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wrightson and Allison, were as follows, viz:

Those who voted in the affirmative, were—

R. A. Burton,  

Those who voted in the negative, were—

Jos. M. Alexander,  Lyytleton Cooke,  K. F. Prichard,  
A. K. Bradley,  J. H. Dorman,  I. A. Spalding,  
Jno. G. Carlisle,  W. McKee Fox,  A. G. Talbott,  
W. H. Cheff,  Edwin Hawes,  Oscar Turner,  
John B. Clarke,  J. B. Hayden,  A. C. Vallinghnam,  
Harrison Cockrill,  Wm. Johnson,  Ben. J. Webb,  

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,
The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Carlisle and Bradley, were as follows, viz:

Those who voted in the affirmative, were—

W. H. Chelf, J. B. Hayden, E. D. Standeford,
Harrison Cockrill, John W. Johnson, A. G. Talbott,
Wm. L. Conklin, K. F. Prichard, Oscar Turner,
Lyttleton Cooke, I. A. Spalding, W. L. Vories—12.

Those who voted in the negative, were—

Jos. M. Alexander, John B. Clark, Wm. Johnson,
F. M. Allison, G. W. Connor, Ben. J. Webb,
A. K. Bradley, J. H. Dorman, Emery Whitaker,
R. A. Burton, W. McKee Fox, J. C. Winfrey,

So said bill was rejected.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Webb, from the Committee on Agriculture and Manufactures—

An act to amend the charter of the Calhoon Mills Company.

By same—

An act to amend the charter of the North Kentucky Agricultural Society, of Boone county.

By same—

An act to incorporate the Agricultural and Mechanical Association of Colored People, of Fayette county.

By Mr. Allison, from same committee—

An act to incorporate the Trayser Piano-forte Company, of Maysville, Kentucky.

By Mr. Whitaker, from the Committee on Banks and Insurance—

An act for the benefit of the incorporated banks of issue of the State of Kentucky.

By Mr. Talbott, from the Committee on Charitable Institutions—

An act to incorporate the Union Benevolent Society, No. 2, of Colored People, at Lexington.

By Mr. Cooke, from the Committee on Railroads—

An act to amend an act, entitled "An act to incorporate the Louisville and Beargrass Railway Company," approved March 5th, 1869.

Ordered, That said bills be read a third time.
The constitutional provision as to the third reading of said bills being dispensed with,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Whitaker, from the Committee on Banks and Insurance, to whom had been referred bills from the House of Representatives, of the following titles, viz:
An act to incorporate the Lexington Insurance and Banking Company;
An act to incorporate the St. Louis Mutual Insurance Association, of Louisville;
Reported the same, with the expression of opinion that said bills ought not to pass.
And the question being taken separately on ordering each of said bills to be read a third time, it was decided in the negative.
So said bills were disagreed to.

Mr. Talbott, from the Committee on Charitable Institutions, to whom had been referred a bill from the House of Representatives, entitled
An act for the benefit of the Eastern Lunatic Asylum,
Reported the same without amendment.
Ordered, That said bill be printed, and placed in the orders of the day.

Mr. Talbott, from same committee, asked to be discharged from the further consideration of the petition of the grand jury of Jefferson county.
Which was granted.

Mr. Standeford asked that a committee be appointed to withdraw from the Governor Senate bill, entitled
An act to amend an act, entitled "An act to incorporate the Farmers' and Drovers' Bank," approved February 18, 1869.
Whereupon, Mr. Standeford was appointed said committee.
The Senate took up for consideration a bill from the House of Representatives, entitled
An act to incorporate the Bluegrass Railroad Company, Together with pending amendments.
Which amendments were adopted.
Ordered, That the further consideration of said bill be postponed till to-morrow, at 10¼ o'clock, A. M.
On motion of Mr. Prichard, leave was given to bring in a bill, entitled
A bill to incorporate the Big Sandy Building Association, of Boyd county.
Which was referred to the Committee on Agriculture and Manufactures.

A message was received from the Governor by Mr. Samuels, Assistant Secretary of State, announcing that the Governor had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

- An act for the benefit of William Marcum.
- An act for the benefit of James Marcum.
- An act to amend the charter of the Cincinnati, Lexington, and East Tennessee Railroad Company.
- An act to amend section 3 of an act, entitled "An act to establish the county of Lee."
- An act for the benefit of the county of Lee, authorizing the increase of the county levy.
- An act to amend an act, entitled "An act in relation to the collection of railroad taxes in McCracken county."
- An act to establish an additional voting place at Bewleyville, in the Union Star district, in Breckinridge county.
- An act for the benefit of James Osenton, of the county of Carter.
- An act to amend the charter of the town of Bardstown.
- An act for the benefit of Wm. Sweeney, of Washington county.
- An act to amend the charter of the town of Caseyville.

Mr. Prichard, 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 establish an additional voting precinct in Carter county;
- An act prohibiting the sale of spirituous liquors, &c., in Laurel county;
- An act to incorporate the Springfield and St. Mary's Turnpike Road Company;
- An act to incorporate the St. Rose and Marion County Turnpike Road Company;
An act to authorize the Danville and Pleasant Hill Turnpike Road Company to establish and locate toll-gates;

An act to authorize the county court of Union county to increase the width of certain roads in said county;

An act to authorize the county court of Trigg county to dispose of the Curling fund, and for other purposes;

An act to incorporate the Bridgeport and Benson Turnpike Road Company;

An act to incorporate the Highland Racing Park Association;

An act to incorporate the Rip Van Winkle Sleeping Car Company;

An act to amend an act entitled "An act to amend and reduce into one the several acts relating to the town of Uniontown," approved March 16, 1869;

An act for the benefit of Green county;

An act to incorporate the Chandler Iron Company;

An act to incorporate the Union County Bank;

An act in relation to the county court of Livingston county;

An act to incorporate the Grayson County Savings and Deposit Bank;

And enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act concerning roads in the counties of Clay and Owsley;

An act to incorporate the Harrodsburg and Shawnee Run Turnpike Road Company;

An act to amend the charter of the Winchester and Red River Iron Works Turnpike Road Company;

An act to incorporate the Boston and Akin Turnpike Road Company, in Jefferson and Shelby counties;

An act to amend an act entitled "An act to incorporate the Foster Turnpike Road Company, in Bracken county;"

An act to amend the charter of the Owingsville and Wyoming Turnpike Road Company;

An act to amend the charter of the Georgetown, Oxford, and Leesburg Turnpike Road Company;

An act to amend the charter of the Versailles and Mount Vernon Turnpike Road Company;

An act to amend the charter of the Lebanon and Calvary Turnpike Road Company;

An act to amend an act to authorize the Pendleton county court to raise money to build bridges, &c.;
JOURNAL OF THE SENATE.

An act for the benefit of the Cleveland Turnpike Company;
An act to amend an act to incorporate the Crab Orchard and Crew's Knob Turnpike Road Company, and the several amendments thereto;
An act to incorporate the Deposit Bank of Meade county;
An act to incorporate the Bank of Mayfield;
An act for the benefit of the Commissioners of the Sinking Fund of Boyle county;
An act to apply an act, entitled "An act to amend the law in relation to roads," approved February 17, 1866, to Crittenden county;
An act to amend the road law of Greenup county;
An act to establish the county of Martin out of integral parts of Pike, Floyd, Johnson, and Lawrence counties;
An act to amend an act, entitled "An act to incorporate the North Middletown and Owingsville Turnpike Road Company;"
An act to empower the county court of Lyon county to grant tavern license in certain cases;
An act to provide for the payment of the bonds and debts of Marshall county;
An act to incorporate the Hebrew Mutual Relief Association;
An act to amend the charter of the Willow Creek Navigation Company, in Ballard county;
An act to incorporate the St. John's Mutual Aid Society;
And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker pro tem. of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Prichard reported that the committee had performed that duty.

And then the Senate adjourned.
A message was received from the House of Representatives, announcing that they had concurred in the amendments proposed by the Senate to a bill from the House of Representatives, entitled
An act to amend an act, entitled “An act to incorporate the Owensboro and Russellville Railroad Company.”
That they had passed a bill from the Senate, entitled
An act to amend an act, entitled “An act to establish the county of Lee,” approved present session of this General Assembly.
That they had passed bills of the following titles, viz:
1. An act for the benefit of Alexander G. Brawner.
2. An act to provide an additional voting place in Henderson precinct, in Henderson county.
3. An act for the benefit of Jordan Neal, late sheriff of Estill county.
4. An act for the benefit of Alfred E. Cope, of Breathitt county.
5. An act to provide a road law for the county of Robertson.
6. An act for the benefit of Michael Steeley, of Floyd county.
Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 6th to the Committee on Claims; the 2d to the Committee on Privileges and Elections; the 3d and 4th to the Committee on Finance; and the 5th to the Committee on Internal Improvement.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:
An act to amend an act, entitled “An act to incorporate the Deposit Bank of Hopkinsville.”
An act for the benefit of Lucy Blake, Katie Blake, and Alice W. Blake, of Ballard county.
An act to incorporate the Hopkinsville and Beverly Turnpike Road Company.
An act to authorize the Elliott county court to levy an additional tax for county purposes.
An act to amend the charter of the town of Simpsonville.

An act to amend an act, entitled "An act to incorporate the Bowling Green Manufacturing Company."

An act to regulate the time of holding the circuit courts in the counties of Warren, Simpson, Edmonson, and Todd.

An act to prohibit the sale or vending of vinous, spirituous, or malt liquors in the town of Blandville, Ballard county.

An act to amend an act, entitled "An act to establish the county of Elliott."

An act to regulate the terms of the Franklin quarterly and county courts.

An act for the benefit of Allen county.

An act to change the time of holding the levy and court of claims for Jessamine county, and for other purposes.

An act to establish an additional magistrates' district in Metcalfe county.

An act providing for the payment of the public debt of Monroe county.

An act to amend section 1 of an act, entitled "An act to amend section 9, article 3, chapter 91, of the Revised Statutes," approved February 16, 1864.

A message was received from the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, entitled.

An act to incorporate the Bluegrass Railroad Company.

A message in writing was received from the Governor, by Mr. Samuels, Assistant Secretary of State.

The rule of the Senate being dispensed with, said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT, \{ FRANKFORT, KY., March 9, 1870.\}

Gentlemen of the Senate:

I nominate for your advice and consent J. Stoddard Johnston, to be Adjutant General of this Commonwealth, vice Frank Wulford, resigned.

Very respectfully,

J. W. STEVENSON.

Mr. Connor presented the remonstrance of sundry citizens of Paris, remonstrating against a change of the town limits.

Which was received, the reading dispensed with, and referred to the Committee on Propositions and Grievances.

74-S.
Mr. Clarke moved to reconsider the vote by which the Senate on yesterday rejected a bill, entitled
A bill to amend the 28th chapter of the Revised Statutes,
Which motion was simply entered.
The Senate took up for consideration a bill from the House of Representatives, entitled.
An act to authorize the qualified voters of Elliott county to vote upon the removal of their county seat.
Ordered, That said bill be read a third time.
The constitutional provision as to the third reading of said bill being dispensed with,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.
The following bills were reported by the several committees directed to prepare and bring in the same, viz:
By Mr. Vallandingham, from the Committee on Claims—
1. A bill for the benefit of James M. Bullock, of Laurel county.
By Mr. Dorman, from the Committee on Courts of Justice—
2. A bill to amend an act, entitled "An act to establish the town of Hampton City, and to extend the corporate limits of Catlettsburg, so as to include the same," approved February 1, 1870.
   By same—
3. A bill for the benefit of Henry Bethel, late sheriff of Larue county.
   By Mr. Whitaker, from same committee—
4. A bill giving the trustees of the town of Sharpsburg exclusive jurisdiction to grant tavern license in said town.
   By Mr. Clarke, from the Committee on Education—
5. A bill to amend an act, entitled "An act to reduce into one the several acts in regard to the Butler Seminary," approved 23d January, 1867.
   By Mr. Cockrill, from the Committee on Finance—
6. A bill to amend the 8th and 16th sections of an act, entitled "An act to incorporate the town of Irvine, in Estill county, and for other purposes."
   By Mr. Spalding, from same committee—
7. A bill for the benefit of the trustees of the jury fund in this Commonwealth.
By Mr. Standeford, from the Committee on Internal Improvement—
8. A bill to amend the charter of the Newport Street Railway Company.
By same—
9. A bill to incorporate the Calhoun Turnpike Road Company.
By same—
10. A bill to amend an act, entitled "An act to incorporate the Vanceburg, Salt Lick, Tollsboro, and Maysville Turnpike Road Company."
By same—
11. A bill to amend the charter of the Kentucky River Turnpike Road Company, in Clark county.
By same—
12. A bill to amend an act, entitled "An act to amend an act to reduce into one the several acts in relation to the town of Harrodsburg, and to legalize certain acts of the trustees of said town."
By same—
13. A bill to improve the navigation of the Big and Little South Forks of Cumberland river.

By Mr. Conklin, from the Committee on the Judiciary—
14. A bill to repeal an act, entitled "An act further to provide for changes of venue in civil cases," approved March 9th, 1867.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to second reading of said bills being dispensed with, the 13th was ordered to be printed; the residue were ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Vallandingham, from the Committee on Claims—
An act for the benefit of L. D. Owens, late sheriff of Henry county, and his sureties.

By Mr. W. Johnson, from the Committee on Courts of Justice—
An act to authorize the Mercer county court to issue and sell
bonds to pay off her indebtedness, and to create a sinking fund for
the payment of the same.

By same—
An act authorizing the county court of Campbell county to levy
and collect an ad valorem tax in said county.

By Mr. Dorman, from same committee—
An act to legalize certain acts of the Mercer county court.

By Mr. Clarke, from the Committee on Education—
An act to repeal an act, entitled “An act to incorporate the
Franklin Institute, in the town of Lancaster,” approved January 12,
1848.

By same—
An act for the benefit of the trustees of school district No. 34,
of Larue county.

By same—
An act to incorporate the Princeton Masonic Female College.

By Mr. Conklin, from the Committee on Finance—
An act for the benefit of John H. Allison, late sheriff of Lawrence county, and his sureties.

By Mr. Spalding, from same committee—
An act for the benefit of Henry Clay Fitzpatrick, of Floyd county.

By same—
An act for the benefit of J. C. Calhoun, sheriff of McCracken county.

By same—
An act for the benefit of H. B. Elrod, of the county of Warren.

By same—
An act for the benefit of William Mullins, late sheriff of Wayne county.

By Mr. Burton, from the Committee on Finance—
An act for the benefit of E. R. Price, sheriff of Todd county.

By same—
An act for the benefit of Geo. W. Sulser, clerk of the Mason county court.

By Mr. Standeford, from the Committee on Internal Improvement—
An act to re-enact, so far as Meade county is concerned, an act, entitled “An act amending the law in relation to roads,” approved February 17, 1866.

By same—
An act to declare Peter creek, in Pike county, a navigable stream.
By same—
An act to amend an act, entitled "An act to incorporate the Hillsboro and Wyoming Turnpike Road Company, in Fleming county."

By same—
An act to repeal all acts heretofore passed declaring Middle creek, in Floyd county, a navigable stream.

By same—
An act to charter the St. Matthews and Goose Creek Turnpike Road Company.

By same—
An act to incorporate the Buck Run and Cole's Road Turnpike Company.

By same—
An act to amend the charter of the Covington and Taylor Mill Road Turnpike Company.

By same—
An act to incorporate the Beargrass Real Estate Company.

By same—
An act authorizing the county court of Muhlenburg county to change the South Carrollton and Madisonville road, as the same passes over the land of C. L. Morehead.

By same—
An act to incorporate the Taylorsville and Vandyke's Mill Turnpike Company.

By same—
An act regulating the voting of shares of stock in the election of directors and other officers of the Flemingsburg and Poplar Plains Turnpike Road Company.

By Mr. Conklin, from the Committee on the Judiciary—
An act to incorporate the town of Pewee Valley, in Oldham county.

By Mr. Cooke, from same committee—
An act for the benefit of Ben. F. Evans, of Garrard county.

By Mr. Carlisle, from same committee—
An act to establish the office of physician to the jail in Jefferson county.

By same—
An act to amend the charter of the city of Lexington.

By same—
An act to extend the corporate limits of the town of Alexandria, in Campbell county, and to amend the charter of the same.
By same—
An act to extend the corporate limits of the city of Newport.
By same—
An act to incorporate the town of Bellevue, in Campbell county.
By same—
An act allowing precincts in Jefferson county to petition county judge for police.
By Mr. Conklin, from the Committee on Finance—
An act for the benefit of G. S. Jones and his securities, late sheriff of Marshall county.
With amendments to the last named bill, which amendments were adopted.
Ordered, That said bills be read a third time.
The constitutional provision as to the third reading of said bills being dispensed with,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.
Mr. Carlisle, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled An act to authorize the trustees of John Cleveland to sell real estate for the benefit of the Orphan School at Midway,
Reported the same with an amendment.
Which was adopted.
Ordered, That said bill be read a third time.
The constitutional provision as to the third reading of said bill being dispensed with,
Resolved, That said bill do pass, and that the title thereof be amended to read,
An act to incorporate the Cleveland Orphan Institution.
Mr. Conklin, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled An act for the benefit of O. C. Rhea,
Reported the same, with the expression of opinion that said bill ought not to pass.
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 directed to draw his warrant on the Treasurer of the State in favor of O. C. Rhea, publisher of the Russellville Herald, for the sum of twelve dollars, for advertising the proclamation of the Governor in relation to the election of Representative in Congress from the Third Congressional
District in 1867, which sum shall be paid out of any money in the
Treasury not otherwise appropriated.
§ 2. This act shall take effect from its passage.

And the question being taken on ordering said bill to be read a
third time, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Vallanding-
ham and Alexander, were as follows, viz:

Those who voted in the affirmative, were—
Jos. M. Alexander, E. D. Standeford, Ben. J. Webb,
J. B. Hayden, A. C. Vallandingham, Emery Whitaker—8.
W. H. Payne, W. L. Vories,

Those who voted in the negative, were—
A. K. Bradley, Wm. L. Conklin, I. A. Spalding,
R. A. Burton, G. W. Connor, A. G. Talbott,
John G. Carlisle, J. H. Dorman, Oscar Turner,
W. H. Chelf, W. McKee Fox, I. C. Wintreby,

Harrison Cockrill, John W. Johnson,

So said bill was disagreed to.

Bills from the House of Representatives, of the following titles,
were reported from the several committees to whom they had been
referred, viz:

By Mr. Conklin, from the Committee on Finance—
An act for the benefit of J. W. Bush, of Livingston county.

By Mr. Carlisle, from the Committee on the Judiciary—
An act to incorporate the Louisville Trading Company.

By same—
An act to repeal the 8th section of the act organizing the county
of Robertson, approved February 11, 1867.

Reported the same, with the expression of opinion that said bills
ought not to pass.

And the question being taken separately on ordering said bills to
be read a third time, it was decided in the negative.

So said bills were disagreed to.

Mr. Spalding, from the Committee on Finance, to whom was
referred a bill from the House of Representatives, entitled
An act for the benefit of J. Wash Davis,

Asked to be discharged from the further consideration of said bill.
Which was granted.

Ordered, That said bill be referred to the Committee on the Judi-
cary.
Mr. Spalding, from the Committee on Finance, to whom was referred a bill from the House of Representatives, entitled An act for the benefit of Mrs. Sarah L. Pope, Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Mr. Spalding, from same committee, to whom had been referred a bill from the House of Representatives, entitled An act to amend an act, entitled "An act to amend the several acts in relation to peddlers," approved March 4, 1856, Reported the same with an amendment.

Ordered, That said bill and proposed amendment be printed, and placed in the orders of the day.

Mr. Carlisle, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled An act for the benefit of W. T. Langridge, a minor under the age of twenty-one years, Reported the same, with the expression of opinion that said bill ought not to pass.

Amendments were then proposed to said bill.

Ordered, That the further consideration of said bill and proposed amendments be postponed until to-morrow, at half-past ten o'clock, A. M.

A message was received from the House of Representatives, returning the bill which was to-day withdrawn, entitled An act to incorporate the Bluegrass Railroad Company.

Mr. Cockrill moved to reconsider the vote by which the Senate on the 8th inst. rejected a bill, entitled A bill to prevent the sale of liquor to negroes and mulattoes on the Sabbath day.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill be referred to the Committee on the Judiciary.

Mr. Standeford, from the Committee on Internal Improvement, to whom had been referred a bill, entitled A bill to amend the charter of the Richmond and Lexington Turnpike Road Company, Reported the same without amendment.
Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the House of Representatives, asking leave to withdraw the announcement of their having receded from an amendment proposed by that body to a bill from the Senate, entitled

An act to amend an act, entitled "An act to amend the charter of the Shelbyville Railroad Company, and to authorize certain counties to take stock in the same,"

And that said bill be returned to the House of Representatives.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Vories and Bradley, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander, John W. Johnson, Oscar Turner,
A. K. Bradley, W. H. Payne, W. L. Vories,

Wm. L. Conklin,

Those who voted in the negative, were—

R. A. Burton, W. McKee Fox, A. C. Vallandingham,
John G. Carlisle, Edwin Hawes, Ben. J. Webb,
G. W. Connor, William Johnson, I. C. Wintrey,

J. H. Dorman, A. G. Talbott,

Mr. Conklin, from the Committee on Finance, reported

A bill for the benefit of James S. Hills, of Hardin county.

Which bill was read the first time as follows, viz:

WHEREAS, On the ____ day of ___ , 1868, judgment was rendered in the Franklin circuit court against James S. Hills and others, in favor of the Commonwealth of Kentucky, for the sum of six hundred and five dollars and forty-one cents, with interest and cost and damages to amount of one hundred and twenty-one dollars and eight cents; and it appearing that the said Hills has paid off said debt, interest, cost, and damages, 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, authorized to draw his warrant upon the Treasurer in favor of James S. Hills, for one hundred and twenty-one dollars and eight cents, the amount paid by him as damages.

§ 2. This act to be in force from its passage.

75-5.
Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander,  Lyttleton Cooke,  A. G. Talbott,
R. A. Burton,  J. H. Dorman,  Oscar Turner,
John G. Carlisle,  J. B. Hayden,  A. C. Vallandingham,
W. H. Chelf,  William Johnson,  W. L. Vories,
John B. Clarke,  John W. Johnson,  Ban. J. Webb,
Harrison Cockrill,  W. H. Payne,  Emery Whitaker,
Wm. L. Conklin,  K. F. Prichard,  I. C. Winfrey,

In the negative, Edwin Hawes—1.

Resolved, That the title of said bill be as aforesaid.

Mr. Conklin, from the Committee on Finance, reported

A bill to amend an act, entitled "An act for the benefit of John T. Jackson," approved March 9, 1867.

Which was read the first time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the above entitled act be so amended as to allow the heirs and personal representatives of N. C. Beckham, deceased, to be made party or parties to the action authorized by said act; and such amendatory and supplemental pleadings as may be proper are hereby authorized to be filed in said action, and such other steps and proceedings had, as may be proper to ascertain the interest and share, if any, of said heirs and personal representatives, or either, in the damages suffered by the destruction of the property in said act mentioned.

§ 2. If it shall appear on the hearing of the case in the circuit court that the heirs and personal representatives aforesaid, or either, is entitled to part of the damages, such part shall be adjudged according to the right; and if it shall appear they are not, nor either of them, are entitled to any part thereof, and that John T. Jackson is entitled to all said damages, the same shall be adjudged to him; and when final judgment is rendered, the Auditor is authorized to draw his warrant or warrants in favor of the party or parties in whose favor the same may be adjudged, for the amount or amounts so adjudged, upon production of a certified copy of such judgment; and the Treasurer is directed to pay the same.
§ 3. The evidence already taken in the case, if agreed to by the new parties contemplated by this act, may be read on the final hearing.

§ 4. This act shall be in force from its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—

Edwin Hawes, Oscar Turner, Emery Whitaker—3.

Resolved, That the title of said bill be as aforesaid.

Mr. Conklin, from same committee, reported

A bill for the benefit of the securities of H. P. Bozarth, late sheriff of Grayson county.

Which was read the first time as follows, viz:

WHEREAS, A judgment was rendered by the Franklin circuit at its February term, 1861, against N. P. Bozarth, sheriff of Grayson county, and Anderson Milner, Elijah Duggin, and R. W. Brannon, his securities in his bond for the revenue of said county, for the sum of two thousand six hundred and fifty-seven dollars and fourteen cents, with interest thereon from the first day of June, 1860, until paid, five hundred and thirty-one dollars and forty-two cents damages, and eight dollars and sixty-five cents costs; and it appearing from the Auditor's books that the sum of twelve hundred and seventy-two dollars and fifty-seven cents has been collected by executions on said judgment, and that the lands of the sheriff and sureties have been sold; and it having been made to appear that all the property the sureties had subject to executions has been, from time to time, sold under executions, and that they are old and unable to pay anything more on said judgment, therefore,
§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That said securities be, and they are hereby, released from the payment of the balance of said judgment, interest, damages, and costs.

§ 2. That this act shall be in force from its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander, Wm. L. Conklin, I. A. Spalding,
A. K. Bradley, Lyttleton Cooke, E. D. Standeford,
R. A. Burton, J. H. Dorman, A. G. Talbott,
Jno. G. Carlisle, J. B. Hayden, W. L. Vories,
W. H. Cheif, Wm. Johnson, Ben. J. Webb,
John B. Clarke, John W. Johnson, Emery Whitaker,

Those who voted in the negative, were—

Edwin Hawes, Oscar Turner, I. C. Winfrey—5.
W. H. Payne, A. C. Vallandingham,

Resolved, That the title of said bill be as aforesaid.

Mr. Vallandingham moved the following resolution, viz:

Resolved by the Senate, That after 11 o'clock this day no Senator shall speak on any question before the Senate longer than ten minutes at any one time, and not more than once, unless by consent of the Senate.

And the question being taken thereon, it was decided in the negative.

Mr. Cooke read and laid on the table a joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:

Whereas, The Twelfth General Assembly of the State of Iowa has presented to the Congress of the United States a memorial upon the subject of a water communication between the Atlantic ocean and the Ohio and Mississippi rivers, in which is most clearly set forth the many advantages to be derived from the enlargement and completion of the James River and Kanawha Canal through the States of Virginia and West Virginia; therefore, be it
Resolved by the General Assembly of the Commonwealth of Kentucky, That we heartily approve the object sought to be obtained by said memorial, and do hereby instruct our Senators, and request our Representatives in Congress, to use every means in their power to obtain from the General Government such aid as will secure the early completion of a work so vitally affecting our national interest, and especially the welfare of the whole Mississippi Valley.

Resolved, That the Secretary of State be requested to forward a copy of the foregoing preamble and resolution to our Senators and Representatives in Congress.

Ordered, That said resolution be printed, and placed in the orders of the day.

Leave was given to bring in the following bills, viz:

On motion of Mr. Whitaker—
A bill to incorporate Mason Lodge, No. 342, Free and Accepted Masons, of Maysville, Mason county.

On motion of same—
A bill to incorporate Confidence Lodge, No. 52, of Free and Accepted Masons, of Maysville, Mason county.

Ordered, That the Committee on Courts of Justice prepare and bring in said bills.

Mr. Prichard, 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 Greenville Lackey, of Lawrence county;
An act to establish an Insurance Bureau;
An act for the benefit of E. D. Standeford;
An act for the benefit of J. W. South;
An act to incorporate the McLean County Bank;
An act for the benefit of John Solomon Smith, of the county of Shelby;
An act to incorporate the Christian County Turnpike Road Company;
An act concerning the State Agency at Washington;
An act to amend an act, entitled "An act to establish the county of Lee," approved present session of this General Assembly;

And enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate Schiller Lodge, No. 185, of German Order of Harugari, of Henderson;
An act to charter the Kiddville and Montgomery County Turnpike Road Company;
An act to incorporate the Lagrange and Westport Turnpike Road Company;
An act to extend the corporate limits and amend the charter of the city of Dayton, in Campbell county;
An act to amend an act incorporating the Florence and Anderson's Ferry Turnpike Road Company;
An act to amend section 2 of an act, entitled "An act to incorporate the Clark and Montgomery Turnpike Company," approved February 23, 1869;
An act to amend an act to incorporate the Tunnel and Prickly Ash Turnpike Road Company, in Bath county;
An act to incorporate the Hensley Mill Turnpike Road Company, in Franklin county;
An act to charter the Brookville and Mount Olivet Turnpike Road Company, in Bracken county;
An act to amend an act, entitled "An act to incorporate the Owingsville, Sharpsburg, and Bald Eagle Turnpike Road Company, in Bath county;"
An act to fix the tolls on the Bryantsville and Cane Run Turnpike Road;
An act to amend an act, entitled "An act to incorporate the Concord and Tollsvoro Turnpike Road Company, and to levy a tax to aid in building said road," approved March 3d, 1868;
An act to repeal an act, entitled "An act to amend an act, entitled "An act to extend the civil jurisdiction of the city of Hickman;"
An act to incorporate the Kenton Building and Savings Association, of Covington;
An act to change the February and August terms of the Garrard county court;
An act to repeal certain amendments to the charter of the town of Independence;
An act to incorporate the Mount Eden and Van Buren Turnpike Road Company;
An act authorizing the voters of Butler county to vote upon the question of removing the county seat of said county;
An act to repeal an act, entitled "An act to prevent the destruction of fish in Green river and its tributaries, and other water-courses," approved February 26, 1868;
An act to allow John Sarten to fish with nets in Green river;
An act to repeal an act, entitled "An act for the benefit of the town of Greensburg," approved March 4, 1869;
An act for the benefit of the town of Mount Sterling;
An act to change the county line of Boone and Grant counties;
An act to amend the charter of the city of Lexington;
An act to change the boundary line between the counties of Bath and Menifee;
An act to authorize the re-marking of the county line between Adair and Casey counties;
An act to incorporate the Harrington Mill Turnpike Road Company;
An act to amend an act, entitled "An act to incorporate the Louisville Orphans' Home Society," approved February 26, 1849;
And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker pro temp. of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Prichard reported that the committee had performed that duty.

And then the Senate adjourned.
FRIDAY, MARCH 11, 1870.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of Robert Thompson, of McLean county.
An act for the benefit of John Cardwell, of Breathitt county.
An act for the benefit of John Wilson, of Breathitt county.
An act for the benefit of William Spencer, of Breathitt county.
An act for the benefit of James Lindon, of Breathitt county.
An act concerning the Quarter-Master General.
An act to amend the charter of the Newport Street Railway Company.
An act to provide for the punishment of railroad engineers for willfully killing or crippling stock.
With an amendment to the last named bill.
That they had concurred in the amendments proposed by the Senate, to bills from the House of Representatives, of the following titles, viz:

An act to amend the charter of the city of Paducah.
An act for the benefit of G. S. Jones and his securities, late sheriff of Marshall county.
An act for the benefit of Felix T. Begley, former sheriff of Perry county.
An act, entitled "An act to enlarge the jurisdiction of the police court of the town of Sharpsburg, in Bath county, and to change the time of holding the same."
An act for the benefit of Hezekiah Combs, former sheriff of Perry county.
An act to incorporate the Millersburg Deposit Bank, of Bourbon county.
That they had concurred in the adoption of a resolution from the Senate, entitled Resolution to print and distribute, in pamphlet form, the general laws passed at this session.
That they had passed bills of the following titles, viz:

1. An act for the benefit of William Combs, of Breathitt county
2. An act to amend an act, entitled "An act for the benefit of Adairsville Division, No. 147, Sons of Temperance.

3. An act for the benefit of James S. Harris, of Floyd county.


Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 3d, and 4th to the Committee on Finance, and the 2d to the Committee on Revised Statutes.

A message was received from the House of Representatives, announcing that they adhered to their proposed amendment to a resolution from the House of Representatives, entitled

Resolution in relation to an adjournment of the present session of the General Assembly.

The resolution was taken up, and the question taken, "Will the Senate recede from their disagreement to said proposed amendment?" and it was decided in the affirmative, and the amendment of the House of Representatives concurred in.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Wrightson, from the Committee on Privileges and Elections—

An act to establish an additional voting place in Cumberland county.

By same—

An act to establish an additional justices' district in the county of Hart.

By same—

An act to amend an act, entitled "An act to establish and incorporate the Highland District."

By same—

An act to create an additional justices' district in Graves county.

By same—

An act to establish an additional voting place in election precinct No. 5, in the county of Greenup.

By same—

An act to establish an additional voting place in Butler county.
By same—
An act to change one of the voting places in election precinct No. 3, in Greenup county.
By same—
An act to define the boundary between the first and second representative and justices' districts of the city of Covington.
By same—
An act changing the line and boundary between the Maysville No. 2 election precinct and justices and constable's district, and the Dover election precinct and justices and constable's district, in Mason county.
By Mr. Carlisle, from the Committee on the Judiciary—
An act to repeal the charter and reincorporate the town of Hodgensville, in Larue county.
By same—
An act to incorporate the Western Skating Club of Louisville.
By same—
An act incorporating the Covington Skating Club.
By same—
An act to incorporate Anderson Lodge of Ancient York Masons.
Ordered, That said bills be read a third time.
The constitutional provision as to the third reading of said bills being dispensed with,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.
Mr. Carlisle, from the Committee on the Judiciary, to whom had been referred bills from the House of Representatives, of the following titles, viz:
An act to incorporate the Farmers' Club, of Shelby county;
An act abolishing the infliction of stripes as a punishment for offenses in this Commonwealth, and substituting other punishment in the place thereof;
An act to regulate the weight and sale of stone-coal in this Commonwealth;
An act to amend an act, entitled "An act to exempt homesteads from execution;"
Reported the same, with the expression of opinion that said bill ought not to pass.
And the question being taken on ordering said bills to be read a third time, it was decided in the negative.
So said bills were disagreed to.
The Senate resumed an unfinished report of yesterday from the Committee on the Judiciary, entitled
An act for the benefit of W. T. Langridge, a minor under the age of twenty-one years,
Together with the amendments heretofore proposed.
Which amendments were withdrawn.
The bill reads as follows, viz:

[For bill—see Session Acts present session.]

Mr. Vallandingham then moved to amend said bill as follows, viz:
Amend by making all of the young men of this Commonwealth under the age of twenty-one years men of full and lawful age, and make them responsible for all contracts, and allow them all the privileges that are now allowed men of full age as now declared by law.
And the question being taken on the adoption of said amendment, it was decided in the negative.

Ordered, That said bill be read a third time.
The constitutional provision as to the third reading of said bill was dispensed with,
The question was then taken on the passage of said bill, and it was decided in the affirmative.
The yeas and nays being required thereon by Messrs. Vallandingham and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—
Jos. M. Alexander, J. B. Hayden, A. G. Talbott,
A. K. Bradley, William Johnson, Oscar Turner,
R. A. Burton, John W. Johnson, Ben. J. Webb,
W. H. Chelf, W. Lindsay, Emery Whitaker,
J. Q. Chenoweth, K. F. Prichard, I. C. Winfrey,
W. McKee Fox, E. D. Standeford,

Those who voted in the negative, were—
Wm. L. Conklin, A. C. Vallandingham,

Resolved, That the title of said bill be as aforesaid.

Mr. Whitaker, from the Committee on Military Affairs, reported
A bill concerning the Adjutant General.
Which was read the first time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the act approved March 16th, 1869, continuing the office of Adjutant General, be, and the same is hereby, re-enacted.

§ 2. That the Adjutant General shall receive a salary of one thousand five hundred dollars for the year beginning February 17th, 1870,
and no longer, to be paid monthly as other salaries are paid. He shall also be allowed one thousand two hundred dollars for clerk hire for said year. The clerk hire allowed said Adjutant General may be drawn from the Treasurer monthly as other clerk hire is drawn; but there shall at no time be drawn more than is actually expended for such clerk hire, and for which proper vouchers shall be shown and filed.

§ 3. This act to take effect from its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—


G. W. Connor, J. H. Dorman, W. McKee Fox, Wm. Johnson, John W. Johnson, W. Lindsay, W. H. Payne,


Those who voted in the negative, were—


Resolved, That the title of said bill be as aforesaid.

Mr. Carlisle, from the Committee on the Judiciary, reported the following bills, viz:

A bill in relation to official sales in Mercer county.

A bill to prohibit the taking of attorneys-at-law as sureties on official bonds and bail bonds, in Mercer and Warren counties.

A bill to amend the charter of the Bank Lick and Lexington Junction Turnpike Road Company.

A bill to incorporate the Eureka Lodge, No. 7, Knights of Pythias.

A bill to amend an act, entitled "An act to amend an act, entitled 'An act to establish a uniform weight of coal.'"

Which bills were severally read the first time, and ordered to be read a second time.
The constitutional provision as to the second reading of said bills being dispensed with,

 Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed.

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had passed a bill, which originated in the Senate, entitled

An act to amend an act, entitled "An act to establish an Insurance Bureau," passed by the present General Assembly,

With an amendment thereto.

Mr. Dorman moved to reconsider the vote by which the Senate on yesterday had disagreed to the passage of a bill, which originated in the House of Representatives, entitled

An act for the benefit of O. C. Rhea.

And the question being taken thereon, it was decided in the affirmative.

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.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to incorporate the Bluegrass Railroad Company.

Also a Senate bill to incorporate the Louisville Railway Transfer Company.

Ordered, That said bills be made the special order for Tuesday next, 15th inst.

On motion of Mr. Clarke, a message was sent to the House of Representatives, to ask leave to withdraw the announcement of the passage of a bill, which originated in the Senate, entitled

An act to repeal an act, entitled "An act to amend the charter of the city of Augusta," and an act, entitled "An act to amend the charter of the city of Augusta, in Bracken county."

After a short time, said bill was handed in at the Clerk's desk.

Mr. Clarke then moved to reconsider the vote by which the Senate had passed said bill.

Which motion was simply entered.
Mr. Standeford, from the committee appointed to withdraw from the Governor a bill, entitled
An act to amend an act, entitled "An act to incorporate the Farmers and Drovers' Bank," approved February 18, 1869,
Returned the same to the Senate, in which body said bill originated.
Said bill was then taken up, and, on motion of Mr. Standeford, the votes by which said bill was passed, the third reading dispensed with, and ordered to a third reading, were reconsidered.
Mr. Standeford then moved an amendment to said bill.
Which was adopted.
Ordered, That said bill, as amended, be read a third time.
The constitutional provision as to the third reading of said bill being dispensed with,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Chelf, from the Committee on Revised Statutes, to whom had been referred a bill from the House of Representatives, entitled
An act regulating the inspection and selling of tobacco in the city of Louisville,
Reported the same without amendment.

Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That inspection and sale of leaf tobacco in hogsheads may be had in the city of Louisville, and that warehouses for that purpose shall be established by the consent of the city council; but the owners or proprietors thereof shall have the right to close his or their warehouses at pleasure.

§ 2. The proprietor of each warehouse shall keep a well-bound book of proper size, in which shall be entered the marks, numbers, gross, tare, and net weight of each hogshead inspected and sold, together with the name of the owner, and the name of the purchaser, and the price sold for per cwt., and the amount each hogshead sold for; and when collected, pay over to the planter or seller of tobacco the sum that may be due him, after deducting charges, fees, and advances, if any. They shall provide a sufficient number of cooper to do the coopering, and handle the tobacco inspected and sold in their warehouses.

§ 3. The fees upon each hogshead of tobacco, to be collected by the proprietors of the different warehouses in the city of Louisville, shall be as follows: for receiving, uncoopering, and coopering up again, marking, twine, sample-card, making out note and delivering the same to purchaser; selling, making out account sales, collecting, and after deducting fees, charges, and advances, paying over or disbursing proceeds, three dollars; and of this amount, the purchaser shall, on presentation of his note, pay one dollar and fifty cents ($1
50, and the planter or seller one dollar and fifty cents ($1.50), and (i) one per cent. on gross amount of sales: Provided, however, Said proprietors shall enter into bonds, with good security, to be approved by the mayor and general council of the city of Louisville, payable to the Commonwealth of Kentucky, in the sum of ($10,000) ten thousand dollars, conditioned well and truly to pay over to the planter or seller the proceeds of, or balance due on, all sales made by them for said planter or seller; and the injured party, if any, may sue thereon and receive by civil suit, for his own benefit, as in other cases, for any injury. Should said proprietors fail to execute said bonds for ($10,000) ten thousand dollars, then they shall not be entitled to collect any fees, under a penalty of ($100) one hundred dollars for each offense, to be recovered in the name of the Commonwealth, in any court of competent jurisdiction, at the instance of any one; and one half of said fine shall be paid over to the informer.

§ 4. The proprietors of said warehouses shall not charge storage on tobacco sold for the space of six months, but at the expiration of that time they shall charge forty cents per month upon each hogshead of tobacco inspected and sold. They shall not, however, store, nor shall they be required to store, tobacco in their warehouses to such an extent as to impede the selling or delivery of tobacco.

§ 5. The Governor of this Commonwealth shall, in the month of March of each year, appoint four competent persons as inspectors of tobacco in the city of Louisville, from a list of twenty names furnished to him by the warehousemen of the city of Louisville, on or before the 15th day of March of each year; such persons to be selected exclusively from the tobacco-growing counties of the State, and who shall hold their offices for one year from the first of April, and until their successors are appointed and qualified. It shall be the duty of said inspectors to draw from each and every hogshead of tobacco, offered at public sale in said city, fair samples of the same; and after said samples are drawn, they shall tie each sample securely and neatly; after thus tying the sample with suitable twine, and placing thereon a card with printed name of the warehouse, and the number of the hogshead (the cards and twine to be furnished by the warehousemen), they shall seal and stamp said sample with sealing wax (a suitable seal, and the wax to be furnished by the inspectors); said inspectors shall alternate daily in the duties of sampling, tying, and sealing, and for their services shall receive each six cents per hogshead, to be collected by the proprietors of the different warehouses of the seller, and divided equally between the four inspectors. The said inspectors shall be in attendance at the warehouses to discharge their duties from half-past seven in the morning until six o'clock in the evening, or until all of the tobacco intended for sale that day is sampled at the different warehouses. Should any inspector be absent, or fail to discharge the duties imposed upon him by this act, then a majority of the proprietors of the warehouses may select some competent person to act temporarily in his place, and pay him the regular fees so long as he may discharge said duties. Said inspectors shall, before entering upon their duties, take an oath, before some justice of the peace for Jefferson county, that they will truly
and faithfully discharge all of the duties required of them by this act.
The Governor shall have power to remove any of said inspectors at
his pleasure; and it shall be his duty to do so, upon the written ap-
lication of a majority of the warehousemen, for alleged incompetency,
for lack of integrity, industry, or other good and sufficient cause, and
appoint others in their stead, upon the recommendation of the ware-
housemen, as provided for in this section.
§ 6. The Governor shall, in the month of March of each year, ap-
point six competent persons as weighers of tobacco for the city of
Louisville, from a list of thirty names furnished to him by the ware-
housemen of the city of Louisville, on or before the 15th of March
of each year; at least one half of the persons so selected to be taken
from the tobacco-growing counties of the State, and who shall hold
their offices for one year from the first of April, and until their suc-
cessors are appointed and qualified—one for each warehouse in the
city of Louisville. The Governor, in commissioning said weighers,
shall give each one a commission, marked Nos. 1, 2, 3, 4, 5, 6, and
should an additional warehouse be established, a seventh weigher
shall be appointed in like manner; and should any of the present
warehouses be discontinued, the weigher whose commission bears the
highest number shall vacate his office, the object being to have
one weigher at each warehouse, and no more. It shall be the duty
of said weighers to attend daily at such time as the proprietors of the
warehouses may designate, and weigh all tobacco offered for sale,
deducting ten pounds for sample and waste, and after such deduction,
mark the gross weight distinctly on one head of the hogshead; and
after the tobacco is placed on the break and stripped, they shall take
the tare weight of each cask.
§ 7. Said weighers, before entering upon their duties, shall take an
oath, before some justice of the peace for Jefferson county, to perform
faithfully all the duties required of them by this act. Said weighers
shall alternate weekly between each of said warehouses, and perform
their various duties as aforesaid, and for their services shall receive
six cents each per hogshead, to be collected from the seller by the
proprietors of the warehouses, and divided equally between them.
The Governor shall have power to remove any of said weighers from
office at his pleasure; and it shall be his duty to do so upon the writ-
ten application of a majority of the warehousemen, for alleged in-
competency, for lack of integrity, industry, or other good cause, and
appoint others in their stead, upon the recommendation of the ware-
housemen, as provided for in this section.
§ 8. Said weighers shall be responsible for any errors in their
weights, and shall give bond to the Commonwealth of Kentucky, in
the penalty of five thousand dollars, and sufficient security, to be
approved by the clerk of the Jefferson county court, conditioned fa-
thfully to perform the duties imposed upon them by this law, which
bond shall be filed in the office of said clerk.
§ 9. Said weighers shall procure a set of standard weights, at the
joint expense of the warehouses in Louisville, sufficient to test their
scales, of not less than three thousand pounds; and said weighers
(and not the inspector of "scales, weights, and measures," of Jeffer-
son county, as heretofore) shall test the scales at each warehouse at least once in every month.

§ 10. All tobacco offered for sale at auction in the said warehouses shall be weighed and marked as before mentioned in this act. After each hogshead of tobacco has been sold and properly recoopered, it shall again be weighed by the same weigher, and the proprietors of said warehouses shall settle with the seller according to the first weight, and with the purchaser according to the second weight, deducting the proper tare in each instance. In consideration of the extra labor in handling the tobacco for the purpose of reweighing, the warehouses shall be allowed the sum of fifty cents per hogshead, to be paid by the purchaser.

§ 11. Should any one of said weighers neglect to attend in person to the duties imposed upon him by this act, then the proprietor of the warehouse at which he is for the time assigned shall appoint, temporarily, some competent person to act in his stead, who shall receive for such services the full fees due thereon. The person so appointed shall be responsible to the proprietor who appointed him for any errors he may make in weights, and the proprietor, in like manner, shall be responsible to the seller and buyer.

§ 12. The present inspectors and weighers of tobacco to remain in office until the first day of April next, or until their successors are appointed, receiving six cents each per hogshead for their services.

§ 13. Any person who shall purposely mutilate any sample, or alter the weights marked by the weighers, or record other weights on the warehouse hook, shall be guilty of a misdemeanor, and for the violation of either of the provisions of this section, upon conviction thereof, shall be fined not less than fifty dollars nor more than five hundred dollars for each offense.
§ 19. All acts and parts of acts regulating the inspection and sale of tobacco in the city of Louisville are hereby repealed.

§ 20. This act to take effect from its passage, and remain in full force for four years.

Mr. Cooke then moved to amend said bill as follows, viz:

Section two, line five, strike out the words, “when collected.”

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cooke and Bradley, were as follows, viz:

Those who voted in the affirmative, were—

Jno. G. Carlisle, W. McKee Fox, Wm. Johnson,
Lyttleton Cooke,

Those who voted in the negative, were—

Jos. M. Alexander, J. B. Hayden, Oscar Turner,
A. K. Bradley, John W. Johnson, A. C. Vallandingham,
R. A. Burton, W. Lindsay, Ben. J. Webb,
W. H. Chelf, K. F. Prichard, Emery Whitaker,
J. Q. Chenoweth, I. A. Spalding, I. C. Winfrey,
J. H. Dorman, A. G. Talbott,

Mr. Cooke then moved to amend said bill as follows, viz:

Section five, lines three and four, strike out the words, “from a list of twenty names furnished to him by the warehousemen of the city of Louisville.”

Amend also sixth section by striking out the words, “from a list of thirty names furnished to him by the warehousemen of the city of Louisville.”

Mr. Burton moved the previous question.

And the question being taken, “Shall the main question be now put?” it was decided in the negative.

The yeas and nays being required thereon by Messrs. Carlisle and Vallandingham, were as follows, viz:

Those who voted in the affirmative, were—

A. K. Bradley, J. B. Hayden, E. D. Standeford,
R. A. Burton, John W. Johnson, A. C. Vallandingham,
W. H. Chelf, W. Lindsay, Ben. J. Webb,
G. W. Connor,

Those who voted in the negative, were—

Jos. M. Alexander, J. H. Dorman, K. F. Prichard,
John G. Carlisle, W. McKee Fox, A. G. Talbott,
John B. Clarke, Edwin Hawes, Oscar Turner,
Wm. L. Conklin, William Johnson, Emery Whitaker,
The question was then taken on the adoption of the amendment proposed by Mr. Cooke, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cooke and Spalding, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


Mr. Payne then moved to amend said bill as follows, viz:

Strike out that provision of the bill appointing "weighers," and in lieu thereof require the warehousemen to do the weighing, and charge therefor ten cents per hogshead.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Payne and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


Mr. Payne then moved to amend said bill as follows, viz:

Strike out "six cents," and insert "five cents per hogshead to each inspector and weigher."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Payne and Prichard, were as follows, viz:
Those who voted in the affirmative, were—

W. Lindsay, A. C. Vallandingham,

Those who voted in the negative, were—

Jos. M. Alexander, G. W. Connor, I. A. Spalding,
A. K. Bradley, Lyttleton Cooke, E. D. Standeford,
R. A. Burton, J. H. Dorman, A. G. Talbott,
John G. Carlisle, W. McKee Fox, Ben. J. Webb,
W. H. Chelf, J. B. Hayden, Emery Whitaker,
J. Q. Chenoweth, William Johnson, I. C. Winfrey,
John B. Clarke, John W. Johnson, Thos. Wrightson—23.
Wm. L. Conklin, K. F. Prichard,

Mr. Payne then moved to amend said bill so as to require all the inspectors and weighers to be selected from the tobacco-growing country.

Mr. Spalding 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. Payne, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Payne and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—

Jos. M. Alexander, Lyttleton Cooke, I. A. Spalding,
A. K. Bradley, J. H. Dorman, E. D. Standeford,
R. A. Burton, W. McKee Fox, A. G. Talbott,
John G. Carlisle, Edwin Hawes, Oscar Turner,
W. H. Chelf, J. B. Hayden, Ben. J. Webb,
J. Q. Chenoweth, William Johnson, Emery Whitaker,
John B. Clarke, John W. Johnson, I. C. Winfrey,

G. W. Connor, K. F. Prichard,

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Carlisle and Vallandingham, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander, J. H. Dorman, A. G. Talbott,
A. K. Bradley, J. B. Hayden, Oscar Turner,
Resolved, That the title of said bill be as aforesaid.

Mr. Prichard, 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 the blind children and youth of the State of Kentucky;

An act to amend an act, entitled "An act to amend the charter of the Shelbyville Railroad Company, and to authorize certain counties to take stock in the same;"

An act to amend the charter of the Newport Street Railway Company;

And enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act relating to the sale of ardent spirits in Catlettsburg;

An act to authorize surveyors to qualify chain-carriers and witnesses in certain cases;

An act to prevent the giving, loaning, or selling intoxicating liquors in the limits of the town of Kiddville, Clark county;

An act to amend the charter of Cave Hill Cemetery Company;

An act to incorporate the Springfield, Willisburg, Antioch, and Fox Creek Turnpike Road Company;

An act to incorporate the Harris Turnpike Road Company, in Boyle county;

An act to amend an act to incorporate the Richmond and Tate's Creek Ridge Turnpike Road Company;

An act to charter the Kingston and Scaffold Cane Hill Turnpike Road Company, in Madison county;

An act to protect the owners of stock on the Mobile and Ohio Railroad;

An act to authorize the Ballard county court to change the State road between Caney creek and Columbus, in Ballard county;

An act to print sheriffs and master commissioners' advertisements of land sales in Owen county, in the paper printed in said county;
An act to authorize and facilitate the rebinding and copying certain records in Kenton county;
An act to provide for the establishment of wharves on Kentucky river, and regulate the price of wharfage;
An act authorizing Matthew Langley, present coroner of Floyd county, to appoint one or more deputies;
An act to incorporate the North Bullskin Turnpike Road Company;
An act to incorporate the Flat Rock and Floyd's Fork Turnpike Road Company;
An act to incorporate the Beatty's Mill and Todd's Point Turnpike Road Company;
An act to incorporate the Fox Run and Lagrange Turnpike Road Company;
An act to incorporate the Christiansburg and Demaree Store Turnpike Road Company;
An act to incorporate the Mulberry, Cropper, and Demaree Turnpike Road Company, in Shelby county;
An act to amend the charter of the town of Lancaster;
An act for the benefit of Pendleton county;
An act to incorporate the Pebble's Run and Lick Fork Turnpike Road Company;
An act to prevent trespassing on the grounds of the Henderson Fair Company;
An act to amend an act, entitled "An act to incorporate the Henderson Fair Company;"
An act to amend the charter of the Louisville and Chattanooga Grand Trunk Railroad;
And had found the same truly enrolled.
Said bills having been signed by the Speaker of the House of Representatives, the Speaker pro temp. of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.
After a short time, Mr. Prichard reported that the committee had performed that duty.
And then the Senate adjourned.
A message was received from the House of Representatives, announcing that they had passed bills of the following titles, viz:

1. An act to establish the court of common pleas for Fayette county.
2. An act to change the voting place in Willingsford precinct, in Hardin county, and to change the name and boundary of said precinct.
4. An act for the benefit of Elizabeth Quincey and the children of John Quincey, deceased.
5. An act for the benefit of Dennis Mulligan, of Lexington.
6. An act to amend an act to incorporate the town of Rough and Ready, approved March 9, 1854.
7. An act for the benefit of Juda Chinn, of Carroll county.
8. An act concerning the sale of lots in Frenchburg, in Menifee county.
9. An act relative to persons holding State titles within military, treasury warrant, and other surveys, and which have been lost by such superior titles.
10. An act for the benefit of James G. Walker.
11. An act for the benefit of District No. 21, Metcalfe county.
12. An act for the benefit of the county school fund of the county of Pendleton.
13. An act to provide for the election of trustees for the public seminary of Elizabethtown.
14. An act to establish and maintain a public school in the town of Bowling Green.
15. An act for the benefit of school district No. 16, in Hart county.
17. An act to repeal an act allowing the voting of a tax for school district No. 46, in Lewis county.
18. An act for the benefit of the citizens of Carlisle, and the common school of said town.
19. An act to authorize the trustees of common school district No. 26 (Carli le), Nicholas county, to levy and collect a tax for the purpose of erecting a common school building in said district.

20. An act for the benefit of the trustees of common school district No. 20, in Henry county.


22. An act to authorize the Louisville Collegiate Institute to sell and convey certain real estate.

23. An act to authorize the closing up of Portland Avenue from Twelfth street to Monroe street, and the conveyance thereof, by and with the consent of the general council in Louisville.


Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 3d to the Committee on Courts of Justice; the 2d to the Committee on Privileges and Elections; the 4th, 5th, 7th, 8th, 9th, 22d, 23d, and 24th to the Committee on the Judiciary; the 6th to the Committee on Revised Statutes; the 10th, 11th, 12th, 13th, 14th, 15th, 16th, 17th, 18th, 19th, 20th, and 21st to the Committee on Education.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Lagrange and Westport Turnpike Road Company.

An act to incorporate the Mount Eden and Van Buren Turnpike Road Company.

An act to amend the charter of the Georgetown, Oxford, and Leesburg Turnpike Road Company.

An act for the benefit of the Cleveland Turnpike Company.

An act to amend an act, entitled "An act to incorporate the Foster Turnpike Road Company, in Bracken county."

An act to amend the charter of the Winchester and Red River Iron Works Turnpike Road Company.

An act to amend the charter of the Owingsville and Wyoming Turnpike Road Company.

An act to amend the charter of the Lebanon and Calvary Turnpike Road Company.
An act to amend an act to incorporate the Crab Orchard and Crew's Knob Turnpike Road Company, and the several amendments thereto.

An act to apply an act, entitled "An act to amend the law in relation to roads," approved February 17, 1866, to Crittenden county.

An act to amend the charter of the Versailles and Mount Vernon Turnpike Road Company.

An act to incorporate the Harrodsburg and Shawnee Run Turnpike Road Company.

An act to amend the road law of Greenup county.

An act for the benefit of the Commissioners of the Sinking Fund of Boyle county.

An act to amend an act to authorize the Pendleton county court to raise money to build bridges, &c.

An act to establish the county of Martin out of integral parts of Pike, Floyd, Johnson, and Lawrence counties.

An act to empower the county court of Lyon county to grant tavern license in certain cases.

An act concerning roads in the counties of Clay and Owsley.

An act to provide for the payment of the bonds and debts of Marshall county.

An act to amend an act, entitled "An act to incorporate the Louisville Orphans' Home Society," approved February 26, 1849.

An act to amend an act, entitled "An act to incorporate the Concord and Tollsboro Turnpike Road Company, and to levy a tax to aid in building said road," approved March 3d, 1868.

An act to amend section 2 of an act, entitled "An act to incorporate the Clark and Montgomery Turnpike Company," approved February 23, 1869.

An act to amend an act to incorporate the Tunnel and Prickly Ash Turnpike Road Company, in Bath county.

An act to fix the tolls on the Bryantsville and Cane Run Turnpike Road.

An act to repeal certain amendments to the charter of the town of Independence.

An act to charter the Brookville and Mount Olivet Turnpike Road Company, in Bracken county.

An act to repeal an act, entitled "An act to prevent the destruction of fish in Green river and its tributaries, and other watercourses," approved February 26, 1868.
An act to change the February and August terms of the Garrard county court.
An act authorizing the voters of Butler county to vote upon the question of removing the county seat of said county.
An act to change the boundary line between the counties of Bath and Menifee.
An act to authorize the re-marking of the county line between Adair and Casey counties.
An act to amend the charter of the city of Lexington.
An act to repeal an act, entitled "An act to amend an act, entitled "An act to extend the civil jurisdiction of the city of Hickman."
An act to amend an act, entitled "An act to incorporate the Owingsville, Sharpsburg, and Bald Eagle Turnpike Road Company, in Bath county."
An act for the benefit of the town of Mount Sterling.
An act to change the county lines of Boone and Grant counties.
An act to extend the corporate limits and amend the charter of the city of Dayton, in Campbell county.
An act to repeal an act, entitled "An act for the benefit of the town of Greensburg," approved March 4, 1869.
An act to incorporate Schiller Lodge, No. 185, of German Order of Harugari, of Henderson.
An act to amend an act incorporating the Florence and Anderson's Ferry Turnpike Road Company.
An act to incorporate the Kenton Building and Savings Association, of Covington.
An act to incorporate the Hensley Mill Turnpike Road Company, in Franklin county.
An act to incorporate the Harrington Mill Turnpike Road Company.
An act to incorporate the St. John's Mutual Aid Society.
An act to incorporate the Bank of Mayfield.
An act to incorporate the Boston and Akin Turnpike Road Company, in Jefferson and Shelby counties.
An act to incorporate the Hebrew Mutual Relief Association.
An act to amend an act, entitled "An act to incorporate the North Middletown and Owingsville Turnpike Road Company."
An act to incorporate the Deposit Bank of Meade county.
An act to charter the Kiddville and Montgomery County Turnpike Road Company.
A message was received from the Governor by Mr. Samuels, Assistant Secretary of State, announcing that the Governor had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to establish an Insurance Bureau.
An act to amend an act, entitled "An act to establish the county of Lee," approved present session of this General Assembly.
An act concerning the State Agency at Washington.
An act for the benefit of Greenville Lackey, of Lawrence county.
An act for the benefit of J. W. South.
An act for the benefit of E. D. Standeford.
An act to incorporate the Bridgeport and Benson Turnpike Road Company.
An act to establish an additional voting precinct in Carter county.
An act to incorporate the Rip VanWinkle Sleeping Car Company.
An act to incorporate the Chandler Iron Company.
An act to authorize the Danville and Pleasant Hill Turnpike Road Company to establish and locate toll-gates.
An act to amend an act, entitled "An act to amend and reduce into one the several acts relating to the town of Uniontown," approved March 16, 1869.
An act prohibiting the sale of spirituous liquors, &c., in Laurel county.
An act to incorporate the McLean County Bank.
An act to incorporate the Union County Bank.
An act to incorporate the Grayson County Savings and Deposit Bank.
An act to authorize the county court of Trigg county to dispose of the Curling fund, and for other purposes.
An act in relation to the county court of Livingston county.
An act to incorporate the Highland Racing Park Association.
An act for the benefit of Green county.
An act to incorporate the St. Rose and Marion County Turnpike Road Company.
An act to authorize the county court of Union county to increase the width of certain roads in said county.
An act to incorporate the Springfield and St. Mary's Turnpike Road Company.
An act to amend the charter of the Newport Street Railway Company.
An act to amend an act, entitled "An act to amend the charter of the Shelbyville Railroad Company, and to authorize certain counties to take stock in the same."

An act for the benefit of the blind children and youth of the State of Kentucky.

A message in writing was also received from the Governor, by Mr. Samuels, Assistant Secretary of State.

The rule of the Senate being dispensed with, said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,  
FRANKFORT, KY., March 12, 1870.

Gentlemen of the Senate:

I hereby nominate for your advice and consent the following persons as suitable to be commissioned as notaries public, viz:

W. Estill McHenry, Ohio county.
John H. Barret, jr., Henderson county.
Joseph Blackwell, Owen county.
Walter C. Miles, Franklin county.
Edward S. Duncanson, Fayette county.

Very respectfully,

J. W. STEVENSON.

Resolved, That the Senate advise and consent to said appointments.

On motion of Mr. Fox, a message was sent to the House of Representatives, to ask leave to withdraw the announcement of their passage of a bill, entitled

An act to amend the charter of the Richmond and Lexington Turnpike Road Company.

In a short time, said bill was handed in at the Clerk's desk.

Said bill was then taken up.

Mr. Fox moved to reconsider the vote by which the Senate had passed said bill.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Bradley and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—

R. A. Burton,  J. H. Dorman,  K. F. Prichard,
John G. Carlisle,  W. McKeel Fox,  I. A. Spalding,

Those who voted in the negative, were—

Jos. M. Alexander,  G. W. Connor,  A. G. Talbott,
A. K. Bradley,  Edwin Hawes,  Oscar Turner,
On motion of Mr. W. Johnson, a message was sent to the House of Representatives, asking leave to withdraw the announcement of their disagreement to the passage of a bill, which originated in the House of Representatives, entitled

An act to repeal the 8th section of the act organizing the county of Robertson, approved February 11, 1867.

The Senate took up for consideration a bill, entitled

A bill authorizing the construction of additional locks and dams on Green and Barren rivers.

Said bill was amended.

Ordered, That said bill be recommitted to the Committee on Internal Improvement.

The Senate took up for consideration a bill, entitled

An act to further protect the owners of stock living along the line of railways.

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 whenever any stock may be killed or crippled by any train of cars or locomotive, upon any railway within this State, it shall be lawful for the owner of the stock so killed or crippled, after first giving the nearest station agent of the company to which said railway shall belong written notice of his intention to apply to a justice of the peace within the civil district in which said stock may have been killed or crippled; and said justice shall appoint three discreet and disinterested house-keepers of his county a board of appraisers, who, after being duly sworn, shall examine the stock so killed or crippled, and affix a value upon the same if killed, or assess the damage to the same if crippled, and return to said justice a written report, carefully describing the stock, stating whether they were killed or crippled; and also setting out the valuation or assessment of damage made by them, which report said justice shall preserve as a part of the records of his office.

§ 2. That in case the company shall fail, for the space of ninety days, to pay to the owner of the stock so killed or crippled, the full amount assessed by said board of appraisers, and the cost attending the assessment, he shall have the right to institute an action in any court of competent jurisdiction on the original cause of action; and if upon the trial of this action he recovers a verdict for an amount equal to the amount assessed in his favor by said board of appraisers, it shall be the duty of the court to render judgment in his favor for the amount of said verdict and fifty per centum in addition thereto; but if he fails to recover a verdict for an amount equal to said assessment, the costs of the action shall be taxed against him.
§ 3. The justice of the peace and the three appraisers shall receive for their services, under this act, each the sum of one dollar, to be paid by the railroad company.

§ 4. The provisions of this act shall not apply to any railroad company which shall inclose its entire line of road with a good and lawful fence, and good and sufficient cattle gaps, and keep the same in repair.

§ 5. This act shall take effect sixty days 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. Carlisle and Lindsay, were as follows, viz:

Those who voted in the affirmative, were—


J. H. Dorman,

Those who voted in the negative, were—


Resolved, That the title of said bill be as aforesaid.

Mr. Winfrey, from the Committee on Propositions and Grievances, to whom was referred a bill from the House of Representatives, entitled

An act to prevent distillers from emptying their slop into the South Fork of Elkhorn creek, in Fayette county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. W. Johnson, from the Committee on Courts of Justice, to whom had been referred a bill from the House of Representatives, entitled

An act to establish the court of common pleas for Fayette county,

Reported the same without amendment.

Ordered, That the further consideration of said bill be postponed to, and made the special order of the day for, Wednesday next.

A message was received from the House of Representatives, announcing their disagreement to the passage of bills, which originated in the Senate, of the following titles, viz:
An act to fix the time for the election of judges of the Court of Appeals, and of circuit courts to fill vacancies.

An act in relation to bail in all cases where bail is required by law.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act to provide for the organization and regulation of incorporated companies, except banking, insurance, and railroad companies.

An act for the benefit of Rev. E. H. Brandtz.

An act to incorporate the Harrisburg Seminary.

A bill to amend an act, entitled "An act to provide for the change of cases from courts of common pleas to circuit courts, and from circuit courts to courts of common pleas, in certain cases," approved January 18, 1869.

An act to incorporate the Vanceburg Male and Female Academy.

An act to incorporate the Nolin Male and Female Seminary Company.

An act to authorize creditors in certain cases to garnishee before judgment or return of no property.

An act to charter the Deposit Bank of Columbus.

An act to increase the county levy of Boyle county.

An act for the benefit of the common schools of the city of Newport.

An act to legalize the formation of certain corporations formed under an act, entitled "An act to authorize the formation of corporations for manufacturing, mining, transportation, mechanical, and chemical purposes," approved March 10th, 1854.

An act to amend an act, entitled "An act to amend the law in relation to executors, administrators, and curators," approved January 24, 1856.

An act in relation to assignees in trust for the benefit of creditors.

With an amendment to the last named bill, which was taken up, twice read, and concurred in.

The Senate took up for consideration the amendments proposed by the House of Representatives to bills from the Senate, of the following titles, viz:

An act to amend an act, entitled "An act to establish an Insurance Bureau," passed by the present General Assembly.

An act to provide for the punishment of railroad engineers for willfully killing or crippling stock.

Which amendments were twice read and concurred in.
The Senate took up for consideration a bill from the House of Representatives, entitled

An act for the benefit of widows and infant children of deceased persons,

Together with the amendments heretofore proposed.

Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That when an intestate does not leave of his estate the articles of property provided by section 11, chapter 30, of Revised Statutes, and the act amendatory thereto, approved March 6th, 1854, to be set apart to such widows, for the use and benefit of herself and the infant children of said intestate, in the manner prescribed in said section, other articles or money out of the estate of such decedent not exceeding five hundred dollars in value.

§ 2. That when any person, male or female, shall die intestate and insolvent, leaving infant children, with neither father or mother surviving, there shall be set apart for the support of such infant children such articles of property as are now required by law to be set apart to widows and infant children, and in the manner prescribed in such case; and should such decedent not leave such articles of his estate, then other articles or money shall be set apart in the manner prescribed in the preceding section of this act, not exceeding in value the sum of five hundred dollars.

§ 4. This act shall take effect and be in force from its passage, and nothing herein contained shall be construed to apply to the exemption of property from sale under execution.

The amendment heretofore proposed by the Committee on Revised Statutes as a substitute for said bill, reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That when a person dies intestate, not leaving of his estate all the articles of property directed to be set apart to widows by section 11, chapter 30, of the Revised Statutes, and the acts amendatory thereto, there shall be set apart to such widows, by the appraisers, other property or money of the estate of such decedent as hereinafter provided, to-wit: In lieu of a work beast or yoke of oxen, other property or money, not to exceed in value one hundred dollars; in lieu of a plow and gear, not to exceed ten dollars; in lieu of an ax or hoe, not to exceed one dollar; in lieu of a cow and calf, not exceeding twenty dollars; in lieu of a bed, bedding, and furniture, not exceeding forty dollars; in lieu of a loom, wheels, and cards, not exceeding fifteen dollars; in lieu of spun yarn, manufactured cloth, and carpeting manufactured by and necessary for the use of the family, not exceeding twenty dollars; in lieu of one oven, pot, set of plates, cups and saucers, coffee or tea-pot, or set of knives and forks, not exceeding one dollar; in lieu of a table or family bible, not exceeding three dollars; in lieu of a saddle, bridle, and appendages, not exceeding ten dollars; in lieu of a set of chairs, not exceeding eight dollars; in lieu of poultry, not exceeding five dollars; in lieu of...
sheep allowed, not exceeding one dollar and fifty cents per head; in lieu of provisions and sustenance allowed in the section to which this is an amendment, there shall be set apart not exceeding — dollars for the support, &c., of the widow and each infant child living with her.

§ 2. That when any person shall die intestate, leaving infant children with neither father nor mother surviving, there shall be set apart, for the support of such infant children, such articles of property as are now required by law to be set apart to widows, and in the manner prescribed in such case; and should such decedent not leave all such articles of his estate, then other articles or money shall be set apart in lieu thereof in the manner prescribed in the preceding section of this act.

§ 3. That the provisions of this act shall not be construed to authorize the appraisers of any deceased intestate to set apart, either to widows or orphans, property or money in lieu of that now allowed by law to widows, of greater value, in the aggregate, than five hundred dollars.

§ 4. That this act shall take effect from its passage, and nothing herein shall be construed to apply to the exemption of property under execution.

Mr. Spalding then moved to amend the amendment by filling the blank in the first section with the words “fifty dollars.”

Which was adopted.

Mr. Spalding then moved further to amend said proposed amendment in the third section, by striking out the words “five hundred,” and inserting in lieu thereof the words “seven hundred and fifty.”

Which was adopted.

Mr. Carlisle then moved to amend the amendment by adding thereto the following additional section: making it the fourth, and the fourth the fifth section:

The provisions of this act shall also apply to cases when the party dies testate, and the widow renounces the provisions of the will in her favor within the time now prescribed by law.

Which was adopted.

The question was then taken on the adoption of the amendment, as amended, and it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

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. Conklin and Winfrey, were as follows, viz:

79-s.
Those who voted in the affirmative, were—

Jos. M. Alexander, Edwin Hawes, K. F. Prichard,
A. K. Bradley, William Johnson, I. A. Spalding,
R. A. Burton, John W. Johnson, A. G. Talbott,
W. H. Chelf, W. Lindsay, Oscar Turner,
J. Q. Chenoweth, A. L. McAfee, Ben. J. Webb,

W. McKee Fox,

In the negative, Wm. L. Conklin—1.

Resolved, That the title of said bill be amended to read,
An act for the benefit of widows and orphans of this State.
Mr. Chelf, from the Committee on Education, to whom was referred
a bill from the House of Representatives, entitled
An act to revise, amend, and reduce into one the laws relating
to the common schools of Kentucky,
Reported the same without amendment.

Ordered, That said bill be printed, and made the special order of
the day for Tuesday next.

Mr. Winfrey moved to reconsider the vote by which the Senate on
yesterday disagreed to the passage of a bill, which originated in the
House of Representatives, entitled
An act abolishing the infliction of stripes as a punishment for
offenses in this Commonwealth, and substituting other punishment in
the place thereof.

And the question being taken thereon, it was decided in the nega-
tive.

Leave of indefinite absence was granted Messrs. Conklin and
Lindsay after Tuesday next.

Mr. Prichard, 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 Robert Thompson, of McLean county;
An act for the benefit of John Cardwell, of Breathitt county;
An act for the benefit of John Wilson, of Breathitt county;
An act for the benefit of William Spencer, of Breathitt county;
An act for the benefit of James Lindon, of Breathitt county;
An act concerning the Quarter-Master General;

And enrolled bills, which originated in the House of Representa-
tives, of the following titles, viz:

An act to incorporate the Benevolent Society of United Brothers
of Friendship, or the Mysterious Ten, of Paducah;
An act to incorporate the New Providence and Princeton Railroad Company;
An act to incorporate the Pembroke and State Line Turnpike Road Company;
An act to charter the Union and Dreaming Creek Turnpike Road Company, in Madison county;
An act to charter the Tygert Valley Railroad Company;
An act to repeal section 3 of an act, entitled "An act to amend the charter of the town of Catlettsburg;"
An act to incorporate the Todd's Road Turnpike Road Company;
An act to amend the several acts relating to the town of Livermore;
An act to amend an act to incorporate the town of West Point, approved February 15, 1848, and for other purposes;
An act to repeal an act, entitled "An act to change the line between Taylor and Green counties," approved March 13, 1869;
An act to incorporate Milburn Cemetery, in Ballard county;
An act to charter the Church of God in Christ Meeting, at Antioch, Shelby county;
An act in relation to the sale of spirituous, vinous, and malt liquors in Logan county;
An act for the benefit of the Methodist Episcopal Church, South, of Paducah;
An act for the benefit of the town of Scottsville;
An act for the benefit of Thomas Robinson, of Henry county;
An act for the benefit of the Christian Church at London, in Laurel county;
An act regulating the inspection and selling of tobacco in the city of Louisville;
An act for the benefit of the incorporated banks of issue of the State of Kentucky;
An act to extend the corporate limits of the town of Alexandria, in Campbell county, and to amend the charter of the same;
And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker pro tem. of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Prichard reported that the committee had performed that duty.

And then the Senate adjourned.
A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Morganfield and Uniontown Turnpike and Gravel Road Company.
An act to incorporate the Caseyville and Morganfield Turnpike and Gravel Road Company.
An act to incorporate the Uniontown and Highland Creek Turnpike and Gravel Road Company.
An act to amend an act, entitled "An act to incorporate the Versailles and McCracken's Mill Turnpike Road Company."
An act to amend the charter of the Lexington and Big Sandy Railroad Company, Western Division.
An act to amend the charter of the Green and Taylor County Turnpike Road Company.
An act to incorporate the Crescent Sleeping Car Company.
An act for the benefit of H. C. Cox, late sheriff of Green county, and his securities.
An act for the benefit of Isham D. Kidwell and others.
An act for the benefit of O. C. Richardson, late sheriff of Meade county.
An act to amend an act to charter the Cabin Creek Turnpike Road Company.
An act for the benefit of H. B. Wiseman, sheriff of Estill county.
An act defining the jurisdiction of the police judge and marshal of the town of Irvine, in the county of Estill.
An act declaring Miller's creek, in Estill county, a navigable stream, with the privilege to citizens on its banks to erect gates across said stream.
An act to charter the Payne's Depot and Mount Vernon Turnpike Road Company.
An act to incorporate the Fleming and Lewis Turnpike Road Company.
An act to amend and reduce into one the several acts relating to the town of Morganfield.
An act to amend an act authorizing the counties, towns, and cities through or near which the Evansville, Henderson, and Nashville Railroad may run, to issue bonds to aid in building said road, approved March 9, 1867.

An act to amend an act, entitled “An act to establish the town of Hampton City, and to extend the corporate limits of Catlettsburg so as to include the same,” approved February 1, 1870.

An act to amend an act, entitled “An act to incorporate the Vancouv, Salt Lick, Tollsboro, and Maysville Turnpike Road Company.”

An act concerning the Adjutant General.

That they had concurred in the amendments proposed by the Senate to bills from the House of Representatives, of the following titles, viz:

An act to prohibit the sale of ardent spirits in the county of Perry.

An act for the benefit of the counties of Wolfe and Magoffin.

Title amended by striking out “Magoffin.”

That they had passed bills of the following titles, viz:

1. An act to change the county line of Whitley county.
2. A supplemental act for the benefit of Newton Craig, and further to authorize the commissioners under said act to report their action to the next general or adjourned session of the General Assembly.
3. An act appointing commissioners to go, examine, and report to the next session of the General Assembly the probable cost of removing the obstructions out of Red river.
4. An act to empower the trustees of the town of Columbia to sell and convey certain property.
5. An act to authorize the trustees of the town of Columbia to change the direction of Pinkney alley in said town.
6. An act to amend an act, entitled “An act to incorporate the town of Jamestown, in Russell county,” approved February 17, 1866.
7. An act to amend an act, entitled “An act to incorporate the Owingsville and Sherburne Turnpike Road Company.”
8. An act to incorporate the Moore’s Ferry and Salt Lick Bridge Turnpike Road Company.
9. An act to amend the charter of the town of Walton.
10. An act to amend the charter of the city of Paris.
11. An act for the benefit of J. Pullen, late clerk of the Bourbon circuit court.
12. An act to incorporate the Carter County Mining and Manufacturing Company.
13. An act to incorporate the Ashland Cemetery Company.
14. An act to incorporate the Elk Creek Turnpike Road Company.
15. An act to empower the county court of Bullitt county to take stock in turnpike roads in said county.
16. An act to incorporate the Irvine and Red River Turnpike Company.
17. An act to declare White Oak creek, in Morgan county, and Lick creek, in Magoffin county, navigable streams.
18. An act to amend an act, entitled "An act to amend an act to levy a tax to aid in building turnpike roads in Lewis county."
19. An act for the benefit of William Talbott, of Fayette county.
20. An act exempting certain persons from the payment of tolls on turnpike roads of this Commonwealth.
22. An act in relation to the sale of spirituous liquors in Letcher county.
23. An act to amend an act, entitled "An act to amend and reduce into one the several acts in relation to the city of Frankfort," approved March 19, 1869.
24. An act to amend an act, entitled "An act to amend and reduce into one the acts incorporating the town of Louisa," approved March 11, 1869.
25. An act to amend the charter of the town of Mayfield.
26. An act to charter the Mayfield and State Line Gravel Road Company.
27. An act to amend the charter of the town of Williamstown, Grant county, and to establish the boundary of the corporate limits thereof.
28. An act to amend the charter of the town of Ashland.
29. An act to prevent trespassing in Hancock county.
30. An act for the benefit of Hezekiah Combs, late sheriff of Perry county.
31. An act authorizing the county court of Perry county to issue bonds to pay off the present indebtedness of said county.
32. An act for the benefit of the Cynthiana and Ashbrook's Mill Turnpike Road Company, of Harrison county.
33. An act to amend the charter of the Shelbyville and Louisville Turnpike Road Company.
34. An act to incorporate the Louisville, Harrod's Creek, and Westport Railway Company.
35. An act to amend the charter of the city of Covington.
36. An act for the benefit of Robert Baird, of Knox county.
37. An act to prohibit the sale of intoxicating liquors in Rockcastle county.
38. An act to amend an act, entitled "An act to charter the town of Auburn, in Logan county."
39. An act to amend an act, entitled "An act to provide for indexing certain records in Jefferson county," approved March 5, 1869.
40. An act to incorporate the Pilgrim Baptist Church of the city of Louisville.
41. An act to incorporate the German Reformed Zion Church, of Louisville.
42. An act to incorporate St. Patrick's Benevolent Society, of Louisville.
43. An act to incorporate the Louisville Gymnasium and Roller Skating Association.
44. An act to incorporate the town of Chicago, in Marion county.
45. An act to incorporate the town of New Market, in Marion county.
46. An act to authorize the trustees of the Methodist Episcopal Church, of Maysville, to sell and convey certain real property in Maysville, and to reinvest the proceeds of such sale.
47. An act to incorporate the Grahampton Manufacturing Company.
48. An act supplemental to an act, entitled "An act to amend the charter of the town of Harrodsburg."
49. An act for the benefit of the Carlisle and Mount Sterling Turnpike Road Company.
50. An act to repeal an act, entitled "An act for the benefit of the citizens of precinct No. 1, in Mercer county," approved February 14, 1867.
51. An act to authorize the trustees of the town of Greenville, in Muhlenburg county, to issue bonds for the purpose of constructing a turnpike road in said county.
52. An act to amend the charter of the town of Carlisle.
53. An act to incorporate the Educational Board of the Bracken Association of United Baptists.
54. An act for the benefit of the Mount Olivet and Sardis Turnpike Road Company.
55. An act for the benefit of the Mount Olivet and Sardis Turnpike Road Company.
56. An act to incorporate the Mount Olivet and Milford Turnpike Road Company.
57. An act to incorporate the Lower Blue Lick and Pleasant Valley Turnpike Road Company.
58. An act to incorporate the Mount Olivet, North Fork, and Germantown Turnpike Road Company.
59. An act to amend an act to incorporate the Ohio County Agricultural and Mechanical Society.
60. An act to incorporate the Carroll, Owen, Gallatin, and Eagle Bridge Company.
61. An act incorporating the Saunders and Dallasburg Turnpike Road Company.
62. An act to create and regulate the office of county treasurer for Pendleton county.
63. An act to close part of two alleys in the town of Owenton, Owen county.
64. An act to amend an act, entitled "An act to charter the town of Elkton, Todd county."
65. An act to amend the charter of the Springfield, Maxville, and Pleasant Run Turnpike Road Company.
66. An act for the benefit of the trustees of the Willisburg Church.
67. An act to amend an act to incorporate the Versailles and Mount Vernon Turnpike Road Company, approved March 3, 1868.
68. An act to incorporate the town of Bluff City, in Henderson county.
69. An act for the benefit of the Methodist Church (colored) of Madisonville.
70. An act to repeal an act, entitled "An act fixing the time for the election in this State of Representatives to the Congress of the United States, and to provide a different time for such election."
71. An act to amend an act to allow the citizens of Henry county to vote a tax in aid of turnpike companies of said county.
72. An act to repeal the charter and amended charter, and incorporate the town of Millersburg.
Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Propositions and Grievances; the 2d and 23d to the Committee on Claims; the 3d, 7th, 8th, 14th, 15th, 16th, 17th, 18th, 20th, 21st, 22d, 32d, 33d, 49th, 54th, 55th, 56th, 57th, 58th, 61st, 65th, 67th, and 71st to the Committee on Internal Improvement; the 4th, 5th, 6th, 9th, 10th, 24th, 25th, 27th, 28th, 29th, 35th, 72d, and 43d to the Committee on the Judiciary; the 11th, 31st, and 62d to the Committee on Courts of Justice; the 12th, 47th, 59th, and 60th to the Committee on Agriculture and Manufactures; the 13th, 22d, 37th, 40th, 41st, 42d, 53d, 60th, and 69th to the Committee on Religion and Morals; the 19th, 38th, 39th, 44th, 45th, 46th, 48th, 50th, 51st, 52d, 63d, 64th, and 68th to the Committee on Revised Statutes and Codes of Practice; the 30th and 36th to the Committee on Finance; the 34th to the Committee on Railroads; and the 70th to the Committee on Privileges and Elections.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to print sheriffs and master commissioners' advertisements of land sales in Owen county, in the paper printed in said county.
An act to incorporate the Deposit Bank of Henderson.
An act to amend the charter of the town of Lancaster.
An act to incorporate the Mulberry, Cropper, and Demaree Turnpike Road Company, in Shelby county.
An act to amend the charter of the Louisville and Chattanooga Grand Trunk Railroad.
An act to authorize the Ballard county court to change the State road between Caney creek and Columbus, in Ballard county.
An act to incorporate the North Bullskin Turnpike Road Company.
An act to charter the Kingston and Scaffold Cane Hill Turnpike Road Company, in Madison county.
An act to amend an act, entitled "An act to incorporate the Henderson Fair Company."
An act to prevent trespassing on the grounds of the Henderson Fair Company.

80-s.
An act to authorize surveyors to qualify chain-carriers and witnesses in certain cases.

An act to incorporate the Springfield, Willisburg, Antioch, and Fox Creek Turnpike Road Company.

An act to amend an act to incorporate the Richmond and Tale's Creek Ridge Turnpike Road Company.

An act to authorize and facilitate the finding and copying certain records in Kenton county.

An act to amend an act, entitled "An act to incorporate the Cumberland and Ohio Railroad Company," approved February 24th, 1869.

Mr. Allison presented the petition of sundry citizens of Muhlenburg county, in relation to the erection of a dam across Mud river.

Which was received, the reading dispensed with, and referred to the Committee on Propositions and Grievances.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Hawes, from the Committee on Privileges and Elections—
An act to change the voting place in Wallingford precinct, in Hardin county, and to change the name and boundary of said precinct.

By Mr. Allison, from the Committee on Revised Statutes—
An act to amend an act, entitled "An act to repeal the charter and reincorporate the town of Elizabethtown, in Hardin county," approved February 26, 1868.

By same—
An act for the benefit of Boone county.

By same—
An act to amend the mechanics' lien law of Fayette county.

By Mr. Bradley, from same committee—
An act to authorize J. A. Jacobs, deputy assessor of Greenup county, to act as principal assessor, and receive compensation for the same.

By same—
An act to incorporate the town of Campton, in Wolfe county.

By same—
An act to establish, fix the boundary, and charter the town of Bridgeport, in Metcalfe county.

By same—
An act to amend the charter and extend the boundaries of the city of Tompkinsville, in Monroe county.
JOURNAL OF THE SENATE.

By same—
An act for the benefit of Bird Jameson, of Livingston county.

By same—
An act to repeal in part, and amend an act, entitled "An act providing a general mechanics' lien law for certain counties."

By same—
An act to amend an act, entitled "An act for the benefit of Adairsville Division, No. 147, Sons of Temperance.

By Mr. Chelf, from same committee—
An act to amend an act to incorporate the town of Rough and Ready, approved March 9, 1854.

By Mr. W. Johnson, from the Committee on Courts of Justice—
An act for the benefit of W. Talbott, of Fayette county.

By same—
An act to amend an act, entitled "An act for the benefit of Carroll county," approved February 5, 1868.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Webb, from the Committee on Agriculture and Manufactures, to whom was referred a bill from the House of Representatives, entitled

An act to protect the stone fences in Fayette county,

reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Mr. Burton, from the Committee on Claims, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of Alexander G. Brawner,

reported the same without amendment.

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 there shall be and there is hereby appropriated, the sum of three thousand nine hundred and forty-eight dollars and ninety cents ($3,948 90), to pay the claim of Alexander G. Brawner for constructing pavements around the public property; and the Auditor is
directed to draw his warrant for the amount aforesaid in favor of said Brawner, to be paid out of any moneys in the Treasury not otherwise appropriated.

§ 2. 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, in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander, G. W. Connor, K. F. Pritchard,
F. M. Allison, J. H. Dorman, I. A. Spalding,
A. K. Bradley, W. McKeef Fox, E. D. Standeford,
R. A. Burton, J. B. Hayden, A. G. Talbott,
John G. Carlisle, William Johnson, W. L. Vories,
W. H. Chelf, John W. Johnson, Ben. J. Webb,
J. Q. Chenoweth, W. Lindsay, Emery Whitaker,
Wm. L. Conklin, A. L. McAfee, I. C. Winfrey—24.

Those who voted in the negative, were—

Edwin Hawes, Oscar Turner—2.

Resolved, That the title of said bill be as aforesaid.

Mr. Bradley, from the Committee on Revised Statutes, to whom was referred a bill from the House of Representatives, entitled

An act to amend article 17, chapter 28, of Revised Statutes, entitled “Penal Offenses and Punishments,”

Reported the same without amendment.

Ordered, That the further consideration of said bill be postponed, and made the special order of the day for to-morrow.

The Senate took up for consideration a bill from the House of Representatives, entitled.

An act for the benefit of the Eastern Lunatic Asylum,

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

WHEREAS, The Board of Managers of the Eastern Lunatic Asylum, for want of accurate information, which it was impossible for them to acquire, did fail to draw from the Treasury of the State the whole amount due said Asylum for the year 1869; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Auditor be, and he is hereby, authorized and directed to draw his warrant on the Treasurer, in favor of the Board of Managers of the Eastern Lunatic Asylum, for the sum of seven thousand nine hundred and eighty-one dollars ($7,981); which said sum, when drawn, to be by them expended in the necessary additions and repairs to the old buildings and grounds of said Asylum.

§ 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 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—

R. A. Burton, A. L. McAfee, A. G. Talbott,
John G. Carlisle, K. F. Pritchard, Ben. J. Webb,
William Johnson,

Those who voted in the negative, were—

Jos. M. Alexander, G. W. Connor, John W. Johnson,
F. M. Allison, J. H. Dorman, W. Lindsay,
A. K. Bradley, W. M. McKee Fox, W. H. Payne,
W. H. Chelf, Edwin Hawes, I. A. Spalding,
Wm. L. Conklin, J. B. Hayden, Emery Whitaker—15.

So said bill was disagreed to.

A message was received from the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, which originated in the House of Representatives, entitled

An act to establish the court of common pleas for Fayette county, which was granted, and the bill delivered to messenger.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act to amend the several acts in relation to peddlers," approved March 4th, 1856.

Together with the amendment heretofore proposed by the committee.

Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the act, entitled "An act to amend the several acts in relation to peddlers," approved March 4th, 1856, so far as it may apply to itinerant persons vending goods, wares, merchandise, or other things, or offering to vend the same by sample, which are not the products or manufacture of this State, be, and the same is hereby, repealed, to the extent that the said act shall not apply to, or be enforced against, merchants or their agents, residing in or out of this State, who may vend, or offer to vend, by sample, goods, wares, merchandise, or manufactures made within or without this State, to merchants, dealers, or other persons living within the State.

§ 2. This act shall take effect and be in force from and after its passage.

The amendment proposed by the committee reads as follows, viz:

Make the following the second section, viz:

§ 1. That in lieu of the license required to be obtained by the act referred to in the first section hereof, the persons named therein
shall be required to obtain a license for the whole State, to be renewed every twelve months, and for which they shall pay a tax of two hundred dollars, to be a part of the revenue proper; and the same shall be governed and regulated by the provisions of section four, article two, chapter eighty-three, of the Revised Statutes, so far as the same are applicable, and said section to that extent is hereby re-enacted.

Mr. Alexander then moved to amend the amendment as follows, viz:

Strike out "two hundred dollars," and insert in lieu thereof "one hundred dollars."

The question was first taken on striking out, which was decided in the negative.

The yeas and nays being required thereon by Messrs. Alexander and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—

<table>
<thead>
<tr>
<th>Name</th>
<th>Name</th>
<th>Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jos. M. Alexander</td>
<td>J. B. Hayden</td>
<td>K. F. Prichard</td>
</tr>
<tr>
<td>J. Q. Chenoweth</td>
<td>A. L. McAfee</td>
<td>A. G. Talbott</td>
</tr>
<tr>
<td>J. H. Dorman</td>
<td>W. H. Payne</td>
<td>I. C. Winfrey</td>
</tr>
</tbody>
</table>

Those who voted in the negative, were—

<table>
<thead>
<tr>
<th>Name</th>
<th>Name</th>
<th>Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>F. M. Allison</td>
<td>G. W. Connor</td>
<td>I. A. Spalding</td>
</tr>
<tr>
<td>A. K. Bradley</td>
<td>Edwin Hawes</td>
<td>Oscar Turner</td>
</tr>
<tr>
<td>John G. Carlisle</td>
<td>William Johnson</td>
<td>Ben. J. Webb</td>
</tr>
<tr>
<td>W. H. Chelf</td>
<td>John W. Johnson</td>
<td>Emery Whitaker</td>
</tr>
<tr>
<td>Wm. L. Conklin</td>
<td>W. Lindsay</td>
<td></td>
</tr>
</tbody>
</table>

The question was then taken on the adoption of the amendment proposed by the committee, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Lindsay and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—

<table>
<thead>
<tr>
<th>Name</th>
<th>Name</th>
<th>Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>F. M. Allison</td>
<td>W. McKee Fox</td>
<td>K. F. Prichard</td>
</tr>
<tr>
<td>A. K. Bradley</td>
<td>Edwin Hawes</td>
<td>I. A. Spalding</td>
</tr>
<tr>
<td>R. A. Burton</td>
<td>J. B. Hayden</td>
<td>E. D. Standeford</td>
</tr>
<tr>
<td>John G. Carlisle</td>
<td>Wm. Johnson</td>
<td>A. G. Talbott</td>
</tr>
<tr>
<td>W. H. Chelf</td>
<td>John W. Johnson</td>
<td>Oscar Turner</td>
</tr>
<tr>
<td>Wm. L. Conklin</td>
<td>A. L. McAfee</td>
<td>Ben. J. Webb</td>
</tr>
<tr>
<td>G. W. Connor</td>
<td>W. H. Payne</td>
<td>Emery Whitaker</td>
</tr>
<tr>
<td>J. H. Dorman</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Those who voted in the negative, were—

<table>
<thead>
<tr>
<th>Name</th>
<th>Name</th>
<th>Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jos. M. Alexander</td>
<td>W. Lindsay</td>
<td>I. C. Winfrey</td>
</tr>
<tr>
<td>J. Q. Chenoweth</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration a bill, entitled
A bill for the benefit of James W. Schooling, Commonwealth's Attorney for the seventh judicial district.

Ordered, That said bill be engrossed and read a third time.

Said bill was read a third time as follows, viz:

WHEREAS, James W. Schooling, Commonwealth's Attorney for the seventh judicial district, has not been able to perform the duties of said office on account of sickness since the 31st day of August, 1869; 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 issue his warrant in favor of James W. Schooling, for the amount of his salary as Commonwealth's Attorney, to the date of the passage of this bill.

§ 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, in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander, J. H. Dorman, I. A. Spalding,
F. M. Allison, W. McKee Fox, E. D. Standeford,
R. A. Burton, William Johnson, A. G. Talbott,
John G. Carlisle, John W. Johnson, Ben. J. Webb,
W. H. Chelf, A. L. McAfee, Emery Whitaker,
J. Q. Chenoweth, W. H. Payne, I. C. Winfrey,

In the negative, Edwin Hawes—1.

Resolved, That the title of said bill be as aforesaid.

On motion of Mr. Carlisle, a message was sent to the House of Representatives, asking leave to withdraw the announcement of the disagreement of the Senate to the passage of a bill, which originated in the House of Representatives, entitled
An act to regulate the weight and sale of stone-coal in this Commonwealth.

In a short time, said bill was handed in at the Clerk's desk.

The Senate took up for consideration a bill, entitled
A bill to provide for the inspection, storage, and sale of petroleum and its products.

Mr. Spalding moved an amendment to said bill.
Ordered, That said amendment be printed, and that the bill and amendment be made the special order of the day for Thursday next.

A message was received from the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, which originated in the House of Representatives, entitled
An act to incorporate the Bluegrass Railroad Company.
Which was granted, and the bill handed over to messenger.
Mr. W. Johnson, from the Committee on Courts of Justice, to whom had been referred a bill from the House of Representatives, entitled
An act authorizing the county-court of Hardin county to levy a tax for road purposes,
Reported the same with an amendment.

Ordered, That the further consideration of said bill and proposed amendment be postponed to, and made the special order of the day for the 10th of January, 1871.

Mr. Whitaker presented a series of resolutions, entitled
Resolutions in relation to Federal Affairs.
Which were referred to the Committee on Federal Relations.
The following bills were reported by the several committees directed to prepare and bring in the same, viz:

By Mr. Webb, from the Committee on Agriculture and Manufactures—
1. A bill to incorporate the Big Sandy Building Association.
By Mr. Whitaker, from the Committee on Banks and Insurance—
2. A bill to incorporate the Safe Deposit Company, of Louisville.
By same—
3. A bill to incorporate the Bank of Newcastle.
By Mr. Spalding, from same committee—
4. A bill to amend the charter of the Bank of Hopkinsville.
By Mr. Bradley, from the Committee on Revised Statutes—
5. A bill authorizing a settlement with the trustees of the Greenville Seminary, and the appointment of other trustees.
By same—
6. A bill for the benefit of Morgantown.
By Mr. Spalding, from the Committee on Banks and Insurance—
7. A bill to amend an act, entitled "An act for the incorporation and regulation of Fire, Marine, Health, Accident, Live Stock, and all other except Life Insurance Companies."
By Mr. Chelf, from the Committee on Revised Statutes—
8. A bill for the benefit of the sheriff and other like officers of Green county.
By same—
By Mr. Talbott, from the Committee on Charitable Institutions—
10. A bill to amend an act, entitled "An act to amend an act, entitled 'An act to endow an Asylum for the Tuition of the Deaf and Dumb.'"
By Mr. Talbott, from a select committee—
11. A bill to defray the expenses of collecting and interring the Confederate soldiers killed in the battle of Perryville, in Boyle county.
By Mr. W. Johnson, from the Committee on Courts of Justice—
12. A bill to further extend the corporate limits of the town of Campbellsville, in the county of Taylor.
By same—
13. A bill to amend section 4, article 7, chapter 32, of the Revised Statutes.
By Mr. Whitaker, from same committee—
14. A bill to incorporate Mason Lodge, No. 342, of Free and Accepted Masons, of Maysville.
By same—
15. A bill to incorporate Confidence Lodge, No. 52, of Free and Accepted Masons, of Maysville.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to second reading of said bills being dispensed with, the 11th was ordered to be printed, and made the special order of the day for the 16th inst., and the 1st, 2d, 3d, 4th, 5th, 6th, 7th, 8th, 9th, 10th, 12th, 13th, 14th, and 15th were ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the Governor by Mr. Samuels, Assistant Secretary of State, announcing that the Governor had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

81–5.
An act for the benefit of John Fry, of Casey county.
An act to incorporate the Christian County Turnpike Road Company.
An act to incorporate the Brownsville and Glasgow Junction Railroad Company.
An act for the incorporation and regulation of Fire, Marine, Health, Accident, Live Stock, and all other, except Life Insurance Companies.
An act for the incorporation and regulation of Life Insurance Companies.
An act concerning the Quarter-Master General.
An act for the benefit of James Lindon, of Breathitt county.
An act for the benefit of Robert Thompson, of McLean county.
An act for the benefit of William Spencer, of Breathitt county.
An act for the benefit of John Wilson, of Breathitt county.
An act for the benefit of John Cardwell, of Breathitt county.
Leave was given to bring in the following bills, viz:
On motion of Mr. J. W. Johnson—
1. A bill for the benefit of Morgantown.
On motion of Mr. Prichard—
2. A bill to incorporate the Kentucky and Virginia Bridge Company.
On motion of same—
3. A bill to incorporate the Ashland and Ohio Bridge Company.

Ordered, That the Committee on Propositions and Grievances prepare and bring in the 1st, and the Committee on Internal Improvement the 2d and 3d.

Mr. Prichard, from the Committee on Enrollments, reported that the committee had examined an enrolled bill, which originated in the Senate, entitled

An act to amend an act, entitled "An act to establish an Insurance Bureau," passed by the present General Assembly;
And enrolled bills, which originated in the House of Representatives, of the following titles, viz:
An act to amend an act, entitled "An act to incorporate the Owensboro and Russellville Railroad Company;"
An act to amend the charter of the city of Paducah;
An act for the benefit of Felix T. Begley, former sheriff of Perry county;
An act for the benefit of Hezekiah Combs, former sheriff of Perry county;
An act to amend an act, entitled "An act to incorporate the Louisville and Beargrass Railway Company," approved March 5th, 1869;
An act to incorporate the Mount Freedom and Jessamine County Turnpike Road Company;
An act to incorporate the Soo. Benson Turnpike Road Company;
An act to charter the Cabin Creek, Sand Hill, and Manchester Turnpike Road Company;
An act to incorporate the Millersburg Deposit Bank, of Bourbon county;
An act to incorporate the Speedwell and Bybeetown Turnpike Road Company, in Madison county;
An act, entitled "An act to enlarge the jurisdiction of the police court of the town of Sharpsburg, in Bath county, and to change the time of holding the same;"
An act for the benefit of G. S. Jones and his securities, late sheriff of Marshall county;
An act to authorize the trustees of the Methodist Episcopal Church, South, at Rollington, in Oldham county, to sell and convey the property belonging to said church at that place;
An act to incorporate the Agricultural and Mechanical Association of Colored People, of Fayette county;
An act to incorporate the Union Benevolent Society, No. 1, of Colored People, at Lexington;
An act to amend the charter of the Calhoon Mills Company;
An act for the benefit of Henry Clay Fitzpatrick, of Floyd county;
An act to declare Peter creek, in Pike county, a navigable stream;
An act to amend the charter of the North Kentucky Agricultural Society, of Boone county;
An act for the benefit of L. D. Owens, late sheriff of Henry county, and his sureties;
An act to charter the St. Matthews and Goose Creek Turnpike Road Company;
An act to amend the charter of the Covington and Taylor Mill Road Turnpike Company;
An act to incorporate the town of Pewee Valley, in Oldham county;
An act for the benefit of Geo. W. Sulser, clerk of the Mason county court;
An act to incorporate the Trayser Piano-forte Company, of Maysville, Kentucky;
An act to legalize certain acts of the Mercer county court;
An act for the benefit of E. R. Price, sheriff of Todd county;
An act authorizing the county court of Muhlenburg county to change the South Carrollton and Madisonville road, as the same passes over the land of C. L. Morehead;
An act for the benefit of H. B. Elrod, of the county of Warren;
An act for the benefit of John H. Allison, late sheriff of Lawrence county, and his sureties;
An act allowing precincts in Jefferson county to petition county judge for police;
And had found the same truly enrolled.
Said bills having been signed by the Speaker of the House of Representatives, the Speaker pro tem. of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.
After a short time, Mr. Prichard reported that the committee had performed that duty.
And then the Senate adjourned.

TUESDAY, MARCH 15, 1870.

A message was received from the House of Representatives, announcing their concurrence in the amendments proposed by the Senate to bills from the House of Representatives, of the following titles, viz:
An act for the benefit of widows and infant children of deceased persons.
Title changed to read,
An act for the benefit of widows and orphans of this State.
An act to amend the charter of the town of Benton, in Marshall county.
An act to amend chapter 105, Revised Statutes, title "Weights and Measures."
An act to change the time of holding the circuit courts in the 11th judicial district.
An act to authorize the trustees of John Cleveland to sell real estate for the benefit of the Orphan School at Midway.
Title changed to read,
An act to incorporate the Cleveland Orphan Institute.
An act to repeal in part the act declaring Rolling Fork river a navigable stream.
An act to incorporate the Mayfield Cloth Manufacturing Company.
Title changed, add "of Graves county."
An act to incorporate the Louisville Tobacco Manufacturing Company.
Title changed.
An act to incorporate the Bank of Commerce.
That they had disagreed to the passage of bills, which originated in the Senate, of the following titles, viz:
An act for the benefit of school districts Nos. 80 and 30, in Barren county.
An act for the benefit of school district No. 36, in Hardin county.
An act for the benefit of common school district No. 26, in Hopkins county.
An act to declare the capital stock of railroads and other corporations personal property.
That they had passed bills, which originated in the Senate, of the following titles, viz:
An act for the benefit of the African Methodist Episcopal Church, of Glasgow.
An act in relation to submitting questions of taxation to a vote of the people.
An act to prohibit the sale of spirituous, vinous, or malt liquors in the town of Mount Washington and vicinity.
An act for the benefit of the sureties of W. J. Brown, late sheriff of Henry county.
An act to prohibit the vending or sale of spirituous, vinous, or malt liquors within two miles of any of the furnaces owned by the Red River Iron Manufacturing Company, in Estill and Powell counties.
An act to incorporate the trustees of the Danville Collegiate Institute.

An act to amend an act, entitled "An act to change and fix the time of holding the circuit courts in the sixth judicial district," approved February 5, 1869.

An act giving the trustees of the town of Sharpsburg exclusive jurisdiction to grant tavern license in said town.

An act to amend an act, entitled "An act to reduce into one the several acts in regard to the Butler Seminary," approved January 23, 1867.

An act to repeal an act, entitled "An act further to provide for changes of venue in civil cases," approved March 9, 1867.

An act to amend an act, entitled "An act for the incorporation and regulation of Fire, Marine, Health, Accident, Live Stock, and all other, except Life Insurance Companies."

An act for the benefit of the Murray Male and Female Institute.

With an amendment to the last named bill. Which was taken up, twice read, and concurred in.

A message was also received from the House of Representatives, announcing that they had passed bills of the following titles, viz:

1. An act concerning arrearages of pay due deceased soldiers.
2. An act to punish certain trespasses in Pendleton county.
3. An act to amend sections 4 and 23, article 2, chapter 56, Revised Statutes, title "Landlord and Tenant," and sections 721 and 722, Civil Code of Practice.
4. An act authorizing the Casey county court to establish a voting precinct.
5. An act to incorporate the Liberty and Middleburg Turnpike Road Company.
6. An act to incorporate the Carpenter's Creek and Green River Turnpike Road Company.
7. An act to establish a Botanical Garden in Kentucky.
8. An act for the benefit of school district No. 40, in Trigg county.
9. An act changing the time of electing trustees of the Bewleyville Male and Female Seminary, in Breckinridge county.
10. An act for the benefit of common schools in Kentucky.
11. An act for the benefit of D. C. Donan, of Hart county.
12. An act to prohibit the importation, sale, or bringing of Texas cattle into Bourbon and other counties.
13. An act to incorporate Cuba Lodge, No. 412, of Free and Accepted Masons, in Graves county.


Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 2d to the Committee on the Judiciary; the 3d and 13th to the Committee on Revised Statutes; the 4th to the Committee on Privileges and Elections; the 5th, 6th, and 11th to the Committee on Internal Improvement; the 7th and 12th to the Committee on Agriculture and Manufactures; the 8th, 9th, and 10th to the Committee on Education; and the 14th to the Committee on Finance.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Flat Rock and Floyd's Fork Turnpike Road Company.

An act to incorporate the Beatty's Mill and Todd's Point Turnpike Road Company.

An act to incorporate the Christiansburg and Demaree Store Turnpike Road Company.

An act relating to the sale of ardent spirits in Catlettsburg.

An act to incorporate the Fox Run and Lagrange Turnpike Road Company.

An act to incorporate the Deposit Bank of Elizabethtown.

An act authorizing Matthew Langley, present coroner of Floyd county, to appoint one or more deputies.

An act to incorporate the Harris Turnpike Road Company, in Boyle county.

An act for the benefit of Pendleton county.

An act to amend the charter of Cave Hill Cemetery Company.

An act to incorporate the Pebble's Run and Lick Fork Turnpike Road Company.

An act to prevent the giving, loaning, or selling intoxicating liquors in the limits of the town of Kiddville, Clark county.

An act to charter the Union and Dreaming Creek Turnpike Road Company, in Madison county.
An act to repeal section 3 of an act, entitled "An act to amend the charter of the town of Catlettsburg," approved February 18, 1869.

An act for the benefit of the Christian Church at London, in Laurel county.

An act for the benefit of the town of Scottsville.

An act for the benefit of Thomas Robinson, of Henry county.

An act for the benefit of the Methodist Episcopal Church, South, of Paducah.

An act to repeal an act, entitled "An act to change the line between Taylor and Green counties," approved March 13, 1869.

An act in relation to the sale of spirituous, vinous, and malt liquors in Logan county.

An act to incorporate the Benevolent Society of United Brothers of Friendship, or the Mysterious Ten, of Paducah.

An act to extend the corporate limits of the town of Alexandria, in Campbell county, and to amend the charter of the same.

An act to incorporate the Todd's Road Turnpike Road Company.

An act to incorporate the Pembroke and State Line Turnpike Road Company.

An act to incorporate Millburn Cemetery, in Ballard county.

An act to charter the Church of God in Christ Meeting, at Antioch, Shelby county.

An act to amend an act to incorporate the town of West Point, approved February 15, 1858, and for other purposes.

An act for the benefit of the incorporated banks of issue of the State of Kentucky.

An act regulating the inspection and selling of tobacco in the city of Louisville.

An act to amend the several acts relating to the town of Livermore.

An act to incorporate the New Providence and Princeton Railroad Company.

An act to charter the Tygert Valley Railroad Company.

An act to provide for the establishment of wharves on Kentucky river, and regulate the price of wharfage.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Conklin, from the Committee on Finance—

An act for the benefit of Jordan Neal, late sheriff of Estill county.
By same—
An act for the benefit of Alfred E. Cope, of Breathitt county.
By same—
An act for the benefit of Hezekiah Combs, late sheriff of Perry county.
By same—
An act for the benefit of Robert Bain, of Knox county.
By Mr. Standeford, from the Committee on Internal Improvement—
An act to provide a road law for the county of Robertson.
By same—
An act to amend an act to allow the citizens of Henry county to vote a tax in aid of turnpike companies in said county.
By Mr. Carlisle, from the Committee on the Judiciary—
An act to authorize the Louisville Collegiate Institute to sell and convey certain real estate.
By same—
An act to amend the charter of the town of Mayfield.
By same—
An act to amend the charter of the town of Walton.
By same—
An act to empower the trustees of the town of Columbia to sell and convey certain property.
By same—
An act to authorize the trustees of the town of Columbia to change the direction of Pinkney alley, in said town.
By same—
An act to amend the charter of the city of Paris.
By same—
An act to amend an act, entitled “An act to amend and reduce into one the acts incorporating the town of Louisa,” approved March 11, 1869.
By same—
An act to amend the charter of the town of Ashland.
By same—
An act to amend the charter of the town of Williamstown, Grant county, and to establish the boundary of the corporate limits thereof.
By same—
An act to amend the charter of the city of Covington.
By same—

An act to prevent trespassing in Hancock county.

With an amendment to the last named bill, which was concurred in,

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Conklin, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of Granville Evans,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Mr. Turner, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act relative to persons holding State titles within military, treasury warrant, and other surveys, and which have been lost by such superior titles,

Reported the same without amendment.

Ordered, That said bill be printed, and made the special order of the day for Thursday, the 17th inst.

A message was received from the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, which originated in the Senate, entitled

An act to amend the charter of the Lexington and Big Sandy Railroad Company, Western Division.

Which was delivered to the messenger.

Mr. Vallandingham, from the Committee on Claims, to whom was referred a bill from the House of Representatives, entitled

A supplemental act for the benefit of Newton Craig; and further to authorize the commissioners under said act to report their action to the next general or adjourned session of the General Assembly,

Reported the same, with the expression of opinion that said bill ought not to pass.
Said bill reads 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 Newton Craig," passed at the present session of the General Assembly, as authorizes the commissioners therein named, to certify any amount they find due the said Craig to the Auditor, and the Auditor to draw his warrant on the Treasurer in favor of said Craig for said amount, be, and the same is hereby, repealed; and said commissioners are directed to report the result of their investigations to the next adjourned or regular session of the General Assembly for its approval or rejection.

§ 2. This act shall take effect from its passage.

The question was 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.

The yeas and nays being required thereon by Messrs. Bradley and Cooke, were as follows, viz:

Those who voted in the affirmative, were—

F. M. Allison, Lyttleton Cooke, Oscar Turner,
G. W. Connors, G. A. C. Holt,

Those who voted in the negative, were—

Jos. M. Alexander, W. McKee Fox, I. A. Spalding
R. A. Burton, J. B. Hayden, E. D. Standeford,
John G. Carlisle, Wm. Johnson, A. G. Talbott,
W. H. Chelf, John W. Johnson, A. C. Vallandingham,
J. Q. Chenoweth, W. Lindsay, Ben. J. Webb,
J. H. Dorman, K. F. Prichard,

Mr. Spalding then moved to reconsider the vote by which the Senate had refused to order said bill to be read a third time.

Mr. Chenoweth then moved to lay said motion on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Bradley and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander, J. B. Hayden, E. D. Standeford,
R. A. Burton, William Johnson, A. G. Talbott,
John G. Carlisle, John W. Johnson, A. C. Vallandingham,
W. H. Chelf, W. Lindsay, Ben. J. Webb,
J. Q. Chenoweth, W. H. Payne, Emery Whitaker,
W. McKee Fox, I. A. Spalding,
Those who voted in the negative, were—

F. M. Allison, G. W. Connor, G. A. C. Holt,
A. K. Bradley, Lyttleton Cooke, Oscar Turner,

A message was received from the Governor by Mr. Samuels, Assistant Secretary of State, announcing that the Governor had approved and signed an enrolled bill, which originated in the Senate, entitled

An act to amend an act, entitled "An act to establish an Insurance Bureau."

Mr. Lindsay, from the Committee on Sinking Fund, made the following report in relation to the Green and Barren River Navigation Company, viz:

To the Senate of Kentucky:

The Committee on the Sinking Fund, to whom was referred various petitions from citizens of the counties bordering on Green and Barren rivers, asking the repeal or modification of the act incorporating the Green and Barren River Navigation Company, have carefully considered said petitions, as well as all evidence produced either by the representatives of the petitioners or of said Navigation Company, and they now respectfully submit the following report:

They state that there has not been sufficient evidence produced to show that said company has charged the citizens along said rivers excessive or oppressive freights upon goods or produce transported upon their boats, although it is shown that, in some instances, they have exceeded in their charges former rates of freight.

They further state, that there has been no evidence produced showing that in any instance they have charged boats navigating said rivers a higher rate of tonnage than they are authorized to charge by the act incorporating the company.

Your Committee, however, can very readily see that it is possible said company can drive competition away and monopolize all the carrying done upon said rivers; and that it is within their power, under their chartered privileges, to increase the rate of freights to such an amount as will be oppressive to the people, who have no other avenue by which to reach the markets, and it may in the future become necessary to resort to some character of legislation for their protection.

Petitioners, however, rely principally for relief upon the fact, that, in their opinion, the act under consideration is a nullity, by reason of its being in conflict with section 34, article 2, of our present State
Constitution, which provides that "the General Assembly shall have no power to pass laws to diminish the resources of the Sinking Fund, as now (then) established by law, until the debt of the State be paid." Whether, at the time of the passage of the act incorporating the Navigation Company, the Green and Barren River Line of Navigation was a resource of the Sinking Fund, is a proposition by no means free from doubt, and it is submitted that this doubt cannot be removed by legislative action.

It is further submitted, that if said act of incorporation, in point of fact, is in conflict with our State Constitution, it is of no effect, and needs no repeal; and being an absolute nullity, can neither be modified nor amended. It is a question that can only be properly and satisfactorily settled by the courts, being in its nature purely legal. And for this reason, and the further facts that the best interests of the people living upon said rivers, as well as of the company now controlling the same, will be promoted by a speedy and final settlement by the proper tribunal of the constitutional question in issue, and also to enable the Commissioners of the Sinking Fund to recover any moneys that may have been diverted from their hands by any improper action of the General Assembly in turning over this line of navigation to the company, your Committee respectfully recommend the passage of an act to authorize the Commissioners of the Sinking Fund, or any person or persons or corporation interested, to test, by proper legal proceedings, the constitutionality of said act.

Your Committee submit the act accompanying this report, with the expression of opinion that the same should pass.

W. LINDSAY, Chairman.
JOS. M. ALEXANDER,
J. H. DORMAN.

Which was ordered to be printed, and made the special order of the day for to-morrow.

The Senate took up for consideration the disagreement of the House of Representatives to an amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act to repeal an act to provide for the advertisement of sheriffs and marshal’s sales in the city of Louisville and Jefferson county.

Resolved, That the Senate adhere to their proposed amendment.
The following bills were reported by the several committees directed to prepare and bring in the same, viz:

By Mr. Chenoweth, from the Committee on Internal Improvement—
1. A bill in relation to the improvement of streets in cities and towns of this State.
By Mr. Standeford, from same committee—
2. A bill to incorporate the Hill's City Turnpike Road Company.
By same—
3. A bill to incorporate the Ashland and Ohio Bridge Company.
By same—
4. A bill to incorporate the Kentucky and Virginia Bridge Company.
By same—
By same—
6. A bill for the benefit of turnpike roads in this Commonwealth.
By same—
7. A bill to amend an act, entitled "An act to incorporate the Cane Run and King's Mill Turnpike Road Company."
By same—
8. A bill to amend an act, entitled "An act to authorize the appointment of a surveyor of the lands set apart for the officers and soldiers of the Virginia State line," approved December 11, 1822.
By Mr. Cooke, from the Committee on Railroads—
9. A bill to amend an act, entitled "An act to amend an act, entitled 'An act to incorporate the Elizabethtown, Lexington, and Big Sandy Railroad Company.'"

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 1st was ordered to be printed, and placed in the orders of the day; the 6th was recommitted to the Committee on Internal Improvement; and the 2d, 3d, 4th, 5th, 7th, 8th, and 9th were ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

On motion of Mr. Spalding, leave was given to bring in a bill, entitled
A bill to amend the charter of the Providence Mining, Manufacturing, and Shipping Company.

Mr. Prichard, 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:

An act in relation to assignees in trust for the benefit of creditors;
An act to provide for the punishment of railroad engineers for willfully killing or crippling stock;
An act to provide for the organization and regulation of incorporated companies, except banking, insurance, and railroad companies;
An act for the benefit of Rev. E. H. Brandtz;
An act to incorporate the Harrisburg Seminary;
An act to incorporate the Vanceburg Male and Female Academy;
An act to amend an act, entitled "An act to provide for the change of cases from courts of common pleas to circuit courts, and from circuit courts to courts of common pleas, in certain cases," approved January 18, 1869;
An act to authorize creditors in certain cases to garnishee before judgment or return of no property;
An act to charter the Deposit Bank of Columbus;
An act to incorporate the Nolin Male and Female Seminary Company;
An act to amend an act, entitled "An act to incorporate the Versailles and McCracken's Mill Turnpike Road Company;"
An act to increase the county levy of Boyle county;
An act for the benefit of the common schools of the city of Newport;
An act to amend the charter of the Green and Taylor County Turnpike Road Company;
An act to incorporate the Morganfield and Uniotown Turnpike and Gravel Road Company;
An act to incorporate the Uniotown and Highland Creek Turnpike and Gravel Road Company;
An act to legalize the formation of certain corporations formed under an act, entitled "An act to authorize the formation of corporations for manufacturing, mining, transportation, mechanical, and chemical purposes," approved March 10th, 1854;
An act to amend an act, entitled "An act to amend the law in relation to executors, administrators, and curators," approved January 24, 1856;
An act concerning the Adjutant General;
Resolution to print and distribute, in pamphlet form, the general laws passed at this session;
Resolution in relation to an adjournment of the present session of the General Assembly;
And enrolled bills, which originated in the House of Representatives, of the following titles, viz:
An act to prohibit the sale of ardent spirits in the county of Perry;
An act for the benefit of the county of Wolfe;
An act to re-enact, so far as Meade county is concerned, an act, entitled "An act amending the law in relation to roads," approved February 17, 1866;
An act to repeal an act, entitled "An act to incorporate the Franklin Institute, in the town of Lancaster," approved January 13, 1848;
An act to incorporate the Princeton Masonic Female College;
An act for the benefit of J. C. Calhoun, sheriff of McCracken county;
An act for the benefit of Ben. F. Evans, of Garrard county;
An act to authorize the qualified voters of Elliott county to vote upon the removal of their county seat;
An act for the benefit of O. C. Rhea;
An act authorizing the county court of Campbell county to levy and collect an ad valorem tax in said county;
An act to incorporate the town of Bellevue, in Campbell county;
An act for the benefit of the trustees of school district No. 34, of Larue county;
An act to amend the charter of the city of Lexington;
An act regulating the voting of shares of stock in the election of directors and other officers of the Flemingsburg and Poplar Plains Turnpike Road Company;
An act to amend an act, entitled "An act to incorporate the Hillsboro and Wyoming Turnpike Road Company, in Fleming county;"
An act to repeal all acts heretofore passed declaring Middle creek, in Floyd county, a navigable stream;
An act to create an additional justices' district in Graves county;
An act for the benefit of W. T. Langridge, a minor under the age of twenty-one years;
An act to incorporate the Buck Run and Cole's Road Turnpike Company;
An act to define the boundary between the first and second representative and justices' districts of the city of Covington;
An act to incorporate the Beargrass Real Estate Company;
An act to establish the office of physician to the jail in Jefferson county;
An act to incorporate Anderson Lodge of Ancient York Masons;
An act to incorporate the Western Skating Club of Louisville;
An act changing the line and boundary between the Maysville No. 2 election precinct and justices and constable's district, and the Dover election precinct and justices and constable's district, in Mason county;
An act to authorize the Mercer county court to issue and sell bonds to pay off her indebtedness, and to create a sinking fund for the payment of the same;
An act for the benefit of William Mullins, late sheriff of Wayne county;
An act to incorporate the Taylorsville and Vandyke's Mill Turnpike Company;
An act for the benefit of Alexander G. Brawner;
And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker pro tem. of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Prichard reported that the committee had performed that duty.

Mr. Vallandingham, from the Committee on Claims, to whom had been referred a bill from the House of Representatives, entitled
An act to amend an act, entitled "An act to amend and reduce into one the several acts in relation to the city of Frankfort," approved March 9, 1869,
Reported the same without amendment.

After some discussion had, and pending the consideration of which bill, the hour arrived for taking up a special order of the day.

The Senate took up for consideration a bill, entitled
An act to incorporate the Louisville Railway Transfer Company.

83-s.
Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That Norvin Green, H. D. Newcomb, J. Guthrie Coke, W. B. Caldwell, J. F. Speed, Geo. W. Norton, G. Spratt, Geo. L. Douglas, W. A. Dudley, and Henry Bell, and their successors and assigns, be, and they are hereby, incorporated, by the name and style of the Louisville Railway Transfer Company; and shall, by such name, have a perpetual succession, with all the rights and privileges of a body politic and corporate, including the rights to purchase and hold, or sell and convey real estate, deemed necessary for its business; make debts or liabilities; contract and be contracted with; sue and be sued; and to have and use a common seal, and the same to alter or amend at pleasure.

§ 2. The said company are hereby authorized and empowered to procure the right of way, and build and operate a railroad, of the gauge of four feet eight and one half inches, through the city of Louisville (the Mayor and Council consenting thereto), or around said city, if the Mayor and General Council thereof shall, for the period of ninety days after the approval of this act, neglect, fail, or refuse to grant such right of way upon terms acceptable to said company: Provided, however, That in case said company shall elect to construct a railroad around said city, no locomotive, car, carriage, vehicle, or train shall ever be run at a greater rate of speed than ten miles per hour: And provided further, That none of the powers conferred by this act shall be exercised until the Louisville, Cincinnati, and Lexington Railroad Company shall have entered into an agreement with the Mayor and General Council of the city of Louisville, wherein said railroad company shall agree and bind itself to waive and forever quit claim to all right which it now has to construct and operate a railroad through or around said city; the president and directors may fix the rates to be charged for the transportation of freight and passengers over this road: Provided, Such rates shall not exceed the rate of one dollar for each ton of freight, fifty cents for each passenger, fifty cents for each freight car, and one dollar for each passenger, baggage, or express cars passing over said road.

§ 3. The capital stock of said company shall be one hundred thousand dollars, in shares of fifty dollars each, subscriptions to which shall be secured in such time and manner, and on such terms, as shall be designated by the corporators named in the first section of this act, or a majority thereof.

§ 4. When twenty-five thousand dollars or more of said capital stock shall have been subscribed, said corporators, or a majority thereof, shall call a meeting of stockholders, at such time and place as they may direct, for the election of seven directors of said company, to serve for one year and until their successors are duly elected and qualified to act; which directors, after taking and subscribing the usual oath for the faithful performance of their duties, shall elect a president, and elect, or authorize the appointment of, such other officers and agents as they may deem fit; and shall make rules and by-laws designating the time and place for holding the annual meetings of stockholders, for the annual election of directors, for calling extra-
ordinary meetings of stockholders, and for the general government of
the company; which by-laws, not inconsistent with the laws of the
United States and of this Commonwealth, the said directors may
alter or amend at pleasure.

§ 5. For the purpose of acquiring lands for right of way, depots,
stations, switches, turn-outs, and machine and car shops, on the
application of said company to the presiding judge of the Jefferson
county court, said judge shall appoint a civil engineer and two
competent commissioners, whose duty it shall be to take from the
owners of lands through which the road may be desired to pass a
grant of the right of way through the same, and said engineer and
commissioners, or either of them, shall have the same power to take
the acknowledgment of the grantees, and to make and certify the
privy examination of married women, that the clerks of the county
courts now have; and it shall be the duty of the clerk of the county
court to receive and record the grants when certified as aforesaid;
and said grants, when so certified and recorded, shall vest in the said
company all the rights intended to be vested by the terms of the
grant. Whenever any owner or proprietor of any such lands shall
fail or refuse to make such grant, it shall be the duty of said engineer
and commissioners, or any two of them, from their own view and such
proof as may be presented to them, to value separately the land re-
quired by the company, and the advantages of the road to the ad-
joining lands of the same proprietor; and the disadvantages of the
road to the same lands, and make report of the same, together with a
map of said connecting railway, to the clerk of said county court, to-
gether with a list of the names of the owners of such lands, and
whether they be residents or non-residents of this State, and adults or
infants; and it shall be the duty of the clerk to issue a summons
against all such owners of land, commanding them on some named
day, not less than ten days next after the service of such summons,
to appear before the said presiding judge why the grant of the right of
way or land required shall not be made, on payment of the balance of
the value of, and damage to the land, as reported. And upon the ser-
cise of such summons on the owner, if in the county, and if not, then
on his agent in the county, the county judge shall have jurisdiction to
order the value and balance of damages to be paid, and a grant of
the right of way to be executed by the commissioners aforesaid: Pro-
vided, That if the owner is out of the county, and have no known
agent in the same, it may be lawful to send the summons to any
county where the owner or his authorized agent may be; and if such
owner be a non-resident of this State, and have no known agent in
the same, the said presiding judge shall make an order of appear-
cance to a named day, not less than four weeks next after the date of
such order, and shall appoint an attorney to correspond with and de-
defend for such owner. And when such owner is an infant or non com-
pus mentis, the said judge shall appoint a guardian ad litem for such owner;
and it shall be lawful and the duty of the said presiding judge to
take up, adjudicate, and dispose of the cases severally, and in regard
to each owner resisting, as they may be legally prepared. Either
party may traverse, in writing, the report of the engineer and com-
missioners, and may claim a judgment to assess the damages due to the proprietor of any one tract of land; and thereupon, said presiding judge shall cause a jury to be empanelled before him to try the traverse in open court, and under his direction, and to assess the damages to the proprietor in the same manner as the engineer and commissioners are herein directed to do. The said presiding judge may grant a new trial to either party for the same causes that new trials are granted in other suits at law; and either party may appeal to the Court of Appeals, on a bill of exceptions duly signed, exhibiting all the evidence and instructions; said appeal to be perfected within sixty days and not afterwards; but no such appeal shall operate to prevent the company from proceeding in the construction of said railway, after said company shall have paid or tendered the value and damages assessed by the jury. The provisions of this section shall apply as well to the acquisition of all lands required by said company for its depots, machine shops, turn-outs, gravel and earth pits, and stone quarries, as to the right of way itself. Said engineer and commissioners, before acting, shall take an oath faithfully and impartially to perform the duties required of them by this act; and if either, after being appointed, should die, resign, or fail or refuse to act, said county judge shall, on motion of said company, appoint another in his stead, so as to keep the number full; and fill such vacancies, from time to time, so long as the necessities of the company may require it.

§ 6. To aid said company in the construction and equipment of said connecting railroad, the said Louisville Railway Transfer Company may issue its bonds in sums of one thousand dollars or less, to an extent not exceeding three hundred thousand dollars, with coupon notes for accruing interests thereto attached, the said bonds having not longer than thirty years to run, and bearing a rate of interest not exceeding eight per cent. per annum; and may secure payment thereof by a mortgage lien on the property and franchises of said company; and said bonds may be further secured, in whole or in part, and as to principal or interest, or both, by the indorsement or guarantee of the Louisville, Cincinnati, and Lexington Railroad Company, and of the Louisville and Nashville Railroad Company, or either of them; and said bonds may be sold, pledged, or hypothecated by the said Louisville Railway Transfer Company for the purpose of raising money, purchasing the right of way, lands, iron, or other property needed, or which may be used in the construction and equipment of the road and the completion of the works of said company, in such manner and on such terms as the board of directors may authorize or direct.

§ 7. The Louisville, Cincinnati, and Lexington Railroad Company and the Louisville and Nashville Railroad Company, both or either, and jointly or severally, are hereby authorized to contract with said Louisville Railway Transfer Company for the construction, in whole or in part, of its road; for the transfer to said company of any right of way which may be granted them by the city of Louisville (the Mayor and Council of said city assenting to such transfer); for the lease of said road, or for its operation when completed; and may, jointly, or severally, indorse or guarantee the payment of any or al
of the bonds authorized to be issued by this act; and said Louisville Railway Transfer Company are hereby authorized to make such contract or contracts with the Louisville, Cincinnati, and Lexington and Louisville and Nashville Railroad Companies, or either of them, upon such terms, not being inconsistent with this act and the laws of the land, as may be agreed on.

§ 8. This act to take effect from its passage.

Mr. Carlisle then moved to amend said bill as follows, viz:

Section two, lines two and three, strike out the words, "of the gauge of four feet eight and a half inches."

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Carlisle and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—


Mr. Carlisle then moved further to amend said bill as follows, viz:

Section two, line five, strike out the word "ninety," and insert the word "thirty."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cooke and Carlisle, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—

Mr. Carlisle moved further to amend said bill as follows:
Amend second section by striking out all after the word "have," in the eleventh line, down to, and including, the word "city," in the fourteenth line, and insert in lieu thereof the following, viz: "Filed in the office of the Jefferson county court, a written relinquishment, duly signed and acknowledged, of all its right to connect with the Louisville and Nashville Railroad Company by a route either through or around the city."

Which was adopted.

Mr. Standeford then moved to amend said bill by adding to the names of the corporators mentioned in the first section of the bill the following:
E. G. Minor, R. S. Veach, Wm. L. Murphy, E. D. Standeford, G. F. Downs, and Lyttleton Cooke.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Carlisle and Allison, were as follows, viz:

Those who voted in the affirmative, were—
Jos. M. Alexander,  W. McKee Fox,  W. H. Payne,
F. M. Allison,  J. B. Hayden,  I. A. Spalding,
A. K. Bradley,  G. A. C. Holt,  Oscar Turner,
R. A. Burton,  Wm. Johnson,  A. C. Vallandingham,
J. Q. Chenoweth,  John W. Johnson,  Ben. J. Webb,
Wm. L. Conklin,  W. Lindsay,  Emery Whitaker,
G. W. Connor,  A. L. McAfee,  I. C. Winfrey—22.
J. H. Dorman,

Those who voted in the negative, were—
W. H. Chelf,  A. G. Talbott,

Pending the consideration of the bill, on motion, the Senate adjourned.
A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

1. An act to further amend the several acts in relation to the town of Winchester.
2. An act to amend the charter of the Bank of Hopkinsville.
3. An act to amend the charter of the Lexington and Big Sandy Railroad Company, Western Division.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 1st was referred to the Committee on Internal Improvement; the 2d to the Committee on Banks and Insurance; the 3d to the Committee on Finance; and the 4th was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was received from the Governor by Mr. Samuels, Assistant Secretary of State, announcing that the Governor had approved and signed enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:
An act concerning the Adjutant General.
An act to increase the county levy of Boyle county.
An act for the benefit of the common schools of the city of Newport.
An act for the benefit of Rev. E. H. Brandtz.
An act to incorporate the Harrisburg Seminary.
An act to authorize creditors in certain cases to garnishee before judgment or return of no property.
An act to legalize the formation of certain corporations formed under an act, entitled "An act to authorize the formation of corporations for manufacturing, mining, transportation, mechanical, and chemical purposes," approved March 10th, 1854.
An act to amend an act, entitled "An act to provide for the change of cases from courts of common pleas to circuit courts, and from circuit courts to courts of common pleas, in certain cases," approved January 18, 1869.
An act to amend an act, entitled "An act to incorporate the Versailles and McCracken's Mill Turnpike Road Company."
An act to amend an act, entitled "An act to amend the law in relation to executors, administrators, and curators," approved January 24, 1856.
An act in relation to assignees in trust for the benefit of creditors.
An act to incorporate the Vanceburg Male and Female Academy.
An act to incorporate the Morganfield and Uniontown Turnpike and Gravel Road Company.
An act to incorporate the Nolin Male and Female Seminary Company.
An act to provide for the punishment of railroad engineers for willfully killing or crippling stock.
An act to charter the Deposit Bank of Columbus.
An act to incorporate the Uniontown and Highland Creek Turnpike and Gravel Road Company.
An act to provide for the organization and regulation of incorporated companies, except banking, insurance, and railroad companies.
An act to amend the charter of the Green and Taylor County Turnpike Road Company.
Resolution to print and distribute, in pamphlet form, the general laws passed at this session.
A message was also received from the House of Representatives, announcing that they had received official information from the Gov-
error that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the town of Pewee Valley, in Oldham county.

An act to incorporate the Speedwell and Bybeetown Turnpike Road Company, in Madison county.

An act to charter the St. Matthews and Goose Creek Turnpike Road Company.

An act to incorporate the Agricultural and Mechanical Association of Colored People, of Fayette county.

An act to incorporate the Trayser Piano-forte Company, of Maysville, Kentucky.

An act to amend the charter of the North Kentucky Agricultural Society, of Boone county.

An act to amend the charter of the Calhoon Mills Company.

An act for the benefit of G. S. Jones and his securities, late sheriff of Marshall county.

An act, entitled "An act to enlarge the jurisdiction of the police court of the town of Sharpsburg, in Bath county, and to change the time of holding the same."

An act for the benefit of Hezekiah Combs, former sheriff of Perry county.

An act for the benefit of Felix T. Begley, former sheriff of Perry county.

An act to charter the Cabin Creek, Sand Hill, and Manchester Turnpike Road Company.

An act to amend the charter of the city of Paducah.

An act for the benefit of E. R. Price, sheriff of Todd county.

An act for the benefit of John H. Allison, late sheriff of Lawrence county, and his sureties.

An act to authorize the trustees of the Methodist Episcopal Church, South, at Rollington, in Oldham county, to sell and convey the property belonging to said church at that place.

An act to declare Peter creek, in Pike county, a navigable stream.

An act for the benefit of Henry Clay Fitzpatrick, of Floyd county.

An act to legalize certain acts of the Mercer county court.

An act for the benefit of L. D. Owens, late sheriff of Henry county, and his sureties.

An act to amend the charter of the Covington and Taylor Mill Road Turnpike Company.
An act to incorporate the South Benson Turnpike Road Company.
An act allowing precincts in Jefferson county to petition county judge for police.
An act authorizing the county court of Muhlenburg county to change the South Carrollton and Madisonville road, as the same passes over the land of C. L. Morehead.
An act for the benefit of Geo. W. Sulzer, clerk of the Mason county court.
An act to incorporate the Union Benevolent Society, No. 2, of Colored People, at Lexington.
On motion of Mr. McAfee, a messenger was sent again to the House of Representatives, to ask leave to withdraw the announcement of the passage of a bill, entitled
A bill to amend the charter of the Richmond and Lexington Turnpike Road Company.
In a short time, said bill was handed in at the Clerk’s desk.
And, on motion of Mr. McAfee, the vote by which said bill passed was reconsidered, and the bill referred to the Committee on Internal Improvement.
Mr. Cooke, from the Committee on the Judiciary, to whom had been referred bills from the House of Representatives, of the following titles, viz:
An act to provide certain books for the county of Kenton;
An act for the benefit of Campbell county;
Reported the same, with the expression of opinion that said bills ought not to pass.
And the question being taken on ordering said bills to be read a third time, it was decided in the negative.
So said bills were disagreed to.
Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:
By Mr. Cooke, from the Committee on the Judiciary—
An act to authorize the closing up of Portland Avenue, from Twelfth street to Monroe street, and the conveyance thereof, by and with the consent of the general council in Louisville.
By same—
An act to incorporate the Louisville Gymnasium and Roller Skating Association.
By Mr. Chelf, from the Committee on Education—
An act for the benefit of common schools in Kentucky.

By Mr. W. Johnson, from the Committee on Courts of Justice—
An act to create and regulate the office of county treasurer for Pendleton county.

By Mr. Webb, from the Committee on Agriculture and Manufactures—
An act to incorporate St. Patrick's Benevolent Society, of Louisville.

By Mr. Whitaker, from the Committee on Education—
An act for the benefit of Browder Institute, in Logan county.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Webb, from the Committee on Agriculture and Manufactures, to whom was referred a bill from the House of Representatives, entitled An act to prohibit the importation, sale, or driving of Texas cattle into Bourbon and other counties, Reported the same without amendment.

Said bill was read a third time, as follows, viz.

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Governor be directed, by and with the advice and consent of the Senate, to appoint three (3) commissioners to revise the statute laws of Kentucky; and it shall be the duty of said commissioners, within thirty days after their appointment as such, to proceed to the city of Frankfort, and there commence and conclude the labors imposed by this act.

§ 2. It shall be the duty of said commissioners to revise, digest, and make a compilation of existing laws; to strike out all statutes which may have become obsolete, or shall have been repealed; to report to the General Assembly for its action such laws bearing upon the same
subject as may be in force, which may seem to be contradictory or repugnant to each other; to amend and reduce into one existing laws and reconcile such as may be in conflict, and to make such modifications and changes of the laws as in their judgment may be for the public interest.

§ 3. The work, when completed, shall be reported to the General Assembly for its approval or rejection; and if accepted, the same shall be the property of the State, and under the control of the Legislature.

§ 4. That, upon the filing of a certificate by either of the commissioners appointed under this act with the Auditor of Public Accounts, setting forth the number of days he has been actually engaged on said work, the Auditor shall draw his warrant on the Treasurer in favor of such commissioner, in a sum not to exceed ten dollars per day for each day engaged: Provided, however, That neither of said commissioners shall receive for his services more than twenty-five hundred dollars, except mileage, which he shall be entitled to at the same rate as a member of the General Assembly.

§ 5. If either of the commissioners appointed by the Governor, and confirmed by the Senate, should die, resign, or refuse to accept or act, the Governor may, in vacation, fill such vacancy.

§ 6. This act to be in force from its passage.

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 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—

Jos. M. Alexander, J. H. Dorman, I. A. Spalding
W. H. Chelf, W. McKee Fox, E. D. Standeford
J. Q. Chenoweth, J. B. Hayden, A. G. Talbott
Wm. L. Conklin, W. H. Payne, W. L. Vories
Lyttleton Cooke,

Those who voted in the negative, were—

F. M. Allison, G. A. C. Holt, A. C. Vallandingham
A. K. Bradley, Wm. Johnson, Ben. J. Webb
R. A. Burton, John W. Johnson, I. C. Winfrey
Edwin Hawes,

Mr. McAfee moved to reconsider the vote by which the Senate had disagreed to the passage of said bill.

Mr. Bradley then moved to postpone the motion until the 10th day of January, 1871.

And the question being taken thereon, it was decided in the negative.
The yeas and nays being required thereon by Messrs. Prichard and Alexander, were as follows, viz:

Those who voted in the affirmative, were—

P. M. Allison, Wm. L. Conklin, John W. Johnson,
A. K. Bradley, G. W. Connor, I. A. Spalding,
R. A. Burton, Edwin Hawes, I. C. Winfrey,
J. Q. Chenoweth, William Johnson,

Those who voted in the negative, were—

Jos. M. Alexander, W. H. Payne, A. C. Vallandingham,
W. H. Chelf, K. F. Prichard, W. L. Vories,
Lytleton Cooke, E. D. Standeford, Ben. J. Webb,
G. A. C. Holt, Oscar Turner,

Pending the further consideration of which, the Senate, according to order, took up for consideration a bill, entitled

A bill to incorporate the Louisville Railway Transfer Company.

Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That Norvin Green, H. D. Newcomb, J. Guthrie Coke, W. B. Caldwell, J. F. Speed, Geo. W. Norton, G. Spratt, Geo. L. Douglass, W. A. Dudley, and Henry Bell, and their successors and assigns, be, and are hereby, incorporated, by the name and style of the Louisville Railway Transfer Company; and shall, by such name, have a perpetual succession, with all the rights and privileges of a body-politic and corporate, including the rights to purchase and hold, or sell and convey real estate, deemed necessary for its business; make debts or liabilities; contract and be contracted with; sue and be sued; and to have and use a common seal, and the same to alter or amend at pleasure.

§ 2. The said company are hereby authorized and empowered to procure the right of way, and build and operate a railroad, of the gauge of four feet eight and one half inches, through the city of Louisville (the Mayor and Council consenting thereto), or around said city, if the Mayor and General Council thereof shall, for the period of ninety days after the approval of this act, neglect, fail, or refuse to grant such right of way upon terms acceptable to said company: Provided, however, That in case said company shall elect to construct a railroad around said city, no locomotive, car, carriage, vehicle, or train shall ever be run at a greater rate of speed than ten miles per hour: And provided further, That none of the powers conferred by this act shall be exercised until the Louisville, Cincinnati, and Lexington Railroad Company shall have entered into an agreement with the Mayor and General Council of the city of Louisville, wherein said railroad company shall agree and bind itself to waive and forever quit claim to all right which it now has to construct and operate a railroad through or around said city; the president and directors may fix the rates to be charged for the transportation of freight and pas-
sengers over this road: Provided, Such rates shall not exceed the rate of one dollar for each ton of freight, fifty cents for each passenger, fifty cents for each freight car, and one dollar for each passenger, baggage, or express cars passing over said road.

§ 3. The capital stock of said company shall be one hundred thousand dollars, in shares of fifty dollars each, subscriptions to which shall be secured in such time and manner, and on such terms, as shall be designated by the corporators named in the first section of this act, or a majority thereof.

§ 4. When twenty-five thousand dollars or more of said capital stock shall have been subscribed, said corporators, or a majority thereof, shall call a meeting of stockholders, at such time and place as they may direct, for the election of seven directors of said company, to serve for one year and until their successors are duly elected and qualified to act; which directors, after taking and subscribing the usual oath for the faithful performance of their duties, shall elect a president, and elect, or authorize the appointment of, such other officers and agents as they may deem fit; and shall make rules and by-laws designating the time and place for holding the annual meetings of stockholders, for the annual election of directors, for calling extraordinary meetings of stockholders, and for the general government of the company; which by-laws, not inconsistent with the laws of the United States and of this Commonwealth, the said directors may alter or amend at pleasure.

§ 5. For the purpose of acquiring lands for right of way, depots, stations, switches, turn-outs, and machine and car-shops, on the application of said company to the presiding judge of the Jefferson county court, said judge shall appoint a civil engineer and two competent commissioners, whose duty it shall be to take from the owners of lands through which the road may be desired to pass a grant of the right of way through the same; and said engineer and commissioners, or either of them, shall have the same power to take the acknowledgment of the grantors, and to make and certify the privy examination of married women, that the clerks of the county courts now have; and it shall be the duty of the clerk of the county court to receive and record the grants when certified as aforesaid; and said grants, when so certified and recorded, shall vest in the said company all the rights intended to be vested by the terms of the grant. Whenever any owner or proprietor of any such lands shall fail or refuse to make such grant, it shall be the duty of said engineer and commissioners, or any two of them, from their own view and such proof as may be presented to them, to value separately the land required by the company, and the advantages of the road to the adjoining lands of the same proprietor, and the disadvantages of the road to the same lands, and make report of the same, together with a map of said connecting railway, to the clerk of said county court, together with a list of the names of the owners of such lands, and whether they be residents or non-residents of this State, and adults or infants; and it shall be the duty of the clerk to issue a summons against all such owners of land, commanding them on some named day, not less than ten days next after the service of such summons, to
show cause to the said presiding judge why the grant of the right of way or land required shall not be made on payment of the balance of the value of, and damage to the land, as reported. And upon the service of such summons on the owner, if in the county, and if not, then on his agent in the county, the county judge shall have jurisdiction to order the value and balance of damages to be paid, and a grant of the right of way to be executed by the commissioners aforesaid: Provided, That if the owner is out of the county, and have no known agent in the same, it may be lawful to send the summons to any county where the owner or his authorized agent may be; and if such owner be a non-resident of this State, and have no known agent in the same, the said presiding judge shall make an order of appearance to a named day, not less than four weeks next after the date of such order, and shall appoint an attorney to correspond with and defend for such owner. And when such owner is an infant or non compos mentis, the said judge shall appoint a guardian ad litem for such owner; and it shall be lawful and the duty of the said presiding judge to take up, adjudicate, and dispose of the cases severally, and in regard to each owner resisting, as they may be legally prepared. Either party may traverse, in writing, the report of the engineer and commissioners, and may claim a judgment to assess the damages due to the proprietor of any one tract of land; and thereupon, said presiding judge shall cause a jury to be empanneled before him to try the traverse in open court, and under his direction, and to assess the damages to the proprietor in the same manner as the engineer and commissioners are herein directed to do. The said presiding judge may grant a new trial to either party for the same causes that new trials are granted in other suits at law; and either party may appeal to the Court of Appeals, on a bill of exceptions duly signed, exhibiting all the evidence and instructions; said appeal to be perfected within sixty days and not afterwards; but no such appeal shall operate to prevent the company from proceeding in the construction of said railway, after said company shall have paid or tendered the value and damages assessed by the jury. The provisions of this section shall apply as well to the acquisition of all lands required by said company for its depots, machine shops, turn-outs, gravel and earth pits, and stone quarries, as to the right of way itself. Said engineer and commissioners, before acting, shall take an oath faithfully and impartially to perform the duties required of them by this act; and if either, after being appointed, should die, resign, or fail or refuse to act, said county Judge shall, on motion of said company, appoint another in his stead, and such vacancies shall be filled as to keep the number full; and fill such vacancies, from time to time, so long as the necessities of the company may require it.

§ 6. To aid said company in the construction and equipment of said connecting railroad, the said Louisville Railway Transfer Company may issue its bonds in sums of one thousand dollars or less, to an extent not exceeding three hundred thousand dollars, with coupon notes for accruing interests thereto attached, the said bonds having not longer than thirty years to run, and bearing a rate of interest not exceeding eight per cent. per annum; and may secure payment thereof by a mortgage lien on the property and franchises of said
company; and said bonds may be further secured, in whole or in part, and as to principal or interest, or both, by the indorsement or guarantee of the Louisville, Cincinnati, and Lexington Railroad Company, and of the Louisville and Nashville Railroad Company, or either of them; and said bonds may be sold, pledged, or hypothecated by the said Louisville Railway Transfer Company for the purpose of raising money, purchasing the right of way, lands, iron, or other property needed, or which may be used in the construction and equipment of the road and the completion of the works of said company, in such manner and on such terms as the board of directors may authorize or direct.

§ 7. The Louisville, Cincinnati, and Lexington Railroad Company and the Louisville and Nashville Railroad Company, both or either, and jointly or severally, are hereby authorized to contract with said Louisville Railway Transfer Company for the construction, in whole or in part, of its road; for the transfer to said company of any right of way which may be granted them by the city of Louisville (the Mayor and Council of said city assenting to such transfer); for the lease of said road, or for its operation when completed; and may, jointly, or severally, indorse or guarantee the payment of any or all of the bonds authorized to be issued by this act; and said Louisville Railway Transfer Company are hereby authorized to make such contract or contracts with the Louisville, Cincinnati, and Lexington and Louisville and Nashville Railroad Companies, or either of them, upon such terms, not being inconsistent with this act and the laws of the land, as may be agreed on.

§ 8. This act to take effect from its passage.

Mr. Conklin moved to amend said bill, as follows, viz:

Amend by adding to the second section the following: "The Legislature reserves the right to regulate the rates of charges for the transportation of passengers and freights."

Mr. Spalding then moved to amend said bill as follows, viz:

Section 2, line 2, after the word "railroad," insert the words, "of the gauge of five feet."

Mr. Wrightson then moved to amend the amendment proposed by Mr. Spalding by substituting in lieu thereof the following, viz:

The gauge of said road shall be the same as that of the Louisville, Cincinnati, and Lexington, and the Louisville and Nashville Railroad.

Which was adopted.

Mr. Standeford then moved to amend said bill as follows, viz:

In the third section, after the word "each" in the second line, insert as follows: "The persons named in the first section of this act shall, after giving seven days' public notice in some newspaper of general circulation, published in the city of Louisville, of the time and place, open books to receive subscriptions to the capital stock of said company; but no one person or firm shall subscribe for more than forty shares thereof, until after the subscription books shall have remained
opened for the period of three days. After the expiration of which time, if any of said stock shall remain unsubscribed, the same may be subscribed pro rata by the original subscribers."

Mr. Chelf 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. Standeford, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Talbott and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander, Lyttleton Cooke, K. F. Prichard,
F. M. Allison, J. H. Dorman, I. A. Spalding,
A. K. Bradley, J. B. Hayden, E. D. Standeford,
R. A. Burton, G. A. C. Holt, Oscar Turner,
W. H. Chelf, William Johnson, A. C. Vallandingham,
J. Q. Chenoweth, John W. Johnson, Ben. J. Webb,
Wm. L. Conklin, A. L. McAfee, Emery Whitaker,

Those who voted in the negative, were—

Edwin Hawes,  

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Carlisle and Vallandingham, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander, J. B. Hayden, A. G. Talbott,
John G. Carlisle, G. A. C. Holt, Oscar Turner,
W. H. Chelf, W. H. Payne, I. C. Winfrey,
Edwin Hawes,  

Those who voted in the negative, were—

F. M. Allison, J. H. Dorman, K. F. Prichard,
A. K. Bradley, W. Mckee Fox, E. D. Standeford,
R. A. Burton, William Johnson, A. C. Vallandingham,
Wm. L. Conklin, John W. Johnson, Ben. J. Webb,

So said bill was rejected.

85-8.
The Senate took up for consideration a bill from the House of Representatives, entitled
An act to amend article 17, chapter 28, of Revised Statutes, entitled “Penal Offenses and Punishments.”
Ordered, That said bill be read a third time.
The constitutional provision as to the third reading of said bill being dispensed with,
Resolved, That said bill do pass, and that the title thereof be as aforesaid.

On motion of Mr. Allison, a message was sent to the House of Representatives, asking leave to withdraw the announcement of the disagreement of the Senate to the passage of a bill, which originated in the House of Representatives, entitled
An act for the benefit of the Eastern Lunatic Asylum.
In a short time, said bill was handed in at the Clerk's desk.
Mr. Allison then moved to reconsider the vote by which said bill had been disagreed to.
Which motion was simply entered.
Mr. John W. Johnson moved the following resolution, viz:
Resolved, That the Senate will hereafter adjourn at 11 o'clock, meet at 3, and adjourn at pleasure.
And the question being taken thereon, it was decided in the negative.

Mr. William Johnson moved the following resolution, viz:
Resolved, That the Public Printer be, and is hereby, directed to forward to each member of the Senate, and the officers thereof, such sheets of the Journal of the Senate and House of Representatives as may not have been printed at the time of the present adjournment of the Legislature; together with a synopsis of the general and the titles of private acts passed at this session, on which the postage is to be paid—twenty-five of the synopses of the acts to each member of the Senate and officers.
Which was adopted.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. W. Johnson, from the Committee on Courts of Justice—
1. A bill authorizing the county court of Lee county to issue bonds to build a court-house and jail in said county.

By Mr. Spalding, from the Committee on Finance—
2. A bill to amend an act to provide for the erection of fire-proof offices at the seat of government, approved February 2, 1869.
By Mr. Spalding, from the Committee on Banks and Insurance—
3. A bill to require insurance companies to conform to the general insurance laws of this Commonwealth.

By Mr. Cheif, from the Committee on Revised Statutes—
4. A bill in relation to the office of trustee of the jury fund.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 2d was made the special order of the day for tomorrow, and the 1st, 3d, and 4th were ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate took up for consideration a bill from the House of Representatives, entitled.

An act to revise, amend, and reduce into one the laws relating to the common schools of Kentucky.

Said bill reads as follows, viz:

ARTICLE I.

School Fund.

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Common School Fund shall hereafter consist of the fund provided for and dedicated by the Constitution and laws of this Commonwealth for the purpose of sustaining a system of common schools therein.

§ 2. Within thirty days from the passage of this act the following bonds issued by the State of Kentucky to the Board of Education, to-wit: Bond No. 1 for $24,000, No. 2 for $21,500, No. 21 for $22,000, No. 22 for $500,000, No. 23 for $170,000, No. 24 for $180,000, No. — for $308,268 42, and No. — for $101,001 59, shall be canceled, and one new bond issued in stead thereof, for $1,327,000, as of date the first day of January, 1870, which shall bear interest from its date, at the rate of six per centum per annum, payable on the 30th day of June and December of each year. The interest on said bond, the dividends on seven hundred and thirty-five shares of stock of the Bank of Kentucky, the annual tax of five cents on each one hundred dollars in value of the property of the State herebefore imposed by law, and the annual tax of fifteen cents imposed by an act passed at the present session of the General Assembly, and all fines and forfeitures set apart by existing laws in aid of common schools, shall constitute the annual revenue of the Common School Fund, and shall be paid into the Treasury, but shall never be drawn
out or appropriated otherwise than in pursuance of this chapter, in aid of common schools. But nothing herein contained shall be construed as repealing or modifying any of the conditions or reservations of the act passed at the present session of this General Assembly, entitled "An act to impose an additional tax of fifteen cents for the purpose of increasing the Common School Fund."

§ 3. Except as otherwise expressly provided in this chapter, no part of the Common School Fund, or of the revenue thereof, shall be used for any other purpose than the payment of teachers of common schools legally qualified and employed in pursuance hereof.

§ 4. The Auditor shall keep the accounts in relation to the school fund. He shall, once in each month, make a transfer to the credit of said fund of all receipts into the Treasury for the benefit of common schools of the State up to the date of such transfer. He shall allow no expenditures on that account beyond the annual revenue of the fund, and see that no county draws more than its proportion.

§ 5. The net revenue of the fund, accruing during each school year, after the payment of whatever expenses may be incurred according to law by the Board of Education, shall, together with the interest on the bond issued for the balances due the several counties, constitute the sum to be distributed. But no fees to county judges or clerks, discount on checks, or other incidental expenses, shall be paid out of the distributable share of the revenue apportioned to any county; but whenever provision is made by law for the payment of the same, such payment shall be made out of the county levy.

§ 6. The Superintendent of Public Instruction shall, on or before the first day of August, 1870, and at the same time each succeeding year, ascertain and estimate, as near as may be, the net revenue that will accrue from all sources during that school year, the pro rata share thereof each white child will be entitled to according to the whole number of white children between the ages of six and twenty years in the State, and the proportion thereof each county and each district will be entitled to according to the whole number of such children residing in each county and district respectively, as shown by the returns of the County Commissioner. If, at the time of making such estimate and apportionment, the tax-book or census returns of the Commissioner for any county has not been made to him, he shall use the returns made and tax-book for the previous year. It shall be the duty of the Superintendent, on or before the first day of August, to file a copy of said estimate and apportionment with the Auditor of Public Accounts, and to cause a sufficient number of copies thereof to be printed and delivered to the County Commissioner of each county for distribution among the Trustees of his county. It shall be the duty of the Auditor to furnish to the Superintendent such facts and statements as may be needed in making the estimate and apportionment. Whatever difference may exist between the actual and estimated revenue of the school fund, for any school year, shall be taken into the account of the estimate and apportionment for the succeeding school year.
§ 7. Whenever a qualified teacher has been employed by the Trustees of any district to teach the length of time required to entitle such district to its proportion of the revenue, and a common school has, pursuant to this chapter, been regularly commenced in time to complete a session before the expiration of that school year, and been kept for one half the session, such district shall then, for the purpose of paying the teacher, be entitled to forty per centum of its proportion of the revenue for that year, as previously estimated, and at the expiration of the session, to the whole amount.

§ 8. If, on or before the first day of January next after the termination of each school year, the proportion of the revenue of that year previously apportioned to any district be not called for, it shall be entitled to proceed with the common school purposes, and to be kept for one half the session, such district shall then, for the purpose of paying the teacher, be entitled to forty per centum of its proportion of the revenue for that year, as previously estimated, and at the expiration of the session, to the whole amount.

§ 9. If, on or before the first day of January next after the termination of each school year, the proportion of the revenue of that year previously apportioned to any district be not called for, the same shall be reinvested for the benefit of the county in which such district is situated; and on that day the Board of Education shall transfer to the Commissioners of the Sinking Fund the surplus thus due the several counties, and not called for. The existing bond shall be canceled and a new bond executed by the Governor for the whole amount of surplus then due the counties for common school purposes. A detailed statement of the amount of said bond each county is entitled to shall be made, and filed in the office of the Superintendent of Public Instruction.

§ 10. The interest on this bond accruing to the credit of each county shall, from year to year, be apportioned among the several districts thereof in which common schools are taught, pursuant to this chapter, in the same manner the revenue of the general school fund is apportioned among them; and being added to the distributable share of the county in the revenue of the general fund, shall be paid out at the same time it is paid out.

§ 11. Whenever he shall be informed that any donation, gift, or devise of any real or personal estate shall have been made to the Common School Fund of Kentucky, it shall be the duty of the Superintendent to appoint some discreet person, who shall take charge of the real or personal estate so granted, devised, or donated, and sell and dispose of the same, and pay the proceeds into the Treasury of Kentucky. Before said agent so appointed by the Superintendent shall proceed to act, he shall give a bond, with good security, to the Commonwealth, for the faithful discharge of his duties as agent. Said bond shall be given in the county in which the donor, grantor, or devisor shall have died, or in the county in which the property is situated; the bond to be executed in, and approved by, the county court. The person so appointed shall make a settlement with the county court of his county once in each year, and shall pay into the Treasury the amount found in his hands after said settlement. The court shall allow said person a reasonable compensation for collecting and paying over said money, which amount said person shall retain in his hands out of the money collected. For any failure of the person so appointed to discharge the duties...
under this act, he and his securities shall be liable to all damages sustained, and for all money collected, with twenty per cent. damages on the amount so collected, and which he has failed to pay over. The suit on the bond shall be in the name of the Commonwealth of Kentucky, and shall be instituted by the Commonwealth’s Attorney. The person appointed by the Superintendent shall have the same power, in collecting and settling the estate, as an administrator or executor now has by law; may institute and defend all suits in reference to said estate; sue and collect all notes, bonds, &c., and sell and convey the real estate by deed. The amount of money paid into the Treasury, under the provisions of this section, shall remain there until disposed of by law; and the Treasurer and his sureties shall be liable for the same on his official bond. This section shall apply to all gifts, donations, or devises heretofore or hereafter made to the school fund of Kentucky.

Article II.

Board of Education.

§ 1. The Attorney General, the Secretary of State, and the Superintendent of Public Instruction, and their successors in office, shall be a body-politic and corporate, with perpetual succession, by the name and style of “The Board of Education for the State of Kentucky,” subject to alteration and repeal by the Legislature.

§ 2. The corporation may take, hold, and dispose of real or personal estate for the benefit of the common schools of the State.

§ 3. The Superintendent of Public Instruction shall be President of the Board; but any two of its members may control its corporate acts.

§ 4. The Board shall meet on or before the 30th day of June and 30th day of December of each year; and at other times upon the call of the President, who shall keep a record of the proceedings of the Board; its corporate acts shall be attested by the signature of the President, or by the signature of the other two members, and his or their private seal shall stand in lieu of a corporate seal. The bonds, certificates of stock, and other evidences of property, owned by the Board for common school purposes, shall be in the custody of the President, and the place of deposit shall be shown by the records of the Board.

§ 5. The Board shall, from time to time, adopt regulations for the government of the common schools, not inconsistent with the provisions of this act, and recommend the course of instruction therein, and the class-books to be used.

§ 6. The instruction prescribed by the Board shall embrace the elements of a plain education in English, including grammar, arithmetic, geography, and history; but the teaching of any other language or science shall not be prohibited.

§ 7. The Board shall prescribe the forms of returns to be made by the County Commissioners and Trustees, and the Superintendent shall distribute printed copies thereof.

§ 8. The Board shall have the power to require the Trustees and Commissioners of Common Schools to report facts additional to
those now required to be reported, whenever in their judgment the interest of the cause of common schools in the State shall indicate the necessity thereof.

§ 9. The Board shall have power to organize and keep in existence a State Teachers' Association, to be composed of the members of the Board, the Commissioners, the Trustees, and the Teachers of the Common Schools of the State, together with such other teachers of the State as the Board may invite to become members of such organization, for the purpose of promoting the cause of common schools in the State. The Superintendent of Public Instruction shall be ex-officio president of said association, and the other members of the board ex-officio vice presidents, in the order in which their names occur in the first section of this article.

§ 10. The Board may cause to be organized and held, annually, a model State Teachers' Institute, at the time and place of holding the association above provided for, for the instruction of the members in attendance; and may provide, through the Superintendent of Public Instruction, such teachers, means of demonstration and illustration, and such other aids and conveniences as may conduce to the interest and profit of the exercises; but no fee shall be charged to any member for attendance on the same: Provided, No money be paid out of the Treasury or Common School Fund in support of such Institute.

ARTICLE III.

Superintendent.

§ 1. The Superintendent of Public Instruction shall take the oath, and enter upon the duties of his office, on the first Monday succeeding the inauguration of the Governor.

§ 2. His salary shall be two thousand dollars; besides which, he shall be entitled to all office fixtures, stationery, books, and postage needed to carry on the work of his office. He shall have power to appoint a clerk, who shall be paid a salary of one thousand dollars. He shall also have power to appoint an additional clerk for such length of time as may be necessary, but not longer than the 30th of June, 1870, to aid him in the performance of his duties as prescribed herein, who shall be paid at the rate of one thousand dollars per annum.

§ 3. He shall keep his office in the city of Frankfort, in such suitable building as may be provided, and shall devote his entire time and attention to the duties of his office.

§ 4. He shall keep an account of all the orders drawn or countersigned by him on the Auditor, of all the returns of settlements, and of all changes in the office of Commissioner, which shall be furnished to the Auditor whenever required.

§ 5. He shall annually, by the 15th day of October, make report of the condition, progress, and prospects of the common schools; the amount and condition of the school fund; how its revenue for the previous school year has been distributed; the amount produced and disbursed for common school purposes from local taxation, or other sources, and how and for what the same was expended; an
abstract of the County Commissioner's reports; the practical workings of the common school system of the State, with suggestions as to any alterations it may require; all of which, together with such other facts, statistics, and information as may be deemed of interest to be known, he shall deliver to the Public Printer, and cause to be printed three thousand copies of the same, for distribution according to law.

§ 6. Copies of records and papers in his office, certified by him, shall, in all cases, be evidence equally with the originals.

§ 7. He shall prepare suitable blanks for reports, registers, certificates, notices, and such other official documents as may be provided for in this chapter, and shall cause the same, with such instructions and information as he may deem necessary to a proper understanding and use of them, to be transmitted to the officers and persons interested with the execution of the provisions of the school law.

§ 8. He may exchange with Superintendents of other States copies of the school reports and other documents pertaining to his department, for similar reports and documents of such other State; and may send copies of said school reports to such literary institutions as, in his discretion, he may select.

§ 9. It shall be his duty to report any habitual neglect of duty, or any misappropriation of common school funds on the part of any of the Commissioners or Trustees of Common Schools in this Commonwealth, to the county judges of any counties in which such neglect of duty or such misappropriation of funds may occur, whenever such neglect of duty or such misappropriation of funds shall come to his knowledge.

§ 10. In all questions of law that may arise in the discharge of the duties of his office, the opinion of the Attorney General, in writing, shall be conclusive for the time, and his sufficient defense against all parties; which opinion shall be filed in his office, and recorded in a book kept for that purpose.

§ 11. He shall have published, for annual distribution throughout the State, the general school laws of the State, the decisions of the Attorney General on points of school law, and construction thereof; information and instructions in regard to application of the school law, and the management of the common schools; plates, illustrations, and descriptions of appropriate school architecture; important official and legal periods of the school year, with due notices thereof, and such other important facts and data as may be of interest to the department.

§ 12. Upon retiring from office, the Superintendent shall deliver to his successor all the books, papers, and effects belonging to the office, and, on failure to do so, shall be fined in a sum not less than one hundred nor more than five hundred dollars, to be recovered by indictment in the Franklin circuit court.

ARTICLE IV.

Commissioners.

§ 1. There shall be a Commissioner of common schools in each of the counties of the State, who shall possess a fair English education,
good moral character, and ability to manage the common school
interest of the county efficiently; but, in addition to the Commissi-
ioner for the county of Jefferson, there shall also be one for the
city of Louisville, who shall be elected by the general council of
said city during the month of November, 1870, and biennially
thereafter; the duties of said Commissioner within said city shall
be the same as those prescribed for other Commissioners, and his
compensation shall be fixed by said city council and paid out of
the city treasury.

§ 2. The Commissioner shall be elected by the presiding judge
and justices of the peace of each county at the court of claims
to be held in the county in the year 1870, and every two years there-
after; and for the purpose of holding such election, the justices of
the peace in the city of Newport, Campbell county, and the city
of Covington, Kenton county, shall constitute a part of the court
of claims.

§ 3. A county judge or justice of the peace shall not be eligible
to the office of Commissioner of Common Schools, and no Com-
mmissioner shall be a teacher in any common school.

§ 4. The Commissioner shall, before entering upon the discharge
of the duties of his office, take the oath of office, and execute
bond before the county court of his county, to the Commonwealth
of Kentucky, with sufficient security, to be approved by the court,
for the faithful discharge of his duties.

§ 5. It shall be the duty of the clerk of the county court, imme-
diately after the election of the Commissioner, to certify such elec-
tion to the Superintendent of Public Instruction; and on failure to
do so for thirty days, he shall be fined a sum not exceeding fifty
dollars.

§ 6. The Commissioner shall have power to lay off, alter, or
abolish districts, and if necessary, may lay off again the districts
throughout the county. He shall, at least once during the year,
visit each school district of his county, and investigate and direct
the operations of the school system, and promote by addresses, or
otherwise, the cause of common school education.

§ 7. It shall be the duty of each Commissioner, on or before the
first day of June of each year, to prepare, mail to, and cause to be
placed in the hands of the Superintendent of Public Instruction, a
report, certified by the county judge or clerk as having been sworn
by him, showing the whole number of white children, between
the ages of six and twenty years, residing in his county, and the
whole number residing in each district, described by its number, of
his county. He shall base his report upon the census taken during
the month of April, and reports thereof made to him by the district
Trustees. If such reports are not in from any district by the 10th
day of May, the Commissioner shall appoint a suitable person to
take the census of such district, who shall be paid a reasonable com-
ensation for his services, out of the amount due that district for
the next school year. The reports made to him shall be carefully
filed and preserved by the Commissioner, and shall be subject to his revision and correction.

§ 8. It shall be the duty of the Commissioner, whenever any district or districts shall be legally entitled to their proportion of the revenue, estimated and apportioned for that school year, or to part thereof, as provided in section 7, article 1, of this chapter, to draw an order on the Auditor of Public Accounts for such distributable share or shares. The order, when countersigned by the Superintendent, shall entitle the Commissioner to a warrant on the Treasury for the amount thereof, which he shall immediately collect and pay out to the teachers of such districts as may be respectively entitled thereto; but if any city or town, organized as one district, as provided by this act, he shall pay the same over to the Treasurer of the Board of Trustees or School Board of such city or town. In case the Commissioner shall fail or refuse, for thirty days after collecting the amount thus due, or after he could have collected the same, to pay the teacher, he and his sureties shall be liable to the person aggrieved for the amount due, and thirty per centum damages, which may be recovered by action or motion in the court having jurisdiction thereof.

§ 9. A Commissioner may administer the oath required of a trustee or teacher of common schools, or of other persons required to make oath in matters relating thereto.

§ 10. Each Commissioner shall keep a detailed account of all money received and distributed by him, a record of all business transacted by him as Commissioner, together with the reports of Trustees, the names, numbers, and description of school districts, and all other papers and documents of value connected with his office, at all times subject to inspection and examination by any school officer, or other person interested in any question pertaining to the common schools.

§ 11. His private seal or scroll shall stand in lieu of a corporate seal.

§ 12. Any devise, gift, or donation of any real or personal estate in aid of the common schools of any county of this State shall be held in trust by the Commissioner of Common Schools of such county; and he shall be required to make settlement in regard thereto, in the same manner in which, and at the time when, he makes settlement in regard to the moneys received from the revenue of the school fund; but he shall not be required to send a copy of such settlement to the Superintendent of Public Instruction.

§ 13. Each Commissioner, by or before the first day of September next after the termination of each school year, shall settle his accounts for such school year with the county court, and forward a copy of said settlement, certified by the clerk of said court to be correct, to the Superintendent. Said copy of settlement shall embrace all sums received since the date of his last settlement by said Commissioner for the benefit of common schools taught during the preceding school year; a full statement of all such sums paid out by him, for what, to whom, and when paid; and should any part of said fund received by him, as aforesaid, remain not paid out, he
shall state in his settlement, as above, to whom and to what district the same belongs, and the reasons why it has not been paid out. Should the copy of such settlement fail to reach the Superintendent by the tenth day of that month, it shall be his duty to notify the county judge and the delinquent Commissioner of the fact; and upon receiving such notification, it shall be the duty of the judge, in case the settlement shall not have been made, to immediately compel a settlement by attachment, and a copy thereof to be forwarded to the Superintendent. For his failure to pay out to those entitled thereto any money in his hands for the space of ninety days after the same shall be received by him, or for his failure to make the aforesaid settlement by the time required by law, the Commissioner shall be guilty of a misdemeanor, and being indicted and convicted thereof, he shall be fined in a sum not less than one hundred nor more than five hundred dollars, as well as remain liable on his official bond, and be removed from office by the county judge.

§ 14. It shall be the duty of the Commissioner to be in attendance at his office at the county seat on the first Friday and Saturday of May, July, and February, and at such other times as may be necessary for him to receive the reports of district Trustees, and to transact the business required of him.

§ 15. He shall, previous to the first day of September, prepare and mail, and cause to be placed in the hands of the Superintendent of Public Instruction, his official report, showing, in tables of details and aggregates, the school districts of his county, by number; the districts in which schools are taught, and the length of time taught, and those in which no schools were taught; the highest, lowest, and average number of children at school; the cost of tuition of each child for the session and per month; the number of private schools, academies, and colleges taught in the county, and length of sessions of the same; the number of teachers employed—male, female, and total—for the common school; the average wages of male teachers, female teachers, and of total teachers per month; the amount of money raised for common school purposes in the district, by local tax or otherwise, and for what the same was disbursed; the number and kind of school-houses, and the value of each; the number of school-houses built, and value of each, and such other facts as may be required by the Superintendent to be reported. For failure to be present in his office at the time appointed to receive reports, or for failing to make the report herein required, he shall be fined in a sum not exceeding fifty dollars.

§ 16. Any School Commissioner who shall knowingly and willfully report to the Superintendent of Public Instruction a number of common schools as having been taught in his county greater than the number of such schools actually taught therein according to law, or a number of children entitled to tuition in his county greater than the actual number of such children therein, or otherwise knowingly and willfully misstate any fact or facts which he is, or may be hereafter, required by law to report to said Superintendent,
§ 17. That for incompetency, neglect of duty, immoral conduct, or other disqualification, the Commissioner may suspend or remove any Teacher or Trustee from office, except in cities or towns organized as one district; and when from such cause, or from death, resignation, or any other cause, a vacancy in any one of the above named offices occurs, it shall be the duty of the Commissioner to proceed, within ten days after such vacancy occurs, or as soon thereafter as practicable, to supply the same by appointment.

§ 18. It shall be his duty to conduct or superintend in person the examinations of all persons offering themselves for positions as teachers of the common schools of his county, except in cities and towns organized as one district by special acts of the General Assembly, in regard to their moral character, learning, and ability to teach said schools; and he shall give a certificate of qualification to no teacher whom he has not personally and sufficiently examined, or who has not been sufficiently examined in his presence, as hereinafter provided for; and for any violation of the above specified duties, he shall be liable to a fine of not less than twenty nor more than fifty dollars.

§ 19. The Commissioner shall decide all questions of difference or doubt, having reference to the interests of common schools in his county; but appeals from his acts and decisions may be had, on petition of any interested person to the Board of Education. The Commissioners shall conform to such reasonable rules and requirements as the Superintendent of Public Instruction shall, from time to time, prescribe and announce to them.

§ 20. Each Commissioner when he resigns, vacates, is removed, or goes out of office, shall, within ten days thereafter, deliver to his successor, or to the county court clerk for him, any money, property, books, effects, or papers remaining in his hands, and for failure to do so, shall be fined not more than one hundred dollars.

§ 21. In the case of the death, removal, resignation, or inability of the Commissioner elected by the court of claims of any county to act, the presiding judge of said county is hereby authorized to appoint a successor, to continue in office until the succeeding court of claims is held in said county.

§ 22. In the event of the failure on the part of the court of claims to elect a Commissioner at the proper time, the incumbent shall continue in office until the time fixed for the next regular election of Commissioner. Nevertheless, it shall be competent for the county court, at any regular session, to remove a Commissioner for inability, for habitual neglect of duty, or for malfeasance in office.

§ 23. The Commissioner shall receive, as compensation for his services as such, not more than one hundred dollars, and in addition thereto, the sum of three dollars for each district in which a common
school shall be regularly and legally taught, and one per cent. on the money received and disbursed by him; all which shall be allowed by the court of claims of each county held next after the termination of the school year, upon being satisfied that the duties prescribed herein have been faithfully and fully performed; and when allowed, shall be paid out of the common school fund belonging to such county. And in counties where the court county is divided on account of two county seats, each court shall pay to the Commissioner his one per cent. commission on the amount of money disbursed within their respective jurisdiction.

Article V.

Districts.

§ 1. The school districts of the several counties, as at present described and numbered, shall be retained until altered or abolished pursuant to this chapter; but no two districts in the same county shall be known by the same name or number. No change in the boundary of any district shall be made to take effect during any school year, unless made previous to the first day of April preceding such school year. Nor shall the boundary of any district be enlarged, unless notice, in writing, be first given to the Trustees of other districts to be affected thereby, and an opportunity afforded them to resist the application for such enlargement.

§ 2. No district shall include more than one hundred white children, between the ages of six and twenty years, unless it contains a town or village within its limits, or there be established therein a high-school, academy, or college, entitled, pursuant to this chapter, to a share of the revenue of the Common School Fund; and no one shall contain less than forty such children, except in cases of extreme necessity, and in no case less than twenty.

§ 3. The Commissioner shall, in a book kept in his office for that purpose, and subject to public inspection, describe each district in his county by its number and boundary, and shall furnish to the Trustees of each district a description of the boundary thereof.

§ 4. The Commissioners of two adjoining counties, where the division line intersects a neighborhood whose convenience requires it, may lay off a district composed of parts of both counties. Such district shall be reported, together with its census of pupil children, only as belonging to the county in which the school-house of the same may be situated, by the Commissioner of said county; and he shall make report and draw for the whole district, as though it lay entirely within his county.

§ 5. Where two school districts adjoin, it shall be lawful for the children in either of such adjoining districts to be taught in, and at
such school-house, as shall be most convenient to them: Provided, however, That their tuition fees shall be paid over to the trustees of that district in which they may be taught; and that no such change shall be made without the assent of a majority of the trustees of both said school districts.

§ 6. When a city, town, or village establishes and maintains a system of common schools adequate to the teaching of all the children therein, and which all applying for instruction are permitted to attend free of charge, the same shall be deemed one district, and entitled to its proportion of the school fund. Such city or town shall, through its school agents or other officers deputed for that purpose, make its annual report to the Commissioner of the county, for the several schools therein, at the time, and in a similar manner, to that required of trustees of other districts. They shall also take the census of the white children therein, and make return thereof to such Commissioner as, and at the time, Trustees are required by this chapter to do; and shall, for neglect or violation of their duties in that respect, be liable to the same penalties. The Commissioner shall have no control over the schools in such districts; but the same shall be governed in all respects by the local authorities.

ARTICLE VI.

Trustees.

§ 1. Each school district shall be under the control of three trustees, an election for whom shall be held at the school-house of such district, from nine o'clock in the morning till two o'clock in the evening, of the first Saturday in April in each year. At this election, the qualified voters of the county shall be the electors, and any widow, having a child between six and twenty years of age, may also vote, in person or by written proxy. No person except a Commissioner, or some person residing in the district, shall be competent to act as judge of said election. The judge, if not a Commissioner, shall be chosen by a majority of the voters present and voting; giving the casting vote in case of a tie; give a certificate of election to the person elected, signed by himself and the clerk of the meeting, and report the names of the Trustees thus elected, in writing, to the Commissioner of the county within ten days after the holding of said election.

§ 2. The Trustees so elected shall hold office for one year, and until others are elected and qualified.

§ 3. Any person who may be chosen to preside over the election of School Trustees in any school district in this Commonwealth, who shall knowingly, and with intent to commit a fraud, receive and count any illegal vote, or issue a certificate of election to any person not entitled thereto, or shall refuse to issue such certificate to any one duly elected, or who shall fail, for ten days after the election, to report the names of the persons thus elected Trustees to the Commissioner; and any person who shall, with fraudulent intent, deface, mutilate, or destroy the records of any such elec-
tion, shall be fined the sum of fifty dollars for every such offense, or be confined for twenty days in the county jail in default of the payment of such fine.

§ 4. If, from a failure to qualify according to law, or from any other cause, there be a vacancy in the office of Trustee, the Commissioner of the county shall supply the same by his appointment, in writing, and the Trustee so appointed shall hold his office until the next election, or until his successor be elected and qualified.

§ 5. They and their successors shall be a body-politic and corporate, with perpetual succession, by the name of the Trustees for their school districts, and as such may sue and be sued, take, hold, and dispose of real and personal estate, for the maintenance, use, and benefit of the common schools of their districts, and receive and enforce payments of subscriptions for the like purpose. Their private seals or scrolls shall stand in lieu of a corporate seal.

§ 6. They may take, by purchase or donation, not exceeding two acres of land, for the purpose of erecting thereon a school-house; provide for and procure the erection of the same; take care of the house and its inclosures, making all necessary repairs, and provide the necessary furniture and fuel, and recover for any damages that may be done to the property in their charge. The Trustees may, with the consent of a majority of those voting at an annual election, change the location of the school-house, sell the old site, and use the proceeds towards procuring a new one; or, if the terms of any gift shall so require, the old site shall revert to the donor; or the question may be determined by a vote taken at any other time, ten days' notice of the time and place of voting having first been given by advertisements posted at three public places in the district.

§ 7. They, or any two of them, shall have power to select a qualified teacher, agree with him as to compensation, and for good cause, of which he shall be first notified in writing, remove him, subject to the approval of the Commissioner.

§ 8. They may appoint a collector to collect all sums due the teacher by subscription or otherwise, and allow him a reasonable compensation therefor.

§ 9. It shall be the duty of the Trustees to invite and encourage all the indigent white children in the district to attend the school, and to inform them and their parents that such is their right, for which the State pays, though they themselves may contribute nothing towards paying the expenses of the school. The annual report of the Trustees shall always show that this duty has been performed; and no arrangement shall be made for the benefit of some individuals of this description to the exclusion of any others.

§ 10. One of the Trustees shall visit the school at least once each week, see that the regulations for its government are complied with, and that the teacher performs his duty. They shall perform this duty in rotation, or otherwise, as may be agreed upon. Upon complaint of the teacher, they shall have power to expel a scholar.
§ 11. It shall be the duty of the Trustees of each district annually, during the month of April, to take an exact census of all the white children then residing in such district, between the ages of six and twenty years, and on or before the first day of May report a list of the same to the Commissioner, specifying the name, age, sex, and names of the parents or guardian of each child. Said report shall be signed and sworn to as correct before the Commissioner by at least two of said Trustees. Should said Trustees willfully add to the list the names of persons not entitled to be placed on the same, or otherwise knowingly make a false list, each person thus offending shall, in addition to being liable to punishment for the crime of perjury, be subject to a fine of not less than fifty dollars; and should any other school officer be a party to such fraudulent lists, or in any way aid in the commission of such fraud, he shall be liable to the same punishment. For a failure to take such census and report the same within the time and in the manner herein required, each of the Trustees shall be liable to a fine of not less than twenty dollars. It is hereby made the duty of the Superintendent of Public Instruction, immediately after the passage of this act, to prepare and distribute proper printed blanks for taking such census.

§ 12. Whenever a district shall become entitled to receive its proportion of the revenue, or a part thereof, as provided in section 7, article 1, of this chapter, it shall be the duty of the Trustees of such district to immediately make report thereof, sworn to by them, to the Commissioner; and at the termination of each school year they shall make a report to the Commissioner, embracing the detailed and tabular statistics, and information in respect to their district, as specified and enjoined upon the Commissioner to be made for the county in his annual report to the Superintendent in article 4, section 15, of this chapter.

§ 13. For a failure or refusal of the Trustees to make either of the reports mentioned in the last section, within thirty days after the same are required to be made, they shall each be subjected to a fine of not less than twenty dollars, besides be liable to an action for damages by any person injured thereby.

§ 14. The reports required of the Trustees shall in every case be signed and sworn to by at least two of them.

§ 15. A Trustee, when he resigns, vacates, is removed, or goes out of office, shall, within ten days thereafter, deliver to the other trustees, or to his successor, any money, property, books, or papers in his custody as Trustee; and for failure herein he shall be fined any sum not exceeding twenty dollars.

§ 16. For any neglect of duty or misfeasance in office, the Trustee shall, in addition to being fined as aforesaid, be removed from office by the Commissioner.

Article VII.

Teachers.

§ 1. No person shall be deemed qualified to teach any common school herein provided for, unless such person shall first have ob-
tained a certificate of qualification to teach the elements of a plain English education, signed by two members of the County Board of Examiners, specifying the class of qualifications of the applicant. The certificates of qualification, given as above, shall be divided into first, second, and third class certificates. A first class certificate shall be issued only to those who have, on examination, shown a thorough and accurate knowledge of the branches of study required to be taught in the common schools; a second class certificate to those who have shown an imperfect knowledge; and a third class certificate to those who have shown an indifferent knowledge of the same. A third class certificate shall not be issued more than twice to the same teacher. Second and third class certificates shall be valid for one year only, and first class certificates shall be valid for two years.

§ 2. The County School Commissioner shall appoint two competent and well educated persons, who, together with himself, shall constitute a Board of Examiners for the county, who shall examine all the teachers applying to teach the common schools of the county. The said Board of Examiners shall hold their sessions on the third and fourth Saturdays in July and August, and in December and January of each school year, at the county seat, and at such other times and places as they may appoint, giving public notice thereof, for the examination of teachers for the common schools. The Commissioner and at least one member of the Board shall be present, and conduct all such examinations, and shall sign all certificates of qualification given.

§ 3. The Board may charge each applicant a fee of one dollar for each examination made, the proceeds of which shall be divided between the two members of the Board appointed by and acting with the Commissioner, in proportion to the services rendered by them. They shall give no certificate to any teacher unless they are satisfied that such teacher is possessed of a good moral character, knowledge of the branches of study examined on, and a fair ability to teach and govern a school, sufficient to warrant the grade or class of certificate given; and if, at any time, the recipient be found incompetent or inefficient, or otherwise unworthy of the indorsement given him, the Commissioner may revoke the same; and any teacher dismissed from a school on such grounds, shall be entitled to receive payment for services only up to the time of such dismissal.

§ 4. It shall be the duty of each teacher of a common school to keep such a register of the school as the Commissioner may require of him; and within ten days after the close of the session he shall make a report of the highest, lowest, and average number of pupils in attendance during the session; the books used, the branches taught, the number of pay pupils, if any, in attendance, and such other information as may be deemed of importance and interest; and he shall furnish a copy of such report to the Commissioner; and if he shall neglect or fail to do this, the Commissioner may withhold twenty dollars of his salary due for the benefit of the district.

§ 5. Teachers shall faithfully enforce in school the course of study and the regulations prescribed in pursuance of law; and if any
teacher shall willfully refuse or neglect to comply with such requisitions, the Commissioner, on petition or complaint of the Trustees, may remove or dismiss him, and withhold any part of the school fund money due for teaching the school. Every teacher shall have the power and authority to hold every pupil to a strict accountability in school for any disorderly conduct on the way to or from the school, or on the playground of the school, or during intermission or recess, and to suspend from school any pupil for good cause: Provided, That such suspension shall be reported as soon as practicable to the Trustees by the teacher; and if such action is not sustained by them, he may appeal to the Commissioner, whose decision of the case shall be final.

ARTICLE VIII.

Teachers’ Institute.

§ 1. It shall be the duty of the School Commissioner of each county, with the advice, direction, and co-operation of the Superintendent of Public Instruction, as far as the same may be necessary, to organize and cause to be held, for the normal instruction, improvement, and better qualification of the teachers of the common schools of his county, a Teachers’ Institute annually, in July or August, at some point accessible and convenient for the attendance of the same.

§ 2. The teachers of the common schools of the county, and all who have obtained, or expect to obtain, certificates of qualification to teach the same, to attend the session of such Institute, and may continue from year to year to do the same, as long as the Institute shall be kept up. The session shall not be longer than one week of six days, during which there shall be vacation of the common schools of the county to give opportunity to the teachers to attend, and no reduction of the teacher’s wages shall be made during said week of vacation, provided he was in attendance the full time of the session of the Institute.

§ 3. The School Commissioner of the county shall be present during the entire session of the Institute, and shall keep a register of all the teachers or others in attendance as pupils, of the daily exercises and proceedings, and of the progress and results of the same. An hour each morning, before the exercises of the Institute begin, shall be set apart for the examination of teachers who may wish to apply for certificates of qualification to teach the common schools by the county Board of Examiners; and those teachers having such certificates shall have precedence, in all cases where it is admissible, in selecting a teacher for a common school. The Commissioner may collect from each teacher, or other person in attendance on the Institute at the time of matriculation as pupil of same, two dollars. These fees shall form a County Institute fund. Out of this fund the Commissioner shall pay, first, the county Board of Examiners; and after paying for all necessary expenditures in support of the Institute taught and the Association held, he shall divide the balance of said fund, if any, equally among those dis-
such re­he Trus·t of the her shall ac­vay to or during in­ for good dur­ing said time of the same. The Commissioner shall likewise cause notices to be posted up in each school district of his county of the same purport.

§ 5. During the session of the Institute, there may be held a County Teachers' Association, and an evening or night term of two hours may be daily set apart for this purpose. The Association may be composed of all the officers and teachers of common schools present, and shall be called together by the Commissioner; after which, the organization and proceedings of the body shall be under its own control and management. The objects of such Association shall be, primarily, to discuss and devise the best ways and means of promoting the interests of common schools, and the improvement of teachers, and the methods of teaching.

§ 6. The Commissioner shall, at the time of making his annual report to the Superintendent, also report the time and place of holding the Teachers' Institute; the name of the person conducting the same; the number of persons registered as in attendance; the sum collected by a fee of two dollars paid by each person in attendance; the number of teachers of common schools in the county who did not attend the Institute; and such other information of the proceedings and results of the Institute and Teachers' Association as he may deem of value and interest.

§ 7. Where it can be done with more economy, and will as well accommodate all teachers and persons whose duty it may be to attend, the Commissioners of two or three counties may, by proper agreement and arrangement, unite together and have conducted one Teachers' Institute and Association for the counties they officially represent: Provided, The several counties thus united shall not contain a total of more than one hundred and fifty districts; and the same rules, regulations, and provisions shall apply in the management of such a Union Institute or Association as in the case of a single county. The expenses and benefits of such Union Institute and Association shall be divided between the several counties represented as equitably as possible by the Commissioner of the same.

ARTICLE IX.

District Library.

§ 1. When, by contribution, purchase, or otherwise, forty volumes can be collected for such purpose, the district Trustees may organize a library in connection with the school of the district, which shall be districts in his county which have established library funds, to be appropriated solely for the benefit of the libraries of same.
for the use of the district in which the same is located. They may
make such suitable arrangements for keeping the books and peri-
odicals of the said library as may be necessary, and may appoint a
suitable person to take charge of the same, and to manage it ac-
cording to such rules and regulations as they may prescribe. Be-
sides the funds which may be appropriated under the provisions of
this act, such surplus school funds as may well be spared, and such
special funds and donations as may be raised or contributed for such
purpose, may, under the direction of the Trustees, from time to time,
be used to increase the number of volumes and periodicals of the
library.
§ 2. The Trustees shall have the same control over the library as
over the other school property; and when it is practicable and safe,
the same shall be kept in the school-house of the district; and when
convenient, the teacher of the school shall be appointed to act as
librarian. The Trustees shall be accountable for the proper care
and preservation of the library, and shall have power to assess
and collect all fines, penalties, and fees of membership; and they
shall report annually to the Commissioner all library statistics which
may be required of them, or which they may deem of importance.
§ 3. The Trustees may receive donations of books, maps, charts,
and other works of interest: Provided, No books of a sectarian or
infidel character shall be placed in the library; and any such books
found therein shall be removed by the order of the Trustees or the
Commissioner. The library shall be free to all pupils of suitable age
belonging to the schools of the district; but any resident of the dis-
trict may become entitled to its privileges upon the payment of such
a sum of money for membership, or such as the Trustees may pre-
scribe.
§ 4. It shall be the duty of the State Board of Education to pre-
pare a list of books suitable for school libraries, which may, from
time to time, be amended, revised, and enlarged, and to prepare
uniform rules and regulations for the government of the same, and
to prescribe penalties, fines, and conditions of membership.

ARTICLE X.

Common School Defined.

§ 1. The object of this chapter is to carry into effect the intention
of the people of Kentucky, as expressed in the Constitution, in pro-
moting the establishment throughout the State of a system of com-
mon schools which shall be equally accessible to the poor as to the
rich. It is therefore declared that no school shall be deemed a
"common school," within the meaning of this chapter, or be enti-
tled to any contribution out of the school fund, unless the same has
been, pursuant hereto, actually kept by a qualified teacher for five
months, or, if situated in a district containing less than the minimum
number of children, for three months, during the same school year,
and at which every white child residing in the district, between the
ages of six and twenty years, has had the privilege of attending,
whether contributing towards defraying its expenses or not.
§ 2. Nothing in the last section shall preclude a school which is kept for a part of the year as a common school from being kept for the balance of the year as a select or private school, to which none but contributors may have the privilege of sending pupils.

§ 3. The school year shall hereafter begin on the first day of July, and terminate on the thirtieth day of June: the first year, pursuant to this chapter, beginning the first day of July, 1870.

§ 4. Twenty-two school days, or days in which teachers are actually employed in the school-room, shall constitute a school month in the common schools of the State.

§ 5. In districts where the number of children of pupil ages exceed one hundred, the Trustees may employ an assistant to the principal teacher when the regular attendance exceeds fifty; and in no case shall less than two teachers be employed when the regular attendance is sixty or over.

§ 6. Any person to whom a white child may be apprenticed shall send such child, if between the ages of six and fifteen years, to a common school, if any such is located conveniently, not less than five months in each year; and for failure to do so, he shall be subject to a fine of fifty dollars for each annual omission.

§ 7. All pupils who may be admitted to common schools shall comply with the regulations established in pursuance of law for the government of such schools. Willful disobedience and defiance of the authority of the teacher, habitual profanity and vulgarity, or other gross violation of propriety or law, shall constitute good cause for suspension or expulsion from school.

§ 8. No books, tracts, papers, catechisms, or other publications of a sectarian, infidel, or denominational character, shall be used or distributed in any common school, nor shall any sectarian or infidel doctrine be taught therein.

§ 9. Whenever a university, college, academy, or high school, which shall be exclusively devoted to the education of white children, not under the control of a religious denomination, may be established in any county, the Commissioner for such county, upon the written application of the curators, trustees, or managers of such institution of learning, may lay off a common school district including the same. The curators, trustees, or managers of such institution shall be deemed common school Trustees for such district, and shall perform all the duties required of, and be liable to all the penalties provided against, common school Trustees by this chapter. Such district shall, upon complying with the provisions of this chapter, be entitled to its proportion of the revenue of the school fund: Provided, All white children residing in said district, between the ages of six and twenty years, shall have the privilege of attending such institution of learning free of charge for at least five months during each school year: Provided further, That no money shall be drawn from the school fund for children not residents of such district.
ARTICLE XI.

Fines.

§ 1. All fines, forfeitures, and penalties imposed by this act, and not otherwise provided for herein, shall be enforced by indictment in the circuit court by the grand jury, and it shall be the duty of the circuit judge to give this in charge to the grand jury.

§ 2. All fines and forfeitures recovered under this act shall be paid into the Treasury, and placed to the credit of the Common School Fund.

§ 3. All general laws or parts of general laws now in force which conflict with this act, are hereby repealed. But this act is not to affect, modify, or repeal any local or special law which establishes any city or town in one district, but the same shall be governed in all respects by the local laws and authorities.

§ 4. The Commissioners now in office shall act as such until the first election provided for by this act.

§ 5. This act shall take effect from and after its passage.

Mr. Carlisle moved to amend said bill as follows, viz:

Article 3, section 23, strike out all after the word "county" in the eighth line.

Which was rejected.

Mr. Wrightson then moved to amend said bill as follows, viz:

Article 4, section 23, line 2, strike out the word "three" before dollars, and insert "two."

Mr. Holt then moved to amend the amendment by substituting in lieu thereof the following as a substitute for the bill and proposed amendment, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That so much of section one, article eight, of an act, entitled "An act to revise and reduce into one the common school laws of Kentucky," approved January 30th, 1864, which limits the keeping of a common school to the period of three months, be, and the same is hereby repealed; and it is hereby declared that each common school in this State shall be kept for the period of five months in each year.

§ 2. The Superintendent of Public Instruction is hereby authorized and directed to draw his warrant on the Treasurer for the money collected under the law passed at the present session of this General Assembly, imposing an additional tax of fifteen cents on the one hundred dollars of property, which money shall be appropriated as directed by the act to which this is amendatory.

§ 3. This act to take effect from its passage.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. W. Johnson and Prichard, were as follows, viz:
Those who voted in the affirmative, were—

A. K. Bradley, 
John G. Carlisle, 
Lyttleton Cooke, 
Edwin Hawes, 
G. A. C. Holt, 
William Johnson, 
I. A. Spalding, 

Those who voted in the negative, were—

Jos. M. Alexander, 
R. A. Burton, 
W. H. Cheff, 
G. W. Connor, 
J. H. Dorman, 
J. B. Hayden, 
John W. Johnson, 
W. H. Payne, 
K. F. Prichard, 
A. G. Talbott, 
Oscar Turner, 
A. C. Vallandingham, 
Emery Whitaker, 
I. C. Winfrey, 
Thos. Wrightson—17.

The question was then taken on the adoption of the amendment proposed by Mr. Wrightson, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Bradley and Hayden, were as follows, viz:

Those who voted in the affirmative, were—

A. K. Bradley, 
R. A. Burton, 
John G. Carlisle, 
Lyttleton Cooke, 
Edwin Hawes, 
J. B. Hayden, 
William Johnson, 
A. L. McAfee, 
I. A. Spalding, 
Oscar Turner, 
Ben. J. Webb, 
Thos. Wrightson—12.

Those who voted in the negative, were—

Jos. M. Alexander, 
F. M. Allison, 
W. H. Cheff, 
G. W. Connor, 
J. H. Dorman, 
A. G. Talbott, 
G. A. C. Holt, 
John W. Johnson, 
W. H. Payne, 
K. F. Prichard, 
E. D. Staneford, 
A. C. Vallandingham, 
Emery Whitaker, 
I. C. Winfrey—14.

Mr. Spalding then moved to amend said bill as follows, viz:

Article 6, section 1, line 4, insert the word “white” between the words “qualified and voters.”

And also in 5th line, by inserting the word “white” after the word “any,” and before the word “widow.”

Which was adopted.

Mr. Turner then moved to amend said bill as follows, viz:

Strike out the 9th section.

Which was rejected.

Mr. Turner then moved to amend said bill as follows, viz:

Article 2, section 9, line 6, strike out all after the word “State,” and insert: “The President shall be elected by the teachers when they meet.”

Which was adopted.

Mr. W. Johnson then moved to amend said bill as follows, viz:

Article 10, section 6, by inserting in the first line, after the word “may,” the word “hereafter.”

Which was adopted.
Mr. Turner then moved to amend said bill as follows, viz:

Article 5, section 2, lines 10 and 12, strike out the words "hereafter erected."

Which was rejected.

Mr. Vories then moved to amend said bill as follows, viz:

Add the following as an additional section: "After the expiration of the term of the present incumbent, no minister of the gospel shall be elected to the office of Superintendent of Public Instruction."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cooke and Vories, were as follows, viz:

Those who voted in the affirmative, were—

Jno. G. Carlisle, Edwin Hawes, W. L. Vories,
W. H. Chelf, John W. Johnson, Ben. J. Webb,
Lyttleton Cooke, I. A. Spalding, I. C. Winfrey—11,
J. H. Dorman, E. D. Standeford,

Those who voted in the negative, were—

Jos. M. Alexander, W. McKee Fox, Oscar Turner,
F. M. Allison, G. A. C. Holt, A. C. Vallandingham,
A. K. Bradley, W. H. Payne, Emery Whitaker,
R. A. Burton, K. F. Prichard, Thos. Wrightson—14,
G. W. Connor, A. G. Talbott,

Mr. Holt then moved to amend said bill as follows, viz:

Strike out 10th section, article 3.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cooke and W. Johnson, were as follows, viz:

Those who voted in the affirmative, were—

F. M. Allison, Edwin Hawes, I. A. Spalding,
A. K. Bradley, G. A. C. Holt, A. G. Talbott,
Jno. G. Carlisle, Wm. Johnson, Oscar Turner,
G. W. Connor, John W. Johnson, Ben. J. Webb—14,
Lyttleton Cooke, A. L. McAfee,

Those who voted in the negative, were—

Jos. M. Alexander, W. H. Payne, W. L. Vories,
W. H. Chelf, K. F. Prichard, Emery Whitaker,
J. H. Dorman, E. D. Standeford, I. C. Winfrey,
W. McKee Fox, A. C. Vallandingham, Thos. Wrightson—12.

Mr. Spalding then moved to amend said bill as follows, viz:

Amend by adding the following proviso to section 6, of article 10, as amended by the Senator from Nelson: "Provided, however, That if the person to whom such child is apprenticed shall send said appren-
tice to some other school than a common school, not less than five months in each year, then such person shall be exempted from the provisions of this section."

Mr. Standeford 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. Spalding, and it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

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. Prichard and Holt, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander, Edwin Hawes, E. D. Standeford,
F. M. Allison, J. B. Hayden, A. G. Talbott,
A. K. Bradley, G. A. C. Holt, Oscar Turner,
R. A. Burton, William Johnson, A. C. Vallandingham,
W. H. Chelf, John W. Johnson, W. L. Vories,
G. W. Connor, A. L. McAfee, Emery Whitaker,
Lyttleton Cooke, W. H. Payne, I. C. Winfrey,
J. H. Dorman, K. F. Prichard, Thos. Wrightson—28,
W. McKee Fox, I. A. Spalding

Those who voted in the negative, were—


Resolved, That the title of said bill be as aforesaid.

Mr. Prichard, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to establish an additional voting place in Butler county;
An act to establish an additional voting place in Cumberland county;
An act to establish an additional voting place in election precinct No. 5, in the county of Greenup;
An act to change one of the voting places in election precinct No. 3, in Greenup county;
And enrolled bills which originated in the Senate of the following titles, viz:

An act for the benefit of A. C. Cox, late sheriff of Green county, and his securities;
An act for the benefit of Isham D. Kidwell and others;
An act for the benefit of O. C. Richardson, late sheriff of Meade county;
An act to amend and reduce into one the several acts relating to the town of Morganfield;
An act to amend an act to charter the Cabin Creek Turnpike Road Company;
An act for the benefit of H. B. Wiseman, sheriff of Estill county;
An act to incorporate the trustees of the Danville Collegiate Institute;
An act defining the jurisdiction of the police judge and marshal of the town of Irvine, in the county of Estill;
An act declaring Miller's creek, in Estill county, a navigable stream, with the privilege to citizens on its banks to erect gates across said stream;
An act to incorporate the Crescent Sleeping Car Company;
An act to charter the Payne's Depot and Mount Vernon Turnpike Road Company;
An act to incorporate the Fleming and Lewis Turnpike Road Company;
An act to amend an act authorizing the counties, towns, and cities through or near which the Evansville, Henderson, and Nashville Railroad may run, to issue bonds to aid in building said road, approved March 9, 1867;
An act to incorporate the Caseyville and Morganfield Turnpike and Gravel Road Company;
An act to amend an act, entitled "An act to establish the town of Hampton City, and to extend the corporate limits of Catlettsburg so as to include the same," approved February 1, 1870;
An act to amend an act, entitled "An act to incorporate the Vanceburg, Salt Lick, Tollsboro, and Maysville Turnpike Road Company;"
An act to amend an act, entitled "An act for the incorporation and regulation of Fire, Marine, Health, Accident, Live Stock, and all other, except Life Insurance Companies," approved March 13, 1870;

And had found the same truly enrolled.
Said bills having been signed by the Speaker of the House of Representatives, the Speaker pro temp. of the Senate affixed his signature thereto, and they were delivered to the said committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Prichard reported that the committee had performed that duty.

And then the Senate adjourned.

THURSDAY, MARCH 17, 1870.

A message was received from the House of Representatives, announcing their disagreement to the passage of a bill, which originated in the Senate, entitled

An act to amend an act, entitled "An act to amend the law in relation to roads."

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of Woodford county.

An act to amend an act, entitled "An act to prevent the spread of the disease called glanders."

An act to amend an act, entitled "An act to increase the resources of the sinking fund of the city of Louisville."

An act for the benefit of the Maysville and Big Sandy Railroad Company.

An act to authorize M. B. Goble to erect a boom across Blair creek, in Lawrence county.

An act to amend the charter of the Kentucky River Turnpike Road Company, in Clark county.

An act to amend an act, entitled "An act to amend an act, entitled "An act to establish a uniform weight of coal.""

An act to amend an act, entitled "An act to amend an act, entitled "An act to endow an Asylum for the Tuition of the Deaf and Dumb."

That they had passed bills of the following titles, viz:
1. An act to repeal an act, entitled "An act to establish a police force for the city of Louisville and Jefferson county," approved February 24, 1868.

2. An act to prevent the destruction of fish in Franklin county.

3. An act for the benefit of the Kentucky Association for the Improvement of the Breed of Stock.

4. An act to declare Cat's Fork of Blair creek, in Lawrence county, a navigable stream.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on the Judiciary; the 2d and 3d to the Committee on Agriculture and Manufactures; and the 4th to the Committee on Internal Improvement.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Millersburg Deposit Bank, of Bourbon county.

An act for the benefit of Alexander G. Brawner.

An act authorizing the county court of Campbell county to levy and collect an ad valorem tax in said county.

An act to create an additional justices' district in Graves county.

An act for the benefit of O. C. Rhea.

An act changing the line and boundary between the Maysville No. 2 election precinct and justices and constable's district, and the Dover election precinct and justices and constable's district, in Mason county.

An act to authorize the qualified voters of Elliott county to vote upon the removal of their county seat.

An act to amend the charter of the city of Lexington.

An act regulating the voting of shares of stock in the election of directors and other officers of the Flemingsburg and Poplar Plains Turnpike Road Company.

An act to amend an act, entitled "An act to incorporate the Hillsboro and Wyoming Turnpike Road Company, in Fleming county."
An act to repeal all acts heretofore passed declaring Middle creek, in Floyd county, a navigable stream.

An act for the benefit of the trustees of school district No. 34, in Larnce county.

An act to incorporate the Western Skating Club, of Louisville.

An act to authorize the Mercer county court to issue and sell bonds to pay off her indebtedness, and to create a sinking fund for the payment of the same.

An act to incorporate the Beargrass Real Estate Company.

An act to incorporate the Princeton Masonic Female College.

An act to amend an act, entitled “An act to incorporate the Owensboro and Russellville Railroad Company.”

An act to incorporate the Mount Freedom and Jessamine County Turnpike Road Company.

An act to incorporate the Buck Run and Cole's Road Turnpike Company.

An act to repeal an act, entitled “An act to incorporate the Franklin Institute, in the town of Lancaster,” approved January 12, 1848.

An act for the benefit of William Mullins, late sheriff of Wayne county.

An act to re-enact, so far as Meade county is concerned, an act, entitled “An act amending the law in relation to roads,” approved February 17, 1866.

An act to establish the office of physician to the jail in Jefferson county.

An act to incorporate the Taylorsville and Vandyke's Mill Turnpike Company.

An act to define the boundary between the first and second representatives and justices' districts of the city of Covington.

An act to incorporate Anderson Lodge of Ancient York Masons.

An act for the benefit of the county of Wolfe.

An act to prohibit the sale of ardent spirits in the county of Perry.

An act to incorporate the town of Bellevue, in Campbell county. Resolution in relation to an adjournment of the present session of the General Assembly.

A message in writing was received from the Governor, by Mr. Samuels, Assistant Secretary of State.
The rule of the Senate being dispensed with, said message was taken up and read as follows, viz:

State of Kentucky, Executive Department, 
Frankfort, Ky., March 17, 1870.

Gentlemen of the Senate:

I hereby nominate for your advice and consent the following persons as suitable to be commissioned as notaries public, viz:

Joseph Pettus, Jefferson county.
John G. Lennon, Jefferson county.
H. M. Carr, Jefferson county.
C. Scott Symmes, Jefferson county.
Wm. T. Snyder, Boone county.
J. W. Marshall, Union county.

Very respectfully,

J. W. Stevenson.

Resolved, That the Senate advise and consent to said appointments.

The Senate took up for consideration a bill, entitled A bill to defray the expense of collecting and interring the Confederate soldiers killed in the battle at Perryville, in Boyle county.

Various amendments were proposed to said bill.

Ordered, That said bill and proposed amendments be recommitted to the Committee on Charitable Institutions.

Mr. Spalding, from the Committee on Finance, reported A bill to amend an act to provide for the erection of fire-proof offices at the seat of government, approved February 2, 1869, Together with the report of the committee in relation to that subject.

Which report reads as follows, viz:

Report of the Committee on Finance on the subject of Public Buildings now being erected in Frankfort.

The Committee on Finance, to whom was recommitted a bill, entitled "An act to provide for the erection of fire-proof offices at the seat of government," approved February 2d, 1869, with instructions to report what changes, if any, and the additional cost thereof, are, in the opinion of the committee, necessary to be made in the plan of the building now being erected under the provisions of said act, respectfully report, that they have inspected the contracts, and examined some of the commissioners and architects who have had charge of, and been connected with, said work, and will state, as the result of their investigations, that, in their opinion, the building aforesaid ought to be covered with slate instead of tin, as contemplated in the plan and estimates of the commissioners. This will necessitate an
additional outlay of from twelve to fifteen thousand dollars, including the additional cost of iron trusses for the roof, lead gutters and copper down pipes, &c. The committee are unable to do more than approximate this difference.

Several other important changes and improvements have been suggested by the investigations of the committee; but being unable to agree with unanimity upon the necessity or expediency of these, your committee express no opinion in reference thereto.

The committee have been unable to ascertain accurately the difference in cost between a stone and iron cornice, though it will probably range from twelve to eighteen thousand dollars; nor have the committee been able to learn whether the walls, as contemplated, are or can be made of sufficient strength to bear the additional weight of a stone cornice.

The amount of the contracts proper for work on said building is ninety-six thousand five hundred and ninety-one dollars and thirty-three cents (§96,591 33). To this are to be added for tin work, plumbing, iron vaults, locks, &c., $6,161 00; extra work on walls, &c., $5,210 73; amounts claimed by architects, &c., $4,813 33; and office expenses, &c., $878 52; making in all—

Contracts, liabilities, and claims against building commissioners, the total amount of ........................ $113,664 91
To this add additional cost of slate roof, &c. (say) ................................................................. 11,500 00
Total .................................................. $125,164 91

Amount of former appropriation .................................................. $100,000 00
Amount now required to meet present liabilities (extra) .......................... 15,654 91
Amount necessary for slate roof (extra) ........................................ 11,500 00

$125,164 91

Your committee report a bill appropriating $25,000 to cover the extra cost of a slate roof, and such part of the extra liabilities, claims, &c., as may be ultimately ascertained to be binding upon the commissioners. All which is respectfully submitted.

W. L. CONKLIN, Ch'n.
I. A. SPALDING,
W. L. VORIES,
J. Q. CHENOWETH,
R. A. BURTON,
A. L. McAFFEE,

Committee on Finance.

Said bill was read the first time as follows, viz:

§1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the further sum of twenty-five thousand dollars be, and
the same is hereby, appropriated, to be paid out of any money in the Treasury not otherwise appropriated, for the purpose of completing the public building now in the course of erection on the east side of the Capitol in the city of Frankfort. And the Auditor is directed to draw his warrant on the Treasurer for said sum, in favor of the Commissioners appointed by the act to which this an amendment; and said Commissioners will apply the same as directed in said act.

§ 2. This act to take effect from its passage.

On motion of Mr. Turner, said bill was then amended as follows, viz:

Provided, This appropriation, or so much thereof as is necessary, is to be used for the completion of the fire-proof offices only, as provided for in the original bill making the appropriation of one hundred thousand dollars.

Ordered, That said bill, as amended, be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon, in pursuance 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.

The Senate took up for consideration the report of the Committee on Sinking Fund in relation to the Green and Barren River Navigation Company, together with the bill reported therewith.

The report is as follows:

To the Senate of Kentucky:

The Committee on the Sinking Fund, to whom was referred various petitions from citizens of the counties bordering on Green and
Barren rivers, asking the repeal or modification of the act incorporating the Green and Barren River Navigation Company, have carefully considered said petitions, as well as all evidence produced either by the representatives of the petitioners or of said Navigation Company, and they now respectfully submit the following report:

They state that there has not been sufficient evidence produced to show that said company has charged the citizens along said rivers excessive or oppressive freights upon goods or produce transported upon their boats, although it is shown that, in some instances, they have exceeded in their charges former rates of freight.

They further state, that there has been no evidence produced showing that in any instance they have charged boats navigating said rivers a higher rate of tonnage than they are authorized to charge by the act incorporating the company.

Your Committee, however, can very readily see that it is possible said company can drive competition away and monopolize all the carrying done upon said rivers; and that it is within their power, under their chartered privileges, to increase the rate of freights to such an amount as will be oppressive to the people, who have no other avenue by which to reach the markets, and it may in the future become necessary to resort to some character of legislation for their protection.

Petitioners, however, rely principally for relief upon the fact, that, in their opinion, the act under consideration is a nullity, by reason of its being in conflict with section 34, article 2, of our present State Constitution, which provides that "the General Assembly shall have no power to pass laws to diminish the resources of the Sinking Fund, as now (then) established by law, until the debt of the State be paid." Whether, at the time of the passage of the act incorporating the Navigation Company, the Green and Barren River Line of Navigation was a resource of the Sinking Fund, is a proposition by no means free from doubt, and it is submitted that this doubt cannot be removed by legislative action.

It is further submitted, that if said act of incorporation, in point of fact, is in conflict with our State Constitution, it is of no effect, and needs no repeal; and being an absolute nullity, can neither be modified nor amended. It is a question that can only be properly and satisfactorily settled by the courts, being in its nature purely legal. And for this reason, and the further facts that the best interests of the people living upon said rivers, as well as of the company...
now controlling the same, will be promoted by a speedy and final settlement by the proper tribunal of the constitutional question in issue, and also to enable the Commissioners of the Sinking Fund to recover any moneys that may have been diverted from their hands by any improper action of the General Assembly in turning over this line of navigation to the company, your Committee respectfully recommend the passage of an act to authorize the Commissioners of the Sinking Fund, or any person or persons or corporation interested, to test, by proper legal proceedings, the constitutionality of said act.

Your Committee submit the act accompanying this report, with the expression of opinion that the same should pass.

W. LINDSAY, Chairman.

Jos. M. ALEXANDER,

J. H. DORMAN.

The bill was read the first time as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Commissioners of the Sinking Fund, in event they shall be of opinion that an act, entitled "An act to incorporate the Green and Barren River Navigation Company," approved March the 9th, 1868, is in conflict with the Constitution of Kentucky, or that, by reason of any of the provisions of said act, any portion of the resources of the Sinking Fund are diverted from said fund, they are hereby authorized and empowered to institute and prosecute, in the Franklin circuit court, any action or actions against said company they may deem proper, to cause the respective rights of the Sinking Fund and said company, in and to the Green and Barren river improvement, to be adjudicated and settled; and also to recover from said company any moneys properly due and payable to the Sinking Fund on account of said improvement, which have or may hereafter come to hands of said company, or any of its officers, agents, or employees, by reason of said improvement being in the possession of said company, under and in pursuance to the act of incorporation before recited. Said actions shall be instituted and conducted by the Attorney General, who shall for his services receive ten per centum of all sums of money recovered and collected.

§ 2. That in any action pending, or which may hereafter be instituted, in any of the courts of this Commonwealth, to which said Navigation Company may be a party, and in which the constitutionality of any of the provisions of the act incorporating said company may be called in question, either party is hereby authorized and empowered, by proper legal proceedings, to make the Commissioners of the Sinking Fund parties to such action; and when said Commissioners are so made parties, it shall be their duty to employ competent counsel and to take all legal steps necessary to have the rights of the
Commonwealth and of the Sinking Fund in and to said improvement, and the tolls arising therefrom, fully adjudicated and protected.

§ 3. This act shall continue in force two years, and no longer.

§ 4. This act shall take effect from its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Various amendments were proposed to said bill.

Pending the consideration of which, the further consideration thereof was postponed until to-morrow.

The Senate took up for consideration a bill, entitled

A bill to provide for the inspection, storage, and sale of petroleum and its products,

Together with the amendment proposed by the committee as a substitute for said bill.

The question was then taken on the adoption of the amendment, and it was decided in the affirmative.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

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 amended to read,

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.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. W. Johnson, from the Committee on Courts of Justice—An act for the benefit of J. Pullen, late clerk of the Bourbon circuit court.

By Mr. Cheff, from the Committee on Religion and Morals—An act to incorporate the Ashland Cemetery Company.

By Mr. Standeford, from the Committee on Internal Improvement—An act to amend the charter of the Shelbyville and Louisville Turnpike Road Company.

By Mr. Spalding, from the Committee on Finance—An act for the benefit of M. T. Pryor and sureties, of Carroll county,

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 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. Vories moved to reconsider the vote by which the Senate, on yesterday, disagreed to a bill from the House of Representatives, entitled

An act to prohibit the importation, sale, or driving of Texas cattle into Bourbon and other counties,

Which motion was simply entered.

Mr. Spalding, from the Committee on Finance, reported

A bill for the benefit of Mrs. Sarah L. Pope.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration the motion heretofore made to reconsider the vote by which the Senate had passed

A bill to amend an act, entitled "An act for the benefit of the Lexington, Harrodsburg, and Perryville Turnpike Road Company," approved March 5, 1869.

The vote by which the third reading of said bill was dispensed with, and also that by which said bill was ordered to be read a third time, were reconsidered.

Mr. McAfee then moved to amend said bill as follows, viz:

Section 2, strike out "six years," and insert in lieu thereof "three years."

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill be placed in the orders of the day.

A message was received from the Governor by Mr. Samuels, Assistant Secretary of State, announcing that the Governor had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:
An act defining the jurisdiction of the police judge and marshal of the town of Irvine, in the county of Estill.

An act for the benefit of H. B. Wiseman, sheriff of Estill county.

An act to amend an act to charter the Cabin Creek Turnpike Road Company.

An act for the benefit of O. C. Richardson, late sheriff of Meade county.

An act for the benefit of Isham D. Kidwell and others.

An act declaring Miller's creek, in Estill county, a navigable stream, with the privilege to citizens on its banks to erect gates across said stream.

An act to amend an act, entitled “An act to establish the town of Hampton City, and to extend the corporate limits of Catlettsburg so as to include the same,” approved February 1, 1870.

An act to incorporate the Fleming and Lewis Turnpike Road Company.

An act to incorporate the Crescent Sleeping Car Company.

An act to incorporate the trustees of the Danville Collegiate Institute.

An act to incorporate the Caseyville and Morganfield Turnpike and Gravel Road Company.

An act to amend and reduce into one the several acts relating to the town of Morganfield.

A message was received from the House of Representatives, announcing that they had passed a bill, entitled

An act to appropriate money.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

The 3d section of the bill gives to the principal Clerks of the Senate and House of Representatives “ten dollars each per day.”

Mr. Whitaker moved to amend that by striking out “ten dollars,” and inserting in lieu thereof “twelve dollars and fifty cents.”

Mr. Bradley moved to amend the amendment by giving to the Assistant Clerks of the Senate, of
The yeas and nays being required thereon by Messrs. Vallandingham and Bradley, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander, John B. Clarke, K. F. Prichard,
F. M. Allison, W. McKee Fox, I. A. Spalding,
A. K. Bradley, Edwin Hawes, E. D. Standeford,
R. A. Burton, John W. Johnson, A. G. Talbott,

Those who voted in the negative, were—

W. H. Chelf, G. A. C. Holt, W. L. Vories,
G. W. Connor, W. H. Payne, Ben. J. Webb,
J. H. Dorman, Oscar Turner, Emery Whitaker,
J. B. Hayden, A. C. Vallandingham, Thos. Wrightson—12.

The question was then taken on the adoption of the amendment proposed by Mr. Whitaker, as amended, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Vallandingham and Alexander, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander, G. W. Connor, I. A. Spalding,
A. K. Bradley, W. McKee Fox, E. D. Standeford,
Jno. G. Carlisle, John W. Johnson, A. G. Talbott,
John B. Clarke, K. F. Prichard,

Those who voted in the negative, were—

F. M. Allison, Edwin Hawes, A. C. Vallandingham,
R. A. Burton, J. B. Hayden, Ben. J. Webb,
W. H. Chelf, G. A. C. Holt, I. C. Winfrey,

The 5th section of the bill reads as follows, viz:—

To the Sergeants-at-Arms of the Senate and House of Representatives, each, eight dollars per day during the present session.

Mr. Vallandingham moved to strike out the word "eight," and insert in lieu thereof the word "six."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Vallandingham and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—

W. H. Chelf, Edwin Hawes, A. C. Vallandingham,

Those who voted in the negative, were—

Jos. M. Alexander, W. McKee Fox, I. A. Spalding,
F. M. Allison, G. A. C. Holt, E. D. Standeford,
The 6th section of the bill reads as follows, viz:

To the Door-keepers of the Senate and House of Representatives, each, eight dollars per day, during the present session.

Mr. Vallandingham moved to strike out "eight," and insert in lieu thereof "six."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Vallandingham and Chelf, were as follows, viz:

Those who voted in the affirmative, were:

W. H. Chelf, J. H. Dorman,
Edwin Hawes, J. B. Hayden,
A. C. Vallandingham, I. C. Winfrey—6.

Those who voted in the negative, were:


The 7th section of the bill reads as follows, viz:

To Isaac Wingate, jr., and D. D. Sublett, clerks of the Enrolling Committees of the Senate and House of Representatives, eight dollars, each, per day, during the present session.

And the question being taken on the adoption of said section, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Vallandigham and Winfrey, were as follows, viz:

Those who voted in the affirmative, were:


Those who voted in the negative, were:

The 8th section of the bill reads as follows, viz:
To the Pages of the Senate and House of Representatives three
dollars, each, per day during the present session.
And the question being taken on the adoption of said section, it
was decided in the affirmative.
The yeas and nays being required thereon by Messrs. Vallanding-
ham and Alexander, were as follows, viz:

Those who voted in the affirmative, were—
Jos. M. Alexander,  Lyttleton Cooke,  I. A. Spalding,
A. K. Bradley,     W. McKee Fox,    E. D. Standeford,
R. A. Burton,      G. A. C. Holt,    A. G. Talbott,
John G. Carlisle,  William Johnson,  Ben. J. Webb,
J. Q. Chenoweth,   John W. Johnson,  Emery Whitaker,
G. W. Connor,      K. F. Pritchard,

Those who voted in the negative, were—
F. M. Allison,      Edwin Hawes,      A. C. Vallandingham,
J. H. Dorman,       Oscar Turner,
The 50th section reads as follows, viz:
To publisher Big Sandy Herald, sixteen dollars and fifty cents for
eleven copies Herald.
Mr. Vallandingham moved to strike out “sixteen dollars and fifty
cents,” and the word “eleven,” and insert in lieu thereof the words
“nine dollars,” and the word “six” before copies.
Which was adopted.
The 60th section reads as follows, viz:
To publisher Flemingsburg Democrat, one dollar and fifty cents for
one copy of Democrat.
Mr. Alexander moved to amend said section so as to make it read,
To publisher Flemingsburg Democrat one dollar and fifty cents,
each, for three copies.
Which was adopted.
The 63rd section reads as follows, viz:
To A. G. Hodges, ninety-two dollars, for copies of Frankfort Com-
monwealth.
Mr. Vallandingham moved to amend said section by striking out
“ninety-two,” and inserting in lieu thereof “fifteen.”
Which was adopted.
The 66th section reads as follows, viz:
To J. E. Cooper, six dollars per day from the 5th day of December,
1869, to the close of the session, for clerking for the House Judiciary
Committee.
Mr. Vallandingham moved to amend said section as follows, viz:

Strike out "six," and insert "four."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Vallandingham and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—

A. K. Bradley, J. H. Dorman, A. G. Talbott,
R. A. Burton, Edwin Hawes, Oscar Turner,
W. H. Chelf, J. B. Hayden, A. C. Vallandingham,
Lyttleton Cooke, A. L. McAfee,

Those who voted in the negative, were—

Jos. M. Alexander, G. A. C. Holt, E. D. Standleford,
P. M. Allison, John W. Johnson, W. L. Vories,
J. Q. Chenoweth, W. H. Payne, Ben. J. Webb,
G. W. Connor, K. F. Prichard, Emery Whitaker,
W. McKee Fox, I. A. Spalding, Thos. Wrightson—15.

Mr. Vallandingham moved further to amend said section as follows, viz:

Strike out "5th of December, 1869," and insert in lieu thereof "18th of January, 1870."

The question was first taken on striking out, and it was decided in the affirmative.

The question was then taken on filling the blank with the 18th of January, 1870, and it was decided in the negative.

The question was then taken on filling the blank with "15th of December," as moved by Mr. Vorries, and it was decided in the affirmative.

Mr. Vallandingham then moved to strike out "six dollars," and insert in lieu thereof the words "five dollars."

The yeas and nays being required thereon by Messrs. Vallandingham and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—

R. A. Burton, Edwin Hawes, A. G. Talbott,
W. H. Chelf, J. B. Hayden, Oscar Turner,
John B. Clarke, William Johnson, A. C. Vallandingham,
Lyttleton Cooke, A. L. McAfee, W. L. Vories,

Those who voted in the negative, were—

Jos. M. Alexander, W. McKee Fox, E. D. Standleford,
P. M. Allison, G. A. C. Holt, Ben. J. Webb,
A. K. Bradley, John W. Johnson, Emery Whitaker.
The question was then taken on the adoption of the section as amended, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Turner and Alexander, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander,       W. McKee Fox,          I. A. Spalding,
F. M. Allison,            Edwin Hawes,           E. D. Standeford,
A. K. Bradley,            G. A. C. Holt,         A. G. Talbott,
R. A. Burton,             William Johnson,       W. L. Vories,
W. H. Chelf,              John W. Johnson,      Ben. J. Webb,
J. Q. Chenoweth,          A. L. McAfee,          Emery Whitaker,

Those who voted in the negative, were—

J. H. Dorman,             J. B. Hayden,          Oscar Turner,
Lyttleton Cooke,          A. C. Vallandingham, I. C. Winfrey—6.

The 75th section reads as follows, viz:

To the publishers of all papers who sent the same to the Legislature at the rate of three cents per copy for each paper sent, upon proving account for same.

Mr. Vallandingham moved to strike out said section.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Vallandingham and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander,       J. H. Dorman,       W. H. Payne,
F. M. Allison,            Edwin Hawes,       K. F. Prichard,
A. K. Bradley,            J. B. Hayden,       A. G. Talbott,
R. A. Burton,             G. A. C. Holt,      A. C. Vallandingham,
W. H. Chelf,              Wm. Johnson,       Emery Whitaker,

Those who voted in the negative, were—

J. Q. Chenoweth,        A. L. McAfee,        Oscar Turner,
John B. Clarke,         I. A. Spalding,      Ben. J. Webb,
W. McKee Fox,           E. D. Standeford,    I. C. Winfrey—9.

Said bill was further amended.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.
The yeas and nays being required thereon, in pursuance to a provision of the Constitution, were as follows, viz.:

Those who voted in the affirmative, were—

Jos. M. Alexander, J. H. Dorman, E. D. Standeford,
F. M. Allison, W. McKee Fox, A. G. Talbott,
A. K. Bradley, G. A. C. Holt, Oscar Turner,
R. A. Burton, William Johnson, W. L. Vories,
W. H. Cheff, John W. Johnson, Ben. J. Webb,
J. Q. Chenoweth, A. L. McAfee, Emery Whitaker,
John B. Clarke, W. H. Payne, I. C. Winfrey,
Lyttleton Cooke, I. A. Spalding,

Those who voted in the negative, were—

Edwin Hawes, A. C. Vallandingham, J. B. Hayden—3.

Resolved, That the title of said bill be as aforesaid.

Mr. Prichard, 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 in relation to submitting questions of taxation to a vote of the people;

An act for the benefit of the African Methodist Episcopal Church, of Glasgow;

An act for the benefit of the Murray Male and Female Institute;

An act for the benefit of the sureties of W. J. Brewer, late sheriff of Henry county;

An act to prohibit the vending or sale of spirituous, vinous, or malt liquors within two miles of any of the furnaces owned by the Red River Iron Manufacturing Company, in Estill and Powell counties;

An act to amend an act, entitled “An act to change and fix the time of holding the circuit courts in the sixth judicial district,” approved February 5, 1863;

An act to amend the charter of the Lexington and Big Sandy Railroad Company, Western Division;

An act giving the trustees of the town of Sharpsburg exclusive jurisdiction to grant tavern license in said town;

An act to amend an act, entitled “An act to reduce into one the several acts in regard to the Butler Seminary,” approved January 23, 1867;

An act to repeal an act, entitled “An act further to provide for changes of venue in civil cases,” approved March 9, 1867;
An act to amend the charter of the Bank of Hopkinsville;
An act to prohibit the sale of spirituous, vinous, or malt liquors in the town of Mount Washington and vicinity;
And enrolled bills, which originated in the House of Representatives, of the following titles, viz:
An act for the benefit of widows and orphans of this State;
An act to repeal in part, and amend an act, entitled "An act providing a general mechanics' lien law for certain counties;"
An act to amend the charter of the town of Benton, in Marshall county;
An act to amend chapter 105, Revised Statutes, title "Weights and Measures;"
An act to change the time of holding the circuit courts in the 11th judicial district;
An act to incorporate the Louisville Tobacco Manufacturing Company;
An act to amend an act, entitled "An act to incorporate the Mayfield Cloth Manufacturing Company, of Graves county;"
An act to repeal in part the act declaring Rolling Fork river a navigable stream;
An act to incorporate the Bank of Commerce;
An act to incorporate the Cleveland Orphan Institute;
An act to incorporate the town of Campton, in Wolfe county;
An act to extend the corporate limits of the city of Newport;
An act to establish an additional justices' district in the county of Hart;
An act to authorize J. A. Jacobs, deputy assessor of Greenup county, to act as principal assessor, and receive compensation for the same;
An act incorporating the Covington Skating Club;
An act for the benefit of W. Talbott, of Fayette county;
An act to change the voting place in Wallingford precinct, in Hardin county, and to change the name and boundary of said precinct;
An act to amend an act, entitled "An act for the benefit of Carroll county;" approved February 5, 1868;
An act to repeal the charter and reincorporate the town of Hodgensville, in Larue county;
An act to amend an act, entitled "An act to regulate the office of commissioner and receiver of the Louisville chancery court," approved January 3d, 1865;
And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker pro tem. of the Senate affixed his signature thereto, and they were delivered to the said committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Prichard reported that the committee had performed that duty.

And then the Senate adjourned.

FRIDAY, MARCH 18, 1870.

The Presiding Officer of the Senate, after an absence of a few days on account of sickness, to-day resumed the Chair.

A message was received from the House of Representatives, announcing their disagreement to the passage of bills, which originated in the Senate, of the following titles, viz:

An act applying the mechanics' lien law to Lawrence and Magoffin counties.

An act for the benefit of Chas. G. Wintersmith, judge of the late court of common pleas for the third judicial district.

An act to authorize a vote to be taken in the counties of Kenton, Boone, and Gallatin, upon the question of forming a new county out of portions of said county.

That they had passed bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of the securities of H. P. Bozarth, late sheriff of Grayson county.

An act to amend an act, entitled "An act to authorize the appointment of a surveyor of the lands set apart for the officers and soldiers of the Virginia State line," approved December 11, 1822.

An act amending and re-enacting an act for the benefit of the Kentucky Penitentiary, approved February 1, 1858.

With an amendment to the last named bill.
That they had passed bills of the following titles, viz:

1. An act to regulate the sale of intoxicating drinks in Hawesville and its vicinity.

2. An act for the benefit of John J. Schoolfield, of Bracken county.

3. An act to establish the boundary of the town of Shelbyville.


5. An act for the benefit of William Samms.

6. An act to amend the charter of the town of Carrollton.

7. An act to amend an act to establish a police judge in the town of Carrollton, approved March 20, 1851.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Religion and Morals; the 2d and 3d to the Committee on Courts of Justice; the 4th, 6th, and 7th to the Committee on the Judiciary; and the 5th to the Committee on Claims.

The following bills were reported by the several committees directed to prepare and bring in the same, viz:

By Mr. Standeford, from the Committee on Internal Improvement—
A bill to amend the charter of the town of Glasgow.

By same—
A bill to authorize the county of Barren to subscribe stock to the capital stock of certain railroads.

By same—
A bill to change the line between Metcalfe and Barren counties.

By Mr. Chelf, from the Committee on Religion and Morals—
A bill to prevent the sale of spirituous, vinous, or malt liquors in Bedford, in Trimble county, on the Sabbath day.

By Mr. Winfrey, from the Committee on Propositions and Grievances—
A bill to authorize and empower the McLean county court to levy an additional tax, and to issue county bonds to build a new courthouse and new jail.

By same—
A bill to prohibit the sale of spirituous, vinous, or malt liquors in the town of Calhoun, or within two miles thereof.

By same—
A bill to amend and reduce into one all acts in relation to the incorporation of the town of Morgantown.
JOURNAL OF THE SENATE.

By same—

A bill for the benefit of W. G. Knight and James N. Forgy, of Butler county.

By Mr. Carlisle, from the Committee on the Judiciary—

A bill to amend and reduce into one the several acts in relation to the town of Murray, and for other purposes.

By Mr. Wrightson, from the Committee on Privileges and Elections—

A bill to provide an additional voting place in the county of Owsley.

By Mr. Cooke, from the Committee on Railroads—

A bill to incorporate the Guthrie City and Franklin Railroad Company.

By Mr. Cooke, from a select committee—

A bill to amend an act, entitled "An act to incorporate the Louisville Board of Trade," approved March 15, 1862.

By Mr. Bradley, from the Committee on Revised Statutes—

A bill to incorporate the Logan County Planing Mill and Agricultural Company.

By same—

A bill for the benefit of J. W. Caldwell, of Logan county.

By Mr. Whitaker, from the Committee on Banks and Insurance—

A bill to repeal an act, entitled "An act to charter the Southern Life Insurance Company," approved March 4th, 1867.

By same—

A bill to repeal an act for the benefit of the Widow and Orphan Fund Life Insurance Company, of Nashville, Tennessee, approved March 9th, 1869.

By Mr. Whitaker, from the Committee on Courts of Justice—


By Mr. Chenoweth, from the Committee on Internal Improvement—

A bill to incorporate the Mount Gilead and Campbellsburg Turnpike Road Company.

Which bills were severally read the first time, and ordered to be read a second time,

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.
The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the House of Representatives, announcing their concurrence in the amendments proposed by the Senate to bills from the House of Representatives, of the following titles, viz:

An act to amend an act, entitled "An act to amend the several acts in relation to peddlers," approved March 4, 1856.

An act to prevent trespassing in Hancock county.

And that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act, entitled "An act to establish and incorporate the Highland District."

An act to establish an additional voting place in Butler county.

An act to establish an additional voting place in election precinct No. 5, in the county of Greenup.

An act to change one of the voting places in election precinct No. 3, in Greenup county.

An act to establish an additional voting place in Cumberland county.

Mr. Standeford, from the Committee on Internal Improvement, to whom had been referred a bill, entitled.

A bill to amend the charter of the Richmond and Lexington Turnpike Road Company,

Reported the same without amendment.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration a bill, entitled

A bill relating to the Green and Barren River Navigation Company, Together with the pending amendments.

Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Commissioners of the Sinking Fund, in event they shall be of opinion that an act, entitled "An act to incorporate the
Green and Barren River Navigation Company," approved March the 9th, 1868, is in conflict with the Constitution of Kentucky, or that, by reason of any of the provisions of said act, any portion of the resources of the Sinking Fund are diverted from said fund, they are hereby authorized and empowered to institute and prosecute, in the Franklin circuit court, any action or actions against said company they may deem proper, to cause the respective rights of the Sinking Fund and said company, in and to the Green and Barren river improvement, to be adjudicated and settled; and also to recover from said company any moneys properly due and payable to the Sinking Fund on account of said improvement, which have or may hereafter come to hands of said company, or any of its officers, agents, or employees, by reason of said improvement being in the possession of said company, under and in pursuance to the act of incorporation before recited. Said actions shall be instituted and conducted by the Attorney General, who shall for his services receive ten per cent of any sums of money recovered and collected.

§ 2. That in any action pending, or which may hereafter be instituted, in any of the courts of this Commonwealth, to which said Navigation Company may be a party, and in which the constitutionality of any of the provisions of the act incorporating said company may be called in question, either party is hereby authorized and empowered, by proper legal proceedings, to make the Commissioners of the Sinking Fund parties to such action; and when said Commissioners are so made parties, it shall be their duty to employ competent counsel and to take all legal steps necessary to have the rights of the Commonwealth and of the Sinking Fund in and to said improvement, and the tolls arising therefrom, fully adjudicated and protected.

§ 3. This act shall continue in force two years, and no longer.

§ 4. This act shall take effect from its passage.

Mr. John W. Johnson's amendment is as follows, viz:

That section three of said bill be, and the same is hereby, amended, by inserting after the words "two years" the words "or until any action commenced within two years is terminated."

Which was adopted.

Mr. John W. Johnson then moved to amend the bill by adding thereto the following additional section, viz:

§ 4. The act incorporating the Green and Barren River Navigation Company be, and the same is hereby, amended, by striking out all after the words, "All tolls shall inure to the company, and the rate of tolls on passengers and freight, steamboats and other boats carrying freight," and inserting the following: "And for all other boats, barges, skiffs, and other water crafts, loaded and empty, including rafts and other things passing said rivers, they may establish tolls from time to time, not exceeding the rates of tolls charged by the Board of Internal Improvement, as applicable to Green and Barren rivers at the time said company acquired possession of said line of navigation."

90-s.
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. Payne and John W. Johnson, were as follows, viz:

Those who voted in the affirmative, were—

A. K. Bradley,        G. W. Connor,        I. A. Spalding
W. H. Chelf,          J. H. Dorman,        Emery Whitaker,
John B. Clark,        John W. Johnson,     

Those who voted in the negative, were—

Jos. M. Alexander,    A. L. McAfee,        A. G. Talbott,
F. M. Allison,        W. H. Payne,         Oscar Turner,
R. A. Burton,         K. F. Prichard,      A. C. Vallandingham,
G. A. C. Holt,        

Mr. Payne then moved to amend said bill as follows, viz:

Add at the end of section 2 the following: "Provided, however, That said Commissioners are not required by this act to enter into the adjudication provided for in this section, if in their opinion the act incorporating said company was not passed in violation of that section of the Constitution prohibiting the General Assembly from passing laws to diminish the resources of the Sinking Fund."

And the question being taken thereon, it was decided in the negative.

Mr. Payne then moved to amend said bill as follows, viz:

And provided further, That if said Commissioners desires to do so, they may of their own motion, by proper proceedings, become a party in behalf of the Sinking Fund of the State, to any suit in which said company are now a party or interested, in order that said Sinking Fund and interest of the State may be fully protected.

Which was adopted.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Payne and Alexander, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander,    Edwin Hawes,        E. D. Staneford,
F. M. Allison,        J. B. Hayden,       A. G. Talbott,
A. K. Bradley,        Wm. Johnson,        Oscar Turner,
R. A. Burton,         John W. Johnson,    A. C. Vallandingham,
W. H. Chelf,          A. L. McAfee,       Ben. J. Webb,
Resolved, That the title of said bill be as aforesaid.

Mr. Payne then moved to reconsider the vote by which said bill had passed.

Mr. Alexander then moved to lay said motion on the table.

Which was decided in the affirmative.

The Senate took up for consideration the motion heretofore made to reconsider the vote by which the Senate had heretofore disagreed to the passage of a bill, which originated in the House of Representatives, entitled

An act to revise, digest, and compile the statute laws of this State.

And the question being taken thereon, it was decided in the affirmative.

Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Governor be directed, by and with the advice and consent of the Senate, to appoint three (3) commissioners to revise the statute laws of Kentucky; and it shall be the duty of said commissioners, within thirty days after their appointment as such, to proceed to the city of Frankfort, and there commence and conclude the labors imposed by this act.

§ 2. It shall be the duty of said commissioners to revise, digest, and make a compilation of existing laws; to strike out all statutes which may have become obsolete, or shall have been repealed; to report to the General Assembly for its action such laws bearing upon the same subject as may be in force, which may seem to be contradictory or repugnant to each other; to amend and reduce into one existing laws and reconcile such as may be in conflict, and to make such modifications and changes of the laws as in their judgment may be for the public interest.

§ 3. The work, when completed, shall be reported to the General Assembly for its approval or rejection; and if accepted, the same shall be the property of the State, and under the control of the Legislature.

§ 4. That, upon the filing of a certificate by either of the commissioners appointed under this act with the Auditor of Public Accounts, setting forth the number of days he has been actually engaged on said work, the Auditor shall draw his warrant on the Treasurer in a sum not to exceed ten dollars per day for each day engaged: Provided, however, That neither of said commissioners shall receive for his services more than twenty-five
hundred dollars, except mileage, which he shall be entitled to at the same rate as a member of the General Assembly.

§ 5. If either of the commissioners appointed by the Governor, and confirmed by the Senate, should die, resign, or refuse to accept or act, the Governor may, in vacation, fill such vacancy.

§ 6. This act to be in force from its passage.

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 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—

John G. Carlisle, Edwin Hawes.
John B. Clarke,

So said bill was again disagreed to.

Mr. Turner, from the Committee on the Judiciary, to whom had been referred
A bill to prevent sale of liquor to negroes or mulattoes on the Sabbath day,

Reported the same without amendment.

Ordered, That said bill be engrossed and read a third time.

Said bill was read a third time as follows, viz:

WHEREAS, It is represented that a large crowd of negroes and others congregate around stores and groceries in the Commonwealth on the Sabbath day, drinking whisky until they are intoxicated, riotous, and dangerous to the public peace; for remedy whereof,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That it shall be unlawful for any merchant, hotel-keeper, coffee-house keeper, to sell, give, or loan, on Sabbath day, any spirituous, vinous, or malt liquor, to any negro or mulatto.

§ 2. Any of said persons violating the provisions of this act shall be fined not less than twenty or more than sixty dollars, for each offense, recoverable by indictment.

§ 3. This act shall be given in charge, by the circuit judges of this Commonwealth, to the grand juries of their counties.

§ 4. 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. W. Johnson and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander, Lyttleton Cooke, E. D. Standeford,
A. K. Bradley, J. H. Dorman, A. G. Talbott,
R. A. Burton, Edwin Hawes, Oscar Turner,
Jno. G. Carlisle, J. B. Hayden, Ben. J. Webb,
W. H. Cheff, G. A. C. Holt, Emery Whitaker,
John B. Clarke, John W. Johnson, I. C. Winfrey—20.
G. W. Connor, I. A. Spalding,

In the negative, Wm. Johnson—1.

Resolved, That the title of said bill be as aforesaid.

Mr. Wrightson moved the following resolution, viz:

Resolved by the Senate, For the purpose of expediting business, that no Senator shall, during the remainder of the present session, be entitled to occupy the floor on any one occasion for a longer period than ten minutes, nor more than twice on the same subject, until all other Senators desiring to speak have had an opportunity to do so, and not then longer than fifteen minutes, without the unanimous consent of the Senate.

Mr. Holt then moved to amend the resolution of Mr. Wrightson by substituting in lieu thereof the following, viz:

Resolved, That hereafter no Senator shall be permitted to speak on one question longer than five minutes, nor more than once on one question, without unanimous consent of the Senate.

Which was adopted.

The resolution, as amended, was then adopted.

Mr. Spalding, from a select committee, to whom had been referred a bill from the House of Representatives, entitled

An act to repeal an act, entitled "An act fixing the time for the election in this State of Representatives to the Congress of the United States, and to provide a different time for such election;"

Reported the same without amendment.

Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That an act, entitled "An act fixing the time for the election in this State of Representatives to the Congress of the United States," approved March 9th, 1868, be, and the same is hereby, repealed.

§ 2. An election shall be held in each Congressional District of this Commonwealth, on the first Monday in August, 1871, to elect Representatives therefrom to the Forty-second Congress of the United States, and the election thereafter of Representatives to the Congress of the United States from the various Congressional Districts in this
State, shall be held on the same day in every second year thereafter. But should Congress be in session between the expiration of any Congressional term and the ensuing first Monday in August, the Governor may, by his proclamation, published in three newspapers printed in this State, cause an election of Representatives in Congress to be held at an earlier day, if there are thirty days between the date of publication and the day so assigned by him.

§ 3. The only object of this act is to fix the time for the election in this State of Representatives to the Congress of the United States, allowing the laws regulating such elections to remain in force in all other respects.

§ 4. This act shall take effect and be in force from its passage.

Mr. Wrightson then moved to amend said bill by striking out "1871," and inserting "1870."

And the question being taken thereon, it was decided in the negative.

Mr. Payne then moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Chenoweth and Alexander, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander, J. H. Dorman, W. H. Payne,
F. M. Allison, Edwin Hawes, K. F. Prichard,
A. K. Bradley, J. B. Hayden, A. G. Talbott,
John B. Clarke, William Johnson, Ben. J. Webb,

Those who voted in the negative, were—

R. A. Burton, G. A. C. Holt, W. L. Vories,
Jno. G. Carlisle, A. L. McAfee, I. C. Winfrey,
J. Q. Chenoweth, Oscar Turner,

Mr. Hayden, from the Committee on Agriculture and Manufactures, reported

A bill for the benefit of Spencer, Washington, Marion, and Taylor counties.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

On motion, the further consideration of said bill was postponed till the 12th of January, 1871.

The yeas and nays being required thereon by Messrs. Wrightson and Spalding, were as follows, viz:
Those who voted in the affirmative, were—

Jos. M. Alexander, G. W. Connor, E. D. Standeford,
R. A. Burton, J. H. Dorman, A. G. Talbott,
John G. Carlisle, Edwin Hawes, A. C. Vallandingham,
W. H. Chelf, John W. Johnson, W. L. Vories,
John B. Clarke, I. A. Spalding,

Those who voted in the negative, were—

Lytleton Cooke, Wm. Johnson, Emery Whitaker,

A message was received from the Governor by Mr. Samuels,
Assistant Secretary of State, announcing that the Governor had
approved and signed enrolled bills, which originated in the Senate,
of the following titles, viz:

An act in relation to submitting questions of taxation to a vote of the people.

An act to prohibit the vending or sale of spirituous, vinous, or malt liquors within two miles of any of the furnaces owned by the Red River Iron Manufacturing Company, in Estill and Powell counties.

An act for the benefit of the African Methodist Episcopal Church, of Glasgow.

An act giving the trustees of the town of Sharpsburg exclusive jurisdiction to grant tavern license in said town.

An act to prohibit the sale of spirituous, vinous, or malt liquors in the town of Mount Washington and vicinity.

An act to amend an act, entitled "An act to reduce into one the several acts in regard to the Butler Seminary," approved January 23, 1867.

An act to repeal an act, entitled "An act further to provide for changes of venue in civil cases," approved March 9, 1867.

An act to amend an act, entitled "An act to change and fix the time of holding the circuit courts in the sixth judicial district," approved February 5, 1869.

An act to amend the charter of the Lexington and Big Sandy Railroad Company, Western Division.

An act for the benefit of the sureties of W. J. Brewer, late sheriff of Henry county.

An act to amend the charter of the Bank of Hopkinsville.

An act for the benefit of the Murray Male and Female Institute.

The Senate took up for consideration the resolutions heretofore introduced by Mr. Cooke, which read as follows, viz:
WHEREAS, The Twelfth General Assembly of the State of Iowa has presented to the Congress of the United States a memorial upon the subject of water communication between the Atlantic ocean and the Ohio and Mississippi rivers, in which is most clearly set forth the many advantages to be derived from the enlargement and completion of the James River and Kanawha Canal through the States of Virginia and West Virginia; therefore, be it

1. Resolved by the General Assembly of the Commonwealth of Kentucky, That we heartily approve the object sought to be obtained by said memorial, and do hereby instruct our Senators, and request our Representatives in Congress, to use every means in their power to obtain from the General Government such aid as will secure the early completion of a work so vitally affecting our national interest, and especially the welfare of the whole Mississippi Valley.

2. Resolved, That the Secretary of State be requested to forward a copy of the foregoing preamble and resolution to our Senators and Representatives in Congress.

Mr. Wrightson then moved an amendment to said resolution.

The question was then taken on the adoption of the amendment, 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.

A message was received from the House of Representatives, announcing their disagreement to the first, second, fourth, and eighth amendments proposed by the Senate to a bill from the House of Representatives, entitled

An act to appropriate money.

Resolved, That the Senate recede from the first three mentioned.

The question was then taken on receding from the last mentioned, and it was decided in the affirmative.

The Senate took up for consideration the motion heretofore made to reconsider the vote by which the Senate had passed a bill from the House of Representatives, entitled

An act to repeal an act, entitled “An act to amend the charter of the city of Augusta,” and an act, entitled “An act to amend the charter of the city of Augusta, in Bracken county.”

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on the passage of said bill, and it was decided in the negative.

So said bill was disagreed to.

The Senate took up for consideration a bill, entitled

A bill for the benefit of the Central National Bank and the First National Bank, at Danville.
Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the negative.

So said bill was rejected.

Mr. Dorman, from the Committee on Federal Relations, to whom had been referred the resolutions offered by Mr. Whitaker, entitled Resolutions in relation to Federal affairs, Reported the same without amendment.

Said resolutions read as follows:

1. Resolved by the General Assembly of the Commonwealth of Kentucky, That the Government of the United States is one of limited powers, consisting of such only as have been expressly delegated in the Constitution thereof, and such implied powers as are essential to their proper execution; and that the exercise of powers not granted in said Constitution, by said government, or by any department thereof, is a despotic usurpation, subversive of the rights of the States, destructive to our system of government, and dangerous to the liberties of the people.

2. That the Constitution of the United States is the bond of union between the several States, and was acceded to by the people of each State as a separate sovereign community. It contains the only authoritative exposition of the terms and conditions of the union between the States, and the principles upon which it was founded; and we know of no legitimate way of maintaining the Union but by upholding the Constitution in all its parts as the supreme law of the land, and by yielding to the Government of the United States allegiance and obedience in all things within the scope of the powers granted, and to the State a like allegiance and obedience in all matters within the scope of the powers reserved, or which have been conferred upon it by the people. The allegiance due by the citizen to the State is not subordinate to that due to the Government of the United States, nor in conflict with it, each having only the right to claim allegiance in respect to the powers and duties which each may, as distinct sovereignties, lawfully exercise.

3. That amendments to the Constitution of the United States can only be made in the manner pointed out in the fifth article thereof, and no amendment, or so called amendment, is binding on the States as a part of the Constitution, which has been or may be effected by a disregard of any of the requirements contained in said article, or by the employment of means, or by the use of agencies inconsistent with the letter or manifest spirit thereof, or of the Constitution of which it is a part. That propositions of amendments can only be made by Congress whenever two thirds of both Houses shall deem it necessary, or by a convention called upon the application of two thirds of the several States for proposing amendments, which, in either case, shall be bind-
ing only when ratified by the Legislatures of three fourths of the several States, or by conventions in three fourths thereof. That amendments, or so-called amendments, which have been procured by the employment of force, or by intimidation, or by coercion of any kind on the part of the Federal Government, or by any department thereof, for the purpose of procuring the ratification by States not recognized as being in the Union, nor allowed any representation in Congress, nor governed and controlled by military power, are such plain and palpable violations of the compact between the States as to render all such amendments thus procured utterly null and void.

4. That, inasmuch as the Constitution of the United States does not confer upon the Federal Government, or any of its departments, the power to determine for the States whether proposed amendments have been made in conformity with the requirements of the Constitution and consistent with its spirit and intent, and since all such amendments may, and those recently declared to have been ratified do, seriously affect the reserved rights of the States, it follows, as a plain and necessary sequence, that each State for itself has the right to judge of the validity of such amendments.

Mr. Wrightson moved to amend the second resolution as follows, viz:

Line 11, strike out the word “not,” after the word “is,” and before the word “subordinate.”
And also strike out the word “nor,” and insert the words “and not.”
And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wrightson and Alexander, were as follows, viz:

In the affirmative, Thos. Wrightson—1.

Those who voted in the negative, were—

Jos. M. Alexander, A. K. Bradley,
R. A. Burton, John G. Carlisle,
W. H. Chelf, J. Q. Chenoweth,
John B. Clarke, G. W. Connor.
Lyttleton Cooke,

J. H. Dorman, Edwin Haws,
J. B. Hayden, G. A. C. Holt,
William Johnson, John W. Johnson,
A. L. McAfee, W. H. Payne,
K. F. Prichard, A. G. Talbott,
Oscar Turner, A. C. Vallandingham,
W. L. Vories, Ben. J. Webb,
Emery Whitaker, I. C. Winfrey—25.

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. Wrightson and Bradley, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander, G. W. Connor,
F. M. Allison, Lyttleton Cooke,
A. G. Talbott, Oscar Turner,
A. K. Bradley, J. H. Dorman, A. C. Vallandingham,
R. A. Burton, Edwin Hawes, W. L. Vories,
Inc. G. Carlisle, G. A. C. Holt, Ben. J. Webb,
W. H. Cheff, William Johnson, Emery Whitaker,
John B. Clarke, K. F. Prichard,

In the negative, Thos. Wrightson—1.

Mr. Wrightson moved the following resolution, viz:

Resolved, That hereafter newspapers shall be regarded as stationery,
and that such papers as are furnished the members of the Legislature
shall be paid for out of their individual means.

And the question being taken on the adoption of said resolution, it
was decided in the negative.

The yeas and nays being required thereon by Messrs. Wrightson
and Holt, were as follows, viz:

Those who voted in the affirmative, were—
F. M. Allison, G. A. C. Holt, A. C. Vallandingham,
G. W. Connor, W. H. Payne, Emery Whitaker,
Lyttleton Cooke, K. F. Prichard, I. C. Winfrey,

Those who voted in the negative, were—
Jos. M. Alexander, J. Q. Chenoweth, John W. Johnson,
A. K. Bradley, John B. Clarke, A. G. Talbott,
R. A. Burton, J. H. Dorman, W. L. Vories,

Bills from the House of Representatives, of the following titles,
were reported from the several committees to whom they had been
referred, viz:

By Mr. Carlisle, from the Committee on the Judiciary—
An act for the benefit of A. G. Cargill, of Graves county.

By Mr. Bradley, from the Committee on Revised Statutes—
An act for the benefit of William Talbott, of Fayette county.

By Mr. Spalding, from the Committee on Finance—
An act for the benefit of James P. Harris, of Floyd county.

By Mr. Chenoweth, from the Committee on Internal Improvement—
An act in relation to the voting of stock in the Richmond and
Lexington Turnpike Road Company.

Reported the same, with the expression of opinion that said bills
ought not to pass.

And the question being taken on ordering said bills to be read a
third time, it was decided in the negative.

So said bills were disagreed to.
ing only when ratified by the Legislatures of three fourths of the several States, or by conventions in three fourths thereof. That amendments, or so-called amendments, which have been procured by the employment of force, or by intimidation, or by coercion of any kind on the part of the Federal Government, or by any department thereof, for the purpose of procuring the ratification by States not recognized as being in the Union, nor allowed any representation in Congress, but governed and controlled by military power are such plain and palpable violations of the compact between the States as to render all such amendments thus procured utterly null and void.

4. That, inasmuch as the Constitution of the United States does not confer upon the Federal Government, or any of its departments, the power to determine for the States whether proposed amendments have been made in conformity with the requirements of the Constitution and consistent with its spirit and intent, and since all such amendments may, and those recently declared to have been ratified do, seriously affect the reserved rights of the States, it follows, as a plain and necessary sequence, that each State for itself has the right to judge of the validity of such amendments.

Mr. Wrightson moved to amend the second resolution as follows, viz:

Line 11, strike out the word "not," after the word "is," and before the word "subordinate."
And also strike out the word "nor," and insert the words "and not."
And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wrightson and Alexander, were as follows, viz:

In the affirmative, Thos. Wrightson—1.

Those who voted in the negative, were—


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. Wrightson and Bradley, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander, G. W. Connor, F. M. Allison, Lyttleton Cooke, A. G. Talbott, Oscar Turner,
Mr. Wrightson moved the following resolution, viz:

Resolved, That hereafter newspapers shall be regarded as stationery, and that such papers as are furnished the members of the Legislature shall be paid for out of their individual means.

And the question being taken on the adoption of said resolution, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wrightson and Holt, were as follows, viz:

Those who voted in the affirmative, were—


Those who voted in the negative, were—

A. C. Vallandingham, W. L. Vories, Emery Whitaker, I. C. Winfrey-23.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Carlisle, from the Committee on the Judiciary—

An act for the benefit of A. G. Cargill, of Graves county.

By Mr. Bradley, from the Committee on Revised Statutes—

An act for the benefit of William Talbott, of Fayette county.

By Mr. Spalding, from the Committee on Finance—

An act for the benefit of James P. Harris, of Floyd county.

By Mr. Chenoweth, from the Committee on Internal Improvement—

An act in relation to the voting of stock in the Richmond and Lexington Turnpike Road Company.

Reported the same, with the expression of opinion that said bills ought not to pass.

And the question being taken on ordering said bills to be read a third time, it was decided in the negative.

So said bills were disagreed to.
Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Wrightson, from the Committee on Privileges and Elections—

An act to provide an additional voting place in Henderson precinct, in Henderson county.

By same—
An act authorizing the Casey county court to establish a voting precinct.

By Mr. Cooke, from the Committee on Railroads—

An act in relation to the collection of taxes in Bourbon county in aid of the Maysville and Lexington Railroad Company, Northern Division.

By same—
An act empowering the Maysville and Lexington Railroad Company, Northern Division, to acquire and consolidate with that road the Maysville and Big Sandy Railroad, with its chartered rights, franchises, property, &c., and providing for the construction, equipment, and operating the latter road.

By same—
An act to incorporate the Louisville, Harrod's Creek, and Westport Railway Company.

By Mr. Hawes, from the Committee on Religion and Morals—

An act to regulate the sale of intoxicating drinks in Hawesville and its vicinity.

By Mr. Spalding, from the Committee on Finance—

An act for the benefit of William M. Combs, of Breathitt county.

By same—
An act for the benefit of J. K. Edwards and Charles Kuhlman, of Campbell county.

By Mr. Clarke, from the Committee on Education—

An act to incorporate the Educational Board of the Bracken Association of United Baptists.

By same—
An act for the benefit of school district No. 40, in Trigg county.

By Mr. Chenoweth, from the Committee on Internal Improvement—

An act for the benefit of D. C. Donan, of Hart county.

Mr. Chenoweth, from the Committee on Claims, to whom had been referred a bill from the House of Representatives, entitled
An act for the benefit of Michael Staley, of Floyd 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 Session Acts 1869-70.]

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—

Jos. M. Alexander, John B. Clarke, K. F. Prichard,
F. M. Allison, G. W. Connor, A. G. Talbott,
A. K. Bradley, G. A. C. Holt, W. L. Vories,
R. A. Burton, William Johnson, Ben. J. Webb,
Jno. G. Carlisle, John W. Johnson, Emery Whitaker,
W. H. Cheff, A. L. McAfee, I. C. Winfrey,

Those who voted in the negative, were—


Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration the amendment proposed by
the House of Representatives to a bill from the Senate, entitled
An act amending and re-enacting an act for the benefit of the
Kentucky Penitentiary, approved February 1, 1858.

Mr. Hawes moved to amend the amendment proposed by the House
of Representatives by striking out "eight thousand dollars," and
inserting in lieu thereof "twelve thousand dollars."

Mr. Vallandingham moved a division of the question.

The question was first taken on striking out, and it was decided in
the negative.

The yeas and nays being required thereon by Messrs. Cooke and
Winfrey, were as follows, viz:

Those who voted in the affirmative, were—

Lytleton Cooke, Edwin Hawes, I. C. Winfrey,

Those who voted in the negative, were—

Jos. M. Alexander, G. W. Connor, K. F. Prichard,
F. M. Allison, Wm. Johnson, A. G. Talbott,
A. K. Bradley, John W. Johnson, A. C. Vallandingham,
John G. Carlisle, A. L. McAfee, Ben. J. Webb,
The question was then taken on concurring in the amendment proposed by the House of Representatives, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cooke and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander, G. W. Connor, K. F. Prichard,
F. M. Allison, J. H. Dorman, A. G. Talbott,
A. K. Bradley, G. A. C. Holt, A. C. Vallandingham,
Jno. G. Carlisle, William Johnson, W. L. Vories,
W. H. Chelf, John W. Johnson, Ben. J. Webb,
J. Q. Chenoweth, A. L. McAfee, Emery Whitaker,

Those who voted in the negative, were—


The Senate took up for consideration a bill, entitled

A bill to amend an act, entitled "An act for the benefit of the Lexington, Harrodsburg, and Perryville Turnpike Road Company," approved March 5, 1869.

Mr. McAfee moved that said bill be referred to the Committee on the Judiciary.

And the question being taken thereon, it was decided in the negative.

[For Bill—see Session Acts, 1869-70.]

Mr. McAfee then moved to strike out the words "six years," and insert in lieu thereof the words "three years."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. McAfee and Alexander, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander, J. H. Dorman, A. L. McAfee,
R. A. Burton, J. B. Hayden, W. H. Payne,
W. H. Chelf,

Those who voted in the negative, were—

F. M. Allison, Edwin Hawes, A. C. Vallandingham,
J. Q. Chenoweth, G. A. C. Holt, Ben. J. Webb,
John B. Clarke, John W. Johnson, Emery Whitaker,
Lyttleton Cooke, A. G. Talbott,

Ordered, That said bill be engrossed and read a third time.
The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,
The question was then taken on the passage of said bill, and it was decided in the affirmative.
The yeas and nays being required thereon by Messrs. McAfee and Clarke, were as follows, viz:

Those who voted in the affirmative, were—

F. M. Allison, Lyttleton Cooke, A. G. Talbott,
R. A. Burton, J. H. Dorman, A. C. Vallandingham,
W. H. Chelf, Edwin Hawes, Ben. J. Webb,
J. Q. Chenoweth, G. A. C. Holt, Emery Whitaker,
John B. Clarke, John W. Johnson, I. C. Winfrey,

Those who voted in the negative, were—

John G. Carlisle, A. L. McAfee,

Resolved, That the title of said bill be as aforesaid.
The Senate took up for consideration their disagreement to the passage of a bill, which originated in the House of Representatives, entitled
An act to prohibit the importation, sale, or driving of Texas cattle into Bourbon and other counties.
The Senate took up for consideration a bill from the House of Representatives, entitled
An act to amend an act, entitled "An act to amend and reduce into one the several acts in relation to the city of Frankfort," approved March 9, 1869.
Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wm. Johnson and Bradley, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander, G. W. Connor, E. D. Standiford,
R. A. Burton, G. A. C. Holt, A. G. Talbott,
John G. Carlisle, A. L. McAfee, A. C. Vallandingham,
J. Q. Chenoweth, I. A. Spalding,

Those who voted in the negative, were—

F. M. Allison, Edwin Hawes, W. L. Vories,
A. K. Bradley, Wm. Johnson, Ben. J. Webb,
John B. Clarke, John W. Johnson, Emery Whitaker,
J. H. Dorman,

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration a bill, entitled

An act to amend chapter 83, of the Revised Statutes, title “Revenue and Taxation,”

Together with the amendment heretofore proposed.

And the question being taken on the adoption of the amendment, it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Chenoweth, from the Committee on Internal Improvement—

An act to incorporate the Carroll, Owen, Gallatin, and Eagle Bridge Company.

By same—

An act to incorporate the Mount Olivet, North Fork, and German-town Turnpike Road Company.

By same—

An act to amend an act, entitled “An act to incorporate the Owingsville and Sherburne Turnpike Road Company.”
By same—
An act to incorporate the Moore’s Ferry and Salt Lick Bridge Turnpike Road Company.

By same—
An act appointing commissioners to go, examine, and report to the next session of the General Assembly the probable cost of removing the obstructions out of Red river.

By same—
An act to incorporate the Elk Creek Turnpike Road Company.

By same—
An act to empower the county court of Bullitt county to take stock in turnpike roads in said county.

By same—
An act to incorporate the Irvine and Red River Turnpike Company.

By same—
An act exempting certain persons from the payment of tolls on turnpike roads of this Commonwealth.

By same—
An act to authorize the town of Poplar Plains, in Fleming county, to subscribe stock to the Poplar Plains and Plummer’s Mill Turnpike Road Company.

By same—
An act to declare White Oak creek, in Morgan county, and Lick creek, in Magoffin county, navigable streams.

By same—
An act to charter the Mayfield and State Line Gravel Road Company.

By same—
An act for the benefit of the Cynthiana and Ashbrook’s Mill Turnpike Road Company, of Harrison county.

By same—
An act to amend an act, entitled “An act to amend an act to levy a tax to aid in building turnpike roads in Lewis county.”

By same—
An act for the benefit of the Carlisle and Mount Sterling Turnpike Road Company.

By same—
An act for the benefit of the Mount Olivet and Sardis Turnpike Road Company.
By same—
An act for the benefit of the Mount Olivet and Sardis Turnpike Road Company.

By same—
An act to incorporate the Mount Olivet and Milford Turnpike Road Company.

By same—
An act to incorporate the Lower Blue Lick and Pleasant Valley Turnpike Road Company.

By same—
An act incorporating the Saunders and Dallasburg Turnpike Road Company.

By same—
An act to amend the charter of the Springfield, Maxville, and Pleasant Run Turnpike Road Company.

By same—
An act to amend an act to incorporate the Versailles and Mount Vernon Turnpike Road Company, approved March 3, 1868.

By same—
An act to incorporate the Carpenter’s Creek and Green River Turnpike Road Company.

By same—
An act to incorporate the Liberty and Middleburg Turnpike Road Company.

By same—
An act to declare Cat’s Fork of Blain creek, in Lawrence county, a navigable stream.

By same—
An act for the benefit of D. C. Donan, of Hart county.

By Mr. Whitaker, from the Committee on Education—
An act to establish and maintain a public school in the town of Bowling Green.

By same—
An act for the benefit of James G. Walker.

By same—
An act to amend an act, entitled “An act to organize and establish a system of public schools in the city of Henderson,” approved March 15, 1869.”

By same—
An act for the benefit of the county school fund of the county of Pendleton.
By same—
An act for the benefit of District No. 21, Metcalfe county.

By same—
An act to provide for the election of trustees for the public seminary of Elizabethtown.

By same—
An act for the benefit of school district No. 16, in Hart county.

By same—
An act to amend an act, entitled "An act concerning school trustees of Paducah," approved February 27th, 1869.

By same—
An act to repeal an act allowing the voting of a tax for school district No. 46, in Lewis county.

By same—
An act for the benefit of the citizens of Carlisle, and the common school of said town.

By same—
An act for the benefit of the trustees of common school district No. 20, in Henry county.

By same—
An act concerning the female seminary of Paducah.

By same—
An act to authorize the trustees of common school district No. 26 (Carlisle), Nicholas county, to levy and collect a tax for the purpose of erecting a common school building in said district.

By Mr. Bradley, from the Committee on Revised Statutes—
An act supplemental to an act, entitled "An act to amend the charter of the town of Harrodsburg."

By same—
An act to repeal an act, entitled "An act for the benefit of the citizens of precinct No. 1, in Mercer county," approved February 14, 1867.

By same—
An act to authorize the trustees of the town of Greenville, in Muhlenburg county, to issue bonds for the purpose of constructing a turnpike road in said county.

By same—
An act to amend the charter of the town of Carlisle.

By same—
An act to close part of two alleys in the town of Owenton, Owen county.
By same—
An act to amend an act, entitled "An act to charter the town of Elkton, Todd county."
By same—
An act to incorporate the town of New Market, in Marion county.
By same—
An act to incorporate the town of Bluff City, in Henderson county.
By same—
An act to authorize the trustees of the Methodist Episcopal Church, of Maysville, to sell and convey certain real property in Maysville, and to reinvest the proceeds of such sale.
By same—
An act to incorporate the town of Chicago, in Marion county.
By same—
An act to amend an act, entitled "An act to charter the town of Auburn, in Logan county."
By same—
An act to incorporate Cuba Lodge, No. 412, of Free and Accepted Masons, in Graves county.
By same—
An act to amend an act, entitled "An act to provide for indexing certain records in Jefferson county," approved March 5, 1869.
By Mr. Chelf, from the Committee on Religion and Morals—
An act changing the time of electing trustees of the Bewleyville Male and Female Seminary, in Breckinridge county.
By same—
An act to prohibit the sale of intoxicating liquors in Rockcastle county.
By same—
An act in relation to the sale of spirituous liquors in Letcher county.
By same—
An act for the benefit of the trustees of the Willisburg Church.
By same—
An act to incorporate the Pilgrim Baptist Church of the city of Louisville.
By same—
An act to incorporate the German Reformed Zion Church, of Louisville.
By same—
An act for the benefit of the Methodist Church (colored), of Madisonville.
By Mr. Webb, from the Committee on Agriculture and Manufactures—
An act to incorporate the Grahamton Manufacturing Company.
By same—
An act to incorporate the Carter County Mining and Manufacturing Company.
By same—
An act to establish a Botanical Garden in Kentucky.
By same—
An act for the benefit of the Kentucky Association for the Improvement of the Breed of Stock.
By Mr. Winfrey, from the Committee on Propositions and Grievances—
An act to change the county line of Whitley county.
By Mr. Spalding, from the Committee on Finance—
An act for the benefit of Fleming Bates, late sheriff of Wayne county.
By Mr. Webb, from the Committee on Agriculture and Manufactures—
An act to amend an act to incorporate the Ohio County Agricultural and Mechanical Society.
By same—
An act to prevent the destruction of fish in Franklin county.
By Mr. Whitaker, from the Committee on Banks and Insurance—
An act to incorporate the Louisville Park Bank.
By Mr. Whitaker, from the Committee on Courts of Justice—
An act authorizing the county court of Perry county to issue bonds to pay off the present indebtedness of said county.
With amendments to the last six named bills, which were concurred in.

Ordered, That said bills, the last six mentioned as amended, be read a third time.
The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.
Mr. Holt, 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 further amend the several acts in relation to the town of Winchester;

An act to amend an act, entitled "An act to prevent the spread of the disease called glanders in this Commonwealth," approved February 16, 1866;

An act for the benefit of Woodford county;

An act to amend an act, entitled "An act to increase the resources of the sinking fund of the city of Louisville;"

An act for the benefit of the Maysville and Big Sandy Railroad Company;

An act to authorize M. B. Goble to erect a boom across Blain creek, in Lawrence county;

An act to amend the charter of the Kentucky River Turnpike Road Company, in Clark county;

An act to amend an act, entitled "An act to amend an act, entitled 'An act to establish a uniform weight of coal;'

An act to amend an act, entitled "An act to amend an act, entitled 'An act to endow an Asylum for the Tuition of the Deaf and Dumb;'

And enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of Browder Institute, in Logan county;

An act to prevent distillers from emptying their slop into the Town Fork of Elkhorn creek, in Fayette county;

An act to establish, fix the boundary, and charter the town of Bridgeport, in Metcalfe county;

An act for the benefit of Jordan Neal, late sheriff of Estill county;

An act to authorize the trustees of the town of Columbia to change the direction of Pinkney alley, in said town;

An act to empower the trustees of the town of Columbia to sell and convey certain property;

An act to amend the charter of the city of Paris;

An act to amend the charter of the town of Mayfield;

An act to amend an act, entitled "An act to amend and reduce into one the acts incorporating the town of Louisa," approved March 11, 1869;

An act to amend the charter of the town of Ashland;
Mar. 18.] JOURNAL OF THE SENATE. 799

An act for the benefit of Hezekiah Combs, late sheriff of Perry county;
An act to amend the charter of the city of Covington;
An act for the benefit of Alfred E. Cope, of Breathitt county;
An act to amend article 17, chapter 28, of Revised Statutes, entitled "Penal Offenses and Punishments;"
An act to amend the charter and extend the boundaries of the city of Tompkinsville, in Monroe county;
An act for the benefit of Boone county;
An act to amend the mechanics' lien law of Fayette county;
An act to amend an act, entitled "An act to repeal the charter and reincorporate the town of Elizabethtown, in Hardin county," approved February 26, 1868;
An act to amend an act, entitled "An act to amend the several acts in relation to peddlers," approved March 4, 1856;
An act for the benefit of Bird Jameson, of Livingston county;
An act for the benefit of Robert Bain, of Knox county;
An act to provide a road law for the county of Robertson;
An act to amend an act, entitled "An act for the benefit of Adairsville Division, No. 147, Sons of Temperance;"
An act to amend an act to incorporate the town of Rough and Ready, approved March 9, 1854;
An act to authorize the Louisville Collegiate Institute to sell and convey certain real estate;
An act to authorize the closing up of Portland Avenue from Twelfth street to Monroe street, and the conveyance thereof, by and with the consent of the general council in Louisville;
An act to amend the charter of the town of Walton;
An act to amend an act, entitled "An act to amend and reduce into one the several acts in relation to the city of Frankfort," approved March 9, 1869;
An act to prevent trespassing in Hancock county;
An act to incorporate the Louisville Gymnasium and Roller Skating Association;
An act to incorporate St. Patrick's Benevolent Society, of Louisville;
An act to create and regulate the office of county treasurer for Pendleton county;
And had found the same truly enrolled.
Said bills having been signed by the Speaker of the House of Representatives, the Speaker pro tem. of the Senate affixed his signature thereto, and they were delivered to the said committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Holt reported that the committee had performed that duty.

And then the Senate adjourned.

SATURDAY, MARCH 19, 1870.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Eastern Kentucky Marble, Lithograph, Stone, and Mining Company.
An act in relation to the settlement of the affairs of the Kentucky, Hope, and Globe Insurance Companies.
An act to amend the charter of the Augusta and Minerva Turnpike Road Company, in Bracken county.
An act to amend an act, approved January 17th, 1860, entitled "An act to incorporate the Hospital Company for the Relief of Persons Deprived of Reason."
An act to amend an act, entitled "An act for the benefit of the Lexington, Harrodsburg, and Perryville Turnpike Road Company," approved March 5, 1869.
An act to incorporate the town of Milford, in Bracken county.
An act to incorporate the River Hill Turnpike Company, in Kenton county.
An act to continue in force an act to authorize the Auditor of Public Accounts to compromise certain demands in favor of the Commonwealth, approved March 16, 1869.
An act for the benefit of William O. Blackerby, of Bracken county.
An act to amend the charter of the town of Brandenburg, in Meade county.
An act to amend the act rechartering the town of Elizabethtown, approved February 28th, 1863.

An act to incorporate the Cincinnati, Glasgow, and Bowling Green Railroad Company.

An act to incorporate the Carbon Gas Company of Louisville.

An act to incorporate the Louisville Grain Elevator Company.

An act incorporating the town of Claysville, in Harrison county.

An act to incorporate the Stewart Manufacturing and Refining Company.

An act to amend the charter of the Louisville and Jefferson County Association.

An act to incorporate the Louisville Manufacturing and Refining Company.

An act to incorporate the Hemingray Glass Company.

An act to incorporate the Green and Barren River Telegraph Company.

An act to amend the charter of the town of Moscow.

An act to prevent sale of liquor to negroes or mulattoes on the Sabbath day.

An act to incorporate the Ohio Falls Steel Works.

An act for the benefit of James S. Hills, of Hardin county.

An act to amend the 8th and 16th sections of an act, entitled "An act to incorporate the town of Irvine, in Estill county, and for other purposes."

An act to amend an act, entitled "An act to amend an act to reduce into one the several acts in relation to the town of Harrodsburg, and to legalize certain acts of the trustees of said town."

An act to incorporate the Eureka Lodge, No. 7, Knights of Pythias.

An act to incorporate the Big Sandy Building Association.

An act to incorporate the Safe Deposit Company, of Louisville.

An act to further extend the corporate limits of the town of Campbellsville, in the county of Taylor.

An act to incorporate Mason Lodge, No. 342, of Free and Accepted Masons, of Maysville.

An act to incorporate Confidence Lodge, No. 52, of Free and Accepted Masons, of Maysville.

An act to incorporate the Ashland and Ohio Bridge Company.

An act to incorporate the Kentucky and Virginia Bridge Company.
An act to amend an act, entitled "An act to amend an act entitled 'An act to incorporate the Elizabethtown, Lexington, and Big Sandy Railroad Company.'"

An act to amend the charter of the town of Glasgow.

An act to amend and reduce into one the several acts in relation to the town of Murray, and for other purposes.

An act to amend an act, entitled "An act to incorporate the Louisville Board of Trade," approved March 15, 1862.

An act to incorporate the Logan County Planing Mill and Agricultural Company.

An act to incorporate the Mount Gilead and Campbellsburg Turnpike Road Company.

An act to amend an act, entitled "An act to incorporate the Farmers and Drovers' Bank," approved February 18, 1869.

An act to change the line between Metcalfe and Barren counties.

An act to require insurance companies to conform to the general insurance laws of this Commonwealth.

An act to incorporate the Render Coal, Iron, Mining, and Manufacturing Company.

An act to incorporate the New Hope and Rolling Fork Turnpike Road Company.

An act to incorporate the Bank of Newcastle.

An act to incorporate the Fluor Spar Mining Company.

An act to incorporate the Alicetown and Liberty Turnpike Road Company, in Boyle and Casey counties.

An act for the benefit of Milton H. Pigg, late clerk of the Estill county court.

An act for the benefit of Anderson Hamilton, of Lee county.

An act to amend the charter of the Richmond and Lexington Turnpike Road Company.

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.

An act to amend section 4, article 7, chapter 32, of the Revised Statutes.

An act authorizing the county court of Lee county to issue bonds to build a court-house and jail in said county.


An act to authorize the county of Barren to subscribe stock to the capital stock of certain railroads.
An act to amend and reduce into one all acts in relation to the incorporation of the town of Morgantown.

An act for the benefit of J. W. Caldwell, of Logan county.

That they had concurred in the amendments proposed by the Senate to a bill from the House of Representatives, entitled

An act to revise, amend, and reduce into one the laws relating to the common schools of Kentucky.

That they had disagreed to the passage of bills from the Senate of the following titles, viz:

An act for the benefit of Ambrose Portwood, of Anderson county.

An act for the benefit of J. F. Little, W. A. Johnson, and G. W. Loving, of McLean county.

An act for the benefit of Henry Bethel, late sheriff of Larue county.

That they had passed bills of the following titles, viz:

1. An act granting premiums on the scalps of wolves, wild cats, and red foxes killed in this State.

2. An act to amend the charter of the town of Gratz, in Owen county.

3. An act to amend the charter of the Louisville and Nashville Railroad.


5. An act to amend an act, entitled "An act to amend the law in relation to roads," approved February 17, 1866, so far as the same applies to Warren county.

6. An act for the benefit of the Moorfield and Upper Blue Lick Turnpike Road Company.

7. An act for the benefit of the Moorfield and Upper Blue Lick Turnpike Company.

8. An act to incorporate the Paducah Hook and Ladder Company.

9. An act to amend an act, entitled "An act to incorporate the Arctic Mining and Manufacturing Company.

10. An act to amend the charter of Bowling Green.

11. An act to incorporate the Bowling Green Hotel Company.


14. An act to amend the charter of Middletown.
15. An act to incorporate the Ladies' Benevolent Society, No. 1.
16. An act to repeal in part and amend an act, entitled "An act to incorporate the Jacksonville and Newtown Turnpike Road Company."
17. An act to incorporate the Christian Association of the Women of Louisville.
18. An act to incorporate the Holyoke Academy, of Louisville.
19. An act to incorporate the Southern and Western Real Estate Company.
20. An act to charter the Silver and Spar Mining Company.
22. An act for the benefit of the police judge of Woodburn.
24. An act repealing all laws reviving and re-enacting section 26 of an act, entitled "An act to reduce into one the several acts in relation to the city of Frankfort, and for other purposes."
25. An act relative to the Mount Sterling Academy for the Education of Females.
26. An act to amend the charter of the Foster Turnpike Road, in Bracken county.
27. An act in regard to lands forfeited to the State for non-payment of taxes.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 9th, and 20th to the Committee on Agriculture and Manufactures; the 2d, 8th, 10th, 11th, 12th, 13th, 17th, 19th, and 27th to the Committee on the Judiciary; the 3d to the Committee on Railroads; the 4th to the Committee on Courts of Justice; the 5th, 6th, 7th, 16th, and 26th to the Committee on Internal Improvement; the 14th, 15th, 21st, 22d, 23d, and 24th to the Committee on Revised Statutes and Codes of Practice; and the 18th and 25th to the Committee on Education.

A message was received from the House of Representatives announcing that they had passed bills of the following titles, viz:

An act for the benefit of the securities of W. B. Cox, late sheriff of Morgan county.

An act to incorporate the Fisherville and Buck Creek Turnpike Road Company.
An act to incorporate the town of Smithfield, in Henry county.
An act to amend the charter of the town of Pewee Valley.
An act to authorize the election of town officers for Prestonville, Carroll county.
An act to incorporate the Kentucky and Great Eastern Railway Company.
An act to amend the charter of the Louisville, Memphis, and New Orleans Railway Company.
An act to authorize the county court of Trigg county to order an election in the Cadiz common school district.
An act to amend an act, entitled "An act to amend chapter 15, title 10, Civil Code of Practice," approved March 16, 1869, to apply to Mercer county.
An act to regulate the salaries of the officers of the Eastern and Western Lunatic Asylums.
Which bills were severally read the first time, and ordered to be read a second time.
The constitutional provision as to the second reading of said bills being dispensed with,
The last was then amended.
Ordered, That said bills, the last as amended, be read a third time.
The constitutional provision as to the third reading of said bills being dispensed with,
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.
A message was received from the House of Representatives, announcing that they had passed a bill, entitled
An act to incorporate the Owensboro Medico-Chirurgical Society.
Which was read the first time, and ordered to be read a second time.
The constitutional provision as to the second reading of said bill being dispensed with, it was referred to the Committee on the Judiciary.
Mr. Carlisle, from the Committee on the Judiciary, to whom was referred a bill, entitled
An act to employ an agent for the collection of money due the State of Kentucky from the Government of the United States,
Reported the same, with the expression of opinion that said bill ought not to pass.
And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was rejected.

A message was received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act, entitled "An act to regulate the office of commissioner and receiver of the Louisville chancery court," approved January 3d, 1865.

An act for the benefit of the widows and orphans of this State.

An act to extend the corporate limits of the city of Newport.

An act to incorporate the town of Campton, in Wolfe county.

An act for the benefit of W. Talbott, of Fayette county.

An act to incorporate the Louisville Tobacco Manufacturing Company.

An act incorporating the Covington Skating Club.

An act to incorporate the Cleveland Orphan Institute.

An act to amend chapter 105, Revised Statutes, title "Weights and Measures."

An act to repeal in part the act declaring Rolling Fork river a navigable stream.

An act to amend the charter of the town of Benton, in Marshall county.

An act to change the time of holding the circuit courts in the 11th judicial district.

An act to amend an act, entitled "An act for the benefit of Carroll county," approved February 5, 1868.

An act to change the voting place in Wallingford precinct, in Hardin county, and to change the name and boundary of said precinct.

An act to repeal in part, and amend an act, entitled "An act providing a general mechanics' lien law for certain counties."

An act to establish an additional justices' district in the county of Hart.

An act to amend an act, entitled "An act to incorporate the Mayfield Cloth Manufacturing Company, of Graves county."

An act to repeal the charter and reincorporate the town of Hodgenville, in Larue county.

An act to incorporate the Bank of Commerce.
An act to authorize J. A. Jacobs, deputy assessor of Greenup county, to act as principal assessor, and receive compensation for the same.

Mr. Prichard read and laid on the table a joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That William C. Mitchell, George R. Diamond, Wm. D. Jones, be, and they are hereby, appointed commissioners, whose duty it shall be to go upon the Little Sandy river, from its mouth to the mouth of the Little Fork of the same, and examine the obstructions that may exist to the safe navigation of the same, and report to this General Assembly on its reassembling in January, 1871, the probable cost of removing the same.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Carlisle, from the Committee on the Judiciary—
An act for the benefit of T. W. Shackleford's securities.

By Mr. Cooke, from same committee—
An act to amend an act to establish a police judge in the town of Carrollton, approved March 20, 1851.

By Mr. Carlisle, from same committee—
An act to repeal the charter and amended charter, and incorporate the town of Millersburg.

By Mr. Whitaker, from the Committee on Courts of Justice—
An act to establish the boundary of the town of Shelbyville.

By same—
An act for the benefit of John J. Schoolfield, of Bracken county.

By Mr. Spalding, from the Committee on Banks and Insurance—
An act to amend the charter of the Western Insurance and Banking Company.

By Mr. Carlisle, from the Committee on the Judiciary—
An act for the benefit of Juda Chinn, of Carroll county.

By same—
An act for the benefit of Elizabeth Quincey and the children of John Quincey, deceased.

By Mr. Cooke, from same committee—
An act to repeal an act to provide for the advertisement of
sheriffs and marshal's sales in the city of Louisville and Jefferson county.

By Mr. Whitaker, from the Committee on Banks and Insurance—
An act to incorporate the Newport Literary Hall Association.

With amendments to the last four named bills.

Mr. Carlisle, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled
An act to punish certain trespasses in Pendleton county,
Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Mr. Carlisle, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled
An act to amend an act, entitled “An act to incorporate the town of Jamestown, in Russell county,” approved February 17, 1866,
Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Winfrey and Alexander, were as follows, viz:

Those who voted in the affirmative, were—

| Mr. Speaker (Leslie), G. W. Connor, A. L. McAfee, |
| John G. Carlisle, Lyttleton Cooke, A. G. Talbott, |

Those who voted in the negative, were—

| Jos. M. Alexander, Wm. Johnson, A. C. Vallandingham, |
| A. K. Bradley, John W. Johnson, W. L. Vories, |
| John B. Clarke, W. H. Payne, Ben. J. Webb, |
| J. H. Dorman, K. F. Prichard, Emery Whitaker, |
| Edwin Hawes, I. A. Spalding, I. C. Winfrey—16. |

G. A. C. Holt,

Mr. Talbott, from a select committee, to whom was referred a bill from the House of Representatives, entitled

An act to prohibit the importation, sale, or driving of Texas cattle into certain counties of this State, and fixing the period of the year when they may be brought to the other counties,
MAR. 19.] JOURNAL OF THE SENATE.

An act to amend the act rechartering the town of Elizabethtown, approved February 26th, 1868.

An act to incorporate the Cincinnati, Glasgow, and Bowling Green Railroad Company.

An act to incorporate the Carbon Gas Company, of Louisville.

An act to incorporate the Louisville Grain Elevator Company.

An act incorporating the town of Claysville, in Harrison county.

An act to incorporate the Stewart Manufacturing and Refining Company.

An act to amend the charter of the Louisville and Jefferson County Association.

An act to incorporate the Louisville Manufacturing and Refining Company.

An act to incorporate the Hemingray Glass Company.

An act to incorporate the Green and Barren River Telegraph Company.

An act to amend the charter of the town of Moscow.

An act to prevent sale of liquor to negroes or mulattoes on the Sabbath day.

An act to incorporate the Ohio Falls Steel Works.

An act for the benefit of James S. Hills, of Hardin county.

An act to amend the 8th and 16th sections of an act, entitled "An act to incorporate the town of Irvine, in Estill county, and for other purposes."

An act to amend an act, entitled "An act to amend an act to reduce into one the several acts in relation to the town of Harrodsburg, and to legalize certain acts of the trustees of said town."

An act to incorporate the Eureka Lodge, No. 7, Knights of Pythias.

An act to incorporate the Big Sandy Building Association.

An act to incorporate the Safe Deposit Company, of Louisville.

An act to further extend the corporate limits of the town of Campbellsville, in the county of Taylor.

An act to incorporate Mason Lodge, No. 342, of Free and Accepted Masons, of Maysville.

An act to incorporate Confidence Lodge, No. 52, of Free and Accepted Masons, of Maysville.

An act to incorporate the Ashland and Ohio Bridge Company.

An act to incorporate the Kentucky and Virginia Bridge Company.

93-s.
An act to amend an act, entitled "An act to amend an act, entitled
'An act to incorporate the Elizabethtown, Lexington, and Big Sandy
Railroad Company.'"

An act to amend the charter of the town of Glasgow.

An act to amend and reduce into one the several acts in relation to
the town of Murray, and for other purposes.

An act to amend an act, entitled "An act to incorporate the Louis-
ville Board of Trade," approved March 15, 1862.

An act to incorporate the Logan County Planing Mill and Agricul-
tural Company.

An act to incorporate the Mount Gilead and Campbellsburg Turn-
pike Road Company.

An act to amend an act, entitled "An act to incorporate the Farm-
ers and Drovers' Bank," approved February 18, 1869.

An act to change the line between Metcalfe and Barren counties.

An act to require insurance companies to conform to the general
insurance laws of this Commonwealth.

An act to incorporate the Render Coal, Iron, Mining, and Manufac-
turing Company.

An act to incorporate the New Hope and Rolling Fork Turnpike
Road Company.

An act to incorporate the Bank of Newcastle.

An act to incorporate the Fluor Spar Mining Company.

An act to incorporate the Alicanton and Liberty Turnpike Road
Company, in Boyle and Casey counties.

An act for the benefit of Milton H. Pigg, late clerk of the Estill
county court.

An act for the benefit of Anderson Hamilton, of Lee county.

An act to amend the charter of the Richmond and Lexington
Turnpike Road Company.

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.

An act to amend section 4, article 7, chapter 32, of the Revised
Statutes.

An act authorizing the county court of Lee county to issue bonds
to build a court-house and jail in said county.

An act in relation to the Green and Barren River Navigation Com-
pany.

An act to authorize the county of Barren to subscribe stock to the
capital stock of certain railroads.
An act to amend and reduce into one all acts in relation to the incorporation of the town of Morgantown.

An act for the benefit of J. W. Caldwell, of Logan county.

That they had concurred in the amendments proposed by the Senate to a bill from the House of Representatives, entitled

An act to revise, amend, and reduce into one the laws relating to the common schools of Kentucky.

That they had disagreed to the passage of bills from the Senate of the following titles, viz:

An act for the benefit of Ambrose Portwood, of Anderson county.

An act for the benefit of J. F. Little, W. A. Johnson, and G. W. Loving, of McLean county.

An act for the benefit of Henry Bethel, late sheriff of Larue county.

That they had passed bills of the following titles, viz:

1. An act granting premiums on the scalps of wolves, wild cats, and red foxes killed in this State.

2. An act to amend the charter of the town of Gratz, in Owen county.

3. An act to amend the charter of the Louisville and Nashville Railroad.


5. An act to amend an act, entitled “An act to amend the law in relation to roads,” approved February 17, 1866, so far as the same applies to Warren county.

6. An act for the benefit of the Moorfield and Upper Blue Lick Turnpike Road Company.

7. An act for the benefit of the Moorfield and Upper Blue Lick Turnpike Road Company.

8. An act to incorporate the Paducah Hook and Ladder Company.

9. An act to amend an act, entitled “An act to incorporate the Arctic Mining and Manufacturing Company.

10. An act to amend the charter of Bowling Green.

11. An act to incorporate the Bowling Green Hotel Company.


13. An act to amend an act, entitled “An act to incorporate the city of Ludlow,” approved February 9, 1864.

14. An act to amend the charter of Middletown.
15. An act to incorporate the Ladies' Benevolent Society, No. 1.

16. An act to repeal in part and amend an act, entitled "An act to incorporate the Jacksonville and Newtown Turnpike Road Company."

17. An act to incorporate the Christian Association of the Women of Louisville.

18. An act to incorporate the Holyoke Academy, of Louisville.

19. An act to incorporate the Southern and Western Real Estate Company.

20. An act to charter the Silver and Spar Mining Company.


22. An act for the benefit of the police judge of Woodburn.


24. An act repealing all laws reviving and re-enacting section 26 of an act, entitled "An act to reduce into one the several acts in relation to the city of Frankfort, and for other purposes."

25. An act relative to the Mount Sterling Academy for the Education of Females.

26. An act to amend the charter of the Foster Turnpike Road, in Bracken county.

27. An act in regard to lands forfeited to the State for non-payment of taxes.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 9th, and 20th to the Committee on Agriculture and Manufactures; the 2d, 8th, 10th, 11th, 12th, 13th, 17th, 19th, and 27th to the Committee on the Judiciary; the 3d to the Committee on Railroads; the 4th to the Committee on Courts of Justice; the 5th, 6th, 7th, 16th, and 26th to the Committee on Internal Improvement; the 14th, 15th, 21st, 22d, 23d, and 24th to the Committee on Revised Statutes and Codes of Practice; and the 18th and 25th to the Committee on Education.

A message was received from the House of Representatives announcing that they had passed bills of the following titles, viz.: An act for the benefit of the securities of W. B. Cox, late sheriff of Morgan county.

An act to incorporate the Fisherville and Buck Creek Turnpike Road Company.
An act to incorporate the town of Smithfield, in Henry county.
An act to amend the charter of the town of Pewee Valley.
An act to authorize the election of town officers for Prestonville, Carroll county.
An act to incorporate the Kentucky and Great Eastern Railway Company.
An act to amend the charter of the Louisville, Memphis, and New Orleans Railway Company.
An act to authorize the county court of Trigg county to order an election in the Cadiz common school district.
An act to amend an act, entitled “An act to amend chapter 15, title 10, Civil Code of Practice,” approved March 16, 1869, to apply to Mercer county.
An act to regulate the salaries of the officers of the Eastern and Western Lunatic Asylums.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

The last was then amended.

Ordered, That said bills, the last as amended, be read a second time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had passed a bill, entitled

An act to incorporate the Owensboro Medico-Chirurgical Society.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with, it was referred to the Committee on the Judiciary.

Mr. Carlisle, from the Committee on the Judiciary, to whom was referred a bill, entitled

An act to employ an agent for the collection of money due the State of Kentucky from the Government of the United States,

Reported the same, with the expression of opinion that said bill ought not to pass.
And the question being taken on ordering said bill to be read a third
time, it was decided in the negative.
So said bill was rejected.
A message was received from the House of Representatives, an-
ouncing that they had received official information from the Gov-
ernor that he had approved and signed enrolled bills, which origi-
nated in the House of Representatives, of the following titles, viz:

An act to amend an act, entitled “An act to regulate the office of
commissioner and receiver of the Louisville chancery court,” approved
January 3d, 1865.
An act for the benefit of the widows and orphans of this State,
An act to extend the corporate limits of the city of Newport.
An act to incorporate the town of Campton, in Wolfe county.
An act for the benefit of W. Talbott, of Fayette county.
An act to incorporate the Louisville Tobacco Manufacturing
Company.
An act incorporating the Covington Skating Club.
An act to incorporate the Cleveland Orphan Institute.
An act to amend chapter 105, Revised Statutes, title “Weights and
Measures.”
An act to repeal in part the act declaring Rolling Fork river a
navigable stream.
An act to amend the charter of the town of Benton, in Marshall
county.
An act to change the time of holding the circuit courts in the 11th
judicial district.
An act to amend an act, entitled “An act for the benefit of
Carroll county,” approved February 5, 1868.
An act to change the voting place in Wallingford precinct, in
Hardin county, and to change the name and boundary of said pre-
cinct.
An act to repeal in part, and amend an act, entitled “An act
providing a general mechanics’ lien law for certain counties.”
An act to establish an additional justices’ district in the county
of Hart.
An act to amend an act, entitled “An act to incorporate the May-
field Cloth Manufacturing Company, of Graves county.”
An act to repeal the charter and reincorporate the town of Hodgen-
ville, in Larue county.
An act to incorporate the Bank of Commerce.
An act to authorize J. A. Jacobs, deputy assessor of Greenup county, to act as principal assessor, and receive compensation for the same.

Mr. Prichard read and laid on the table a joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That William C. Mitchell, George R. Diamond, Wm. D. Jones, be, and they are hereby, appointed commissioners, whose duty it shall be to go upon the Little Sandy river, from its mouth to the mouth of the Little Fork of the same, and examine the obstructions that may exist to the safe navigation of the same, and report to this General Assembly on its reassembling in January, 1871, the probable cost of removing the same.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Carlisle, from the Committee on the Judiciary—
An act for the benefit of T. W. Shackleford's securities.

By Mr. Cooke, from same committee—
An act to amend an act to establish a police judge in the town of Carrollton, approved March 20, 1851.

By Mr. Carlisle, from same committee—
An act to repeal the charter and amended charter, and incorporate the town of Millersburg.

By Mr. Whitaker, from the Committee on Courts of Justice—
An act to establish the boundary of the town of Shelbyville.

By same—
An act for the benefit of John J. Schoolfield, of Bracken county.

By Mr. Spalding, from the Committee on Banks and Insurance—
An act to amend the charter of the Western Insurance and Banking Company.

By Mr. Carlisle, from the Committee on the Judiciary—
An act for the benefit of Juda Chinn, of Carroll county.

By same—
An act for the benefit of Elizabeth Quincey and the children of John Quincey, deceased.

By Mr. Cooke, from same committee—
An act to repeal an act to provide for the advertisement of
sheriffs and marshal's sales in the city of Louisville and Jefferson county.

By Mr. Whitaker, from the Committee on Banks and Insurance—
An act to incorporate the Newport Literary Hall Association.
With amendments to the last four named bills.
Mr. Carlisle, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled
An act to punish certain trespasses in Pendleton county.
Reported the same, with the expression of opinion that said bill ought not to pass.
And the question being taken on ordering said bill to be read a third time, it was decided in the negative.
So said bill was disagreed to.
Mr. Carlisle, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled
An act to amend an act, entitled "An act to incorporate the town of Jamestown, in Russell county," approved February 17, 1866,
Reported the same without amendment.
Ordered, That said bill be read a third time.
The constitutional provision as to the third reading of said bill being dispensed with,
The question was then taken on the passage of said bill, and it was decided in the negative.
The yeas and nays being required thereon by Messrs. Winfrey and Alexander, were as follows, viz:

Those who voted in the affirmative, were—

Mr. SPEAKER (Leslie), G. W. Connor, A. L. McAfee,
John G. Carlisle, Lyttleton Cooke, A. G. Talbott,
J. Q. Chenoweth,

Those who voted in the negative, were—

Jos. M. Alexander, Wm. Johnson, A. C. V. V. James,
A. K. Bradley, John W. Johnson, A. C. Vallandingham,
John B. Clarke, W. H. Payne, W. L. Vories,
J. H. Dorman, K. F. Prichard, Ben. J. Webb,
Edwin Hawes, I. A. Spalding, Emery Whitaker,

Mr. Talbott, from a select committee, to whom was referred a bill from the House of Representatives, entitled
An act to prohibit the importation, sale, or driving of Texas cattle into certain counties of this State, and fixing the period of the year when they may be brought to the other counties,
Reported the same, with an amendment as a substitute for said bill. Which was adopted.

Ordered, That said bill be read a third time.
The constitutional provision as to the third reading of said bill being dispensed with,
The question was then taken on the passage of said bill, and it was decided in the affirmative.
The yeas and nays being required thereon by Messrs. Talbott and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), G. A. C. Holt, Oscar Turner,
Jos. M. Alexander, William Johnson, A. C. Vallandingham,
R. A. Burton, John W. Johnson, W. L. Vories,
W. H. Cheift, A. L. McAfee, Ben. J. Webb,
J. Q. Chenoweth, W. H. Payne, Emery Whitaker,
John B. Clarke, I. A. Spalding, I. C. Winfrey,

Those who voted in the negative, were—

Jno. G. Carlisle,

Resolved, That the title of said bill be as aforesaid.
The Senate took up for consideration the reconsideration of the vote by which the Senate had rejected a bill, entitled
An act making it larceny to sever and take grain and other property in inclosure.
And the question being taken thereon, it was decided in the affirmative.
Said bill reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That any person who shall, willfully and knowingly, and without the consent of the owner or tenant, either express or implied, and without color of title or claim, sever, take, and carry away any grain, or other crop or product, growing or being in any field, garden or orchard of another, shall be guilty of larceny.

§ 2. That whosoever shall be guilty of larceny of grain or other crop or product, as prescribed in the preceding section, of the value of less than four dollars, shall be held to be guilty of a misdemeanor, and, upon indictment and conviction, shall be punished by hiring out or imprisonment in the county jail for a period of not less than six months, nor over twelve months, at the discretion of the jury.

§ 3. That whosoever shall be guilty of larceny of grain or other crop or product, as prescribed in the first section of this act, of the value of four dollars and over, and not exceeding fifteen dollars, shall
be guilty of felony, and, upon indictment and conviction, shall be hired out or confined in the penitentiary for a period of not less than twelve months nor more than two years, at the discretion of the jury.

§ 4. That whosoever shall be guilty of larceny of grain or other crop or product, as provided by the first section of this act, of over fifteen dollars in value, shall be guilty of felony, and, upon indictment and conviction, shall be punished by confinement in the penitentiary for a period of not less than two years, nor more than three years.

§ 5. That if the punishment be hiring out, the sheriff shall, upon conviction, hire the convict out publicly at the court-house door, to the best bidder, and take bond from the hirer, with good security, payable to the commissioner of the jury fund and his successor, the bond to have the force of a judgment. The hirer shall board and clothe the convict, pay his medical bills, and treat him humanely. If the convict shall die or escape from service; the hirer shall be released for the residue of his term, and have a credit on his bond for the amount.

§ 6. That if the convict escape from service, he shall be liable to be arrested by any sheriff, marshal, or constable of this State, upon warrant of arrest, which may be issued upon affidavit by the county judge or any justice of the peace of the county in which he was convicted, and shall, if hired out for a misdemeanor, be imprisoned in the county jail one year; if hired out for a felony, he shall be confined in the penitentiary two years.

§ 7. That the sheriff shall be entitled to a fee of three dollars for the hiring of each convict and taking bond, to be paid by the hirer.

§ 8. That nothing in this act shall be construed to interfere or conflict with the provisions of the act approved February 15, 1869, entitled "An act to establish a State House of Reform for Juvenile Delinquents."

§ 9. That it shall be the duty of the judges of the circuit and criminal courts to give this act in charge to the grand jury.

Mr. Wrightson then moved to amend said bill by striking out all that relates to the hiring out of those convicted of larceny.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wrightson and Alexander, were as follows, viz:

Those who voted in the affirmative, were—

Jno. G. Carlisle, G. A. C. Holt, K. F. Prichard,
John B. Clarke, William Johnson, I. C. Winfrey,
Edwin Hawes,

Those who voted in the negative, were—

Mr. Speaker (Leslie), J. Q. Chenoweth, I. A. Spalding,
Jos. M. Alexander, G. W. Connor, Oscar Turner,
A. K. Bradley, W. McKee Fox, Ben. J. Webb,
Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Chelf and Alexander, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), J. B. Hayden, W. L. Vories,
W. H. Chelf, I. A. Spalding, Ben. J. Webb,

Those who voted in the negative, were—

A. K. Bradley, J. H. Dorman, John W. Johnson,
R. A. Burton, W. McKee Fox, W. H. Payne,
John G. Carlisle, Edwin Hawes, K. F. Prichard,

G. W. Connor, William Johnson,

So said bill was again rejected.

The Senate took up for consideration the reconsideration of the vote by which the Senate had passed a bill, entitled

A bill for the benefit of W. G. Knight and James N. Forgy, of Butler county.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on the passage of said bill, and it was decided in the negative.

So said bill was rejected.

On motion of Mr. Chenoweth, a committee was appointed to wait upon the Governor, and ask the withdrawal of a bill, which originated in the House of Representatives, entitled

An act to amend an act, entitled "An act to amend and reduce into one the several acts in relation to the city of Frankfort," approved March 9, 1869.

Whereupon, Messrs. Chenoweth and Chelf were appointed said committee.

And in a short time said bill was returned to the Senate.

The Senate took up for consideration the motion made and carried on yesterday, to postpone till the 12th day of January next, the further consideration of a bill, entitled
A bill for the benefit of Spencer, Washington, Marion, and Taylor counties.

And the question being taken thereon, it was decided in the negative.

So the further consideration of said bill is postponed until the 12th day of January next.

Mr. Chenoweth, from the Committee on Claims, to whom was referred a bill from the House of Representatives, entitled An act for the benefit of William Samms,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

WHEREAS, William Samms, a citizen of the State of Missouri, was present in the Carroll circuit court at its regular term, 1868, and was arrested by the order of the judge of said court, and adjudged and compelled to give recognizance to the Commonwealth in the sum of five hundred dollars, void on condition of his appearing in said court to testify in behalf of the Commonwealth in the case of the Commonwealth vs. O. Murphy, on indictment for murder, therein pending at its March term, 1869; and whereas, the said Samms did, in compliance with his said recognizance, come from his home in Missouri as a witness for the Commonwealth, and remain in court at its March term, 1869, until said cause was continued and transferred by a change of venue to the Gallatin circuit court, and his said recognizance was renewed and conditioned for his appearance at the September term, 1869, of the Gallatin circuit court; and whereas, the said Samms did come from his home in Missouri again and appear in the Gallatin circuit court at its September term, 1869, and in all things comply with his said recognizance; and whereas, the judge of said circuit courts made allowances to said William Samms as a witness for the Commonwealth for mileage and attendance in said case of the Commonwealth vs. O. Murphy, at the same rate as is now allowed by law to witnesses resident in this State for similar services, and the same were duly certified to the Auditor for auditing and payment, and the same have been presented for payment, and the Auditor has declined, on the advice of the Attorney General, to audit and draw on the Treasury for the same, being unprovided for by law; now, therefore, to do justice in the premises,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts is hereby empowered and directed to audit the claims of the said William Samms, and draw his warrants on the Treasury in favor of the said William Samms for the sum of ninety-one dollars and forty-four cents, as pay for his mileage and attendance at the Carroll circuit court at its March term, 1869, as witness in behalf of the Commonwealth in the case of the Commonwealth vs. O. Murphy, on indictment for murder; and for the further sum of ninety-two dollars and eighty-four cents, as pay for his mile-
age and attendance as a witness for the Commonwealth in the same case in the Gallatin circuit court, at its September term, 1869, on the presentation of the orders of said circuit courts, duly certified, allowing to the said William Samms said several sums of money for said services, to be paid as similar claims are now paid, or out of any money in the Treasury not otherwise appropriated.

§ 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, in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Jos. M. Alexander, J. H. Dorman, A. G. Talbott,
A. K. Bradley, Edwin Hawes, Oscar Turner,
R. A. Burton, J. B. Hayden, A. C. Vallandingham,
John G. Carlisle, Wm. Johnson, W. L. Vories,
W. H. Chelf, John W. Johnson, Ben. J. Webb,
J. Q. Chenoweth, A. L. McAfee, Emery Whitaker,
John B. Clark, W. H. Payne, I. C. Winfrey,
Lyttleton Cooke, I. A. Spalding,

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

A message was received from the House of Representatives, asking leave to withdraw the announcement of their disagreement to the passage of a bill, which originated in the Senate, entitled

An act for the benefit of Chas. G. Wintersmith, judge of the late court of common pleas for the third judicial district.

Which bill was delivered to the messenger.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act relative to persons holding State titles within military, treasury warrant, and other surveys, and which have been lost by such superior titles,

Together with the amendment proposed by Mr. Prichard.

Said bill reads as follows, viz:

Whereas, By the fourteenth section of the act approved January 3, 1825, entitled "An act to provide for the sale of vacant lands west of the Tennessee river" (2 Morehead & Brown's Statutes, pp. 1054-58), it was provided, that if any lands sold under this act shall be taken from the purchaser or his assigns by a prior claim adverse to the title acquired by the sale and purchase under this State, the said purchaser, or person claiming under him, shall receive the amount of the original purchase money upon the production of the record and certificate
of the judge of the court that the said land was lost upon a fair and full trial upon the merits of the respective titles, to the Auditor of Public Accounts, who shall issue his warrant on the Treasury for the amount of the original purchase money, without interest; and whereas, by an act, entitled "An act to repeal the 14th section of an act, entitled 'An act to provide for the sale of vacant land west of the Tennessee river,'" approved January 3, 1825, approved February 25, 1836 (3d vol. Statute Laws by P. S. Loughborough, p. 392), said 14th section of said act of 1825 was repealed as to the lands thereafter entered; and whereas, it is represented to this General Assembly that various persons, previous to said repeal, had entered, and they or their assignees held the State title within large military, Treasury warrant, and other surveys, which have, by legal and judicial trial, some in the Supreme Court of the United States and some in the Appellate Court of this State, been established over the State title, but not by suits against each individual claimant; therefore,

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That those so entering lands in said district at any time before the said February 25, 1836, or their assignee or assignees, shall not be compelled to file the record as provided in said section 14 of said act of 1825; but upon producing to the Auditor of Public Accounts satisfactory evidence that said military, Treasury warrant, or other surveys have been judicially established as superior to the State title, and that by reason thereof, the holder of said title entered before said 25th of February, 1836, has lost the land, the Auditor shall refund to such holder the original entrance money or price paid the State, without interest; and the published opinion of either of said courts found in the books of reports of the decisions of said court, shall be received as conclusive evidence of the superiority of such military, Treasury warrant, or other title over the State title; the Supreme Court of the United States, on appeal, to be regarded as the controlling evidence where there shall be any conflict; the final judgment of any State or United States Courts, whether published or not, and the affidavit of any county or ex-county surveyor of the county where the land may be situated, or other evidence, competent by the rules of the common or statute laws, that the claimant, under the State title of land within such survey has lost his said land by the establishment of such military, Treasury warrant, or other surveys, shall be received by said Auditor; and he may require such other evidence in each case as he shall deem necessary.

§ 2. This act to go into effect upon its passage.

The amendment proposed by Mr. Prichard is as follows, viz:

The provisions of this act shall apply to all grants of land made by the State of Kentucky, which shall have been taken from the grantee, his heirs or assigns, by a prior claim, adverse to the title acquired by the grant from the State.

The question was then taken on the adoption of the amendment proposed by Mr. Prichard, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Prichard and Winfrey, were as follows, viz:
Those who voted in the affirmative, were—
Jos. M. Alexander, W. McKee Fox, A. G. Talbott,
A. K. Bradley, Edwin Hawes, Oscar Turner,
J. Q. Chenoweth, William Johnson, A. G. Vallandigham,
John B. Clarke, John W. Johnson, Ben. J. Webb,
G. W. Connor, W. H. Payne, Emery Whitaker,
Lytleton Cooke, K. F. Prichard, I. C. Winfrey,

Those who voted in the negative, were—
W. H. Chelf,

Mr. Turner then moved to reconsider the vote by which said amendment had been adopted.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon, it was decided in the negative.

Those who voted in the affirmative, were—
A. K. Bradley, Lyttleton Cooke, W. H. Payne,

Those who voted in the negative, were—
Jos. M. Alexander, Edwin Hawes, A. C. Vallandigham,
R. A. Burton, William Johnson, W. L. Vories,
J. Q. Chenoweth, John W. Johnson, Ben. J. Webb,
John B. Clarke, K. F. Prichard, Emery Whitaker,
G. W. Connor, I. A. Spalding, I. C. Winfrey,

W. McKee Fox,

Said bill was then placed in the orders of the day.

Mr. Burton, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled
An act for the benefit of Mary Passon, of Pendleton 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 Session 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—
Jos. M. Alexander, Lyttleton Cooke, I. A. Spalding,
A. K. Bradley, J. H. Dorman, A. G. Talbott,
Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to authorize the establishment of additional scales for weighing corn, hay, live stock, &c., in the town of Bowling Green.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The following bills were reported by the several committees directed to prepare and bring in the same, viz:

By Mr. Carlisle, from the Committee on the Judiciary—
A bill making William Sparrow an heir-at-law of Jackson and Ellen Sparrow.

By same—
A bill to incorporate the Park and Street Railway Company, of Louisville.

By same—
A bill to incorporate the Falls City Real Estate Company.

By same—
A bill to amend article 3, chapter 15, of the Revised Statutes, entitled "Citizens, Expatriation, and Aliens."

By Mr. Webb, from the Committee on Agriculture and Manufactures—
A bill to incorporate the Louisville and Red River Packet Company.

By Mr. Clarke, from the Committee on Education—
A bill for the benefit of Daniel Weddle and D. M. Rainwater, trustees of school district No. 31, in Pulaski county.

Which bills were severally read the first time, and ordered to be read a second time,

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.
The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,  
Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had adopted a resolution in relation to the death of Judge Lewis Collins.

Which was taken up, twice read, and concurred in.

A message in writing was received from the Governor, by Mr. Samuels, Assistant Secretary of State.

The rule of the Senate being dispensed with, said message was taken up and read as follows, viz:

STATE OF KENTUCKY, EXECUTIVE DEPARTMENT,  
FRANKFORT, KY., March 19, 1870.

Gentlemen of the Senate:

I hereby nominate for your advice and consent the following persons as suitable to be commissioned as notaries public, viz:

John Donan, Hart county.
A. M. Brown, Hardin county.

Very respectfully,

J. W. STEVENSON.

Resolved, That the Senate advise and consent to said appointments.

The Senate took up for consideration a bill, entitled
A bill to amend section 21 of an act, entitled "An act to reduce into one the laws in relation to changes of venue," approved March 5, 1860.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration a bill, entitled
A bill to require the Life Association of America to deposit certain bonds and mortgages with the Auditor, and to provide for better security of citizens of the Commonwealth of Kentucky.

Ordered, That said bill be recommitted to the Committee on Banks and Insurance.

The Senate took up for consideration the motion heretofore made to reconsider the vote by which the Senate had disagreed to the 95–s.
JOURNAL OF THE SENATE. [Mar. 19

passage of a bill, which originated in the House of Representatives, entitled
An act to repeal the 8th section of the act organizing the county of Robertson, approved February 11, 1867.
And the question being taken on reconsidering said vote, it was decided in the negative.
So said bill was again disagreed to.
Mr. Holt, 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 amending and re-enacting an act for the benefit of the Kentucky Penitentiary, approved February 1, 1858;
An act to amend an act, entitled "An act to incorporate the Farmers and Drovers' Bank," approved February 18, 1869;
An act for the benefit of the securities of H. P. Bozarth, late sheriff of Grayson county;
An act to amend an act, entitled "An act to authorize the appointment of a surveyor of the lands set apart for the officers and soldiers of the Virginia State line," approved December 11, 1822;
An act to amend the charter of the Richmond and Lexington Turnpike Road Company;
And enrolled bills, which originated in the House of Representatives, of the following titles, viz:
An act to appropriate money;
An act for the benefit of J. Patton, late clerk of the Bourbon circuit court;
An act to amend the charter of the town of Williamsport;
An act to amend the charter of the Shelbyville and Louisville Turnpike Road Company;
An act for the benefit of common schools in Kentucky;
An act to incorporate the Ashland Cemetery Company;
An act to incorporate the Louisville, Harrod's Creek, and Westport Railway Company;
And had found the same truly enrolled.
Said bills having been signed by the Speaker of the House of Representatives, the Speaker pro temp. of the Senate affixed his signature thereto, and they were delivered to the said committee to be presented to the Governor for his approval and signature.
After a short time, Mr. Holt reported that the committee had performed that duty.
A message was received from the Governor by Mr. Samuels, Assistant Secretary of State, announcing that the Governor had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Bull's Head Bank and Insurance Company of Louisville.

An act to further amend the several acts in relation to the town of Winchester.

An act to amend an act, entitled "An act to amend an act, entitled "An act to establish a uniform weight of coal."

An act to amend an act, entitled "An act to increase the resources of the sinking fund of the city of Louisville."

An act to authorize M. B. Goble to erect a boom across Blain creek, in Lawrence county.

An act for the benefit of Woodford county.

An act to amend an act, entitled "An act to prevent the spread of the disease called glanders in this Commonwealth," approved February 16, 1866.

An act for the benefit of the Maysville and Big Sandy Railroad Company.

An act to amend the charter of the Kentucky River Turnpike Road Company, in Clark county.

An act to amend an act, entitled "An act to amend an act, entitled "An act to endow an Asylum for the Tuition of the Deaf and Dumb."

And then the Senate adjourned.
MONDAY, MARCH 21, 1870.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of the county court of Webster county.
An act to amend section 21, of an act, entitled "An act to reduce into one the laws in relation to changes of venue," approved March 5, 1860.
An act for the benefit of M. G. Youce's heirs.
An act concerning Pond creek, in Jefferson county.
An act making William Sparrow an heir-at-law of Jackson and Ellen Sparrow, of Kenton county.
An act to incorporate the Falls City Real Estate Company.
An act for the benefit of Mrs. Sarah L. Pope.
An act in relation to the office of trustee of the jury fund.
An act to repeal an act, entitled "An act to charter the Southern Life Insurance Company," approved March 4th, 1867.
An act to repeal an act for the benefit of the Widow and Orphan Fund Life Insurance Company, of Nashville, Tennessee, approved March 9th, 1869.
An act to incorporate the Louisville and Red River Packet Company.
An act to incorporate the Calhoun Turnpike Road Company.
An act to incorporate the Opossum Ridge and Kentucky River Turnpike Road Company.
An act to amend an act, entitled "An act to incorporate the Cane Run and King's Mill Turnpike Road Company."
An act to prohibit the taking of attorneys-at-law as sureties on official bonds and bail bonds, in Mercer and Warren counties.
An act in relation to official sales in Mercer county.
An act to prohibit the sale of spirituous, vinous, or malt liquors in the town of Calhoun, or within two miles thereof.
An act to prevent the sale of spirituous, vinous, or malt liquors in Bedford, in Trimble county, on the Sabbath day.
An act authorizing a settlement with the trustees of the Greenville Seminary, and the appointment of other trustees.

An act amending an act, entitled "An act incorporating the Cynthiana, Ruddle's Mills, and Millersburg Turnpike Road Company."

An act to amend an act, entitled "An act for the benefit of John T. Jackson," approved March 9, 1867.

An act to incorporate the Guthrie City and Franklin Railroad Company.

An act to incorporate the Hill's City Turnpike Road Company.

An act to incorporate the Jefferson County Bank.

An act to amend the charter of the Bank Lick and Lexington Junction Turnpike Road Company,

With amendments to the last two named bills.

Which were taken up, twice read, and concurred in.

That they had concurred in the amendments proposed by the Senate to bills from the House of Representatives of the following titles, viz:

An act to incorporate the Louisville Park Bank.

An act to regulate the salaries of the officers of the Eastern and Western Lunatic Asylums.

An act to prohibit the importation, sale, or driving of Texas cattle into Bourbon and other counties.

Title amended to read,

An act to prohibit the importation, sale, or driving of Texas cattle into certain counties of this State, and fixing the period of the year when they may be brought to the other counties.

An act to amend an act to incorporate the Ohio County Agricultural and Mechanical Society.

An act for the benefit of Fleming Bates, late sheriff of Wayne county.

An act for the benefit of Juda Chinn, of Carroll county.

A message was also received from the House of Representatives, announcing that they had passed bills of the following titles, viz:

1. An act for the benefit of Henry county.

2. An act to prevent the destruction of fish in the South Fork of Licking river and its tributaries.

3. An act to amend the charter of the Shelbyville and Louisville Turnpike Company.

4. An act to amend the charter of the Louisville, Cincinnati, and Lexington Railroad Company, and to authorize the construction of branch roads through Scott and other counties.
5. An act to amend an act, entitled "An act to incorporate the United States Steam Gauge Company."

6. An act to incorporate the Loretto and Lebanon Turnpike Road Company.

7. An act to amend the charter of the Sardis Turnpike Road Company, in Mason county.

8. An act for the benefit of the various cheese manufacturers of this State.

9. An act to repeal all acts heretofore passed declaring Middle creek, in Floyd county, a navigable stream.

10. An act to amend an act creating a voting precinct in Shelby county.

11. An act to incorporate Thomas Ware Lodge, No. 340, of Free and Accepted Ancient York Masons.

12. An act to amend section 634, sub-division 3, of article 2, chapter 3, of Civil Code of Practice.

13. An act to amend an act, entitled "An act to incorporate the Mount Sterling and Levy Turnpike Road Company," approved March 5, 1850.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 2d, 5th, 8th, and 12th were placed in the orders of the day; and the 1st, 3d, 4th, 6th, 7th, 9th, 10th, 11th, and 13th, were ordered to be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had passed a bill, entitled

An act regarding sheriffs in the Commonwealth of Kentucky.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

[For bill—see Session Acts 1869-70.]
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. Alexander and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), Lyttleton Cooke, W. H. Payne,
Jos. M. Alexander, W. McKee Fox, K. F. Prichard,
A. K. Bradley, Edwin Hawes, I. A. Spalding
R. A. Burton, J. B. Hayden, Oscar Turner,
W. H. Cheff, G. A. C. Holt, W. L. Vories,
J. Q. Chenoweth, John W. Johnson, Emery Whitaker,
G. W. Connor, A. L. McAfee, Thos. Wrightson—21

Those who voted in the negative, were—

F. M. Allison, John B. Clarke, I. C. Winfrey—5.
John G. Carlisle, William Johnson,

Resolved, That the title of said bill be as aforesaid.

A message was also received from the House of Representatives, announcing that they had adopted resolutions of the following titles, viz:

Resolution in regard to certain legislation of next session.
Resolution in relation to printing revision of school laws.

Which were taken up, twice read, and concurred in.

A message was received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act, entitled “An act to incorporate the Louisville and Beargrass Railway Company,” approved March 5th, 1869.

An act to establish, fix the boundary, and charter the town of Bridgeport, in Metcalfe county.

An act to amend an act, entitled “An act to amend and reduce into one the acts incorporating the town of Louisa,” approved March 11, 1869.

An act to amend the charter of the town of Ashland.

An act to empower the trustees of the town of Columbia to sell and convey certain property.

An act to amend the charter of the city of Paris.

An act to prevent distillers from emptying their slop into the Town Fork of Elkhorn creek, in Fayette county.

An act to authorize the trustees of the town of Columbia to change the direction of Pinkney alley, in said town.
An act for the benefit of Hezekiah Combs, late sheriff of Perry county.

An act for the benefit of Robert Bain, of Knox county.

An act to amend the charter of the town of Mayfield.

An act for the benefit of Browder Institute, in Logan county.

An act for the benefit of Alfred E. Cope, of Breathitt county.

An act to amend the charter of the city of Covington.

An act for the benefit of Jordan Neal, late sheriff of Estill county.

An act to amend an act, entitled “An act to amend the several acts in relation to peddlers,” approved March 4, 1856.

An act to provide a road law for the county of Robertson.

An act to prevent trespassing in Hancock county.

An act to amend an act, entitled “An act to repeal the charter and reincorporate the town of Elizabethtown, in Hardin county,” approved February 26, 1868.

An act for the benefit of Bird Jameson, of Livingston county.

An act to incorporate the Louisville Gymnasium and Roller Skating Association.

An act to amend an act to incorporate the town of Rough and Ready, approved March 9, 1854.

An act to amend an act, entitled “An act for the benefit of Adairsville Division, No. 147, Sons of Temperance.

An act to amend article 17, chapter 28, of Revised Statutes, entitled “Penal Offenses and Punishments.”

An act to authorize the Louisville Collegiate Institute to sell and convey certain real estate.

An act to authorize the closing up of Portland Avenue from Twelfth street to Monroe street, and the conveyance thereof, by and with the consent of the general council in Louisville.

An act to create and regulate the office of county treasurer for Pendleton county.

An act for the benefit of Boone county.

An act to amend the charter of the town of Walton.

An act to amend the charter and extend the boundaries of the city of Tompkinsville, in Monroe county.

An act to incorporate St. Patrick’s Benevolent Society, of Louisville.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:
By Mr. Cooke, from the Committee on Railroads—
An act to permit Henry county court to subscribe forty thousand dollars to the Kentucky River Navigation Company.

By Mr. Cooke, from the Committee on the Judiciary—
An act to incorporate the Owensboro Medico-Chirurgical Society.

By same—
An act to repeal an act, entitled "An act to establish a police force for the city of Louisville and Jefferson county," approved February 24, 1868.

By same—
An act to incorporate the Southern and Western Real Estate Company.

By Mr. Turner, from same committee—
An act to amend the charter of Bowling Green.

By same—
An act to incorporate the Bowling Green Hotel Company.

By same—
An act to amend the charter of the town of Gratz, in Owen county.

By same—
An act to incorporate Oswego Tribe, No. 11, Improved Order of Red Men.

By same—
An act to amend an act, entitled "An act to incorporate the city of Ludlow," approved February 9, 1864.

By same—
An act to incorporate the Christian Association of the Women of Louisville.

By Mr. W. Johnson, from the Committee on Courts of Justice—
An act for the benefit of H. G. V. Wintersmith, late presiding judge of the Hardin county court, and other county judges.

By Mr. Clarke, from the Committee on Education—
An act to incorporate the Holyoke Academy, of Louisville.

By same—
An act relative to the Mount Sterling Academy for the Education of Females.

By Mr. Winfrey, from the Committee on Internal Improvement—
An act to amend the charter of the Foster Turnpike Road, in Bracken county.

96-8.
By same—
An act to amend an act, entitled “An act to amend the law in relation to roads,” approved February 17, 1866, so far as the same applies to Warren county.

By same—
An act for the benefit of the Moorfield and Upper Blue Lick Turnpike Road Company.

By same—
An act for the benefit of the Moorfield and Upper Blue Lick Turnpike Road Company.

By same—
An act to repeal in part and amend an act, entitled “An act to incorporate the Jacksonville and Newtown Turnpike Road Company.”

By Mr. Allison, from the Committee on Agriculture and Manufactures—
An act to amend an act, entitled “An act to incorporate the Arctic Mining and Manufacturing Company.”

By same—
An act to charter the Silver and Spar Mining Company.

By Mr. Turner, from the Committee on the Judiciary—
An act to incorporate the Paducah Hook and Ladder Company.
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 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. Turner, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled
An act in regard to lands forfeited to the State for non-payment of taxes,
Reported the same without amendment.

Ordered, That said bill be placed in the orders of the day.

Mr. Allison, from the Committee on Agriculture and Manufactures, to whom was referred a bill from the House of Representatives, entitled
An act granting premiums on the scalps of wolves, wild cats, and red foxes killed in this State,
Reported the same without amendment.
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 any person who shall kill a wolf in this State, and shall produce the scalp with the ears thereon to any county clerk in any county in this State, and verify the same as hereinafter provided, shall receive out of the Public Treasury of the State two dollars for each and every such head so produced.

§ 2. That any person who shall kill a wild cat, and shall produce its scalp with the ears thereon to any county clerk in any county in this State, and verify the facts as hereinafter provided, shall receive from the Public Treasury of the State the sum of one dollar and twenty-five cents for each and every such head so produced.

§ 3. That any person who shall kill a red fox in this State, and shall produce the scalp with the ears thereon to any county clerk in any county in this State, and verify the facts as hereinafter provided, shall receive from the Public Treasury of the State one dollar and fifty cents for each such head so produced.

§ 4. The county clerk shall administer the following oath to each and every person producing the scalp of such animals to him, for the purpose of obtaining a certificate: “You do solemnly swear that the scalp now produced by you is the scalp of a wolf (or fox, as the case may be), which you did kill in this State; that you did not take or kill said wolf (or fox, as the case may be), in any other State; that you did not breed and raise the same, nor was it done by any other person to your knowledge or belief, and that you have truly stated the time when, and the county in which, said animal was killed.” And after administering such oath, shall give to such person by name a certificate, stating the facts as sworn to by such person.

§ 5. Such clerk shall personally and immediately destroy every such scalp of any such animal mentioned in this act, so that it cannot be again produced; and shall be entitled to receive from the person to whom the certificate is issued the sum of twenty cents for every certificate so delivered by him.

§ 6. It shall be a misdemeanor, punishable by fine and imprisonment, for any county clerk to fail to destroy any scalp of any animal after he has granted a certificate therefor, or for any person to present the scalp of any such animal to any clerk for the purpose of obtaining a certificate in order to obtain the reward provided in this act, after such scalp has once been produced, and a proper certificate has once been issued thereon; and any person so offending in either manner, shall be liable to indictment in the circuit court of the county in which such offense shall be committed, and on conviction, shall be fined not less than fifty nor more than five hundred dollars, and imprisoned not less than one month nor more than six months, in the jail of the county.

§ 7. The Attorney for the Commonwealth of the district shall be entitled to thirty per cent. of any fine so imposed; and it shall be the duty of the judges of this Commonwealth to give this act in charge to the grand juries of their respective districts.
§ 8. The claims arising under the several sections of this act shall be returned, allowed and collected in the manner provided in chapter 108, sections 4 and 5, of Revised Statutes.

§ 9. This act shall 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, in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Mr. Speaker (Leslie), Lyttleton Cooke, K. F. Prichard,
Jos. M. Alexander, W. McKee Fox, I. A. Spalding,
F. M. Allison, Edwin Hawes, Oscar Turner,
John G. Carlisle, J. B. Hayden, W. L. Vories,
W. H. Chelf, Wm. Johnson, Emery Whitaker,
J. Q. Chenoweth, John W. Johnson, I. C. Winfrey,

Those who voted in the negative, were—


Resolved, That the title of said bill be as aforesaid.

A message was received from the House of Representatives, announcing that they had passed bills of the following titles, viz:

An act to prescribe and define the jurisdiction of the Marion circuit court at its June terms of each year.

An act to incorporate the Phoenix Hill Club, of Louisville.

An act to amend the charter of the St. Matthews and Goose Creek Turnpike Road Company.

An act to amend the charter of the Bowling Green, Hartford, and Ohio River Railroad.

An act to protect the manufacturers and bottlers of mineral waters, porter, ale, cider, and lager beer, and for other purposes.

With an amendment to the last named bill.

Which bills were severally read the first time, and ordered to be read a second time,

The constitutional provision as to the second reading of said bills being dispensed with, the last as amended.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.
On motion of Mr. John W. Johnson, a message was sent to the House of Representatives, asking leave to withdraw the announcement of the passage of a bill by the Senate, entitled

An act to authorize and empower the McLean county court to levy an additional tax, and to issue county bonds to build a new courthouse and new jail.

In a short time the said bill was handed in at the Clerk's desk.

Mr. John W. Johnson then moved to reconsider the vote by which the Senate had passed said bill.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill be placed in the orders of the day.

Mr. Carlisle, from the Committee on the Judiciary, reported

A bill for the benefit of the police commissioner of the city of Louisville and Jefferson county.

Which bill was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

In a short time a message was received from the House of Representatives, announcing their disagreement to the passage of said bill.

A message was received from the House of Representatives, announcing that they had passed a bill from the Senate, entitled

An act for the benefit of Daniel Weddle and D. M. Rainwater, trustees of school district No. 51, in Pulaski county.

A message was received from the House of Representatives, requesting the withdrawal of their announcement of the passage of a bill, which originated in the Senate, entitled

An act to amend an act, entitled "An act to incorporate the Louisville Insurance and Banking Company."

In a short time a message was received from the House of Representatives, announcing that they had passed said bill, with an amendment.

Which amendment was taken up, twice read, and concurred in.
The Senate took up for consideration the message in writing, made on the 11th inst., by the Governor.

Which is as follows, viz:

EXECUTIVE DEPARTMENT,
Frankfort, Ky., 11th March, 1870.

Gentlemen of the Senate:

I herewith return a bill, which originated in your body, entitled "An act for the benefit of the county judges of Webster and Mason counties.

The provisions of this act exempt the county judges of Webster and Mason from the operation of the general law, approved 11th February, 1867, prohibiting county judges from bringing suits to settle the estate of deceased persons. A wise public policy, I am bound to presume, demanded the enactment of this law. All general laws regulating the administration of public justice should be equal and uniform in their operation. County judges throughout the Commonwealth should stand upon one common platform of equality. The Constitution of Kentucky forbids special exclusive privileges or immunities, except for public services, and this fundamental principle of equality is violated, in my judgment, by the present bill.

Upon the 6th January, 1869, I returned a similar act, which had passed the General Assembly, exempting the county judge of Livingston from the provisions of the act approved 11th February, 1867. My objections met then the unanimous approval of the House of Representatives. I have seen no reason to change the views therein expressed, and I am constrained, therefore, to withhold my assent to this act, the partial and unequal operation of which must have escaped the scrutiny of the General Assembly.

J. W. STEVENSON.

The bill referred to in said message reads as follows, viz:

§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That the judges of the Webster and Mason county courts be, and they are hereby, exempted from the operation of an act (chapter 1810, acts 1866 and 1867), entitled "An act to prohibit county judges to bring suits to settle the estates of deceased persons.

§ 2. That this act shall take effect from and after its passage.

The question was then taken, "Shall the bill pass, the objections of the Governor to the contrary notwithstanding?" and it was decided in the negative.

The yea and nays being required thereon, in pursuance to a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

J. Q. Chenoweth,

Those who voted in the negative, were—

Mr. Speaker (Leslie,) G. W. Connor, W. H. Payne,
Jos. M. Alexander, Lyttleton Cooke, K. F. Prichard,
The provisions of this bill release the sureties of the late sheriff of Grayson from a judgment obtained against their principal and themselves by the Commonwealth of Kentucky, in the Franklin circuit, in 1860, for three thousand one hundred and ninety-eight dollars and twenty-one cents, being principal, damages, and costs, with interest thereon from 1860, for the failure of said sheriff to pay over the revenue of Grayson county collected by him. Upon this judgment twelve hundred and seventy-two dollars and fifty-seven cents has been paid.

The only ground of this unusual and extraordinary release seems, by the recitals of the bill, to be found in the fact, "that all the property that the sureties and principal owned, subject to execution, has been, from time to time, sold under execution, and that they are old and unable to pay anything more on said judgment."

I cannot think age, merit, or present poverty as any ground for releasing sureties on a sheriff's bond for the default of their principal to pay over the State revenue collected by him. These sureties may hereafter acquire property; but besides this, it is too dangerous a precedent to receive my approbation, and therefore I withhold my assent.

J. W. STEVENSON.

The bill referred to in said message reads as follows, viz:

WHEREAS, A judgment was rendered by the Franklin circuit court, at its February term, 1861, against H. P. Bozarth, sheriff of Grayson county, and Andrew Milner, Elijah Daggin, and R. W. Branon, his securities in his bond for the revenue of said county, for the sum of two thousand six hundred and fifty-seven dollars and fourteen cents, with interest thereon from the first day of June, 1860, until paid, five hundred and thirty-one dollars and forty-two cents damages, and eight dollars and sixty-five cents costs; and it appearing from the Auditor's books that the sum of twelve hundred and seventy-two dollars and fifty-seven cents has been collected by executions on said judgment, and that the lands of the sheriff and sureties have been sold, and it having been made to appear that all the property the sureties had, subject to executions, has been, from time to time, sold under executions, and that they are old and unable to pay anything more on said judgment; therefore,
§ 1. Be it enacted by the General Assembly of the Commonwealth of Kentucky, That said securities be, and they are hereby, released from the payment of the balance of said judgment, interest, damages, and costs.

§ 2. That this act shall be in force from its passage.

The question was then taken, "Shall the bill pass, the objections of the Governor to the contrary notwithstanding?" 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:

In the affirmative, John G. Carlisle—1.

Those who voted in the negative, were—

Mr. Speaker (Leslie), G. W. Connor, W. H. Payne,
Jos. M. Alexander, Lyttleton Cooke, K. F. Prichard,
A. K. Bradley, Edwin Hawes, Oscar Turner,
R. A. Burton, G. A. C. Holt, W. L. Vories,
W. H. Chelf, William Johnson, Emery Whitaker,

So said bill was rejected.

Mr. Vories moved the following resolution, viz:

Resolved, That the Speaker appoint two additional clerks to assist the clerks of the Enrolling Committee in the examination of bills for the time being.

Which was adopted.

Whereupon, Messrs. Wrightson and Chelf were appointed said assistants.

A message was received from the House of Representatives, announcing that they had concurred in the adoption of resolutions from the Senate, entitled

Resolutions in relation to a water communication between the Atlantic ocean and Mississippi river.

Said resolutions read as follows, viz:

WHEREAS, The State of Virginia and the Chesapeake and Ohio Canal Company have resisted every overture made to them by foreign capitalists for the surrender of their franchise in the Kanawha and James River Canal route, and have thus given evidence that it is the wish of Virginia, the magnanimous donator of the great Northwest Territory, to provide for that Territory a highway from the Ohio river to tide water, that shall be divested of all private interest, and as near as possible free to the whole nation; therefore,

1. Resolved by the General Assembly of the Commonwealth of Kentucky, That we look upon this channel of communication, first advocated by General George Washington, between the valley of the Mississippi and the Atlantic, as a work of national importance, one involving
vital interests not only to the Western States but to those on the Western and Eastern slope of the Alleghenies—a promoter of the welfare of all.

2. Resolved, That said line of water communication by the Kanawha and James river, their head waters being but 28½ miles apart, is entitled to receive the careful consideration of Congress, to the end that, being a work of national importance, it may receive such aid from the General Government, under its authority to regulate commerce between the States, as will secure its early completion.

3. Resolved, That we recommend that the work of construction and operation be placed by Congress in the charge of nine trustees, one of whom shall be the Secretary of the Interior, four appointed by the President of the United States, by and with the advice and consent of the Senate, and one in like manner by the States of Virginia, West Virginia, Ohio, and Kentucky.

4. Resolved, That the Governor of Kentucky is hereby requested to forward copies of the foregoing resolutions to the President of the United States, with the request that the same shall be by him laid before Congress; that copies be also forwarded to the Governors of the several States, with the request that they be laid before their respective Legislatures; and that our Senators and Representatives in Congress be requested by the Governor to use their best endeavors to secure the passage of such measures as will conduct to the early construction of the work.

Mr. Cooke moved the following preamble and resolutions, viz:

WHEREAS, It has pleased Almighty God to take from the scenes of his usefulness on earth William A. Dudley, formerly a Senator of Kentucky, who departed this life suddenly in Lexington, on Saturday, the 19th inst.; therefore, be it

Resolved by the General Assembly of the Commonwealth of Kentucky, That in his death the State has lost a citizen who served her faithfully in her councils, and by his energy and skill in the projection and management of works of public utility, has tended largely to develop and promote her material interests.

Resolved further, That this testimonial of respect be spread upon the Journals of the Senate and House of Representatives, and that a copy be transmitted to the family of the deceased.

Which were unanimously adopted.

In a short time a message was received from the House of Representatives, announcing that they had concurred in the adoption of said resolution.

A message was received from the House of Representatives, announcing that they had concurred in the adoption of a resolution, entitled

Resolution in relation to an examination of the obstructions on Little Sandy river.

97-s.
Mr. Connor, 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:

An act to amend the charter of the Augusta and Minerva Turnpike Road Company, in Bracken county;

An act to amend an act, approved January 17th, 1860, entitled "An act to incorporate the Hospital Company for the Relief of Persons Deprived of Reason;"

An act to amend an act, entitled "An act for the benefit of the Lexington, Harrodsburg, and Perryville Turnpike Road Company," approved March 5, 1869;

An act to continue in force an act to authorize the Auditor of Public Accounts to compromise certain demands in favor of the Commonwealth, approved March 16, 1869;

An act for the benefit of William O. Blackerby, of Bracken county;

An act for the benefit of Anderson Hamilton, of Lee county;

An act to incorporate the Stewart Manufacturing and Refining Company;

An act to incorporate the Louisville Manufacturing and Refining Company;

An act to incorporate the Hemingray Glass Company;

An act to amend the charter of the town of Moscow;

An act to prevent sale of liquor to negroes or mulattoes on the Sabbath day;

An act to incorporate the Ohio Falls Steel Works;

An act for the benefit of Henry Bethel, late sheriff of Larue county;

An act for the benefit of James S. Hills, of Hardin county;

An act to amend the 8th and 16th sections of an act, entitled "An act to incorporate the town of Irvine, in Estill county, and for other purposes;"

An act to amend an act, entitled "An act to amend an act to reduce into one the several acts in relation to the town of Harrodsburg, and to legalize certain acts of the trustees of said town;"

An act to incorporate the Eureka Lodge, No. 7, Knights of Pythias;

An act to further extend the corporate limits of the town of Campbellsville, in the county of Taylor;

An act to incorporate Mason Lodge, No. 342, of Free and Accepted Masons, of Maysville;
An act to incorporate Confidence Lodge, No. 52, of Free and Accepted Masons, of Maysville;

An act to incorporate the Ashland and Ohio Bridge Company;

An act to amend an act, entitled "An act to authorize the appointment of a surveyor of the lands set apart for the officers and soldiers of the Virginia State line," approved December 11th, 1822;

An act authorizing the county court of Lee county to issue bonds to build a court-house and jail in said county;

An act in relation to the Green and Barren River Navigation Company;

An act to amend and reduce into one the several acts in relation to the town of Murray, and for other purposes;

An act to amend an act, entitled "An act to incorporate the Louisville Board of Trade," approved March 15, 1862;

An act to incorporate the Logan County Planing Mill and Agricultural Company;

An act to incorporate the town of Milford, in Bracken county;

An act to authorize the county of Barren to subscribe stock to the capital stock of certain railroads;

An act for the benefit of J. W. Caldwell, of Logan county;

An act to incorporate the River Hill Turnpike Company, in Kenton county;

An act to amend the act rechartering the town of Elizabethtown, approved February 26th, 1868;

An act to incorporate the Fluor Spar Mining Company;

An act to incorporate the Bank of Newcastle;

An act to require insurance companies to conform to the general insurance laws of this Commonwealth;

An act to change the line between Metcalfe and Barren counties;

An act to incorporate the Mount Gilead and Campbellsburg Turnpike Road Company;

An act to amend section 21 of an act, entitled "An act to reduce into one the laws in relation to changes of venue," approved March 5th, 1860;

An act to amend the charter of the town of Brandenburg, in Meade county;

An act amending an act, entitled "An act incorporating the Cynthiana, Ruddie's Mills, and Millersburg Turnpike Road Company;"

An act to incorporate the Opossum Ridge and Kentucky River Turnpike Road Company;
An act to incorporate the Rendel Coal, Iron, Mining, and Manufacturing Company;
An act to incorporate the Louisville Grain Elevator Company;
An act incorporating the town of Claysville, in Harrison county;
An act to amend the charter of the Louisville and Jefferson County Association;
An act to incorporate the Green and Barren River Telegraph Company;
An act for the benefit of the county court of Webster county;
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;
An act for the benefit of M. G. Youce's heirs;
An act to amend an act, entitled "An act for the benefit of John T. Jackson," approved March 9, 1867;
An act to incorporate the Calhoun Turnpike Road Company;
An act in relation to official sales in Mercer county;
An act to prohibit the taking of attorneys-at-law as sureties on official bonds and bail bonds, in Mercer and Warren counties;
An act to amend the charter of the Bank Lick and Lexington Junction Turnpike Road Company;
An act authorizing a settlement with the trustees of the Greensville Seminary, and the appointment of other trustees;
An act to amend section 4, article 7, chapter 32, of the Revised Statutes;
An act to amend an act, entitled "An act to incorporate the Cane Run and King's Mill Turnpike Road Company;"
An act in relation to the office of trustee of the jury fund;
An act for the benefit of Mrs. Sarah L. Pope;
An act to amend the charter of the town of Glasgow;
An act to prevent the sale of spirituous, vinous, or malt liquors in Bedford, in Trimble county, on the Sabbath day;
An act to prohibit the sale of spirituous, vinous, or malt liquors in the town of Calhoun, or within two miles thereof;
An act to amend and reduce into one all acts in relation to the incorporation of the town of Morgantown;
An act to incorporate the Guthrie City and Franklin Railroad Company;
An act to repeal an act, entitled "An act to charter the Southern Life Insurance Company," approved March 4th, 1867;
Mar. 21.] JOURNAL OF THE SENATE. 837

An act to repeal an act for the benefit of the Widow and Orphan Fund Life Insurance Company, of Nashville, Tennessee, approved March 9th, 1869;

An act for the benefit of Jno. M. Duke, jr., late clerk of the Mason circuit court;

An act making William Sparrow an heir-at-law of Jackson and Ellen Sparrow, of Kenton county;

An act to incorporate the Louisville and Red River Packet Company;

An act to incorporate the Aliceon and Liberty Turnpike Road Company, in Boyle and Casey counties;

An act in relation to the settlement of the affairs of the Kentucky, Hope, and Globe Insurance Companies;

An act to incorporate the Eastern Kentucky Marble, Lithograph Stone, and Mining Company;

An act to amend an act, entitled "An act to incorporate the Louisville Insurance and Banking Company;"

An act to incorporate the Carbon Gas Company, of Louisville;

An act to incorporate the Jefferson County Bank;

An act to incorporate the Big Sandy Building Association;

An act to incorporate the Safe Deposit Company, of Louisville;

An act to incorporate the Hill's City Turnpike Road Company;

An act to incorporate the Kentucky and Virginia Bridge Company;

An act concerning Pond creek, in Jefferson county;

An act to incorporate the Falls City Real Estate Company;

An act for the benefit of Daniel Weddle and D. M. Rainwater, trustees of school district No. 51, in Pulaski county;

Resolutions in relation to a water communication between the Atlantic ocean and Mississippi river;

Resolutions in regard to the death of W. A. Dudley;

Resolution in relation to an examination of the obstructions on the Little Sandy river;

And enrolled bills and resolutions, which originated in the House of Representatives, of the following titles, viz:

An act in relation to the collection of taxes in Bourbon county in aid of the Maysville and Lexington Railroad Company, Northern Division;

An act empowering the Maysville and Lexington Railroad Company, Northern Division, to acquire and consolidate with that road
the Maysville and Big Sandy Railroad, with its chartered rights, franchises, property, &c., and providing for the construction, equipment, and operating the latter road;

An act to amend an act, entitled "An act to organize and establish a system of public schools in the city of Henderson," approved March 15, 1869;

An act to provide an additional voting place in Henderson precinct, in Henderson county;

An act for the benefit of Michael Staley, of Floyd county;

An act for the benefit of William M. Combs, of Breathitt county;

An act for the benefit of J. K. Edwards and Charles Kuhlman, of Campbell county;

An act for the benefit of District No. 21, Metcalfe county;

An act for the benefit of the county school fund of the county of Pendleton;

An act to provide for the election of trustees for the public seminary of Elizabethtown;

An act to establish and maintain a public school in the town of Bowling Green;

An act for the benefit of school district No. 16, in Hart county;

An act to amend an act, entitled "An act concerning school trustees of Paducah," approved February 27th, 1869;

An act to repeal an act allowing the voting of a tax for school district No. 46, in Lewis county;

An act for the benefit of the citizens of Carlisle, and the common school of said town;

An act for the benefit of the trustees of common school district No. 20, in Henry county;

An act to amend an act, entitled "An act to incorporate the Owingsville and Sherburne Turnpike Road Company;"

An act exempting certain persons from the payment of tolls on turnpike roads of this Commonwealth;

An act to declare White Oak creek, in Morgan county, and Lick creek, in Magoffin county, navigable streams;

An act to amend an act to allow the citizens of Henry county to vote a tax in aid of turnpike companies in said county;

An act to incorporate the Grahamton Manufacturing Company;

An act authorizing the Casey county court to establish a voting precinct;
An act for the benefit of M. T. Pryor and sureties, of Carroll county;
An act to regulate the salaries of the officers of the Eastern and Western Lunatic Asylums;
An act to repeal the charter and amended charter, and incorporate the town of Millersburg;
An act to empower the county court of Bullitt county to take stock in turnpike roads in said county;
An act to incorporate the Irvine and Red River Turnpike Company;
An act to authorize the town of Poplar Plains, in Fleming county, to subscribe stock to the Poplar Plains and Plummer's Mill Turnpike Road Company;
An act to prohibit the sale of intoxicating liquors in Rockcastle county;
An act supplemental to an act, entitled "An act to amend the charter of the town of Harrodsburg;"
An act to authorize the trustees of the town of Greenville, in Muhlenburg county, to issue bonds for the purpose of constructing a turnpike road in said county;
An act to incorporate the Educational Board of the Bracken Association of United Baptists;
An act to incorporate the Lower Blue Lick and Pleasant Valley Turnpike Road Company;
An act to amend an act, entitled "An act to charter the town of Elkhorn, Todd county;"
An act for the benefit of the trustees of the Willisburg Church;
An act to repeal an act to provide for the advertisement of sheriffs and marshal's sales in the city of Louisville and Jefferson county;
An act to amend the charter of the Western Insurance and Banking Company;
An act to authorize the establishment of additional scales for weighing corn, hay, live stock, &c., in the town of Bowling Green;
An act concerning the sale of lots in Frenchburg, in Menifee county;
An act to incorporate the Elk Creek Turnpike Road Company;
An act to authorize the trustees of the Methodist Episcopal Church, of Maysville, to sell and convey certain real property in Maysville, and to reinvest the proceeds of such sale;
An act to repeal an act, entitled "An act for the benefit of the citizens of precinct No. 1, in Mercer county," approved February 14, 1867;

An act for the benefit of the Mount Olivet and Sardis Turnpike Road Company;

An act for the benefit of the Mount Olivet and Sardis Turnpike Road Company;

An act to incorporate the Mount Olivet and Milford Turnpike Road Company;

An act to amend an act to incorporate the Ohio County Agricultural and Mechanical Society;

An act incorporating the Saunders and Dallasburg Turnpike Road Company;

An act to amend the charter of the Springfield, Maxville, and Pleasant Run Turnpike Road Company;

An act to amend an act to incorporate the Versailles and Mount Vernon Turnpike Road Company, approved March 3, 1868;

An act to incorporate the town of Bluff City, in Henderson county;

An act for the benefit of the Methodist Church (colored), of Madisonville;

An act to incorporate the Carpenter's Creek and Green River Turnpike Road Company;

An act changing the time of electing trustees of the Bewleyville Male and Female Seminary, in Breckinridge county;

An act for the benefit of D. C. Donan, of Hart county;

An act to declare Cat's Fork of Blain creek, in Lawrence county a navigable stream;

An act to regulate the sale of intoxicating drinks in Hawesville and its vicinity;

An act for the benefit of John J. Schoolfield, of Bracken county;

An act for the benefit of William Samms;

An act to amend an act to establish a police judge in the town of Carrollton, approved March 20, 1851;

An act to authorize the election of town officers for Prestonville, Carroll county;

An act to incorporate the Kentucky and Great Eastern Railway Company;

An act to authorize the county court of Trigg county to order an election in the Cadiz common school district;
An act to amend an act, entitled "An act to amend chapter 15, title 10, Civil Code of Practice," approved March 16, 1869, to apply to Mercer county;

An act to incorporate the Owensboro Medico-Chirurgical Society;

An act to revise, amend, and reduce into one the laws relating to the common schools of Kentucky;

An act for the benefit of Henry county;

An act to amend the charter of the Louisville, Cincinnati, and Lexington Railroad Company, and to authorize the construction of branch roads through Scott and other counties;

An act to repeal an act, entitled "An act to establish a police force for the city of Louisville and Jefferson county," approved February 24, 1868;

An act relative to the Mount Sterling Academy for the Education of Females;

An act to repeal all acts heretofore passed declaring Middle creek, in Floyd county, a navigable stream;

An act to amend an act creating a voting precinct in Shelby county;

An act for the benefit of Mary Passon, of Pendleton county;

An act for the benefit of Juda Chinn, of Carroll county;

An act for the benefit of James G. Walker;

An act to authorize the trustees of common school district No. 26 (Carlisle), Nicholas county, to levy and collect a tax for the purpose of erecting a common school building in said district;

An act concerning the Female Seminary of Paducah;

An act to incorporate the Moore's Ferry and Salt Lick Bridge Turnpike Road Company;

An act to incorporate the Carter County Mining and Manufacturing Company;

An act appointing commissioners to go, examine, and report to the next session of the General Assembly the probable cost of removing the obstructions out of Red river;

An act in relation to the sale of spirituous liquors in Letcher county;

An act to charter the Mayfield and State Line Gravel Road Company;

An act for the benefit of the Cynthiana and Ashbrook's Mill Turnpike Road Company, of Harrison county;
An act to amend an act, entitled "An act to amend an act to levy a tax to aid in building turnpike roads in Lewis county;"
An act to amend an act, entitled "An act to charter the town of Auburn, in Logan county;"
An act to amend an act, entitled "An act to provide for indexing certain records in Jefferson county," approved March 5, 1869;
An act to incorporate the Pilgrim Baptist Church of the city of Louisville;
An act to incorporate the German Reformed Zion Church of Louisville;
An act to incorporate the town of Chicago, in Marion county.
An act to incorporate the town of New Market, in Marion county;
An act for the benefit of the Carlisle and Mount Sterling Turnpike Road Company;
An act to amend the charter of the town of Carlisle;
An act to incorporate the Mount Olivet, North Fork, and Germantown Turnpike Road Company;
An act to incorporate the Carroll, Owen, Gallatin, and Eagle Bridge Company;
An act to close part of two alleys in the town of Owenton, Owen county;
An act to incorporate the Liberty and Middleburg Turnpike Road Company;
An act to establish a Botanical Garden in Kentucky;
An act for the benefit of school district No. 40, in Trigg county;
An act to prohibit the importation, sale, or driving of Texas cattle into certain counties of this State, and fixing the period of the year when they may be brought to the other counties;
An act to incorporate Cuba Lodge, No. 412, of Free and Accepted Masons, in Graves county;
An act to incorporate the Louisville Park Bank;
An act for the benefit of Fleming Bates, late sheriff of Wayne county;
An act for the benefit of the Kentucky Association for the Improvement of the Breed of Stock;
An act for the benefit of T. W. Shackleford's securities;
An act to establish the boundary of the town of Shelbyville;
An act for the benefit of the securities of W. B. Cox, late sheriff of Morgan county;
An act for the benefit of H. G. V. Wintersmith, late presiding judge of the Hardin county court, and other county judges;
An act to incorporate the town of Smithfield, in Henry county;
An act to amend the charter of the town of Pewee Valley;
An act to incorporate the Fisherville and Buck Creek Turnpike Road Company;
An act to amend the charter of the Louisville, Memphis, and New Orleans Railway Company;
An act to incorporate the town of Smithfield, in Henry county;
An act to amend the charter of the town of Pewee Valley;
An act to incorporate the Fisherville and Buck Creek Turnpike Road Company;
An act to amend the charter of the Louisville, Memphis, and New Orleans Railway Company;
An act to amend the charter of the Sardis Turnpike Road Company, in Mason county;
An act to amend the charter of the Bowling Green, Hartford, and Ohio River Railroad;
An act granting premiums on the scalps of wolves, wild cats, and red foxes killed in this State;
An act to amend the charter of the town of Gratz, in Owen county;
An act to amend the charter of the Louisville and Nashville Railroad;
An act to amend an act, entitled "An act to amend the law in relation to roads," approved February 17, 1866, so far as the same applies to Warren county;
An act for the benefit of the Moorfield and Upper Blue Lick Turnpike Road Company;
An act for the benefit of the Moorfield and Upper Blue Lick Turnpike Road Company;
An act to amend an act, entitled "An act to incorporate the Arctic Mining and Manufacturing Company;"
An act to amend the charter of Bowling Green;
An act to incorporate the Bowling Green Hotel Company;
An act to incorporate Oswego Tribe, No. 11, Improved Order of Red Men;
An act to amend an act, entitled "An act to incorporate the city of Ludlow," approved February 9, 1864;
An act to repeal in part and amend an act, entitled "An act to incorporate the Jacksonville and Newtown Turnpike Road Company;" An act to incorporate the Christian Association of the Women of Louisville;
An act to incorporate the Holyoke Academy, of Louisville;
An act to incorporate the Southern and Western Real Estate Company;
An act to charter the Silver and Spar Mining Company;
An act to amend the charter of the Foster Turnpike Road, in Bracken county;
An act to amend the charter of the Shelbyville and Louisville Turnpike Company;
An act regarding sheriffs in the Commonwealth of Kentucky;
An act to incorporate the Loretto and Lebanon Turnpike Road Company;
An act to incorporate Thomas Ware Lodge, No. 340, of Free and Accepted Ancient York Masons;
An act to amend an act, entitled "An act to incorporate the Mount Sterling and Levy Turnpike Road Company," approved March 5, 1860;
An act to prescribe and define the jurisdiction of the Marion circuit court at its June terms of each year;
An act to incorporate the Phoenix Hill Club, of Louisville;
An act to amend the charter of the St. Matthews and Goose Creek Turnpike Road Company;
An act to protect the manufacturers and bottlers of mineral waters, porter, ale, cider, and lager beer, and for other purposes;
An act to prevent the destruction of fish in Franklin county;
Resolution in relation to printing revision of school laws;
Resolution extending the present session of the General Assembly;
Resolution in regard to certain legislation of next session;
Resolution in relation to the death of Judge Lewis Collins, of Maysville, Ky.;

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the said committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Conner reported that the committee had performed that duty.

A message was received from the Governor by Mr. Samuels, Assistant Secretary of State, announcing that the Governor had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend an act, entitled "An act to incorporate the Farmers and Drovers' Bank," approved February 18, 1869.
An act to amend an act, entitled "An act to authorize the appointment of a surveyor of the lands set apart for the officers and soldiers of the Virginia State line," approved December 11th, 1822.

An act amending and re-enacting an act for the benefit of the Kentucky Penitentiary, approved February 1, 1858.

An act to amend the charter of the Richmond and Lexington Turnpike Road Company.

An act to continue in force an act to authorize the Auditor of Public Accounts to compromise certain demands in favor of the Commonwealth, approved March 16, 1869.

An act to incorporate the Logan County Planing Mill and Agricultural Company.

An act for the benefit of William O. Blackerby, of Bracken county.

An act to incorporate the Bank of Newcastle.

An act to incorporate the Stewart Manufacturing and Refining Company.

An act to amend the charter of the town of Moscow.

An act to amend the act rechartering the town of Elizabethtown, approved February 26th, 1868.

An act to require insurance companies to conform to the general insurance laws of this Commonwealth.

An act to change the line between Metcalfe and Barren counties.

An act to incorporate the River Hill Turnpike Company, in Kenton county.

An act to further extend the corporate limits of the town of Campbellsville, in the county of Taylor.

An act to prevent sale of liquor to negroes or mulattoes on the Sabbath day.

An act to amend an act, entitled "An act for the benefit of the Lexington, Harrodsburg, and Perryville Turnpike Road Company," approved March 5, 1869.

An act to amend an act, entitled "An act to amend an act to reduce into one the several acts in relation to the town of Harrodsburg, and to legalize certain acts of the trustees of said town."

An act to amend the charter of the Augusta and Minerva Turnpike Road Company, in Bracken county.

An act to amend an act, approved January 17th, 1860, entitled "An act to incorporate the Hospital Company for the Relief of Persons Deprived of Reason."
An act to amend the 8th and 16th sections of an act, entitled "An act to incorporate the town of Irvine, in Estill county, and for other purposes."

An act to incorporate Mason Lodge, No. 342, of Free and Accepted Masons, of Maysville.

An act to incorporate Confidence Lodge, No. 52, of Free and Accepted Masons, of Maysville.

An act to amend an act, entitled "An act to amend an act, entitled "An act to incorporate the Elizabethtown, Lexington, and Big Sandy Railroad Company."

An act to incorporate the Eureka Lodge, No. 7, Knights of Pythias.

An act to incorporate the Hemingray Glass Company.

An act authorizing the county court of the county of Lee to permit gates to be erected across the State road in said county, leading from the town of Irvine to the town of Booneville.

An act to amend an act, entitled "An act to incorporate the Louisville Board of Trade," approved March 15, 1862.

An act to incorporate the Mount Gilead and Campbellsburg Turnpike Road Company.

An act to incorporate the Louisville Manufacturing and Refining Company.

An act to authorize the county of Barren to subscribe stock to the capital stock of certain railroads.

An act authorizing the county court of Lee county to issue bonds to build a court-house and jail in said county.

An act in relation to the Green and Barren River Navigation Company:

An act to incorporate the Ashland and Ohio Bridge Company.

An act to incorporate the Ohio Falls Steel Works.

An act to incorporate the Fluor Spar Mining Company.

An act for the benefit of James S. Hills, of Hardin county.

A message was received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend the charter of the Louisville, Cincinnati, and Lexington Railroad Company.

An act for the benefit of Henry county.

An act to provide for the election of trustees for the Public Seminary of Elizabethtown.
An act for the benefit of J. K. Edwards and Charles Kuhlman, of Campbell county.

An act for the benefit of M. T. Pryor and sureties, of Carroll county.

An act for the benefit of William M. Combs, of Breathitt county.

An act in relation to the collection of taxes in Bourbon county in aid of the Maysville and Lexington Railroad Company, Northern Division.

An act for the benefit of Michael Staley, of Floyd county.

An act to amend an act, entitled "An act to organize and establish a system of public schools in the city of Henderson," approved March 15, 1869.

An act to amend an act to allow the citizens of Henry county to vote a tax in aid of turnpike companies in said county.

An act to provide an additional voting place in Henderson precinct, in Henderson county.

An act for the benefit of school district No. 16, in Hart county.

An act for the benefit of District No. 21, Metcalfe county.

An act to declare White Oak creek, in Morgan county, and Lick creek, in Magoffin county, navigable streams.

An act to repeal an act allowing the voting of a tax for school district No. 46, in Lewis county.

An act authorizing the Casey county court to establish a voting precinct.

An act for the benefit of the citizens of Carlisle, and the common school of said town.

An act for the benefit of the trustees of common school district No. 20, in Henry county.

An act to amend an act, entitled "An act concerning school trustees of Paducah," approved February 27th, 1869.

An act for the benefit of the county school fund of the county of Pendleton.

An act to amend an act creating a voting precinct in Shelby county.

An act to repeal all acts heretofore passed declaring Middle creek, in Floyd county, a navigable stream.

An act relative to the Mount Sterling Academy for the Education of Females.
An act to incorporate the Grahamton Manufacturing Company.
An act to regulate the salaries of the officers of the Eastern and Western Lunatic Asylums.
An act supplemental to an act, entitled “An act to amend the charter of the town of Harrodsburg.”
An act to incorporate the Irvine and Red River Turnpike Company.
An act to amend an act, entitled “An act to charter the town of Elkton, Todd county.”
An act to incorporate the Educational Board of the Bracken Association of United Baptists.
An act to authorize the town of Poplar Plains, in Fleming county, to subscribe stock to the Poplar Plains and Plummer’s Mill Turnpike Road Company.
An act to incorporate the Lower Blue Lick and Pleasant Valley Turnpike Road Company.
An act for the benefit of the trustees of the Willisburg Church.
An act to incorporate the Carpenter’s Creek and Green River Turnpike Road Company.
An act to amend an act to incorporate the Ohio County Agricultural and Mechanical Society.
An act to empower the county court of Bullitt county to take stock in turnpike roads in said county.
An act to authorize the trustees of the town of Greenville, in Muhlenburg county, to issue bonds for the purpose of constructing a turnpike road in said county.
An act to amend an act, entitled “An act to incorporate the Owingsville and Sherburne Turnpike Road Company.”
An act to regulate the sale of intoxicating drinks in Hawesville and its vicinity.
An act to repeal an act to provide for the advertisement of sheriffs and marshal’s sales in the city of Louisville and Jefferson county.
An act for the benefit of D. C. Donan, of Hart county.
An act to amend an act to establish a police judge in the town of Carrollton, approved March 20, 1851.
An act concerning the sale of lots in Frenchburg, in Menifee county.
An act for the benefit of the Mount Olivet and Sardis Turnpike Road Company.
An act for the benefit of the Mount Olivet and Sardis Turnpike Road Company.
An act to amend an act to incorporate the Versailles and Mount Vernon Turnpike Road Company, approved March 3, 1868.

An act for the benefit of the Methodist Church (colored), of Madisonville.

An act changing the time of electing trustees of the Bewleyville Male and Female Seminary, in Breckinridge county.

An act to declare Cat's Fork of Blain creek, in Lawrence county, a navigable stream.

An act to amend the charter of the Springfield, Maxville, and Pleasant Run Turnpike Road Company.

An act to authorize the trustees of the Methodist Episcopal Church, of Maysville, to sell and convey certain real property in Maysville, and to reinvest the proceeds of such sale.

An act to authorize the establishment of additional scales for weighing corn, hay, live stock, &c., in the town of Bowling Green.

An act incorporating the Saunders and Dallasburg Turnpike Road Company.

An act to take the town of Bewleyville, in Breckinridge county, as a new town.

An act to incorporate the Mount Olivet and Milford Turnpike Road Company.

An act to repeal an act, entitled "An act for the benefit of the citizens of precinct No. 1, in Mercer county," approved February 14, 1867.

An act to amend the charter of the Western Insurance and Banking Company.

An act empowering the Maysville and Lexington Railroad Company, Northern Division, to acquire and consolidate with that road the Maysville and Big Sandy Railroad, with its chartered rights, franchises, property, &c., and providing for the construction, equipment, and operating the latter road.

An act for the benefit of William Samms.

An act to revise, amend, and reduce into one the laws relating to the common schools of Kentucky.

An act to incorporate the Owensboro Medico-Chirurgical Society.

An act to prohibit the sale of intoxicating liquors in Rockcastle county.

An act to incorporate the Elk Creek Turnpike Road Company.

An act to authorize the county court of Trigg county to order an election in the Cadiz common school district.
An act to authorize the election of town officers for Prestonville, Carroll county.

An act exempting certain persons from the payment of tolls on turnpike roads of this Commonwealth.

An act to incorporate the town of Bluff City, in Henderson county.

An act to establish and maintain a public school in the town of Bowling Green.

An act to incorporate the town of Milford, in Bracken county.

Resolution in regard to certain legislation at next session.

Resolution in relation to the death of Judge Lewis Collins, of Maysville, Ky.

Mr. Cooke moved the following resolution, viz:

Resolved, That the thanks of the Senate are due, and are hereby tendered, Hon. P. H. Leslie, for the very efficient and impartial manner in which he has discharged the duties of Speaker of this body during the present session.

Which was unanimously adopted.

Mr. Cooke also moved the following resolution, viz:

Resolved, That the thanks of the Senate are due, and are hereby tendered, to the Chief and Assistant Clerks of the Senate, to the Sergeant-at-Arms, the Door-keeper, and Pages, also to the Clerks of the Enrolling Committee, for the ability, promptness, efficiency, and courtesy, with which they have discharged their respective duties during the present session.

Which was unanimously adopted.

A message was received from the House of Representatives, announcing that they had adopted a resolution extending the present session of the General Assembly until to-morrow.

Said resolution reads as follows, viz:

Be it resolved by the General Assembly of the Commonwealth of Kentucky, That the joint resolution of the General Assembly fixing this, the 21st day of March, 1870, as the day on which it would adjourn, to meet again on the 4th January, 1871, be, and hereby is, rescinded; and it is resolved, that this General Assembly will adjourn on the 22d March, 1870, to meet again on the 4th day of January, 1871.

Which was adopted.

And then the Senate adjourned, to meet again on to-morrow, at 8 o'clock, A. M.
TUESDAY, MARCH 22, 1870.

A message was received from the Governor by Mr. Samuels, Assistant Secretary of State, announcing 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 Calhoun Turnpike Road Company.
An act to prohibit the sale of spiritsuous, vinous, or malt liquors in the town of Calhoun, or within two miles thereof.
An act to incorporate the Render Coal, Iron, Mining, and Manufacturing Company.
An act to incorporate the Opossum Ridge and Kentucky River Turnpike Road Company.
An act to amend section 21 of an act, entitled "An act to reduce into one the laws in relation to changes of venue," approved March 5th, 1860;
An act for the benefit of Mrs. Sarah L. Pope.
An act in relation to official sales in Mercer county.
An act to amend section 4, article 7, chapter 32, of the Revised Statutes.
An act to incorporate the Aliceton and Liberty Turnpike Road Company, in Boyle and Casey counties.
An act to amend the charter of the town of Glasgow.
An act to incorporate the Louisville Grain Elevator Company.
An act to prevent the sale of spiritsuous, vinous, or malt liquors in Bedford, in Trimble county, on the Sabbath day.
An act to amend the charter of the Bank Lick and Lexington Junction Turnpike Road Company.
An act for the benefit of the county court of Webster county.
An act making William Sparrow an heir-at-law of Jackson and Ellen Sparrow, of Kenton county.
An act to repeal an act, entitled "An act to charter the Southern Life Insurance Company," approved March 4th, 1867.
An act to amend an act, entitled "An act to incorporate the Cane Run and King's Mill Turnpike Road Company."
An act in relation to the office of trustee of the jury fund.
An act to amend the charter of the town of Brandenburg, in Meade county.

An act to repeal an act for the benefit of the Widow and Orphan Fund Life Insurance Company, of Nashville, Tennessee, approved March 9th, 1869.

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.

An act to prohibit the taking of attorneys-at-law as sureties on official bonds and bail bonds, in Mercer and Warren counties.

An act for the benefit of M. G. Youce's heirs.

An act to incorporate the Louisville and Red River Packet Company.

An act incorporating the town of Claysville, in Harrison county.

An act to incorporate the Green and Barren River Telegraph Company.

An act amending an act, entitled "An act incorporating the Cynthiana, Ruddle's Mills, and Millersburg Turnpike Road Company."

An act authorizing a settlement with the trustees of the Greenville Seminary, and the appointment of other trustees.

An act to amend the charter of the Louisville and Jefferson County Association.

An act for the benefit of Henry Bethel, late sheriff of Larue county.

An act to amend and reduce into one all acts in relation to the incorporation of the town of Morgantown.

An act for the benefit of Daniel Weddle and D. M. Rainwater, trustees of school district No. 51, in Pulaski county.

An act to amend an act, entitled "An act to incorporate the Louisville Insurance and Banking Company."

An act concerning Pond creek, in Jefferson county.

An act to incorporate the Jefferson County Bank.

An act to incorporate the Big Sandy Building Association.

An act to incorporate the Hill's City Turnpike Road Company.

An act to incorporate the Falls City Real Estate Company.

An act in relation to the settlement of the affairs of the Kentucky, Hope, and Globe Insurance Companies.

An act to incorporate the Safe Deposit Company, of Louisville.

An act to incorporate the Kentucky and Virginia Bridge Company.

An act to incorporate the Carbon Gas Company, of Louisville.
An act to incorporate the Eastern Kentucky Marble, Lithograph Stone, and Mining Company.
An act to incorporate the Guthrie City and Franklin Railroad Company.
An act to incorporate the Cincinnati, Glasgow, and Bowling Green Railroad Company.
Resolution in relation to an examination of the obstructions on the Little Sandy river.
Resolutions in regard to the death of W. A. Dudley.
Resolutions in relation to a water communication between the Atlantic ocean and Mississippi river.
A message was received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and resolutions, which originated in the House of Representatives, of the following titles, viz:  
An act to incorporate the town of Chicago, in Marion county.
An act to incorporate the Carroll, Owen, Gallatin, and Eagle Bridge Company.
An act for the benefit of T. W. Shackleford's securities.
An act to amend an act, entitled "An act to provide for indexing certain records in Jefferson county," approved March 5, 1869.
An act for the benefit of Mary Passon, of Pendleton county.
An act to amend the charter of the town of Pewee Valley.
An act to establish the boundary of the town of Shelbyville.
An act to incorporate the German Reformed Zion Church, of Louisville.
An act to close part of two alleys in the town of Owenton, Owen county.
An act to amend the charter of the town of Carlisle.
An act for the benefit of the Kentucky Association for the Improvement of the Breed of Stock.
An act to incorporate Cuba Lodge, No. 412, of Free and Accepted Masons, in Graves county.
An act appointing commissioners to go, examine, and report to the next session of the General Assembly the probable cost of removing the obstructions out of Red river.
An act for the benefit of James G. Walker.
An act to amend an act, entitled "An act to amend an act to levy a tax to aid in building turnpike roads in Lewis county."
An act to incorporate the Loretto and Lebanon Turnpike Road Company.

An act to amend the charter of Bowling Green.

An act to incorporate the Phœnix Hill Club, of Louisville.

An act to amend the charter of the town of Gratz, in Owen county.

An act to incorporate the Christian Association of the Women of Louisville.

An act granting premiums on the scalps of wolves, wild cats, and red foxes killed in this State.

An act to prevent the destruction of fish in Franklin county.

An act to amend an act, entitled "An act to incorporate the city of Ludlow," approved February 9, 1864.

An act to incorporate the Kentucky and Great Eastern Railway Company.

Resolution in relation to printing revision of school laws.

Resolution extending the present session of the General Assembly.

After an interchange of messages between the two Houses in relation to the completion of their legislative business, and their readiness to adjourn,

On motion, the Speaker, after having delivered a short but most appropriate address, declared the Senate adjourned until Wednesday, the 4th day of January, 1871, at 12 o'clock, M.
Road

Owen

Wome!

ried cats,

in the city

railway

embly.

re in ro-

di-

at most

Wednes-
INDEX

TO THE

JOURNAL OF THE SENATE.

REGULAR SESSION, DECEMBER, 1869-70.

Abraham Lincoln Lodge—see Lodge.

Absence, leave of, granted to Messrs. Boyd, Payne, Allison, Lyttle, and Bradley | 99

Mr. Boyd | 234

Messrs. Boyd and Gardner | 510

Messrs. Bradley and Winfrey | 114

Mr. Chelf | 89

Messrs. Cockrill and Burton | 334

Mr. Cockrill | 605

Messrs. Conklin and Lindsay | 632

Messrs. Holt, Lindsay, and Prichard | 563

Mr. J. W. Johnson | 475

Mr. Lindsay | 204

Mr. Lyttle | 504

Messrs. Martin and McAfee | 572

Mr. Prichard | 64

Mr. Prichard | 360

Mr. Turner | 231

Mr. Vallandingham | 186

Mr. Whitaker | 405

Messrs. Winfrey and Spalding | 394

Messrs. Wrightson and Vallandingham | 49

Academy, Catlettsburg Normal, bill to incorporate the | 135, 343, 301, 369

Clayville Male and Female, act to incorporate the | 197, 218, 239, 257

Holyoke, of Louisville, act to incorporate the | 804, 825, 843, 855

Mount Sterling, for the Education of Females, act relative to the | 804, 825, 841, 847

Pitt’s Point Male and Female, of Bullitt county, act to incorporate the | 223, 300, 329, 347

Russellville Female, act to amend act incorporating the | 304, 392, 423, 469

Vanceburg Male and Female, bill to incorporate the | 461, 679, 711, 729

100-s.
INDEX.

Acts and Journals to Congressional Libraries—see Resolution.
Adairsville Division, No. 147, Sons of Temperance, act authorizing the to sell their property, &c. 270, 284, 319, 331
Adairsville Division, No. 147, Sons of Temperance, act to amend act for the benefit of 657, 691, 709, 814
Adair county—see Line.
Adair county—see School district, Columbia.
Adams, Geo. M., nominated for U. S. Senator 96
Adjournment, final—see Resolution.
Adjutant General, J. Stoddard Johnston nominated for the office of 641
Adjutant General, bill concerning the 659, 685, 712, 719
Administrators—see Executors.
Adulteration of liquors—see Resolution, joint.
Advertisement of sheriff's and marshal's sales in Louisville and Jefferson county, act to repeal act to provide for the 198, 276, 602, 709, 807, 839, 844
African Methodist Episcopal—see Church.
Agency—see State Agency.
Agent to collect money due the State of Kentucky from the General Government, bill to employ an 447, 489, 826
Agent of the Auditor, act in relation to the 222, 486, 582, 556
Agricultural and Mechanical Association of Colored People—see Association.
Alexander, J. M., nominated for Speaker 5
Alexander, J. M., elected Speaker, pro tem. 597
Alexander Lodge—see Lodge.
Allen county, bill for the benefit of 491, 568, 624, 641
Allen county—see Johnson, Thos. C.
Allansville and Elkton—see Roads, turnpike.
Aliceton and Liberty—see Roads, turnpike.
Alexandria—see Town.
Allison, John H., late sheriff of Lawrence county, act for the benefit of 612, 644, 700, 711
Amendment—see Fifteenth Amendment.
Amendment—see Fourteenth Amendment.
America—see Bank of America.
Ancient Order of Hibernians, of Covington, act to charter the 418, 476, 623, 841
Anderson county—see Nixon, Mary A.
Anderson county court—see Court, county, of Anderson.
Anderson Lodge—see Lodge.
Antioch—see Church of God.
Appeal from decision of the Chair by Mr. Wrightson 834
Appellate Court—see Clerk.
Appropriate money—see Money.
Archer, Edmund J., of Marshall county, act for the benefit of 122, 178, 205, 218
Arctic Mining and Manufacturing Company, act to amend act to incorporate the 802, 826, 843, 855
Arnold, A. S., of Hickman county, bill for the benefit of 471, 513, 522, 525
Arrears of pay due deceased soldiers, act concerning 702
Ashland—see Cemetery Company.
Ashland—see Schools, public.
INDEX.

Ashland—see Town.
Ashland and Ohio Bridge Company, bill to incorporate the 710, 801, 835, 846
Assessor of Fulton county, act to allow the further time in each year to return his book 414, 463, 593, 612
Assignees in trust for the benefit of creditors, bill in relation to 89, 679, 711, 720
Assistant Janitor—see Janitor.
Association, Big Sandy Building, bill to incorporate the 696, 801, 837, 852
Christian, of the Women of Louisville, act to incorporate the, 804, 825, 843, 856
of Colored People, Agricultural and Mechanical, of Fayette county, act to incorporate the 585, 635, 669, 721
Covington Building, bill to charter the 208, 466, 589, 609, 623
Falls City Real Estate and Building, act to incorporate the, 197, 235, 387, 396, 397
German Building, No. 1, of Newport, act to incorporate the, 117, 138, 218, 238, 256
German Real Estate and Building, of Louisville, act to incorporate the, 198, 229, 289, 305
Hebrew Mutual Relief, act to incorporate the 417, 463, 639, 674
Highland Racing Park, bill to incorporate the 485, 601, 638, 675
Kenton Building and Savings, of Covington, act to incorporate the, 490, 591, 654, 674
Kentucky, for the Improvement of the Breed of Stock, act for the benefit of the 756, 797, 842, 853
Kentucky State Dental, bill to incorporate the 238, 416, 456, 469
Lexington Library, act to authorize the city council of Lexington to exempt the library and property of the from city taxes, 513, 560, 610, 627
Life, of America, bill to require the to deposit certain bonds and mortgages with the Auditor, and to provide for better security of citizens of Kentucky 585, 676, 688, 817
Louisville Gymnasium and Roller Skating, act to incorporate the, 687, 722, 799, 824
Louisville and Jefferson County, bill to amend the charter of the, 579, 801, 836, 852
Louisville Real Estate and Building, act to incorporate the 197, 235
Mechanics' Co-operative and Building, of Louisville, act to amend act to incorporate the 127, 156, 189, 203, 233
Mutual Aid, of Improved Order of Red Men, of the city of Louisville, act to incorporate the 127, 146, 317, 361, 377
Newport Literary Hall, act to incorporate the 223, 808
Odd Fellows' Temple, at Lexington, act to authorize the to issue bonds, 143, 178, 205, 215
Paducah Printing, act to incorporate the 417, 462, 501, 515
Pulaski Agricultural and Mechanical, act to incorporate the, 419, 486, 523, 541
Saloon-keepers', of Covington, bill to incorporate the 594
Union Agricultural and Improvement, of Mason and Bracken counties, act to amend the charter of the 417, 478, 522, 542
INDEX.

Association—see Educational Board.
—see Insurance Association.

Asylum at Danville for the Tuition of the Deaf and Dumb, bill for the benefit of, 63, 79, 109, 107, 126
Asylum for the Tuition of the Deaf and Dumb, bill to amend act to endow an, 63, 79, 100, 104, 115, 126
Asylum for the Tuition of the Deaf and Dumb, bill to amend act to expand act to endow an 697, 755, 783, 813
Asylum, Eastern Lunatic, annual report of 38
Eastern and Western Lunatic, act to regulate the salaries of the officers of395, 821, 838, 846
Western Lunatic, Richard Durrett nominated for Manager 320
resolution to appoint committee to visit 364
at Hopkinsville, bill to appropriate money to the 272, 301, 320, 345, 384, 396
—see Institution for the Deaf and Dumb.

Atlantic Ocean—see Resolution.
Attachment—see Property.
Attorney for 7th district—see Schooling, J. W.
Attorneys, county, bill to amend act fixing the fees of 603
Attorneys, county, bill to amend act to fix the fees of 184
Attorneys at law as sureties on official bonds and bail bonds, bill to prohibit the
-taking of, in Mercer and Warren counties 609, 820, 836, 832
Attorneys at law as sureties on official bonds, bill to prohibit the taking of 380, 489
Attorneys at law of Mercer county, bill in relation to, being taken as sureties 176
Auburn—see Logan county.
Auditor of Public Accounts, bill to continue in force an act to authorize the to com-
promise certain demands in favor of the Commonwealth 401, 600, 834, 845
Auditor—see Agent.
Auditor—see Penitentiary.
Augusta—see City of Augusta.
Augusta and Dover—see Roads, turnpike.
Augusta and Minerva—see Roads, turnpike.
Bagging Manufacturing Company—see Falls City.
Bail in all cases where bail is required by law, bill in relation to 401, 609, 679
Bain, Robert, of Knox county, act for the benefit of 687, 705, 799, 824
Ballard county—see Blake, Lucie.
Ballard county court—see Court, county, of Ballard.
Bank of America, bill to incorporate the 134, 465, 484, 508, 515
of Bowling Green, act to provide for the distribution of the reserved fund in
the 96, 119, 121, 123
Bank, Central National, and the First National Bank, at Danville, bill for the benefit
of the 594, 784
Citizens', bill to amend the charter of the 176, 198, 229, 231
of Commerce, act to incorporate the 417, 488, 791, 772, 806
of Commerce, act to incorporate the 408, 570
Deposit, of Carlisle, act to amend the charter of the 463, 537, 609, 629
INDEX.

Bank, Deposit, of Columbus, bill to charter the. 461, 679, 711, 720
Deposit, of Danville, bill to incorporate the. 98
Deposit, of Elizabeth, act to incorporate the. 467, 579, 691, 624, 703
Deposit, of Eminence, bill to amend the charter of the. 215, 246, 269, 278
Deposit, of Frankfort, act to amend act to incorporate the. 414, 463, 523, 541
Deposit, of Henderson, act to incorporate the. 468, 567, 624
Deposit, of Hopkinsville, act to amend act to incorporate the. 368, 567, 624, 640
Deposit, of Meade county, act to incorporate the. 467, 567, 629, 674
Deposit, of Midway, act to amend the charter of the. 196, 217, 279, 298
Deposit, of Stanford, bill to incorporate the. 198, 269, 282
Farmers', of Danville, bill to incorporate the. 104, 183, 204, 413, 445, 459
Farmers' Deposit, of Taylorsville, act to incorporate the. 297, 324, 413, 446, 469
Farmers and Drovers', bill to amend act to incorporate the. 564, 574, 584, 636, 602, 802, 818, 844
Garrard County Deposit, act to incorporate the. 414, 463, 513, 596, 612
German and Insurance Company, of Louisville, act to amend act to incorporate the. 468, 567, 609, 627
Grayson County Savings and Deposit, bill to incorporate the. 580, 601, 638, 675
of Hopkinsville, act to amend the charter of the. 468, 570, 772, 783
of Hopkinsville, bill to amend the charter of the. 668, 719
Jefferson County, bill to incorporate the. 627, 823, 837, 852
Jessamine Deposit, at Nicholasville, bill to charter the. 468, 513, 523, 528
of Kentucky, Old, bill to settle the affairs of the. 158, 160, 220, 231
Louisville Park, act to incorporate the. 219, 797, 821, 843, 855
of Mayfield, act to incorporate the. 468, 567, 639, 674
McLean County, bill to incorporate the. 461, 658, 675
Milton Deposit, of Bourbon county, act to incorporate the. 468, 570, 656, 699, 755
of New Castle, bill to amend the charter of the. 668, 802, 835, 845
Richmond Deposit, act incorporating the. 122, 146, 154, 182
State, of Kentucky, bill to incorporate the. 300, 411
Union County, bill to incorporate the. 565, 601, 638, 675
and Insurance Company, Bull's Head, of Louisville, bill to incorporate the. 216, 479, 569, 592, 819

Banking Companies—see Incorporated companies.
Banking Company—see Southern Banking Company.
Bank Lick and Lexington Junction—see Roads, turnpike.
Bank officers, certain, bill to exempt from jury and military services, 89, 196, 238, 269, 278
Bankrupts under the laws of the United States, bill authorizing parties to testify when opposite parties in interest have been discharged as. 63, 123
Banks of issue, act for the benefit of the State. 565, 635, 663, 704
Baptist Church—see Church.
Barbers' Aid Society—see Society.
Bardstown—see Town.
Bardstown and Louisville Turnpike Road Company—see Resolutions, joint.
Barren county, bill to authorize the so subscribe stock to the capital stock of certain railroads. 744, 802, 835, 846
—see Dickey, Thos. M.
INDEX.

Barren county—see School district.

Bates, Fleming, late sheriff of Wayne, act for the benefit of..... 719, 797, 821, 842, 865

Bath county—see Line.

Bath county—see Young, Thomas J.

Bath and Montgomery counties—see Court, county, of Bath.

Beargrass Real Estate Company, bill to incorporate the. 607, 645, 713, 737

Beatty's Mill and Todd's Point—see Roads, turnpike.

Beaver Creek Iron Manufacturing Company, bill to incorporate the 144, 228, 416, 469

Beck, James B., nominated for U. S. Senator 87

Begley, Felix T., former sheriff of Perry county, act for the benefit of. 367, 407, 654, 668, 711

Bellevue—see Town.

Bell Point—see Town.

Benevolent Society of United Brothers of Friendship, or the Mysterious Ten, of Pud-

cah, act to incorporate the 418, 698, 682, 704

Benson—see Roads, turnpike.

Benton—see Town.

Bethel, Henry, late sheriff of Larue county, bill for the benefit of. 642, 803, 834, 834

Bethel and Bald Eagle—see Roads, turnpike.

Bowleyville—see Town.

Bowleyville Male and Female—see Seminary.

Big and Little South Fork—see Cumberland river.

Big Sandy Building—see Association.

Big Sandy river, act to provide for the improvement of the 320, 337, 362, 388

Big Stoner and Winchester—see Roads, turnpike.

Big Tunnel—see Roads, turnpike.

Binder, Public—see Public Binder.

Births, deaths, and marriages, resolution to appoint committee in regard to 41

Births, marriages, and deaths—see Registration.

Blackerby, William O., of Bracken county, bill for the benefit of 461, 800, 834, 845

Blair creek—see Cat's Fork.

Blair creek—see Goble, M. B.

Blake, Lucie, Katie, and Alice, of Ballard county, act for the benefit of, 528, 573, 586, 640

Blandville—see Town.

Blind—see Institution for the Education of the Blind.

Blind children and youth of the State of Kentucky, bill for the benefit of the, 216, 265

271, 307, 625, 669, 676

Bluegrass—see Railroad Company.

Blue Run and Anderson's Ferry—see Roads, turnpike.

Bluff City—see Town.

Board of Trade—see Louisville Board of Trade.

Bonds and debts—see Marshall county.

Books—see Kenton county.

Boone, A. R., nominated for U. S. Senator. 87

Boone county, bill for the benefit of. 805, 809, 729, 944

Boone county court—see Court, county, of Boone.

Boone county—see Line.

—see New county.
INDEX.

Boonesville—see Road.
Boston and Akin—see Roads, turnpike.
Botanical Garden in Kentucky, act to establish a — 702, 797, 842, 854
Bottlers of mineral water—see Manufacturers.
Boude, John H., and others, of Bracken county, act for the benefit of — 254, 285, 318, 331
Bourbon county, act to amend act to authorize the voters to vote on a proposition to subscribe stock to certain railroads, &c. — 182, 201, 222, 233, 241
bill in relation to the collection of taxes in aid of the Maysville and Lexington Railroad Company, Northern Division, 606, 788, 837, 847
act to apply to an act to regulate partnership fences in Clark county — 524, 568, 610, 627
— see Courts of Justices of the Peace.
— see Line.
— see Roads, turnpike.
— see Texas cattle.
Bowling Green—see School, public.
— see Town.
Bowling Green and Double Spring—see Roads, turnpike.
Bowling Green Gas Company, act to incorporate the — 68, 99, 103
act to amend the charter of the — 367, 407, 478, 492
Bowling Green Hotel Company, act to incorporate the — 803, 825, 843, 855
Bowling Green, Hartford, and Ohio River—see Railroad.
Bowling Green Manufacturing Company, act to incorporate the — 417, 487, 601, 624, 641
Bowmar, H. P., nominated for Door-keeper — 8
Boyd county, act to amend act for the benefit of — 256, 285, 318, 331
Boyd county court—see Court, county, of Boyd.
Boyd, Senator, added to the Committee on Federal Relations — 51
Boyle county, act to establish an additional voting place in — 97, 121, 128
act for the benefit of the commissioners of the sinking fund of, 491, 583, 639, 673
bill to increase the county levy of — 502, 679, 711, 720
— see McAfee, Wm. E.
Boothe, H. P., late sheriff of Grayson county, bill for the benefit of the securities of, 651, 723, 818, 831
Bracken Association of United Baptists—see Educational Board.
Bracken county—see Blackerby, Wm. A.
— see Bond, John H.
— see School district.
— see Schoolfield, John J.
Bracken county court—see Court, county, of Bracken.
Bradley, W. R., report of, in regard to Wolf Island — 35
Brandenburg—see Town.
Brandt, Rev. E. H., bill for the benefit of — 291, 679, 711, 720
Brawner, Alexander G., bill for the benefit of — 649, 691, 713, 756
Breathitt county—see Cardwell, John.
— see Combs, Wm.
— see Cope, Alfred E.
— see Gibbs, John.
INDEX.

Breathitt county—see Lindon, James.
   —see Spencer, William.
   —see Wilson, John.

Breckinridge county—see Court of common pleas.
Breckinridge, John C., voted for for U.S. Senator
   —see Carroll, Owen, Gallatin, and Eagle.
   —see Kentucky and Virginia.
   —see Newport and Jamestown.
   —see Rio Bridge Company.

Bridge at Louisville, photographic view of, presented to Legislature, by E. Klauber.
Bridge, Ohio river, invitation to members of the Legislature to join in celebration of
   the completion of

Bridgeport—see Town.
Bridgeport and Benson—see Roads, turnpike.
Brooksville—see Town.
Brooksville and Mount Olivet—see Roads, turnpike.
Brooksville and Rock Spring—see Roads, turnpike.
Browder Institute, in Logan county, act for the benefit of

Brownsville and Glasgow Junction—see Railroad Company.
Brownsville and Glasgow Junction—see Roads, turnpike.
Bryan's Station and Lexington—see Roads, turnpike.
Bryantsville and Cane Run—see Roads, turnpike.
Bryson, R. F., present sheriff of Clinton county, bill for the benefit of

Butcher's Union, of Louisville, bill to incorporate the

Bull's Head Bank and Insurance Company—see Bank.
Bunce, Jo. H.—see Louisville.
Bureau—see Insurance Bureau.

Bush, J. W., of Livingston county, act for the benefit of

Butchers' Union, of Louisville, bill to incorporate the

Butler county, act authorizing the voters of, to vote upon the question of moving the county seat

Butler county, act to establish an additional voting place in

Butler Seminary—see Seminary.

Cabin Creek—see Roads, turnpike.
INDEX.

Cabin Creek, Sand Hill, and Manchester—see Roads, turnpike.
Cades—see Town.
Caldwell, E. B., late sheriff of Lincoln county, act for the benefit of... 307, 320, 254, 282
Caldwell, J. W., of Logan county, bill for the benefit of... 775, 803, 835
Caldwell county—see Ward, Samuel B.
Caldwell county court—see Court, county, of Caldwell.
Calhoun Mills Company, act to amend the charter of... 635, 699, 721
Calhoun, J. C., sheriff of McCracken county, and his sureties, act for the benefit of, 108, 145, 150, 191
act for the benefit of... 307, 322, 423, 469
Calhoun—see Roads, turnpike.
—see Town.
Call of the Senate... 103
Candiesville, Johnsville, and Burnt Church—see Roads, turnpike.
Campbell county, act for the benefit of... 498, 722
Campbell county court—see Court, county, of Campbell.
Campbellsville—see Town.
Candles and soap—see Weights.
Case Run and King's Mill—see Roads, turnpike.
Capital stock of Railroads and other corporations, bill to declare the, personal property... 402, 701
Capitol—see Fire-proof offices.
Carbon Gas Company, of Louisville, bill to incorporate the... 507, 561, 537, 552
Cardwell, John, of Breathitt county, bill for the benefit of... 388, 452, 462, 498
Cargill, A. G., of Graves county, act for the benefit of... 672, 987
Cargill, W. L., nominated for Door-keeper... 4, 5
Carlisle, John G., nominated for Speaker... 51
Carlisle, John G., and W. McKee Fox, added to the Committee on Railroads... 51
Carlisle—see School, common.
—see Town.
Carlisle and Mount Sterling—see Roads, turnpike.
Carlisle and Park's Ferry—see Roads, turnpike.
Carpeh son's Creek and Green River—see Roads, turnpike.
Carroll county, act to amend act for the benefit of... 671, 691, 772, 806
—see Chinn, Juda.
—see Pryor, M. T.
Carroll, Owen, Gallatin, and Eagle Bridge Company, act to incorporate the... 688, 792, 842, 853
Carrollton—see Town.
Carter county, bill to establish an additional voting precinct in... 200, 220, 601, 637, 675
—see Senton, James O.
—see O'Nealen, James.
Carter County Mining and Manufacturing Company, act to incorporate the... 688, 797, 841, 854
Carter quarterly courts—see Courts, quarterly, of Carter.
Casy county—see Fry, John.
Casy county—see Line.
INDEX.

Casey county court—see Court, county, of Casey.
Caseyville —see Town.
Caseyville and Morganfield —see Roads, turnpike.
Cashmere Company —see Louisville Cashmere Company.
Catlettsburg —see Schools, public.
—see Town.
Catlettsburg Normal —see Academy.
Cat's Fork of Blain creek, in Lawrence county, act to declare it a navigable stream, 764, 794, 849.
Cattle —see Texas cattle.
Cayce's act to provide for changing —see Courts of common pleas.
Cave City and vicinity, resolution appropriating money for relief to citizens of, 219, 228, 239, 247.
Cave Hill —see Cemetery.
Cemetery Company, Ashland, act to incorporate the, 686, 763, 818.
Cemetery Company, Cave Hill, act to amend the charter of, 417, 598, 689, 706.
Cemetery, Cave Hill, act to exempt the secretary and treasurer of, from all jury service, 223, 257, 289, 306.
Cemetery, Highland, act to prevent hunting and tippling in and around the, 176, 238, 255, 279, 290.
Cemetery, Milburn, in Ballard county, act to incorporate, 525, 597, 683, 704.
Central National Bank —see Bank.
Ceresco —see Town.
Chain-carriers —see Surveyors.
Chandler Iron Company, bill to incorporate the, 597, 601, 638, 675.
Changes of venue —see Venue.
Chapter —see Union Chapter.
Cheese Manufactories of this State, act for the benefit of the various, 822.
Chelf, W. H., added to the committee on the revision of the revenue laws, 597.
Chenoweth, J. Q., added to the Committee on Finance, 373.
Chicago —see Town.
Chinn, Juda, of Carroll county, act for the benefit of, 971, 987, 981, 884.
Christian Association of the Women of Louisville —see Association.
Christian Church —see Church.
Christian county, act to amend act to establish a work-house in, 343, 349, 383, 397.
—see Glass, Wm. A.
—see Roads, turnpike.
—see Court, county, of Christian.
Christiansburg and Demaree Store —see Roads, turnpike.
Church, African Methodist Episcopal, of Glasgow, bill for the benefit of the, 382, 701, 721, 843.
Baptist, of Shelbyville, act for the benefit of the, 209, 334, 350, 338.
Christian, at Rush Branch, act to amend act to incorporate the, 190, 227, 254, 263.
German Reformed Zion, of Louisville, act to incorporate the, 867, 996, 842, 853.
INDEX

Church of God in Christ Meeting, at Antioch, in Shelby county, act to charter the, 625,
614, 683, 704
of the Messiah, at Louisville, act to incorporate the, 304, 407, 478, 492
Methodist (colored), of Madisonville, act for the benefit of the, 688, 797, 840,
849
M. E., of Maysville, act to authorize the trustees of the to sell and convey
certain real property, 687, 704, 839, 849
Methodist Episcopal, South, at Bowling Green, act authorizing the trustees
of to sell certain property, 197, 197, 197, 197
M. E., South, of Paducah, act for the benefit of the, 526, 614, 683, 704
M. E., South, at Rollington, in Oldham county, act to authorize the trustees
of to sell and convey church property, 525, 590, 699, 721
Methodist Episcopal, South, of Russellville, act to authorize the trustees
of to sell their old church grounds, &c, 197, 227, 254, 282
Pilgrim Baptist, of Louisville, act to incorporate the, 687, 706, 842, 854
St. James, in Pewee Valley, bill to amend act to incorporate, 54, 197, 232, 277
Willisburg, act for the benefit of the trustees of the, 688, 706, 839, 848
Zion Protestant Episcopal, of Louisville, act to incorporate the, 223, 334, 362,
376
Cincinnati, invitation from authorities of, to Kentucky Legislature, to partake of the
hospitalities of, 431, 443
Cincinnati, Glasgow, and Bowling Green—see Railroad Company.
Cincinnati, Lexington, and East Tennessee—see Railroad Company.
Cincinnati Southern Railway—see Railway.
Circuit court clerks—see Clerks.
Cities and towns—see Streets.
Citzens' Bank—see Bank.
City of Augusta, act to repeal act to amend the charter of the, &c., 414, 464, 617, 661,
784
Columbus, in Hickman county, bill to amend the charter of the, 207, 227, 254,
282
Columbus and Hickman, bill for the benefit of the, 580
Columbus—see Court, police.
Covington, act to amend the charter of the, 414, 448, 489, 506
Covington, act to amend the charter of the, 197, 222, 241, 294, 302, 306
Covington, act to define the boundary between the first and second representa-
tive and justices' districts of the, 607, 658, 713, 757
Covington, bill supplementary to an act to amend the charter of the, 593
Covington, act to amend the charter of the, 687, 705, 799, 824
Covington, bill to amend the charter of the, 197, 210
Cynthiana, bill amending the charter of the, 177, 222, 238, 242
Cynthiana, bill amending the charter of the, 322, 417, 457, 459
Dayton, act to extend the corporate limits and amend the charter of the, 591, 654,
674
Frankfort, act to amend the laws in relation to the, 215, 521, 589, 699, 623
Frankfort, bill to amend act to amend and reduce into one the several acts in
relation to the, 686, 713, 791, 799, 811
Frankfort, bill repealing all laws reviving and re-enacting section 26 of an act
to reduce into one the several acts in relation to the, 804
City of Henderson, bill to amend act to amend and reduce into one the several acts concerning the Henderson, act to amend act to amend and reduce into one the several acts concerning the Henderson—see Schools, public.

Hickman, act to repeal act to amend act to extend the civil jurisdiction of the Henderson, act to amend act to extend the civil jurisdiction of the Henderson, bill to amend the charter of the Henderson, act to amend the charter of the Henderson, act to amend the charter of the Henderson, act to amend the charter of the Henderson, act to amend the charter of the Louisville, bill to authorize the to issue bonds to pay off existing liabilities, Louisville, act to amend act to increase the resources of the sinking fund of the Louisville, act for the benefit of the Louisville, act establishing a new charter for the Louisville, bill for the benefit of the Louisville—see Advertisements.

Louisville—see Police commissioner.

Louisville—see Police force.

Louisville—see Schools, public.

Louisville—see Tobacco.

Ludlow, act to amend act to incorporate the Maysville, act to amend the several acts incorporating the Newport, act to extend the corporate limits of the Newport—see Schools, common.

Paducah, act to amend the charter of the Paris, bill to change and define the boundary and limits of the Paris, act to amend the charter of the Clark county, act for the benefit of Clark county bill concerning the poor-house farm in Clark county court—see Court, county, of Clark.

Clark and Montgomery—see Roads, turnpike.

Clay county, bill for the benefit of Clay, Henry, resolution authorizing the purchase of the bust of Clay and Owsley counties, act for the benefit of Clay and Owsley counties—see Roads.

Claysville—see Town.

Claysville Male and Female—see Academy.

Cleaveland, John, act to authorize the trustees of, to sell real estate for the benefit of the Orphan School at Midway.

Clerks, acts concerning, in the counties of— Bourbon Green Henry Mason
INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.

INDEX.
College Furnace Iron and Manufacturing Company, in Estill county, act to incorporate the
College, Princeton Masonic Female, act to incorporate the
Collegiate Institute—see Institute.
Collins, Judge Lewis, resolution in relation to the death of
Columbia—see Town.
Columbia and Burksville—see Roads, turnpike.
Columbia and Creelsboro—see Roads, turnpike.
Columbus—see City of Columbus.
Combs, Hezekiah, former sheriff of Perry county, act for the benefit of
Combs, Hezekiah, late sheriff of Perry county, act for the benefit of
Combs, John W., late sheriff of Woodford county, act for the benefit of the sureties
Combs, Wm. M., of Breathitt county, act for the benefit of
Commerce—see Bank of Commerce.
Commissioner and receiver of the Louisville chancery court, act to amend act to regulate the office of
Commissioners to contract for and superintend the erection of the State House of Reform, report of
—see Little Sandy.
—see Master Commissioners.
—see Red river.
Commissioners of the Sinking Fund—see Boyle county.
Committees, Standing, list of
Concord and Tollsville—see Roads, turnpike.
Confederate soldiers killed in the battle of Perryville, bill to defray the expense of collecting and interring the
Confidence Lodge—see Lodge.
Congress—see Representatives to the.
Congressional Libraries, Acts and Journals for—see Resolution.
Conklin, Wm. L., nominated for Speaker
Cook, Thomas, late sheriff of Clay county, act for the benefit of
Co-operative Savings and Banking Company—see Louisville.
Cope, Alfred E., of Breathitt county, act for the benefit of
Cornett, Elijah, of Perry county, bill for the benefit of
Corporations created by the laws of Kentucky, bill regulating
Corporations formed under act to authorize the formation of corporations for mining, manufacturing, &c., bill to legalize
Cosby, J. M., resolutions in relation to the death of
Cossen, John R., late clerk of Pulaski circuit court, bill for the benefit of
County Attorneys—see Attorneys, county.
County court judges—see Judges.
County levy—see Larue county.
County, new—see Lee.
County seat—see Butler county.
—see Elliott county.
Court of Appeals, bill requiring opinions of the to be recorded
    bill in relation to
INDEX.

Court of Appeals—see Judges.

Courts of the eighth judicial district, act to regulate the holding of the, 207, 218, 269, 282.

Courts in the fifth judicial district, act to amend act to change the time of holding the
in the 6th judicial district, bill to amend act to change and fix the time of holding the
in the 8th judicial district, act to alter the terms and fix the terms of, and to legalize the process of the courts of the same 46, 104
in the 11th judicial district, act to change the time of holding the, 375, 484, 492, 570, 701, 772, 806
in the 13th judicial district, act to change the time of holding the, 219, 253, 282
in the 13th judicial district, act to amend act to change the time of holding the
in the 13th judicial district, act to amend act to change the time of holding the
in the 16th judicial district, bill regulating the time of holding the, 236, 240, 293, 277

Courts of the Lincoln circuit court.

of Jefferson county, bill in regard to the jurisdiction of the—291
of Jefferson—see Clerk.
of Lincoln—see Clerk of the Lincoln circuit court.
of Marion, act to prescribe and define the jurisdiction of the, at its
June term of each year—828, 844, 855
of Robertson county, bill to regulate the jurisdiction of the, 155, 167, 192
of Rockcastle, bill providing for the payment of certain claims allowed by 472
of Spencer, act to change the time of holding the—414, 485
in the counties of Warren, Simpson, Edmonson, and Todd, act to regulate the time of holding the—367, 542, 601, 624, 641
and county, of Warren, bill to facilitate the finding of records in the, 236, 489, 500, 508
—see Judges.

Court of claims, act requiring the yeas and nays to be recorded when the makes an appropriation 256, 268
Court of claims for Jessamine county, act to change the time of holding the, 491, 588, 624, 641

Courts of common pleas, bill directing the judgments and executions of the, to be transcribed and docketed in the execution books of the circuit courts in the counties of Grayson, Hardin, Breckinridge, and McLean 272, 490, 500, 509
to circuit courts, and from circuit courts to courts of common pleas, bill to amend act to provide for the changing of causes from, in certain cases 273, 289, 302, 306
to circuit courts, and from circuit courts to courts of common pleas, bill to amend act to provide for the change of cases from, in certain cases 461, 679, 711, 720
Courts of common pleas for Fayette county, act to establish the
in Warren county, bill to change the time of holding the, 49, 100, 107, 195

Court, county, of Anderson, act to authorize the to sell and convey the poor-house
lands 207, 223, 224, 211
of Anderson, act to change the time of holding the 490, 563, 693
of Ballard, act to authorize the to change the State road between
Caney creek and Columbus, in Ballard county 490, 597, 698, 686
of Bath, act empowering the to levy an ad valorem tax to complete
new court-house 222, 223, 270, 305
of Bath, and the court of claims, act to change the time of holding
the 470, 508, 563, 686
of Bath and Montgomery, act authorizing the to levy a tax to build a
bridge over Hinkston creek 143, 324, 413
of Boone, act to legalize the proceedings of the, at its October term, 256, 285, 362, 374
of Boyd, act to make subscription to the capital stock
of the Ashland and Catlettsburg Turnpike Road 207, 275, 302, 331
of Boyd, bill to amend act to authorize the to make a road from Cat-
lettsburg to the Lawrence county line 291, 490, 500, 509
of Bracken, act to change the time of holding the monthly session of 207, 274, 302, 331
of Bullitt, act extending further time to, in which to provide fire-proof
vaults for county records 468, 487, 510, 527
of Bullitt, act to empower the to take stock in turnpike roads, 686, 786, 838, 841
of Caldwell, act giving power to change certain State roads 163, 177, 206, 214
of Campbell, act authorizing the to levy an ad valorem tax, 606, 644, 713, 759
of Casey, act authorizing the to establish a voting precinct 702, 788, 838, 847
of Christian, act to authorize the to establish and keep a work-house
in 190, 235, 279, 286
of Clark, act authorizing the to levy a tax to aid in the erection of a
bridge over Stoner creek 123, 155, 225, 231
of Elliott, act to authorize the to levy an additional tax, 490, 588, 624, 648
of Estill, act for the benefit of, and to allow it to sell poor-house
land 143, 177, 205, 215
of Fayette, act to authorize the to appoint a treasurer, 101, 106, 125, 155
of Fulton, act to authorize the to levy and collect a tax to repair court-
house 206, 226, 254, 291
of Garrard, act to change the February and August terms of the, 490, 563, 654, 674
of Hancock, act authorizing the to increase the county levy, 525, 567, 610, 627
INDEX.

Court, county, of Hardin, bill to authorize the to raise money to pay claims, 447, 490, 500

of Hardin, act authorizing the to levy a tax for road purposes  . 656, 684
of Harlan, act to authorize the to levy a tax .......... 281, 293, 362, 376
of Henry, act to permit the to subscribe to the Kentucky River Navigation Company. ------------------------ 127, 178, 189, 205, 215, 655
of Jessamine, act to change the time of holding the .. 213, 226, 254, 281
of Josh Bell—see Roads, turnpike, Wilderness.
of Larue, act authorizing the to reduce a county road to twenty feet in width .................................. 414, 581
of Lee, act authorizing the to permit gates to be erected across the State road in said county, leading from the town of Irvine to the town of Booneville ...................................... 553, 856
of Lee, bill authorizing the to issue bonds to build a court-house, 739, 862, 835, 846
of Livingston, bill in relation to the ...................... 579, 602, 658, 675
of Logan, act authorizing the to build a new court-house, &c., 207, 217, 233, 241
of Lyon, act to empower the to grant tavern license in certain cases, 413, 462, 639, 673
of Madison—see School district.
of Marion, act to authorize the to increase the county tax, 122, 136, 162, 183
of McLean, bill to authorize and empower the to levy a tax to build a new court-house. -------------------------- 774, 828
of McLean, act to enable the to increase the county levy, 128, 158, 181, 191
of McCracken, act allowing the to levy a tax to build a bridge .... 240, 476
of Menifee, act empowering the to levy a tax ............. 409, 568, 609, 626
of Mercer, act to authorize the to issue and sell bonds, 608, 643, 713, 757
of Mercer, act to legalize certain acts of the .......... 603, 644, 700, 731
of Monroe, act concerning the jurisdiction of the .... 256, 285, 319, 347
of Montgomery, act to change the time of holding the August and February terms of the . ......... 207, 226, 254, 282
of Muhlenburg, bill authorizing the to change the South Carrollton and Madisonville road .... 608, 644, 700, 722
of Owen, bill to authorize the to make alterations in the State road from Owenton to Georgetown .... 461, 490, 500, 509
of Pendleton, act to authorize the to subscribe for stock in turnpike roads, in. .............................. 100, 157, 157, 164, 189, 205, 214
of Pendleton, act to amend act to authorize the to raise money to build bridges.......................... 419, 551, 638, 673
of Perry, act authorizing the to issue bonds to pay off the present indebtedness of said county ........ 689, 797
of Rowan, act to change the time of holding the .... 256, 286, 319, 331
of Shelby, bill to authorize the to issue bonds for the benefit of turnpike roads .......................... 184, 524, 566, 595, 605

101-s.
INDEX.

Court, county, of Shelby, act to amend act to authorize to take a vote to levy a tax for turnpike purposes -------- 525, 568, 610, 637

of Trigg, act to authorize the to issue bonds to pay off the indebtedness of said county --------------------------------------------- 48, 55, 99, 102

of Trigg, bill to authorize the to dispose of the Curling fund, and for other purposes -------------------------------- 485, 507, 572, 602, 638, 678

of Trigg, act to authorize the to order an election in the Cadiz common school district ---------------------------------------------- 805, 840, 849

of Union, bill for the benefit of the -------------------------------------- 348, 490, 500, 509

of Union, bill to authorize the to increase the width of certain roads in said county ---------------------------------------- 473, 602, 638, 673

of Washington, act authorizing the to levy an additional tax, 101, 110, 127, 141, 166

of Webster, bill for the benefit of the ------------------------------------ 603, 820, 830, 853

Courts, county, act to repeal act authorizing, to make compensation to county clerks under pension laws ----------------------------------------------- 100, 145, 167, 183

Courts, county, act to amend act empowering the, where court-houses, jails, or clerk's offices have been burned, to levy an ad valorem tax to rebuild the same, 498, 566, 610, 635

Courts, county—see Judges.

Court of J. C. Ewing—see Ewing, J. C.

Courts of justices of the peace in Bourbon county, act to amend act to fix the time of holding the -------------------------------- 255, 268, 318, 324

Courts, justices', in the city of Louisville, bill to repeal act to amend act authorizing the appointment of persons to serve process in ---------------------------------- 378, 397, 411, 415

Court of levies and disbursements for Rockcastle county, bill authorizing the to levy a tax ----------------------------------------------- 472, 513, 522, 538

Court of levy and claims of Lawrence county, bill to legalize certain proceedings had in the -------------------------------------------- 215, 255, 279, 280

Court, Louisville chancery—see Commissioner and receiver.

Court, police, in the city of Columbus, act to increase the civil jurisdiction of the ----------------------------------- 207, 407, 413, 440

Courts, quarterly, in Carter county, act to change the time of holding the ________________________________________________ 499, 568, 609, 635

Courts, quarterly and county, of Franklin, act to regulate the terms of the ___________________________________________ 491, 568, 626, 641

Courts, quarterly, of Hickman, bill to change the time of holding the ___________________________________________________ 119, 206, 220, 231

of Rowan, act to change the time of holding the ___________________________ 256, 286, 319, 333

of Wayne, act to change the time of holding the ___________________________________________________________ 118, 132, 154, 163

Covert Run—see Roads, turnpike.

Covington, invitation to Legislature and State officers to partake of the hospitalities of ________________________________________________ 435, 443

—see City of Covington.

Covington and Bank Lick Passenger—see Railway company.

Covington Building Association—see Association.

Covington and Cincinnati Street—see Railway company.

Covington and Horse Branch—see Roads, turnpike.

Covington and Lexington—see Railroad company.

Covington Skating Club, act incorporating the ___________________________________________________________ 607, 638, 772, 806
INDEX.

Covington and Taylor Mill—see Roads, turnpike.

Cox, A. G., late sheriff of Green county, bill for the benefit of—369, 634, 754

Cox, M. B., late sheriff of Morgan county, act for the benefit of the securities of—804, 842

Crab Orchard—see Town.

Crab Orchard and Crew's Knob—see Roads, turnpike.

Credico, Charles Harper, of Henderson county, act for the benefit of—87, 109, 125, 191

Craig, Newton, bill for the benefit of—165, 195, 286, 488, 477, 480

supplemental act for the benefit of—685, 706

Crawford, Oliver, of Estill county, bill for the benefit of—300

Cream Cheese Company—see Woodford.

Creditors in certain cases to garnishee before judgment or return of no property, bill to authorize—461, 529, 630, 779, 711, 720

—see Assignees in trust.

Crescent Sleeping Car Company, bill to incorporate the—580, 684, 754, 765

Crist, Gen. Henry, resolution directing Auditor to pay for monument over the remains of—41, 139, 182, 205, 211

Crittenden, John A., resolution for the benefit of—46, 50, 57, 90, 103

Crittenden, George B., elected State Librarian—373, 375

Crittenden county, act to amend an act relating to roads, to 498, 669,

763

—see Lowery, Geo. H.

Crockett, S. O., nominated for Door-keeper—8

Cuba Lodge—see Lodge.

Cumberland county, act to establish an additional voting place in—606, 657, 753, 776

act for the benefit of—51

—see School district.

Cumberland river, act to amend act to appropriate money to clear out and improve the, between the mouths of South Fork and Rockcastle rivers, 176,

398, 396, 398

bill to improve the navigation of the Big and Little South Forks of—643

Cumberland and Ohio—see Railroad company.

Cummings, Samuel—see Newport.

Cummings, William D., bill for the benefit of—629

Curators—see Executors.

Curling fund—see Court, county of Trigg.

Cynthiana—see City of Cynthiana.

Cynthiana and Ashbrook's Mill—see Roads, turnpike.

Cynthiana, Riddle's Mill, and Millersburg—see Roads, turnpike.

Danville—see Town.

Danville Collegiate Institute, bill to incorporate the trustees of the—507, 702, 754, 765

Danville and Hustonville—see Roads, turnpike.

Danville and Pleasant Hill—see Roads, turnpike.

Darlington, G. W., of Greenup county, act for the benefit of—491, 508, 609, 626

Daughters of Rebecca—see Lodge.

Davis, J. Wash., act for the benefit of—612, 647

Davis, James, of Knox county, act for the benefit of—414, 420, 457, 470

Dayton—see City of Dayton.

Dead animals, in the water-courses and ponds of the State, act prohibiting the throwing of—280, 295, 362, 376
INDEX.

Deaf and Dumb—see Asylum.
Debt—see Monroe county.
Deceased soldiers—see Arrearages of pay.
Demands in favor of the Commonwealth—see Auditor.
Dental Association—see Association.
Deposit Bank of Carlisle—see Bank.
      Columbus—see Bank.
      Danville—see Bank.
      Eminence—see Bank.
      Frankfort—see Bank.
      Henderson—see Bank.
      Hopkinsville—see Bank.
      Meade county—see Bank.
      Midway—see Bank.
      Stanford—see Bank.

Desha, John R., nominated for Manager of the Eastern Lunatic Asylum.......... 411

Dickey, Thomas M., late public guardian of Barren county, bill for the benefit of, 103, 330, 361, 369

Directors—see Railroad directors.

Distillers—see Elkhorn, South Fork of.

Distress—see Property.

District No. 21—see Metcalfe county.

Dixon—see Town.

Donan, D. C., of Hart county, act for the benefit of 702, 788, 792, 840, 848

Door-keeper, Joseph Read elected see Resolution, joint.

Dorman, J. H., report of, on Resolution to ratify Fifteenth Amendment to U. S. Constitution 438

Drake, Senator—see Resolutions, joint, in regard to the powers of the Supreme Court.

Draud—see Lincoln Chapter.

Dry Creek and Covington—see Roads, turnpike.

Dudley, William A., resolutions in regard to the death of 823, 837, 839

Duke, John M., late clerk of the Mason circuit court, bill for the benefit of 775, 820, 837

Duncan, John W., sheriff of Wayne county, act for the benefit of 596, 669, 610, 616

Durham, Nelson sheriff of Jessamine county, act for the benefit of 451, 569, 619, 636

Durrett, Richard, nominated for Manager of the Western Lunatic Asylum 320

Duvall, William, resolution for the benefit of 50, 57, 99, 103

Eastern Kentucky—see Railway Company.

Eastern Kentucky Marble, Lithograph Stone, and Mining Company, bill to incorporate 388, 809, 837, 859

Eastern Lunatic Asylum—see Asylum.

Edge-tool Company—see Louisville.

Edmonson county—see Courts, circuit.
      —see Hack, Ranson.

Edmonton—see Town.

Edmunds, M. G., bill for the benefit of 89, 117, 123, 147

Educational Board of the Bracken Association of United Baptists, act to incorporate 688, 788, 839, 846

INDEX.
INDEX.

Edwards, J. K., and Charles Kohlman, of Campbell county, act for the benefit of, 657, 788, 828, 847

Election precinct No. 3—see Greenup county.
No. 5—see Greenup county.

Elizabethtown—see Seminary, public.
—see Town.

Elizabethtown Deposit Bank—see Bank.
Elizabethtown, Lexington, and Big Sandy—see Railroad Company.
Elizabethtown and Paducah—see Railroad Company.

Elizaville—see Town.

Elk creek—see Roads, turnpike.
Elkhorn—see Roads, turnpike.
Elkhorn creek, in Pike county, act to declare a navigable stream— 168, 219, 269, 281
Elkhorn, South Fork of, in Fayette county, act to prevent distillers from emptying their slop into the — 606, 678, 799, 82
Elliott county, act to amend act to establish the— 481, 503, 624, 641
act to authorize the qualified voters of, to vote on removal of county seat— 589, 599, 642, 712, 756
—see file.

Elliott county court—see court, county, of Elliott.

Elrod, H. B., of the county of Warren, act for the benefit of— 611, 644, 700

Engineers—see Railroad engineers.

Bill county, bill to prevent the sale of whisky in, by submitting the question to a vote of each district— 628, 614
bill for the benefit of the— 613
—see Crawford, Oliver.
—see Miller's creek.

Estill county court—see Court, county, of Estill.

Eureka Lodge—see Lodge.

Ellis, Benjamin, of Garrard county, act for the benefit of— 529, 645, 713
Ellis, Granville, act for the benefit of— 625, 706

Evansville, Henderson, and Nashville—see Railroad.

Swing, J. C., bill to change and fix the time of holding the civil term of the court of, a justice of the peace in Mercer county— 209

Execution—see Homesteads.

—see Property.

Executors, administrators, and curators, bill to amend act to amend the law in relation to— 602, 679, 711, 720

Extension of the present General Assembly—see Resolution.

Fair Company—see Henderson Fair Company.

Fairfield—see Town.

Fairfield and Taylorsville—see Roads, turnpike.

Falls City Bagging Manufacturing Company, bill to incorporate the— 111, 196, 212, 231

Falls City Real Estate and Building—see Association.

Falls City Real Estate Company, bill to incorporate the— 818, 829, 837, 852

Farmers Union—see Bank.
Farmer's Club, of Shelby county, act to incorporate the ........................................... 608, 638
Farmers' Deposit Bank—see Bank.
Fayette county, bill to protect the stone fences in ......................................................... 621, 691
—see Court of common pleas.
—see Mechanics' lien law.
—see Talbott, William.
—see Court, county, of Fayette.
Federal Relations, report of Committee on, on Resolution to ratify Fifteenth Amend-
ment to the United States Constitution .......................................................... 438
Fee bills—see Officers, civil, of this Commonwealth.
Fees—see Attorneys, county.
—see Clerks.
—see Jailers.
Feeses' Mill—see Roads, turnpike.
Female Seminary of Paducah—see Seminary.
Fences—see Bourbon county.
Ferry Company—see Broadway Ferry Company.
Ferry at Springville, Greenup county, act in relation to the .......................................... 52
Fifteenth Amendment to the Constitution of the United States, resolution to ratify, 359,
438
Finley, H. F., nominated for U. S. Senator .......................................................... 87
Fire-proof offices at the Capital, report of commissioners to erect .................................. 150, 156
at the seat of government, report of Committee on Finance on the
subject of........................................................................................................... 158
at the seat of government, act to amend act to provide for the erection of .................................. 209, 211, 306, 344, 349, 386, 572
at the seat of government, bill to amend act to provide for the erection of .................................. 720, 758, 780
First German Louisville Mutual Life—see Insurance company.
Fish in Franklin county, act to prevent the destruction of ........................................ 756, 797, 844, 866
Fish in Green river and its tributaries, act to repeal act to prevent the destruction of .......................................................... 524, 591, 634, 673
Fish in the South Fork of Licking river, act to prevent the destruction of .................................. 821
Fish—see Salt river.
Fisherville and Buck creek—see Roads, turnpike.
Fitchburg—see Town.
Fitzpatrick, Henry Clay, of Floyd county, bill for the benefit of .......................... 606, 644, 699, 721
Flat Rock and Floyd's Fork—see Roads, turnpike.
Fleming county, act for the benefit of ...................................................................... 164, 206, 220, 281
Fleming and Lewis—see Roads, turnpike.
Flemingsburg—see Town.
Flemingsburg and Poplar Plains—see Roads, turnpike.
Florence and Anderson's Ferry—see Roads, turnpike.
Florence and Independence—see Roads, turnpike.
Flouring Mill Company—see Frankfort.
Floyd, Thomas S., late sheriff of Spencer county, act for the benefit of .................... 346, 408, 573, 516
Floyd county—see Buffalo creek.
—see Fitzpatrick, Henry Clay.
INDEX.

Floyd county—see Harris, James S.
    —see John's creek.
    —see Langley, Matthew.
    —see Martin county.
    —see Middle creek.
    —see Slailey, Michael.

Floyd Spar Mining Company, act to incorporate the. 485, 802, 835, 846

Fogt, James N.—see Knight, W. G.

Foster—see Roads, turnpike.
    —see Town.

Fourteenth Amendment ratified by the State of Georgia. 437

Fox—see Hancock.

Fox Run and LaGrange—see Roads, turnpike.

Fox, Wm. P., of Mason county, act for the benefit of. 358, 465, 489, 505

Frankfort—see City of Frankfort.

Frankfort Flouring Mill Company, act to amend act to incorporate the, 69, 117, 135, 147

Franklin—see Town.

Franklin county—see Fish.

Franklin County and Crab Orchard—See Roads, turnpike.

Franklin Institute, in the town of Lancaster, bill to repeal act to incorporate, 498, 644, 757

Franklin County and Quarterly Court—see Courts, quarterly and county, of Franklin.

Fredonia—see Town.

Frenchburg—see Town.

Fruit-growers, bill to provide for the more effectual protection of, against trespassers, 322, 351

Fry, John, of Casey county, bill for the benefit of. 291, 524, 573, 698

Fulton county—see Assessor of Fulton county.
    —see McConnell, Emeline.

     Fulton county court—see Court, county, of Fulton.

Furnaces—see Red River Iron Manufacturing Company.

Furniture Manufacturing Company—see Paducah.

Garr, Horace S., of Jefferson county, bill for the benefit of. 216

Garrard county—see New county.
    —see Road law.

Game, act to amend act for the protection of, in certain counties of the State, 281, 285, 319, 322

Garden—see Botanical Garden.

Garrity—see Creditors.

Garrard county—see Evans, Benjamin.
    —see Sinking Fund.

Garrard County Deposit Bank—see Bank.

Gas Company—see Bowling Green.
    —see Lexington.
    —see Carbon Gas Company.

General Assembly—see Meeting of the General Assembly.

General Government—see Agent.
INDEX.

Georgetown—see Town.
Georgetown, Oxford, and Leesburg—see Roads, turnpike.

Georgia, Fourteenth Amendment to U. S. Constitution ratified by 437
Geological Survey of the State, portion of Governor's message relating to, referred to a select committee 146

German Bank and Insurance Company—see Bank.
German Building—see Association.
German Bundes Lodge—see Lodge.
German Real Estate and Building—see Association.
German Reformed Zion Church—see Church.

Germantown—see Town.

Germantown and Hamilton Cross Roads—see Roads, turnpike.

Gibbs, John, committee of William Gibbs, an idiot, of Breathitt county, act for the benefit of... 199, 200, 232, 241

Gilbert, Haywood, late sheriff of Clay county, bill for the benefit of... 529, 569, 610, 630

Gilbert, John, act for the benefit of... 171, 222, 238, 242

Glanders act to amend act to prevent the spread of the disease called... 248, 529, 755, 768

Glass Company—see Hemingray.
Glass, W. A., of Christian county, act for the benefit of... 290, 422, 438, 490, 515

Glasgow—see Railroad Company.

Glencoe and Poplar Grove—see Roads, turnpike.

Goble, M. B., act to authorize to erect a boom across Elkin creek, in Lawrence county... 613, 755, 788, 818

Golladay, J. S., nominated for U. S. Senator 92

Gorley, Henry, nominated for Public Binder 388, 385

Governor, committee appointed to wait on the regular message of... 10

Governor's message referred to appropriate committees 39

Governor, message of, transmitting invitations from Covington and Newport to Legislature and State officers to visit said cities and partake of the hospitality thereof 435

of, transmitting resolution of State of Georgia, announcing the ratification of the Fourteenth Amendment to the Constitution of the United States by said State 431

of, transmitting invitation from authorities of Cincinnati to Legislature and State officers to visit said city and partake of their hospitality 438

of, vetoing act for the benefit of the county judges of Webster and Mason counties 850

of, vetoing act for the benefit of the securities of H. P. Bozarth 813

Graham Chapter, No. 69, Royal Arch Masons, bill for the benefit of... 144, 283, 417, 456, 460

Grahamton Manufacturing Company, bill to incorporate the 687, 797, 848, 848

Grain and other property in inclosure, act making it larceny to sever and take 809

Grain Elevator Company—see Louisville.

Grand jurors, bill to increase the pay of 230

Grand Jury for Jefferson county—see Negro juvenile offenders.
### INDEX

<table>
<thead>
<tr>
<th>Page</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>437</td>
<td>Grant, J. A., elected Sergeant-at-Arms</td>
</tr>
<tr>
<td>43</td>
<td>Grant county—see Line.</td>
</tr>
<tr>
<td>195</td>
<td>Grass lick and Somerset creeks, bill to amend act to prevent trapping, netting, or seineing in</td>
</tr>
<tr>
<td>7</td>
<td>Graves county, bill to create an additional justices' district in</td>
</tr>
<tr>
<td>215</td>
<td>Graves, Henry H., of Gallatin county, bill for the benefit of</td>
</tr>
<tr>
<td>595</td>
<td>Graves county—see Cargill, A. G.</td>
</tr>
<tr>
<td>610</td>
<td>Grayson county—see Court of common pleas.</td>
</tr>
<tr>
<td>626</td>
<td>—see Mechanics of Grayson county.</td>
</tr>
<tr>
<td>755</td>
<td>—see Road law of Henderson.</td>
</tr>
<tr>
<td>758</td>
<td>Grayson County Savings and Deposit—see Bank.</td>
</tr>
<tr>
<td>91</td>
<td>Green and Barren River Navigation, resolution calling on Auditor for information in regard to</td>
</tr>
<tr>
<td>357</td>
<td>River Line of Navigation, resolution calling on Auditor for information in regard to</td>
</tr>
<tr>
<td>370</td>
<td>River Line of Navigation, response of Auditor, transmitting receipts and expenditures on the</td>
</tr>
<tr>
<td>576</td>
<td>Green and Barren rivers, bill authorizing the construction of additional locks and dams on</td>
</tr>
<tr>
<td>580</td>
<td>Green and Barren River Navigation Company, report of Committee on the Sinking Fund in relation to</td>
</tr>
<tr>
<td>708</td>
<td>Green county, bill for the benefit of</td>
</tr>
<tr>
<td>776</td>
<td>—see Line.</td>
</tr>
<tr>
<td>677</td>
<td>Green river—see Fish.</td>
</tr>
<tr>
<td>616</td>
<td>Greenburg—see Town.</td>
</tr>
<tr>
<td>107</td>
<td>Green and Taylor county—see Roads, turnpike.</td>
</tr>
<tr>
<td>357</td>
<td>Greenup county, act to change one of the voting places in election precinct No. 3, in</td>
</tr>
<tr>
<td>608</td>
<td>—act to establish an additional voting place in election precinct No. 5, in</td>
</tr>
<tr>
<td>658</td>
<td>—see Darlington, G. W.</td>
</tr>
<tr>
<td>733</td>
<td>—see Ferry.</td>
</tr>
<tr>
<td>776</td>
<td>—see Jacobs, J. A.</td>
</tr>
<tr>
<td>432</td>
<td>—see Road law.</td>
</tr>
<tr>
<td>431</td>
<td>Greenville—see Town.</td>
</tr>
<tr>
<td>430</td>
<td>Greenville Seminary—see Seminary.</td>
</tr>
<tr>
<td>114</td>
<td>Greenwood, Miles, and others, memorial of</td>
</tr>
<tr>
<td>833</td>
<td>Greenwood, W. M., clerk of the city court of Paducah, act for the benefit of,</td>
</tr>
<tr>
<td>447</td>
<td>Gulick, John, and others, act for the benefit of</td>
</tr>
<tr>
<td>466</td>
<td>Guthrie City and Franklin—see Railroad Company.</td>
</tr>
<tr>
<td>398</td>
<td>Gymnasium and Roller Skating—see Association.</td>
</tr>
<tr>
<td>108</td>
<td>Hack, Ranson, of Edmonson county, act for the benefit of</td>
</tr>
<tr>
<td>195</td>
<td>Haldeman, Walter N., nominated for Public Binder</td>
</tr>
<tr>
<td>211</td>
<td>Hamilton, Anderson, of Lee county, bill for the benefit of</td>
</tr>
</tbody>
</table>
INDEX.

Hampton City—see Town.

Hancock county, bill to prevent trespassing in. 688, 706, 778, 799, 824
Hancock county court—see Court, county, of Hancock.

Harbeson, James P.—see Resolution to purchase bust of Henry Clay.

Hardin county, bill to change the voting place in Wallingford precinct, in, &c., 671, 694, 772, 806

Hardin county court—see Court, county, of Hardin.

Hardin county—see Court of common pleas.

—see Hills, James S.

—see Mechanic's lien law.

—see School district.

Hardin, Hart, Warren, and Logan counties, act for the benefit of, in relation to their bonded debt 410, 490, 500, 516

Harlan county, bill to prohibit the sale of liquors in 281, 333, 362, 376

Harlan county court—see Court, county, of Harlan.

Harrington's Mill—see Roads, turnpike.

Harris—see Roads, turnpike.

Harris, James P., of Floyd county, act for the benefit of 657, 787

Harrisburg Seminary—see Seminary.

Harrison county, bill for the benefit of 178, 205, 220, 231

Harrodsburg—see Town.

Harrodsburg and Cornishville—see Roads, turnpike.

Harrodsburg and Shawnee Run—see Roads, turnpike.

Hart county, bill to establish an additional justices' district in, 606, 657, 772, 806

—see Donan, D. C.

—see Hardin county,

—see School district.

Hartford—see Town.

Harugari—see Lodge, Kentucky.

—see Lodge, Schiller.

Harvie, Lewis E., testimony of 314

Hawes, Edwin, joint resolution offered by 120

Hawesville—see Town.

Hawkins, J. R., elected clerk 6

Hays, J. E., bill for the benefit of 101, 166, 237

Hebrew Mutual Relief—see Association.

Helena and Johnson—see Roads, turnpike.

Hemphray Glass Company, act to incorporate the 533, 801, 834, 846

Henderson—see City of Henderson.

Henderson county, bill to provide an additional voting place in Henderson precinct, in 640, 788, 838, 847

—see Craddock, Charles Harper.

Henderson Fair Company, bill to amend act to incorporate the 539, 598, 670, 689

—see Craddock, Charles Harper.

bill to prevent trespassing on the grounds of the, 539, 598, 670, 689

Henry Clay—see resolution, joint, to purchase bust of.

Henry county, bill for the benefit of 821, 841, 846

—see Craddock, Charles Harper.

bill to amend act to allow the citizens of, to vote a tax in aid of turnpike companies 688, 705, 838, 843
INDEX.

Henry county—see Robinson, Thomas.
    —see School district.
    court—see Court, county, of Henry.
Henry, Oldham, and Jefferson—see Roads, turnpike.
Hedley Mill—see Roads, turnpike.
Hibernians—see Ancient Order.
Hickman county, act to provide for the payment of interest on debts contracted by, 158,
    205, 232, 237
    —see Arnold, A. S.
Hickman county—see City of Hickman.
Hickman county—see Courts, quarterly.
    —see White, Robert.
Hickman Lodge—see Lodge.
Hicks, W. S., late sheriff of Henderson county, bill to amend act for the benefit of, 505,
    569, 610, 637
Hickman Cemetery—see Cemetery.
Hickman Coal Company, act in relation to certain conveyances of real estate by the, 69,
    100, 107, 125
Hickman creek, bill to prevent the falling of timber in
    117, 137, 189, 205, 214
Hickman district, bill to amend act to establish and incorporate the, 607, 657, 753, 776
Hickland Racing Park—see Association.
Hillboro and Moore's Ferry—see Roads, turnpike.
Hillboro and Wyoming—see Roads, turnpike.
Hills City—see Roads, turnpike.
Hills, James S., of Hardin county, act for the benefit of
    649, 801, 834, 845
Hickston creek—see Courts, county, of Bath and Montgomery.
Hodgen ville—see Town.
Holland, Wm., nominated for Public Binder
    353
Holyoke Academy—see Academy.
Home for Friendless Women—see Kentucky.
    491, 658
Homesteads from execution, bill to amend act to exempt
    353
Hook and Ladder Company—see Paducah.
Hopkins county—see School district.
Hopkinsville—see Bank of Hopkinsville.
    —see Town.
Hopkinsville and Beverley—see Roads, turnpike.
Hopkinsville Hotel Company, bill to amend act to incorporate the
    142, 178, 205, 215
Hopital Company for the Relief of Persons Deprived of Reason, act to amend act to
    incorporate the
    378, 800, 834, 845
Hotel Company—see Bowling Green.
    —see Hopkinsville.
    —see Lebanon Hotel Company.
House of Reform for Juvenile Delinquents, report of commissioners to locate
    23
    report of commissioners to contract for and superintend the erection of
    33
Howard, Benjamin F., sheriff of Magoffin county, and his sureties, bill for the benefit of
    280, 334, 362, 377
    sheriff of Magoffin county, and his sureties on his official bond
        for 1867, bill for the benefit of
        280, 393, 423, 469
Howard, Stephen, late sheriff of Magoffin county, bill for the benefit of, 289, 303, 439.

Hudson, Homer—see Covington.

Hundley, R. O., late clerk of the Green circuit court, act for the benefit of, 233, 238, 265, 370, 324.

Hurst, Elijah O., communication from ——— 147.

Hustonville—see Town.

Hustonville and Bradfordsville—see Roads, turnpike.

Idiot—see Gibbs, John.

Illuminating oils made from coal, petroleum, or other bituminous substances, act to regulate the sale and storage of, and for the better protection of life and property, 161, 802, 836, 837.

Improvement Company—see Louisville.

Inclosure—see Grain.

Incorporated companies, except banking, insurance, and railroad companies, act to provide for the organization and regulation of ——— 199, 238, 679, 711, 716.

Infant children—see Widows.

Innkeepers—see Liabilities.

Inspection—see Petroleum.

Institute—see Browder Institute.

—see Danville Collegiate.

—see Franklin Institute.

—see Murray Male and Female.

—see Sayre Female.

Institution for the Education of the Deaf and Dumb, annual report of ——— 103.

Institution for the Education of the Deaf and Dumb—see Asylum.

Institution for the Education of the Blind, annual report of ——— 86.

Institution for the Education of the Blind, memorial of the trustees of the ——— 214.


act for the incorporation and regulation of Fire, Marine, Health, Accident, Live Stock, and all other, except Life, 98, 404, 529, 544, 585, 623, 698.

act to amend act for the incorporation and regulation of Fire, Marine, Health, Accident, Live Stock, and all other, except Life ——— 696, 702, 754.

act to require to conform to the general insurance laws of this Commonwealth ——— 731, 802, 835, 845.

Life, act for the incorporation and regulation of, 55, 208, 308, 433, 585, 623, 698.

Life, act for the incorporation and regulation of ——— 208, 683, 698.

resolution in regard to the Kentucky, Hope, and Globe, 103, 112, 118, 125, 166.

Kentucky, Hope, and Globe, act in relation to the settlement of the affairs of the ——— 586, 612, 630, 800, 837, 852.
INDEX.

Insurance Companies—see incorporated companies.

Insurance and Banking Company, Lexington, act to incorporate the. 468, 636
Louisville, act to amend act to incorporate the. 472, 829, 837, 853
Western, bill to amend the charter of the. 468, 867, 839, 849

Insurance Association, St. Louis Mutual, of Louisville, bill to incorporate the. 197, 636
Insurance Bureau, act to establish an. 55, 347, 429, 625, 653, 676
act to amend act to establish an. 628, 661, 679, 698, 708

Insurance Company, First German Louisville Mutual Life, act to incorporate the. 221, 417, 457, 460
Kentucky and Louisville Mutual, statement of condition and business of. 64
Kentucky, bill to amend act to repeal act to incorporate the. 225, 351, 380, 529, 575, 586, 622, 630
Mississippi Valley Life, bill for the benefit of the. 111, 175, 180, 185
Southern Life, act to repeal act to charter the. 775, 820, 836, 851
Southern Mutual Life, of Kentucky, bill to amend act to incorporate the. 197, 274, 302, 326
Widow and Orphan Fund Life, of Nashville, Tennessee, act to repeal act for the benefit of the . 775, 823, 837, 862
—see Bank, German.
—see Bank and Insurance Company, Bull's Head.

Interest on debts—see Hickman county.
Interest paid on State debt, statement of. 70

Internal Improvement—see Taxes.
Intoxicating liquors—see Liquors.

Invitation to visit Louisville, Cincinnati, Covington, and Newport, report of committee on. 443
—see Bridge, Ohio river.
—see Cincinnati.
—see Covington.
—see Louisville.
—see Newport.

Iowa—see Resolution.
Iron Company—see Chandler.
Iron Company—see Kentucky Belleforte.
Iron Manufacturing Company—see Beaver Creek.
Iron and Manufacturing Company—see College Furnace.
Iron Manufacturing Company—see Red River.
Irving—see Town.
Irving and Red River—see Roads, turnpike.
Jackson, John T., act to amend act for the benefit of. 650, 821, 836
Jackson county, bill to prevent the granting of license to sell vinous or malt liquors
in the. 122
Jacksonville and Newtown—see Roads, turnpike.
Jacobs, John A., select committee appointed to report on the death of. 40
Jacobs, John A., resolutions on the death of. 45, 49, 66, 88
Jacobs, J. A., deputy assessor of Greenup county, bill to authorize to act as principal assessor. 607, 690, 772, 807
Jago, William, of Muhlenburg county, bill for the benefit of 198, 218, 239, 240
Jailers of this Commonwealth, act fixing the fees of 186, 367, 529, 684, 591
Jailers' fees—see Resolution, joint.
Jailers—see Officers, civil.
Jameson, Benjamin F., late sheriff of Hart county, bill for the benefit of 367, 407, 470
Jameson, Bird, of Livingston county, bill for the benefit of 625, 691, 799, 824
Jamestown—see Town.
Janitor, Assistant, for the Executive and Land Offices, act to authorize the Governor to employ an 367, 421, 471, 340
Jefferson circuit court—see Court, circuit, of Jefferson.
Jefferson county, bill allowing precincts in, to petition county judge for police 611, 646, 700, 711
bill to amend act to provide for indexing certain records in, 687, 706
—see Gaar, Horace S.
—see Physician to the jail.
—see Pond creek.
Jefferson County Bank—see Bank.
Jenkins, J. K., of Tennessee, bill for the benefit of 176, 201, 221, 234
Jessamine county court—see Court, county, of Jessamine.
Jessamine county court of claims—see Court of claims of Jessamine.
Jessamine Deposit Bank—see Bank.
John's creek, in Floyd and Pike counties, bill repealing all acts in relation to the erection of mill-dams on 198, 218, 239, 240
Johnson, John W., appeared and took his seat 44
Johnson, Leslie, late sheriff of Letcher county, bill for the benefit of 297, 569, 596, 612
Johnson, W. A.—see Lytle, J. F.
Johnson, Thos. C., of Allen county, bill for the benefit of 270, 333, 381
Johnson county—see Martin county.
Johnston, J. Stoddard, nominated for Keeper of the Penitentiary 360
Johnston, J. Stoddard, nominated for the office of Adjutant General 641
Jones, G. S., late sheriff of Marshall county, bill for the benefit of 524, 646, 690, 299
Josh Bell, bill to amend act establishing the county of 223, 235, 270, 275
Josh Bell county—see Roads, turnpike, Wilderness.
Journal—see Resolution.
Judge, Mrs. Ellis, and her husband, Marquis Judge, of Nicholas county, act for the benefit of 213, 277
Judges, county, of Webster and Mason counties, act for the benefit of the 485, 602, 634, 832
Judge, county—see Jefferson county.
Judge of court of common pleas—see Wintersmith, Charles G.
Judge, police, of Woodburn, act for the benefit of the presiding—see Wintersmith, H. G. V.
Judges, special—see Resolution.
Judges of circuit courts, criminal courts, &c., act to increase the compensation of 403, 416
Judges, county—see Lawyers.
INDEX. 887

Judges, county court, act in relation to the jurisdiction of 119, 208, 229, 231
Judges from practicing law in certain cases, bill to prevent 213, 276, 304, 351, 357
Judges of county courts, bill to regulate the duties of presiding 225, 301
Judges of the court of appeals, and circuit courts to fill vacancies, act to fix the time for the election of 109, 211, 619
Judge, police—see Lawyers.
Judicial district, 5th—see Courts.
6th—see Courts, circuit.
8th—see Courts.
11th—see Courts, circuit.
13th—see Courts, circuit.
15th—see Courts, circuit.
Juries, act exempting persons from sitting on, in certain cases 47
Jury Fund—see Trustee of the Jury Fund.
Justices' courts—see Courts, justices'.
Justices' district—see Graves county.
—see Hart county.
Justice of the peace—see Ewing, J. C.
—see Lawyers.
Kaiser Karl Der Grosse Benevolent—see Society.
Keeper of Penitentiary—see Penitentiary.
Keller, Jacob—see Marshall, Chief Justice.
Kelly, R. M., nominated for Public Printer 346
Kendall, Austin J., nominated for Public Binder 353
Kenton Building and Savings—see Association.
Kenton county, act to authorize and facilitate the finding and copying certain records in 491, 500, 670, 690
act to provide certain books for 491, 722
—see New county.
—see Road law.
—see School district.
Kenton Station—see Roads, turnpike.
Kentucky, of Paducah, act creating the, a legally authorized newspaper, 223, 285, 318, 332
Kentucky Association for the Improvement of the Breed of Stock—see Association.
Kentucky Bellefonte Iron Company, bill to incorporate the 144, 196, 220, 231
Kentucky Company, bill to repeal the charter of the 203, 417, 456, 459
Kentucky and Great Eastern—see Railway Company.
Kentucky Home for Friendless Women, act to incorporate the 223, 276, 304, 330, 347
Kentucky Insurance Company—see Insurance Company.
Kentucky Lodge—see Lodge.
Kentucky and Louisville Mutual—see Insurance Company.
Kentucky Mining, Lumber, and Manufacturing Company, act to amend the 97, 108, 128
Kentucky Real Estate and Building Company, act to incorporate the 365, 383, 418, 446, 470
Kentucky river—see Roads, turnpike.
—see South Fork.
—see Wharfage.
Kentucky River Navigation—see Court, county, of Henry.
Kentucky State Dental—see Association.

Kentucky Stone Company, act to incorporate the — 368, 392, 423, 440

Kentucky and Tennessee—see Railroad Company.

Kentucky Union—see Railroad Company.

Kentucky and Virginia Bridge Company, bill to incorporate the — 710, 801, 837, 852

Kiddville and Montgomery—see Roads, turnpike.

Kidwell, Isham D., and others, bill for the benefit of — 461, 484, 754, 766

King, John Q. A., nominated for U. S. Senator — 61

Kinney, S. M., act for the benefit of — 498, 569

Kingston and Scaffold Cane Hill—see Roads, turnpike.

Klauber, E., report of committee in regard to photograph of Ohio River Bridge presented to Senate by — 878

Knight W. G., and James N. Forgy, bill for the benefit of — 715, 811

Knights of Pythias—see Lodge, Pioneer.

Knoll Park Company, of Bullitt county, act to incorporate the — 198, 217, 239, 268

Knox county—see Bain, Robert.

—see Baird, Robert.

—see Davis, James.

Kouns, Geo. W., act for the benefit of — 290, 571, 609, 637

Kuhlman, Charles—see Edwards, J. K.

Kurds—see Town.

Lackey, Greenville, of Lawrence county, bill for the benefit of — 216, 611, 635, 673

Ladies' Benevolent Society—see Society.

Laetitia Club, of Louisville, act to incorporate the — 219, 235, 279, 305

Lagrange and Shelbyville—see Roads, turnpike.

Lagrange and Westport—see Roads, turnpike.

Lancaster—see Town.

Lancaster Seminary—see Seminary.

Land—see Processions of land.

Lands forfeited to the State for non-payment of taxes, act in regard to — 594, 636

Lands set apart for the officers and soldiers of the Virginia State line—see Surveyor.

Langley, Matthew, coroner of Floyd county, act authorizing to appoint a deputy — 488, 587, 670, 703

Langridge, W. T., a minor, act for the benefit of — 606, 648, 690, 712

Larue county, act for the benefit of the, legalizing the county levy — 365, 487, 599, 547

Larceny—see Grain.

Larue county—see School district.

Larue county court—see Court, county, of Larue.

Laurel county, bill to prohibit the sale of spirituous liquors in — 369, 602, 637, 673

—see Bullock, James M.

Law Library, Louisville, bill for the benefit of — 286

Lawrence county—see Old's Fork of Blain creek.

—see Court of levy and claims.

—see Lackey, Greenville.

—see Martin county.

—see Mechanics' lien law.

Laws—see Public Laws.

—see Revenue laws.

—see Statute laws.
INDEX.

Lawyers, bill to prevent, from keeping their offices in the offices of justices of the peace and officers of county and police judges ........................................ 272, 381
Leaves to bring in bills, resolution directing clerk to refer them to appropriate committees ................................................................. 64
Lebanon and Calvary—see Roads, turnpike.
Lebanon Hotel Company, act to amend act to incorporate the ............ 419, 463, 501, 615
Lebanon and Raywick—see Roads, turnpike.
Lee, bill to establish the county of ............................................. 193, 211, 279, 341, 301
Lee county, bill for the benefit of, authorizing the increase of the county levy, 502, 601, 624, 637
bill to amend section 3 of an act to establish the .......................... 594, 640, 652, 675
—see Hamilton, Anderson.
Leesburg—see Town.
Leesburg and Silas Meeting-house—see Roads, turnpike.
Legislature—see Meeting of the General Assembly.
Leigh, H. L., of Caldwell county, act for the benefit of .................. 513, 602, 610, 626
Leslie, P. H., elected Speaker ...................................................... 6
renewed the chair ................................................................. 733
resolution of thanks to ......................................................... 850
Letcher county, act in relation to the sale of spirituous liquors in .... 600, 796, 841, 855
Lewis county—see Roads, turnpike.
—see School district.
Lewis and Mason County—see Roads, turnpike.
Lexington—see City of Lexington.
—see Mulligan, Dennis.
Lexington and Big Sandy—see Railroad Company.
Lexington City Passenger and Freight—see Railroad Company.
Lexington Gas Company, act to increase the capital stock of the ...... 463, 487, 510, 527
Lexington, Harrodsburg, and Perryville—see Roads, turnpike.
Lexington Insurance and Banking Company, act to incorporate the—see Insurance and Banking Company.
Lexington Library Association—see Association.
Liabilities of hotels, taverns, and innskeepers in certain cases, bill to regulate the ........ 392
Liberty and Middleburg—see Roads, turnpike.
Librarian, State, election of ..................................................... 232
Library for Penitentiary—see Resolution.
License to sell liquors—see Jackson county.
Lick creek—see White Oak creek.
Licking and Big Sandy Railroad Company—see Railroad Company.
Licking river, report of commissioners appointed to investigate and report on the navigation of .................................................. 129
—see Fish.
Life Association of America—see Association.
Life Insurance—see Insurance.
Linden, James, of Breathitt county, bill for the benefit of .............. 388, 666, 682, 698
Lincoln Chapter, No. 2, United American Order of Druids, act to incorporate, 418, 476, 523, 541
Line between Adair and Casey counties, act to authorize the re-marking of, 539, 591, 655, 674.

between the counties of Bath and Menifee, act to change the boundary, 539, 591, 655, 674.

of Boone and Grant counties, act to change the boundary, 525, 591, 655.

between the counties of Bourbon and Montgomery, act authorizing the marking, defining, and establishing: 46, 64, 69, 90, 127, 141, 156.

and boundary between the Maysville, No. 2, election precinct and justices' and constable's district, &c., act changing the: 668, 693, 713.

between Metcalfe and Barren counties, bill to change the boundary, 774, 802, 835, 845.

between the counties of Morgan and Elliott, act to change and define the, 223, 235, 270, 295.

between Taylor and Green counties, act to repeal act to change the boundary, 524, 617, 683.

Line, county, of Whitley, act to change the lines of, 685, 709.

Liquors, act to amend act to regulate the sale of intoxicating, act to prevent the giving or selling of, to weak-minded or imbecile persons: 207, 227, 254, 282.

---see Harlan county.
---see Laurel county.
---see Letcher county.
---see Negroes and mulattoes.
---see Parkersville Male and Female Institute.
---see Perry county.
---see Rockcastle county.
---see Spirituous liquors.

Liquors, spirituous—see Logan county.

Liquors, spirituous, adulteration of—see Resolution, Joint.

Litchfield—see Town.


Little Sandy river, commissioners appointed to report upon the obstructions in: 897, 898, 931, 953.

Livermore—see Town.

Livery stable keepers in this Commonwealth, bill for the protection of: 193, 274, 331.

Livingston county—see Bush, J. W.
---see Jameson, Bird.
---see Road law.

Livingston county court—see Court, county, of Livingston.

Locks and dams—see Green and Barren rivers.

Lodge, Abrahan Lincoln, No. 6, American Protestant Association, of Covington, act to incorporate the: 175, 235, 270, 305.

Alexander, No. —, American Protestant Association, act to incorporate: 418, 476, 523, 541.


Confidence, No. 52, F. A. M., of Maysville, act to incorporate: 697, 801, 835, 845.

Cuba, No. 412, F. A. M., in Graves county, bill to incorporate the: 703, 796, 812, 835.
INDEX.

Lodge, Eureka, No. 7, Knights of Pythias, act to incorporate the... 690, 801, 834, 846
German Bundes, No. 141, D. O. H., in the city of Louisville, bill to incorporate the... 804
Hickman, No. 72, I. O. O. F., act to incorporate... 208, 416, 456, 459
Kentucky, No. 50, Independent German Order of Harugari, bill to amend the charter of the... 197, 210, 232, 241
Marrowbone, No. 350, F. A. M., bill to incorporate... 197, 227, 254, 281
Mason, No. 342, F. A. M., of Maysville, act to incorporate... 697, 801, 834, 846
Montgomery, No. 23, F. A. M., bill for the benefit of... 207, 227, 254, 281
No. 451, F. A. M., of Milton, Trimble county, bill to incorporate, 367, 497, 446, 480
Orion, No. 222, bill incorporating... 418, 476, 533, 541
Pioneer, No. 8, of Knights of Pythias, bill to incorporate the... 417, 462, 509, 515
Portland, No. 138, I. O. O. F., bill to incorporate... 197, 210, 232, 241
Schiller, No. 185, of German Order of Harugari, of Henderson, bill to incorporate... 417, 462, 653, 674
Shelbyville, No. 273, I. O. G. T., bill to incorporate... 118, 128, 142, 182
Stonewall, No. 688, F. A. M., of Loretto, in Marion county, bill to incorporate... 467, 487, 509, 527
Taylor, No. 164, F. A. M., act to incorporate... 225, 416, 456, 459
Thomas Ware, No. 340, F. A. A. Y. M., bill to incorporate... 822, 844, 855
Trimble, No. 143, A. Y. M., bill to incorporate... 804
of the United Circle of the Daughters of Rebecca, of Louisville, bill to incorporate the... 368, 393, 423, 468
Logan county, bill to increase the levy of... 190, 226, 232, 282
bill in relation to the sale of spirituous liquors in... 526, 614, 683, 704
—see Caldwell, J. W.
—see Hardin county.
Logan county court—see Court, county, of Logan.
Logan County Planing Mill and Agricultural Company, act to incorporate the... 775, 802, 832, 845
London—see Road.
—see Road, State.
Loretto and Lebanon—see Roads, turnpike.
Louis—see Town.
Louisville, invitation from authorities of, to attend celebration of completion of Ohio river bridge... 434, 442, 448
Louisville and Arkansas Packet Company, bill to incorporate the... 367, 392, 423, 480
Louisville Baptist Orphan’s Home, bill to incorporate the... 197, 227, 269, 305
Louisville and Beargrass—see Railway company.
Louisville Board of Trade, act to amend act to incorporate the... 775, 802, 835, 846
Louisville Cashmere Company, act to incorporate the... 322, 417, 457, 459
Louisville and Chattanooga Grand Trunk—see Railroad.
Louisville, Cincinnati, and Lexington—see Railroad company.
Louisville Clothing Company, bill to incorporate the... 127, 156, 218, 255, 279, 298
Louisville Collegiate Institute, bill to authorize the, to sell and convey real estate, 672, 706, 799, 824
Louisville Co-operative Savings and Banking Company, bill to incorporate the... 467, 567, 689, 622
Louisville Edge-tool Company, act to amend act to incorporate the... 55, 96, 115, 166
Louisville Grain Elevator Company, act to incorporate the... 564, 803, 828, 851
Louisville Gymnasium and Roller Skating Association—see Association.
Louisville, Harrod's Creek, and Westport—see Railway Company.
Louisville Improvement Company, bill to incorporate the... 417, 476, 522, 542
Louisville and Jefferson county—see Association.
Louisville Law Library, bill for the benefit of... 286
Louisville Manufacturing and Refining Company, act to incorporate the... 589, 801, 834, 846
Louisville, Memphis, and New Orleans—see Railway company.
Louisville Napthaline Steel Manufacturing Company, bill to charter the... 127, 145, 181,
Louisville and Nashville—see Railroad.
Louisville Orphan's Asylum, bill to incorporate the... 197, 228, 279
Louisville Orphans' Home—see Society.
Louisville Park—see Bank.
Louisville Railway Transfer Company—see Railway Transfer Company.
Louisville Real Estate and Building—see Association.
Louisville Real Estate Company, bill to incorporate the... 143, 228, 255, 279, 298
Louisville and Red River Packet Company, bill to incorporate the... 816, 829, 837, 839
Louisville Sangerbund, act to incorporate the... 97, 129
Louisville Trading Company, act to incorporate the... 607, 647
Louisville and Wooden Ware Manufacturing Company, act to incorporate the... 96, 109, 141, 155

Louisville—see Advertisement of sheriff's and marshal's sales.
—see Bridge, Ohio River.
—see City of Louisville.
—see Insurance and Banking Company.
—see Masonic Temple Company.
—see Police force.
—see Portland Avenue.
—see Safe Deposit Company.
—see Sinking Fund.
—see Tobacco Manufacturing Company.
Loving, G. W.—see Little, J. F.
Lower Blue Lick and Pleasant Valley—see Roads, turnpike.
Lowery, Geo. H., and J. M. Simpson, of Crittenden county, bill for the benefit of... 513, 528, 542

Ludlow—see City.
Lusby's Mills and Harrodsburg—see Roads, turnpike.
Lyon county court—see Court, county, of Lyon.
Mackville—see Town.
Madison county—see School district.
Madisonville—see Church.
—see Town.
Madisonville and Shawneetown Straight Line—see Railroad company.
Magistrates' district—see Metcalfe county.
Magoffin county—see Mechanics' lien law.
—see Wolfe and Magoffin counties.
INDEX.

Major, John B., testimony of .................................................. 315
Major, S. I. M., nominated for Public Printer ................................ 345
elected Public Printer .......................................................... 368
Manufactory—see Cheese Manufactory.
Manufacturers and bottlers of mineral water, porter, &c., bill to protect the, 828, 844, 855
Mansville—see Town.
Manufacturing Company—see Bowling Green.
—see Grahamon.
—see Tobacco.
Manufacturing and Refining Company—see Louisville.
—see Stewart.
Marble, Lithograph Stone, and Mining Company—see Eastern Kentucky.
Markum, James, act for the benefit of ...................................... 420, 602, 623, 637
Markum, William, act for the benefit of .................................. 420, 602, 623, 637
Marial, Robert A., late sheriff of Josh Bell county, bill for the benefit of, 491, 609, 610

Marion circuit court—see Court, circuit of Marion.
Marion county—see Spencer county.
Marion county court—see Court, county of Marion.
Marrowbone Lodge—see Lodge.
March, Chief Justice, John, donation of portrait of by Jacob Keller .... 44, 54, 66, 86
March, county, bill to provide for the payment of the bonds and debts of, 387, 462,

—see Archer, Edmund J.
Marin county, act to establish, out of integral parts of Pike, Floyd, Johnson, and
Lawrence ................................................................. 525, 582, 639, 673
Martin, I. T., nominated for Speaker ........................................ 4
report of, in relation to foreign prisons .................................... 57
bill for the benefit of ..................................................... 389, 505
act for the benefit of ..................................................... 568, 573, 588
resolution in regard to, presented by Mr. Vallandingham .............. 579
Masonic Building Company, of Falmouth, bill incorporating the .... 418, 476, 523, 542
Masonic Temple Company, of Louisville, act for the benefit of the .... 144, 190, 204, 211
—see Montgomery.
Mason county—see Fox, Wm. P.
—see Judges, county.
—see Wilson, John T.
Mason Lodge—see Lodge.
Master commissioners, bill to amend the law concerning............. 148, 180
May, A., communication from ............................................... 479
Mayfield—see Bank of Mayfield.
—see Town.
Mayfield Cloth Manufacturing Company, act to amend act to incorporate the, 418, 488,

701, 772, 806
Mayfield Creek Navigating Company, in Ballard county, bill to incorporate the, 418, 462,

509, 527
Mayfield and State Line Gravel—see Road company.
Maysville—see City of Maysville.
Maysville and Big Sandy—see Railroad Company.
Maysville M. E. Church—see Church.
Maysville No. 2 election precinct—see Line.
McAfee, Wm. M., bill for the benefit of __________ 142, 166, 205, 241
McCarty, H. M., nominated for Public Binder. 333, 366
McConnell, Emeline, of Fulton county, bill for the benefit of 345, 392, 423, 470
McConnell, Robert—see Combs, John W.
McCracken county—see Railroad tax.
—see Wright, Melissa.
McCracken county court—see Court, county, of McCracken.
McCreary, T. C., nominated for U. S. Senator 67
McKee, Samuel F., bill for the benefit of 101, 109, 125, 135
McKinney, W. F., bill for the benefit of 610, 626
McLean county, act for the benefit of 134, 206, 220, 231
—see Court of common pleas.
—see Road law.
—see Thompson, Robert.
McLean County Bank—see Bank.
McLean county court—see Court, county, of McLean.
McLean County Sugar and Manufacturing Company, act to incorporate the 215, 415, 477, 499
McMeade county—see Roads.
Mechanics' Co-operative and Building—see Association.
Mechanics in Grayson county, bill for the benefit of the 473, 601, 624, 637
Mechanics' lien law, general, for certain counties, bill to repeal in part and amend an act providing a 625, 691, 712, 806
Mechanics' lien law of Fayette county, act to amend the 606, 609, 799
Mechanics' lien law, bill to apply the to Hardin county 54, 63, 90, 163
Mechanics' lien law to Lawrence and Magoffin counties, act applying the 216, 713
M. E. Church, South—see Church.
Meeting of the General Assembly, bill to change the time for the regular 69, 123
Memorial of citizens of Boyd county 283
—of sundry citizens of Kentucky in regard to the weight of coal 164
—of citizens of Lincoln county 191
—of citizens of Lincoln county 215
—of citizens of Louisville 215
—of Miles Greenwood and others 154
—of the president of the Louisville and Bardstown Turnpike Road Company 45
—of the president of the Louisville, Cincinnati, and Lexington Railroad 521
Menifee county—see Line.
—see Revised Statutes.
Menifee county court—see Court, county, of Menifee.
Mercer county, act in relation to official sales in 660, 820, 838, 851
—bill to repeal act for the benefit of the citizens of precinct No. 1, in 687, 795, 840, 849
—see Attorneys at law.
—see Code of Practice, Civil.
—see Palmer, W. E.
court—see Court, county, of Mercer.
INDEX.

Message, regular, of the Governor ................................................................. 11
Message, regular, of Governor, resolution to print ...................................... 38
Messiah—see Church of the Messiah.
Meamora Tribe, No. 12, I. O. R. M., bill to incorporate .......................... 96, 110, 242, 279, 298
Metcalfe county, bill to establish an additional magistrates' district in, 626, 628, 629, 641

bill for the benefit of district No. 21, in .................................................. 671, 795, 838, 847
Metcalfe and Barren counties—see Line.
Methodist Episcopal Church at Russellville—see Church.
Middle Creek, in Floyd county, bill to repeal all laws declaring, a navigable stream, 606, 645, 712, 757

in Floyd county, bill to repeal all acts heretofore passed declaring it a
navigable stream ......................................................................................... 822, 841, 847
Middletown—see Town.
Milburn Cemetery—see Cemetery.
Mileage of non-resident witnesses in criminal cases, bill concerning the .... 256, 359
Millford—see Town.
Military—see Titles.
Mill Creek—see Roads, turnpike.
Miller, H. M., nominated for Public Binder .................................................. 353, 364
Miller, Josephine and Martha, of Shelby county, bill for the benefit of, 414, 420, 457, 470
Miller's creek, in Estill county, act declaring a navigable stream, &c. .... 570, 684, 754, 765
Millersburg—see Town.
Millersburg Deposit Bank—see Bank.
Millert, R. E., late sheriff of Fulton county, bill for the benefit of ............ 108, 156, 191
Miliken, G. H., of Simpson county, act for the benefit of .......................... 98, 142
Milton—see Town.
Milton, Trimble county—see Lodge.
Mining Company—see Fluor Spar.

—see Silver and Spar.
Mining and Manufacturing Company—see Arctic.
Mining and Manufacturing Company—see Carter county.
Mining, Lumber, and Manufacturing Company—see Kentucky.
Ministers of the Gospel, resolution requesting, to open sessions of the Senate with
prayer ........................................................................................................ 11
Minnehaha Tribe, No. 10, I. O. R. M., bill to incorporate ...................... 143, 210, 232, 241
Mississippi Valley Life—see Insurance Company.
Missouri—see Wolf Island.
Mobile and Ohio—see Railroad Company.
Money, bill for the appropriation of ......................................................... 765, 771, 784, 818
Money from the General Government—see Agent.
Montgomery county bill providing for the payment of the public debt of... 491, 568, 624, 641

—see School district.
Montgomery county court—see Court, county, of Montgomery.
Monticello—see Town.
Montgomery county—see Line.
Montgomery county court—see Court, county, of Montgomery.
Montgomery Lodge—see Lodge.
INDEX.

Montgomery Masonic Temple Company, act to amend act to incorporate the, 198, 218, 255, 279, 298

Moorfield and Union—see Roads, turnpike.
Moorfield and Upper Blue Lick—see Roads, turnpike.
Moore's Ferry and Salt Lick Bridge—see Roads, turnpike.
Morehead, C. L.—see Court, county, of Muhlenburg.
Morgan county—see Line.
—see Revised Statutes.
—see White Oak Creek.
Morganfield—see Town.
Morganfield and Uniontown—see Roads, turnpike.
Morganstown—see Town.
Morgan, Zachariah, of Perry county, act for the benefit of________ 192, 270, 293, 296
Moscow—see Town.
Mount Eden and Van Buren—see Roads, turnpike.
Mount Freedom and Jessamine County—see Roads, turnpike.
Mount Gilead and Campbellsburg—see Roads, turnpike.
Mount Olivet and Milford—see Roads, turnpike.
Mount Olivet, North Fork, and Germantown—see Roads, turnpike.
Mount Olivet and Sardis—see Roads, turnpike.
Mount Pleasant—see Revised Statutes.
—see Town.
Mount Sterling—see Town.
Mount Sterling Academy for the Education of Females—see Academy.
Mount Sterling and Levy—see Roads, turnpike.
Mount Washington—see Town.
Muhlenburg county—see Jago, William.
Mulattoes—see Negroes and mulattoes.
Mulberry, Cropper, and Demarce—see Roads, turnpike.
Muldoon, Bullitt & Co.—see Crist, Gen. Henry.
Mulligan, Dennis, of Lexington, bill for the benefit of________________________ 671
Mullins, William, late sheriff of Wayne county, bill for the benefit of, 608, 644, 713, 737
Munday, J. A., elected Assistant Clerk_______________________________________ 7
Murray—see Town.
Murray Male and Female Institute, act for the benefit of the________ 388, 611, 102, 171
Mutual Aid—see Association.
Mysterious Ten—see Benevolent Society of United Brothers of Friendship.
Navigable stream—see Rockcastle river.
—see Rolling Fork.
Navigating Company—see Mayfield creek.
—see Willow creek.
Neal, Jordan, late sheriff of Estill county, bill for the benefit of____ 190, 210, 232, 241
late sheriff of Estill county, bill for the benefit of____ 640, 704, 798, 824
Negro juvenile offenders, communication from the grand jury of Jefferson county in regard to______________________________ 542
Negro testimony, resolution in regard to_______________________________________ 239
Negroes and mulattoes of this Commonwealth, act to amend act for the benefit of the, 488, 593
INDEX.

Negroes and mulattoes, act to prevent the sales of liquor to on the Sabbath day, 603, 618, 648, 789, 801, 834, 845.

New Castle—see Bank of New Castle.

New county out of parts of Kenton, Boone, and Gallatin, bill authorizing a vote to be taken upon the question of forming a 563, 773.

New Hops and Rolling Fork—see Roads, turnpike.

New Liberty and Owenton—see Roads, turnpike.

New Market—see Town.

Newport, invitation of, to Governor, State officers, and Legislature, to partake of the 485, 443.

communication from city council of 515.

Newport and Jamestown Bridge Company, act to amend act incorporating the, and to amend act incorporating the Newport and Dayton Turnpike Road Company, 127, 359, 369, 379, 396, 420.

Newport Literary Hall—see Association.

Newport Street—see Railway company.

New Providence and Princeton—see Railroad company.

Newspaper—see Kentuckian, of Paducah.

Newspaper in Owen county—see Sheriffs and Master Commissioner's advertisements.

Newspapers, Sergeant-at-Arms directed to furnish members of the House with 38.

Newspapers, resolution to regard as stationery 787.

Nicholas county—see Judge, Mrs. Ella.

Nicholasville—see Town.

Nicholasville and Kentucky River—see Roads, turnpike.

Nickell, A. W., and securities, bill for the benefit of 367, 407, 478, 492.

Nixon, Mary A., of Anderson county, bill for the benefit of 240, 300.

Noble, John C., nominated for Public Binder 353.

elected Public Binder 372.

Nolin Male and Female—see Seminary Company.

North Bullskin—see Roads, turnpike.

North Kentucky Agricultural—see Society.

North Middletown—see Town.

North Middletown and Cane Ridge—see Roads, turnpike.

North Middletown and Owingsville—see Roads, turnpike.

Notaries Public, lists of 52, 101, 111, 146, 183, 204, 237, 278, 305, 395, 469, 470, 574, 676, 758, 817.

Obstructions to navigation—see Licking river.

Odd Fellows' Hall Company—see Williamstown.

Odd Fellows' Temple—see Association.

Officers, civil, of this Commonwealth, having uncollected fee bills, act for the benefit of the lat 127, 177, 205, 215.

Officers—see Bank officers.

Officers—see Fire-proof offices.

Officers at the seat of Government—see Fire-proof offices.

Officers of Elections, bill to increase the pay of 229.

Officers of General Assembly—see Resolution.

Officers and Soldiers of the Virginia State Line—see Surveyor.
INDEX.

Official bonds—see Attorneys at Law.
Official sales—see Mercer county.
Ohio County Agricultural and Mechanical—see Society.
Ohio Falls Steel Works, bill to incorporate the—62, 70, 80, 88, 89, 893.
Ohio River Bridge—see Bridge.
Ohio Valley Oil, Manufacturing, and Refining Company, act to incorporate the—43, 8, 48,
Ohio Valley White Lead Manufacturing Company, of Louisville, act to incorporate the—117, 143, 180, 181.
Ohio—see Illuminating Oil.
Oil—see Petroleum.
Ohio Manufacturing and Refining Company—see Ohio Valley.
Old Bank of Kentucky—see Bank.
Opinions—see Court of Appeals.
Opossum and Kentucky River—see Roads, turnpike.
Orion Lodge—see Lodge.
Orphan Asylum—see Louisville Orphan Asylum.
Orphan Institution—see Cleveland.
Orphan School at Midway—see Cleaveland John.
Orphans' Home—see Louisville Baptist.
—see Widows and Orphans' Home.
Owston, James, of Carter county, act for the benefit of—601, 624, 637.
Oswego Tribe, No. 11, Improved Order of Red Men, bill to incorporate the, 803, 825, 843.
Owen county land sales—see Sheriffs and master commissioners.
Owen county court—see Court, county, of Owen.
Owensboro Medico-Chirurgical—see Society.
Owensboro and Russellville—see Railroad Company.
Owenton—see Town.
Owenton and Monterey—see Roads, turnpike.
Owingsville—see Town.
Owingsville and McIntyre's Ferry—see Roads, turnpike.
Owingsville, Sharpburg, and Bald Eagle—see Roads, turnpike.
Owingsville and Sherburne—see Roads, turnpike.
Owingsville and Wyoming—see Roads, turnpike.
Owsey—see Clay and Owsley counties.
Owsey and Clay counties—see Roads.
Owsey county, act to provide an additional voting place in—775.
Packet Company—see Louisville and Arkansas.
—see Louisville and Red River.
—see Paducah and Cairo.
Paducah—see Church, M. E., South.
—see City of Paducah.
—see Revised Statutes.
—see School trustees.
Paducah and Cairo Packet Company, of Kentucky, bill to incorporate the, 368, 393, 423.
INDEX.

Paducah Furniture Manufacturing Company, bill to incorporate the 142, 185, 218, 255, 279, 298
Paducah Hook and Ladder Company, bill to incorporate the 803, 826
Paducah Printing Association—see Association.

Paint Lick and High Point—see Roads, turnpike.

Palmer, W. E., of Mercer county, act for the benefit of 216, 346, 361, 396

Paris—see City of Paris.

Paris, Richmond, and East Tennessee—see Railroad Company.

Parkersville Male and Female Institute, in Lyon county, bill prohibiting the sale of
liquors within a mile of 142, 201, 221, 233

Park and Street—see Railway Company.

Park's Mill—see Roads, turnpike.

Parsons, Thomas S., bill for the benefit of 207, 227, 279, 298

Parties to testify—see Bankruptcy.

Passon, Mary, of Pendleton county, bill for the benefit of 539, 815, 841, 853

Payne's Depot and Mount Vernon—see Roads, turnpike.

Pebble Run and Lick Fork—see Roads, turnpike.

Peddlers, bill to amend the several acts in relation to 144, 474
act to amend act to amend the several acts in relation to, 611, 648, 693, 776,
799, 824

Pellville—see Town.

Pembroke and State Line—see Roads, turnpike.

Penal laws of this State, bill to amend the 292

Pendleton county, bill to create and regulate the office of treasurer for, 688, 723, 759,
824

Pendleton county, bill for the benefit of 539, 597, 670, 703
bill to punish certain trespasses in 702, 808
—see Passon, Mary.
—see Roads, turnpike.
—see School fund.
court—see Court, county, of Pendleton.


Penitentiary, Kentucky, resolution requesting Auditor to furnish the Senate with
amount of receipts and expenditures of, in the last ten years 124
report of 165
resolution calling on Auditor for statement of expenditures of, since
1836 158
response of Auditor, transmitting statement of receipts and expendi-
tures of 170, 258
election of Keeper of 346
Kentucky, act amending and re-enacting act for the benefit of the, 229, 317,
336, 334, 773, 789, 818, 845
Kentucky, act reorganizing the 193, 243, 600
—see Martin, I. T.

Library—see Resolution.

Perry county, bill to prohibit the sale of ardent spirits in 281, 334, 686, 712, 757
—see Cornett, Elijah.
—see Morgan, Zachariah.
—see Court, county, of Perry.
INDEX.

Perryville—see Confederate soldiers.
—see Town.

Personal property—see Capital stock of railroads.
Petersburg, bill to declare, a navigable stream —— 608, 644, 699, 721
Petersburg—see Town.

Petition—see Memorial.
—see Remonstrance.

Petition of W. W. Bowers and others
of W. B. Ayer
of citizens of the town of Elizaville
of justices of the peace for the county of Fleming
of Robert Thompson and others
of citizens of Laurel county
of J. D. Cunningham
of citizens of Fleming county
of citizens of Owosco, Estill, Wolfe, and Breathitt counties
of citizens in regard to freight on Lexington and Big Sandy Railroad
of J. Pillsbury
of W. D. Cummings
of citizens of Carter county
of citizens of Harlan county
of members of the Bowling Green bar
of the Central National and First National Banks of Danville
of citizens on Green and Barren rivers
of citizens asking repeal of law exempting property from distress or attachment for rent
of citizens of Warren county
of citizens of Mason county
of citizens of Boyd county
of citizens in regard to rates charged on Lexington and Big Sandy Railroad
of citizens of Owosco county
of citizens of Laurel county
of citizens of Fleming and Bath counties
of citizens of Campbell county
of citizens of the town of Greenville
of citizens of Mason and Lewis counties
of citizens of Fleming county
of the directors of the Covington and Lexington Railroad Company
of Peter Gibson and others
of citizens of Butler county
of citizens of the city of Vanceburg
of citizens of Laurel county
of R. D. Hughes
of citizens of Nelson county
of citizens of Johnson county
of John T. Jackson
of James Overton
of citizens of Allen county
of citizens of the town of Calhoun
INDEX. 901

Petition of citizens of Estill county .......................................................... 429
of citizens of the town of Orangeburg ...................................................... 429
of citizens of the town of Moscow ............................................................ 447
of citizens of the county of Mercer ........................................................... 447
of citizens of Covington .............................................................................. 490
of citizens of Lewis county ......................................................................... 490
of citizens of Lee county ............................................................................. 490
of D. W. Murray .......................................................................................... 501
of Dr. S. Smith ............................................................................................ 561, 572
of John E. Newman ...................................................................................... 501
of citizens of Boyd county ......................................................................... 506
of citizens in regard to Green and Barren river navigation ..................... 507
of J. D. Bright .............................................................................................. 507
of William Arthur ........................................................................................ 527
of the trustees of the town of Catlettsburg ................................................. 527
of citizens of the town of Catlettsburg ....................................................... 528
of the Mayor of Louisville ......................................................................... 542
of J. M. Durham .......................................................................................... 572
of R. W. Brandon ........................................................................................ 586
of citizens of Union county ........................................................................ 586
of citizens of Warren county ...................................................................... 595
of the Grand Jury of Jefferson county ....................................................... 636
of citizens of Muhlenburg county ............................................................... 690

Petroleum and its products, bill to provide for the inspection, storage, and sale of, 603, 695, 763

Pewee Valley—see Town.

Phoenix Hill Club, bill to incorporate the ................................................. 828, 844, 856

Photograph—see Bridge at Louisville.

Physician to the jail in Jefferson county, bill to establish the office of, 607, 645, 713, 757

Piano-forte Company—see Trayser.

Pigg, Milton H., late clerk of the Estill county court, act for the benefit of ...

Pike county—see Elkhorn creek.
  —see John's creek.
  —see Martin county.
  —see Peter creek.

Pilgrim Baptist Church—see Church.

Pillsbury, J., petition of .............................................................................. 300

Pioneer Lodge—see Lodge.

Pitt's Point—see Town.

Pitt's Point Male and Female Academy—see Academy.

Planing Mill and Agricultural Company—see Logan county.

Planters' Warehouse, of Hopkinsville, bill to incorporate the ................. 240, 274, 330, 347

Police Commissioner of the city of Louisville and Jefferson county, bill for the benefit of the ................................................................. 829

Police force for the city of Louisville and Jefferson county, bill to amend and declare the meaning of an act providing for the organization of a .................. 117, 196, 212, 254

Police force for the city of Louisville and Jefferson county, bill to repeal act to establish a ........................................................................... 786, 825, 841, 847

Police—see Jefferson county.
INDEX.

Pond creek, in Jefferson county, act concerning .......... 710, 820, 837, 832
Ponds—see Dead animals.
Poor-house farm—see Clark county.
Pope, Mrs. Sarah L., bill for the benefit of ................. 607, 848
act for the benefit of ........................................ 764, 820, 836, 861
Poplar Plains—see Roads, turnpike.
Porch E. D., clerk of the Pulaski county court, act for the benefit of .......... 368, 469
Portland Avenue, bill to authorize the closing up of, from Twelfth street to Monroe street, in Louisville .......... 672, 722, 799, 824
Portland Lodge—see Lodge.
Portrait—see Marshall, Chief Justice.
Portwood, A., of Anderson county, act for the benefit of .......... 208, 351, 380, 803
Precinct—see Shelby county.
Prentice, George D., resolution requesting the delivery of a memorial address on the occasion of the death of .......... 210
Prestonville—see Town.
Price, E. R., sheriff of Todd county, bill for the benefit of .......... 608, 644, 700, 741
Princeton Masonic Female—see College.
Process—see Courts, justices.
Processions of land, bill to increase the compensation of .......... 207, 257, 254, 281
Property, additional, from execution, attachment, and distress, bill exempting, 117, 137, 230, 351, 413, 445, 470
Property, certain, from taxation—see Resolution.
Property from taxation, act to exempt certain, report of committee to ascertain whereabouts of bill .......... 350
Property—see Taxation.
Fryor, M. T., and sureties, of Carroll county, act for the benefit of .......... 703, 763, 839, 847
Public Binder, election of ........................................ 385, 383, 370, 972
Public laws, resolution authorizing Public Printer to print pamphlet edition of, 516, 572, 656, 712, 720
Public Offices—see Fire-proof offices.
Public Printer, resolution to appoint committee to investigate official conduct of, 231, 243, 255, 257, 279, 296, 300
report of joint committee to investigate into the conduct of the late and present ................................................. 300
election for the office of ........................................ 345, 332
act to continue in force an act increasing the compensation to the, 540, 568
Public Printer directed to print regular message of Governor .......... 38
report of Eastern Lunatic Asylum ................................ 38
list of standing committees ...................................... 48
insurance bills ................................................... 55
report of committee appointed to visit foreign prisons, 63
statement of condition of the Kentucky and Louisville Mutual Insurance Company ........................................ 65
bill to change time for meeting of the General Assembly .......... 69
bill to provide for the registration of births, marriages, and deaths .......... 69
INDEX.

Public Printer directed to print statement of interest paid on State debt .......... 74
report of the Institution for the Education of the Blind, .................................. 88
bill to regulate insurance companies ............................................................... 96
report of Institution of the Deaf and Dumb ...................................................... 103
joint resolutions offered by Mr. Talbott ........................................................ 106
memorial of Miles Greenwood and others ......................................................... 114
Cincinnati Southern Railway bill ................................................................. 116
report of Commissioners on obstructions in Licking river ................................ 134
report of Commissioners to superintend erection of Fire-proof offices .......... 161
substitute offered by Mr. Chenoweth for resolutions offered by Mr. Talbott .... 161
bill for the punishment of railroad engineers for killing stock ......................... 165
bill for the benefit of Newton Craig .............................................................. 165
response of Auditor transmitting statement of receipts and expenditures of Penitentiary ................................................................. 175
Penitentiary report ......................................................................................... 185
bill to establish the county of Lee .................................................................. 193
bill for the regulation of incorporated companies ............................................. 200
bill to fix time for the election of judges of Court of Appeals ......................... 200
bill to amend act to provide for the erection of fire-proof public offices .......... 209
bill for the regulation of life insurance companies ........................................... 209
bill for the benefit of the blind children of the Commonwealth ..................... 216
bill to regulate the duties of presiding judges of county courts ......................... 225
bill to amend act to repeal act to incorporate the Kentucky Insurance Company .... 226
bill exempting additional property from execution, &c., .................................. 230
bill to appropriate money to the Western Lunatic Asylum ............................... 236
bill to prevent lawyers from keeping their offices in the offices of justices of the peace, &c. ................................................................. 272
bill in relation to the Court of Appeals .......................................................... 273
bill for the benefit of the Institution for the Education of Idiots and Feeble-minded Children ................................................................. 287
bill to amend art. 9, chap. 47, of the Revised Statutes, ................................. 288
bill to incorporate the Brownsville and Glasgow Junction Railroad Company .......... 294
bill amending and re-enacting an act for the benefit of the Kentucky Penitentiary ................................................................. 299
report of committee appointed to investigate conduct of ................................. 316
bill for the more effectual protection of fruit-growers against trespassers .......... 322
INDEX.

Public Printer directed to print bill to amend act to amend the charter of the Shelbyville Railroad Company ................................. 322
bill to establish an Insurance Bureau ........................................... 347
bill for the incorporation and regulation of Life Insurance Companies ................................................................. 348
bill to amend act to prevent the spread of glanders .................................................. 348
bill to repeal chapter 88 of the Revised Statutes ............................................. 378
bill to authorize the extension of the Cincinnati Southern Railway, and amendments thereto ................................................................. 392
amendments to act establishing a new charter for the city of Louisville .................................................. 394
bill to impose an additional tax of fifteen cents for the purpose of increasing the common school fund .................................................. 396
bill in relation to bail in all cases when bail is required by law .................................................. 401
bill to regulate all insurance companies except life .................................................. 405
response of Auditor in regard to receipts and expenditures on Green and Barren line of navigation, 406, 578
bill concerning the duties of circuit court clerks .................................................. 410
amendments to resolutions offered by Mr. Talbott .................................................. 411
report from Committee on Federal Relations .................................................. 442
bill to employ agent to collect money .................................................. 447
bill regulating corporations created by the laws of Kentucky .................................................. 461
bill to authorize creditors in certain cases to garnishee before judgment .................................................. 461
bill to amend sec. 21 of act to reduce into one the laws in relation to changes of venue .................................................. 461
bill to amend sub-section 1 of section 614, title 13, article 2, of Civil Code of Practice .................................................. 461
bill to amend chapter 83, of the Revised Statutes .................................................. 473
bill to amend act amending the law in relation to roads .................................................. 473
pamphlet edition of Public Laws .................................................. 516
bill to authorize the construction of additional locks and dams on Green and Barren rivers .................................................. 589
bill to require the Life Association of America to deposit certain bonds and mortgages with Auditor .................................................. 588
bill to tax railroads, &c., in aid of the Sinking Fund, bill to amend act for the benefit of negroes and mulattoes .................................................. 592
bill to amend the 28th chapter of the Revised Statutes .................................................. 592
bill for the benefit of the Central National Bank at Danville, &c. .................................................. 594
bill concerning the Quarter-Master General .................................................. 594
bill for the benefit of widows and infant children of deceased persons .................................................. 599
bill fixing the fees of county attorneys .................................................. 608
INDEX.

Public Printer directed to print bill to provide for the inspection and storage of petroleum .............................................. 603
bill to amend sub-section 1, of section 614, of Civil Code of Practice .......................................................... 604
bill to incorporate the Louisville Transfer Company ............ 613
bill for the benefit of the Eastern Lunatic Asylum ............... 636
bill to improve the navigation of the Big and Little South Forks of Cumberland river ........................................... 643
resolution in regard to water communication between the Atlantic ocean and the Ohio and Mississippi rivers ............... 653
bill to revise, amend, and reduce into one the laws relating to common schools ........................................ 682
report of Committee on the Sinking Fund in relation to the Green and Barren River Line of Navigation, bill in relation to the improvement of streets in cities and towns ................................................... 710

Pulaski Agricultural and Mechanical—see Association.

—see Society.

Pulaski county, bill for the benefit of ........................................ 565, 585, 609, 623
Pullen, J., late clerk of the Bourbon circuit court, act for the benefit of ... 655, 763, 818
Punishment—see Stripes.

Quarter-Master General, bill concerning the ......................... 593, 620, 656, 682, 698
Questions of taxation—see Taxation.

Quincy, Elizabeth, act for the benefit of, and the children of John Quincy 671, 807
Railroad, Bowling Green, Hartford, and Ohio River, act to amend the charter of the, 828, 843, 854
Cumberland and Ohio—see Resolution.

Evansville, Henderson, and Nashville, bill to amend act authorizing the counties, towns, and cities, through or near which the, may run, to issue bonds ....................................................... 613, 685, 754
Louisville and Chattanooga Grand Trunk, act to amend the charter of the, 608, 614, 670, 699
Louisville and Nashville, act to amend the charter of the .......... 803, 843, 855
Mobile and Ohio, act to protect the owners of stock in the .......... 479, 507, 669
Shelby—see Resolution.

Railroad companies, bill to require, to keep open their ticket offices one hour before the departure of trains ........................................ 291
Railroad companies in this Commonwealth, act requiring all to pay for stock they negligently kill, &c. ......................... 51
Railroad companies to pay for stock killed, bill requiring ........ 38
Railroad companies—see Incorporated companies.

Railroad directors, act to provide for the election and classification of .... 214, 288
Railroad engineers, bill to provide for the punishment of, for willfully killing or crippling stock .......................... 105, 284, 656, 679, 711, 720
Railroad stock—see Bourbon county.

Railroad tax in McCracken county, act to regulate the compensation for collecting the Elizabethtown and Paducah 108, 288, 329, 348

103-s.
Index

<table>
<thead>
<tr>
<th>Topic</th>
<th>Pages</th>
</tr>
</thead>
<tbody>
<tr>
<td>Railroad taxes in McCracken county, bill to amend act in relation to the collection of</td>
<td>389, 602, 623, 637</td>
</tr>
<tr>
<td>Railroad Company, Bluegrass, act to incorporate the</td>
<td>175, 616, 638</td>
</tr>
<tr>
<td>Bluegrass, act to incorporate the</td>
<td>641, 648, 651, 696</td>
</tr>
<tr>
<td>Brownsville and Glasgow Junction, act to incorporate the</td>
<td>193, 294, 350, 524, 573, 698</td>
</tr>
<tr>
<td>Cincinnati, Glasgow, and Bowling Green, act to incorporate the</td>
<td>486, 801, 853</td>
</tr>
<tr>
<td>Cincinnati, Lexington, and East Tennessee, act to amend the</td>
<td>225, 413, 445, 637</td>
</tr>
<tr>
<td>Covington and Lexington, act to amend the charter of the</td>
<td>613</td>
</tr>
<tr>
<td>Cumberland and Ohio, act to amend the charter of the</td>
<td>325, 591</td>
</tr>
<tr>
<td>Cumberland and Ohio, act to amend act to incorporate the</td>
<td>413, 447, 690</td>
</tr>
<tr>
<td>Elizabethtown, Lexington, and Big Sandy, act to amend act to</td>
<td>175, 349, 397, 411, 469</td>
</tr>
<tr>
<td>Elizabethtown, Lexington, and Big Sandy, bill to amend act to</td>
<td>710, 802, 846</td>
</tr>
<tr>
<td>Elizabethtown and Paducah, bill to amend the charter of the</td>
<td>163, 195, 213, 238</td>
</tr>
<tr>
<td>Glasgow, act to amend the charter of the</td>
<td>322, 357, 385, 396</td>
</tr>
<tr>
<td>Glasgow, bill further to amend the charter of the</td>
<td>506, 516, 527</td>
</tr>
<tr>
<td>Guthrie City and Franklin, act to incorporate the,</td>
<td>775, 811, 836, 863</td>
</tr>
<tr>
<td>Kentucky and Tennessee, bill to incorporate the,</td>
<td>458, 476, 533, 641</td>
</tr>
<tr>
<td>Kentucky Union, bill to incorporate the,</td>
<td>175, 214, 234, 413, 445, 470</td>
</tr>
<tr>
<td>Lexington and Big Sandy, Western Division, act to amend the</td>
<td>613, 684, 706, 719, 771, 783</td>
</tr>
<tr>
<td>Lexington City Passenger and Freight, bill to incorporate the</td>
<td>292, 411, 506</td>
</tr>
<tr>
<td>Licking and Big Sandy, act to incorporate the</td>
<td>47</td>
</tr>
<tr>
<td>Louisville, Cincinnati, and Lexington, act defining the relation</td>
<td>348, 349, 673, 574</td>
</tr>
<tr>
<td>and providing for the representation of the State as a stockholder in the</td>
<td></td>
</tr>
<tr>
<td>Louisville, Cincinnati, and Lexington, bill in relation to the</td>
<td>214, 284, 329, 397, 524</td>
</tr>
<tr>
<td>Louisville, Cincinnati, and Lexington, bill to amend the charter of the, and to authorize the construction of branch roads through Scott and other counties</td>
<td>821, 841, 846</td>
</tr>
<tr>
<td>Louisville and Chattanooga Grand Trunk, bill to incorporate the</td>
<td>163, 388, 478, 542</td>
</tr>
<tr>
<td>Madisonville and Shawneetown Straight Line, act to incorporate the</td>
<td>358, 413, 467, 480</td>
</tr>
<tr>
<td>Maysville and Big Sandy, act for the benefit of the,</td>
<td>613, 755, 788, 819</td>
</tr>
<tr>
<td>Maysville and Lexington, Northern Division, bill empowering the,</td>
<td></td>
</tr>
<tr>
<td>to consolidate with the Maysville and Big Sandy Railroad,</td>
<td>607, 768, 837, 849</td>
</tr>
<tr>
<td>Maysville and Lexington, Northern Division—see Bourbon county.</td>
<td></td>
</tr>
</tbody>
</table>
INDEX.

Railroad Company, New Providence and Princeton, bill to incorporate the, 458, 614, 683, 704

Owensboro and Russellville, bill to amend act to incorporate the, 163, 324, 592, 690, 698

Paris, Richmond, and East Tennessee, bill to incorporate the, 214, 286, 385, 397

Shawneetown, Morganfield, and Sebree, act to incorporate the, 560

Shelbyville, act to amend act to amend the charter of the, and to authorize certain counties to take stock in the same, 322, 368, 381, 505, 626, 649, 659, 676

Tygert Valley, bill to charter the, 506, 614, 683, 704

Williamsburg, Cumberland River, and Tennessee, bill to amend the charter of the, 214, 284, 318, 332

Railroads, capital stock of—see Barren county.

Railroads and other corporations—see capital stock.

—see Sinking Fund.

Railway, Cincinnati Southern, bill to authorize the extension and construction of the, within the State of Kentucky, 805, 840

Railway Company, Covington and Bank Lick Passenger, act to repeal act incorporating the, 208, 601, 623, 637

Covington and Cincinnati Street, bill to incorporate the, 182, 201, 212, 233

Eastern Kentucky, bill to incorporate the, 182, 201, 212, 233

Kentucky and Great Eastern, bill to incorporate the, 805, 840

Louisville and Beargrass, act to amend act to incorporate the, 595, 635, 699, 823

Louisville, Harrod's Creek, and Westport, act to incorporate the, 837, 788, 818

Louisville, Memphis, and New Orleans, bill to incorporate the, 208, 601, 623, 637

Louisville, Memphis, and New Orleans, bill to amend the charter of the, 805, 843, 854

Newport Street, act to amend the charter of the, 643, 656, 669, 765

Pari and Street, of Louisville, act to incorporate the, 816

Railway Transfer Company, Louisville, bill to incorporate the, 613, 713, 725

Railways—see Stock, owners of.

Rainwater, D. M.—see Weddle, Daniel.

Read, J. H., late sheriff of Metcalfe county, bill for the benefit of, 223, 275, 303, 320

Read, Joseph, elected Door-keeper, 8

Read, J. H., act for the benefit of the estate of, 322, 524, 573, 574

Real estate—see Highland Coal Company.

Real Estate and Building Company—see Kentucky.

Real Estate Company—see Beargrass.

—see Falls City.

—see Louisville.

—see Southern and Western.

Recess—see resolution, joint.
INDEX.

Records—see Jefferson county.
—see Kenton county.
Records in Warren county—see Courts, circuit.
Red Men—see Association, Mutual Aid.
—see Metamora Tribe.
—see Minnehaha Tribe.
—see Oswego Tribe.
Red river, bill to appoint commissioners to report upon the cost of removing obstructions out of

Red River Iron Manufacturing Company, act to amend act to incorporate the, 236, 413, 445, 459
Red River Iron Manufacturing Company, act prohibiting the vending or sale of liquors
within two miles of any of the furnaces owned by the
Registration of births, marriages, and deaths, act providing for
Remonstrance of citizens of the town of Irvine
Remonstrance of Rev. Stuart Robinson
Remonstrance—see Petition.
Remonstrance of citizens of Shelby county
Simpsonville
Crab Orchard
Nelson county
Hickman county
Hickman county
Butler county
Warren county
Render Coal, Iron, Mining, and Manufacturing Company, act to incorporate the, 564, 802, 836, 851
Reporters, resolution inviting them to seats on the floor of the Senate
Representatives to the Congress of the United States, bill to repeal act fixing the time
for the election in this State of
Reserved fund—see Bank of Bowling Green.
Resolution admitting reporters to seats on the floor of the Senate
authorizing Secretary of State to furnish Acts and Journals to Congressional Libraries
authorizing payment of wages to officers of the General Assembly, 51, 97, 99, 102
calling on Auditor for statement of accounts of Green and Barren River Line of Navigation
declining to visit Louisville and Cincinnati
directing committee to report Cincinnati Southern Railway bill
directing Public Printer to send by mail unpublished sheets of journal together with a synopsis of acts and titles
extending present session of General Assembly
fixing day for adjournment
fixing hour of adjournment
fixing hours of meeting and adjournment of the daily sessions of the Senate
instructing Judiciary Committee to report general law for the incorporation of churches, &c.
INDEX.

Resolution instructing Judiciary Committee to inquire what legislation is necessary to facilitate business.................................................................................................................. 147

in regard to stock killed on railroads—see Railroad companies......................................................... 501

in regard to special judges.......................................................................................................................................................... 652, 832, 837, 853

in regard to water communication between the Atlantic Ocean and Ohio and Mississippi rivers........................................................................................................................................... 579

in regard to the Cumberland and Ohio and Shelby Railroads.................................................................................... 409

in regard to certain legislation of next session.................................................................................................................. 823, 844, 850

in regard to certain newspapers.......................................................................................................................... 787

in relation to printing revision of school laws.................................................................................................................. 823, 844, 856

Resolution, joint, directing Public Printer to print acts changing time of holding courts in the 8th, 13th, and 15th judicial districts, 322, 330, 361, 369

directing salutes to be fired on 8th of January and 22d of February.................................................................................................................. 108, 109, 121, 129

fixing time for the election of public officers.......................................................................................................................... 118, 124, 154, 163

for the benefit of the late Sergeant-at-Arms and Door-keeper.................................................................................................................. 42, 57

in regard to the assessment and collection of the revenue, 41, 54, 66, 88

in regard to jailers' fees.................................................................................................................................................. 183

in regard to action of Congress in reference to powers of the Supreme Court, &c. .................................................................................................................. 105, 124, 161, 221, 253, 405, 411, 449

in regard to the death of William A. Dudley—see Dudley, Wm. A.................................................................................... 88, 108, 128

in reference to a recess of the General Assembly.......................................................................................... 88, 108, 128

in regard to money due the Bardstown and Louisville Turnpike Road Company.................................................................................................................................................. 90, 109, 126

offered by Mr. Chenoweth, in relation to bills introduced into the Senate of the United States by Senators Drake and Sumner.................................................................................................................................................. 161

offered by Mr. Hawes, in regard to the adulteration of spirituous liquors.................................................................................................................................................. 121

offered by Mr. Whitaker, in relation to Federal affairs.......................................................................................................................... 786

offered by Mr. Winfrey........................................................................................................................................ 52

providing for an extension of the present General Assembly, 128, 153, 243, 280, 298

offered by Mr. Winfrey........................................................................................................................................ 52

to postpone the election of public officers.......................................................................................................................... 290, 299, 338, 339

to purchase marble bust of Henry Clay.......................................................................................................................................................... 167, 323

to take into consideration the regulation of the tobacco market in Louisville.................................................................................................................................................................................. 108, 109, 119, 141, 156, 188

—see Cave City.

—see Cosby, J. M.

—see Insurance Companies, Kentucky, Globe, and Hope.

—see Jacobs, John A.

—see Little Sandy river.

—see Marshall, Chief Justice.

—see Public Laws.

—see W. N. Robb, John A. Crittenden, Howard Todd, and Wm. P. Duvall.
INDEX.

Resolution limiting time of speaking ........................................ 652, 781
of acceptance of invitation of city of Louisville to celebrate completion
of bridge over Ohio ................................................................. 424, 442, 443, 448, 501
of inquiry in regard to act, entitled "An act exempting certain property
from taxation" ............................................................................. 321
of thanks to officers of Senate ...................................................... 850
of thanks to certain cities and to Hon. George H. Pendleton 458, 566, 612
providing for the purchase of a library for the Kentucky Penitentiary, 479, 492,
562, 588
referring Governor's message to appropriate committees ................. 39
requiring acts and resolutions to be printed before final passage ............ 39
to accept invitation to partake of the hospitalities of the city of Cincin-
nati .............................................................................................. 435, 442, 443, 448, 501
to adjourn sine die ......................................................................... 503, 519
to instruct committees of House and Senate with regard to supplying defi-
cit in Sinking Fund ..................................................................... 387
to ratify Fifteenth Amendment—see Fifteenth Amendment.
requesting ministers to open sessions of Senate with prayer .................. 11
to repeal law inflicting penalty on sheriffs for failure to collect and pay in
the revenue .................................................................................. 147
—see Births, deaths, and marriages.
—see Collins, Judge Lewis.
—see Crist, Gen. Henry.
—see Geological Survey.
—see Governor, regular message of.
—see Green and Barren river line of navigation.
—see Invitation.
—see Leaves to bring in bills.
—see Negro testimony.
—see Newspapers.
—see Penitentiary.
—see Prentice, George D.
—see Public Printer.
—see Rules.
—see Rules, joint.
—see Senator, U. S.
—see Resolution, joint.

Revenue laws, act to amend act to amend the ................................. 199, 307, 335, 366
Revenue and taxation, bill in regard to ........................................ 502
Revised Statutes, bill to amend act 3, chap. 15, of the, title "Citizens, Expatriation,
and Aliens" .............................................................................. 816
act to amend art. 3, chap. 47, of the ............................................. 103, 289, 465
act to amend art. 17, chap. 28, of the, title "Penal Offenses, and
Punishments" ........................................................................... 499, 692, 730, 799, 834
act to amend act amending chap. 4, art. 1, "title "Attorneys," of
the ............................................................................................ 506
act to amend chapter 7 of the, title "Boats and Navigation" ............. 611
bill to amend chapter 13, of the, title "Changes of Venue" ............... 498
bill to amend the 28th chapter of the ........................................... 129, 204, 592, 630, 642
INDEX.

Revised Statutes, act to amend act to amend chap. 47, sec. 16, title "Husband and Wife," of the
bill to amend act to amend chap. 47, sec. 16, of the, title "Husband and Wife." .................................. 213, 285, 318, 331
bill to amend chapter 68 of the, title "Names may be Changed," 155, 286, 304, 329, 347
act to amend chapter 83 of the, title "Revenue and Taxation," 473, 510, 517, 702
bill to extend the benefit of an act to amend chapter 84 of the, title "Roads and Passways," to the counties of Morgan and Menifee, 214, 285, 318, 332
bill to amend chapter 84 of the, title "Roads and Passways" ................................................................. 499
bill to repeal chapter 86 of the, and reduce into one said chapter
and all amendments thereto .......................................................... 378, 485, 564, 600
bill to amend chapter 98 of the, title "Surveys." ................................................................. 394
bill to amend chapter 105 of the, title "Weights and Measures," 190, 202, 463, 701, 772, 806
bill to amend section 1 of act to amend section 9, article 3, chapter 91, of the ........................................... 491, 508, 601, 624, 641
act to amend section 1, article 2, chapter 16, of the ................................................................. 594
bill to amend subsection 5, section 1, article 15, chapter 28, of the ......................................................... 213, 285, 318, 332
act to amend section 2, article 9, chapter 83, of the, title "Revenue and Taxation." .......................... 213, 285, 318, 331
bill to amend sec. 2, art. 3, chap. 90, of the, title "Coroners" ................................................................. 213, 298
bill to amend secs. 4 and 23, art. 2, chap. 56, of the, title "Landlord and Tenant," and secs. 721 and 722, of the Civil Code of Practice ................................................................. 702
act to amend sec. 4, art. 7, chap. 32, of the ................................................................. 697, 802, 836, 851
bill to amend act amending sec. 4, art. 3, chap. 17, of the ................................................................. 285
bill to amend sec. 5, art. 2, chap. 20, of the, so far as Paducah is concerned ........................................ 506
act to amend sec. 5, chap. 65, vol. 2, of the, in relation to commissioners to execute deeds under decrees of court ................................................................. 209, 498
act to amend sec. 10, chap. 97, of the, title "Sureties and Co-obligors" ........................................ 225, 271, 498, 509, 516
act to amend sec. 11, chap. 71, of the ................................................................. 111, 142, 161, 179
bill to repeal sec. 14, chap. 67, of the, so far as the same applies to Mount Pleasant, in Harlan county ................................................................. 213, 285, 318, 376
bill to amend sec. 35, chap. 25, of the ................................................................. 464

Rhea, O. C., bill for the benefit of ................................................................. 539, 646, 661, 712, 756
Rice, J. M., nominated for U. S. Senator .................................................................. 87
Richardson, O. C., late sheriff of Meade county, act for the benefit of, 472, 684, 754, 705
Richmond and Boonesboro—see Roads, turnpike.
Richmond Deposit Bank—see Bank.
Richmond and Lexington—see Roads, turnpike.
Richmond and Tate's creek—see Roads, turnpike.
INDEX.

Ridge and Jeptha—see Roads, turnpike.
Rio Bridge Company, bill to incorporate the ........................................ 830, 831, 838, 845, 849
Rip Van Winkle Sleeping Car Company, act to incorporate the .................. 465, 603, 638, 673
River Hill—see Roads, turnpike.
Road Company, Lexington City Passenger and Freight, act to incorporate the .................................................. 163
Road Company, Mayfield and State Line Gravel, bill to charter the .......... 668, 793, 841, 854
Road from Laurel county, near London, to Booneville, Owsley county, act allowing the to be opened twenty feet wide .................................................. 291, 300, 303, 311
Road law of the county of Gallatin, bill to repeal act amending the .......... 468, 503, 508, 522
of Greenup county, act to amend the .................................................. 461, 500, 503, 509
of Henderson, Union, and Taylor counties, act to amend the, and to extend the same to Grayson county .......................... 461, 490, 500, 503
in Kenton county, bill to change the .................................................. 461, 490, 500, 509
in Livingston county, bill to alter and amend the .................................. 314, 375, 398, 403
act to amend the McLean county .......................................................... 225, 255, 279, 306
—see Crittenden county.
—see Robertson county.
Road laws, bill to amend the ................................................................. 222, 277
Road, State, from London to Boonesville, act changing the location of the 135, 206
Road, State, from Owenton to Georgetown—see Court, county, of Owen.
Road, State—see Court, county, of Ballard.
Roads, Turnpike, Alieton and Liberty .................................................. 486, 492, 497, 532
Allensville and Elkhon ................................................................. 530, 539, 548, 549
Ashland and Callettsburg—see Court, county, of Boyd.
Augusta and Dover ................................................................. 273, 316, 356, 400
Augusta and Minerva ................................................................. 273, 360, 384, 454
Bank Lick and Lexington Junction .................................................. 500, 521, 538, 551
Barstow and Louisville—see Resolution.
Beatty's Mill and Todd's Point .................................................. 534, 538, 670, 708
Benson ................................................................. 118, 136, 167, 194
Bethel and Bald Eagle ................................................................. 458, 501, 517
Big Stoner and Winchester .................................................. 128, 164, 205, 214
Big Tunnel ................................................................. 322, 417, 457, 466
Blue Run and Anderson's Ferry .................................................. 466, 508, 552, 559
Boston and Akin ................................................................. 419, 531, 638, 647
Bowling Green and Double Spring .................................................. 358, 466, 497, 504
Bridgeport and Benson .................................................. 485, 501, 538, 675
Brooksville and Mount Olivet .................................................. 467, 589, 604, 675
Brooksville and Rock Spring .................................................. 273, 416, 456, 484
Bryan's Station and Lexington .................................................. 240, 275, 305
Bryantsville and Cane Run .................................................. 467, 569, 654, 673
Buck Run and Cole's Road .................................................. 607, 645, 713, 751
Cabin Creek ................................................................. 486, 684, 754, 765
Cabin Creek, Sand Hill, and Manchester ........................................ 467, 590, 609, 722
Calhoun ................................................................. 643, 820, 838, 854
Camdensville, Johnsonville, and Burant Church .................................. 368, 465, 497, 568
Cane Run and King's Mill .................................................. 710, 820, 836, 854
Carlisle and Mount Sterling .................................................. 118, 136, 162, 182
## INDEX.

Roads, Turnpike, Carlisle and Mount Sterling ........................................ 687, 703, 842, 854
Carlisle and Park's Ferry ................................................................. 127, 165, 205, 215
Carpenter's Creek and Green River .................................................... 702, 794, 840, 848
Caseyville and Morganfield ............................................................... 627, 684, 754, 765
Christian County ............................................................................. 472, 601, 653, 698
Christiansburg and Demaree Store ..................................................... 525, 582, 670, 703
Clark and Montgomery .................................................................. 466, 500, 654, 673
Cleveland ......................................................................................... 419, 581, 639, 672
Columbia and Burksville ................................................................. 273, 417, 456, 459
Columbia and Greensboro ................................................................. 388, 468, 486, 504
Concord and Tollboro .................................................................. 341, 383, 417, 456
Conover and Tollboro .................................................................. 467, 589, 654, 673
Covert Run ........................................................................................ 107, 582, 639, 673
Covington and Horse Branch ........................................................... 418, 476, 523, 541
Covington and Taylor Mill .............................................................. 607, 645, 699, 721
Crab Orchard and Crew's Knob ....................................................... 457, 582, 639, 673
Cynthiana and Ashbrook's Mill ........................................................... 358, 485, 489, 505
Cynthiana and Ashbrook's Mill ........................................................... 686, 703, 841, 854
Cynthiana, Ruddle's Mill, and Millersburg ........................................... 473, 821, 831, 839
Danville and Hustonville ................................................................. 225, 469, 486, 504
Danville and Pleasant Hill ................................................................. 473, 602, 638, 675
Dry Creek and Covington ............................................................... 347, 348, 365, 375
Elk Creek ......................................................................................... 686, 703, 839, 849
Elkhorn ............................................................................................ 118, 183, 167, 183
Elizabethville, in Fleming county, bill in relation to ................................ 347
Eminence and Fox Run—see Shelbyville and Eminence.
Fairfield and Taylorsville ................................................................. 223, 275, 329, 347
Farmdale and Bridgeport ................................................................. 134, 197, 220, 231
Feese Mill ......................................................................................... 127, 165, 205, 215
Fisherville and Buck Creek ............................................................... 604, 843, 854
Flat Rock and Floyd's Fork ............................................................... 525, 582, 670, 703
Fleming and Lewis ........................................................................ 593, 634, 754, 765
Flemingsburg and Poplar Plains ....................................................... 606, 645, 712, 756
Florence and Anderson's Ferry ............................................................ 406, 689, 694, 674
Florence and Independence .............................................................. 188, 218, 253, 262
Foster ............................................................................................... 804, 825, 844, 855
Foster ................................................................................................. 190, 219, 236, 301, 329, 347
Foster ................................................................................................. 419, 581, 638, 672
Fox Run and Lagrange ................................................................. 525, 582, 679, 703
Franklin County and Crab Orchard .................................................. 143, 186, 181, 191
Georgetown, Oxford, and Leesburg .................................................. 419, 581, 638, 672
Gernandtown and Hamilton Cross Roads .......................................... 358, 466, 489, 504
Glencoe and Poplar Grove .............................................................. 164, 196, 232, 237
Green and Taylor County ................................................................. 579, 664, 711, 720
Harrington's Mill ........................................................................ 539, 582, 655, 674
Harris ............................................................................................... 466, 589, 659, 703
Harrodsburg and Cornishville ......................................................... 207, 275, 302, 320
Harrodsburg and Shawnee Run ....................................................... 418, 581, 638, 673
Helena and Johnson ................................................................. 467, 508, 673, 686
INDEX.

Roads, Turnpike, Henry, Oldham, and Jefferson ........................................ 540, 583, 591
Henley Mill ................................................................. 466, 583, 654, 674
Hillsboro and Moore's Ferry ..................................................... 177, 196, 220, 231
Hillsboro and Wyoming .......................................................... 608, 615, 712, 726
Hill's City ................................................................. 719, 821, 837, 852
Hopkinsville and Beverly, 127, 139, 178, 294, 309, 317, 613, 624, 640
Hustonville and Bradfordsville ................................................. 143, 201, 221, 234
Irwin and Red River .......................................................... 656, 703, 849, 856
Jacksonville and Newtown ..................................................... 894, 826, 843, 855
Kenton Station ............................................................... 467, 508, 584, 612
Kentucky River ........................................................................ 643, 755, 798, 819
Kiddville and Montgomery County ............................................... 419, 581, 653, 614
Kingston and Scaffold Cane Hill .................................................. 467, 559, 699, 699
Lagrange and Shelbyville .......................................................... 182, 201, 221, 234
Lagrange and Westport ............................................................ 419, 581, 654, 672
Lebanon and Calvary .............................................................. 419, 581, 638, 672
Lebanon and Raywick .............................................................. 143, 201, 221, 234
Lescburg and Silas Meeting-house ............................................... 134, 196, 212, 231
Lewis and Mason County .......................................................... 272, 416, 456, 459
Lexington, Harrodsburg, and Perryville .......................................... 198, 219, 224, 800
Lexington, Harrodsburg, and Perryville, 388, 398, 764, 799, 834, 845
Liberty and Middleburg ............................................................ 702, 794, 842, 854
Loretto and Lebanon .............................................................. 822, 844, 856
Lower Blue Lick and Pleasant Valley ........................................... 688, 794, 839, 848
Lusby's Mills and Harrisburg .................................................... 134, 196, 212, 231
Mill Creek .............................................................................. 164, 196, 220, 231
Moore's Ferry and Salt Lick Bridge .............................................. 685, 793, 841, 854
Moorfield and Union ............................................................... 118, 187, 191
Moorfield and Upper Blue Lick ................................................... 803, 826, 845, 855
Moorfield and Upper Blue Lick ................................................... 803, 826, 845, 855
Morganfield and Uniontown ........................................................ 583, 684, 711, 720
Mulberry, Cropper; and Demaree ................................................ 525, 582, 670, 673
Mount Eden and Van Buren ....................................................... 506, 582, 654, 673
Mount Freedom and Jessamine County ......................................... 467, 500, 609, 707
Mount Gilead and Campbellsburg ................................................ 775, 802, 835, 846
Mount Olivet and Milford ........................................................ 688, 794, 848, 854
Mount Olivet, North Fork, and Germantown .................................. 688, 792, 842, 854
Mount Olivet and Sardis ........................................................... 688, 793, 840, 858
Mount Olivet and Sardis ........................................................... 688, 794, 840, 858
Mount Sterling and Livery ........................................................ 822, 844, 855
New Hope and Rolling Fork ...................................................... 388, 417, 478, 480, 503
New Liberty and Owenton ......................................................... 419, 476, 523, 541
Nicholasville and Kentucky River ............................................... 201, 413, 445, 456
North Bullskin ...................................................................... 525, 582, 670, 689
North Middletown and Cane Ridge ............................................. 240, 275, 303, 320
North Middletown and Owingsville ............................................ 599, 582, 639, 674
Opossum and Kentucky River .................................................... 473, 820, 830, 851
Owenton and Monterey ............................................................ 388, 465, 497, 604
INDEX.

Roads, Turnpike, Owingsville and McIntyre's Ferry .......................... 240, 276, 303, 320
Owingsville, Sharpsburg, and Bald Eagle ........................................ 467, 599, 655, 674
Owingsville and Sherburne .............................................................. 685, 792, 838, 848
Owingsville and Wyoming ................................................................. 419, 581, 638, 672
Point Lick and High Point ............................................................... 116, 136, 162, 182
Payne's Depot and Mt. Vernon ........................................................ 589, 661, 754
Peak's Mill ..................................................................................... 100, 109, 125, 156
Pebble's Run and Lick Fork ............................................................... 539, 683, 670, 703
Pembroke and State Line .................................................................... 467, 669, 983, 704
Richmond and Boonesboro ................................................................. 118, 136, 162, 183
Richmond and Lexington .................................................................. 719, 776, 787, 802, 818, 845
Richmond and Tate's Creek Ridge ..................................................... 467, 589, 669, 690
Ridge and Jeptha .............................................................................. 199, 416, 456, 459
River Hill ........................................................................................... 389, 890, 892, 845
Russell .............................................................................................. 272, 416, 476, 480
Russellville District ........................................................................... 414, 475, 522, 541
Salt Lick, Eculapia, and Monut Carmel ............................................ 272, 416, 456, 460
Salt River and Shryock Ferry ............................................................ 388, 460, 497, 504
Sardis .................................................................................................. 222, 243, 854
Saunders and Dallasburg ................................................................. 668, 704, 840, 849
Sharpsburg and Owingsville ........................................................... 388, 417, 457, 460
Shelbyville and Louisville ................................................................. 667, 763, 818, 821
Shelby and Oldham .......................................................................... 387, 413, 479
Shelbyville and Eminence ................................................................. 525, 567, 610, 626
Shelbyville and Louisvile ................................................................. 621, 844, 855
Shelbyville and Taylorsville ............................................................. 528, 567, 610, 626
Simpsonville and Antioch ................................................................. 163, 226, 263, 282
Simpsonville and Buck Creek .......................................................... 289, 475, 522, 541
Smithfield and Ballardsville ............................................................ 193, 416, 456, 459
South Benson ...................................................................................... 467, 659, 699, 722
Speedwell and Bybeetown .............................................................. 468, 590, 699, 721
Springfield, Maxville, and Pleasant Run ........................................... 668, 704, 840, 849
Springfield and St. Mary's ................................................................. 472, 603, 637, 675
Springfield, Willisburg, Antioch, and Fox Creek ......................... 466, 589, 669, 690
Stanford and Hustonville ................................................................. 240, 407, 445, 459
St. Matthews and Goose Creek ...................................................... 607, 649, 699, 721
St. Matthews and Goose Creek ...................................................... 528, 844, 855
St. Rose and Marlon County ............................................................ 472, 603, 637, 675
Taylorsville and Vandyke's Mill ..................................................... 611, 646, 713, 737
Todd's Road ....................................................................................... 467, 590, 693, 704
Tunnel and Prickly Ash ................................................................... 466, 590, 654, 673
Union and Dreaming Creek ............................................................ 467, 590, 683, 703
Uniontown and Highland Creek ...................................................... 593, 634, 711, 720
Vanceburg, Salt Lick, Tollesboro, and Maysville ......................... 643, 683, 754, 765
Versailles and Crawfish ................................................................. 240, 275, 303, 321
Versailles and McCracken's Mill ..................................................... 475, 684, 711, 720
Versailles and Mount Vernon ......................................................... 419, 581, 638, 673
Versailles and Mount Vernon ......................................................... 688, 794, 840, 849
INDEX.

Roads, Turnpike, Wilderness

Winchester and Hayden's Creek
Winchester and Red River Iron Works
in this Commonwealth, bill for the benefit of
in Bourbon county, act in relation to hauling on
in Lewis county, act to amend act to amend act to levy a tax to aid
in building
in Pendleton county, act to incorporate
act transferring the, in Warren county; to the county court thereof,
—see Tolls.

Roads, act to re-enact, so far as Meade county is concerned, an act amending the law
in relation to
act to amend act to amend the law in relation to, so far as the same applies to Warren county
bill to amend act to amend the law in relation to
bill to amend act amending the law in relation to
in the counties of Clay and Owsley, act concerning
Robb, W. N., resolution for the benefit of
Robertson, G. A., nominated for State Librarian
Robertson county, act to provide a road law for
act to repeal the 8th section of act organizing the
—see Court, circuit, of Robertson.
Robinson, Rev. Stuart, memorial of
Robinson, Thomas, of Henry county, act for the benefit of
Rockcastle county, act to prohibit the sale of intoxicating liquors in
—see Court, circuit, of Rockcastle.
—see Court of levies and disbursements.
Rockcastle river and its tributaries, act declaring certain portions of navigable streams, 117,
—see Court of levies and disbursements.

Rockport—see Town.
Roller skating—see Association.
Rolling Fork river, act declaring the, a navigable stream
Rollington—see Church, M. E., South.
Rough and Ready—see Town.
Rowan county court—see Court, county, of Rowan.
Rowan quarterly court—see Court, quarterly, of Rowan.
Royal Arch Masons—see Graham Chapter.
—see Union Chapter.

Rules, joint, adopted
of the two Houses, resolution in relation to the
Rules of last session adopted
Russell—see Roads, turnpike.
Russellville—see Town.
Russellville district—see Roads, turnpike.
Russellville Female Academy—see Academy.
Safe Deposit Company, of Louisville, act to incorporate the
of Louisville, bill to incorporate the
Salary—see Judges of circuit courts.
Saloon-keepers' Association—see Association.
INDEX.

Salt Lick, Esculapia, and Mount Carmel—see Roads, turnpike.
Salt river and its tributaries, act to prevent the destruction of fish in
Salt river, act to appoint surveyor to examine a certain portion of &c., 122, 157, 191
Salt river and Shryock Ferry—see Roads, turnpike.
Santer—see Resolution, joint.
Samms, Wm., act for the benefit of
Sangerbund—see Louisville Sangerbund
Sardis—see Roads, turnpike.
Saran, John, act to allow to fish with nets in Green river
Saunders and Dallasburg—see Roads, turnpike.
Sayre Female Institute, act to amend the charter of the
Schoolfield, John J., of Bracken county, act for the benefit of
Schooling, J. W., Attorney for the 7th district, bill for the benefit of
Schools, common, of Kentucky, act to revise, amend, and reduce into one the laws relating to
Schools, common, in Carlisle, act for the benefit of, and for the benefit of the citizens of
Schools, common, in Kentucky, act for the benefit of
School districts Nos. 80 and 36, in Barren county, bill for the benefit of
School districts Nos. 3, in Bracken county, act for the benefit of
School districts No. 29, in Adair county, act allowing to vote tax to pay
for school-house
School districts No. 18, in Cumberland county, act for the benefit of
School districts No. 16, in Graves county, act for the benefit of
School districts No. 36, in Hardin county, bill for the benefit of
School districts No. 16, in Hart county, act for the benefit of
School districts No. 20, in Henry county, act for the benefit of the trustees of common
School districts No. 26, in Hopkins county, bill for the benefit of
School districts Nos. 44 and 49, of Kenton county, act for the benefit of
School districts No. 34, of Larue county, act for the benefit of the trustees of,
School districts No. 46, in Lewis county, act to repeal act allowing the voting of a tax for
School districts No. 11, in Madison county, act to empower the county court of Madison county to convey land to the present trustees of
School districts No. 25, in Madison county, act for the benefit of the trustees of
School districts No. 47, in Madison county, act for the benefit of the trustees of
School districts No. 60, in Madison county, act for the benefit of the trustees of
School districts No. 33, in Monroe county, act to incorporate trustees of,

917
School district No 26 (Carlisle), Nicholas county, act to authorize the trustees of to
levy and collect a tax ........................................ 672, 705, 841, 844
district No. 40, in Trigg county, act for the benefit of .......................... 702, 788, 842, 855
district No. 7, in Washington county, bill to re-enact an act to authorize, to
levy a tax for school purposes .................................. 215, 304, 329, 343
Fund, Common, act to impose an additional tax of fifteen cents for the pur-
pose of increasing the ........................................ 346, 395, 561
fund of the county of Pendleton, act for the benefit of the ................. 671, 734, 838, 847
School Joint Stock Company—see Thorn Hill.
laws—see Resolution in relation to printing.
Schools, public, in the town of Ashland, act for the better organization of, &c, 343, 398,
423, 469
in the town of Bowling Green, act to establish and maintain a, 671, 734,
838, 860
in the town of Catlettsburg, act for the better organization of, &c, 343,
392, 423, 470
in the city of Henderson, act to amend act to organize and establish
a system of .................................................. 671, 734, 838, 847
in the city of Louisville, act for the benefit of the ......................... 176, 186, 208
School purposes, common, bill imposing a tax of fifteen cents on the one hundred
dollars, for .................................................... 225, 419, 493, 548
School, Shelton High, in Smithland, act to incorporate the .......... 215, 304, 390, 347
School trustees of Paducah, act to amend act concerning ................ 671, 735, 838, 847
Scottsville—see Town.
Seat of government—see Fire-proof offices.
Secretary of State, statement from, in regard to interest paid on State debt........ 70
Secretary of State directed to compare proof-sheets of Public Laws with enrolled laws, 508
Seminary, Bewleyville Male and Female, act changing the time of electing trustees
of the ......................................................... 702, 704, 840, 849
Seminary, Butler, bill to amend act to reduce into one the several acts in regard to the, 645,
702, 771, 783
Seminary, Clinton Female, in Hickman county, act to incorporate the, 414, 462, 506,
615
Seminary Company, Nolin Male and Female, bill to incorporate the, 472, 679, 711, 729
Seminary, Female, of Paducah, act concerning the .......................... 672, 795, 841, 844
Greenville, bill authorizing a settlement with the trustees of the, &c, 695, 611,
836, 853
Harrisburg, bill to incorporate the .................................. 299, 679, 711, 729
Lancaster, act to authorize the trustees of, to sell their Seminary house and
lot ............................................................. 348, 359, 396, 368
public, of Elizabethtown, act to provide for the election of trustees for the, 671,
705, 838, 859
Senator of the United States, ballot for .................................. 97, 89, 82, 85, 94, 96
Senator, U. S., resolution in relation to the election of a ....................... 49, 50, 91, 103
Senators, list of .................................................................. 3
Senton, James O., of the county of Carter, bill for the benefit of ................ 455
Sergeant-at-Arms, J. A. Grant elected .......................................... 7
Sergeant-at-Arms, Howard Todd nominated for the office of .............. 7
INDEX.

Sergeant-at-Arms directed to post up special orders each day................. 321
—see Newspapers.
—see Resolution, joint.

Shackleford, T. W., act for the benefit of the securities of................. 774, 807, 842, 853
Shanks, Q. C., late sheriff of Ohio county, act for the benefit of the sureties of, 223, 276, 304, 329, 347

Sharpsburg—see Town.

Sharpsburg and Owingsville—see Roads, turnpike.

Sharpsville, Morganfield, and Sebree—see Railroad Company.

Shelby county, act to make an additional precinct in................. 101, 111, 224, 253, 282
act to extend the provisions of certain local acts to................. 289, 323, 363, 376
act to amend act creating a voting precinct in................. 822, 841, 847
—see Court, county, of Shelby.
—see Farmers' Club.
—see Smith, John Solomon.
—see Miller, Josephine and Martha.

Shelby and Oldham—see Roads, turnpike.

Shelbyville—see Town.

Shelbyville and Eminence—see Roads, turnpike.

Shelbyville Lodge—see Lodge,

Shelbyville and Louisville—see Roads, turnpike.

Shelbyville Railroad Company—see Railroad Company.

Shelbyville and Taylorsville—see Roads, turnpike.

Shelton High School—see School.

Shepherdsville—see Town.

Sheriff's, acts in regard to, in the counties of—

Bath.................................................. 190, 210, 232, 241
Clay.................................................. 190, 210, 232, 241, 526, 610, 626
Clinton............................................. 190, 210, 223, 232, 241, 275, 303, 320
Estill............................................... 190, 210, 232, 241, 528, 640, 684, 704, 754, 765
Fulton.................................................. 108, 156, 180, 101
Grayson............................................. 651, 733, 818, 881
Green.................................................. 389, 684, 697, 754
Hart.................................................. 367, 467, 478
Henderson........................................... 402, 607, 643, 701
Henry.................................................. 402, 491, 496
Josh Bell............................................. 402, 607, 643, 701
Larue................................................ 462, 803
Lawrence........................................... 611, 644
Letcher............................................. 227, 589, 596, 612
Lincoln............................................... 267, 273, 282
Magoffin........................................... 280, 362, 377, 393, 469
Marshall........................................... 176, 226, 233, 282, 524, 646, 656
McClellan........................................... 108, 145, 180, 191, 528, 644, 712
Meade............................................... 472, 684, 754, 765
Morganfield........................................ 223, 275, 303, 320
Monroe............................................. 57, 99
Morgan............................................... 804, 842
INDEX.

Sheriffs, Ohio ........................................ 223, 276, 304, 329, 347
Perry ........................................ 307, 407, 656, 686, 698, 721, 799, 824
Spencer ........................................ 346, 408, 478, 615
Todd ........................................ 608, 644, 700, 721
Wayne ........................................ 526, 569, 608, 610, 626, 644, 713, 757, 719, 797, 821, 842, 855
Woodford ........................................ 143, 177, 247
Sheriffs and other like officers of this Commonwealth, bill for the benefit of ........................................ 474
Sheriffs in the Commonwealth of Kentucky, act regarding ........................................ 822, 844, 855
Sheriffs—see Officers, civil.
Sheriffs and marshal's sales—see Advertisement.
Sheriffs and Master Commissioner's advertisements of land sales in Owen county, act to print, in the paper printed in said county ........................................ 491, 597, 637
Sienna—see St. Catherine's.
Silver and Spar Mining Company, act to charter the ........................................ 804, 826, 844, 855
Simpson, J. M.—see Lowery, Geo. H.
Simpson county—see Courts, circuit.
Simpson county—see Milliken, G. H.
Simpsonville—see Town.
Simpsonville and Antioch—see Roads, turnpike.
Simpsonville and Buck Creek—see Roads, turnpike.
Sinking Fund, act to amend act to tax railroads, &c., in aid of the ........................................ 283, 505, 574, 592
Sinking Fund, act to amend act to tax railroads, &c., in aid of the ........................................ 492, 592
Sinking fund of the city of Louisville, bill to amend act to increase the resources of the ........................................ 504
Sinking fund for Garrard county, act to create a, and provide means to pay the interest and principal of the railroad bonds of said county ........................................ 49, 99, 103
Sinking Fund—see City of Louisville.
—see Green and Barren River Navigation Company.
—see Resolution.
Skating Club—see Covington.
—see Western.
Sleeping Car Company—see Crescent.
—see Rip Van Winkle.
Smith, D. Howard, testimony of ........................................ 319
Smith, John Solomon, of the county of Shelby, bill for the benefit of ........................................ 472, 628, 653
Smith, S. R., nominated for Public Binder ........................................ 358, 363
Smithfield—see Town.
Smithfield and Ballardsville—see Roads, turnpike.
Smithland—see Town.
Sneed, W. H., nominated for State Librarian ........................................ 373
Soap and candles—see Weights.
Society, Barber's Aid, No. 1, of Louisville, act to incorporate the ........................................ 143, 218, 238, 257
Kaiser Karl Der Grosse Benevolent, of the city of Louisville, bill to incorporate the ........................................ 347, 417, 457, 469
Ladies' Benevolent, No. 1, act to incorporate the ........................................ 884
Louisville Orphans' Home, act to amend act to incorporate the, 417, 598, 655, 673
North Kentucky Agricultural, of Boone county, act to amend the charter of the ........................................ 607, 635, 639, 721
INDEX.

Society, Ohio County Agricultural and Mechanical, act to amend act to incorporate the, 688, 787, 821, 840, 848

Owensboro Medico-Chirurgical, act to incorporate the, 805, 823, 841, 849

Pulaski Agricultural and Mechanical, act to incorporate the, 419, 486, 523, 541

State Agricultural, bill for the benefit of the, 198, 238, 243, 265

St. John's Mutual Aid, act to incorporate the, 417, 463, 639, 674

St. Joseph German Roman Catholic Benevolent, of Louisville, act to incorporate the, 96, 110, 119, 139, 161, 183

St. Patrick's Benevolent, of Cynthia, bill to incorporate the, 98, 127, 154, 179

St. Patrick's Benevolent, of Louisville, act to incorporate the, 687, 723, 799, 824

Union Benevolent, No. 2, of Colored People, at Lexington, act to incorporate the, 585, 635, 699, 722

—see Benevolent Society of United Brothers of Friendship.

Soldiers—see Confederate soldiers.

Soldiers, deceased—see Arrears of pay.

Somerset Creek—see Grassy Lick.

Sons of Temperance—see Adairsville Division.

South Benson—see Roads, turnpike.

South Carolotn—see Town.

South Fork—see Cumberland river.

—see Fish.

South Fork of Elkhorn—see Elkhorn.

South Fork of the Kentucky river, bill to remove obstructions from the, and its tributaries, 472

South, Jerry W., nominated for Keeper of the Penitentiary, 340

elected Keeper of the Penitentiary, 345

bill for the benefit of, 381, 611, 623, 675

Southern Banking Company, act to incorporate the, 108, 217, 253, 298

act to amend act incorporating the, 468, 570, 601, 610, 627

Southern Life—see Insurance Company.

Southern Mutual Life—see Insurance Company.

Southern Watch Company, act to incorporate the, 417, 463, 501, 515

Southern and Western Real Estate Company, act to incorporate the, 804, 823, 843

Sparrow, William, bill making, an heir-at-law of Jackson and Ellen Sparrow, 816, 820, 837, 851

Speaker of the Senate, P. H. Leslie elected 5, 6

Speaker pro tem., J. M. Alexander elected, 597

Speaker, Jos. M. Alexander nominated for the office of, 5

John G. Carlisle nominated for the office of, 5

Wm. L. Conklin nominated for the office of, 4

William Johnson nominated for the office of, 4

I. T. Martin nominated for the office of, 4

Thomas Wrightson nominated for the office of, 4

Speedwell and Bybectown—see Roads, turnpike.

Spencer circuit court—see Court, circuit, of Spencer.

104-s.
Spencer, Washington, Marion, and Taylor counties, bill for the benefit of ... 782, 812
Spencer, William, of Breathitt county, bill for the benefit of ... 388, 656, 682, 698
Spirituous liquors, act to amend act to regulate the sale of ... 212
Springfield, Maxville, and Pleasant Run—see Roads, turnpike.
Springfield and St. Mary's—see Roads, turnpike.
Springfield, Willisburg, Antioch, and Fox Creek—see Roads, turnpike.
Springville—see Ferry.
Stable—see Livery stable keepers.
Staley, Michael, of Floyd county, act for the benefit of ... 640, 789, 838, 847
Stanford, E. D., bill for the benefit of ... 390, 611, 653, 675
—see Martin, I. T.
Standing Committees, list of ... 47
Stanford and Hustonville—see Roads, turnpike.
Stanton, H. T., nominated for Clerk ... 6
State Agency at Washington, bill concerning the ... 580, 587, 600, 618, 625, 653, 675
State Agricultural—see Society.
State Bank of Kentucky—see Bank.
State debt, statement of interest paid on ... 70
State House of Reform, report of Commissioners to locate ... 33
State Librarian—see Librarian, State.
Station creek and Buck creek, in Estill county, bill to amend act to declare navigable streams ... 89, 100, 107, 126
Stationery, bill to amend act in relation to, furnished members of the General Assembly ... 579, 595, 605, 608
bill to repeal act providing for the payment of money to members in lieu of ... 89
resolution to regard newspapers as ... 187
Statute laws of this State, act to revise, digest, and compile the ... 625, 723, 779
Steam Gauge Company—see United States.
Steel, Samuel, of Franklin county, act for the benefit of ... 290, 333, 407, 446, 460
Steel Manufacturing Company—see Louisville Napthaliim.
Steel Works—see Ohio Falls.
Stevenson, John W., nominated for United States Senator ... 67
Stevenson, John W., elected United States Senator ... 96
Stewart Manufacturing and Refining Company, bill to incorporate the ... 579, 601, 634, 646
Stock killed—see Railroad companies.
Stock, owners of, living along the line of railways, bill to further protect ... 591, 677
Stone-coal, act to regulate the weight and sale of, in this Commonwealth ... 401, 658, 695
Stone Company—see Kentucky.
Stone fences—see Fayette county.
Stone, S. W. D., nominated for Clerk ... 6
Stonewall Lodge—see Lodge.
Streets in cities and towns of this State, bill in relation to the improvement of ... 710
Stripes, act abolishing the infliction of, as a punishment for offenses in this Commonwealth ... 190, 633, 637
St. Bernard Coal Company, act to amend act to incorporate the ... 387, 392, 446, 470
St. Catherine's of Sienna, act to amend the charter of ... 107, 227, 284, 285
INDEX.

St. James Church—see Church.
St. John's Mutual Aid—see Society.
St. Joseph German Roman Catholic Benevolent—see Society.
St. Louis Mutual—see Insurance Association.
St. Matthews and Goose Creek—see Roads, turnpike.
St. Patrick's Benevolent—see Society.
St. Rose and Marion county—see Roads, turnpike.
Sager and Manufacturing Company—see McLean county.
Sulzer, Geo. W., clerk of the Mason county court, act for the benefit of, 607, 644, 699, 722

Summer, Senator—see Resolutions, joint, in regard to the powers of the Supreme Court.
Sureties—see Attorneys at law.
Sureties on official bonds—see Attorneys at law.
Surveyor of the lands set apart for the officers and soldiers of the Virginia State line, bill to amend act to authorize the appointment of, 710, 773, 818, 835, 845
Surveyor—see Salt river.
Surveyors, act to authorize to qualify chain-carriers and witnesses in certain cases, 490, 597, 639, 690

Surveys—see Titles, State.
Sweeney, William, of Washington county, bill for the benefit of, 420, 602, 623, 637
Synopsis of Acts—see Resolution.
Talbott, A. G., resolutions, joint, offered by—see Resolutions.
Talbott, W., of Fayette county, act for the benefit of, 611, 691, 787, 772, 806
Talbott, William, of Fayette county, act for the benefit of, 680, 691

Tavern-keepers—see Liabilities.
Tax—see Courts, county.
Tax—see Roads, turnpike, in Lewis county.
Tax—see School Fund, Common.
Tax—see School purposes, common.
Tax in aid of turnpike roads—see Henry county.
Taxation, act exempting certain property from bill in relation to submitting questions of to a vote of the people, 283, 701, 711, 783

—see Property from taxation.
Taxes for internal improvement, act to prohibit to be levied for, by petition of voters of counties, &c., 524, 579, 584, 609

Taxes—see Lands forfeited to the State.
Taxes—see Railroad taxes in McCracken county.
Taylor county—see Line.
Taylor county—see Spencer county.
Taylor Lodge—see Lodge.
Taylorsville—see Town.
Taylorsville and Vandyke's Mill—see Roads, turnpike.
Telegraph Company—see Green and Barren River.
Tennessee—see Jenkins, J. K.
Testimony—see Negro testimony.
Texas cattle, act to prohibit the importation, sale, or bringing of, into Bourbon and other counties, 702, 723, 794, 791, 809, 821, 842, 854
Texas cattle, act to prohibit the importation, sale, or driving of, into certain counties of this State, and fixing the period of the year when they may be brought to the other counties ........................................ 702, 723, 754, 781, 809, 821, 842, 854

Thanks—see Resolution of thanks.

Thomas, B. G., nominated for Public Printer .................................. 345

Thomas, E. P., late circuit and present county court clerk of Henry county, 280, 485, 569, 609, 627

Thomas, John J., act for the benefit of ........................................ 117, 145, 191

Thomas Ware Lodge—see Lodge.

Thompson, Robert, of McLean county, bill for the benefit of .................... 291, 658, 682, 698

Thorn Hill School Joint Stock Company, act to incorporate the ................. 418, 475, 523, 642

Three Springs—see Town.

Ticket offices—see Railroad Companies.

Titles, State, act relative to persons holding within military, treasury warrant, and other surveys, &c ........................................ 671, 706, 813

Tobacco in the city of Louisville, act regulating the inspection and selling of, 626, 662, 683, 784

Tobacco market in Louisville—see Resolution, joint.

Tobacco Manufacturing Company, Louisville, act to incorporate the ........ 418, 488, 491, 808

Todd county—see Courts, circuit.

Todd, Howard, nominated for the office of Sergeant-at-Arms .................. 7

resolution for the benefit of ..................................................... 60, 57, 90, 103

Todd's Road—see Roads, turnpike.

Tolls on turnpike roads of this Commonwealth, act exempting certain persons from the payment of ........................................ 793, 838, 850

Tompkinsville—see Town.

Toombs, Joseph, of Trimble county, bill for the benefit of ..................... 193, 270, 288, 296

Torrence, John F.—see Cincinnati.

Town, Alexandria, Campbell county, bill to extend the corporate limits of the, 606, 645, 683, 704

Ashland, bill to amend the charter of ........................................ 680, 705, 706, 788, 833

Auburn, in Logan county, bill to amend act to charter the ........................ 677, 796, 842, 854

Bardstown, act to amend the charter of ....................................... 565, 602, 624, 637

Bedford, in Trimble county, act to prevent the sale of liquors in, on the Sabbath day .............................................................. 774, 820, 836, 851

Bellevue, in Campbell county, act to incorporate the ............................ 606, 644, 712, 767

Bell Point, in Franklin county, bill to incorporate the .......................... 240, 276, 306, 320

Benton, in Marshall county, bill to amend the charter of the .............. 142, 464, 598, 704, 772, 806

Bewleyville, bill to prohibit the sale of spirituous liquors in the ............. 491, 619

Bewleyville, act to establish an additional voting place at, in the Union Star district, in Breckinridge county ........................................ 186, 601, 623, 637

Blindville, bill to prohibit the sale of liquors in the ......................... 176, 583, 601, 624, 641

Bluff City, bill to incorporate the ............................................. 688, 786, 840, 850

Bowling Green, bill to amend the charter of the .............................. 803, 825, 843, 856

Bowling Green, act to authorize the establishment of additional scales for weighing corn, hay, &c, in ..................................... 526, 599, 816, 839, 847
INDEX.

Town, Bowling Green, bill to amend the charter of the........................................... 417, 447, 501, 515
Bowling Green, bill to amend the charter and define the boundaries of the, 197, 295, 318, 347
Brandenburg, in Meade county, act to amend the charter of the, 461, 800, 835, 852
Bridgeport, in Metcalfe county, bill to establish, fix the boundary, and charter the.................................................. 608, 690, 798, 823
Brooksville, in Broome county, bill to repeal act to amend the charter of the, 100, 277
Brooksville, bill to repeal act to amend the charter of, and give power to the county court to license taverns.................................................. 101, 277
Cadiz, Trigg county, bill to regulate the revenue laws of ........................................... 128, 177, 205, 216
Calhoun, act to prohibit the sale of liquors in .................................................... 774, 820, 836, 851
Campbellsville, in Taylor county, act to authorize the trustees of, to issue bonds, &c. .................................................. 54, 100, 107, 112
Campbellsville, act to further extend the corporate limits of the, 697, 801, 834, 845
Campton, bill to incorporate the................................................................. 606, 690, 712, 806
Carlisle, bill to amend the charter of the........................................................................ 687, 795, 842, 853
Carrollton, bill to amend the charter of the.................................................................... 774
Carrollton, bill to amend act to establish a police judge in the, 774, 807, 840, 848
Cassville, act to amend the charter of the........................................................................ 473, 602, 624, 637
Cave City, bill relating to the sale of ardent spirits in.................................................. 190, 688, 692, 703
Cave City, bill to repeal sec. 3 of act to amend the charter of the, 506, 507, 683, 704
Caralvo, in Ohio county, bill to incorporate the...................................................... 418, 463, 501, 514
Chicago, in Marion county, bill to incorporate the................................................... 687, 796, 842, 853
Chillicothe, in Harrison county, act incorporating the............................................. 565, 801, 831, 852
Chillicothe, in Webster county, bill to incorporate the............................................ 418, 463, 509, 527
Clinton, in Clark county, bill to extend the corporate limits of the, 207, 227, 254, 282
Columbia, act to amend sec. 19 of act to amend the act incorporating the, 54, 416
Columbia, act to empower the trustees of to sell property........................................ 685, 705, 798, 823
Columbia, act to authorize the trustees of to change the direction of Pinkney alley.................................................. 685, 705, 798, 823
Crab Orchard, in Lincoln county, act to amend and reduce into one the several acts in relation to the........................................... 193, 222, 253, 301
Crab Orchard, bill to prohibit the sale of intoxicating liquors................................... 213, 598
Danville, bill to enable the Board of Trustees of to borrow money, 87, 119, 141, 155
Danville, bill to amend the charter of the.................................................................... 280, 295, 362, 377
Dixon, in Webster county, bill for the benefit of...................................................... 108, 210, 233, 241
Dixon, in Webster county, bill to prohibit the sale of liquors in the............................ 525, 615
Edmonton, act to amend the charter of the.................................................................... 348, 417, 467, 469
Elizabethton, bill to amend act, and repeal the charter, and reincorporate the............. 607, 609, 798, 824
Elizabethton, bill to amend act to repeal the charter and reincorporate the, 223, 333, 362, 376
Elizabethton, act to amend the act rechartering the.................................................. 473, 601, 835, 845
Elizaville, in Fleming county, act in relation to the.................................................. 499, 500, 509
<table>
<thead>
<tr>
<th>Town</th>
<th>Description</th>
<th>Pages</th>
</tr>
</thead>
<tbody>
<tr>
<td>Elkton, Todd county</td>
<td>bill to amend the charter of</td>
<td>367, 406, 478, 492</td>
</tr>
<tr>
<td>Elkton, Todd county</td>
<td>bill to amend act to charter the</td>
<td>688, 796, 839, 848</td>
</tr>
<tr>
<td>Fairfield</td>
<td>act incorporating the</td>
<td>410, 466, 497, 505</td>
</tr>
<tr>
<td>Fitchburg, Estill</td>
<td>county, bill to incorporate the</td>
<td>418, 463, 699, 827</td>
</tr>
<tr>
<td>Flemingsburg</td>
<td>act for the benefit of the</td>
<td>120, 190, 205, 211, 377</td>
</tr>
<tr>
<td>Flemingsburg</td>
<td>bill to amend the charter of</td>
<td>377, 390, 391</td>
</tr>
<tr>
<td>Foster</td>
<td>bill to amend act to amend and reduce into one the several acts in regard to the</td>
<td>491, 592</td>
</tr>
<tr>
<td>Franklin</td>
<td>act authorizing the appointment of a deputy marshal for the</td>
<td>358, 409, 600, 809</td>
</tr>
<tr>
<td>Fredonia</td>
<td>bill to amend the charter of</td>
<td>330, 349, 395, 809</td>
</tr>
<tr>
<td>Frenchburg</td>
<td>in Menifee county, act concerning the sale of lots in</td>
<td>410, 471, 629, 839, 848</td>
</tr>
<tr>
<td>Georgetown</td>
<td>bill to amend the charter of, and to establish a work-house therein</td>
<td>514, 582, 865</td>
</tr>
<tr>
<td>Germantown</td>
<td>bill to amend act to amend the charter of</td>
<td>122, 210, 232, 241</td>
</tr>
<tr>
<td>Glasgow</td>
<td>act to amend the charter of the</td>
<td>744, 802, 830, 851</td>
</tr>
<tr>
<td>Gratz</td>
<td>bill to amend the charter of the</td>
<td>803, 825, 843, 856</td>
</tr>
<tr>
<td>Greensburg</td>
<td>bill to repeal act for the benefit of the</td>
<td>525, 590, 655, 974</td>
</tr>
<tr>
<td>Greensville</td>
<td>in Muhlenburg county, bill to authorize the trustees of the, to issue bonds, &amp;c.</td>
<td>687, 795, 839, 848</td>
</tr>
<tr>
<td>Hampton City</td>
<td>act to establish the town of, and to extend the corporate limits of the town of Catlettsburg</td>
<td>122, 178, 271, 285, 312, 347</td>
</tr>
<tr>
<td>Hampton City</td>
<td>title to amend act to establish the town of, and to extend the corporate limits of Catlettsburg</td>
<td>642, 885, 754, 765</td>
</tr>
<tr>
<td>Harrodsburg</td>
<td>act to amend the charter of the</td>
<td>273, 413, 460, 469</td>
</tr>
<tr>
<td>Harrodsburg</td>
<td>act to amend act to reduce into one the several acts in relation to</td>
<td>643, 801, 834, 845</td>
</tr>
<tr>
<td>Harrodsburg</td>
<td>bill supplemental to an act to amend the charter of the,</td>
<td>637, 737, 839, 848</td>
</tr>
<tr>
<td>Hartford</td>
<td>act to authorize the trustees of the, to levy a tax,</td>
<td>209, 255, 279, 306</td>
</tr>
<tr>
<td>Hawesville</td>
<td>bill to regulate the sale of intoxicating drinks in, and its vicinity,</td>
<td>774, 788, 840, 848</td>
</tr>
<tr>
<td>Hodgenville, Larue</td>
<td>county, bill to repeal the charter and reincorporate the,</td>
<td>612, 658, 773, 806</td>
</tr>
<tr>
<td>Hopkinsville</td>
<td>bill to amend and reduce into one the several acts concerning the</td>
<td>414, 462, 523, 613</td>
</tr>
<tr>
<td>Hustonville</td>
<td>act to amend act to incorporate the</td>
<td>414, 421, 457, 470</td>
</tr>
<tr>
<td>Independence</td>
<td>bill to repeal certain amendments to the charter of the,</td>
<td>499, 501, 654, 813</td>
</tr>
<tr>
<td>Irvine</td>
<td>act to repeal act to prohibit the sale of liquors in the</td>
<td>686</td>
</tr>
<tr>
<td>Irvine</td>
<td>act defining the jurisdiction of the police judge and marshal of the</td>
<td>565, 684, 754, 765</td>
</tr>
<tr>
<td>Irvine</td>
<td>act to amend the 8th and 16th sections of act to incorporate the</td>
<td>642, 801, 834, 848</td>
</tr>
<tr>
<td>Jamestown, Russell</td>
<td>county, bill to amend act to incorporate the</td>
<td>685, 808</td>
</tr>
<tr>
<td>Kidville, Clark</td>
<td>county, bill to prevent the giving or selling of intoxicating liquors in the limits of</td>
<td>413, 596, 669, 703</td>
</tr>
</tbody>
</table>
## INDEX.

<table>
<thead>
<tr>
<th>Town</th>
<th>Lancaster, bill to amend the charter of the</th>
<th>539, 598, 679, 689</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Leesburg, in Harrison county, act for the benefit of the</td>
<td>283, 304, 329, 343</td>
</tr>
<tr>
<td></td>
<td>Litchfield, act to amend the 5th section of an act incorporating the</td>
<td>165, 304, 329, 343</td>
</tr>
<tr>
<td></td>
<td>Litchfield, act to amend the charter of the</td>
<td>410, 417, 427, 459</td>
</tr>
<tr>
<td></td>
<td>Livermore, bill to amend the several acts relating to the</td>
<td>513, 597, 683, 704</td>
</tr>
<tr>
<td></td>
<td>Louisa, bill to amend act to amend and reduce into one the several acts incorporating the</td>
<td>688, 705, 798, 823</td>
</tr>
<tr>
<td></td>
<td>Mackville, in Washington county, bill to amend act to amend the charter of the</td>
<td>198, 269, 362, 376</td>
</tr>
<tr>
<td></td>
<td>Madisonville, act to amend the charter of the</td>
<td>177, 222, 238, 242</td>
</tr>
<tr>
<td></td>
<td>Mannsville, act to amend act incorporating the</td>
<td>199, 416, 456, 460</td>
</tr>
<tr>
<td></td>
<td>Mayfield, bill to amend the charter of the</td>
<td>686, 705, 798, 824</td>
</tr>
<tr>
<td></td>
<td>Mayfield, bill to amend the charter of the</td>
<td>418, 422, 496, 612</td>
</tr>
<tr>
<td></td>
<td>Middletown, bill to amend the charter of the</td>
<td>688, 801, 831, 835</td>
</tr>
<tr>
<td></td>
<td>Milford, bill to repeal the charter and amended charter, and incorporate the town of</td>
<td>688, 797, 839</td>
</tr>
<tr>
<td></td>
<td>Milton, bill to change Mill street in the</td>
<td>197, 226, 234, 282</td>
</tr>
<tr>
<td></td>
<td>Monticello, bill to repeal act to prohibit the sale of spirituous liquors in the, &amp;c.</td>
<td>117, 136, 162, 183</td>
</tr>
<tr>
<td></td>
<td>Morganfield, act to amend and reduce into one the several acts relating to the</td>
<td>486, 544, 574, 765</td>
</tr>
<tr>
<td></td>
<td>Morgantown, act for the benefit of the</td>
<td>406</td>
</tr>
<tr>
<td></td>
<td>Morgantown, act to amend and reduce into one all acts in relation to the incorporation of the</td>
<td>774, 803, 833, 853</td>
</tr>
<tr>
<td></td>
<td>Moscow, act to amend the charter of the</td>
<td>603, 604, 834, 845</td>
</tr>
<tr>
<td></td>
<td>Mount Pleasant, bill for the benefit of the</td>
<td>419</td>
</tr>
<tr>
<td></td>
<td>Mount Sterling, bill for the benefit of the</td>
<td>525, 560, 655, 674</td>
</tr>
<tr>
<td></td>
<td>Mount Washington, bill to prevent the sale of liquors in,</td>
<td>270, 333, 384, 348, 701, 772, 783</td>
</tr>
<tr>
<td></td>
<td>Murray, act to amend and reduce into one the several acts in relation to the</td>
<td>775, 802, 835</td>
</tr>
<tr>
<td></td>
<td>New Market, in Marion county, bill to incorporate the</td>
<td>687, 796, 842, 854</td>
</tr>
<tr>
<td></td>
<td>Nicholasville, act to amend the charter of the</td>
<td>293, 301, 318, 325</td>
</tr>
<tr>
<td></td>
<td>North Middletown, bill to repeal act to amend the charter of the</td>
<td>142, 227, 253, 282</td>
</tr>
<tr>
<td></td>
<td>Owenton and Monterey</td>
<td>388</td>
</tr>
<tr>
<td></td>
<td>Owenton, bill to close part of two alleys in the</td>
<td>686, 795, 842, 853</td>
</tr>
<tr>
<td></td>
<td>Owingsville, in Bath county, bill to amend act to incorporate the</td>
<td>96, 109, 125, 150, 192</td>
</tr>
<tr>
<td></td>
<td>Pellville, in Hancock county, bill to incorporate the</td>
<td>414, 462, 501, 515</td>
</tr>
<tr>
<td></td>
<td>Perryville, act to amend act to reduce into one the several acts concerning the</td>
<td>391, 319, 391, 445, 459</td>
</tr>
<tr>
<td></td>
<td>Petersburgh, bill to empower the trustees of, to purchase real estate, &amp;c.</td>
<td>223, 276, 303, 321</td>
</tr>
<tr>
<td></td>
<td>Pewee Valley, bill to amend the charter of the</td>
<td>805, 815, 853</td>
</tr>
</tbody>
</table>
INDEX.

Town, Pewee Valley, in Oldham county, bill to incorporate the, 223, 349, 385, 459, 629, 721

Pewee Valley, in Oldham county, bill to incorporate the, 608, 645
Pitt's Point, act to amend and reduce into one all the acts in relation to the, 225, 416, 473, 509
Poplar Plains, in Fleming county, bill to authorize the town of to subscribe stock to the Poplar Plains and Plummer's Mill Turnpike Road, 688, 793, 839, 849

Prestonville, bill to authorize the election of town officers for, 805, 840, 850
Princeton, bill to amend and reduce into one the several acts in reference to the, 446, 462, 523, 541

Rockport, in Ohio county, bill to incorporate the, 418, 463, 501, 514
Rough and Ready, bill to amend act to incorporate the, 671, 691, 799, 824
Russellville, in Logan county, bill to amend the charter of the, 499, 596, 612
Scottsville, bill for the benefit of the, 539, 614, 683, 704
Sharpsburg, bill to enlarge the jurisdiction of the police court of the, &c., 491, 570, 656, 696, 721

Sharpsburg, in Bath county, bill to amend the charter of the, 513, 528, 582, 586
Sharpsburg, act giving the trustees of the exclusive jurisdiction to grant tavern license, 642, 692, 771, 785
Shelbyville, bill to amend the charter of the, and authorizing the trustees to establish a fire department, 122, 145, 161, 191
Shelbyville, bill to amend the charter of the, and prescribing additional qualifications for electors, 522, 567, 610, 628
Shelbyville, act to establish the boundary of the, 774, 807, 842, 853
Shepherdsville, act to amend the charter of the, 332, 417, 457, 459
Simpsonville, bill to amend the charter of the, 260, 291, 401, 424, 441
Simpsonville, bill to amend act incorporating the, 176, 222
Smithfield, in Henry county, bill to incorporate the, 805, 843, 854
Smithland, bill to amend the charter of the, 458, 573, 586
South Carrollton, bill to prohibit the sale of spirituous liquor in, 223, 234, 368, 376

Taylorsville, bill to amend the 8th section of an act to reduce into one the several acts relating to the, 117, 195, 221, 223, 233

Three Springs, bill to incorporate the, 142, 220, 250, 381, 397
Tomkinsville, in Monroe county, bill to amend the charter and extend the boundary of the, 605, 609, 799, 824
Uniontown, bill to authorize the trustees of to grant license to keep ten-pin alleys, 117, 137, 189, 205, 214
Uniontown, act to amend act to amend and reduce into one the several acts relating to, 272, 280, 302, 305

Uniontown, bill to amend act to amend and reduce into one the several acts relating to, 486, 602, 638, 673
Vanueburg, act to amend act for the benefit of the city council of, 414, 592

Walton, act to amend the charter of the, 685, 705, 799, 824
Walton, in Boone county, bill to incorporate the, 388, 332, 411, 470
West Covington, bill to amend act to amend the charter of, 389, 413, 479, 539, 541
INDEX.

Town, West Point, act to amend act to incorporate the: 524, 531, 632, 794
Williamstown, act to amend the charter of, and to establish the boundary thereof: 635, 705, 818
Winchester, bill to further amend the several acts in relation to the: 225, 719, 938

Winchester, bill to amend the charter of the: 238, 319, 331
Trading Company—see Louisville.
Trallton, Gilman, bill for the benefit of: 566
Trayer Piano-forte Company, of Maysville, act to incorporate the: 607, 635, 709, 721
Treasurer, county—see Pendleton county.
Treasury warrant—see Titles.
Trespasses—see Pendleton county.
Trespassers—see Fruit growers.
Trespassing—see Hancock county.
Tribe—see Minnehaha Tribe.
Trigg county, act to raise money to pay off the present indebtedness of, 176, 217, 238, 256
Trigg county—see School district.
Trigg county court—see Court, county, of Trigg.
Trimmable county—see Yoombre, Joseph.
Trimmable Lodge—see Lodge.
Troutman, H. F., of Bullitt county, bill for the benefit of: 89, 100, 107, 126
Trustees of the Jury Fund in this Commonwealth, bill for the benefit of the: 642
Trustees of the Jury Fund, bill in relation to the office of: 731, 820, 836, 851
Tunnel and Prickly Ash—see Roads, turnpike.
Turner, Oscar, nominated for U. S. Senator: 67

excused from serving on committee: 108

Turnpike roads—see Roads, turnpike.
Tygert Valley—see Railroad Company.
Union Agricultural and Improvement—see Association.
Union Benevolent Society of Colored People—see Society.
Union Chapter, No. 54, Royal Arch Masons, bill to incorporate: 135, 196, 212, 231
Union county—see Highland creek.
Union county Bank—see Bank.
Union county court—see Court, county, of Union.
Union and Dreaming Creek—see Roads, turnpike.
Union School district—see School district.
Union Star district—see Town, Bewleyville.
Union—see Butchers' Union.
Uniontown—see Town.
Uniontown and Highland creek—see Roads, turnpike.
United American Order of Druids—see Lincoln Chapter.
United Baptists—see Educational Board.
United Circle of the Daughters of Rebecca—see Lodge.
United States Senator—see Senator.
United States Steam Gauge Company, act to incorporate the: 197, 217, 238, 257
act to amend act to incorporate the: 832
Vallandingham, A. W., nominated for State Librarian: 373
INDEX.

Vanceburg—see Town.
Vanceburg Male and Female—see Academy.
Vanceburg, Salt Lick, Tollboro, and Maysville—see Roads, turnpike.
Venue, changes of, bill to amend sec. 21 of act to reduce into one the laws in relation to-------------461, 529, 817, 820, 835, 851

In civil cases, bill to repeal act further to provide for, 643, 702, 771, 783

Versailles and Crawfish—see Roads, turnpike.
Versailles and McCracken's Mill—see Roads, turnpike.
Versailles and Mount Vernon—see Roads, turnpike.
Veto of act for the benefit of the county judges of Webster and Mason counties. 830
Veto of act for the benefit of the securities of H. P. Bozarth. 831
Viley, John R., nominated for Manager of the Eastern Lunatic Asylum 411
Virginia State Line—see Surveyor.
Vories, W. L., added to the Committee on Finance. 573

Voting place—see Boyle county.

—see Cumberland county.
—see Owsley county.

Voting precinct—see Carter county.

—see Shelby county.

Wade, A. M., sheriff of Marshall county, act for the benefit of 170, 226, 253, 283
Walker, James G., act for the benefit of 671, 704, 811, 833
Walton—see Town.

Ward, Samuel B., of Caldwell county, act for the benefit of 343, 394

Warehouse—see Planters' Warehouse.

Warren circuit and county court—see Courts, circuit.

Warren county—see Courts, circuit.

—see Court of common pleas.
—see Elrod, H. B.
—see Hardin county.
—see Roads.
—see Roads, turnpike.

Washington county—see School district.

—see Spencer county.
—see Sweeney, William.

Washington county court—see Court, county, of Washington.

Watch Company—see Southern Watch Company.

Wayne county—see Courts, quarterly.

Webster county—see Judges, county.

Webster county court—see Court, county, of Webster.

Weddle, Daniel, and D. M. Rainwater, trustees of school district No. 51, in Pulaski county, bill for the benefit of 816, 829, 837, 852

Weight—see Coal.

Weights in candles and soap, bill to prevent and punish fraudulent. 564

Wells, Robert, late sheriff of Bath county, act for the benefit of 190, 219, 232, 241

West Covington—see Town.

West Point—see Town.

Western Insurance and Banking Company—see Insurance.
INDEX. 931

Western Lunatic Asylum—see Asylum.

Western Skating Club, of Louisville, act to incorporate the 667, 659, 713, 757

Wharves on Kentucky river, act to provide for the establishment of, and regulate the price of wharfage 498, 598, 670, 704

Whisky—see Estill county.

Whitaker, Emery, added to the Committee on Education 114

White, Daugherty, nominated for Keeper of the Penitentiary 340

White, Jordan, late sheriff of Monroe county, act for the benefit of 57, 98

White, Robert, of Hickman county, act for the benefit of 206, 333

White county—see Line.

White Lead Manufacturing Company—see Ohio Valley.

White Oak creek, in Morgan county, and Lick creek, in Magoffin county, bill to declare them navigable streams 636, 703, 888, 847

Widow and Orphan Fund Life—see Insurance Company.

Widows of this Commonwealth, act for the benefit of the 163

Widows and infants of deceased persons, bill for the benefit of, 240, 394, 465, 599, 680, 700

Widows and orphans of this State, act for the benefit of 240, 394, 465, 599, 680

Widows and orphans of the State, act for the benefit of, 240, 394, 465, 599, 680, 700, 722, 808

Widows and Orphans' Home, act to amend act to incorporate the 279, 285, 319, 331

Wilderness—see Roads, turnpike.

Williamsburg, Cumberland River, and Tennessee—see Railroad Company.

Williamstown—see Town.

Williamstown Odd Fellows' Hall Company, bill to incorporate 198, 218, 239, 257

Willingford precinct—see Hardin county.

Willieburg Church—see Church.

Willow Creek Navigation Company, bill to amend the charter of the 418, 462, 639

Wilson, John, of Breathitt county, act for the benefit of 388, 656, 682, 698

Wilson, John T., and Jasper S. Wilson, of Mason county, bill for the benefit of 222, 276, 302, 320

Winchester—see Town.

Winchester and Hayden's Creek—see Roads, turnpike.

Winchester and Red River Iron Works—see Roads, turnpike.

Wintersmith, Chas. G., judge of the late court of common pleas for the third judicial district, act for the benefit of 273, 773, 813

Wintersmith, H. G. V., late presiding judge of the Hardin county court, bill for the benefit of 803, 825, 843, 854

Wiseman, H. B., sheriff of Estill county, act for the benefit of 528, 684, 754, 765

Witnesses—see Surveys.

Witnesses in criminal cases—see Mileage.

Wolfe county, bill for the benefit of 414, 614, 685, 712, 757

Wolf Island, report of W. R. Bradley in regard to 35

Wolves—see Scalps.

Wool, J. J., late sheriff of Clinton, bill for the benefit of 223, 275, 303, 320

Woodburn—see Judge, police.

Wooden Ware Manufacturing Company—see Louisville.

Woodford county, act for the benefit of 473, 755, 798, 819
INDEX.

Woodford county—see Hurst, Elijah C.
Woodford Cream Cheese Company, bill to incorporate the.......................... 223, 235, 280, 288
Work-house—see Christian county.
Wright, Melissa, of McCracken county, bill for the benefit of the heirs of................ 526
Wrightson, Thomas, nominated for Speaker...................................................... 4
Wrightson, Thomas, appeal by, from the decision of the Chair......................... 344
Yea and nays—see Court of claims.
Younce, M. G., act for the benefit of the heirs of........................................ 603, 620, 836, 862
Young, Thos. J., jr., of Bath county, bill for the benefit of............................ 190, 228, 254, 284
Zion Protestant Episcopal—see Church.