THE SENTINEL.

Legislature of North Carolina.

SENATE

EVENING RESERVE.

TUESDAY NIGHT, Doc. 15, 1868. The Senate was called to order at 74

A majority of the Committee on Corporations reported arrisely on a thirse-smend the Charter of the City of Wilming-ton. The bill passed its second reading.

The following bills passed their second

reaching, viz;
Bill making appropriation for the Deal and Dumb Asylum ; Bill to iscorporate the University Rail

road Compan; -(appropriation of \$300,000) Bill providing for the sottlement of the

estates of deceased persons;
Bill to repeal an see providing for the employment of convicts and the erection of a Penitentiary.

The following bills passed their third reading, VIZ: incorporate the Land and Lumber

Company of Nor h Carelina;
Bill for the relief of the Sheriff of Tyrell County; Bill to amend the Charter of the Town of

Washington.
On motion, the S vate adjourned until to morrow, 11 o'clock.

HOUSE OF REPRESENTATIVES.

AVENING SESSION.

TUESDAY NIGHT, Dec. 15, 1868. According to adjournment, the House was called to order at 7 siclock.

Mr. Humphries presented the report of the Commissioners of Currituck County .-

J. H. Harris, of Wake, colored, from the Committee on Propositions and Grievances, reported favorably upon the resolution in favor of T. H. Alexander. Placed on cal-endar, f

RESOLUTIONS.

By Mr. Mr. Stanton : A resolution in favor of D. A. Spivey, late Tax Collector of Greene County.
On motion of Mr. Stanton, the rules were

suspended and the resolution passed its several readings. Mr. Estes moved to suspend the rules and take up the bill to authorize the Treasurer

supply the temporary deficiencies in the Treasury, Carried. The Chair informed the House that the bill was in the possession of the Engross ing Clerk, whereupon it was agreed to post

pone its consideration for a short time Mr. Laffin, from the Committee on Inter senate bill No. 55, entitled as act to re-enact and confirm certain acts of the General Assembly, authorizing the issue of State bonds to and for certain railroad companies

Mr. Laffin moved to suspend the rules and put the bill on its second reading.

Mr. Pon opposed a suspension of the rules. He said this bill would have all the legal effect of a new bill. It sought to legalize the issue of boods, which now were worth nothing in reality. He alluded to Cromwell's expression, when he saw his for making a false move : "The Let I has de thought this was a false move on the part of the friends of these railroad enterprises, "The Lord has delivered" these railroad gentlemen into the hands of the friends of ne State and the people. This was a dodge too paipable and poor to decrive any He would like to see this and all

other bills of a sinklar character indeficite H. Harris, colored, replied, and during the discussion the Chair announced

THE SPECIAL ORDER, VIZ: The bill for the better protection of cer-

tain debtors. By cousent, the bill (No. 55) just under discussion was made the special order for to merrow morning, at 11 o'clock.

Pending the discussion of the special Mr. Bowning moved to adjourn; but

withdrew the mott in, in order to allow Mr. French to make a statement. Mr. P. then stored that, after the adjournment, a cancus of the friends of inter-

al improvements would be held. Mr. D. then conewed his mertion to adjourn; which was put to a vote and carried,

SENATE. WEDNESDAY, Dec. 16, 1868. The Senate was called to order at 11

Leave of absence was granted Mesara. McLaughlin, Wiker, Biytoe, Burns, Moore, of Carteret, Eaves, Long and Martindale, from and after Friday next. REPORTS OF COMMITTERS.

Mr. Rebbins, from the Committee on Cor porations, reported inversity on a bill to corporate the Salem Fire Company. On motion of Mr. Welker, the rules were suspended and the bill passed its several

readings.

Mr. Sweet, from the Committee on Priva ileg a and Elections, to whom was referred the case of Senator Love, (he having been charged with being banned by the Howard amendment, reported that they had inves-tigated the case thoroughly, and were unable to procure any evidence to sustain the charge. Therefore, they asked to be dis-charged from its further consideration; and the report was concurred in.

INTRODUCTION OF BILLS, &C. By Mr. Respass: A bill to complete the State canals in the county of Hyde. Referred to the Committee on Education,
[It appears that these works run through the lands belonging to the Literary Fund and the bill asks for an appropriation of

\$40,000 to complete the work] Mr. Logg: A bill for the relief of W. By Mr. Logg: A bill for the rener or vr. M. D. Moore, late Clerk of the County Court of Brunswick. Referred to the Committee on Propositions and Grievances,

Mr. Shoffore: A. bill to punish persone, injuring or killing live stock, the property of another. Referred to the Com-mirtee on the Indicator.

By Mr. Welker: A bill to prevent the sale of intexicating fiquors within five miles of the Bagham School. Referred to Education. the Committee on

By Mr. Respand: A bill to smend an act, entitled an act defining the powers and dution of Committee on Commissioners, Beferred to By Mr. Welker: A bitt to encourage | terred invest in mocks of the firm Referred to the Committee on the Judi-

By Mr. Welker: A resolution proposing to raise a Committee to investigate ther oughly the action of the Committee appointed to purchase a site for the Penitentiary, and to report all the facts by the 15th. of January next. Adopted.

By Mr. Love; A resolution tog the reliet of J. W. Fisher, late Clerk of the County Court of Jackson On his motion, the rules were suspended, and the resolution passed

its several readings.

By Mr Barrow A resolution proposing to raise a Joint Committee on Townships. Adopted.

Winstead presented a map of the Townships of Person county, as laid off by the Commissioners of said county.

On motion of Mr. Hotbina, the use of schole Chamter was granted, from 2 o'clock, to the Attorneys of the States to consuit with the Code Commissioners in reerence to the Code. A message was received from the House,

A resolution in favor of T. W. Alexander, Tyrell county. Placed on Calendar. Resolution in layer of D. A. Spivey, late Conctor of Greene county, Placed on

BILLS RATIFIED BY THE PRESIDENT, VIZ. Bills for the relief of P. T. Massey and E. G. Hill, of Johnston county;

Bill to amend the charter of the Cheraw and Coalfields Railroad Company -Bill for the relief of J. T. White, of Gason county.

Bull to provide for the registration of voters to special elections ;
Bill providing for the Municipal elections in the State

THIND READING OF BILLS. Bill to amend the charter of the city of Wilmington. Passed unanimously.

Bill making so appropriation of \$30,000 for the Deaf. Dumb and Bind. Asslom.—

Passed ananimously, ordered to be engrous-ed and sent to the House, Bill to repeal an act to provide for the employment of convicts and the erection of Penitentiary passed, - Mesars. Biythe, Burm, Cook and Rich voting in the nega-

Bill to incorporate the University Railroad Company passed by the following

Aves. - Mesara, Bellamy, Rlythe, Colgrove, Cook, Davis, Eaves, Forkner, Galloway, colored, Hayes, Lassiter, Lindsay, Martindale, Moore, of Carterer, Osborne, Rich, Richardson, Scott, Smith, Stephens, Winstead and Wisson-21,

NAVE - Messra Barrow, Beasley, Brogden, Burns, Harrington, Long, Love, Mel-cher, Moore, of Yancey, McLaughlin, Robbins, Shoffner, Sweet and Wellow -14

Mr. Cook moved to reconsider the vote. Mr. Rich moved to lay that motion on the table. Carned.

CALENDAR.

Bill to re enact and continue in force an of Yancey county. Reterred. net duthorizing the Commissioners of Paystevi le to issue bonds;

Mr. Harrington saul the intent of this bill was simply to exchange the old bonds, which have already been issued, for new

Mr. Barrow said it was clearly in opposition to the provisions of the new Constitution, and therefore unconstitutional, and moved to lay the bill on the table; which Blin tayor of John Tapacott, former

Committee on Finance, on motion of Mr. \$10.c to married women their common law

right of dower:
On motion of Mr. Welker, its further own sideration was postponed until the 5th of January next.

Bill to protect certain citizens of North Carolina, who rented lands from the U. S. Treasury Agents, during the late war .-

assed its second reading, Bill in layor of builders of public mills: On motion of Mr. Barnes, it passed its several readings, under a suspension of the

Resolution in favor of J. H. Davis, Jr., Sherift of Carteret county : On motion of Mr. Moore, of Carteret, the

rule were suspended and the resolution passed its several readings. Mr. Jones, of Wake, said that it would

investigate charges of bribery. He did not know who the Chairman of that Committee was, but he desired to enquire why the report was delayed. Members were going ome, and they desired this matter cleared up before they left. A Senator on the floor had staved that he knew of cases of bribery, and that Senator was a member of the Committee. He should like to know when the report will be made, and hoped it would be delayed.

Mr. Sweet said that, as a member of, that Committee, he would say that the report would be forthcoming as soon as the whole say, for the Senate branch of the Committee, to cure it. that they intended to sift the whole matter to the bottom, and did not intend to make any report until it was done thoroughly, notwithstanding the anxiety of the Senator from Wake, or any other Senator, to see the re-

On motion, the Senate adjourned until

HOUSE OF REPRESENTATIVES.

WEDNESDAY, Dec. 16, 1968. House called to order at the usual hour, House called to order at the usual hour, by whitley arose to a question of privilege. It had been reported in one of the papers of the city (Sentine) that the report of the Commissioners of Mecklenburg county had been presented by Mr. Welker. He wished "Welker" strickes out and "Whitley" inserted. [The error was typographical.]

A message was received from the Senate, of the adoption of the Constitution.

The Chatham Railroad gets by the bill address what is tantamount to

House bill authorizing certain counties

to issue bouds, with as amendment. Con-curred in and ordered to be carolled. House bill amending the Charter of the town of Washington. Ordered to be en-

A bill to provide for the appointment Entry Takers Ordered to be surolled.

House resolution to raise a Joint Committee to investigate the management of may he the affairs of the Bank of North Carolina. Interest. Ordered to be enrolled.

Mr. High presented the report of the omissioners of Columbus county. Re-

orred.

On motion of Mr. Jarvis, the rules were in the thought provision ought to Commissioners of Tyrreli county.

suspended, and the bill for the relief of J. II. Alexander was taken up and passed its

several readings.
On motion of Mr. Davis, the rules were suspended, and Senate bill for the religf of James Rumley was taken up and passed its

By consent, Mr. Peck introduced a bill to enable the County of Edgecombe to issue bonds for their indebtedness. Referred. On motion of Mr. Candler, the rules were suspended, and House bill, No. 180, to amend an act regulating the sale of spiritous liquors in the town of Asheville, was taken up, and passed its several readings.

REPORTS OF COMMITTEES. Mr Sinchair, from the Committee Private Bills, reported upon the bill to incorporate the Swift Island Manufacturing Company, recommending its passage, with slight amendment.

On motion of Mr. S., the rules were suspended, and the bill, as amended, passed its several rearlings. Mr. Pearson, from the Committee or

Agriculturel, reported favorably upon the bill for the protection of mechanics and aborers, with certain amendments. Placed Mr. Poul from the Committee on the Judiciary, reported favorably upon the bill to incorporate the S ate Loan and Trust

PlaceI on Calendar. By consent, Mr. Smith, of Alleghany, ffered a resolution raising a Joint Committee to examine and define the boundary ine between this State and Virginia and South Carolina. Lies over.
On motion of Mr. Justice, of Rutherford.

the rules were su-pended and the bill to amend the Charter of Judson, Female College was taken up. This created quite a discussion, during which the Chair announced the apocial order

for the hour, viz : Senate bill No. 55. On motion of Mr. Ester, its consideration was postponed until 25 minutes after 11 The discussion upon the proposed amendment to the Charter of the College was resumed. Mr. Justice advocated the hill,

and Me-srs Welch, Sinclair and Pou opposed it. Mr. Clayton, of Transylvania, moved to lay the whole matter on the table, and on

that motion called the year and nava. The call, being sustained, resulted year 17, mays Mr. Justice then offered a proviso that said amendment shall not interfere with any chartered right of the town of Header-

The provise was adopted, and the question then recurred upon the motion of Justice to strike out section 6, and insert the augendment, as smended: Carited.

The bill, as amunded, then passed its severel readings.

By consent, Mr. Proffit offered a resolution in favor of Chas Bird former Sheriff

SPECIAL ORDER The bill entitled "an act to re-enact and

confirm certain acts of the General Assembly, authorizing the issue of State bonds to and for certain Railroad Companies." Mr. Laffin, who reported this bill, as Chairman of the Internal Improvement Committee arose to make some remarks up-

Mr. Pou made a point of order, saying that the resolution, which was adopted Sher if of Alamance sounty; reserved to the yesterday, postponing all bills appropriaing money until the second Mouday in fanuary next, included this bill. The Chair said that he understood that

> motion as only applying to the bills then pending. This bill being then in the possession of the Committee, that motion would not apply to-it. Mr. Laffin then resumed, saving that the House would stultily itself by refusing to

> confirm their sets in this matter. &c. Mr. Downing also advocated the passage of the bill, and Mr. Bowman also was in invor of it. Mr. Pou said : I am surprised to see mem.

bers of this II was persist in their efforts to pass measures through the General Assem bly, which they ought to know now, and which, in a few months, they certainly will knew, are not constitutional, and, consequently, not capable of being transformed

Section 5, Arricle V, of the State Consti-tution clearly shows that the General Asbe recollected by Senators that, some time sembly has no power now, to contract any since, a Committee had been appointed to new debt in aid, either directly or indirectly, of any Railroad enterprise, onless in the same bill" guthorizing the contracting of the debt a special tax is levied to pay the interest annually on the debt so contracted, the bonds of the State being not now at

par.
The bills passed fast August, leading the credit of the State to various Railroads, are clearly without constitutional authority, secases the same bills made no provision by levy of a special tax, to pay the interest This tatal defect is well known to the friends of the Railroad aid bills, passed at

matter is thoroughly investigated. He could the late session, and they sack in this bill The cure may be made as to Roads that

were seems, but not finished, at the date of the adoption of the Constitution. But this bill seeks to do more. Sec. 5 of Art. V of the Constitution provides that even though the special tax be levied inthe same bill with the bill authorizing the obligation, yet when the object of the ed is to lend the gation sought to be create credit of the State in aid of any person, association or corporation, the subject must be submitted to a direct vote of the people

House bill to incorporate the Land and Lumber Co. of North Carolina. Ordered to be enrolled. of the Constitution. The appropriation therefore cannot get validity on

that ground.
Of course the State had no cuntary interest" in this road at the time she adoption of the Constitution. So far from it the corporation itself had no existenco at that date,

tence at that date.

The language of the Constitution is not "may have," but "has," a direct pecuniary The General Assembly, therefore, in my

pinion, has not the power, if so disposed, to pass the \$2,000,000 appropriation for the

be made in reference to the two roads mentioned in the first sention.

But what does the 4th section mean?

As I understand it the 4th section makes

the State take \$2,000,000 stock. Here is an extraordinary effort to interpolate a new and supendons Ratiroad bill under a pretended statement that a straine statistic The act of the 15 in day in August, 1868, simply allows the State to ex-change her bonds for a lake number of registered bonds of the Company, but this 4 section substitutes a new law into, and makes the State a stockholder to the amount of \$2,000,000. Is it desirable for the Sate to take a ock in all these Rail roads! Certainly it should not be don without great oure and reflection. I am confident this House does not under

stand this bill. Mr. Estes took the floor and argued at some longth in favor of the provisions of

Mr. Laffin arose in teply to the inquiries of the gentleman from vall well, [Mr. Ma. ane,) in regard for the operation of secrets 4th of the ball, and concluded by cilling the erious question

The call was sustained. Upon the poss age of the bill on its second reading, Mr. Pour called for the year and mays. The wing baffor

YEAR Messrs Ames, Ashworth, Barnett, Blair, Candler, Carey, colored, Cawthorn, edored, Cherty, colored, Chryslen, of Tran-sylvania, Craw ord, Davis, Dexin, Downny, Ellington, Estes, Forkner, colored, Free ter, French, Galagan, Galling, Gotham, Gunter, Harris, of Franklin, Harris, of Genter, Harris, of Franklin, Harris, of Wake, colored, Hayes, colored, Hicks, Hod gm, Hoffman, Hamphries, Hadgings, In-gram, Jarvis Justies, of Henderson, Justice, Rutherford, Kelly, of Moore, Kinney, Liffin, Leary, courred, Long, of Chatham Mayo, colored, Moring Morris, colored, Paker, Pearson, Peck, Price, colored, Practor Rentrow, Robbias, colored, Rabinson, Rey, nolds, colored, Short, Singriff, Sinclair, Si monds, Suipes, Stevens, Stidey, Vestal, Vest, Waldrop, White, Wilkie, Williamson, col-

ered, Wilson, and Wiswall-69. NAVE. - Messes. Arms rong, Battles, B. d. die, Bewman, Ference, Gilson, Howkins, High, Hinnest, Hodnett, Matone, McMillan, Mendenhall, Pou, Smith, of Wayne, Sweat Thompson, Whitley, Williams, of Harnett and Williams, of Sampson - 21,

The Chair announced the next special or ler, to wit. Tue bill to amend the act en titled an act to establish a legal rate of mcrest and to repeal chapter No. 114, Re-Vised Code.

On motion of Mr. Estes, its consideration was postponed until the third Monday in On motion of Mr. French the bill tamend the charter of the Green Swamp

Company was included in the postpone-On motion of Mr. French, it was agreed that when the House adjourned to day, if should adjourn until to merrow morning,

10 o'clock. On motion of Jas. H. Harris, of Wake, plored, House bill, No. 117, for the bester protection of debtors, (reported unfavoraly upon by Committee) was taken up. offered a provise that the act shall not ap ply to the collection of bills of cost from any court of record in this State, not to say penalty on official bands, and, further, that heriffs and other collecting officers shall not be hable on their official bonds for fath rding to laws heretofore lu torce, oills of cost, and fees, and penalties.

Seymour opposed the bill and proeded to show various objections is it.

Mr. Bowman moved to insert the word onstitutional" before the word "laws" in the 7th line, and the amendment was ac

Pending further di-cussion of the matter. the House adjourned until to-morrow, 10

Nors .- Mr. Bowman said, in explanation of his vote, upon the second rewling of S-n-ate hill No. 55, (confirming the issuing of onds to certain Radroud Companies,) that he at first intended to vote for the ball, but, on reflection, he would vote against it, as he did not understand the provisions of section 4th. The same motives inchese Mr. Masone to vote in the negative.

In the proceedings of Monday evening ast, Mr. Durbant was incorrectly reported having said, when the question of posts pontne certain Railroad tills was debated that he did not know that he should vote gainst any of them." It should have been Fast he thought it probable that be would ste for some of them, if time were allowed for a proper consideration, V

SENAIR. TRUBSDAY, Dec. 17, 1868. The Senate was called to order at 11

REPORTS OF COMMITTEES. Mr. Brogden, from the Committee on Fi ince, reported favorably on the following

Bill to enable the County Commissioners of New Hanover to better carry out the ovisions of Article 7, section 18, of the

Constitution;
Bill for the relief of A. B. Jones, former Tax Collector of Buncombe county, Mr. Smith, from the Committee on Proporitions and Grievances, reported favorably on the following, viz:

Resolution in layor of W. H. White, of Bill in favor of W. A. Philpott, late Sheriff of Granville, with amendments : Bill in favor of the late Sheriff of Bun-

ombe. By Mr. Respans: A bill authorizing an xchange and the tunding of certain bonds. starred to the Committee on Finance. Mr. Jones, of Wake : A bill to change the time for holding the municipal election for the City of Rakigh to pome time in Referred to the Committee on

rporations. By Mr. Gruham : A bill to amend an accordance In relation to punishments, chap, 44, special session of 1968. (He proposed to amend by the addition of the following section, to wit: "That all other misdemeanors, where a specified punishment is not prescribed, shall be punished by a fine not exceeding fifty dollars, or imprisonment, not exceed ing thirty days.")

By Mr. Cook: A bill to amend an act for

he relief of P. T. Massey and E. G. Hill, of countrol county. On hits motion, the rules ere suspended and the bill passed its several readings.

Supreme Court and for the Public Library Acionted. COMMITTERS

The Clerk announced the Senate branch of the following Committees, to wit Townships, - Messre, Barrow Grabata and Winsteart. Penitentiary: - Messra. Welker, Loye and

A message was received from the House, transmitting a full to incorporate the Con-tention Manufacturing Company, situated on the line of Pitt and Grence. On motion of Mr Righ, the rules were

suspended and the bill passed its several CALENDAR Resolution to favor of W. H. White, late

Sheroff of Balen County, was taken up, on motion of Mr. Puritie, and passed its sev-Bill to continue in force and amend an act to authorize the County of Cumberland.

and the town of Payetteville to issue bonds for their indebtedness was taken up and amended, on notion of Mr. Barrow, to wit "Provided, That said bonds shall not be ssued, unless the subject is submitted to a vote of the people of said County, and a

On motion, the tules were suspended, and the full present its several resolution Bill for the relief of D. A. Spivey, of Greeny, was taken up, on motion of Mr.

Mr. Brogden sand that neither the Repoentarize from that County, nor himself, had been consulted in regard to this matter, and ther sections should seem to take in charge matters pertaining to his section. As a matter of junctice to the representative from Greene, and to himself, he moved its refer-

Mr. Barnes stated that the Clerk had been here, had required for the Senator from Wayne and also the Representative from Freene, and neither of them could be feined He supposed this was the only come why these gentlemen had not been committed,

Mr. Brogden's motion prevailed. SPECIAL OFFICE

Report of the Committee on Privilege and Elections, declaring Mr. Public, Sens. ter elect from the 14th District, banned by the Howard amendment, and therefore no entitled to his seat, signed by one bulf of

the Committee.

Mr. Jones, of Wake, moved to postpone te forther consideration until the 6th of anualy next. Mr. Sweet said he hoped the mation to

stpone would prevail. The Senate had agreed to postpone this matter herotofore, in order to allow the Senator, if he was banned, and to remove all doubt on the subject, to get his disabilities removed by Congress. He had that seen letters from Mesors. Pool and Dockery, stating that a hill had been introduced for that purpose and they were of the opinion that it would pass very soon. As there is a probability, ilmost a certainty, that the Senator's disa that the Senata will not insist on acting on this question now. If they do, they will be

accused of taking snap judgment,

Mr. Hayes said he thought this matter ad been postponed long en ugh, and if the Senator has seen these lecters alluded to, he thought it proper that the Senate should be allowed to know their contents, also, -He had underst od that there were letters would be impossible to get the disabilities of that Senstor removed, unless the memo-rial was signed by the Republican Execu-

ive Committee, Mr. Rabbins read the letters affuded to r. Sweet, and there was no allusion to the R-publican Executive Committee, but the substance was about what Mr. S. had

Air. Hayes said that the facts did not appear in these letters that he alluded to, but whether they did or not it was a matter, of no consequence. This matter had be no tooned time and again. The Senator ad applied before to Congress to get his disabilities removed and did not succet. and he would not succeed this time. He ped the motion to postpone would be vo-

Mr. Blythe said that he had tak n a sol ema outh to support the Constitution of the United States. It was evident to his mind that the Senator was banned, and that was He sympathized with the Senator as as any one could, but he felt bound to you ag inst postponing this question any

Mr. Graham said that he had given this subject his close attention and was convinced that the Senator was not banned, and if the Benste determined to push this question to a vote, he desired to be heard at length; and if he could not convince the Senate that he was not banned, he would at least leave them with many doubte or the subject. He had prepared a minority report, which he would off r at the proper

The discussion consumed some time. Mears, Osborne and Robbins urging post ponement, and Mr. Cook and A. H. Quitte-

way, colored, in opposition. Mr. Parkner offered the following amend ent to the motion of Mr. Jones ; Provided that no vote of the Senator shall be counted adl the subject has been decided by the Senate ; which was releated.

The question recurring on the original motion to postpone to the 6th of January, the ayes and mays were called and the mo-Avgs. - Messrs. Barnes, Beeman, Brog den Eaves, Graham, Harrington, Lindssy, Long, Love, Mason, Meichor, Obbone, Rubbins, Scott, Sweet, Welker and Wilson, 17. NATE - Messes, Barrow, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Etheridge

Epps, (colored,) Forkner, Galloway, (col-

ored, Hayea flyman, (colored,) Moore, of Carteret, Moore, of Vaucey, Smith and Wynne - 17. The President noted in the negation. Mr. Sweet moved to postgune until the 19/h. (Saturday next); which was lost, Aves, -M. mrs. Barrow, Barres, Berman, Baves, Graham, Hardington, Lindsay, Long,

Love, Mason, Melchor, Osborne, Respass Robbins, Scott, Sweet, Welker and Wil 1882 18. Nava.— Mesers, Bellamy, Brogden Burns, Blythe, Colgrove Cook, Davis, Sch-eriste, Epps, (colored.) Forkner, Gallous, (colored.) Hayes, Hyman, (colored.) Leg., Moore, of Carteres, Moore, of Yancy, Stephens and Wysne-18, The President ented in the regation.

By A. H. Galloway, (colored.): A restingtion requesting the Superintendent of Pulling Works to recommend by self-sense processing a suitable room for the Eaves, Granam, Harrington, Hyman, Co. Mr. Ogborne moved to postpone until to-

NATE -- Messes, Bellamy, Burus, Blythe, Colgrove, Cook, Etheridge, Epps, (outgred,) Forknes, Gallaway, (outored.) Hayes, Legg, Moore, of Carteret, Moore, of Yancey, Stephens and Wynne. - 16

Mr. G. aham, from the Committee on Priv. leges and Elections, presented the follow ing report, to wit-

"Four of the Committee have presented report alleging that Mr. Purdie held the office of Magistrate before and during the war, was a member of the Legislature in port the Constitution of the United States ever served in the arms during the rebeltion : never invested a dollar in Confederate ods, was a private in the Hothe Guards, on never served unless compelled to do so That portion of the Committee believe him to be banned by the Howard Amendment, and, therefore, not cutriled to his man -Committee of the above facts, but taking them to be true, these questions are pre-

sented to the Senate : 1st: Has Mr. Purdie engaged in insurrection or rebellion against the United States.

21. Has the Senate a right to exp 4 him, having once investigated his case, and sit ting as a Judge upon his qualifications decrited that he was not bunned?

The word "engage" means to promise -- to edge oneself - to embork - to enter upon to enlist. An insurrection is the rising up rebellion is resistance against the authority of the government, with an intent to over throw it -a violent resistance to lawful an-

According to the opinion of Attorney General Stanbery, "an act to fix upon a person the offence of engaging in rebellion, must be an overt and voluntary act, done with the intent of aiding and furthering the common unlawful purpose. A person forced into the Rebel service by conscription, or under a paramount authority, which he ould not safely disobey, and who would not have entered such service, if lett to the sustained, rec exercise of his own will, cannot be held to be disqualified."

Again: "But officers who, during the ebellion, discharged official duties not incident to war, but only such duties as belonged to a state of peace, and were necessary to the preservation of order and the administration of law, are not to be considered as thereby engaging in rebellion or as diegoal. Again: The words "giving aid and com-ort to the enemies of the United States"

are the same used in the constitutional defi-

otton of treason, and the enemies there

nearl most be taken to be foreign enemies.

('an we say that the acts of Mr. Purdie amount to an actual participation ! And if we have a reasonable doubt, must not that the Senator's dissection of the Senator's dissection of the Senator's will not insist on acting on this question now. If they do, they will be in regard to penal and disabling statutes?

Mr. Hayes said he thought this matter in the opinion of Judge Underwood, in the opinion of Judge Underwo se of Cesar Griffin, he says: "It may be observed that no one is even temperarily excluded, who had not only actively engaged in the war against the United States, but, in addition to this, he must have held as Under the Reconstruction Acts, the parwho desired to vote had to take an oath and clear himself of all disability. Under the Howard am nument Congress is required to caferic by approduce on, Justice, of Rutherford, Kelly, of priate legislation this at the But admit Moore, Kinney, Laffin, Leary, colored, Moring, Moring that the Senate has the right to judge of Chatham, Mayo, colored, Moring, Moring, Moring, Moring, Moring, Ruthers Parkers, Parkers Parkers, Parkers of the qualification of its members, has not that right been exercised by the Senate and was not its decision final? In my opinion an exclu ion in this case is equivalent to

expulsion without a cause, Respec fully submitted, JOHN W. GRAHAM. Leave of absenc: was granted Mears. Melchor a d Jones, of Wake, On motion of Mr. Colgrove, the f

HOUSE OF REPRESENTATIVES.

THE REDAY, Duc. 17, 1868. House was called to opter at 10 o'clock. Prayer by Cuffe: Mayo, colored. Mr. Sinclair presented a petition, signed by leading citizens of Lincols county, sak ing for a divorce for a lady who married some 18 years ago, and separated a few months thereafter from her husband. Referred to the Committee on Judiciary.

Mr. McCanless presented the report of the minissioners of Stokes dounty,

vate Bills, reported favorably upon the bill to incorporate the Contentnes Manufacturog Company.

On motion of Mr. Sinclair, the rules were

aspended and the bill passed its second Mr. Barnett, from the Committee on Cororations, reported that, on the bill estab-shing the county of Dura, they were equal iy divided in opinion, and saked to be dis-charged from its further consideration. So

Mr. Farrow, of Hyde, said be was more

interested in the matter than any one clar, as the bill proposed to divide his county. He wished it postposed to divide his county, by The resolution passed its several resolution postposed to divide his resolution and the resolution in order that he might be allowed. By Mr. Welch: A bill to amend the time to consult his people and ascertain their wishes in the matter. He was sure that they know of no such project, and it.

Mr. Barnett moved to asspect the rules was nothing but fair to allow him time to and take up the bill incorporating the set to vestigate the matter. The bill haid been eral acts in felation to the aprung here without the least intimation bury. being given him. The bill proposed to out. On motion of Mr. Shaver, the bill was off the very neighborhood in which he re-postponed until the third Mourlay in Janusided, and it was stronge, if the people there wished for a new county, that they Mr Pour gave notice that he would offer had not approached him upon the subject. A P of again the passage of E hate hill Mr. Stilley moved to refer to the Com. No. 35, and would ask to have it aprend on mittee on Counties and Townships, with instructions to report therean, this evening.

On motion of Mr. Justice, of Henderson, Instructions to report therean, this evening.

Mr. Justice, of Handerson,
Mr. Justice, of Rutherford, in order to
give the gentleman from Hyde county (Mr.
Parrow) the time he wished for, moved that

where was a petition signed by some men validos on Counties and T whom he know to be oncored to such a did period upon the reports of a valon. He did not their th

med Lassiter, Lindsay, Long, Lore, Mason, reduct to the legislative history of the State, Melchor, Osborne, Respass, Robbins, Scott, where a proposition was started by Rapra-Sacct, Welker and Wilson. 20. ounties of other gentlemen, and endeavor to rush the matter through, without allowing even a short time to visit their people and find out how they were inclined to the roposition. He hoped the motion of Mr.

Justice would prevail. Mr. Stilley spoke for some time against

motion to postpone. Mr. Sinclair exhibited a petition, containing a large number of names.

Mr. Jarvis: Do you know, sir, that a injority of the voters of that section of fyrrell, which the bid proposes to cut off,

have a good that petition !

Mr. Sincialr: I am not sufficiently ac quainted with that portion of the country to nswer the question, Mr. Jarvis : That shows, siz, the impropriety of people's meddling with things that they know nothing about.

Mr. Sinclair continued in favor of the bill. He hoped the motion of Mr. Justice would be voted dows.

Mr. Jarvis: No question could be further from a political cast than this one, for the counties of Hyde, Tyrreft and Curfituck were largely democratic, and if you were to ion or rebellion against the United States rake over this new county of Date you relieve aid and comfort to the ensures on that petition of gentlemen in his county, who, last summer, approached him and saked that he would do overything he could against it. The county of Tyrell does not owe a dollar, and the taxes of the cutizons are comparatively light, while the rounty of Curritock has a debt of \$60,000.

Now this bill makes a portion of his con-stituents shoulder a debt, which they had no band in making. Mr. Jarvis continued to urge other obp-ctions. He had written to the leading men in that section to ascertain the wishes of the people. If they wished to be cut off, why he had no earthly objection to it.
But, as a member of this House representuse represent ing their interests, he could not consent to any action now in the matter, watil he became aware of the wishes of the people who

sent him here. Atter some further debats, Mr. Sinclair called the previous question, and the call was The question recurred upon Mr. Justice's motion, and it was adopted—yeas 52, nays

Mr. Ellis presented the report of the commissioners of Catawba County, Re-Mr. Estes moved to suspend the rules and

ake up Senate bill No. 56. Carried. The Clerk read the bill (to confirm certain acts of the General Assembly, Issuing bond to certain Railroad Companies.)

Mr. Laffin said it would be recollected that, some days ago, he had a ked a suspension of the rules to put some Railroad bills on their second readings. It was refused to him. On yesterday this bill had passed its second reading, siter a full and frank dis-

cussion. Therefore, he moved the previous

The call for the previous question was

question

sustained, and, on the final passage of the bill, the roll was called and resulted in the following bullet; YEAR - Messrs, Ames, Ashworth, Banner, office previously, which made him a leading Barnet, Blair, Bowman, Candler, Carson, and representative man and which required Carry, c. lored, Cawthern, colored, Cherry him to take a special oath to support the colored, Crawford, colored, Davidson, Dix. Constitution of the United States." Un- on, Downing, Ellington, Estes, Forkner. on, Downing, Ellington, Estes, Forkner, colored, Foster, Franklin, French, Graham, Gunter, Harris, of Franklin, Harris, of Walce, colored, Hayes, colored, Hendricks,

> Procter, Fromts, Regrist, Sinclair, Simonds, ared, Short, Regrist, Sinclair, Simonds, Baipes, Stevens, Stilley, Sykes, colored, Vental, Vest, Waldrop, Williams, of Harnett, tal, Vest, Waldrop, Williams, of Harnett, Williamson, colored, Wilson, and Wiswait -68 NAVE .- Mours. Buddie, Clayton, of Tranylvania, Ducham, Farrow, Perebee, Gibane Hawkine, High, Hissant, Hadnett, Hom-phries, Malone, Moore, Parker, Pop. Robinson, Seymour, Shaver, Smith, of Alleghany, Smith, of Wayne, Stanton, Sweat, colored.

of Chatham, Mayo, colored, Moring, Mor-rill, Morris, colored, Painter, Pearson, Peck,

Proctor, Proffitt, Renfrow, Reynolds, col-

Thompson, Welch, Waiting, Wilkle, and Williams, of Sampson—97.

Mr. Estes moned to reconsider the note. W. T. Hayes (colored) moved to lay that sotion on the table. Carried. SPECIAL ORDER, VIET Mr. Malone's resolution providing for a Committee of Conference with the Legisla-ture of Tennessee, in regard to Internal Improvements.

Mr. Bowman hoped the House would adopt the resolution without debate, as fis-Mr. Sinclair, from the Committee on Pri

The resolution was adopted. Mr. Stilley gave notice that he would introduce a resolution, abolishing the Pro-Mr. Sentlate introduced a bill for the relief of J. R. Weaver, late Clark of the Coun ty Court of Buscombe.
On motion, the rules were suspended and

the bill passed its several readings.

On motion of Mr. Stilley, the rules were copen feel and the resolution raising a Joint Committee to investigate the management of the affilire of certain Backs was taken up. The resolution passed its several

On motion of Mr. Shaver, the bill was

Parrow) the time he wished for moved that the bill be referred to the Committee on Counties and Townships, with instruction as expended, and House full N : 150 moor to report on the third Monday in January parating — Lodge A. Y. M., in Columbia.

Mr. Stiller was opposed to such reference.

Mr. Jarvin and it was not an unreasons.

Mr. Jarvin and the reference.

On motion of Mr. Dixon the rules were

ble request to ask the postponement, when an aposited and the bill in farm of the Supraposed to cut up (Hyde, Tyrrell and Curnities), all asked for it. He knew that