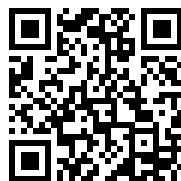

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OF THE

HOUSE OF REPRESENTATIVES,

OF THE EXTRA SESSION

OF THE

LEGISLATIVE ASSEMBLY,

OF THE

TERRITORY OF MINNESOTA,

HELD AT ST. PAUL, MONDAY, APRIL 27TH, ONE THOUSAND EIGHT HUNDRED AND FIFTY-SEVEN.

ONE THOUSAND COPIES ORDERED PRINTED.

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JOURNAL

OF THE

EXTRA SESSION

OF THE

HOUSE OF REPRESENTATIVES.

MONDAY MORNING, APRIL 27th, 1857.

Pursuant to a call of His Excellency, the late Governor W. A. Gorman, the House met in the Hall of the House of Representatives at St. Paul, Monday the 27th day of April, A. D. 1857, at 10 o'clock, A. M., and was called to order by the Speaker.

Prayer by the Chaplain.

The Clerk called the roll, and the following members answered to their names : Messrs. Adams, Abbe, L. M. Brown, Berry, Baasen, Black, Case, Chase, Chamblin, Foster, Howell, King, Keith, Kingsbury, McVey, Murray, Stannard, Thompson, Troll, Whitlock, Wilson, and Mr. Speaker.

The Clerk reported a quorum present.

The Speaker then addressed the House as follows :

We have been unexpectedly called together in consequence of the granting by Congress of a munificent donation to the Territory, for the purpose of building Railroads, and however inconvenient it may be for many of us to meet at this time, it is a subject of great congratulation to the Territory. As subjects will come before us in which differences of opinion on questions of policy will arise, I hope that members will act together in a spirit of harmony making mutual concession, so that the business of the Session will be speedily accomplished.

I have taken the Chair upon the assumption that the officers of the regular Session, will be the officers of the Extra Session, and will continue to exercise the functions of the office until the House by resolution shall declare otherwise.

Upon motion of Mr. Berry, Mr. Charles Jewett came forward and pre-

sented his certificate of Election to the office of Representative, to fill the vacancy occurring in consequence of the resignation of Mr. Noble, and was sworn into office by the Speaker.

Mr. Murray moved that a Committee of two be appointed to wait upon His Excellency, the Governor, and inform him that the House of Representatives is now ready to receive any communication that he may have to make.

The Resolution was adopted, and the Speaker appointed Messrs. Murray and Whitlock, said Committee.

Upon motion of Mr. Murray, Mr. A. P. Butler was chosen Messenger, pro-tem, and upon motion of Mr. Case, Mr. Butler was sworn into office by the Speaker.

Mr. Gere moved that a Committee of two be appointed to inform the Council that the House is now permanently organized and ready to proceed to business.

The motion was adopted and the Speaker appointed Messrs. Gere and Adams, said Committee.

Mr. Murray from the Committee appointed to wait upon the Governor, reported that the Committee had performed the duty assigned them, and that the Governor would confer with the House to-morrow morning, at 10 o'clock, in writing.

Mr. Gere from the Committee appointed to wait upon the Council and inform them that the House was now permanently organized and ready to proceed with business, reported that they had performed the duty assigned them.

Upon leave granted, Mr. J. R. Brown introduced Joint Resolution No. 1, relative to the protection of white settlers on the southern frontier of Minnesota, which was read a first and second time.

Upon motion the rules were suspended, and the Resolution read a third time and passed.

Upon leave granted, Mr. Baasen introduced Bill No. 1, H. of R., an Act to accept the grant and execute the trust conferred upon the Territory of Minnesota, by act of Congress approved March 3rd, 1857.

Read a first and second time, and ordered to be printed.

Upon leave granted, Mr. J. R. Brown introduced Joint Resolution No. 2, for the procuring the removal of the Indians to their reservation.

Read a first and second time.

Upon motion the rules were suspended, and the Resolution read a third time and passed, and the title agreed to.

Mr. J. R. Brown gave notice of a Bill to authorize the Governor of the Territory, to organize volunteer troops to be despatched in pursuit of the Indian murderers of our citizens on the frontier, if steps are not taken by the proper authorities in sending United States troops, and the expenses of the same to be paid out of any moneys appropriated to defray legislative expenses.

Upon motion of Mr. Murray, the House adjourned to meet to-morrow at 10 o'clock, A. M.

J. W. FURBER, Speaker.

Attest:

H. L. EDWARDS, Chief Clerk.

TUESDAY MORNING, APRIL 28, 1857.

The House met pursuant to adjournment and was called to order by the Speaker.

The roll being called, the following Members answered to their names: Messrs. Adams, Abbe, Branch, L. M. Brown, Berry, Baasen, Black, Case, Costello, Chase, Chamblin, Foster, Gere, Howell, Hetchman, Hayden, Jewett, King, Keith, Kingsbury, McVey, Murray, Plumer, Payne, Ranssey, Stannard, Smith, Sweeney, Thompson, Thomas, Troll, Whitlock, and Mr. Speaker.

The Clerk reported a quorum present.

Prayer by the Chaplain.

Upon motion of Mr. Whitlock the reading of the Journal of yesterday was dispensed with.

Mr. Whitlock moved that a Committee of two be appointed, to act in conjunction with a like Committee of the Council to wait upon His Excellency, the Governor, and inform him that both branches of the Legislature were now permanently organized and ready to receive any communication he may have to make.

The motion was adopted.

The Chair appointed Messrs. Whitlock and J. R. Brown, as said Committee.

Mr. Murray offered the following resolution :

Resolved, That the Sergeant-at-Arms be instructed to procure what Wood may be necessary to make this Hall comfortable during the present Session.

It was adopted.

Mr. Baasen offered the following resolution :

Resolved, That the Clerk of this House, be directed to furnish the Members with the necessary stationery for the present Extra Session.

The resolution was adopted.

Mr. J. R. Brown offered the following Resolution :

Resolved, That a Committee of three be appointed to examine the several laws relating to our Legislative powers and organization, and report to this House their opinion of the legality of the present Session of the Legislative Assembly.

Mr. Whitlock moved that the resolution be laid on the the table.

The motion was lost.

The question then recurring upon the adoption of the resolution.

It was adopted.

And the Chair appointed Messrs. J. R. Brown, Berry, and Stannard, as said Committee.

Upon motion of Mr. Whitlock, the House adjourned until to-morrow at 10 o'clock, A. M.

J. W. FURBER, Speaker.

Attest :

H. L. HOWARDS, Chief Clerk.

WEDNESDAY MORNING, APRIL 29th, 1857.

The House met pursuant to adjournment and was called to order by the Speaker.

The Clerk called the roll and the following members answered to their names :

Messrs. Adams, Abbe, Branch, L. M. Brown, Berry, Black, Case Costello, Chase, Chamblin, Foster, Howell, Hetchman, Hayden, Keith, King, Kingsbury, McVey, Murray, Jewett, Plumer, Payne, Ramsey, Stannard, Sweeney, Thompson, Thomas, Troll, Whitlock, Speaker.

The Clerk reported a quorum present.

Prayer by the Chaplain.

Upon motion of Mr. Chamblin the reading of yesterday's Journal was dispensed with and approved.

Mr. Whitlock from the Joint Committee appointed to wait upon his Excellency, the Governor, reported that they had performed the duty assigned them and that his Excellency would communicate to each House separately in writing, this day at 11 o'clock, A. M.

Mr. Stannard offered the following resolution :

Resolved, That the Secretary of the Territory be requested to report to this House, the amount of the appropriation for the payment of the expenses of the Legislative Assembly of the Territory of Minnesota for the fiscal year ending the 30th day of June, 1857.

The resolution was adopted.

Upon motion of Mr. Baasen the House took a recess of half an hour.

Mr. J. R. Brown gave notice of a Bill to provide for granting lands to certain companies therein named, for the construction of Railroads from St. Paul and St. Anthony via Minneapolis to a convenient point of junction west of the Mississippi to the southern boundary of the Territory, in the direction of the mouth of the Big Sioux River, with a branch via Faribault to the north line of the State of Iowa, west of Range sixteen.

A message from his Excellency, the Governor, being announced, Mr. Smith appeared and delivered, enclosed, the following message and accompanying documents which were read by the Clerk.

Gentlemen of the Council and of the House of Representatives :

In pursuance of the proclamation of my predecessor, you have assembled to take into consideration matters of importance so vital to the Territory of Minnesota, as to require immediate legislation. The emergency upon which you are convened being an extraordinary one, it is presumed your proceedings will be chiefly confined to the subject designated by the Executive as requiring your action.

It is proper therefore that the accustomed recommendations from this department be limited to the same topics, unless others of urgent necessity and later occurrence be thought to demand your attention.

The present condition of the laws regulating the Territorial Courts seem to require partial revision. Under the Organic Act, the Legislature has from time to time provided for holding terms of the District Courts in each of the organized counties. At the first session of the last Congress, however, an act was passed depriving the District Judges of the several Ter-

ritories of the power to hold courts at more than one place in each Judicial District. In the opinion of the Supreme Judges, the laws heretofore enacted respecting the organization and jurisdiction of the District Courts, and the administration of justice therein, were not applicable to the state of things created by the act of Congress, without further legislation. The Judges therefore declined holding regular terms of the District Court, until the requisite provision should be made by the Legislature. The ensuing session, being the last held by your body, terminated before maturing the necessary relief. Since your adjournment, however, it has been ascertained that Congress, near the close of its last session, again authorized the Judges of the Supreme Court in the Territory of Minnesota "to hold court within their respective districts in the counties wherein, by the laws of said Territory, courts have been, or may be established, provided the expense thereof should be paid by such counties respectively." This doubtless was intended to remove the present difficulty; but it does not entirely restore the Courts to the condition existing prior to the interposition of Congress. It is believed to be in your power fully to complete the remedy. Immediate provision should be made for defraying the expenses of the Courts to be held in the several counties, as indicated by the act of Congress. Such further measures as may be found necessary to provide the most expeditious and general administration of justice throughout the Territory, I submit to the wisdom of the Legislature to determine.

Herewith transmitted is a copy of the act of Congress, passed at the last session, "To authorize the people of the Territory of Minnesota to form a Constitution and State Government, preparatory to their admission into the Union on an equal footing with the original States."

The provisions of the act are explicit, requiring no explanation. They are liberal and beneficent to the future State of Minnesota. It is your province to determine what legislation is required at your present session to carry the law into effect. It will devolve upon you to provide for the compensation of the members of the Constitutional Convention, and for defraying the expenses of that body. The whole subject is submitted to your disposal, in the confidence that your action will be as prompt and judicious as the interests of the Territory may demand; and that it will be in full harmony with the spirit and intent of the Enabling Act of Congress.

That Minnesota has arrived at a period in her history, when but one step on her own part will bring her upon an equal footing with the original States of the Union, must be a subject of just pride to her citizens, and awaken the admiration of the friends of political and social progress elsewhere. In her transition from a Territorial to a State government, we shall behold a striking illustration of the conservative power of Democratic institutions, and still another instance of the capability of the people to create and establish their own form of government. Happily for the people of Minnesota, the right of organizing their own institutions in their own way, may be exercised without fear of molestation or interference from any quarter. They may, in peace and tranquility, add another star to the American constellation, and soon assume the rightful position as an equal member of the confederacy, whose existence, let us hope, shall be perpetual.

An act of Congress was passed at the last session, "making a grant of land to the Territory of Minnesota in alternate sections, to aid in the construction of Railroads in said Territory," etc., a copy of which is herewith transmitted.

The acceptance and disposal of this liberal donation will inaugurate a new era in the progress of our people. It is a boon of almost inconceivable value to their future interests and welfare. But vast as may be its benefits, they will not be wholly confined to our own boundaries. By the completion of her railroads, not only will the population and wealth of Minnesota be greatly accelerated and augmented, but the best means of transportation and intercourse will be afforded, connecting the older States and the fertile and inviting Territory lying westward to the Pacific. In thus facilitating general commerce between the Eastern States and the now unpeopled West, Minnesota will be performing a gigantic part in developing the power and greatness of the whole country, thereby evincing most properly her grateful appreciation of the munificence of Congress, and at the same time best securing to her own enjoyment its advantages.

The obligations and duties flowing from the conditions of this grant, call for the exercise of the wisest judgment on your part. Such measures should be adopted by the Legislature, in relation to this great trust, as will most speedily secure the successful prosecution of the various enterprises in contemplation. In disposing of the lands, it is of paramount moment that the public interest be constantly kept in view. The directions of the act of Congress being specific, their strict observance will be requisite in order to acquire from the general Government the title to the lands appropriated.

I would respectfully suggest for your consideration, the propriety of requiring such railroad companies as may receive portions of the grant, to pay annually, or semi-annually, into the Territorial or future State Treasury, such a per centum of the gross or net earnings of their respective roads, or such other allowance as you may deem just and reasonable.

For a few weeks past the public mind, in certain parts of the Territory, has been greatly excited, and even alarmed, by rumors of Indian depredations on our south-western borders. These rumors had their origin, so far as can be learned, in the shocking outrages recently committed upon the unfortunate settlers about Spirit Lake, in the State of Iowa. It appears that early in March last, a party of Indians said to belong to the band known as the *Wak-pe-kutis*, made a sudden and unprovoked attack upon an isolated and unoffending colony of settlers, living in what they believed to be perfect security, and committed an indiscriminate slaughter of all the men, women and children of the settlement, numbering between forty and fifty souls. As soon as they had inflicted this terrible outrage, the savages fled, it is supposed, to the Yankton country.

The Indians who perpetrated these atrocities are outlaws from their own tribes. Their existence is incompatible with the safety of the frontier. In order to insure the speedy and certain punishment of these murderers, as well for the sake of example in future, as for the present protection of our western frontier, it may be advisable to memorialize the President of the United States to send an adequate force of mounted men to scour the country between the Minnesota and Missouri Rivers; to appoint an efficient Superintendent of Indian affairs, who will be required to recall the Indians upon their reservations, and to reside as near as possible to the Indian Territory; and to take all such other steps as may be necessary to ascertain and punish the perpetrators of the outrages at Spirit Lake, and protect the defenceless settlers on our western and southern borders.

In submitting to you, Gentlemen, my first official communication, I can-

not forego the opportunity to congratulate you upon the auspicious prospects of this Territory. Rapidly approaching the day of her adoption as a State into the Union—with a soil of unsurpassed fertility—with navigable streams extending in every direction, both within and beyond her own limits, to bear upon their waters the bountiful products of an industrious and enterprising population—with all the natural resources which contribute to the wealth, prosperity, and material independence of a State—and with the assurance of an early construction of an extensive railroad system, let us hail the dawn of a bright future for Minnesota, whose interests and prosperity it should be our single aim to promote.

It will afford me sincere pleasure, as it will be my duty to co-operate with the Legislative department at all times, in whatever may be deemed calculated to preserve the well being of the whole Territory.

S. MEDARY.

SAINT PAUL, April 29, 1857.

AN ACT TO AUTHORIZE THE PEOPLE OF MINNESOTA TO FORM A CONSTITUTION AND STATE GOVERNMENT, PREPARATORY TO THEIR ADMISSION INTO THE UNION ON AN EQUAL FOOTING WITH THE ORIGINAL STATES.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the inhabitants of that portion of the Territory of Minnesota which is embraced within the following limits, to wit: Beginning at the point in the center of the main channel of the Red River of the North, where the boundary line between the United States and the British possessions crosses the same; thence up the main channel of said river to that of the Boix des Sioux river; thence up the main channel of said river to Lake Travers; thence up the center of said Lake to the southern extremity thereof; thence in a direct line to the head of Big Stone Lake; thence through its center to its outlet; thence by a due south line to the north line of the State of Iowa; thence along the northern boundary of said State to the main channel of the Mississippi river: thence up the main channel of said river, and following the boundary line of the State of Wisconsin, until the same intersects the Saint Louis river; thence down the said river to and through Lake Superior on the boundary line of Wisconsin and Michigan, until it intersects the dividing line between the United States and the British Possessions; thence up Pigeon river and following said dividing line to the place of beginning, be, and they are hereby authorized to form for themselves a Constitution and State Government, by the name of the State of Minnesota, and to come into the Union on an equal footing with the original States, according to the Federal Constitution.

SEC. 2. *And be it further enacted,* That the State of Minnesota shall have concurrent jurisdiction on the Mississippi and all other rivers and waters bordering on the said State of Minnesota, so far as the same shall form a common boundary to said State, and any State or States now, or hereafter to be formed or bounded by the same; and said river and waters leading into the same, shall be common highways, and forever free, as well to the inhabitants of said State as to all other citizens of the United States, without any tax, duty, import or toll therefor.

SEC. 3. *And be it further enacted,* That on the first Monday in June next, the legal voters in each Representative district, then existing within the limits of the proposed State, are hereby authorized to elect two dele-

gates for each Representative to which said district may be entitled according to the apportionment for Representatives to the Territorial Legislature, which election for delegates shall be held and conducted, and the returns made, in all respects in conformity with the laws of said Territory regulating the election of representatives; and the delegates so elected shall assemble at the Capitol of said Territory, on the second Monday in July next, and first determine, by a vote, whether it is the wish of the people of the proposed State to be admitted into the Union at that time; and if so, shall proceed to form a Constitution, and take all necessary steps for the establishment of a State Government, in conformity with the Federal Constitution, subject to the approval and ratification of the people of the proposed State.

SEC. 4. And be it further enacted, That in the event said Convention shall decide in favor of the immediate admission of the proposed State into the Union, it shall be the duty of the United States Marshal for said Territory to proceed to take a census or enumeration of the inhabitants within the limits of the proposed State, under such rules and regulations as shall be prescribed by the Secretary of the Interior, with the view of ascertaining the number of representatives to which said State may be entitled in the Congress of the United States; and said State shall be entitled to one representative and such additional representatives as the population of the State shall, according to the census, show it would be entitled to according to the present ratio of representation.

SEC. 5. And be it further enacted, That the following propositions be and the same are hereby offered to the said Convention of the people of Minnesota for their free acceptance or rejection, which, if accepted by the Convention, shall be obligatory on the United States and upon the said State of Minnesota, to wit:

First. That sections numbered sixteen and thirty-six in every township of public lands in said State, and where either of said sections, or any part thereof, has been sold or otherwise been disposed of, other lands, equivalent thereto and as contiguous as may be, shall be granted to said State for the use of schools.

Second. That seventy-two sections of land shall be set apart and reserved for the use and support of a State University, to be selected by the Governor of said State, subject to the approval of the Commissioner at the General Land Office, and to be appropriated and applied in such manner as the Legislature of said State may prescribe for the purpose aforesaid, but for no other purpose.

Third. That ten entire sections of land, to be selected by the Governor of said State, in legal subdivisions, shall be granted to said State for the purpose of completing the public buildings, or for the erection of others at the seat of government, under the direction of the Legislature thereof.

Fourth. That all salt springs within said State, not exceeding twelve in number, with six sections of land adjoining, or as contiguous as may be to each, shall be granted to said State for its use; the same to be selected by the Governor thereof within one year after the admission of said State, and when so selected, to be used or disposed of on such terms, conditions, and regulations as the Legislature shall direct: Provided, That no salt spring or land, the right whereof is now vested in any individual or individuals, or which may be hereafter confirmed or adjudged to any individual or individuals, shall, by this article, be granted to said State.

Fifth. That five per centum of the net proceeds of sales of all public lands lying within said State, which shall be sold by Congress after the admission of said State into the Union, after deducting all the expenses incident to the same, shall be paid to said State for the purpose of making public roads and internal improvements, as the Legislature shall direct: Provided, The foregoing propositions herein offered are on the condition, that the said Convention which shall form the Constitution of said State shall provide by a clause in said Constitution, or an ordinance, irrevocable without the consent of the United States, that said State shall never interfere with the primary disposal of the soil within the same, by the United States, or with any regulations Congress may find necessary for securing the title in said soil to bona fide purchasers thereof; and that no tax shall be imposed on lands belonging to the United States, and that in no case shall non-resident proprietors be taxed higher than residents.

AN ACT MAKING A GRANT OF LAND TO THE TERRITORY OF MINNESOTA, IN ALTERNATE SECTIONS, TO AID IN THE CONSTRUCTION OF CERTAIN RAILROADS IN SAID TERRITORY, AND GRANTING PUBLIC LANDS, IN ALTERNATE SECTIONS, TO THE STATE OF ALABAMA, TO AID IN THE CONSTRUCTION OF A CERTAIN RAILROAD IN SAID STATE.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled: That there be, and is hereby, granted to the Territory of Minnesota, for the purpose of aiding in the construction of Railroads, from Stillwater, by way of Saint Paul and Saint Anthony, to a point between the foot of Big Stone Lake and the mouth of Sioux Wood river, with a branch via Saint Cloud and Crow Wing, to the navigable waters of the Red River of the North, at such point as the Legislature of said Territory may determine—from Saint Paul and from Saint Anthony, via Minneapolis, to a convenient point of junction West of the Mississippi, to the Southern boundary of the Territory in the direction of the mouth of the Big Sioux river, with a branch, via Faribault, to the North line of the State of Iowa, West of range sixteen: from Winona, via Saint Peter, to a point on the Big Sioux river, South of the forty-fifth parallel of North latitude: also from La Crescent, via Target Lake, up the valley of Root river, to a point of junction with the last mentioned roads, East of range seventeen, every alternate section of land, designated by odd numbers, for six sections in width on each side of each of said roads and branches; but in case it shall appear that the United States, have, when the lines or routes of said roads and branches are definitely fixed, sold any sections, or any parts thereof, granted as aforesaid, or that the right of pre-emption has attached to the same, then it shall be lawful for any agent or agents, to be appointed by the Governor of said Territory or future State, to select, subject to the approval of the Secretary of the Interior, from the lands of the United States nearest to the tiers of sections above specified, so much land in alternate sections, or parts of sections, as shall be equal to such lands as the United States have sold, or otherwise appropriated, or to which the rights of pre-emption have attached, as aforesaid; which lands (thus selected in lieu of those sold, and to which pre-emption rights have attached, as aforesaid, together with the sections, and parts of sections, designated by odd numbers as aforesaid, and appropriated as aforesaid,) shall be held by the Territory or future State of Minnesota, for the use and purpose aforesaid; *Provided,*

That the land to be so located shall, in no case, be further than fifteen miles from the lines of said roads or branches, and selected for and on account of each of said roads or branches ; *Provided further*, That the lands hereby granted for and on account of said roads and branches, severally, shall be exclusively applied in the construction of that road for and on account of which such lands are hereby granted, and shall be disposed of only as the work progresses, and the same shall be applied to no other purpose whatsoever ; *And provided, further*, That any and all lands heretofore reserved to the United States, by any act of Congress, or in any other manner by competent authority, for the purpose of aiding in any object of internal improvement, or for any other purpose whatsoever, be, and the same are hereby reserved to the United States from the operation of this act, except so far as it may be found necessary to locate the routes of said railroads and branches through such reserved lands, in which case the right of way only shall be granted, subject to the approval of the President of the United States.

SECTION 2. *And be it further enacted*, That the sections and parts of sections of land which by such grant shall remain to the United States, within six miles on each side of said roads and branches, shall not be sold for less than double the minimum price of the public lands when sold ; nor shall any of said lands become subject to private entry until the same shall have been first offered at public sale at the increased price.

SEC. 3. *And be it further enacted*, That the said lands hereby granted to the said Territory or future State shall be subject to the future disposal of the Legislature thereof for the purposes herein expressed, and no other ; and the said railroads and branches shall be and remain public highways for the use of the Government of the United States, free of toll or other charge upon the transportation of any property or troops of the United States.

SEC. 4. *And be it further enacted*, That the land hereby granted to said Territory or future State shall be disposed of by said Territory or future State only in the manner following, that is to say : that a quantity of land not exceeding one hundred and twenty sections for each of said roads and branches, and included within a continuous length of twenty miles of each of said roads and branches, may be sold ; and when the Governor of said Territory or future State shall certify to the Secretary of the Interior that any twenty continuous miles of any of said roads or branches is completed, then another quantity of land hereby granted, not to exceed one hundred and twenty sections for each of said roads and branches having twenty continuous miles completed, as aforesaid, and included within a continuous length of twenty miles of each of such roads or branches, may be sold ; and so from time to time, until said roads and branches are completed ; and if any of said roads or branches is not completed within ten years no further sale shall be made, and the lands unsold shall revert to the United States.

SEC. 5. *And be it further enacted*, That the United States Mail shall be transported over said roads and branches, under the direction of the Post Office Department, at such price as Congress may by law direct ; *Provided*, That until such price is fixed by law the Postmaster General shall have the power to determine the same.

SEC. 6. *And be it further enacted*, That in case any lands on the line of said roads or branches are within any Indian Territory, no title to the same shall accrue, nor shall the same be entered upon the authority of

said Territory or State until the Indian title to the same shall have been extinguished.

SEC. 7. *And be it further enacted*, That there be, and is hereby, granted to the State of Alabama, for the purpose of aiding in the construction of a railroad "from the line of Georgia on the Chattahoochee river, to the city of Mobile, Alabama, through the counties of Henry, Dale, Coffee, Covington, Conecuh, Baldwin and Mobile, and a branch railroad from Eufaula to Montgomery, through the counties of Barbour, Pike, Macon, and Montgomery," chartered by the State of Alabama, by an act entitled "an act to authorize the Savannah and Albany Railroad Company to extend their railroad from the line of Georgia, on the Chattahoochee river, to the city of Mobile, Alabama, and to extend a branch road from Eufaula to Montgomery," approved December twentieth, eighteen hundred and fifty-three, alternate sections of the public lands to the same extent, and in the same manner, and upon the same limitations and restrictions in every respect as was granted to aid in the construction of other railroads under an act of Congress entitled "An act granting public lands in alternate sections to the State of Alabama, to aid in the construction of certain railroads in said State)," approved June three, eighteen hundred and fifty-six.

Mr. Baasen moved that the Governor's Message be ordered printed as follows: 2,000 copies in English; 2,000 copies in German, and 1,000 copies in French, for the use of this House.

Mr. King moved to amend by striking out 2,000 copies in English and inserting 4,000.

The question then recurring upon the adoption of the amendment, and The yeas and nays being called for and ordered, there were yeas 18 and nays 22, as follows:

Those who voted in the affirmative were:

Messrs. Adams, Branch, Chase, Chamblin, Foster, King, McVay, Plumer, Ramsey, Smith, Thompson, Whitlock and Wilson.

Those who voted in the negative were:

Messrs. Abbe, L. M. Brown, Berry, Baasen, Black, J. R. Brown, Case, Costello, Gere, Howell, Hetchman, Hayden, Jewett, Keith, Kingsbury, Murray, Payne, Stannard, Sweeney, Thomas, Troll and Speaker.

The House refused to adopt the amendment.

Mr. Gero moved to amend the motion by striking out 2,000 in English and German and 1,000 in French, and insert 500 in English.

Mr. Smith moved to lay the motion on the table.

The motion was lost.

Mr. Murray moved to amend the amendment of Mr. Gere, by striking out 500 and inserting 100.

The question then being upon the adoption of the amendment to the amendment,

And the yeas and nays being called for and ordered, there were yeas 27, and nays 9, as follows:

Those who voted in the affirmative were,

Messrs. Abbe, Branch, L. M. Brown, Berry, Black, J. R. Brown, Case, Costello, Chase, Foster, Gere, Howell, Hetchman, Hayden, Jewett, Keith, Kingsbury, McVay, Murray, Plumer, Payne, Stannard, Smith, Sweeney, Thompson, Thomas and Speaker.

Those who voted in the negative were,

Messrs. Adams, Baasen, Chamblin, King, Ramsey, Troll, Whitlock and Wilson.

The amendment was adopted.

The question then recurring upon the amendment as amended, it was adopted.

Mr. Hayden moved to amend by striking out 100, and insert 50, which was lost.

Mr. Baasen moved to amend by striking out 100 and insert 200; which was also lost.

The question then recurring upon the adoption of the original motion as amended,

And the yeas and nays and nays being called for and ordered, there were yeas 34, and nays 4, as follows:

Those who voted in the affirmative were,

Messrs. Abbe, Branch, L. M. Brown, Berry, Baasen, Black, J. R. Brown, Case, Costello, Chase, Chamblin, Foster, Gere, Howell, Hetchman, Hayden, Jewett, Keith, Kingsbury, McVey, Murray, Plumer, Payne, Ramsey, Stannard, Smith, Sweeney, Thompson, Thomas, Wilson and Speaker.

Those who voted in the negative were,

Messrs. Adams, King, Troll and Whitlock.

The resolution was adopted.

Mr. Chamblin moved that the House adjourn.

And the yeas and nays being called for and ordered, there were yeas 23, and nays 12, as follows :

Those who voted in the affirmative were,

Messrs. Abbe, Branch, L. M. Brown, Berry, Baasen, J. R. Brown, Case, Costello, Chamblin, Gere, Howell, Kingsbury, McVey, Murray, Payne, Ramsey, Stannard, Sweeney, Thompson, Thomas, Whitlock, Wilson and Speaker.

Those who voted in the negative were,

Messrs. Adams, Black, Chase, Foster, Hetchman, Hayden, Jewett, King, Keith, Plumer, Smith and Troll.

The motion was decided in the affirmative, and the House adjourned until to-morrow at 10 o'clock, A. M.

J. W. FURBER, Speaker.

Attest:

H. L. EDWARDS, Chief Clerk.

THURSDAY MORNING, APRIL 30, 1857.

The House met pursuant to adjournment, and was called to order by the Speaker.

The Clerk called the roll, and the following Members answered to their names : Messrs. Adams, Abbe, Branch, Berry, Baasen, Black, J. R. Brown, Case, Costello, Chase, Chamblin, Foster, Gere, Howell, Hetchman, Hayden, Jewett, King, Kingsbury, McVey, Plumer, Payne, Ramsey, Stannard, Smith, Sweeney, Thompson, Thomas, Troll, Whitlock, and Mr. Speaker.

The Clerk reported a quorum present.

Upon motion of Mr. Gere the reading of yesterdays Journal was dispensed with.

It was approved.

Mr. Murray offered the following resolution :

Resolved, That so much of the Governor's Message, as relates to Railroads, and the grant made by Congress for Railroad purposes, be referred to a Special Committee of seven.

Resolved, That so much of the Governor's Message, as relates to the Courts of this Territory be referred to a Special Committee of three.

Resolved, That so much of the Governor's Message, as relates to the formation of a State Government, be referred to a Special Committee of three.

Resolved, That so much of the Governor's Message, as relates to the late Indian outrages on our frontiers, be referred to a Special Committee of three.

Resolved, That in the event of the appointment of similar Committees in the Council, that said Committees be requested to act in conjunction.

Mr. Smith moved to amend the first resolution, by referring to a Select Committee of one, from each Council district.

Mr. Gere moved to amend the amendment, by referring to a Select Committee of seven.

Which was adopted.

The question then being upon the adoption of the amendment as amended.

It was adopted.

The question then recurring upon, the adoption of the resolutions, .

They were adopted by the House.

Mr. Whitlock moved that the House adjourn.

And the yeas and nays being called for and ordered, there were yeas 20, and nays 10, as follows :

Those who voted in the affirmative were,

Messrs. Adams, Abbe, Branch, L. M. Brown, Berry, Baasen, Black, Case, Chamblin, Gere Howell, Jewett, Kingsbury, McVey Murray, Stannard, Sweeney, Thompson, Whitlock, and Mr. Speaker.

Those who voted in the negative were,

Messrs. J. R. Brown, Costello, Foster, Hetchman, Hayden, King, Plumer, Payne, Smith, and Troll.

The motion was adopted and House adjourned until to-morrow, at 10 o'clock A. M.

J. W. FURBER, Speaker.

Attest :

H. L. EDWARDS, Chief Clerk.

FRIDAY MORNING, MAY 1st, 1857.

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by the Chaplain.

The Clerk called the roll and the following members answered to their names :

Messrs. Adams, Abbe, L. M. Brown, Berry, Barrows, Baasen, Black, J. R. Brown, Case, Costello, Chase, Chamblin, Foster, Gere, Howell, Hetchman, Hayden, Jewett, King, Kingsbury, McVey, Murray, Plumer, Stannard, Smith, Sweeney, Thomas, Troll, Whitlock, and Speaker.

Upon motion of Mr. Abbe the reading of yesterday's Journal was dispensed with.

The Speaker announced Messrs. Black, Branch, Smith, Baasen, Berry, King, Gere, as the Select Committee to whom was referred so much of the Governor's Message as relates to the Railroad system.

Also, Messrs. Berry, Whitlock and Smith, as the Special Committee to whom was referred so much of the Governor's Message as relates to the Courts of this Territory.

Also, Messrs. Murray, Stannard, and L. M. Brown, as the Special Committee to whom was referred so much of the Governor's Message as relates to the formation of a State Government.

Also, Messrs. J. R. Brown, Baasen, and Kingsbury, as the Special Committee to whom was referred so much of the Governor's Message as relates to the late Indian outrages.

Mr. Berry moved that one additional member be appointed to the Select Committee to whom was referred so much of the Governor's Message as relates to Railroads.

The motion prevailed and the Speaker appointed Mr. Kingsbury on said Committee.

Mr. Murray offered the following resolution :

Resolved, That a Committee of three be appointed to report to this House the propriety of taking up all unfinished business of the late Session, as if there had been no legal termination of the same.

Mr. Chamblin moved to lay the resolution on the table, and the yeas and nays being called for and ordered, there were yeas 19 and nays 13, as follows :

Those who voted in the affirmative were,

Messrs. Adams, Branch, L. M. Brown, Baasen, Chase, Chamblin, Howell, Hetchman, Hayden, Jewett, King, McVey, Plumer, Stannard, Smith, Sweeney, Thomas, Troll, and Whitlock.

Those who voted in the negative were,

Messrs. Abbe, Berry, Barrows, Black, J. R. Brown, Case, Costello, Foster, Gere, Kingsbury, Murray, Ramsey, and Mr. Speaker.

The House decided to lay the resolution on the table.

Upon motion of Mr. Abbe the House adjourned until next Monday at 2 o'clock P. M.

J. W. FURBER, Speaker.

Attest :

H. L. EDWARDS, Chief Clerk.

MONDAY AFTERNOON, MAY 4th, 1857.

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by the Chaplain.

The Clerk called the roll and the following Members answered to their names : Messrs. Abbe, L. M. Brown, Berry, Barrows, Case, Chase, Chamblin, Foster, Howell, Hetchman, Hayden, Jewett, King, Keith, Kingsbury, McVey, Murray, Thomas, Troll, Whitlock, and Mr. Speaker.

Upon motion of Mr. Whitlock the reading of the Journal of Friday was dispensed with.

Mr. Branch gave notice of a Bill to dispose of certain lands, granted by Congress to the Territory of Minnesota for Railroad purposes.

Mr. Murray offered the following resolution :

Resolved, That each Member of the House be permitted to introduce three Bills each, other than those relating to the matters mentioned in the proclamation by the Governor, convening the Legislative Assembly

Mr. Whitlock moved to refer the resolution to a Select Committee of three.

The motion was lost.

Mr. Branch moved to refer the resolution to a Committee of one.

Mr. Chamblin moved to lay the resolution on the table.

Mr. Whitlock moved a call of the House.

Which was ordered.

The Clerk called the roll and reported Messrs. Adams, Grant, Gere, Plumer, Payne, Smith, Wilkie, and Wilson, absent.

The Sergeant-at-Arms was notified to report the absent Members in their seats.

Mr. Murray moved that all further proceedings under the call be dispensed with.

And the yeas and nays being called for and ordered, there were yeas 20, and nays 10, as follows :

Those who voted in the affirmative were,

Messrs. : Abbe, Branch, Berry, Black, J. R. Brown, Case, Costello, Chase, Foster, Howell, Hayden, Keith, Kingsbury, McVey, Murray, Ramsey, Sweeney, Thompson, Thomas, and Mr. Speaker.

Those who voted in the negative were,

Messrs. L. M. Brown, Barrows, Baasen, Chamblin, Hetchman, Jewett, King, Stannard, Troll, and Whitlock.

The motion was adopted.

Mr. Whitlock moved that the House adjourn.

And the yeas and nays being called for and ordered, there were yeas 8 and nays 27, as follows :

Those who voted in the affirmative were,

Messrs. Chamblin, Troll, and Whitlock.

Those who voted in the negative were,

Messrs. Abbe, Branch, L. M. Brown, Berry, Barrows, Baasen, Black, J. R. Brown, Case, Costello, Chase, Foster, Howell, Hetchman, Hayden, Jewett, King, Keith, Kingsbury, McVey, Murray, Ramsey, Stannard, Sweeney, Thompson, Thomas, and Mr. Speaker.

The motion was lost.

The question then recurring upon laying the resolution on the table.

And the yeas and nays being called for and ordered, there were yeas 16 and nays 15, as follows :

Those who voted in the affirmative were,

Messrs. L. M. Brown, Baasen, Chase, Chamblin, Foster, Grant, Howell, Hetchman, King, Keith, McVey, Stannard, Troll, Whitlock, Wilson, and Mr. Speaker.

Those who voted in negative were,

Messrs. Abbe, Branch, Berry, Barrows, Black, J. R. Brown, Case, Costello, Hayden, Jewett, Kingsbury, Murray, Ramsey, Thompson, Thomas.

It was decided in the affirmative.

Mr. Howell offered the following Resolution :

Resolved, That the Committee on Territorial Expenditures be instructed to report a bill, estimating the expense of the present Extra Session of the Territorial Legislature, and also a bill making the necessary appropriation, if in their opinion such appropriation is deemed expedient.

Mr. Whitlock moved to lay the resolution on table.

And the yeas and nays being called for and ordered, there were yeas 5, and nays 29, as follows :

Those who voted in the affirmative were,

Messrs. Chase, Chamblin, Stannard, Sweeney, and Whitlock.

Those who voted in the negative were,

Messrs. Abbe, Branch, L. M. Brown, Berry, Barrows, Baasen, Black, J. R. Brown, Case, Costello, Foster, Grant, Gere, Howell, Hetchman, Hayden, Jewett, King, Keith, Kingsbury, McVey, Murray, Ramsey, Thompson, Thomas, Troll, Wilkie, Wilson, and Mr. Speaker.

The motion was lost.

Mr. Gere moved to amend the resolution by striking out Legislative Expenditures, and insert Territorial Expenditures.

The amendment was adopted.

Mr. Murray moved to amend the resolution as follows :

Add after appropriation "as also any deficiency not provided for by law at the last Session."

Which was adopted.

The question then recurring upon the adoption of the resolution as amended.

And the yeas and nays being called for and ordered, there were yeas 32, and nays 2, as follows :

Those who voted in the affirmative,

Messrs. Abbe, Branch, L. M. Brown, Berry, Barrows, Baasen, Black, J. R. Brown, Case, Costello, Chase, Chamblin, Foster, Grant, Gere, Howell, Hetchman, Hayden, Jewett, King, Keith, Kingsbury, McVey, Murray, Stannard, Sweeney, Thompson, Thomas, Troll, Wilkie, Wilson, and Mr. Speaker.

Those who voted in the negative were,

Messrs. Ramsey, and Whitlock.

The resolution as amended was adopted.

Mr. Foster introduced Memorial No. 1, H. of R., a Memorial to the President of the United States, which was read a first and second time.

Mr. Murray moved that the Memorial be referred to a Select Committee of three.

And the yeas and nays being called for and ordered, there were yeas 21, and nays 13, as follows :

Those who voted in the affirmative were,

Messrs. Abbe, Branch, L. M. Brown, Berry, Barrows, Baasen, Black, J. R. Brown, Costello, Chamblin, Gere, Howell, Hayden, Jewett, Kingsbury, McVey, Murray, Troll, Whitlock, Wilson, and Mr. Speaker.

Those who voted in the negative were,

Messrs. Case, Chase, Foster, Grant, Hetchman, King, Keith, Rsmsey, Stannard, Sweeney, Thompson, Thomas, and Wilkie.

The motion prevailed.

And the Speaker appointed Messrs. Foster, Costello, and Baasen, said Committee.

Mr. Berry from the Committee to whom was referred the resolution relating to the Powers of the Legislature, and the legality of the present Extra Session submitted the following report :

The Select Committee appointed to examine the several laws relating to our Legislative powers and organization, and report to this House their opinion of the legality of the present session of the Legislative Assembly, respectfully report as follows :

The first question which presents itself is, does the Organic Act allow an extra session of the Legislature? The expression "extra session" is not to be found in that act nor is there any express provision upon the subject. If there be any authority for holding the present session, it must rest upon inference and implication, and upon the nature and necessities of the case.

Sec 4, of the Organic Act provides that certain things not here material "shall be prescribed by law as well as the day of the commencement of the regular sessions of the Legislative Assembly."

It is a well settled rule of legal construction, that a writing, whether it be a statute or a deed, shall be so interpreted if possible, as to give effect to every word, because it is to be presumed that a Legislature in enacting a law, as well as an individual in executing a written instrument, mean what they say, and do not employ a word, phrase or sentence without use, object and meaning. If an annual session only can legally be held, then the expression "regular sessions of the Legislative Assembly," is identical in meaning with the expression "sessions of the Legislative Assembly," omitting the word "regular." But the rule of construction requires us to give effect to the word "regular." What effect can be given to it unless we regard it as descriptive of a particular kind of session, in distinction from some recognized kind, and what can that other kind be unless it be an extra session. This view is consistent with the fact that the power of the Legislature is confined to fixing "the day of the commencement of the regular sessions of the Legislative Assembly," for an extra session may always be presumed to be held in an emergency which cannot be met at any regular session, an unforeseen emergency, for which inasmuch as it is unforeseen, no definite provision can be made, at least so far as fixing the time when it shall be acted upon is concerned. There is nowhere in the Organic Act any prohibition in terms express or implied, of extra sessions.

The present exigencies of the Territory make out a strong case in fa-

vor of the imperative necessity of the right to hold extra sessions of the Legislature. Our land offices are closed against pre-emptors. An act of Congress has shut up the courts of justice, and our frontier settlements have already been the scene of Indian outrages. An extra session alone can give us complete relief. Without it, we are powerless, a political organization without the ability to provide for the administration of the laws, the defense of our citizens or the removal of obstacles which threaten serious injury to the settlement, improvement and progress of the Territory. We are a government in name, without the power for which governments are instituted among men. The propriety of the right to hold extra sessions of legislatures has been too long and too often established as a principle, by precedent and universal usage to admit of question, and it is conceived that every reason which can be urged in behalf of the propriety and necessity of this right under the Government of the United States or of the several States, must apply with equal force to the case of a Territory. Articles 9th and 10th of the amendments to the Constitution of the United States, read as follows: "The enumeration in the Constitution of certain rights, shall not be construed to deny or disparage others retained by the people. The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people." General provisions like those contained in these articles must apply either directly or by analogy, to Territories as well as States, for the word "Territory" occurs but once in the Constitution, and unless general provisions are applicable in one of these ways to Territories, the people of the Territories are without any rights recognized by the General Government. Whether the authority to organize Territorial Governments is to be found *within* the Constitution in the power "to make all needful rules and regulations respecting the Territory," or *without* the Constitution, in the natural necessity of the case, the right in both instances rests upon what is needful or necessary, and in the absence of prohibition express or implied, we are not to presume that it was the intention of Congress by silence, to deprive us of necessary powers under the pretext of making needful rules, or under cover of the natural necessity of the case. In conformity with these views neither the Constitution nor Congress in the Organic Act, have prohibited us from holding extra sessions of the Legislature, and we have right to infer that this is one of the powers reserved to the people of the Territory by the letter or spirit, or both letter and spirit of the 9th and 10th articles already cited. But look outside of the Organic Act and the Constitution, we find two acts of Congress which have been said to render the present session illegal. The first of these acts is to be found in vol. 5, United States Statutes at Large, pages 475, 480, and is entitled an act making appropriations for the civil and diplomatic expenses of Government for the year 1842, and among various appropriations, contains this proviso, "And provided further, that the Legislative Assembly of no Territory shall hereafter in any instance or under any pretext whatever, exceed the amount appropriated by Congress for its annual expenses." The second act is found in the same volume, pages 540 and 541, and is entitled "An Act to provide for the settlement of certain accounts for the support of Government in the Territory of Wisconsin and for other purposes," and provides that "no payment shall be made or allowed unless the Secretary of the Treasury shall have estimated therefor and the object been approved by Congress. No session of

the Legislature of a Territory shall be held until the appropriation for its expenses shall have been made." These acts were both passed in 1842, and the Organic Act passed in 1849, Section 12, provides that "the laws of the United States are hereby extended over, and declared to be in force in said Territory so far as the same or any provision thereof may be applicable." It is under this provision alone that the Organic Act is qualified, if it be qualified at all, by the acts of 1842. Both of the acts of 1842 were appropriation bills: bills in which the amount of money to be disbursed by the General Government for specific purposes was fixed. Both acts show upon their faces that expenses had been incurred by the Territories, which the Government was reluctant to pay; but for the payment of which provision is made, with a protestation however, against any such payments in the future. As they were appropriation bills, we have a right to infer, looking at their general scope and nature, that the object in their passage was to regulate appropriations, and not to take away powers without which a government is no government at all. Is it to be supposed for a moment, that a bill relating to the payment of money by the United States, passed in 1842, is so far to qualify the Organic Act passed in 1849, that the political organization which that Organic Act pretends to establish is deprived of power to preserve its own existence and protect the weightiest interests of its citizens. If such is the case, it is astonishing that this should have been done under a constitution prefaced with the following preamble:

"We, the people of the United States, in order to form a more perfect union, establish justice, ensure domestic tranquility, provide for the common defense, promote the general welfare, and secure the blessings of liberty to ourselves and our posterity do ordain and establish this Constitution for the United States of America." Your Committee are therefore, of opinion that the intention of Congress in the acts of 1842, was not to forbid the holding of sessions of Territorial Legislature at the expense of the Territory, but only to say that they should not be held at the expense of the General Government without appropriation first made. Unless this view be taken, we are left completely at the mercy of the Secretary of the Treasury; for under the provision already quoted, he must first make an estimate, and if he fails so to do, then no appropriation would be made and no session, regular or extra, could be held. The acts of 1842, in reference to their object, are susceptible of the construction put upon them, and if so, we have a right to assume that it was not the intention of Congress in the attempt to pass needful rules, to take away needful powers. It is a fact worthy of notice, that the expenses of the Legislative Assembly of Minnesota, (session of 1856,) under the last apportionment, having necessarily exceeded the amount apportioned, Congress in a deficiency bill passed at the first Session, 34th Congress, appropriated \$6,000 for the payment of the excess. So that Congress, by its practical construction of the acts of 1842, says to the Territorial Legislatures "you cannot of right, hold sessions at the expense of the United States Treasury beyond appropriations, but if you do exceed appropriations, in a proper case we will pay the expenses." But to lay aside all general reasoning, the clauses in the acts of 1842 which are supposed to forbid a session of the Legislature in the absence of an appropriation for the same, are, by the Organic Act, "extended over and declared to be in force in said Territory so far as the same or any provisions thereof may be applicable." Are those clauses in any sense applicable to an extra session? If they are applicable, then

we must necessarily assume that Congress must make an appropriation for the expenses of the extra session, in assuming which fact, we must also assume that Congress must and will foresee the emergency which demands an extra session; (as does not appear to have been done in the present case;) that is to, say we are reduced to the absurdity of assuming that an extraordinary emergency which, from the very fact that it cannot be foreseen, cannot be provided for as a regular session, can be foreseen and does not call for an extra session. So that the question, whether the clauses alluded to in the acts of 1842, are applicable to extra sessions, is the question whether Congress can or will make an appropriation when there is no object in sight for which they can appropriate. If the foregoing views are sound, then the inquiry arises by what authority shall the Legislature be convened at an extra session. And here there is of course, no specific directions. Sec. 2, of the Organic Act, provides "that the Executive power and authority in and over said Territory of Minnesota, shall be vested in a Governor." And further, that he "shall take care that the laws are faithfully executed." Sec. 4, provides, "that the Legislative power and authority of said Territory shall be vested in the Governor and Legislative Assembly."

In analogy to the practice under other governments, as well as the exercises of a general executive power and authority, (giving to the word "executive" the construction usually put upon it in this connection,) and as a co-ordinate branch and head as it were, of the Legislature, it would seem highly proper, nothing appearing to the contrary, that the Governor should have the power to call an extra session, and the fact that he is continually superintending the affairs of the Territory would enable him to know when such session was demanded better than any other person or persons holding official position. Whenever the execution of the laws cannot be effected without a session of the Legislature, it is clear that the Governor would have power to convene, as a necessary incident of his duty and authority, to see "that the laws be faithfully executed." So far as the question of the organization of the House is concerned, it is only necessary to say that the Speaker is called and elected Speaker of the House, not Speaker of the session, and that the House is one for the year, no matter how many sessions it may hold. By a special provision of Sec. 13, Chap. 3, Rev. St., the Clerk of the House and Secretary of the Council, remain in office beyond the year and until the next organization of the next regular annual session.

The questions submitted to your Committee, admit of argument on both sides, but after such examination as they have been able to give, your Committee are of opinion that the present session of the Legislature is legal.

JOSEPH R. BROWN, }
JOHN M. BERRY, } Committee.
L. K. STANNARD, }

Mr. Whitlock moved that the report be laid on the table and 500 copies ordered printed for the use of this House.

Upon motion of Mr. Gere the motion was amended by striking out 500 and inserting 250.

The question then being upon ordering 250 copies of the report of the Committee printed.

It was decided in the affirmative.

Mr. Whitlock moved that the House adjourn until next Wednesday at 2 o'clock, P. M.

Mr. King moved to amend the motion by striking out next Wednesday at 2 o'clock, P. M., and inserting to-morrow at ten and a half o'clock, A. M. The amendment was lost.

The question then being shall the House adjourn until next Wednesday at 2 o'clock, P. M., and the yeas and nays being called for and ordered, there were yeas 22 and nays 11, as follows :

Those who voted in the affirmative were,

Messrs. Abbe, Branch, L. M. Brown, Berry, Barrows, Baasen, Black, J. R. Brown, Case, Costello, Chamblin, Grant, Gere, Hetchman, Kingsbury, McVey, Murray, Sweeney, Thompson, Wilkie Whitlock, and Wilson.

Those who voted in the negative were,

Messrs. Chase, Foster, Howell, Hayden, Jewett, King, Keith, Stannard, Thomas, Troll, and Mr. Speaker.

The motion was decided in the affirmative, and the House adjourned until next Wednesday at 2 o'clock, P. M.

J. W. FURBER, Speaker.

Attest :

H. L. EDWARDS, Chief Clerk.

WEDNESDAY AFTERNOON, MAY 6, 1857.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by the Chaplain.

The Clerk called the roll and the following members answered to their names : Messrs. Adams, Berry, Barrows, Baasen, Black, Case, Chase, Chamblin, Gere, Howell, Hetchman, Hayden, Jewett, Keith, Kingsbury, McVey, Murray, Plumer, Ramsey, Stannard, Sweeney, Whitlock, Wilson, and Speaker.

Pending the reading of the Journal of Monday's proceedings, Mr. McVey moved that the further reading be dispensed with.

The motion was adopted.

The Speaker announced to the House a communication from the Northern Pacific Railroad Company,

Which was ordered to be read by the Clerk.

Pending the reading of the communication, Mr. Murray moved that the further reading of the memorial be dispensed with.

The motion was adopted.

Mr. Ramsey moved to refer the memorial to the select committee on Railroads.

The motion was adopted.

Mr. Smith gave notice of a bill to dispose of certain lands granted to the Territory of Minnesota, to aid in the construction of certain railroads in said Territory, by act of Congress, approved March 3d, 1857.

Mr. J. R. Brown introduced No. 2, H. of R., a bill to provide for appropriating money to be expended in procuring the release of certain private female prisoners.

It was read a first and second time.

Upon motion of Mr. J. R. Brown, the rules were suspended and the bill was read a third time, passed, and its title agreed to.

Mr. Foster, from the committee to whom Memorial No. 1, H. of R. was referred, reported the Memorial back without amendment, and recommended its passage.

Upon motion of Mr. King, the rules were suspended and Memorial No. 1, H. of R., a Memorial to the President of the United States, was read a third time, passed, and its title agreed to.

Mr. J. R. Brown introduced No. 3, H. of R., a bill for an act in execution of the trust created by an act of Congress granting lands to the Territory of Minnesota, approved March 3d, 1857, and disposing of a portion of said lands for the purpose therein mentioned.

It was read a first and second time.

Mr. Murray from the committee to whom was referred so much of the Governor's Message as relates to the formation of a State Government, reported by bill No. 4, H. of R., a bill to provide for the payment of the expenses of a convention to form a constitution for the State of Minnesota.

It was read a first and second time.

Mr. Wilson gave notice of a bill for an act to incorporate the Mississippi and Red River Rail Road Company.

Also, of a bill for an act to incorporate the Minnesota and Northern Pacific Railroad Company.

Upon motion of Mr. Gere, the House adjourned until to-morrow at 10 o'clock, A. M.

J. W. FURBER, Speaker.

Attest:

H. L. EDWARDS, Chief Clerk.

THURSDAY MORNING, MAY 7, 1857.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by the Chaplain.

The roll being called, the following members answered to their names: Messrs. Adams, Abbe, Berry, Barrows, Baasen, Black, Case, Costello, Chamblin, Gere, Howell, Hetchman, Hayden, Jewett, King, Keith, Kings-

bury, Plumer, Stannard, Sweeney, Thomas, Troll, Whitlock, Wilson and Speaker.

Mr. Adams gave notice of a bill for an act to incorporate the Minnesota Central Railroad Company, and granting certain lands therein mentioned.

Mr. Branch, upon leave granted, introduced bill No. 5, an act to incorporate the Minnesota and Pacific Railroad Company, and to dispose of certain grants of land made to the Territory of Minnesota for Railroad purposes, by act of Congress approved March 3d, 1857.

Read a first and second time by its title, and ordered printed.

A message from the Council being announced, Mr. Smith appeared and delivered the following message:

MR. SPEAKER:—The Council have appointed Messrs. Ludden, Balcombe, Thompson, Wales and Freeborn, a select committee on so much of the Message of his Excellency, the Governor, as relates to the grant of lands made by Congress to the Territory to aid in the construction of railroads.

The Council have also appointed Messrs. Freeborn, Humphrey and Doolley a select committee on so much of said Message as relates to the recent Indian outrages, and have instructed each of said committees to act in conjunction with similar committees on the part of the House.

Mr. Murray asked leave to introduce three bills: A bill to incorporate Traverse des Sioux; a bill to incorporate Traverse, and a bill to incorporate Traverse des Sioux City.

Mr. Keith objected.

Mr. Wilson offered the following resolution:

Resolved, That members of this House be permitted to introduce one bill each, and before final action is had on the same, they shall be examined by a committee appointed by the Speaker, for the purpose of perfecting and arranging said bills before their final passage.

Upon motion of Mr. Gere, the resolution was indefinitely postponed.

Mr. Murray gave notice of a bill to incorporate Traverse des Sioux. Also, a bill to incorporate Traverse; also, a bill to incorporate Traverse des Sioux City.

Mr. Gere moved that the rules be suspended for the purpose of allowing Mr. Murray to introduce three bills.

And the yeas and nays being called for and ordered, there were yeas 18, and nays 16, as follows:

Those who voted in the affirmative were,

Messrs. Branch, Berry, Barrows, Baasen, Black, J. R. Brown, Case, Costello, Gere, Howell, Jewett, King, Murray, Payne, Sweeney, Thomas, Wilson and Mr. Speaker.

Those who voted in the negative were,

Messrs. Adams, Abbe, Chamblin, Foster, Grant, Hetchman, Hayden, Keith, Kingsbury, McVey, Plumer, Ramsey, Stannard, Troll, Wilkie and Whitlock.

The motion was lost.

Mr. Wilson gave notice of a bill for an act to incorporate certain towns in this Territory.

Mr. Plumer gave notice of a bill to encourage the destruction of black-birds, ground-squirrels and gophers.

Mr. Gere gave notice of a bill granting to the Root River Valley and Southern Minnesota Railroad Company, certain lands granted to the Territory of Minnesota by act of Congress approved March 3d, 1857.

Upon motion of Mr. Baasen, the House resolved itself into a committee

of the whole, to consider House File No. 1, a bill for an act to accept the grant and execute the trust conferred upon the Territory of Minnesota, by an act of Congress of March 3d, 1857—Mr. Adams in the chair.

After some time spent therein, the committee rose, and by their chairman, reported the bill back to the House without any amendments, and recommended that it be engrossed for a third reading.

The report of the committee was accepted.

Upon motion of Mr. Baasen, the rules were suspended and the bill was read a third time, passed, and its title agreed to.

On motion of Mr. Whitlock, the House adjourned until to-morrow at 10 o'clock, A. M.

J. W. FURBER, Speaker.

Attest:

H. L. EDWARDS, Chief Clerk.

FRIDAY MORNING, MAY 8, 1857.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by the Chaplain.

The Clerk called the roll, and the following members answered to their names: Messrs. Adams, Branch, L. M. Brown, Berry, Baasen, Black, J. R. Brown, Case, Chase, Chamblin, Gere, Howell, Hetchman, Hayden, Jewett, Kingsbury, McVey, Murray, Plumer, Payne, Stannard, Sweeney, Thomas, Troll, Whitlock, Wilson and Mr. Speaker.

Upon motion of Mr. Chase, the reading of yesterday's Journal was dispensed with.

Mr. Murray gave notice of a bill to incorporate the Mississippi Valley Railway Company.

Mr. Baasen gave notice of a bill providing for laying out and establishing certain territorial roads. Also, a bill for an act to incorporate the Minnesota Western Express Company.

Mr. Ramsey gave notice of a bill for an act to incorporate the town of Mankato. Also, a bill relative to improvements in the city of St. Paul; Also, a bill relative to mills and millers.

A message from the Council being announced, Mr. Smith, Secretary thereof, appeared and delivered the following message:

MR. SPEAKER:—The Council have concurred with the House of Representatives in the passage of a preamble and resolutions relative to the removal of Indians to their reservations;

In the passage of a memorial to the President of the United States, in relation to the sale of certain Indian Lands; also in the passage of a bill making an appropriation of money, to be used under the direction of the Governor, to procure the release of certain female prisoners now supposed to be held by one of the bands of Sioux Indians.

All of which are herewith returned to the House.

Mr. Whitlock gave notice of a bill for a ferry charter across the Minnesota river at Beaver.

Mr. Adams gave notice of a bill to authorize the Territorial Treasurer to issue bonds in certain cases.

Mr. L. M. Brown gave notice of a bill to incorporate the city of Shakopee in the county of Scott.

Mr. Foster gave notice of a bill for an act to incorporate the Mississippi Valley Railroad.

Mr. Kingsbury gave notice of a bill asking for a charter for the Minnesota Point and Knife River Plank road Company. Also, to incorporate certain towns on the north shore of Lake Superior; also, for a steam ferry across the bay of Superior.

Mr. Grant gave notice of a bill to incorporate the town of St. Vincent, in Pembina.

Mr. Murray introduced No. 6, H. of R., a bill to incorporate Traverse des Sioux City.

It was read a first and second time.

Mr. Baasen moved that the rules be suspended for the purpose of allowing the bill to go to its third reading and passage now.

And the yeas and nays being called for and ordered, there were yeas 18, and nays 13, as follows:

Those who voted in the affirmative were,

Messrs. Branch, Berry, Baasen, J. R. Brown, Costello, Chamblin, Grant, Gere, Howell, Jewett, Kingsbury, McVey, Murray, Payne, Sweeney, Thomas, Wilkie and Wilson.

Those who voted in the negative were,

Messrs. Adams, L. M. Brown, Barrows, Black, Chase, Hayden, King, Plumer, Ramsey Stannard, Smith, Whitlock and Mr. Speaker.

The House refused to suspend the rules.

Mr. Murray introduced No. 7, H. of R., a bill to incorporate the town of Traverse.

Mr. L. M. Brown moved to reject the bill;

And the yeas and nays being called for and ordered, there were yeas 13, and nays 21, as follows:

Those who voted in the affirmative were,

Messrs. Adams, Berry, L. M. Brown, Barrows, Black, Chase, Hayden, Jewett, King, Plumer, Stannard, Smith, Whitlock and Mr. Speaker.

Those who voted in the negative were,

Messrs. Branch, Berry, Baasen, J. R. Brown, Costello, Chamblin, Grant, Gere, Howell, Hetchman, Kingsbury, McVey, Murray, Payne, Ramsey, Sweeney, Thomas, Wilkie and Wilson.

The House refused to reject the bill.

The bill was then read a first and second time.

Mr. Murray introduced No. 8, H. of R., a bill to incorporate the town of Traverse des Sioux.

Mr. Adams moved to reject the bill.

And the yeas and nays being called for and ordered, there were yeas 11, and nays 21, as follows:

Those who voted in the affirmative were,

Messrs. Adams, L. M. Brown, Barrows, Black, Chase, Hetchman, Hayden, McVey, Plumer, Whitlock and Mr. Speaker.

Those who voted in the negative were,

Messrs. Branch, Berry, J. R. Brown, Case, Costello, Chamblin, Foster, Grant, Gere, Howell, Jewett, Kingsbury, Murray, Payne, Ramsey, Stannard, Smith, Sweeney, Thomas, Wilkie and Wilson.

The House refused to reject the bill.

The bill was then read a first and second time.

Mr. Murray moved that the House adjourn.

The motion was lost.

Mr. Smith moved that the House adjourn until next Monday at 2 o'clock P. M.

Mr. Murray moved to amend the motion by adjourning until next Saturday, at 2 o'clock, P. M.

Mr. Chamblin moved to lay the motion with the pending amendment on the table.

Mr. Whitlock moved a call of the House, which was ordered.

The Clerk called the roll, and upon motion of Mr. King, all further proceedings under the call were dispensed with.

The question then being upon the motion to lay the motion with the amendment on the table,

And the yeas and nays being called for and ordered, there were yeas 11, and nays 24, as follows:

Those who voted in the affirmative were,

Messrs. Branch, Berry, J. R. Brown, Costello, Chamblin, Howell, Jewett, Kingsbury, Stannard, Sweeney and Mr. Speaker.

Those who voted in the negative were,

Messrs. Adams, L. M. Brown, Barrows, Baasen, Black, Case, Chase, Foster, Grant, Gere, Hetchman, Hayden, King, McVey, Murray, Plumer, Payne, Ramsey, Smith, Thomas, Troll, Wilkie, Whitlock and Wilson.

The House refused to lay them on the table.

Mr. Whitlock moved as a substitute for the original motion with the pending amendment, to adjourn until half-past 2 o'clock, P. M., on Monday next.

The substitute was adopted.

The question then being, shall the House adjourn until Monday next at half-past 2 o'clock, P. M.,

And the yeas and nays being called for and ordered, there were yeas 23, and nays 12, as follows:

Those who voted in the affirmative were,

Messrs. Adams, L. M. Brown, Barrows, Baasen, Black, Case, Chase, Foster, Gere, Hetchman, Hayden, King, Kingsbury, McVey, Plumer, Ramses, Smith, Sweeney, Troll, Wilkie, Whitlock and Mr. Speaker.

Those who voted in the negative were,

Messrs. Branch, Berry, J. R. Brown, Costello, Chamblin, Grant, Howell, Jewett, Murray, Stannard, Thomas and Wilson.

So the House adjourned until next Monday, at half-past 2 o'clock, P. M.

J. W. FURBER, Speaker.

Attest :

H. L. EDWARDS, Chief Clerk.

MONDAY AFTERNOON, MAY 11th, 1857.

The House met pursuant to adjournment and was called to order by the Speaker.

The Clerk called the roll and the following members answered to their names :

Messrs. Abbe, Branch, L. M. Brown, Berry, Barrows, Baasen, J. R. Brown, Costello, Foster, Gere, Howell, Hetchman, Hayden, Jewett, King, Keith, Kingsbury, McVey, Murray, Plumer, Payne, Ramsey, Stannard, Smith, Thompson, Thomas, Troll, Whitlock, Wilson, and Mr. Speaker.

Upon motion of Mr. Berry, the reading of Friday's Journal was dispensed with.

Mr. Foster gave notice of a Bill to incorporate the Zumbro River Bridge Company.

Also, a Bill to incorporate the Wabashaw Land Company.

Also, a Bill to incorporate the Wabashaw County Grammar School.

Mr. Whitlock gave notice of a Bill for an additional act prescribing regulations for the execution of trusts, &c.

Mr. Abbe gave notice of a Bill organizing certain Counties and defining the boundaries of the same.

Mr. Berry gave notice of a Bill to incorporate the State Line, Austin and Mankato R. R. Company.

Also, a Bill to incorporate the Cedar Valley University.

Mr. Jewett gave notice of a Bill to incorporate the Farribault and Cannon City Plank Road Company.

Mr. McVey gave notice of a Bill to define the boundaries between Rice and Dakota Counties.

Mr. Smith gave notice of a Bill to incorporate the St. Anthony Falls and Red River Railroad Company.

Also, a Bill to incorporate the Mississippi and North Pacific Railroad Company.

Also, a Bill to incorporate the Mississippi Boom Company.

Also, a Bill to amend the Act incorporating the town of Minneapolis.

Mr. Howell gave notice of a Bill for a charter for the Southern Minnesota and St. Paul Railroad Company.

Mr. J. R. Brown gave notice of a Bill to incorporate certain towns in this Territory.

Mr. Wilson gave notice of a Bill to authorize School District No. 7, in Wright County, to borrow money to build a school house.

Mr. King gave notice of a Bill to authorize and empower the Winona Odd Fellows Lodge to hold and convey real estate.

Mr. Baasen gave notice of a Bill to incorporate the town of Le Sueur.

Also, of a Bill to incorporate the North Western Railway Company.

M. Wilson offered the following resolution:

Resolved, That each member of this House be permitted to introduce one Bill each, which Bills shall be confined to local interest.

Upon motion of Mr. Chamblin the resolution was laid on the table.

Mr. Whitlock introduced No. 9, H. of R., a Bill for an Act assigning the Justices of the District Courts of the Territory of Minnesota.

It was read a first and second time.

Upon motion of Mr. Murray the Bill was referred to a Select Committee consisting of Messrs. Murray, Whitlock, and L. M. Brown.

Mr. Murray introduced No. 10, H. of R., a Bill to incorporate the Mississippi Valley Railway Company.

It was read a first and second time.

Mr. Berry from the Select Committee to whom was referred so much of the Governor's Message as relates to Courts, reported by Bill No. 11, H. of R., Bill for an Act relating to District Courts, and for other purposes.

It was read a first and second time.

Mr. Branch moved to refer No. 5, H. of R., to a Select Committee of five, and the yeas and nays being called for and ordered, there were yeas 17 and nays 15, as follows :

Those who voted in the affirmative were,

Messrs. Abbe, Berry, Barrows, Baasen, Black, J. R. Brown, Costello, Gere, Hetchman, Jewett, Keith, Kingsbury, Murray, Stannard, Smith, Sweeney, Wilson.

Those who voted in the negative were,

Messrs. Branch, L. M. Brown, Case, Chamblin, Foster, Howell, King, McVey, Payne, Ramsey, Thompson, Thomas, Troll, Whitlock, and Mr. Speaker.

The motion prevailed and the Chair appointed Messrs. Kingsbury, Branch, Black, Smith, and Hayden, said Committee.

Mr. J. R. Brown moved to refer No. 2, H. of R., a Bill for an Act in execution of the trust created by an Act of Congress granting lands to the Territory of Minnesota, approved March 3d, 1857, and disposing of a portion of said lands for the purposes therein specified to a Select Committee consisting of one member from St. Paul, one from St. Anthony or Minneapolis, one from the Cedar Valley Road, and two from Minnesota Valley, and the yeas and nays being called for and ordered, there were yeas 18 and nays 15, as follows :

Those who voted in the affirmative were,

Messrs. Abbe, Berry, Barrows, Baasen, Black, J. R. Brown, Chamblin, Gere, Hetchman, Jewett, King, Keith, Kingsbury, Murray, Stannard, Smith, Sweeney, and Troll.

Those who voted in the negative were,

Messrs. Branch, L. M. Brown, Case, Costello, Foster, Howell, McVey, Plumer, Payne, Ramsey, Thompson, Thomas, Whitlock, Wilson, and Mr. Speaker.

The motion was adopted and the Speaker appointed Messrs. Murray, Hetchman, Jewett, J. R. Brown, and L. M. Brown, said Committee.

Mr. J. R. Brown moved to suspend the rules for the purpose of allowing Nos. 6, 7 and 8, H. of R., to go to their third reading and final passage, and the yeas and nays being called for and ordered, there were yeas 23 and nays 8, as follows :

Those who voted in the affirmative were,

Messrs. Abbe, L. M. Brown, Berry, Barrows, Baasen, Black, J. R. Brown, Case, Costello, Foster, Howell, Hetchman, Jewett, Kingsbury, McVey, Murray, Ramsey, Stannard, Sweeney, Thompson, Thomas, Wilson, and Mr. Speaker.

Those who voted in the negative were,

Messrs. Chamblin, King, Keith, Plumer, Payne, Smith, Troll, and Whitlock.

The motion was adopted and the following Bills were passed and their titles agreed to, viz :

No. 6, H. of R., a Bill to incorporate the town of Traverse de Sioux City.

No. 7, H. of R., a bill to incorporate the town of Traverse.

No. 8, H. of R., a Bill to incorporate the town of Traverse de Sioux.

Upon motion of Mr. J. R. Brown the rules were suspended and No. 3, H. of R., a Bill for an Act to provide for the payment of the expenses of the Convention to form a Constitution for the State of Minnesota in accordance with an Act of Congress, approved March 3d, 1856, was read a third time, passed and its title agreed to.

Mr. King moved that the House adjourn, and the yeas and nays being called for and ordered, there were yeas 17 and nays 10, as follows :

Those who voted in the affirmative were,

Messrs. L. M. Brown, Berry, Barrows, J. R. Brown, Case, Costello, Howell, Jewett, King, Keith, Murray, Payne, Stannard, Sweeney, Troll, Wilson, and Mr. Speaker.

Those who voted in the negative were,

Messrs. Abbe, Baasen, Black, Chase, Chamblin, Hetchman, Kingsbury, McVey, Plumer, and Smith.

The motion was adopted and the House adjourned until to-morrow at 10 o'clock, A. M.

J. W. FURBER, Speaker.'

Attest :

H. L. EDWARDS, Chief Clerk.

TUESDAY MORNING, MAY 12, 1857.

The House met pursuant to adjournment and was called to order by the Speaker.

The Clerk called the roll and the following members answered to their names: Messrs. Adams, Abbe, Barrows, Baasen, Black, Case, Costello, Chase, Hetchman, Jewett, King, Keith, Kingsbury, McVey, Murray, Payne, Smith, Sweeney, Thompson, Thomas, Whitlock and Speaker.

Prayer by the Chaplain.

Upon motion of Mr. Keith, the reading of the Journal of yesterday was dispensed with.

Mr. Barrows gave notice of a bill to attach a portion of Mower county to the county of Olmsted. Also, a bill to incorporate the Pleasant Grove Academy.

Mr. Payne gave notice of a bill to incorporate the town of Mantorville. Also, a bill to incorporate the Dodge County Building and Library Association.

Mr. Gere gave notice of a bill to incorporate the Southern Minnesota Land Company. Also, a bill to authorize the school district of Chatfield in Fillmore county, to levy a special tax for school purposes; also, a bill to incorporate the Chatfield Water Company.

Mr. Thomas gave notice of a bill to incorporate the State Line and Big Stone Lake Railroad Company.

Mr. Thompson gave notice of a bill to incorporate the Chelsea Plank Road Company; also, a bill to incorporate the town of Brownsville.

Mr. McVey gave notice of a bill to incorporate the Galitzan Land Company; also, of a bill to provide for the location of certain territorial roads.

Mr. Whitlock introduced No. 12, H. of R., a bill prescribing rules and regulations for the execution of the trust arising under the act of Congress, entitled an act for the relief of citizens of towns upon lands of the United States, under certain circumstances: approved March 3d, 1855.

Mr. Baasen introduced No. 13, H. of R., a bill to incorporate the town of LeSueur.

Mr. McVey introduced No. 14, H. of R., a bill to define the boundaries between Rice and Dakota counties.

Mr. Adams introduced No. 15, H. of R., a bill to incorporate the Minnesota Central Railroad Company, and granting certain lands therein mentioned.

They were read a first and second time.

Upon motion of Mr. Adams, No. 15, H. of R., was referred to a select committee consisting of Messrs. Adams, Chamblin, Chase, Keith, J. R. Brown and Whitlock.

Mr. Smith introduced No. 16, H. of R., a bill to amend the act entitled an act to incorporate the town of Minneapolis, Also, No. 17, H. of R., a bill to incorporate the St. Anthony Falls and Red River Railroad Company. Also, No. 18, H. of R., a bill disposing of certain lands granted to the Territory of Minnesota for railroad purposes, by an act of Congress, approved March 3d, 1857.

Mr. Baasen introduced No. 19, H. of R., a bill to incorporate the Minnesota Northwestern Railroad Company.

Mr. Plumer introduced No. 20, H. of R., a bill to encourage the destruction of black-birds and gophers.

Mr. Wilson introduced No. 21, H. of R., a bill to incorporate the Minnesota Northern and Pacific Railroad Company, and to dispose of certain grants of land made to the Territory of Minnesota for railroad purposes, by act of Congress approved March 3d, 1857.

Mr. Gere offered the following resolution:

Resolved, That no bills be considered by this House, except such bills, the subject matter of which is contemplated in the Proclamation of his Excellency, the Governor, convening the extra session of the present Legislature, until the subjects mentioned in said Proclamation are disposed of.

Mr. Baasen moved to adjourn.

The motion was lost.

Mr. Murray moved to lay the resolution on the table;

And the yeas and nays being called for and ordered, there were yeas 11, and nays 24, as follows:

Those who voted in the affirmative were:

Messrs. Abbe, Costello, Chamblin, Foster, Hayden, Jewett, Kingsbury, McVey, Murray, Smith and Wilson.

Those who voted in the negative were,

Messrs. Adams, Berry, Barrows, Baasen, Black, J. R. Brown, Case, Chase, Grant, Gere, Howell, Hetchman, King, Keith, Plumer, Payne,

Stannard, Sweeney, Thompson, Thomas, Troll, Wilkie, Whitlock and Mr. Speaker.

The motion was lost.

Mr. King moved the previous question, which was sustained.

The question then being upon the adoption of the resolution;

And the yeas and nays being called for and ordered, there were yeas 24, and nays 13, as follows :

Those who voted in the affirmative were,

Messrs. Adams, L. M. Brown, Black, J. R. Brown, Case, Chase, Chamblin, Grant, Gere, Howell, Hetchman, Jewett, King, Keith, McVey, Payne, Stannard, Smith, Thompson, Thomas, Troll, Wilkie, Whitlock and Mr. Speaker.

Those who voted in the negative were,

Messrs. Abbe, Branch, Berry, Barrows, Baasen, Costello, Foster, Hayden, Kingsbury, Murray, Plumer, Sweeney and Wilson.

The resolution was adopted.

Mr. Murray from the select committee to whom No. 2, H. of R., was referred, reported the bill back to the House with amendments, and upon motion, the bill with accompanying amendments were laid on the table and ordered printed.

Mr. Murray from the select committee, to whom was referred No. 9, H. of R., reported the same back to the House with amendments.

The report was accepted and the amendments were concurred in.

Upon motion of Mr. J. R. Brown, the rules were suspended, and No. 9, H. of R. was ordered engrossed for a third reading.

Mr. Foster moved to reconsider the vote by which the House passed No. 3, H. of R.

Mr. J. R. Brown moved to lay the motion on the table,

Which was adopted.

Mr. Stannard offered the following resolution:

Resolved, The Council concurring, that both Houses adjourn *sine die* on Saturday, the 23d inst.

Mr. King moved to lay the resolution on the table.

Mr. Whitlock moved a call of the House, which was ordered.

The Clerk called the roll and reported Messrs. Greeley and Thompson absent.

Mr. King moved that all further proceedings under the call be dispensed with.

And the yeas and nays being called for and ordered, there were yeas 32, and nays 6, as follows:

Those who voted in the affirmative were,

Messrs. Adams, Abbe, Branch, L. M. Brown, Berry, Baasen, Black, J. R. Brown, Case, Chase, Chamblin, Foster, Grant, Gere, Hetchman, Hayden, Jewett, King, Keith, Kingsbury, McVey, Plumer, Payne, Ramsey, Stannard, Smith, Sweeney, Thompson, Thomas, Wilkie, Wilson and Mr. Speaker.

Those who voted in the negative were,

Messrs. Barrows, Costello, Howell, Murray, Troll and Whitlock.

The motion prevailed.

Mr. Baasen moved that the House adjourn;

And the yeas and nays being called for and ordered, there were yeas 23, and nays 14, as follows:

Those who voted in the affirmative were,

Messrs. Branch, Berry, Baasen, Case, Costello, Chamblin, Foster, Grant, Gere, Howell, Hayden, Jewett, King, Keith, McVey, Plumer, Ramsey, Smith, Sweeney, Thomas, Troll, Wilkie and Whitlock.

Those who voted in the negative were,

Messrs. Adams, Abbe, L. M. Brown, Barrows, Black, J. R. Brown, Chase, Hetchman, Kingsbury, Murray, Payne, Stannard, Thompson, Wilson and Mr. Speaker.

The motion was adopted, and the House adjourned until to-morrow, at 10 o'clock, A. M.

J. W. FURBER, Speaker.

Attest :

H. L. EDWARDS, Chief Clerk.

WEDNESDAY, MAY 13th, 1857.

The House met pursuant to adjournment and was called to order by the Speaker.

The roll being called, the following members answered to their names :

Messrs. L. M. Brown, Berry, Barrows, Raasen, Black, J. R. Brown, Case, Chase, Chamblin, Foster, Howell, Hetchman, Hayden, Jewett, King, Kingsbury, McVey, Plumer, Payne, Stannard, Smith, Sweeney, Thompson, Thomas, Troll, Whitlock Wilson, and Mr. Speaker.

Prayer by the Chaplain.

Upon motion of Mr. L. M. Brown the reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Murray offered the following resolution.

Resolved, That each and every Railroad Company chartered by the laws of this Territory, which shall make application to the present session of the Legislative Assembly of the Territory of Minnesota, for any of the benefits or land accruing to the Territory by reason of the passage of an Act by Congress, entitled an Act, making a grant of land to the Territory of Minnesota in alternate sections, to aid in the constructions of certain Railroads in said Territory, and granting public lands in alternate sections to the State of Alabama to aid in the construction of a certain Railroad in said State, approved March 3d, 1857, shall, within two days after the passage of this resolution, and before the consideration by this House of any bill granting to said Companies aforesaid, any of the lands designated in the Act of Congress of which previous mention has been made, a statement in writing, which statement shall have annexed to it the affidavit of the President and Secretary, or in the absence of either, by one or more of the Board of Directors, to the effect that the facts set forth in said statement, are true of their own knowledge. Said statement shall contain,

- 1st. The date of the charter of said Company.
- 2d. The time it was organized.
- 3d. The names of its Directors and Officers.
- 4th. The names of each Stockholder and the amount of stock held by each.
- 5th. The amount actually paid in cash on account of all subscriptions to stock.
- 6th. And the amount of stock held by persons residing out of the Territory of Minnesota.

The Resolution was adopted.

Mr. Murray offered the following resolution.

Resolved, That the Peak Family have the use of this Hall for the purpose of giving one or more of their Musical Entertainments.

The resolution was adopted.

Mr. Berry gave notice of a Bill for an Act in execution of the trust created by an act of Congress granting lands to the Territory of Minnesota, approved March 3d, 1857, and disposing of a portion of said lands to the Minneapolis and Cedar Valley Railroad Company for the purposes therein specified.

Mr. Barrows moved that the House adjourn, and the yeas and nays being called for and ordered, there were yeas 16 and nays 18 as follows :

Those who voted in the affirmative were,

Messrs. Abbe, Berry, Barrows, Baasen, Black, J. R. Brown, Case, Costello, Gere, Jewett, Kingsbury, Murray, Payne, Ramsey, Sweeny, and Thompson.

Those who voted in the negative were:

Messrs. Branch, L. M. Brown, Chase, Chamblin, Foster, Howell, Hetchman, Hayden, King, Keith, Plumer, Stannard, Smith, Thomas, Troll, Whitlock, Wilson, and Mr. Speaker.

The motion was lost.

Mr. Kingsbury from the Select Committee to whom was referred No. 5, H. of R., reported the Bill back to the House with amendments, in which the concurrence of the House was asked.

Mr. Smith from the same Committee reported the Bill back to the House with sundry amendments, and asked the concurrence of the House.

Mr. Branch from the same Committee reported the Bill back to the House with amendments in which the concurrence of the House was solicited.

Mr. J. R. Brown moved that the three reports by the Committee, be laid on the table and ordered printed together with the Bill and accompanying amendments.

Mr. Branch moved that the vote be taken separately upon each report, which was agreed to.

The question then being upon laying the report of Mr. Kingsbury upon the table and ordering printed the report and Bill with accompanying amendments, and the yeas and nays being called for and ordered, there were yeas 30 and nays 7, as follows :

Those who voted in the affirmative were,

Messrs. Adams, Abbe, Branch, L. M. Brown, Barrows, Baasen, Black, J. R. Brown, Case, Costello, Chase, Chamblin, Foster, Grant, Howell,

Hetchman, Hayden, Jewett, King, Keith, Kingsbury, McVey, Plumer, Payne, Stannard, Sweeney, Thompson, Wilkie, Whitlock, and Wilson.

Those who voted in the negative were,

Messrs Berry, Gere, Ramsey, Smith, Thomas, Troll, and Mr. Speaker.

The question was decided in the affirmative.

The question then recurring upon laying the report of Messrs. Smith and Hayden on the table and ordering printed the report with the Bill and accompanying amendments, and the yeas and nays being called for and ordered, there were yeas 34 and nays 3 as follows :

Those who voted in the affirmative were,

Messrs. Adams, Abbe, L. M. Brown, Berry, Barrows, Baasen, Black, J. R. Brown, Case, Costello, Chase, Chamblin, Foster, Grant, Gere, Howell, Hetchman, Hayden, Jewett, King, Keith, Kingsbury, McVey, Plumer, Payne, Ramsey, Stannard, Sweeney, Thompson, Thomas, Troll, Wilkie, Whitlock, and Wilson.

Those who voted in the negative were,

Messrs. Branch, Smith, and Mr. Speaker.

The motion was adopted.

The question then recurring upon laying the report of Mr. Branch upon the table and ordering printed the report with the Bill and accompanying amendments, and the yeas and nays being called for and ordered, there were yeas 28 and nays 10, as follows :

Those who voted in the affirmative were,

Messrs. Adams, Abbe, L. M. Brown, Barrows, Baasen, Black, J. R. Brown, Case, Costello, Chase, Chamblin, Foster, Grant, Gere, Howell, Hetchman, Hayden, Jewett, King, Keith, Kingsbury, Plumer, Payne, Ramsey, Stannard, Thompson, Thomas, and Wilson.

Those who voted in the negative were,

Messrs. Branch, Berry, McVey, Murray, Smith, Sweeney, Troll, Wilkie, Whitlock, and Mr. Speaker.

The motion was adopted.

Mr. Gere offered the following resolution :

Resolved, That no Bill transferring any portion of the lands granted to this Territory by an Act of Congress, approved March 3d, 1857, to any particular Company, pass this House singly, but that the grants upon the several lines of Railroads to the several Companies be embodied in one Bill.

Mr. Chamblin moved to lay the resolution on the table, and the yeas and nays being called for and ordered, there were yeas 18 and nays 19, as follows :

Those who voted in the affirmative were,

Messrs. Adams, Branch, L. M. Brown, Berry, Costello, Chase, Chamblin, Foster, Hetchman, Jewett, King, McVey, Murray, Stannard, Sweeney, Thomas, Troll, and Whitlock.

Those who voted in the negative were,

Messrs. Abbe, Barrows, Baasen, Black, J. R. Brown, Case, Grant, Gere, Howell, Hayden, Keith, Kingsbury, Payne, Ramsey, Smith, Thompson, Wilkie, Wilson, and Mr. Speaker.

The motion was lost.

Mr. Smith moved the previous question.

Mr. Chamblin moved that the House adjourn, and the yeas and nays

being called for and ordered, there were yeas 16 and nays 22, as follows:

Those who voted in the affirmative were,

Messrs. Abbe, Berry, Barrows, Baasen, Black, J. R. Brown, Costello, Chamblin, Jewett, King, Kingsbury, Murray, Stannard, Sweeney, Thomas and Whitlock.

Those who voted in the negative were,

Messrs. Adams, Branch, L. M. Brown, Case, Chase, Foster, Grant, Gere, Howell, Hetchman, Hayden, Keith, McVey, Plumer, Payne, Ramsey, Smith, Thompson, Troll, Wilkie, Wilson, and Mr. Speaker.

The motion was lost.

Mr. Branch moved that the resolution be indefinitely postponed, and the yeas and nays being called for and ordered, there were yeas 20 and nays 18, as follows:

Those who voted in the affirmative were,

Messrs. Adams, Branch, L. M. Brown, Berry, Baasen, Costello, Chase, Chamblin, Foster, Hetchman, Jewett, King, McVey, Murray, Stannard, Sweeney, Thomas, Troll, Wilkie, and Whitlock.

Those who voted in the negative were,

Messrs. Abbe, Barrows, Black, J. R. Brown, Case, Grant, Gere, Howell, Hayden, Keith, Kingsbury, Plumer, Payne, Ramsey, Smith, Thompson, Wilson, and Mr. Speaker.

The motion prevailed.

Mr. Murray moved that the House resolve itself into Committee of the Whole to consider House Bills Nos. 10 and 11.

The House refused to adopt the motion.

Mr. Gere moved that the House adjourn.

The motion was adopted, and the House adjourned until to-morrow at 10 o'clock, A. M.

J. W. FURBER, Speaker.

Attest:

H. L. EDWARDS, Chief Clerk.

THURSDAY, MAY 14th, 1857.

The House met pursuant to adjournment and was called to order by the Speaker.

The roll being called, the following Members answered to their names: Messrs. Adams, Abbe, Branch, L. M. Brown, Barrows, Baasen, Black, J. R. Brown, Case, Costello, Chase, Chamblin, Foster, Grant, Hayden, King, Keith, Kingsbury, McVey, Murray, Plumer, Payne, Stannard, Smith, Sweeney, Thomas, Troll, Wilkie, Whitlock, and Mr. Speaker.

Prayer by the Chaplain.

Upon motion of Mr. Foster, the reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Foster offered the following resolution:

Resolved, That the resolution by which the House refused to consider any other business, than that contemplated by the proclamation of the Governor, calling the Extra Session of the Legislature, be so far suspended, as to admit of the consideration of the Bill to incorporate the Mississippi Valley Railway Company, and the Bill for the Minnesota and North Western Railroad Company.

The resolution was adopted.

A Message from the Council being announced, Mr. Smith, Secretary thereof, appeared and delivered the following Message :

MR. SPEAKER : The Council have concurred with the House of Representatives in the passage of House Bill No. 6, a Bill to incorporate the town of Traverse des Sioux City, and the same is herewith returned to the House.

The Council have also concurred with the House, in the passage of House Bill No. 8, to incorporate the town of Traverse des Sioux.

And No. 7, an Act to incorporate the town of "Traverse" with an amendment to each inserting the enacting clause, which are herewith returned to the House and concurrence solicited in the adoption of said amendments.

Upon motion of Mr. Whitlock, the resolution passed by this House restricting the business to the subjects mentioned in the Governor's proclamation, was so far suspended as to allow Mr. Payne to introduce No. 22, H. of R., a Bill to provide for the payment of Robert Wardlow and others, for goods furnished the volunteers engaged in the Waton Wan expedition during the month of April, 1857.

The Bill was read a first and second time, and laid on the table and ordered printed.

Upon motion of Mr. Murray the resolution above mentioned was so far suspended as to allow the concurrence of the House in the amendments of the Council to House Bills No. 7 and 8.

The Bills were then taken up and the amendments concurred in the House.

Mr. Thompson, from the Committee on Enrolled Bills, reported the following Bills and Memorials as correctly enrolled :

No. —, H. of R., to appropriate money to be expended in procuring the release of certain female captives among the Indians.

Memorial No. 1, H. of R., to his Excellency, James Buchanan the President of United States, relative to the procuring of the removal of the Indians to their reservations.

JOS. ROLETTE,
M. G. THOMPSON.

Upon motion of Mr. Murray, Mr. Sherwood Hough was appointed Enrolling Clerk, pro. tem. for this House.

Mr. Hough then came forward and received the oath of office which was administered by the Speaker.

Mr. Foster moved that the House now resolve itself into Committee of the Whole to consider House File of Bills.

Mr. Baasen moved to adjourn.

And the yeas and nays being called for and ordered, there were yeas 8 and nays 26, as follows :

Those who voted in the affirmative were,

Messrs. Abbe, Barrows, Baasen, Black, J. R. Brown, Costello, Ramsey, and Whitlock.

Those who voted in the negative were,

Messrs. Adams, Branch, L. M. Brown, Berry, Case, Chase, Chamblin, Foster, Grant, Howell, Hetchman, Hayden, Jewett, King, Keith, Kingsbury, McVey, Plumer, Payne, Stannard, Smith, Sweeney, Thomas, Troll, Wilkie, and Mr. Speaker.

The House refused to adjourn.

The question then recurring upon the motion Mr. Foster, which was decided in the affirmative.

The House resolved itself into Committee of the Whole to consider House File of Bills.

Mr. J. R. Brown in the Chair.

After some time spent therein the Committee rose, and by their Chairman reported the Bills back to the House as follows, viz :

No. 10, H. of R., a Bill to incorporate the Mississippi Valley Rail Way Company with amendments.

Mr. Murray moved to refer No. 10, H. of R., with the accompanying amendments proposed by the Committee of the Whole, to a Special Committee of five, all of whom shall reside on the line of said road.

The motion was adopted, and the Speaker appointed Messrs. Murray, Sweeney, Adams, Foster, and King, said Committee.

Upon motion of Mr. Wilson, No. 5, H. of R., with the accompanying reports were taken from the table.

The question then recurring upon the adoption of the reports.

The report of Mr. Branch was adopted by the House.

A Message from the Council being announced, Mr. Smith, Secretary thereof, appeared and delivered the following Message :

MR. SPEAKER : The Council have passed C. F., No. 1, a Bill for an Act to grant certain Lands to the Transit Railroad Company, and to execute the trust created by an act of Congress, entitled "an Act making a grant of land to the Territory of Minnesota in alternate Sections to aid in the Constitution of certain Railroads in said Territory, and granting public lands in alternate Sections to the State of Alabama, to aid in the construction of a certain Railroad, in said State," approved March 3rd, 1857, which is herewith transmitted and the concurrence of the House of Representatives is requested therein.

Upon motion of Mr. Murray the House resolved itself into Committee of the Whole to consider House File Nos. 5 and 11.

After sometime spent therein the Committee rose and by their Chairman reported progress, and asked leave to sit again.

Mr. Plumer moved that the House adjourn.

The motion was lost.

Upon motion of Mr. Baasen the House adjourned until half-past three o'clock, P. M.

AFTERNOON SESSION, THURSDAY, May 14th, 1857.

The House met pursuant to adjournment and was called to order by the Speaker.

The roll being called, the following Members answered to their names :

Messrs. Adams, Abbe, Branch, Berry, Black, J. R. Brown, Case, Chase, Chamblin, Foster, Grant, Gere, Hetchman, Hayden, Jewett, King, Keith,

Kingsbury, Plumer, Payne, Stannard, Smith, Sweeney, Thomas, Troll, Whitlock, Wilson, and Mr. Speaker.

Mr. J. R. Brown offered the following resolution :

Resolved, That the Chief Clerk be instructed to ascertain, why the amendments reported by the Select Committee to House Bills to grant lands to the Minnesota and Dakota, and Minneapolis and Cedar Valley Railroad Companies, have not been printed and laid upon the desks of the Members of this House.

The resolution was adopted.

Upon motion of Mr. Plumer the House resolved itself into Committee of the Whole to consider House Bill No. 5

After sometime spent therein the Committee rose and by their Chairman reported the Bill back to the House with sundry amendments and recommended that it be engrossed.

The report of the Committee was adopted, and the Bill ordered engrossed.

Mr. Whitlock asked the consent of the House to introduce a resolution.

Mr. Howell moved that the House adjourn.

Mr. Whitlock moved a call of the House.

Which was adopted.

The Clerk called the roll.

Upon motion of Mr. Adams all further proceedings under the call were dispensed with.

Upon motion of Mr. Adams the House adjourned until to-morrow at 10 o'clock, A. M.

J. W. FURBER Speaker.

Attest :

H. L. EDWARDS, Chief Clerk.

FRIDAY MORNING, MAY 15th, 1857.

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by the Chaplain.

The roll being called the following members answered to their names :

Messrs. Adams, Abbe, L. M. Brown, Berry, Barrows, Black, Costello, Chase, Chamblin, Foster, Grant, Gere, Howell, Hetchman, Hayden, Jewett, King, Keith, Kingsbury, Murray, Plumer, Payne, Stannard, Smith, Sweeney, Thompson, Thomas, Troll, Wilkie, Whitlock, Wilson, and Mr. Speaker.

The Journal of yesterday's proceedings was read and approved.

The Speaker announced a communication from the President of the Min-

neapolis and Ceder Valley Railroad Company, which was read by the Clerk.

Mr. Berry moved that the resolution adopted by this House on the 13th inst., requiring the different Railroads Companies in this Territory to report to this House, be suspended until next Wednesday.

Mr. King moved to indefinitely dispense with the resolution, which motion was lost.

The question then recurring upon the motion of Mr. Berry.

The motion was adopted.

Mr. Whitlock offered the following resolution.

Resolved. That the Secretary of this Territory be, and is hereby requested, to furnish the Clerk's desk with lock and keys ; also a desk suitable for deposit and safe keeping of the papers, bills, &c., belonging to this House.

The resolution was adopted.

Mr. Plumer offered the following resolution :

Resolved, That all gentlemen be requested to refrain from smoking while the House is in session, and that the Sergeant-at-Arms prohibit smoking out side the bar.

The resolution was adopted.

Upon leave being granted, Mr. Berry introduced No. 23, H. of R., a Bill granting certain lands to the Minneapolis and Ceder Valley Railroad Company, and for other purposes.

It was read a first and second time and laid on the table to be printed.

Upon motion of Mr. J. R. Brown the resolution adopted by this House restricting the business of this House to the subject matters mentioned in the proclamation by the Governor, concerning the present session of the Legislature, was suspended, and Mr. Adams introduced No. 24, H. of R., a Bill to authorize the Territorial Treasury to issue bonds in certain cases.

It was read a first and second time.

Upon motion of Mr. J. R. Brown the rules were suspended and No. 24, H. of R., was read a third time, passed and its title agreed to.

Bills from the Council upon their first and second reading being in order.

No. 1, C. F., a Bill for an Act granting certain lands to the Transit Company and to the execute the trust created by an Act of Congress, entitled an Act, making a grant of land to the Territory of Minnesota in alternate sections, to aid in the construction of certain Railroads in this Territory, and granting public lands in alternate sections to the State of Alabama to aid in the construction of certain Railroads in said State, approved March 3d, 1857, was taken up and read a first and second time.

Mr. Thompson from the Committee on Enrolled Bills, reported the following Bills correctly enrolled, viz :

H. of R., an Act to incorporate the town of Traverse des Sioux.

Also, an Act to incorporate the town of Traverse des Sioux City.

Also, an Act to incorporate the town of Traverse.

JOS. ROLETTE,
M. G. THOMPSON.

Mr. J. R. Brown moved that the order of business be so far suspended as to allow No. 22, H. of R., to be taken up and considered by this House, and the yeas and nays being called for and ordered, there were yeas 28 and nays 7, as follows :

Those who voted in the affirmative were,

Messrs. Adams, Abbe, Berry, Barrows, Baasen, Black, J. R. Brown, Case, Chase, Chamblin, Foster, Grant, Gere, Hetchman, Hayden, Jewett, Kingsbury, McVey, Plumer, Payne, Stannard, Sweeney, Thompson, Thomas, Wilkie, Whitlock, Wilson, and Mr. Speaker.

Those who voted in the negative were,

Messrs. Branch, Costello, Howell, Keith, Murray, Ramsey, and Troll.

So the motion was adopted.

Upon motion of Mr. Whitlock the House resolved itself into Committee of the Whole to consider No. 22, H. of R., a Bill to provide for the payment to Robert Wardlow and others for goods furnished the volunteers engaged in the Wantonwan Expedition.

After sometime spent therein, the Committee rose and by their Chairman reported the Bill back to the House with amendments, in which the concurrence of the House was recommended.

Mr. J. R. Brown moved to amend the amendments of the Committee of the Whole, by striking out the word ten and inserting not exceeding twenty.

The amendment to the amendments of the Committee was adopted by the House.

The question then recurring upon the adoption of the amendments of the Committee, and the yeas and nays being called for and ordered, there were yeas 26 and nays 12, as follows :

Those who voted in the affirmative were.

Messrs. Adams, Abbe, L. M. Brown, Berry, Barrows, Black, J. R. Brown, Case Costello, Chase, Chamblin, Foster Grant, Hetchman, Jewett, King, Keith, Kingsbury, McVey, Plumer, Payne, Ramsey, Sweeney, Thompson, Wilkie, and Wilson.

Those who voted in the negative were.

Messrs. Branch, Baasen, Gere, Howell, Hayden, Murray, Stannard, Thomas, Troll, Whitlock, and Mr. Speaker.

They were concurred in by the House.

A message from the Council being announced, Mr. Smith, Secretary thereof, appeared and delivered the following message :

MR. SPEAKER : The Council have passed C. F. No. 18, a Bill for an Act to incorporate the Mississippi and Rum River Boom Company, which is herewith transmitted, and the concurrence of the House of Representatives is solicited therein.

Upon motion, the Bill No. 22, H. of R., was ordered to be engrossed for a third reading.

Upon motion, Bill No. 5, H. of R., a bill to incorporate the Minnesota and Pacific Railroad Company and dispensing of certain lands, was then taken up.

After some debate Mr. J. R. Brown moved that the Bill lay on the table and be made the special order of the afternoon at 3 o'clock, P. M.

The motion was adopted.

Upon motion of Mr. Adams the House adjourned until half past two o'clock, P. M.

AFTERNOON SESSION.

The House met pursuant to adjournment and was called to order by the Speaker.

The Speaker announced a communication from the Transit Railroad Company which was read by the Clerk.

Upon motion of Mr. Gere the communication was laid on the table and fifty copies ordered printed for the use of this House.

Upon motion of Mr. Adams, No. 5, H. of R., was taken from the table.

Mr. Murray moved the previous question, which was sustained.

The question then being upon concurring in the amendments to the first section of the Bill.

Amendments of the Committee were concurred in.

Mr. Murray moved the previous question upon ordering the Bill to be engrossed for a third reading.

The question then being, Shall the main question be now put? and the yeas and nays being called for and ordered, there were yeas 9 and nays 27, as follows :

Those who voted in the affirmative were,

Messrs. Adams, Branch, Barrows, Chase, Chamblin, Grant, Hetchman, King, and Thomas.

Those who voted in the negative were,

Messrs. Abbe, L. M. Brown, Berry, Baasen, Black, J. R. Brown, Case, Costello, Foster, Gere, Howell, Hayden, Jewett, Keith, Kingsbury, McVey, Murray, Plumer, Payne, Stannard, Smith, Sweeney, Thompson, Troll, Whitlock, Wilson, and Mr. Speaker.

The House refused to order the main question.

Mr. Murray moved to adjourn until Monday at 10 o'clock, A. M.

Mr. King moved to adjourn, and the yeas and nays being called for and ordered, there were yeas 10 and nays 26 as follows :

Those who voted in the affirmative were,

Messrs. Abbe, Berry, Case, Foster, Grant, Howell, Hayden, Murray, Payne, and Smith.

Those who voted in the negative were,

Messrs. Adams, Branch, L. M. Brown, Barrows, Baasen, Black, J. R. Brown, Costello, Chase, Chamblain, Gere, Hetchman, Jewett, King, Keith, Kingsbury, McVey, Plumer, Stannard, Sweeney, Thompson, Thomas, Wilkie, Whitlock, Wilson, and Mr. Speaker.

The House refused to adjourn.

Mr. Murray moved that the further consideration of No. 5, H. of R., be indefinitely postponed and the yeas and nays being called for and ordered, there were yeas 11 and nays 26, as follows :

Those who voted in the affirmative were,

Messrs. Abbe, Berry, Baasen, Black, J. R. Brown, Case, Costello, Chamblin, Jewett, Murray, and Stannard.

Those who voted in the negative were,

Messrs. Adams, Branch, L. M. Brown, Barrows, Chase, Foster, Grant, Gere, Howell, Hetchman, Hayden, King, Keith, Kingsbury, McVey, Plumer, Payne, Smith, Sweeney, Thompson, Thomas, Troll, Wilkie, Whitlock, Wilson, and Mr. Speaker.

The motion was lost.

Mr. Murray moved to amend the Bill by adding, with a branch from

St. Anthony Falls via St. Cloud, Crow Wing to St. Vincent, near the mouth of Pembina River.

The amendment was lost.

Mr. Wilson moved to amend Sec. 5, by inserting after the word Anoka, the word St. Augusta.

The amendment was not adopted.

Mr. Abbe moved to amend Sec. 5, by inserting after the word Anoka, Monticello, Clear Water, and after the word St. Cloud, Winnebago, Watab and Little Falls.

The motion was lost.

Mr. J. R. Brown moved to amend Sec. 5, by inserting after the word Pembina River, the words, with a branch from Crow Wing to Lake Superior, and from a convenient point in McLeod county to Hudson, in Sibley county.

The amendment was not adopted.

Mr. Hayden moved to amend Sec. 10, as follows: By adding, and no person shall be employed for Conductor, Engineer, or Brakeman, who use, habitually, intoxicating liquors as a beverage.

Mr. Whitlock moved to amendment as follows: So as to read, and no person or persons so employed, who is a habitual drunkard or moderate drinker, or is in the habit of using tobacco in any of its forms, or is in the habit of using profane language, or in the habit of visiting houses of ill fame.

The question then recurring upon the adoption of the amendment to the amendment, and the yeas and nays being called for and ordered, there were yeas 9 and nays 27, as follows:

Those who voted in the affirmative were,

Messrs. Adams, Barrows, Black, King, McVey, Thompson, Troll, Whitlock, and Wilson.

Those who voted in the negative were,

Messrs. Abbe, Branch, L. M. Brown, Berry, Baasen, J. R. Brown, Case, Costello, Chase, Chamblin, Foster, Grant, Gere, Howell, Hetchman, Hayden, Jewett, Keith, Kingsbury, Murray, Plumer, Payne, Stannard, Smith, Sweeney, Thomas, Wilkie, and Mr. Speaker.

The amendment was lost.

The question then recurring upon the adoption of the amendment proposed by Mr. Hayden.

Mr. Murray moved to lay the amendment on the table.

And the yeas and nays being called for and ordered, there were yeas 24, and nays 13, as follows:

Those who voted in the affirmative were,

Messrs. Adams, Branch, Barrows, Case, Costello, Chase, Chamblin, Foster, Grant, Hetchman, Hayden, King, Keith, McVey, Plumer, Payne, Smith, Sweeney, Thompson, Thomas, Troll, Wilkie, Whitlock, and Mr. Speaker.

Those who voted in the negative were,

Messrs. Abbe, L. M. Brown, Berry, Baasen, Black, J. R. Brown, Gere, Howell, Jewitt, Kingsbury, Murray, Stannard and Wilson.

The motion prevailed.

Mr. Murray moved to amend Sec. 19, as follows: Strike out all after word Minnesota in 4th line and within in 9th line, and insert one hundred dollars for each and every mile of said road.

And the yeas and nays being called for and ordered, there were yeas 14, and nays 22, as follows:

Those who voted in the affirmative were,

Messrs. L. M. Brown, Berry, Black, J. R. Brown, Case, Chamblin, Jewett, Keith, Kingsbury, Murray, Payne, Stannard, Smith, and Mr. Speaker.

Those who voted in the negative were,

Messrs. Adams, Abbe, Branch, Barrows, Baasen, Costello, Chase, Foster, Grant, Gere, Howell, Hetchman, Hayden, King, McVey, Plumer, Sweeney, Thomas, Troll, Wilkie, Whitlock, and Wilson.

The amendment was lost.

Mr. Hayden moved to amend Sec. 19, by striking out the word three in the 4th line, and insert instead thereof "four."

The amendment was lost.

Mr. Hayden moved to amend Sec. 19, as follows: Strike out one hundred dollars per mile, and insert the following: "Fifty dollars per mile for the first year, with the addition of twenty five dollars annually until it shall amount to two hundred dollars which sum shall be paid annually into the Treasury of the Territory, or future State of Minnesota on or before the first day of January in each year.

The amendment was lost.

Mr. Kingsbury moved to amend as follows: Insert between "company" and "shall", in the third line of Section 19, the words: "Shall construct, maintain and operate a branch road in all respects equal to other roads provided for in this act, and with all the rights, privileges and liabilities designated in this act in reference to other roads, from Crow Wing on the Mississippi to a point at or near the head of the Bay of Superior, in the Territory of Minnesota, twenty miles of the eastern portion of said road to be completed within three years from the passage hereof, and the balance as rapidly as the progress of the main branch from Crow Wing."

And the yeas and nays being called for and ordered, there were yeas 22, and nays 15, as follows:

Those who voted in the affirmative were,

Messrs. Abbe, L. M. Brown, Barrows, Baasen, Black, J. R. Brown, Case, Costello, Grant, Gere, Howell, Hayden, Jewett, Kingsbury, Murray, Payne, Stannard, Thompson, Troll, Wilkie, Wilson, and Mr. Speaker.

Those who voted in the negative were,

Messrs. Adams, Branch, Berry, Chase, Chamblin, Foster, Hetchman, King, Keith, McVey, Plumer, Smith, Sweeney, Thomas, and Whitlock.

The amendment was adopted.

Mr. Wilson moved to amend Bill by adding the following Section: Section 23. That said Railroad shall cross the Mississippi river to the westward, between the mouth of Rum river, and the foot of the Thousand Islands in said river.

And the yeas and nays being called for and ordered, there were yeas 14, and nays 17, as follows:

Those who voted in the affirmative were,

Messrs. Abbe, L. M. Brown, Barrows, Baasen, Black, J. R. Brown, Foster, Grant, Howell, Hayden, Kingsbury, McVey, Sweeney, Wilkie, and Wilson.

Those who voted in the negative were,

Messrs. Adams, Branch, Berry, Case, Chase, Chamblin, Hetchman, Jewett, King, Plumer, Payne, Smith, Thompson, Thomas, Whitlock, and Mr. Speaker.

The motion was not adopted.

Mr. Hayden moved to reconsider the vote by which the House adopted the amendment offered by Mr. Kingsbury to Section 19.

And the yeas and nays being called for and ordered, there were yeas 20, and nays 15, as follows :

Those who voted in the affirmative were,

Messrs. Adams, Branch, Costello, Chase, Chamblin, Foster, Grant, Hetchman, Hayden, King, McVey, Plumer, Payne, Smith, Sweeney, Thompson, Thomas, Troll, Wilkie, and Whitlock.

Those who voted in the negative were,

Messrs. Abbe, L. M. Brown, Berry, Barrows, Baasen, Black, J. R. Brown, Case, Gere, Howell, Jewett, Kingsbury, Stannard, Wilson, and Mr. Speaker.

The motion was adopted.

The question then recurring upon the adoption of the amendment proposed by Mr. Kingsbury.

And the yeas and nays being called for and ordered, there were yeas 13, and nays 22, as follows :

Those who voted in the affirmative were,

Messrs. Abbe, L. M. Brown, Barrows, Baasen, Black, J. R. Brown, Case, Gere, Howell, Kingsbury, Stannard, Wilson, and Mr. Speaker.

Those who voted in the negative were,

Messrs. Adams, Branch, Berry, Costello, Chase, Chamblin, Foster, Grant, Hetchman, Hayden, Jewett, King, McVey, Plumer, Payne, Smith, Sweeney, Thompson, Thomas, Troll, Wilkie, and Whitlock.

The amendment was lost.

Mr. Kingsbury moved to amend Section 22, in the sixth line, and insert after "St. Paul" the following, viz : Also a road from Crow Wing to some point at or near the head of Superior Bay.

And the yeas and nays being called for and ordered, there were yeas 14, and nays 21, as follows :

Those who voted in the affirmative were,

Messrs. Abbe, L. M. Brown, Berry, Barrows, Baasen, Black, J. R. Brown, Gere, Howell, Hayden, Kingsbury, Stannard, Smith, and Wilson.

Those who voted in the negative were,

Messrs. Adams, Branch, Case, Costello, Chase, Chamblin, Foster, Grant, Hetchman, Jewett, King, McVey, Plumer, Payne, Sweeney, Thompson, Thomas, Troll, Wilkie, Whitlock, and Mr. Speaker.

The amendment was lost.

Mr. Hayden moved to strike out 22nd Section.

And the yeas and nays being called for and ordered, there were yeas 14, and nays 22, as follows :

Those who voted in the affirmative were,

Messrs. Abbe, L. M. Brown, Berry, Barrows, Baasen, Black, J. R. Brown, Hayden, Jewett, Keith, Kingsbury, Stannard, Smith, and Wilson.

Those who voted in the negative were,

Messrs. Adams, Branch, Case, Costello, Chase, Chamblin, Foster, Grant, Gere, Howell, Hetchman, King, McVey, Plumer, Payne, Sweeney, Thomas, Thompson, Troll, Wilkie, Whitlock, and Mr. Speaker.

Lost.

Mr. Chamblin moved the previous question upon ordering the Bill engrossed.

Mr. Wilson moved a call of the House.

Which was ordered.

The Clerk called the roll, and upon motion of Mr. Adams all further proceedings under the call were dispensed with.

The question then being, shall the main question be now put.

Upon which Mr. Baasen moved to adjourn.

And the yeas and nays being called for and ordered, there were yeas 9, and nays 27, as follows :

Those who voted in the affirmative were,

Messrs. Abbe, Berry, Baasen, J. R. Brown, Howell, Kingsbury, Sweeney, Troll, and Wilson.

Those who voted in the negative were,

Messrs. Adams, Branch, L. M. Brown, Barrows, Black, Case, Costello, Chase, Chamblin, Foster, Grant, Gere, Hetchman, Hayden, Jewett, King, Keith, McVey, Murray, Plumer, Payne, Ramsey, Stannard, Smith, Thomas, Wilkie, Whitlock, and Mr. Speaker. Lost.

The question then recurring upon ordering the previous question.

And the yeas and nays being called for and ordered, there were yeas 32, and nays 6, as follows :

Those who voted in the affirmative were,

Messrs. Adams, Branch, L. M. Brown, Barrows, Black, J. R. Brown, Case, Costello, Chase, Chamblin, Foster, Grant, Gere, Howell, Hetchman, Hayden, Jewett, King, McVey, Murray, Plumer, Payne, Ramsey, Smith, Sweeney, Thompson, Thomas, Troll, Wilkie, Whitlock, Wilson, and Mr. Speaker.

Those who voted in the negative were,

Messrs. Abbe, Berry, Baasen, Keith, Kingsbury, and Stannard.

The previous question was sustained.

The question then being shall the Bill be ordered Engrossed for a third reading.

And the yeas and nays being called for and ordered, there were yeas 28, and nays 9, as follows :

Those who voted in the affirmative were,

Messrs. Adams, Branch, L. M. Brown, Barrows, Case, Costello, Chase, Chamblin, Foster, Grant, Gere, Howell, Hetchman, Hayden, King, McVey, Murray, Plumer, Payne Ramsey, Smith, Sweeney, Thompson, Thomas, Troll, Wilkie, Whitlock, and Mr. Speaker.

Those who voted in the negative were,

Messrs. Abbe, Berry, Baasen, Black, J. R. Brown, Jewett, Kingsbury, Stannard, and Wilson.

The Bill was ordered Engrossed.

Mr. Foster moved to adjourn.

The motion was lost.

Mr. Murray offered the following resolution :

Resolved, That the resolution deferring action on any other Bills, than those the subject matter of which is contained in the proclamation of the Governor, convening this Legislative Assembly, be so far suspended, as to permit C. F., No. 18, to be read a first, second, and third times, also No. 22, H. of R., and No. 14, H. of R., to go to their third reading to day.

The resolution was adopted.

And C. F., No. 18, a Bill to incorporate the Mississippi and Rum River Boom Company, was read a first, second, third and times, passed and its title agreed to.

Also, No. 14, H. of R., a Bill to define the boundaries between Rice and Dakota Counties, and No. 22, H. of R., were read a third time, passed and their titles agreed to.

Upon motion, the House adjourned until to-morrow at 10 o'clock, A. M.

J. W. FURBER, Speaker.

Attest :

H. L. EDWARDS, Chief Clerk.

SATURDAY MORNING, MAY 16, 1857.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by the Chaplain.

The Clerk called the roll, and the following Members answered to their names : Messrs. Adams, Abbe, Branch, L. M. Brown, Berry, Barrows, Baasen, Black, J. R. Brown, Case, Costello, Chase, Chamblin, Foster, Grant, Gere, Howell, Hetchman, Hayden, King, Kingsbury, McVey, Murray, Payne, Ramsey, Stannard, Sweeney, Thompson, Thomas, Wilkie, Whitlock, Wilson and Mr. Speaker.

Upon motion of Mr. Foster, the reading of the Journal of yesterday's proceedings was dispensed with.

The Speaker announced a communication from the Northern Pacific Railroad Company, which was read by the Clerk.

Upon motion of Mr. Whitlock, the communication was laid on the table and 100 copies ordered printed for the use of this House.

Mr. Foster from the select committee to whom was referred No. 10, H. of R., a bill to incorporate the Miss. Valley Railroad Company, reported the bill back to the House with amendments, and recommended the concurrence of the House.

The report was accepted, and the amendments concurred in.

Mr. Murray moved that the rules be so far suspended as to admit of the House resolving itself into committee of the whole, to consider No. 10, H. of R.

And the yeas and nays being called for and ordered, there were yeas 22, and nays 13, as follows :

Those who voted in the affirmative were,

Messrs. Adams, Branch, L. M. Brown, Barrows, Case, Costello, Chase, Foster, Grant, Howell, Hetchman, King, McVay, Murray, Plumer, Payne, Sweeney, Thompson, Thomas, Troll, Wilkie and Whitlock.

Those who voted in the negative were,

Messrs. Abbe, Berry, Baasen, Black, J. R. Brown, Hayden, Jewett, Keith, Kingsbury, Ramsey, Stannard, Wilson and Mr. Speaker.

Upon motion of Mr. Murray, the House resolved itself into committee of the whole, to consider the House File of bills; Mr. Murray in the chair.

After some time spent therein, the committee rose, and by their chairman reported the bills back to the House as follows:

No. 2, H. of R., a bill for an act in execution of the trust created by an act of Congress granting lands to the Territory of Minnesota, approved March 3d, 1857, and disposing of a portion of said lands for the purposes therein specified—without amendments, and recommended that it be laid on the table;

Also, No. 10, H. of R., a bill to incorporate the Mississippi Valley Railway Company—with amendments, and recommended the concurrence of the House in the amendments, and that the bill be ordered engrossed.

The report was accepted, and upon motion, was adopted and the bills disposed of accordingly.

Mr. Adams moved that the House resolve itself into committee of the whole to consider the Council File of bills.

Mr. Murray moved that the House adjourn.

The motion was lost.

Mr. Wilson moved that the House now resolve itself into committee of the whole to consider the Council File of Bills,

Upon which Mr. King moved the previous question.

The question then being, shall the main question now be put,

Mr. Murray moved a call of the House.

The Clerk called the roll, and upon motion of Mr. King, all further proceedings under the call were dispensed with.

Mr. Murray moved to adjourn.

The yeas and nays being called for and ordered, there were yeas 9, and nays 27, as follows:

Those who voted in the affirmative were:

Messrs. Abbe, Branch, Berry, Barrows, Black, Murray, Ramsey, Stannard, and Speaker.

Those who voted in the negative were:

Messrs. Adams, L. M. Brown, Baasen, J. R. Brown, Case, Chase, Chamblin, Foster, Grant, Gere, Howell, Hetchman, Hayden, Jewett, King, Kingsbury, McVay, Plumer, Payne, Smith, Sweeney, Thompson, Thomas, Troll, Wilkie, Whitlock and Wilson.

The motion was lost.

The question then recurring upon ordering the main question,

Upon which Mr. Murray moved a call of the House.

The Clerk called the roll, and reported Messrs. Greeley and Keith absent.

The Sergeant-at-Arms was ordered to report the absent members in their seats.

Mr. Baasen moved that all further proceedings under the call be dispensed with.

And the yeas and nays and nays being called for and ordered, there were yeas 32, and nays 4, as follows:

Those who voted in the affirmative were,

Messrs. Adams, Abbe, Branch, L. M. Brown, Berry, Barrows, Baasen, J. R. Brown, Case, Costello, Chase, Foster, Grant, Gere, Howell, Hetchman, Hayden, Jewett, King, Kingsbury, McVey, Plumer, Payne, Stannard, Smith, Sweeney, Thompson, Thomas, Wilkie, Whitlock, Wilson and Speaker.

Those who voted in the negative were,

Messrs. Black, Murray, Ramsey and Troll.

The motion prevailed.

The question then being, shall the main question now be put,

And the yeas and nays being called for and ordered, there were yeas 28, and nays 6, as follows :

Those who voted in the affirmative were,

Messrs. Adams, Branch, L. M. Brown, Berry, Baasen, Case, Costello, Chase, Foster, Grant, Gere, Howell, Hetchman, Hayden, Jewett, King, Kingsbury, McVey, Plumer, Payne, Smith, Sweeney, Thompson, Thomas, Troll, Wilkie, Whitlock and Wilson.

Those who voted in the negative were,

Messrs. Barrows, J. R. Brown, Murray, Ramsey, Stannard and Speaker.

The previous question was sustained.

The question then being, shall the House now resolve itself into committee of the whole, to consider the Council File of Bills,

And the yeas and nays being called for and ordered, there were yeas 19, and nays 15, as follows :

Those who voted in the affirmative were,

Messrs. Adams, L. M. Brown, Baasen, Case, Costello, Chase, Foster, Grant, Howell, Hetchman, Hayden, King, Kingsbury, McVey, Thomas, Troll, Wilkie, Whitlock and Wilson.

Those who voted in the negative were,

Messrs. Branch, Berry, Barrows, J. R. Brown, Gere, Jewett, Murray, Plumer, Payne, Ramsey, Stannard, Smith, Sweeney, Thompson and Mr. Speaker.

The question was decided in the affirmative.

The House resolved itself into committee of the whole, to consider the Council File of bills, Mr. Gere in the chair.

After some time passed therein, the committee rose, and by their chairman reported the bill back to the House without progress.

Mr. Murray moved to adjourn;

And the yeas and nays being called for and ordered, there were yeas 11, and nays 24, as follows :

Those who voted in the affirmative were,

Messrs. Berry, Barrows, J. R. Brown, Costello, Chamblin, Kingsbury, Murray, Ramsey, Stannard, Smith and Mr. Speaker.

Those who voted in the negative were,

Messrs. Adams, Branch, L. M. Brown, Baasen, Case, Chase, Foster, Gere, Howell, Hetchman, Hayden, Jewett, King, McVey, Plumer, Sweeney, Thompson, Thomas, Troll, Wilkie, Whitlock and Wilson.

The House refused to adjourn.

Mr. Adams moved that the report made by the Transit Company to this House, be accepted.

Mr. Murray moved a call of the House; which was ordered.

The Clerk called the roll, and reported Messrs. Abbe, Black, Greeley and Keith, absent.

Mr. King moved that all further proceedings under the call of the House be dispensed with.

The motion was adopted.

Upon motion of Mr. Smith, the House adjourned until 2 o'clock, P. M.

SATURDAY AFTERNOON, MAY 16, 1857.

The House met pursuant to adjournment, and was called to order by the Speaker.

The roll being called, the Clerk reported a quorum present.

Mr. Gere moved that the resolution adopted by this House on the 13th inst., requiring the different Railroad Companies to report to this House, be rescinded.

Mr. Murray moved a call of the House, which was ordered.

The Clerk called the roll, and reported Messrs. Keith, Greeley and Adams absent.

The Sergeant-at-Arms was ordered to report the absent members in their seats.

Upon motion of Mr. Gere, all further proceedings under the call were dispensed with.

The question then recurring upon the motion of Mr. Gere, to rescind the resolution, the Chair decided that the motion was out of order, for want of previous notice, as required by the Rules of this House.

Mr. Gere moved that the resolution be so far suspended as to allow the consideration of C. F. No. 1.

And the yeas and nays being called for and ordered, there were yeas 27, and nays 8, as follows :

Those who voted in the affirmative were,

Messrs. Branch, L. M. Brown, Barrows, Baasen, J. R. Brown, Case, Costello, Chase, Foster, Grant, Gere, Howell, Hetchman, Hayden, King, Kingsbury, McVey, Plumer, Payne, Smith, Sweeney, Thompson, Thomas, Troll, Wilkie, Whitlock and Wilson.

Those who voted in the negative were,

Messrs. Abbe, Berry, Black, Jewett, Murray, Ramsey, Stannard, and Mr. Speaker.

The motion was adopted.

Upon motion of Mr. Gere, the House resolved itself into committee of the whole, to consider C. F. No. 1, Mr. Gere in the chair.

After some time spent therein, the committee rose, and by their chairman reported the bill to the House without amendments, and recommended that it be ordered to a third reading.

Mr. Murray offered the following amendment:

Provided, That the Minneapolis and Cedar Valley Railroad Company shall be exempted from the operation of this section, in the event said Minneapolis and Cedar Valley Railroad Company shall receive no other lands than those granted by the act of Congress, approved March 3d, 1857, and which are to be found and selected along the line of a branch, via. Fari-bault, to the north line of Iowa, west of Range sixteen.

The question then recurring upon the adoption of the amendment,

And the yeas and nays being called for and ordered, there were yeas 14, and nays 24, as follows :

Those who voted in the affirmative were,

Messrs. Abbe, L. M. Brown, Berry, Black, J. R. Brown, Costello, Chamblin, Jewett, Kingsbury, Murray, Ramsey, Stannard, Smith and Speaker.

Those who voted in the negative were,

Messrs. Adams, Branch, Barrows, Baasen, Case, Chase, Foster, Grant, Howell, Hetchman, Hayden, King, Keith, McVey, Plumer, Payne, Gere, Sweeney, Thompson, Thomas, Troll, Wilkie, Whitlock and Wilson.

The House refused to adopt the amendment.

A message from the Council being announced, Mr. Smith, Secretary thereof, appeared and delivered the following message:

- **MR. SPEAKER** :—The Council have concurred with the House of Representatives in the passage of House bill No. 1, in relation to the acceptance of the grant of land made by Congress to the Territory of Minnesota for Railroad purposes;

And also, in the passage of House Joint Resolution No. 1, relative to the protection of white settlers on the southern frontier of Minnesota, and the same is herewith returned to the House.

Mr. Murray offered the following amendment to No. 1, C. F.: Amend Sec. 4, in line 3, by inserting between the words "sold and," the words "or contracts to be sold."

And the yeas and nays being called for and ordered, there were yeas 14, and nays 23, as follows :

Those who voted in the affirmative were,
Messrs. Abbe, Berry, Black, J. R. Brown, Costello, Hayden, Jewett, Kingsbury, Murray, Plumer, Ramsey, Stannard, Smith and Mr. Speaker.

Those who voted in the negative were,
Messrs. Adams, Branch, L. M. Brown, Barrows, Baasen, Case, Chase, Chamblin, Foster, Grant, Gere, Howell, Hetchman, King, McVey, Payne, Sweeney, Thompson, Thomas, Troll, Wilkie, Whitlock and Wilson.

The amendment was lost.

Mr. Murray moved to strike out the 8th section of the bill;

And the yeas and nays being called for and ordered, there were yeas 10, and nays 26, as follows :

Those who voted in the affirmative were,
Messrs. Abbe, Berry, Baasen, Black, J. R. Brown, Jewett, Kingsbury, Murray, Stannard and Smith.

Those who voted in the negative were,
Messrs. Adams, Branch, L. M. Brown, Barrows, Case, Costello, Chase, Chamblin, Foster, Grant, Gere, Howell, Hetchman, Hayden, King, McVey, Plumer, Payne, Ramsey, Sweeney, Thompson, Thomas, Wilkie, Whitlock, Wilson and Mr. Speaker.

The motion was lost.

Mr. Chamblin moved that the bill be ordered to a third reading.

The motion was adopted.

Mr. Murray moved that the House adjourn ;

And the yeas and nays being called for and ordered, there were yeas 10, and nays 27, as follows :

Those who voted in the affirmative were,
Messrs. Abbe, Berry, Baasen, Black, J. R. Brown, Jewett, Murray, Ramsey, Stannard and Troll.

Those who voted in the negative were,
Messrs. Adams, Branch, L. M. Brown, Barrows, Case, Costello, Chase, Chamblin, Foster, Grant, Gere, Howell, Hetchman, Hayden, King, Kingsbury, McVey, Plumer, Payne, Smith, Sweeney, Thompson, Thomas, Wilkie, Whitlock, Wilson, and Mr. Speaker.

The House refused to adjourn.

Mr. Branch moved to take up No. 5, H. of R., for consideration by this House;

And the yeas and nays being called for and ordered, there were yeas 28, and nays 8, as follows :

Those who voted in the affirmative were,

Messrs. Adams, Branch, L. M. Brown, Barrows, Case, Costello, Chase,

Chamblin, Foster, Grant, Gere, Howell, Hetchman, Hayden, King, McVey, Plumer, Payne, Ramsey, Smith, Sweeney, Thompson, Thomas, Troll, Wilkie, Whitlock and Mr. Speaker.

Those who voted in the negative were,
Messrs. Abbe, Berry, Baasen, Black, J. R. Brown, Jewett, Kingsbury and Stannard.

The motion was adopted.

Mr. Foster moved that the vote by which the House ordered Bill No. 5, engrossed for a third reading, be re-considered.

The motion was adopted.

The question then being upon ordering the bill to be engrossed, it was decided in the negative.

Mr. Branch moved to reconsider the vote by which the House refused to adopt the following amendment to Sec. 22, viz :

And *Provided further*, That the Minneapolis and Cedar Valley Company shall be exempted from the operations of this Section, in the event that the said Company shall receive no other lands than those which were granted by the act of Congress, approved March 3d, 1857, and which are to be found and selected along the line of a branch, via, Faribault to the north line of the State of Iowa, west of Range sixteen.

The motion was adopted.

The question then being upon the adoption of the amendment,

And the yeas and nays being called for and ordered, there were yeas 12, and nays 25, as follows :

Those who voted in the affirmative were,

Messrs. Abbe, L. M. Brown, Berry, Baasen, Black, J. R. Brown, Hayden, Jewett, King, Kingsbury, Stannard and Smith.

Those who voted in the negative were,

Messrs. Adams, Branch, Barrows, Case, Costello, Chase, Chamblin, Foster, Grant, Gere, Howell, Hetchman, McVey, Murray, Plumer, Payne, Ramsey, Sweeney, Thompson, Thomas, Troll, Wilkie, Whitlock, Wilson, and Mr. Speaker.

The House refused to adopt the amendment.

Mr. Murray moved that the rules of this House be so far suspended, as to allow House Bill No. 5, to go to its third reading and passage now.

And the yeas and nays being called for and ordered, there were yeas 27 and nays 9, as follows :

Those who voted in the affirmative were,

Messrs. Adams, Branch, L. M. Brown, Barrows, Case, Costello, Chase, Chamblin, Foster, Grant, Gere, Howell, Hetchman, Hayden, King, McVey, Murray, Plumer, Payne, Smith, Sweeney, Thompson, Thomas, Troll, Wilkie, Whitlock, and Mr. Speaker.

Those who voted in the negative were,

Messrs. Abbe, Berry, Baasen, Black, J. R. Brown, Jewett, Kingsbury, Ramsey, and Stannard.

The rules were suspended.

The Bill was then taken up, and ordered to be read by the Clerk a third time.

Pending the reading of which Mr. L. M. Brown moved that the further reading of the Bill be dispensed with.

Mr. Gere objected to the motion.

Mr. Brown appealed to the decision of the Chair.

The Speaker ruled that any member had a right to call for the reading of a Bill at length, and ordered the Clerk to proceed with the reading.

Mr. L. M. Brown appealed from the decision of the Chair.

The question then being shall the decision of the Chair, be the decision of the House.

And the yeas and nays being called for and ordered, there were yeas 18, and nays 9, as follows :

Those who voted in the affirmative were,

Messrs. Abbe, Baasen, Black, J. R. Brown, Case, Chase, Chamblin, Hayden, Jewett, Kingsbury, McVey, Murray, Payne, Ramsey, Stannard, Smith, Sweeney, and Thompson.

Those who voted in the negative were,

Messrs. Branch, L. M. Brown, Barrows, Costello, Foster, Grant, Howell, Thomas, and Whitlock.

The decision of the Chair was sustained.

And the Clerk read the Bill a third time.

The question then recurring upon the passage of the Bill.

And the yeas and nays being called for and ordered, there were yeas 26, and nays 7, as follows :

Those who voted in the affirmative were,

Messrs. Adams, Branch, L. M. Brown, Barrows, Case, Costello, Chamblin, Foster, Grant, Gere, Howell, Hetchman, Hayden, King, McVey, Murray, Plumer, Payne, Smith, Sweeney, Thompson, Thomas, Troll, Wilkie, Whitlock, and Mr. Speaker.

Those who voted in the negative were,

Messrs. Berry, Baasen, J. R. Brown, Jewett, Kingsbury, Ramsey, and Stannard.

The Bill was passed and its title agreed to.

Mr. Whitlock moved that the rules be suspended for the purpose of allowing C. F., No. 1, to go to its third reading now.

And the yeas and nays being called for and ordered, there were yeas 27 and nays 5, as follows :

Those who voted in the affirmative were,

Messrs. Adams, Branch, L. M. Brown, Barrows, Baasen, Case, Costello, Chase, Chamblin, Foster, Grant, Gere, Howell, Hetchman, Hayden, King, Kingsbury, McVey, Plumer, Payne, Sweeney, Thomas, Troll, Wilkie, Whitlock, Wilson, and Mr. Speaker.

Those who voted in negative were,

Messrs. Berry, J. R. Brown, Jewett, Murray, and Stannard.

The rules were suspended.

No. 1, C. F., a Bill for an Act to grant certain lands to the Transit Railroad Company, and to execute the trust created by an Act of Congress entitled an Act, making a grant of land to the Territory of Minnesota in alternate Sections to aid in the construction of Railroads in this Territory, and granting lands in alternate Sections to the State of Alabama to aid in the construction of a certain Railroad in said State, approved March 3rd, 1857, was then taken up and read a third time.

The question then being upon the passage of the Bill.

And the yeas and nays being called for and ordered, there were yeas 32, and nays 3, as follows :

Those who voted in the affirmative were,

Messrs. Adams, Branch, L. M. Brown, Barrows, Baasen, J. R. Brown, Case, Costello, Chase, Chamblin, Foster, Grant, Gere, Howell, Hetchman,

Hayden, Jewett, King, Kingsbury, McVey, Plumer, Payne, Ramsey, Smith, Sweeney, Thompson, Thomas, Troll, Wilkie, Whitlock, Wilson, and Mr. Speaker.

Those who voted in the negative were,

Messrs. Berry, Murray, and Stannard.

The Bill was passed, and its title agreed to.

Mr. Adams moved that the vote by which this House passed C. F., No. 1, be reconsidered.

The motion was lost.

Mr. Whitlock moved that the vote by which this House passed No. 5, H. of R., be reconsidered.

And the yeas and nays being called for and ordered, there were yeas 6, and nays 27, as follows :

Those who voted in the affirmative were,

Messrs. Berry, Baasen, J. R. Brown, Kingsbury, Stannard, and Wilson.

Those who voted in the negative were,

Messrs. Adams, Branch, L. M. Brown, Barrows, Case, Costello, Chase, Chamblin, Foster, Grant, Gere, Howell, Hetchman, King, McVey, Murray, Plumer, Payne, Ramsey, Smith, Sweeney, Thompson, Thomas, Troll, Wilkie, Whitlock, and Mr. Speaker.

The motion was lost.

Mr. Adams from the Committee on Engrossed Bills, reported the following Bill as correctly engrossed :

No. 1, H. of R., a Bill for an Act to accept the grant and execute the trust conferred upon the Territory of Minnesota, by act of Congress of March 3rd, 1857.

Upon motion, the House adjourned until next Monday, at 2 o'clock, P. M.

J. W. FURBER, Speaker.

Attest :

H. L. EDWARDS, Chief Clerk.

MONDAY, MAY 18th, 1857.

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by the Chaplain.

The roll being called, the following Members answered to their names :

Messrs. Adams, Branch, L. M. Brown, Berry, Barrows, Baasen, Case, Gere, Howell, Hayden, Jewett, Kingsbury, McVey, Payne, Stannard, Sweeney, Thompson, Thomas, Troll, Whitlock, Wilson, and Mr. Speaker.

The Journal of Saturday's proceedings was then read, corrected and approved.

The Speaker laid before the House a communication from the President

and Secretary of the Minneapolis and Cedar Valley Railroad Company, which was read by the Clerk.

Upon motion of Mr. Whitlock, the communication was laid on the table and one hundred copies ordered to be printed.

The Speaker also laid before the House a communication from the President and Secretary of the Root River Valley and Southern Minnesota Railroad Company, which was read by the Clerk.

Upon motion of Mr. Whitlock, the communication was laid on the table and one hundred copies ordered printed for the use of the House.

A message from the Council being announced, Mr. Smith, Secretary, appeared and delivered the following message :

MR. SPEAKER : The Council have passed C. F. No. 10, a Bill to grant certain lands to the Root River Valley and Southern Minnesota Railroad Company, also to the Minneapolis and Cedar Valley Railroad Company, and to execute the trust created by an Act of Congress entitled "an Act, making a grant of land to the Territory of Minnesota, in alternate sections, to aid in the construction of certain Railroads in said Territory, and granting public lands in alternate sections, to the State of Alabama, to aid in the construction of a certain Railroad in said State," approved March 3d, 1857, which is herewith transmitted and the concurrence of the House of Representatives is solicited in the passage of said bill.

The Council have also passed C. F. No. 1, a memorial to the President of the United States, and C. F. No. 25, a Bill for an Act to incorporate the town of Manhattan, which are herewith transmitted and the concurrence of the House solicited.

Upon motion of Mr. Baasen the rules were so far suspended as to allow Memorial No. 1, C. F., a memorial to the President of the United States, to be read a first and second time.

The Memorial was then read a first and second time.

Upon motion, the rules were suspended and the Memorial was then read a third time.

Mr. Murray moved that the Memorial be indefinitely postponed;

And the yeas and nays being called for and ordered, there were yeas 19, and nays 12, as follows :

Those who voted in the affirmative were,

Messrs. Adams, Abbe, L. M. Brown, Berry, Barrows, Case Costello, Chase, Gere, Hayden, Jewett, Kingsbury, Murray, Plumer, Ramsey, Smith, Sweeney, and Troll.

Those who voted in the negative were,

Messrs. Branch, Baason, J. R. Brown, Howell, King, McVey, Payne, Stannard, Thompson, Thomas, Whitlock, and Mr. Speaker.

The motion prevailed.

A message from the Council being announced, Mr. Smith, Secretary thereof, appeared and delivered the following message :

MR. SPEAKER : The Council have passed C. F. No. 28, a Bill for an Act to assign the Justices of the U. S. Courts of the Territory of Minnesota to the several Judicial Districts, which is herewith transmitted and the concurrence of the House of Representatives is solicited therein.

Mr. Whitlock offered the following resolution.

Resolved, That the Clerk of this House be instructed to withhold a certificate for any and all services that may have been performed by G. A. Proper, Engrossing Clerk of this House during the present session.

Mr. Murray moved to refer the resolution to a Select Committee of three. The motion was adopted and the Speaker appointed Messrs. Murray, Hayden, and Gere, said Committee.

The Speaker announced the following message from his Excellency, the Governor :

EXECUTIVE DEPARTMENT, }
May 16th, 1857. }

To the Speaker of the House of Representatives :

SIR : I am instructed by his Excellency, the Governor, to inform the House of Representatives that he has approved and signed,

"H. of R., No. 2, relative to the procuring of the removal of the Indians to their reservations."

"A Bill to appropriate money to be expended in procuring the release of certain female captives now in bondage among the Indians."

"Memorial to his Excellency, James Buchanan, President of the United States."

"An Act to incorporate the town of Traverse des Sioux."

"An Act to incorporate the town of Traverse des Sioux City."

"An Act to incorporate the town of Traverse."

All of which originated in the House of Representatives.

Respectfully your obedient servant,

J. J. McCULLOUGH, Private Secretary.

Bills from the Council upon their first and second reading being in order.

No. 10, C. F., a Bill to grant certain lands to the Root River Valley and Southern Minnesota Railroad Company, also the Minneapolis and Cedar Valley Railroad Company, and to execute the trusts created by an Act of Congress, entitled "an Act, making a grant of lands to the Territory of Minnesota, in alternate sections, to aid in the construction of certain Railroads in said Territory, and making a grant of public lands to the State of Alabama to aid in the construction of a certain Railroad in said State," was taken from the table and read a first and second time.

Upon motion of Mr. Gere, the House resolved itself into Committee of the Whole to consider Council File No. 10, a Bill to grant certain lands to the Root River Valley and Southern Minnesota Railroad Company; also to the Minneapolis and Cedar Valley Railroad Company, and to execute the trust created by an Act of Congress, entitled "an Act, making a grant of lands in alternate sections, to aid in the construction of certain Railroads in said Territory, and granting public lands, in alternate sections, to the State of Alabama to aid in the construction of a certain Railroad in said State."

Mr. Stannard in the Chair.

After sometime spent therein, the Committee rose and by their Chairman reported the Bill back to the House without amendments, and recommended its passage.

Mr. Berry offered the following amendment to Sec. 6 :

Strike out the words "Said point of junction to be in the county of Dakota, from two to four miles from Mendota, in a southerly direction."

And the yeas and nays being called for and ordered, there were yeas 8, and nays 28, as follows :

Those who voted in the affirmative were,

Messrs. Branch, Berry, Jewett, Stannard, Smith, Sweeney, Thomas, and Mr. Speaker.

Those who voted in the negative were,

Messrs. Adams, L. M. Brown, Barrows, Baasen, J. R. Brown, Case, Costello, Chase, Foster, Grant, Gere, Howell, Hetchman, Hayden, King, Kingsbury, McVey, Murray, Plumer, Payne, Ramsey, Thompson, Troll, Wilkie, and Whitlock.

The House refused to adopt the amendment.

Mr. Berry moved to amend Sec. 14.

Strike out of Sec. 14, the words "This grant is made upon the express condition that the said Minneapolis and Cedar Valley Railroad Company shall construct, equip, maintain, and operate a branch from any point on said road to," and insert, "from any point on said road and a like road, to Hastings."

And the yeas and nays being called for and ordered, there were yeas 10 and nays 24, as follows :

Those who voted in the affirmative were,

Messrs. Berry, Hayden, Jewett, Murray, Plumer, Ramsey, Stannard, Smith, Thomas, and Mr. Speaker.

Those who voted in the negative were,

Messrs. Adams, Abbe, Branch, L. M. Brown, Barrows, Baasen, J. R. Brown, Case, Costello, Chase, Foster, Grant, Gere, Howell, Hetolman, King, Kingsbury, McVey, Payne, Sweeney, Thompson, Troll, Wilkie, and Whitlock.

The amendment was lost.

Upon motion of Mr. Gere, the rules were suspended and No. 10, C. F., a Bill to grant certain lands to the Root River Valley and Southern Minnesota Railroad Company ; also to the Minneapolis and Cedar Valley Railroad Company, and to execute the trust created by an Act of Congress, entitled "an Act, making a grant of lands, in alternate sections, to the Territory of Minnesota to aid in the construction of certain Railroads in said Territory, and granting public lands in alternate sections, to the State of Alabama, to aid in the construction of a certain Railroad in said State," approved March 3d, 1857, was read a third time.

The question then being upon the passage of the Bill ;

And the yeas and nays being called for and ordered, there were yeas 26 and nays 6, as follows :

Those who voted in the affirmative were,

Messrs. Adams, Abbe, Branch, L. M. Brown, Barrows, Baasen, J. R. Brown, Case, Costello, Chase, Foster, Grant, Gere, Howell, Hetchman, Hayden, King, Kingsbury, McVey, Plumer, Payne, Smith, Sweeney, Thompson, Thomas, Troll, Wilkie, Whitlock, and Wilson.

Those who voted in the negative were,

Messrs. Berry, Jewett, Murray, Ramsey, Stannard, and Mr. Speaker.

The Bill passed.

The question then being upon agreeing to the title of the Bill.

It was agreed to.

Mr. Gere moved that the vote by which this House passed C. F. No. 10, be reconsidered.

The motion was lost.

Upon motion of Mr. Whitlock, the rules were suspended and C. F. No. 28, a Bill assigning the Justices of the United States Courts of the Territory to their several Districts, was read a third time, passed, and its title agreed to.

Upon motion of Mr. Adams, the House adjourned until to-morrow at 10 o'clock, A. M.

J. W. FURBER, Speaker.

Attest :

H. L. EDWARDS, Chief Clerk.

TUESDAY, MAY 19, 1857.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by the Chaplain.

The roll being called, the following members answered to their names: Messrs. Adams, Abbe, Branch, L. M. Brown, Berry, Baasen, J. R. Brown, Case, Chamblin, Grant, Hetchman, Hayden, King, Keith, Kingsbury, Murray, Plumer, Payne, Ramsey, Sweeney, Whitlock, and Mr. Speaker.

Upon motion of Mr. Whitlock the reading of yesterday's proceedings was dispensed with.

Upon motion the rules were suspended, and Mr. Whitlock introduced No. 24, H. of R., a Bill granting a Ferry Charter to Wm. Brewster.

Also, No. 25, H. of R., a Bill for a Ferry Charter across the Minnesota river, at the town of Beaver.

They were read a first and second time.

And upon motion of Mr. Whitlock the rules were suspended, and the Bills Nos. 24 and 25, H. of R., were read a third time, passed and their titles agreed to.

Upon motion the rules were suspended, and Mr. Kingsbury introduced No. 26, H. of R., a Bill to incorporate certain towns in this Territory, of which previous notice had not been given.

Upon leave being granted, Mr. J. R. Brown introduced No. 27, H. of R., a Bill to establish certain Counties, and for other purposes.

The Bills were read a first and second time, and laid on the table to be printed.

Upon motion of Mr. Smith the rules were suspended, and No. 20, H. of R., a Bill to encourage the destruction of Gophers and Blackbirds.

And No. 16, H. of R., a Bill for an Act to amend an act, entitled an act to incorporate the town of Minneapolis.

Were read a third time, passed and their titles agreed to.

Upon motion the rules were suspended, and Mr. Abbe introduced No. 28, H. of R., a Bill to organize the county of Anoka ; it was read a first and second time.

Mr. Abbe moved that the rules be suspended, and bill be read a third time.

Mr. Murray moved a call of the House.

The Clerk called the roll and reported the following members absent :

Messrs. Branch, L. M. Brown, Barrows, Black, Grant, Greeley, Keith, and Wilkie.

Upon motion of Mr. Abbe, all further proceedings under the call were dispensed with.

Mr. McVey moved that the rules be so far suspended, as to allow No. 28, H. of R., to go to its third reading.

And the yeas and nays being called for and ordered, there were yeas 15, and nays 13, as follows:

Those who voted in the affirmative were,

Messrs. Adams, Abbe, J. R. Brown, Case, Foster, Gere, Hayden, Jewett, King, Keith, Kingsbury, Plumer, Stannard, Thomas, and Whitlock.

Those who voted in the negative were,

Messrs. Branch, Baasen, Costello, Chase, Chamblin, Howell, McVey, Murray, Payne, Ramsey, Smith, Sweeney, and Mr. Speaker.

The motion was negatived.

Mr. Abbe moved that No. 28, H. of R., be referred to a Select Committee.

The motion was lost.

The Bill was then laid on the table to be printed.

Upon motion the rules were suspended, and Mr. Adams introduced No. 29, H. of R., a Bill to locate the county seat of Dakota county, at the City of Hastings.

The Bill was read a first and second time.

Upon motion the rules were suspended, and the Bill being a Bill for an Act to locate the county seat of Dakota county, was read a third time, passed and its title agreed to.

Upon motion of Mr. Baasen, the House resolved itself into Committee of the Whole to consider House File of Bills.

Mr. Berry in the Chair.

After sometime spent therein, the Committee rose and by their Chairman reported the Bills back to the House as follows :

No. 11, H. of R., with amendments, with the recommendation that they be concurred in.

No. 19, H. of R., with amendments, and recommended the concurrence of the House.

No. 12, H. of R., without amendments, and recommended that it be ordered engrossed.

No. 10, H. of R., without amendments, and recommended that it be laid on the table.

No. 13, H. of R., without amendments, and recommended that it be laid on the table.

No. 17, H. of R., without amendments, and recommended that it be laid on the table.

No. 18, H. of R., without amendments, and recommended that it be laid on the table.

No. 21, H. of R., without amendments, and recommended that it be laid on the table.

No. 23, H. of R., without amendments, and recommended that it be laid on the table.

The report of the Committee was accepted, and Nos. 11, 12 and 19, House Bills were ordered engrossed for a third reading.

Nos. 15, 13, 17, 18, 21 and 23, House Bills were laid on the table.

Upon motion of Mr. Adams, the House adjourned until 3 o'clock, P. M.

AFTERNOON SESSION, MAY 19th, 1857.

The House met pursuant to adjournment, and was called to order by the Speaker.

The Clerk called the roll, and the following Members answered to their names : Messrs. Adams, Abbe, Berry, Baasen, Black, J. R. Brown, Case, Chase, Foster, Gere, Hetchman, Hayden, Jewett, King, Keith, Kingsbury, McVey, Murray, Plumer, Payne, Stannard, Smith, Sweeney, Whitlock, and Mr. Speaker.

Upon motion of Mr. Gere, the rules were suspended for the introduction of Bills.

Mr. Whitlock introduced No. 30, H. of R., a Bill to change the name of Mary Farnham Mason, to Mary Mason Farnham

Also, No. 31, H. of R., a Bill to regulate the compensation of County Surveyors in the Territory of Minnesota.

Mr. Gere introduced No. 32, H. of R., a Bill to extend the corporate limits of the town of Chatfield.

Also, No. 33, H. of R., a bill to amend an Act, entitled an Act for the Government of the Territorial Prison of Minnesota Territory.

Mr. Foster introduced No. 34, H. of R., a Bill to incorporate the Wabash Grammar School.

Mr. Jewett introduced No. 35, H. of R., a Bill to incorporate the Fari-bault and Canon City Gravel and Plank Road Company.

Mr. Adams introduced No. 36, H. of R., a Bill to authorize School District No. 7, in Wright County, to borrow money.

Mr. J. R. Brown introduced No. 37, H. of R., a Bill to authorize the Minnesota Improvement company to build a certain Railroad.

Also, No. 38, H. of R., a Bill to amend an Act, entitled an act to provide for the survey of Logs and Lumber in this Territory.

Also, No. 39, H. of R., a Bill to incorporate the Old Settlers Association.

Mr. Abbe introduced No. 40, H. of R., to incorporate the Trustees of Belle Prairie Seminary.

Also, No. 41, H. of R., a Bill to incorporate the Orono Seminary.

Mr. King introduced No. 42, H. of R., a Bill to incorporate Prairie Lodge, No. 7, I. O. O. F.

Mr. Berry introduced No. 43, H. of R., a Bill to incorporate the Cedar Valley University.

Mr. Murray introduced No. 44, H. of R., a Bill to amend an Act for the apportionment of Members of the Legislative Assembly.

The Bills were read a first and second time.

Upon motion the House resolved itself into Committee of the Whole to consider House File of Bills.

Mr. J. R. Brown in the Chair.

After sometime spent therein the Committee rose and by their Chairman reported the Bills back to the House as follows :

Nos. 27, 33, 30, 34, 35, 41, 32, 38, 39, 36, 44, 42, 43, and 40, without amendments, with the recommendation that they be ordered engrossed.

Also, Nos. 26, 34, and 37, with amendments, in which the concurrence of the House was recommended.

The report of the Committee was accepted, and the amendments of the Committee concurred in by the House.

Upon motion of Mr. Abbe the rules were suspended, and No. 41, H. of R., a Bill to incorporate the Orono Seminary.

No. 32, H. of R., a Bill to extend the corporate limits of the town of Chatfield.

No. 38, H. of R., a Bill to amend an Act, entitled an act to 'provide for the survey of Logs and Lumber in Minnesota Territory.

No. 39, H. of R., a Bill to incorporate the Old Settlers Association.

No. 36, H. of R., a Bill to authorize the School District No. 7, in Wright county to borrow money.

No. 34, H. of R., a Bill to incorporate the Wabashaw Grammar School.

No. 35, H. of R., a Bill to incorporate the Faribault and Canon City Gravel and Plank Road Company.

No. 42, H. of R., a Bill to incorporate Prairie Lodge No. 7, I. O. O. F.

No. 43, H. of R., a Bill to incorporate the Cedar Valley University.

No. 40, H. of R., a Bill to incorporate the Trustees of Belle Prairie Seminary.

And No. 27, H. of R., a Bill to establish certain counties, and for other purposes.

Were read a third time, passed and their titles agreed to.

Mr. Murray presented the resignation of Mr. Benton, Sergeant-at-Arms.

Upon motion of Mr. Brown it was accepted.

Upon motion of Mr. Whitlock the House voted a vote of thanks to Mr. Benton, for the able, impartial and gentlemanly manner in which he had discharged the duties of his office.

Upon motion of Mr. Murray, Mr. J. Q. Adams Ward, was elected Sergeant-at-Arms for this House.

Upon leave granted Mr. Murray introduced No 45, H. of R., a Bill to incorporate the Fuller House Company.

Mr. Foster introduced No. 46, H. of R., a Bill to change the name of the town of Stockton to Hillsdale.

Mr. Wilson introduced No. 47, H. of R., a Bill to amend an Act to incorporate the St. Cloud Bridge Company.

Also, No. 48, H. of R., a Bill to incorporate certain towns in this Territory, and to provide for town government within the same.

Mr. L. M. Brown introduced No. 49, H. of R., a Bill to incorporate the city of Shakopee.

Mr. King introduced No. 50, H. of R., a Bill to incorporate the Minnesota and Dakotah Land Company.

They were read first and second time.

Upon motion the rules were suspended, and No. 45, H. of R., No. 46, H. of R., No. 47, H. of R., No. 48, H. of R., No. 49, H. of R., No. 50, H. of R., were read a third time, passed and their titles agreed to.

The Committee on Enrolled Bills, report the following Bills correctly enrolled:

No. 1, H. of R.

No. 28, H. of R.

JOS. ROLETTE,
M. G. THOMPSON.

Mr. J. Q. A. Ward then came forward and received the oath of office administered by the Speaker.

Mr. J. R. Brown moved that the rules requiring Bills to lay upon the table one day and be printed, be suspended, and No 48, H. of R., be placed in the general file of Bills ready for commitment.

The motion prevailed.

Upon motion, the House adjourned until to-morrow at 10 o'clock, A. M.
J. W. FURBER, Speaker.

Attest :

H. L. EDWARDS, Chief Clerk.

WEDNESDAY MORNING, MAY 20, 1857.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by the Chaplain.

The roll being called, the following members answered to their names : Messrs. Adams, Abbe, Berry, Barrows, Baasen, Black, Case, Chase, Chamblin, Foster, Grant, Howell, Hetchman, Hayden, King, Keith, Kingsbury, McVey, Murray, Plumer, Payne, Ramsey, Stannard, Sweeney, Thomas, Whitlock, Wilson and Mr. Speaker.

Upon motion, the reading of the Journal of yesterday's proceedings was dispensed with.

A Message from the Council being announced, Mr. Smith, Secretary thereof, appeared and delivered the following Message:

MR. SPEAKER :—The Council have concurred with the House of Representatives in the passage of House Bill No. 24, an act granting to William Brewster the right to establish and maintain a ferry across the Minnesota River. Also, House Bills Nos. 16 and 25, and the same are herewith returned.

Mr. Kingsbury introduced No. 51, H. of R., a bill to legalize the record of certain towns in the Territory of Minnesota. It was read a first and second time, and upon motion of Mr. Kingsbury, the rules were suspended and the bill was read a third time, passed, and its title agreed to.

Mr. Thomas introduced No. 52, H. of R., a bill relating to public roads.

Mr. McVey introduced No. 53, H. of R., a bill to incorporate the Western Land Association. Also, No. 54, H. of R., a bill to grant the right to certain persons to establish and maintain ferries in this Territory. Also, No. 55, H. of R., a bill to amend an act entitled an act to incorporate the city of Hastings. They were read a first and second time, and laid in the general file ready for committee of the whole.

Mr. Payne introduced No. 56, H. of R., a bill to incorporate the Dodge County Library and Building Association. Upon motion, the rules were suspended, and No. 56, H. of R., was read a first, second and third time, passed, and its title agreed to.

Mr. Thompson introduced No. 58, H. of R., a bill to incorporate the Chelsea Plank and Macadamized Road Company.

Mr. Murray introduced No. 57, H. of R., a bill to incorporate the town of Ottawa, and for other purposes. They were read a first and second time.

Upon motion of Mr. Murray, the rules were suspended, and No. 58, H. of R., was read a third time.

The question then recurring upon the passage of the bill, And the yeas and nays being called for and ordered, there were yeas 21, and nays 5, as follows:

Those who voted in the affirmative were,

Messrs. L. M. Brown, Berry, Barrows, Baasen, Black, J. R. Brown, Case, Costello, Chase, Chamblin, Foster, Howell, King, Kingsbury, Murray, Payne, Stannard, Sweeney, Thompson, Troll and Mr. Speaker.

Those who voted in the negative were,

Messrs. Adams, Abbe, Hayden, Keith and McVey.

The bill passed and its title was agreed to.

Mr. Keith introduced No. 59, H. of R., a bill to incorporate a College at Excelsior, Hennepin county.

Mr. Wilson introduced No. 60, H. of R., a bill to incorporate the St. Augusta Boom Company.

Mr. Stannard introduced No. 61, H. of R., a bill to incorporate the Leroy Academy. Also, No. 62, H. of R., a bill to incorporate the Austin Young Men's Association.

They were read a first and second time, and upon motion, the rules were suspended, and Nos. 61, H. of R. and 62, H. of R., were read a third time, passed, and their titles agreed to.

Mr. Murray introduced No. 63, H. of R., a bill to amend an act entitled an act to incorporate the Minnesota Life, Fire and Marine Insurance Company.

Mr. Plumer introduced No. 64, H. of R., a bill to incorporate the town of Painesville. Also, No. 65, H. of R., a bill relative to Free Schools in Minneapolis. Also, No. 66, H. of R., a bill to incorporate the Gleucoc Library Association.

They were read a first and second time, and upon motion of Mr. Murray, the rules were suspended, and upon motion of Mr. Murray, the rules were suspended, and Nos. 63, 64, 65 and 66, H. of R., were read a third time, passed, and their titles agreed to.

Mr. Foster introduced, No. 67, H. of R., a bill to amend an act to incorporate the city of St. Anthony. Also, No. 68, H. of R., a bill for an act to incorporate the Mississippi Branch Railroad Company. Also, No. 69, H. of R., a bill to incorporate the Pleasant Grove Academy.

They were read a first and second time.

Mr. Gere introduced No. 70, H. of R., a bill to incorporate the Southern Minnesota Land Company.

Mr. Chamblin introduced No. 71, H. of R., a bill to incorporate the Hebrew Congregation of St. Paul.

They were read a first and second time.

Mr. Chamblin moved that the rules be suspended to admit No. 71, H. of R. to go to its third reading now.

Mr. J. R. Brown moved to amend the motion by placing the bill in the general file ready for commitment, without being printed.

The amendment was adopted, and the motion as amended was adopted.

Mr. J. R. Brown introduced No. 72, H. of R., a bill to incorporate the Mississippi and Lake Superior Ship Canal Company. Also, No. 73, H. of R., a bill to incorporate the Aid Society of the Minnesota Annual Conference of the M. E. Church.

They were read a first and second time, and upon motion, were placed in the general file of bills.

Mr. Whitlock moved that the rules requiring the bills to lay upon the table one day to be printed, be so far suspended as to allow No. 67, H. of R., to be considered by this House this day.

And the yeas and nays being called for and ordered, there were yeas 11, and nays 14, as follows:

Those who voted in the affirmative were,

Messrs. L. M. Brown, J. R. Brown, Costello, Gere, Keith, Kingsbury, McVey, Murray, Payne, Whitlock and Speaker.

Those who voted in the negative were,

Messrs. Adams, Abbe, Barrows, Black, Case, Foster, Howell, Hetchman, Hayden, King, Plumer, Stannard, Sweeney and Thomas.

The motion was lost.

Mr. Gere introduced No. 74, H. of R., a bill for the relief of Isaac Day, of Fillmore county.

Mr. Ramsey introduced No. 75, H. of R., a bill authorizing the proprietors of the town of Carver to have the same surveyed, and a new plat recorded.

Mr. Howell introduced No. 76, H. of R., a bill to make appropriations for defraying the expenses of the extra session of the Legislature, and for the relief of Goodrich & Somers, T. M. Newson, and others. Also, No. 77, H. of R., a bill to amend the Session Laws of 1854.

Mr. L. M. Brown introduced No. 78, H. of R., a bill to incorporate the North-Western Pioneer Association.

Mr. Troll introduced No. 79, H. of R., a bill to incorporate the German Agricultural Society of Carver county.

They were read a first and second time.

Upon motion, the rules were suspended and Nos. 74, 76 and 78, H. of R., were placed in the general file, ready for commitment; and No. 75, H. of R., No. 77, H. of R., and 79 H. of R., were read a third time, passed and their titles agreed to.

A Message from the Council being announced, Mr. Smith, Secretary thereof, appeared and delivered the following Message:

MR. SPEAKER:—The Council have concurred with the House of Representatives in the passage of No. 5, H. of R., a bill for an act to incorporate the Minnesota and Pacific Railroad Company, and to dispose of certain grants of land made to the Territory of Minnesota for Railroad purposes, by act of Congress approved March 3d, 1857, and the same is herewith returned to the House.

On motion of Mr. Ramsey, the House adjourned until 3 o'clock, P. M.

AFTERNOON SESSION, MAY 20, 1857.

The House met pursuant to adjournment, and was called to order by the Speaker.

The roll being called, the Clerk reported a quorum present.

The Joint Committee on Enrolled Bills have examined and found correctly enrolled, the following bills:

C. F. No. 18, an act to incorporate the Mississippi and Rum River Boom Company;

C. F. No. 10, an act to grant certain lands to the Root River Valley and Southern Minnesota Railroad Company; also, to the Minneapolis and Cedar Valley Railroad Company, and to execute the trust created by an act of Congress, entitled "An act making a grant of lands to the Territory of Minnesota in alternate sections, to aid in the construction of certain Railroads in said Territory, and granting public lands in alternate sections to the State of Alabama, to aid in the construction of a certain Railroad in said State, approved March 3d, 1857.

H. of R. 25, an act granting to James B. Sly and others the right to establish certain ferries.

JOSEPH ROLETTE,
M. G. THOMPSON.

Upon motion of Mr. Murray, the rules were suspended and the following bills were taken up, read a third time, passed, and their titles agreed to:

No. 10, H. of R., a bill to incorporate the Mississippi Valley Railway Company;

No. 11, H. of R., a bill for an act relating to District Courts, and for other purposes;

No. 30, H. of R., a bill to change the name of Mary Farnham Mason to Mary Mason Farnham;

No. 44, H. of R., an act to amend an act for the apportionment of the Legislative Assembly;

No. 31, H. of R., a bill to regulate the compensation of County Surveyors in the Territory of Minnesota.

No. 33, H. of R., a bill to amend an act entitled an act for the government of the Territorial Prison of Minnesota Territory;

No. 12, H. of R., a bill for an additional act prescribing rules and regulations for the execution of the trust arising under the act of Congress entitled, an act for the relief of citizens of towns upon lands of the United States under certain circumstances, approved March 3d, 1855.

No. 19, H. of R., a bill for an act to incorporate the Minnesota Northwestern Railroad Company; and

No. 37, H. of R., A bill to authorize the Minnesota Improvement Company to build a certain railroad.

Mr. J. R. Brown introduced No. 80, H. of R., a bill to incorporate the Grey Cloud Seminary; also, No. 81, H. of R., a bill to organize the St. Augusta Boom Company; also, No. 82, H. of R., a bill granting the right to C. B. Gallagher to establish and keep a ferry across the Mississippi River at Grey Cloud.

Mr. Baasen introduced No. 83, H. of R., a bill for the protection of laborers on railroads, and for other purposes.

The bills were read a first and second times.

Mr. Baasen moved that the rules be suspended, and No. 83, H. of R. be read a third time.

Pending the question, the Chair announced to the House that there was not a quorum within the bar.

Upon which, Mr. Baasen moved a call of the House, which was ordered.

The Clerk called the roll.

The members resumed their seats, and upon motion, all further proceedings under the call were dispensed with.

The question then recurring upon the suspension of the rules, it was decided in the affirmative.

The bill was then read a third time, passed, and its title agreed to.

Mr. King introduced No. 84, H. of R., a bill to incorporate the Big Sioux Land Company.

It was read a first and second times, and upon motion, the rules were suspended, and the bill placed in the general file, without printing.

Upon motion of Mr. J. R. Brown the House resolved itself into Committee of the Whole to consider House File of bills, Mr. Foster in the chair.

After sometime spent therein the Committee rose and by their Chairman reported the Bills back to the House, as follows:

No. 64, H. of R., No. 48, H. of R., No. 72, H. of R., No. 70, H. of R., No. 53, H. of R., No. 81 H. of R., No. 78 H. of R., No. 28 H. of R., No. 55 H. of R., No. 80, H. of R., No. 71 H. of R., and No. 74 H. of R., without amendments.

Also, No. 76, H. of R., without amendments, and recommended that it be referred to a select committee.

Also, No. 85, H. of R., No. 52, H. of R., and No. 73, H. of R., without amendments, and recommended the concurrence of the House.

The report of the committee was accepted, and upon motion was adopted, and the bills disposed of accordingly.

Upon motion, No. 48 H. of R., was referred to Messrs. Murray, Kingsbury and Abbe.

Upon motion, the rules were suspended, and the following Bills were taken up, read a third time and passed, and their titles agreed to:

No. 52, H. of R., a bill for an act relating to public roads;

No. 64, a bill for an act to amend an act entitled an act to incorporate the city of St. Anthony;

No. 55, H. of R., a bill to amend an act to incorporate the city of Hastings;

No. 53 H. of R., a bill to incorporate the Western Land Association;

No. 74, H. of R., a bill for the relief of Isaac Day, of Fillmore county;

No. 85, H. of R., a bill to incorporate the Big Sioux Land Company;

No. 78, H. of R., a bill to incorporate the North-Western Pioneer Land Company.

No. 54, H. of R., a bill for an act granting the right to establish and maintain certain ferries in this Territory;

No. 72, H. of R., a bill to incorporate the Mississippi River and Lake Superior Ship Canal Company;

No. 70, H. of R., a bill to incorporate the Southern Minnesota Land Company;

No. 80, H. of R., a bill to incorporate Grey Cloud Seminary;

No. 81, H. of R., a bill to incorporate the Grey Cloud Boom Company;

No. 82, H. of R., a bill to authorize C. B. Gallagher to establish and keep a ferry across the Mississippi River at Grey Cloud; and

No. 28, H. of R., a bill to define the boundaries of Anoka county.

Upon motion of Mr. Murray, No. 71, H. of R., a bill to incorporate the Hebrew Congregation of St. Paul, was laid on the table.

Mr. Murray moved that the vote by which the House passed No. 28, H. of R. be reconsidered.

And the yeas and nays being called for and ordered, there were yeas 9, and nays 18, as follows:

Those who voted in the affirmative were,

Messrs. J. R. Brown, Costello, Howell, Murray, Payne, Ramsey, Whitlock and Mr. Speaker.

Those who voted in the negative were,

Messrs. Adams, Abbe, Berry, Barrows, Black, Foster, Gere, Hetchman, Hayden, Jewett, Keith, Kingsbury, McVey, Plumer, Stannard, Smith, Thomas and Wilson.

The House refused to reconsider the vote.

A Message from his Excellency, the Governor, being announced, Mr. McCullough, Private Secretary, appeared and delivered the following Message:

EXECUTIVE DEPARTMENT, }
May 19th, 1857. }

To the Speaker of the House of Representatives:

SIR:—I am instructed by His Excellency to inform the House of Representatives that he has approved and signed, "An Act to accept the grant and execute the trust conferred upon the Territory of Minnesota, by act of Congress, of March 3d, A. D. 1857," which originated in the House of Representatives.

Respectfully, your obedient servant,
J. J. McCULLOUGH, Private Secretary.

A Message from the Council being announced, Mr. Smith, Secretary thereof, appeared and delivered the following Message:

MR. SPEAKER:—The Council have passed No. 34, C. F., a bill to incorporate the Sauk Rapids Bridge Company; also, No. 35, C. F., a bill to incorporate the Sauk Rapids and Sauk River Manufacturing Company, in which the concurrence of the House is respectfully solicited.

The Council have also passed C. F. Nos. 12 and 24, which are herewith transmitted, and the concurrence of the House requested therein.

The Council have concurred with the House of Representatives in the passage of House bills Nos. 14 and 24, and the same are herewith returned to the House.

The Council have passed C. F. Nos. 8 and 36, which are herewith transmitted, and the concurrence of the House is solicited therein.

Mr. Thompson from the Committee on Enrolled Bills, reported that they had examined and found correctly enrolled the following Bills, viz: C. F. No. 1, and H. of R. No. 5.

JOS. ROLETTE,
M. G. THOMPSON.

Upon motion of Mr. Brown the rules were suspended, and No. 8, C. F., a Bill for an Act to annex a portion of Mower county to Olmstead.

And No. 68, H. of R., a Bill to incorporate the Mississippi Branch Rail Road Company, were passed and there titles agreed to.

Upon leave being granted, Mr. Plumer introduced No. 86, H. of R., a Bill to incorporate the Upper Mississippi Bridge Company.

It was read a first and second time.

And upon motion of Mr. Hayden, it was referred to Messrs. Hayden, Hetchman, and Whitlock.

Mr. Whitlock moved that the House adjourn.

The motion was lost.

Mr. J. R. Brown moved that the rules be suspended for the introduction of two Bills.

Pending the question, Mr. Gere moved a call of the House.

The Speaker ruled the motion out of order.

The question then recurring upon, the motion to suspend the rules;

And the yeas and nays being called for and ordered, there were yeas 22, and nays 10, as follows :

Those who voted in the affirmative were,

Messrs. Abbe, Branch, L. M. Brown, Berry, Barrows, Baasen, Black, J. R. Brown, Case, Costello, Chase, Foster, Gere, Howell, Jewett, King, Kingsbury, Murray, Plumer, Payne, Ramsey, and Stannard.

Those who voted in the negative were,

Messrs. Adams, Hetchman, Hayden, Keith, McVey, Smith, Thomas, Troll, Whitlock, and Mr. Speaker.

The rules were suspended.

Mr. J. R. Brown introduced No. 88, H. of R., a Bill to incorporate the town of Bancroft.

And No. 89, H. of R., a Bill to incorporate the Red River Navigation Company.

They were read a first and second times.

Upon motion of Mr. Brown, the rules were suspended for the purpose of allowing Nos. 88 and 89, H. of R., to go to their third reading.

No. 88, H. of R., was then read a third time, passed and its title agreed to.

Pending the reading of No. 89, H. of R., Mr. Whitlock moved to adjourn.

Upon which a call of the House was made.

Mr. J. R. Brown moved to dispense with the call.

And the yeas and nays being called for and ordered, there were yeas 7, and nay 20, as follows :

Those who voted in the affirmative were,

Messrs. Chase, King, Plumer, Payne, Smith, Sweeney, Troll, and Mr. Speaker.

Those who voted in the negative were,

Messrs. Abbe, L. M. Brown, Berry, Barrows, Baasen, Black, J. R. Brown, Case, Costello, Chamblin, Gere, Howell, Hetchman, Jewett, Kingsbury, McVey, Murray, Ramsey, Stannard, and Wilson.

The question decided in the negative.

Mr. Whitlock moved to adjourn.

And the yeas and nays being called for and ordered, there were yeas 16, and nays 19, as follows :

Those who voted in the affirmative were,

Messrs. Adams, Chase, Foster, Hetchman, Hayden, Keith, McVey, Plumer, Smith, Sweeney, Thompson, Thomas, Troll, Whitlock, Wilson, and Mr. Speaker.

Those who voted in the negative were:

Messrs. Abbe, Branch, L. M. Brown, Berry, Barrows, Baasen, Black, J. R. Brown, Case, Costello, Chamblin, Gere, Howell, Jewett, King, Kingsbury, Payne, Ramsey, and Stannard.

Motion lost.

Mr. Gere moved to reconsider the vote by which the House refused to dispense with the call.

And the yeas and nays being called for and ordered, there were yeas 25, and nays 8, as follows :

Those who voted in the affirmative were,

Messrs. Adams, Abbe, Baasen, Black, J. R. Brown, Costello, Chase, Gere, Hayden, Jewett, King, Kingsbury, Murray, McVey, Plumer, Payne,

Stannard, Smith, Sweeney, Thompson, Thomas, Troll, Whitlock, and Mr. Speaker.

Those who voted in the negative were,

Messrs. Branch, L. M. Brown, Berry, Barrows, Case, Chamblin, Howell, and Ramsey.

The vote was reconsidered.

The question then being upon dispensing with the call,

And the yeas and nays being called for and ordered, there were yeas 20, and nays 14, as follows :

Those who voted in the affirmative were,

Messrs. Adams, Branch, L. M. Brown, Berry, Baasen, Chase, Foster, Hetchman, Hayden, King, Keith, McVey, Plumer, Payne, Smith, Sweeney, Thompson, Thomas, Whitlock, and Mr. Speaker.

Those who voted in the negative were,

Messrs. Abbe, Barrows, Black, J. R. Brown, Case, Costello, Chamblin, Gere, Howell, Jewett, Kingsbury, Ramsey, Stannard, and Troll.

The call was dispensed with.

Mr. Whitlock moved that the House adjourn.

And the yeas and nays being called for and ordered, there were yeas 11, and nays 19, as follows :

Those who voted in the affirmative were,

Messrs. Chase, Foster, Hetchman, Hayden, Keith, Smith, Sweeney, Troll, Thomas, Whitlock, and Mr. Speaker.

Those who voted in the negative were,

Messrs. Abbe, Branch, L. M. Brown, Berry, Barrows, Baasen, Black, J. R. Brown, Gere, Howell, Jewett, Kingsbury, Murray, Plumer, Payne, Ramsey, Stannard, and Thompson.

Motion lost.

A Message from the Council was announced.

The Speaker decided not to receive the message, the Council not being in Session.

Mr. Gere appealed from the decision of the Chair.

The question then being, shall the decision of the Chair be the decision of the House.

And the yeas and nays being called for and ordered, there were yeas 20, and nays 11, as follows :

Those who voted in the affirmative were,

Messrs. Adams, Branch, Berry, Baasen, J. R. Brown, Case, Foster, Howell, Hayden, Jewett, King, Keith, Kingsbury, McVey, Payne, Stannard, Sweeney, Thompson, Thomas, and Wilson.

Those who voted in the negative were,

Messrs. Abbe, L. M. Brown, Barrows, Black, Costello, Chamblin, Gere, Murray, Plumer, Ramsey, and Troll.

The decision of the Chair was sustained.

Upon motion, the House adjourned until to-morrow at 10 o'clock, A. M.

J. W. FURBER, Speaker.

Attest :

H. L. EDWARDS, Chief Clerk.

THURSDAY MORNING, May 21st. 1857.

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by the Chaplain.

The roll being called the following members answered to their names:

Messrs. Adams, Abbe, L. M. Brown, Berry, Baasen, Black, Case, Costello, Chase, Chamblin, Foster, Grant, Howell, Hetchman, Hayden, Jewett, Keith, Kingsbury, McVey, Murray, Plumer, Payne, Ramsey, Stannard, Sweeney, Thompson, Thomas, Troll, Wilkie, Whitlock, Wilson, and Mr. Speaker.

Upon motion of Mr. Gere, the reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Thomas introduced No. 3, H. of R., a Memorial for a mail route therein named.

The Memorial was read a first and second times.

Mr. Thomas moved that the rules be suspended for the purpose of admitting the Memorial to go to its third reading.

The motion was adopted.

Mr. J. R. Brown moved to amend the Memorial by striking out the word St. Peter, and inserting the word Henderson.

Mr. Plumer moved to amend the amendment by inserting Kaws City.

The House refused to adopt the amendment to the amendment.

The question then recurring upon the adoption of the amendment of Mr. Brown;

And the yeas and nays being called for and ordered, there were yeas 17 and nays 18.

Those who voted in the affirmative were,

Messrs. Abbe, Branch, L. M. Brown, Berry, Black, J. R. Brown, Costello, Chamblin, Gere, Jewett, Kingsbury, Murray, Ramsey, Stannard, Sweeney, and Wilson.

Those who voted in the negative were,

Messrs. Adams, Barrows, Case, Chase, Foster, Grant, Howell, Hetchman, Hayden, King, Keith, McVey, Payne, Smith, Thompson, Thomas, Troll, and Whitlock, Mr. Speaker.

The amendment was lost.

Mr. Sweeney moved to amend the Memorial by adding the following section: To Blue Earth City via. Emmet City.

The amendment was adopted.

The Memorial was then read a third time, passed, and its title agreed to.

Mr. Thompson from the Committee on Enrolled Bills, reported that they had examined and found correctly enrolled, Council File No. 8, "an Act to annex a portion of the county of Mower to the county of Olmstead."

Also, that they had presented to his Excellency, the Governor, for his approval and signature,

No. 25, H. of R.

No. 18, Council File.

No. 1, H. of R., Joint Resolution.

JOS. ROLETTE, Jr.

M. G. THOMPSON.

Mr. J. R. Brown introduced Memorial No. 4, H. of R., a memorial to the Secretary of War, for the location of troops along the line of our frontier settlements.

It was read a first and second times.

Upon motion of Mr. Brown the rules were suspended and the Memorial was read a third time, passed, and its title agreed to.

Mr. Payne offered the following resolution :

Resolved, That no more Bills be received in this House after to-day, unless by unanimous consent of the House.

The resolution was adopted.

Mr. Whitlock offered the following resolution :

Resolved, That the Chairman of the Committee on Enrolled Bills of this House, is hereby directed to report to this House in writing, whether or not (and if not, the reason therefor,) said Committee have presented to his Excellency, the Governor, for his approval, House Bill No. 5, and Council Bills Nos. 1 and 10, for the disposal of the grant of land by Congress, to aid in the construction of Railroads in this Territory.

Mr. Brown moved that the resolution be laid on the table;

And the yeas and nays being called for and ordered, there were yeas 31 and nays 6, as follows :

Those who voted in the affirmative were,

Messrs. Abbe, Branch, L. M. Brown, Berry, Barrows, Baasen, Black, J. R. Brown, Case, Costello, Chase, Chamblin, Foster, Grant, Gere, Howell, Hetchman, Hayden, Jewett, King, Keith, Kingsbury, McVey, Murray, Plumer, Payne, Smith, Sweeney, Wilkie, Wilson, and Mr. Speaker.

Those who voted in the negative were,

Messrs. Adams, Ramsey, Stannard, Thompson, Troll, and Whitlock.

The resolution was laid on the table.

Mr. Branch introduced No. 87, H. of R., a Bill to amend Chapter 7 of Sec. 10, of the Act to incorporate the city of St. Paul.

Mr. Murray introduced No. 88, H. of R., a Bill to incorporate the St. Paul Dramatic Joint Stock Association.

They were read a first and second time.

Upon motion the rules were suspended and No. 87, H. of R., was read a third time, passed, and its title agreed to.

Also, No. 88, H. of R., was read a third time.

The question then being upon the passage of the Bill, upon which Mr. Gere moved a call of the House, which was ordered.

The Clerk called the roll, and upon motion, all further business under the call was dispensed with.

The question then being upon the passage of the Bill ;

And the yeas and nays being called for and ordered, there were yeas 24 and nays 11, as follows :

Those who voted in the affirmative were,

Messrs. Adams, Abbe, Branch, L. M. Brown, Berry, Barrows, Baasen, Black, J. R. Brown, Case, Costello, Chase, Chamblin, Foster, Grant, Gere, King, Murray, Payne, Ramsey, Stannard, Thompson, Wilkie, Whitlock, and Wilson.

Those who voted in the negative were,

Messrs. Howell, Hetchman, Hayden, Jewett, Keith, Kingsbury, McVey, Plumer, Smith, Thomas, and Mr. Speaker.

The Bill passed and its title was agreed to.

Upon motion of Mr. Payne, the rules were suspended and No. 36, H. of R., a Bill to incorporate the town of Mantorville, was read a third time, passed, and its title agreed to.

A message from the Council being announced, Mr. Smith, Secretary, appeared and delivered the following message :

MR. SPEAKER : The Council have concurred in the passage of House Bill No. 20, a bill for an Act to provide for the destruction of blackbirds and gophers, with an amendment to the body of the bill and also to the title of the same, which is herewith returned and the concurrence of the House is requested in the said amendments.

Mr. Gere moved that the rules be suspended for the purpose of taking up H. of R., No. 20, a Bill to encourage the destruction of blackbirds and gophers.

The motion prevailed, and the Bill was taken up and the amendments read by the Clerk.

Mr. Baasen moved that the amendments be concurred in.

Upon which motion the Chair decided (the amendment of the Council having on the face of it, the evidence that the same is in and of itself, an entire new bill, said amendment having engrafted on the face of it, a new title and a substituted enacting clause,) that the requested amendment of the Council is not an amendment to a House Bill, but entire new matter, consequently the motion to concur is not in order.

Mr. Gere appealed from the decision of the Chair.

The question then being : Shall the decision of the Chair be the decision of the House ?

And the yeas and nays being called for and ordered, there were yeas 8 and nays 23, as follows :

Those who voted in the affirmative were,

Messrs. Adams, Hayden, Keith, McVey, Smith, Sweeney, Thomas, and Wilson.

Those who voted in the negative were,

Messrs. Abbe, Branch, L. M. Brown, Berry, Barrows, Baasen, Black, J. R. Brown, Case, Costello, Chase, Chamblin, Foster, Grant, Gere, Howell, Hetchman, Jewett, King, Kigsbury, Murray, Plumer, Payne, Ramsey, Stannard, Thompson, Troll, and Wilkie.

The House decided not to sustain the decision of the Chair.

Mr. Murray moved the previous question upon concurring in the amendments of the Council ;

And the yeas and nays being called for and ordered, there were yeas 22, and nays 15, as follows :

Those who voted in the affirmative were,

Messrs. Abbe, Branch, Barrows, Bassen, Black, Case Costello, Chamblin, Foster, Grant, Gere, Howell, Jewett, King, Murray, Plumer, Payne, Ramsey, Sweeney, Thompson, Whitlock, and Wilson.

Those who voted in the negative were,

Messrs. Adams, Berry, J. R. Brown, Chase, Hetchman, Hayden, Keith, Kingsbury, McVey, Stannard, Smith, Thomas, Toll, Wilkie, and Mrr. Speaker.

The previous question was sustained.

The question then recurring upon the concurrence in the amendments :

And the yeas and nays being called for and ordered, there were yeas 33, and nays 3, as follows :

Those who voted in the affirmative were,

Messrs. Abbe, Branch, Berry, Barrows, Baasen, Black, J. R. Brown, Case, Costello, Chase, Chamblin, Foster, Grant, Gere, Howell, Hetchman, Hayden, Jewett, King, Keith, Kingsbury, Murray, Plumer, Payne, Ramsey, Stannard, Sweeney, Thompson, Thomas, Troll, Wilkie, Whitlock, and Wilson.

Those who voted in the negative were,
Messrs. Adams, McVey, and Mr. Speaker.

The amendments were concurred in by the House.

Mr. Gere moved to reconsider the vote by which the House concurred in the amendments of the Council to House Bill No. 20.

The motion was lost.

Upon motion of Mr. Murray the House adjourned until half past 2 o'clock, P. M.

AFTERNOON SESSION, THURSDAY, MAY 21st, 1857.

The House met pursuant to adjournment and was called to order by the Speaker.

The roll being called the following members answered to their names :

Messrs. Adams, Branch, L. M. Brown, Baasen, J. R. Brown, Costello, Chase, Foster, Grant, Gere, Howell, Hetchman, Hayden, King, Keith, Kingsbury, Murray, Payne, Ramsey, Stannard, Sweeney, Whitlock, Wilson, and Mr. Speaker.

A Message from the Council being announced, Mr. Smith, Secretary thereof, appeared and delivered the following Message :

MR. SPEAKER : The Council have passed C. F. No. 9, C. F. No. 19 and C. F. No. 32, which are herewith transmitted, and the concurrence of the House of Representatives is requested therein.

Mr. Kingsbury from the Select Committee to whom was referred No. 48, H. of R., reported the same back to the House with amendments, and recommended the concurrence of the House.

The report was accepted and the amendments were concurred in.

Mr. Howell from the Select Committee to whom was referred No. 76, H. of R., reported the Bill back to the House with amendments, and recommended the concurrence of the House.

The report was accepted and the amendments were concurred in.

Mr. Hayden from the Committee to whom was referred No. 86, H. of R., reported the Bill back to the House without amendments, and recommended its passage.

The report of the Committee was accepted.

Upon motion of Mr. Howell the House resolved itself into Committee of the Whole to consider H. of R., No. 76.

A Bill for an Act to provide for the expenses of the present extra session of the Legislature and for the relief of Goodrich & Somers and others.

Mr. Gere in the Chair.

After sometime spent therein, the Committee rose and by their Chairman reported the Bill back to the House.

The report was accepted and the Bill was ordered engrossed.

Mr. J. R. Brown moved that the rules be suspended for the purpose of allowing No. — H. of R., a Bill to incorporate certain towns in this Territory, to go to its third reading.

The motion was adopted and the Bill was ordered read a third time, and passed and its title agreed to.

Upon motion of Mr. Murray the House resolved itself into Committee of the Whole to consider Council File of Bills.

After sometime spent therein, the Committee rose and by their Chairman reported the Bills back to the House as follows :

Nos. 24 and 28, Council File of Bills, without amendments.

Upon motion the rules were suspended and the Bills were read a third time, passed, and their titles agreed to.

A message from the Council being announced, Mr. Smith, Secretary thereof, appeared and delivered the following message :

MR. SPEAKER : The Council have passed the following Council Files :

No. 2. a Memorial to the Post Master General.

No. 14, to incorporate the town of Buffalo.

And No. 17, to locate a Territorial Road.

And the same are herewith transmitted, and the concurrence of the House of Representatives is requested therein.

Also, C. F. No. 11, to incorporate the Minnesota Railroad Company.

No. 22, to incorporate the Minnesota Point and Knife River Plank Road Company.

And No. 38, to incorporate the American and European Express Company, which are herewith transmitted and the same request is made of the House.

Also, C. F. No. 23, to incorporate the county of Manomin.

C. F. No. 27 for a bridge across the Zombro, and C. F. No. 20, to incorporate Endion.

All of which are herewith transmitted, and the concurrence of the House is requested.

Messages from the Council being in order, the following Bills were taken up and read a first and second time.

No. 12, C. F., a Bill to organize the St. Augusta Boom Company.

No. 22, C. F., a Bill for an Act granting Louis Jerome and his heirs, a charter to establish and maintain a ferry across the Red River.

No. 9, C. F., a Bill to incorporate the Minnesota Air Line Railroad Company.

No. 32, C. F., a Bill to incorporate the Sauk Rapids and Sauk River Manufacturing Company.

No. 34, C. F., a Bill to incorporate the Sauk Rapids Bridge Company.

Upon motion, the House resolved itself into Committee of the Whole to consider C. F. of Bills.

Mr. Berry in the Chair.

After sometime spent therein the Committee rose and by their Chairman reported the Bills back to the House as follows :

Nos. 12, 32, 9, 22 and 34, without amendments, and recommended their passage.

The report was accepted.

The Following Bills were then read a third time, passed, and their titles agreed to.

C. F. No. 19, a Bill relative to an improvement in the city of St. Paul.

C. F. No. 22, a Bill granting to Louis Jerome and his heirs, a charter to establish and maintain a ferry across the Red River.

C. F. No. 20, a Bill to incorporate the Sauk Rapids Bridge Company.

C. F. No. 9, a Bill to incorporate the Minnesota Air Line Railroad Company.

C. F. No. 35, a Bill to incorporate the Sauk River Manufacturing Company.

And C. F. No. 12, a Bill to organize the St. Augusta Boom Company.

Mr. Kingsbury introduced No. 90, H. of R., a Bill to amend chapter 86 of the Revised Statutes.

Also, No. 91, H. of R., a Bill to incorporate the St. Paul Water Company

Also, No. 92, H. of R., a Bill to incorporate the Point Ship Canal Company.

They were read a first and second time, and upon motion, were placed in the general file ready for commitment.

Upon motion the House adjourned until to-morrow at 10 o'clock, A. M.

J. W. FURBER Speaker.

Attest :

H. L. EDWARDS, Chief Clerk.

FRIDAY MORNING, MAY 22, 1857.

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by the Chaplain.

The roll being called the following members answered to their names Messrs. Abbe, L. M. Brown, Berry, Barrows, Black, J. R. Brown, Case Chase, Foster, Hayden, Jewett, King, Keith, Kingsbury, McVey, Murray Plumer, Payne, Ramsey, Stannard, Sweeney, Troll, Wilkie, Wilson, and Mr. Speaker.

Upon motion of Kingsbury, the reading of the Journal of yesterday's proceedings was dispensed with.

A message from the Council being announced, Mr. Smith, Secretary thereof, appeared and delivered the following message :

MR. SPEAKER : The Council have passed the following C. F., Nos. 5, 7, 16, 31, 34, 24, and 42.

Which are herewith transmitted and the concurrence of the House of Representatives is requested therein.

The Council have also concurred with the House in the passage of the following House Bills, with amendments, to wit : Nos. 26, 38, and 49, and the same are herewith returned for concurrence.

The Council have also concurred with the House in the passage of the following House Bills without amendment, Nos. 28, 29, 35, 32, 42, 45, 87 and 88.

Also, an Act relating to District Courts.

Also, an Act to amend an act, entitled an act for the government of the Territorial Prison.

Also, an Act to incorporate the Mississippi Valley Railway Company.
And the same are herewith returned to the House.

Upon motion the rules were suspended, and the following Council File of Bills were taken up and read a first and second time, viz :

C. F., No. 32, Bill.

C. F., No. 11, Bill.

C. F., No. 38, Bill.

C. F., No. 20, Bill.

C. F., No. 27, Bill.

C. F., No. 23, Bill.

C. F., No. 14, Bill.

C. F., No. 2, Memorial.

A Message from the Council being announced, Mr. Smith, Secretary thereof, appeared and delivered the following Message :

MR. SPEAKER : The Council have passed No. 43, C. F., a Bill for an Act granting to William Wakefield his heirs, &c., a Charter to keep a Ferry across the Missouri river.

Also, No. 44, a Bill for an Act to incorporate the Stillwater, St. Paul, and Breckenridge Telegraph Company.

Also, No. 42, C. F., a Bill to extend Rice street, in the city of St. Paul.

All of which are herewith transmitted and the concurrence of the House is requested.

The Council have also passed No. 30, an Act to incorporate the Traverse des Sioux Company.

Also, No. 39, an Act to incorporate the Central Pacific Rail Road Company.

Also, No. 5, C. F., a Memorial to Hon. Jacob Thompson, Secretary of the Interior.

In which the concurrence of the House is requested.

The Council have concurred with the House in the passage of H. of R., No. 3, in relation to the Constitutional Convention, with amendments and the same is herewith returned for concurrence.

Upon motion the messages from the Council were taken up, and the amendments of the Council to a Bill to incorporate the city of Shakopee.

No. 38, H. of R., and No. 26, H. of R., were concurred in.

Also, C. F., No. 34, C. F., No. 37, C. F., No. 5, C. F., No. 7, C. F., No. 16, C. F., No. 24, and C. F., 42, were taken up and read a first and second time.

Upon motion of Mr. Murray the House resolved itself into Committee of the Whole to consider Council File of Bills.

Mr. Murray in the Chair.

After some time spent therein, the Committee rose and by their Chairman reported the Bills back to the House as follows : No. 42, C. F., No. 38, C. F., No. 31, C. F., No. 5, C. F., No. 17, C. F., No. 2, C. F., No. 27, C. F., No. 16, C. F., No. 24, C. F., No. 7, C. F., No. 11, C. F., No. 34, C. F., No. 37, C. F., No. 22, C. F., No. 23, C. F., No. 14, C. F., and No. 20, C. F., without amendment, and recommended the passage of said Bills.

The report of the Committee was adopted.

Mr. Murray moved to indefinitely postpone No. 37, C. F.

And the yeas and nays being called for and ordered, there were yeas 13, and nays 13, as follows :

Those who voted in the affirmative were,

Messrs. Branch, Berry, Black, Costello, Foster, Hayden, King, Keith, Murray, Plumer, Payne, Thomas, and Mr. Speaker.

Those who voted in the negative were,

Messrs. Adams, Abbe, L. M. Brown, J. R. Brown, Barrows, Case, Howell, Kingsbury, McVey, Ramsey, Sweeney, Whitlock, and Wilson.

So the House refused to indefinitely postponed.

Upon motion of Mr. Brown, the Bill was referred to the Committee on Territorial Expenses.

The Joint Committee on Enrolled Bills have examined and found correctly enrolled, the following named Bill.

No. 20, H. of R., an Act to execute the trust created by an act of Congress, entitled an act making a grant of land to the Territory of Minnesota, in alternate sections to aid in the construction of certain Railroads in said Territory, and granting public lands in alternate sections to the State of Alabama, to aid in the construction of a certain Railroad in said State, and granting lads to certain Railroad Companies therein named.

JOS. ROLETTE,

M. G. THOMPSON.

The Committee on Enrolled Bills have examined, and found correctly enrolled the following named Bill :

No. 36, C. F.

JOS. ROLETTE,

M. G. THOMPSON.

Mr. Adams from the Committee on Engrossed Bills having examined H. of R., No. 76, a Bill for an Act making an appropriation to defray expenses of the Extra Session of the Legislature Assembly, of the Territory of Minnesota, and for other purposes, report it as correctly engrossed.

C. P. ADAMS, Chairman,
Committee on Enrolled Bills.

Upon motion the rules were suspended and the following Bills were taken up and read a third time, passed and their titles agreed to.

C. F., No. 42, a Bill in relation to Jurors.

C. F., No. 20, a Bill to incorporate the town of Endion.

C. F., No. 14, a Bill to incorporate certain towns in this Territory.

C. F., No. 22, a Bill to incorporate the Minnesota Point and Knife River Plank Road Company.

C. F., No. 38, a Bill to incorporate the American and European Emigration Association.

C. F., No. 31, a Bill to define the boundaries of certain Counties, and for other purposes.

C. F., No. 20, a Bill to encourage the erection of Mill Dams and Mills.

C. F., No. 17, a Bill to locate a Territorial Road from the Big Sioux River, to the Missouri River.

C. F., No. 2, Memorial to the Post Master General.

C. F., No. 7, a Bill to incorporate the Minnesota Western Express Company.

C. F., No. 11, a Bill to incorporate the Minnesota Central Rail Road Company.

C. F., No. 16, a Bill granting Lewis A. Thomas and Austin Adams, a Charter to keep a Ferry across the Missouri River.

C. F., No. 24, a Bill to legalize the Acts of the county officers of the counties of Benton and Morrison, and for other purposes.

C. F., No. 27, a Bill to grant the right to establish and maintain a Bridge across the Zumbro River.

C. F., No. 32, a Bill granting the right to Lewis Jerome to establish and maintain a Ferry across the Red river.

C. F., No. 34, a Bill to incorporate the Dakota Land Company.

Mr. Hayden moved to indefinitely postpone No. 23, C. F., a Bill to organize the county of Manomin.

Upon which Mr. Murray moved the previous question.

Which was sustained.

The question then being upon the indefinite postponement of the Bill.

And the yeas and nays being called for and ordered, there were yeas 9, and nays 20, as follows :

Those who voted in the affirmative were,

Messrs. Berry, Foster, Howell, Hayden, Jewett, Keith, Ramsey, Thomas, and Mr. Speaker.

Those who voted in the negative were,

Messrs. Adams, Abbe, Branch, L. M. Brown, Barrows, Baasen, Black, J. R. Brown, Case, Costello, Chase, Gere, Kingsbury, McVey, Murray, Plummer, Payne, Sweeney, Whitlock, and Wilson.

The House decided not to postpone the Bill.

The Bill was read a third time, passed and its title agreed to.

A Message from the Council being announced, Mr. Smith, Secretary thereof, appeared and delivered the following Message:

MR. SPEAKER: The Council have passed C. F., No. 6, and No. 41, the same are herewith transmitted and the concurrence of the House of Representatives is requested therein.

Mr. Thompson from the Joint Committee on Enrolled Bills, report the following named Bills correctly enrolled :

H. of R., No. 87, Bill.

H. of R., No. 32, Bill.

H. of R., No. —, an Act to define the boundaries between the counties of Rice and Dakota.

H. of R., No. —, an Act granting to William Brewster the right to establish and maintain a Ferry across the Minnesota river.

H. of R., an Act to amend an act, entitled an act to incorporate the town of Minneapolis, in the county of Hennepin.

H. of R., No. —, an Act to incorporate certain towns in this Territory.

H. of R., No. 29, Bill.

H. of R., No. 42, Bill.

H. of R., No. —, an Act to incorporate the Mississippi Valley Railroad Company.

H. of R., No. —, an Act relating to District Courts, and for other purposes.

H. of R., No. —, an Act to amend act, entitled an act for the government of the Territorial Prison of Minnesota.

C. F., No. 9 and 8.

H. of R., No. —, an Act to amend and act, entitled an Act to incorporate the city of Hastings.

JOS. ROLETTE, Charman.

M. G. THOMPSON.

The Speaker announced the following communication, which was read by the Clerk.

ST. PAUL, May 22, 1857.

Hon. J. W. Furber, Speaker of the House of Representatives:

SIR: I propose a discussion at the Court House this Evening, (Friday,) upon topics connected with the Constitution about to be framed for the State of Minnesota.

I respectfully request the attendance of Representatives. Please communicate this note to the body in which you preside, and

Oblidge Yours, &c.,

JAMES W. TAYLOR.

Mr. Whitlock asked the unanimous consent of the House to introduce a Bill.

The Speaker objected.

Bills upon their reading being in order, No. 76, H. of R., a Bill to make an appropriation to defray the expenses of the present Session of the Legislature and for the relief of Goodrich, Somers and others. was taken up and read a third time.

Pending the question upon passage of the Bill, the Speaker informed the House that there was not a quorum present.

Mr. Baasen moved a call of the House, which was ordered.

The Clerk called the roll and the Members resumed their seats.

Upon motion, all further proceedings under the call were dispensed with.

The question then recurring upon the passage of the Bill which was decided in the affirmative.

The Bill was passed and its title agreed to.

Mr. Thompson from the Joint Committee on Enrolled Bills, reports the following Bills correctly enrolled.

H. of R., No. 88.

H. of R., No. 28.

JOS. ROLETTE,
M. G. THOMPSON.

Mr. Hayden upon leave being granted, introduced No. 92. H. of R., a Bill to define the boundaries of Sauk county, and temporarily locating the county seat of the same.

It was read a first and second time.

Upon motion of Mr. Murray, messages from the Council were taken up.

And No 3, H. of R., a Bill to provide for the payment of the expenses of a Convention to form a State Constitution, having been returned to the House with amendments, was taken up and the amendments were concurred in by the House.

The following C. F. Bills were then taken up, and read a first and second time.

A Bill to incorporate the Traverse des Sioux Company.

A Memorial to the Hon. Jacob Thompson, Secretary of the Interior.

A Bill to extend Rice street in the city of St. Paul.

A Bill to establish certain counties, and for other purposes.

And a Bill for an Act to entitled an act to incorporate the Nebraska and Lake Superior Railroad Company.

Upon motion the House resolved itself into Committee of the Whole to consider Council File of Bills.

Mr. Brown in the Chair.

After some time spent therein the Committee rose and by their Chairman reported the Bills back to the House as follows :

Nos. 6, 41, 44, 42, 43, 30, 39, and 5, C. F., without amendments and recommended their passage.

Upon motion of Mr. Murray, the Bills reported by the Committee of the Whole, were ordered to be read a third time now.

The following Bills were then taken up and read a third time, passed and their titles agreed to.

C. F., No. 6, a Bill to establish certain counties, and for other purposes.

C. F., No. 41, a Bill to incorporate the Nebraska and Lake Superior Railroad Company.

C. F., No. 44, a Bill to incorporate the Stillwater, St. Paul and Breckenridge Telegraph Company.

C. F., No. 43, a Bill granting Wm. Wakefield and his heirs the right to establish and maintain a Ferry across the Missouri river.

No. 42, C. F., to extend Rice street in the city of St. Paul.

And No. 30, C. F., a Bill to incorporate Traverse des Sioux Company.

Upon motion of Mr. Brown, the House adjourned until 3 o'clock, P. M.

AFTERNOON SESSION, MAY 22nd, 1857.

The House met pursuant to adjournment, and was called to order by the Speaker.

The roll being called, the Clerk reported a quorum present.

Mr. Thompson from the Committee on Enrolled Bills, reported the following bills as correctly engrossed, viz :

Council No. 10.

Council No. 38.

Council No. 25.

Council No. 25.

JOS. ROLETTE,
M. G. THOMPSON.

Council File Bills reported back by the Committee of the Whole being in order, the following bills were taken up.

C. F., No. 5, a Memorial to Hon. Jacob Thompson, Secretary of the Interior.

Mr. Murray moved to indefinitely postpone the Memorial.

And the yeas and nays being called for and ordered, there were yeas 6, and nays 15, as follows:

Those who voted in the affirmative were,

Messrs. Black, Hayden, Keith, Murray, Sweeney, and Mr. Speaker.

Those who voted in the negative were,

Messrs. Abbe, Branch, Barrows, J. R. Brown, Case, Gere, Howell, Hetchman, Jewett, Kingsbury, Plumer, Payne, Ramsey, Thomas, and Whitlock.

The question was decided in the negative.

The Memorial was read a third time.

The question then recurring upon the passage of the Memorial.

Upon which Mr. Keith moved a call of the House, which was ordered.

The Clerk called the roll and reported Messrs. Abbe, Branch, Berry, Barrows, Baasen, J. R. Brown, Case, Gere, Howell, Hayden, Jewett, Keith, Murray, Plumer, Payne, and Thomas, absent.

Upon motion, all further proceedings under the call were dispensed with.

The question then recurring upon the passage of the Memorial :

And the yeas and nays being called for and ordered, there were yeas 12, and nays 11, as follows :

Those who voted in the affirmative were,
Messrs. Abbe, Barrows, J. R. Brown, Case, Gere, Howell, Hetchman, King, Plumer, Payne, Thompson, and Thomas.

Those who voted in the negative were,
Messrs. Branch, Berry, Black, Foster, Hayden, Jewett, Keith, Murray, Sweeney, Whitlock, and Mr. Speaker.

The Memorial was passed.

A message from his Excellency, the Governor, being announced Mr. McCullough, Private Secretary, appeared and delivered the following message :

EXECUTIVE DEPARTMENT, }
May 21st, 1857. }

To the Speaker of the House of Representatives :

SIR : I am instructed by his Excellency, the Governor, to announce to the House of Representatives that he has approved and signed,

An Act granting to James B. Sly, and Aaron R. Russell, the right to establish and maintain a ferry across the Minnesota River at the town of Beaver ; and W. H. Nobles, and J. R. Brown, to establish ferries therein named."

"Joint Resolution No. 1, relative to the protection of white settlers on the southern frontier of Minnesota."

Which originated in the House of Representatives.

Respectfully your obedient servant,

J. J. McCULLOUGH, Private Secretary.

The Joint Committee on Enrolled Bills have presented to the Governor for his approval and signature,

H. of R., a Bill to organize and define the boundaries of Anoka county.

M. G. THOMPSON,
WM. FREEBORN.

The question then being upon agreeing to the title of the Memorial.

Mr. Murray moved to amend the title of the Memorial, so as to read a Memorial to the Hon. Jacob Thompson, to rob the settlers of this Territory.

The House refused to adopt the amendment,

The title was agreed to.

A message from his Excellency the Governor, being announced, Mr. McCullough, Private Secretary, appeared and delivered the following message :

EXECUTIVE DEPARTMENT, }
ST. PAUL, May, 22d, 1857. }

To the Speaker of the House of Representatives :

SIR : I am directed by his Excellency, to inform the House of Representatives that he has this day approved and signed,

"An Act to incorporate the town of Bancroft."

Which originated in the House of Representatives.

Respectfully your obedient servant,

J. J. McCULLOUGH, Private Secretary.

C. F. No. 30, a Bill to incorporate the Traverse des Sioux Company, was read a third time, passed, and its title agreed to.

Mr. Gere moved to indefinitely postpone C. F. No. 39.

The motion prevailed.

Upon motion of Mr. Hayden, the rules were suspended and No. 57, H. of R., a Bill to incorporate the Chelsea Plank or Macadamized Road Company.

No. 91, H. of R., a Bill to incorporate the St. Paul Water Company.

No. 92, H. of R., a Bill to incorporate the Minnesota Point Ship Canal Company.

And No. 93, H. of R., a Bill defining the boundaries of Sauk county and locating the County Seat thereof, were read a third time, passed, and their titles agreed to.

The Committee on Enrolled Bills beg leave to report the following as correctly enrolled, viz :

H. of R. No. 64.

JOS. ROLETTE,
M. G. THOMPSON.

A message from his Excellency the Governor, being announced, Mr. McCullough, Private Secretary, appeared and delivered the following message :

EXECUTIVE DEPARTMENT, }
St. Paul, May 22d, 1857. }

To the Speaker of the House of Representatives :

SIR : I am directed by his Excellency, to inform the House of Representatives, that he has approved and signed,

"An Act, to execute the trust created by an Act of Congress, entitled 'an Act, making a grant of land to the Territory of Minnesota, in alternate sections, to aid in the construction of certain Railroads in said Territory, and granting public lands, in alternate sections, to the State of Alabama to aid in the construction of a certain Railroad in said State,' and granting certain lands to Railroad Companies therein named."

Which originated in the House of Representatives.

Respectfully your obedient servant,

J. J. McCULLOUGH, Private Secretary.

A message from the Council being announced, Mr. Smith, Secretary thereof, appeared and delivered the following message :

MR. SPEAKER : The Council have concurred with the House of Representatives in the passage of the following House Memorial and House Bills :

No. 3, for a Mail Route.

A Bill for an Act in relation to the relief of certain citizens on lands of the United States.

Nos. 68, 43, 85, 51, 62, 47, 56, 34, 75, 52.

A Bill to incorporate the Minnesota and Dakota Land Company.

A Bill to incorporate the Leroy Academy.

And a Bill to incorporate a Ship Canal Company, without amendments, and the same are hereby returned to the House.

The Joint Committee on Enrolled Bills, have presented to his Excellency the Governor, for his approval and signature, the following Bills :

H. of R. No. 7, a Bill to amend an Act to incorporate St. Anthony.

C. F. No. 9.

C. F. No. 36.

H. of R. No. 32.

- H. of R. No. 55.
- H. of R. No. 42.
- H. of R. No. 87.
- H. of R. No. 29.
- H. of R. An Act relative to the District Courts.
- H. of R., an Act to amend an Act to incorporate Minneapolis.
- H. of R., an Act authorizing William Brewster to establish a ferry across the Minnesota River.
- H. of R., an Act to define the boundaries of Rice and Dakota counties.
- H. of R., an Act to amend an Act for the government of the Territorial Prison.
- H. of R., an Act to incorporate the Mississippi Valley Railroad Company.
- H. of R., an Act to incorporate certain towns in this Territory.

JOS. ROLETTE,
M. G. THOMPSON.

Mr. Murray offered the following resolution :

Resolved, That Sherwood Hough, Esq., be, and is hereby allowed, the sum of ten dollars per day for services as Enrolling Clerk, for the time he has acted as such.

The resolution was adopted.

Mr. Foster moved that the House resolve itself into Committee of the Whole to consider House File of Bills.

The motion was adopted and the House resolved itself into Committee of the Whole.

Mr. Thompson in the Chair.

After sometime spent therein, the Committee rose and by their Chairman reported the Bills back to the House without progress, there not being a quorum present.

Mr. Keith moved that the House adjourn.

Mr. Wilson moved a call of the House, which was ordered.

The Clerk called the roll and the members resumed their seats.

Upon motion, all further proceedings under the call were dispensed with.

Upon motion of Mr. Whitlock, the House resolved itself into Committee of the whole to consider House File of Bills.

Mr. Thomas in the Chair.

After sometime spent therein, the Committee rose and by their Chairman reported the Bills back to the House as follows :

No. 96, H. of R.

No. 48, H. of R.

No. 59, H. of R.

Without amendments, and recommended their passage.

The report of the Committee was accepted.

Upon motion, the rules were suspended and No. 86, H. of R., a Bill to incorporate the Upper Minneapolis Bridge Company.

No. 59, H. of R., a Bill to incorporate a College at Excelsior.

And No. 48, H. of R., a Bill to incorporate certain towns in this Territory and to provide for town government within the same, were read a third time, passed, and their titles agreed to.

Mr. Black from the Committee on Enrolled Bills, reported that they had examined and found correctly enrolled,

H. of R. No. 61.

H. of R. No. 62.

H. of R. No. 43.

Upon motion the House adjourned until to-morrow morning at 10 o'clock,
A. M.

J. W. FURBER, Speaker.

Attest :

H. L. EDWARDS, Chief Clerk.

SATURDAY MORNING, MAY 23, 1857.

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by the Chaplain.

The roll being called, the following members answered to their names :

Messrs. Branch, L. M. Brown, Berry, Baasen, Black, J. R. Brown, Hetchman, Hayden, Jewett, King, Keith, Kingsbury, Plumer, Payne, Sweeney, Thompson, Whitlock Wilson, and Mr. Speaker.

Mr. Thompson from the Joint Committee on Enrolled Bills, reported the following Bills correctly enrolled, viz:

H. of R., bills No. 91 and 75; H. of R. Memorial no. 3; H. of R., bill o. 52; C. F. bills, No. 43 and 17; H. of R. bill, no. 56; C. F. bills, No. 16 and 20; H. of R. bills, Nos. 47 and 35; C. F. No. 44, an act to incorporate the Stillwater, St. Paul and Breckenridge Telegraph Company. H. of R. bills, Nos. 63, 59, 85, 68 and 42; C. F. bill No. 34; H. of R. bill, an act to authorize the Minnesota Improvement Company to build certain railroads, and H. of R. bill No. 34; C. F. bills, Nos. 42, 41 and 19; H. of R. bills, Nos. 53 and 54.

JOS. ROLETTE,

M. G. THOMPSON.

Mr. Thompson from the Committee on Enrolled Bills, reported that they had presented to His Excellency, the Governor, for his approval and signature, the following bills, viz:

C. F. Nos. 23 and 25; H. of R., No. 62; C. F. No. 12; H. of R. No. 43; C. F. No. 38; H. of R. No. 61, and an act for the relief of citizens.

JOS. ROLETTE,

M. G. THOMPSON.

A message from the Governor being announced, Mr. McCullough appeared and delivered the following message:

EXECUTIVE DEPARTMENT, }
May 22d, 1857. }

To the Speaker of the House of Representatives :

SIR: I am directed by his Excellency, the Governor, to inform the House of Representatives that he has approved and signed,

An act to define the boundaries between the counties of Rice and Dakota;

A bill to incorporate Prairie Lodge No. 7, I. O. O. F.;

An act to amend an act entitled an act to incorporate the City of Hastings;

An act to amend Section 10 of Chapter 7, of the act to incorporate the City of St. Paul, approved March 4th, 1854, as amended March 3d, 1855, and Feb. 27, 1856;

A bill for an act to extend the corporate limits of the town of Chatfield;

An act entitled an act to locate the permanent seat of Dakota county at Hastings;

An act to amend an act entitled an act to incorporate the town of Minneapolis, in the county of Hennepin;

An act granting to William Brewster the right to establish and maintain a ferry across the Minnesota River;

An act relating to District Courts, and for other purposes;

All of which originated in the House of Representatives.

Respectfully your obedient servant,

J. J. McCULLOUGH, Private Secretary.

Mr. Thompson, from the Committee on Enrolled Bills, reported the following Bills correctly enrolled, viz:

C. F. bills, Nos. 35, 34, 27, 30, 7, 2, 22, 32, 42, 24, 6 and 5, and H. of R. bill, No. 72.

JOS. ROLETTE,

M. G. THOMPSON.

Mr. Thompson, from the committee on Enrolled Bills, reported that they had on this day presented to his Excellency, the Governor, for his signature and approval, the following bills:

C. F. Nos. 19, 20, and 41 H. of R. and No. 54, Mississippi improvement Company bill.

H. of R. bills, Nos. 92, 85, 34, 68, and an act relative to mills.

JOS. ROLETTE,

M. G. THOMPSON.

Mr. Barrows from the committee to whom was referred No. 57, H. of R., reported the bill back to the House with amendments, and recommended the concurrence of the House in the amendments, and the passage of the bill.

The report of the committee was accepted, and the amendments were concurred in by the House.

Mr. Murray offered the following resolution:

Resolved, That L. K. Stannard, D. T. Smith, A. T. Chamblin, Charles Grant, John Chase and John B. Wilkie, be excused from further attendance upon this House during the present session.

The resolution was adopted.

Upon motion of Mr. Whitlock, the rules were suspended, and No. 57, H. of R., was read a third time, passed, and its title agreed to.

Mr. Branch offered the following resolution:

Resolved, The Council concurring, that the Legislative Assembly of the Territory of Minnesota adjourn, without day, at one o'clock, P. M., May 23d, 1857.

Mr. Kingsbury moved to lay the resolution on the table.

And the yeas and nays being called for and ordered, there were yeas 17, and nays 5, as follows :

Those who voted in the affirmative were,

Messrs. Abbe, L. M. Brown, Barrows, Costello, Foster, Hayden, Jewett, Keith, Kingsbury, McVey, Murray, Plumer, Sweeney, Thomas, Whitlock, Wilson, and Mr. Speaker.

Those who voted in the negative were,

Messrs. Branch, Berry, J. R. Brown, Ramsey and Thompson.

So the resolution was laid on the table.

A message from the Council being announced, Mr. Smith, Secretary thereof, appeared and delivered the following message:

MR. SPEAKER :—The Council have concurred with the House of Representatives in the passage of House bills Nos. 19 and 70 without amendments.

Also, No. 88, H. of R., without amendments, and No. 76 H. of R., with amendments; and the same are herewith returned for concurrence.

The Council have passed No. 46, C. F., and the same is herewith transmitted, and the concurrence of the House is requested therein.

The Council have indefinitely postponed the following House bills: Nos. 27, 82, and 93, and have refused to pass House Bill No. 83.

The Council have concurred with the House of Representatives in the adoption of the amendments made by the House to C. F. Nos. 14, 24 and 30.

The Council have concurred with the in the passage of the following House bills: Nos. 78, 70, 54, 41, 74, 36, 63, 39, 40, 80, 81, 79, 58, 64, 65, 66, 91, 59, 48, 92 and 86, and the same are herewith returned.

Also, Memorial no. 4, and a bill regulating the compensation of County Surveyors, and an act to change the name of Mary Farnham Mason.

Mr. Thompson, from the committee on Enrolled Bills, reported the following bills as correctly enrolled:

H. of R. Nos. 49 and 51; C. F. No. 31.

Also, an act to incorporate the Minnesota and Dakota Land Company.

JOS. ROLETTE,

M. G. THOMPSON.

A message from His Excellency, the Governor, being announced, Mr. McCullough appeared and delivered the following message:

EXECUTIVE DEPARTMENT, }
May 23, 1857. }

To the Speaker of the House of Representatives:

SIR :—I am directed by His Excellency, the Governor, to inform the House of Representatives that he has approved and signed:

An act to incorporate the Leroy Academy;

An act to incorporate the Cedar Valley University;

An act to incorporate the Austin Young Men's Association;

An act to incorporate certain towns in this Territory;

An act to amend an act entitled an act for the government of the Territorial Prison of Minnesota;

An act to incorporate the Mississippi Valley Railway Company;

An act to organize and define the boundaries of the county of Anoka;

An act additional to an act prescribing rules and regulations for the execution of the trust under an act of Congress entitled an act for the relief of citizens of towns upon lands of the United States, under certain circumstances, approved March 3, 1855.

All of which originated in the House of Representatives.

Respectfully, your obedient servant,

J. J. McCULLOUGH, Private Secretary.

The Speaker announced the following Message from the Governor:

EXECUTIVE DEPARTMENT, }

May 23, 1857. }

Hon. J. W. Furber, Speaker of H. of R., and Hon. John B. Brisbin, President of the Council:

GENTS:—The copy of "an act to organize the county of Manomin," furnished to me by the committee on Enrolled Bills for approval having been lost or mislaid, I respectfully request that you will append your signatures to the new copy enclosed.

Very respectfully,

S. MEDARY.

A message from the Council being announced, Mr. Smith, Secretary thereof, appeared and delivered the following message:

MR. SPEAKER:—The Council have passed No. 46, C. F., which is herewith transmitted, and the concurrence of the House requested therein.

Mr. Black, from the Committee on Enrolled Bills, reported that they had examined and found correctly enrolled:

H. of R., No. 39, an act to incorporate the Old Settlers' Association;

H. of R., No. 3, Memorial for a mail route therein named.

Mr. Thompson, from the committee on Enrolled Bills, reported the following bills as correctly enrolled:

C. F. No. 11, a bill to incorporate the Minnesota Central Railroad Co., and H. of R. No. 77.

JOS. ROLETTE,

M. G. THOMPSON.

A message from the Council being announced, Mr. Smith, Secretary thereof, appeared and delivered the following Message:

MR. SPEAKER:—The Council have passed a Joint Resolution in regard to School Land, in which the concurrence of the House of Representatives is requested.

Upon motion, H. of R. No. 76, having been returned from the Council with amendments, was taken up and the amendments concurred in by the House.

Also, No. 46, C. F., was read a first and second time.

Upon motion, the rules were suspended, and No. 46, C. F., a bill to change the name of the Southern Minnesota and Root River Valley Railroad Company, was read a third time, passed, and its title agreed to.

Upon motion, the rules were suspended, and the following bills were taken up, read a first, second and third time, passed, and their titles agreed to:

C. F., a Joint resolution relating to School Lands; and
A bill to incorporate the Crow Wing and Lake Superior Railroad Company.

Upon motion of Mr. Ramsey, the House adjourned until 3 o'clock, P. M.
SATURDAY AFTERNOON, MAY 23, 1857.

The House met pursuant to adjournment, and was called to order by the Speaker.

The roll being called, the Clerk reported a quorum present.

Mr. Black, from the committee on Enrolled Bills, reported that they had examined and found correctly enrolled:

H. of R. No. 38;

" " " 76;

" " " 19;

The Joint Committee on Enrolled Bills report the following named bills as correctly enrolled:

C. F. No. 46 and H. of R. No. 48;

H. of R., an act to incorporate the Southern Minnesota Land Company;

An act to provide for the payment of the expenses of a Convention to form a Constitution for the State of Minnesota;

H. of R. Nos. 58 and 74; C. F. Nos. 14 and 45;

JOS. ROLETTE,

M. G. THOMPSON.

Mr. Black from the committee on Enrolled Bills, reported that they had examined and found correctly enrolled, H. of R. No. 88.

Mr. Branch offered the following resolution:

Resolved, The Council concurring, that the Legislative Assembly of the Territory of Minnesota adjourn without day, at 12 o'clock, M., on Monday, the 25th of May, 1857.

And the yeas and nays and nays being called for and ordered, there were yeas 21, and nays 3, as follows:

Those who voted in the affirmative were,

Messrs. Adams, L. M. Brown, Berry, Barrows, J. R. Brown, Costello, Gere, Howell, Hetchman, Hayden, Jewett, Keith, Kingsbury, McVey, Murray, Plumer, Payne, Ramsey, Thomas, Whitlock and Wilson.

Those who voted in the negative were,

Messrs. Branch, Black, and Mr. Speaker.

The resolution was adopted.

Mr. Thompson, from the committee on Enrolled Bills, reported that they had this day presented to his Excellency, the Governor, for his approval and signature, the following bills:

No. 14, C. F., an act for the relief of J. Day;

An act to incorporate the Dramatic Association;

H. of R. No. 58, and C. F. No. 45.

JOS. ROLETTE,

M. G. THOMPSON.

Mr. Murray offered the following resolution:

Resolved, The Council concurring, that the Governor be authorized to appoint some suitable person to take charge of the Capitol Bvilding, and to prepare the Hall of the House of Representatives for the meeting of the Constitutional Convention, at St. Paul.

The resolution was adopted.

Mr. Thompson, from the committee on Enrolled Bills, reported the following bills correctly enrolled:

H. of R. Nos. 36, 66, 64, 65, 45.

JOS. ROLETTE,
M. G. THOMPSON.

Mr. Thompson from the Joint Committee on Enrolled Bills, reported that they had this day presented to his Excellency, the Governor, for his approval and signature, the following named bills:

H. of R. Nos. 59, 39, 63, 56, 49, 75, 52 and 35. Also,

An act to legalize the records of certain towns;

An act to incorporate the Minnesota and Dakota Land Company;

An act to amend an act to incorporate St. Cloud Bridge Company;

An act to incorporate the Minnesota Central Railroad Company;

H. of R., Memorial;

C. F. Nos. 30, 17, 34, 35, 42, 27, 16, 34, 24, 43, 42 and 46. Also,

An act to establish certain counties;

An act to establish and define the boundaries of certain counties, and

An act to incorporate the Stillwater, St. Paul and Breckenridge Telegraph Company;

H. of R., an act to incorporate the Southern Minnesota Land Company;

And an act to provide for the payment of the expenses of a convention to form a Constitution for the State of Minnesota;

H. of R., Nos. 76, 38 and 19.

JOS. ROLETTE,
M. G. THOMPSON.

Mr. Murray offered the following resolution:

Resolved, That the Speaker and Chief Clerk be requested to withhold from George N. Propper a certificate of service, as Enrolling Clerk, except for the time the said Propper was actually engaged as such.

The resolution was adopted.

A Message from the Council being announced, Mr. Smith, Secretary thereof, appeared and delivered the following message:

MR. SPEAKER:—The Council have concurred with the House of Representatives in the passage of a Joint Resolution in relation to repairs on the Capitol Building; and also, a Joint Resolution in relation to the final adjournment of the Territorial Legislature.

Upon motion, the House adjourned until Monday next, at 10 o'clock, A. M.

J. W. FURBER, Speaker.

Attest:

H. L. EDWARDS, Chief Clerk.

MONDAY MORNING, MAY 25th, 1857.

The House met pursuant to adjournment and was called to order by the Clerk, the Speaker being absent.

Prayer by the Chaplain.

The roll being called, the Clerk reported a quorum present.

Upon motion of Mr. Brown the reading of the Journal of yesterday's proceedings was dispensed with.

Upon motion, Mr. J. R. Brown was elected Speaker, pro. tem.

Mr. Plumer offered the following resolution :

Resolved. That Messrs. Adams, Branch, Costello, Foster, Gere, and Jewett, be excused from further attendance, upon this House during the present Session.

The resolution was adopted.

Mr. Black from the Joint Committee on enrolled Bills, reported that they had presented to His Excellency, the Governor, for his approval and signature, the following Bills :

No. 86, H. of R.

No. 5, C. F.

JOS. ROLETTE,
M. BLACK.

A Message from His Excellency, the Governor, being announced, Mr. McCullough appeared and delivered the following message :

EXECUTIVE DEPARTMENT, }
May 25, 1857 }

To the Speaker of the House of Representatives :

SIR: I am directed by His Excellency, the Governor, to announce to the House of Representatives that he has approved and signed "an Act in relation to Free Schools in the town of Minneapolis."

An Act to incorporate the Glencoe Library Association.

A Bill to incorporate the Grey Cloud Female Seminary.

A Bill to organize the Grey Cloud Boom Company.

An Act to regulate the compensation of County Surveyors in the Territory of Minnesota.

An Act authorizing School District, number seven, in Wright county to borrow money for the purchasing a site and erecting school buildings.

An Act to incorporate the North Western Pioneer Land Company.

An Act to incorporate the Saint Paul Fuller House Company.

An Act to change the name of Mary Farnham Mason to Mary Mason Farnham, and constituting and declaring her to be the legitimate heir of Edward Farnham and Mary L. Farnham, his wife, the same as if she had been their natural born child.

All of which originated in the House of Representatives.

Respectfully your obedient servant,

J. J. McCULLOUGH, Private Secretary.

Mr. Case from the Committee on Enrolled Bills, reported that they had presented to His Excellency, the Governor, for his signature and approval the following Bills :

An Act to incorporate the Pioneer Land Company.

H. of R., No. 77, 64, 66, 65, 43, 36, 50, and 81.

An Act to change the name of Mary Farnham.

An Act to regulate the compensation of County Surveyors.

A Memorial to Hon. Jacob Thompson, Secretary of Interior.

JOS. ROLETTE,
DAVID F. CASE.

Mr. Case from the Committee on Enrolled Bills, reported the following Bill correctly enrolled :

No. 86, H. of R.

JOS. ROLETTE,
DAVID F. CASE.

Mr. Murray offered the following resolution :

Resolved, That the thanks of this House are due, and are hereby tendered to Hon. J. W. Furber for the able, impartial and gentlemanly manner in which he has discharged the duties of his office as Speaker of this House.

The Resolution was unanimously adopted.

A Message from His Excellency, the Governor, being announced Mr. McCullough appeared and delivered the following message :

EXECUTIVE DEPARTMENT, }
May 25, 1857. }

To the Speaker of the House of Representatives :

SIR : I am instructed by His Excellency, to inform the House of Representatives, that he has approved and signed an Act to incorporate the St. Paul Water Company.

An Act to authorize the Minnesota Improvement Company, to build a certain Railroad.

An Act to incorporate the Big Sioux Land Company.

An Act to incorporate the Mississippi River Branch Railroad Company.

An Act to incorporate the Minnesota Point Ship Canal Company.

A Bill to incorporate the Western Land Association.

A Bill for an Act to grant the right to establish Ferries and maintain the same, to certain persons in this Territory.

An Act to make an appropriation to defray the expenses of the Extra Session of the Territorial Legislature, and the relief of Goodrich and Somers, and T. M. Newson, and others.

An Act to incorporate the town of Ottawa, and for other purposes.

An Act to incorporate the Minnesota and North Western Railway Company.

A Bill for an Act to incorporate the Traverse des Sioux Company, and for other purposes.

An Act for the relief of Isaac Day, of Fillmore county.

An Act for an act to amend an act, entitled an act to provide for the survey of Logs and Lumber in Minnesota Territory.

An Act to incorporate the Mississippi River and Lake Superior Ship Canal Company.

A Bill to incorporate a College at Excelsior in Hennepin county.

An Act to incorporate the Minnesota and Dakota Land Company.

An Act authorizing the proprietors of the town of Carver, to cause the same to be surveyed, and a new plat thereof recorded.

An Act to incorporate the Old Settlers Association.

An Act to legalize the records of certain towns on the North Shore of Lake Superior.

An Act to amend an act, to incorporate the St. Cloud Bridge Company.

A Bill for an Act relating to public roads.

An Act to amend an act, to incorporate the Minnesota Life, Fire, and Marine Insurance Company.

A Bill to incorporate the city of Shakopee.

A Bill to incorporate the Dodge County Building and Library Association.

A Memorial for a Mail Route therein named.

An Act to incorporate the Faribault and Cannon City Gravel and Plank Road Company.

An Act to incorporate the Wabashaw County Grammar School.

An Act to provide for the payment of the expenses of the Convention to form a Constitution for the State of Minnesota, in accordance with an Act of Congress, approved March 3, 1857.

An Act to incorporate the Saint Paul Dramatic Joint Stock Association.

An Act to incorporate the Southern Minnesota Land Company.

An Act to incorporate certain towns in this Territory, and provide for town governments within the same.

All of which originated in the House of Representatives.

Respectfully your obedient servant,

J. J. McCULLOUGH, Private Secretary.

A Message from the Council being announced, Mr. Smith, Secretary, thereof, appeared and delivered the following message :

MR. SPEAKER: The Council have appointed Messrs. Freeborn and Thompson, a Committee on their part with such as the House of Representatives may join to wait upon His Excellency, the Governor, and inform him that both Houses are ready to adjourn, *sine die*, if he has no further official communication to make.

Mr. Kingsbury offered the following resolution.

Resolved, That a Committee of two be appointed by the Chair to act in conjunction with a similar Committee on the part of the Council, to wait upon His Excellency, and ascertain if he has any further communication to make to the two Houses of the Legislature.

The resolution was adopted.

The Speaker appointed Messrs. Kingsbury and Whitlock, said Committee.

EXECUTIVE DEPARTMENT, }
May 25, 1857. }

To the Speaker of the House of Representatives :

SIR: I am instructed by His Excellency, to announce to the House of Representatives, that he has this day approved and signed "an Act to incorporate the Upper Minneapolis Bridge Company."

Which originated in the House of Representatives.

Respectfully your obedient servant,

J. J. McCULLOUGH, Private Secretary.

Mr. Kingsbury from the Joint Committee appointed to wait upon His Excellency, the Governor, reported that they had performed the duty assigned them, and had been informed by the Governor, that he had no further communication to make to the present Session of the Legislature.

The Speaker announced that the hour had arrived when in accordance with a Joint Resolution passed by the two Houses, he should declare the House adjourned, *sine die*.

J. R. BROWN, Speaker, pro. tem.

Attest :

H. L. EDWARDS, Chief Clerk.



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