

House JOURNAL

OF THE

*1862
Sept
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House of Representatives

AT THE EXTRA SESSION

OF THE

NINTH GENERAL ASSEMBLY

OF THE

STATE OF IOWA,

WHICH CONVENEED AT THE CAPITOL IN DES MOINES, ON WEDNESDAY, THE THIRD
DAY OF SEPTEMBER, A. D. 1862.



DES MOINES:

F. W. PALMER, STATE PRINTER.

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AIRPORT

JOURNAL OF THE HOUSE.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, WEDNESDAY, SEPTEMBER 3, 1862, 2 P. M. }

The hour fixed by the Proclamation of his Excellency the Governor for the meeting of the General Assembly in extraordinary Session having arrived, the House was called to order by the Hon. Rush Clark, Speaker. The Speaker directed the Clerk of the last Session to call the roll of members, when the following gentlemen answered to their names, viz:

Messrs. Baker, Bass, Bowdoin, Bracewell, Burton, Castor, Clark, Chase, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Frisbie, Fuller of Harrison, Glanville, Gordon, Holyoke, Hollingsworth, Hood, Jackson, Kellogg, Knoll, Lake, Lane, Loomis, Lorah, Lowrie, Maxwell, McCall, McGlothlen, McLennan, Mercer, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moir, Nelson, Parker, Pendleton, Porter, Rothrock, Russell of Dallas, Russell of Jones, Sarver, Schramm, Shipman, Speer, Stanton, Stephenson, Stewart, Thompson, Van Anda, Walker, Walton, Wasson, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright, Young and Mr. Speaker.

The Speaker then addressed the House as follows:

Gentlemen of the House of Representatives:

The hour has arrived at which it becomes my duty to call you to order. I will not delay your proceedings by a word. While the safety of our beloved country hangs in a trembling balance, let us do well but quickly what the interests of a common constituency demand. When a million bayonets are clashing about the Nation's heart, our words may well be few. The mighty issue still is, "Have we a Government?" Before our adjournment here, that issue may be decided forever. Let us do our duty to the Commonwealth and trust to the God of Nations for the result.

As in the past, I humbly beg your favor and indulgence towards myself, in the discharge of my duties as Speaker. We are ready to perfect the organization of the House.

Mr. Cutler offered the following Resolution :

Resolved, That so many of the old officers of the last Session now present as are necessary, be and they are hereby declared elected officers for the present Session and that a Committee of five be appointed by the Chair to report such other officers as they may deem necessary, and also name the proper persons to fill the same.

Mr. Eaton offered the following substitute for the resolution :

Resolved, That the Speaker be and he is hereby authorized to appoint all officers necessary for the present Session.

The motion to adopt the substitute prevailed.

The substitute was adopted.

The Speaker then appointed the following officers :

Chief Clerk—Charles Aldrich of Hamilton County.

Assistant Clerk—John F. Brown of Hardin County.

Engrossing and Enrolling Clerk—Edmund Jaeger of Lee Co.

Sergeant-at-Arms—John Patterson of Muscatine County.

Mr. Pendleton moved that the Rules of the last House be adopted for the present Session. The motion prevailed.

Mr. Williams of Mahaska moved that a Committee of three be appointed to inform the Senate that the House is organized and ready to proceed to business. The motion prevailed and the Speaker appointed Messrs. Williams of Mahaska, McLennan and Shipman as such Committee.

The Committee reported that they had performed the duty assigned them and were discharged.

Messrs. Brown and Pollard, a Committee from the Senate, informed the House that the Senate had perfected its organization and was ready to proceed to business.

Mr. Rothrock moved that a Committee of three be appointed to wait upon his Excellency the Governor and inform him that the House had completed its organization.

The motion prevailed and the Chair appointed Messrs. Rothrock, Dunlavy and Hollingsworth as such Committee.

The Committee having returned, reported that they had performed the duty assigned them, and that his Excellency would presently report to the House a communication in writing.

Mr. Bracewell moved that a Committee of three be appointed to wait upon the Post Master of this City and make such arrangements as may be necessary for the postage of members.

Mr. Shipman moved that the motion be laid upon the table. Carried.

The following message was received from his Excellency the Governor, by his Private Secretary, Mr. Thomas Shepard :

EXECUTIVE OFFICE, IOWA. }
SEPTEMBER 3d, 1862. }

Gentlemen of the Senate and House of Representatives :

You have been convened in extraordinary session to consider

some questions vitally affecting the public welfare, which, in my judgment, require your immediate action.

When you closed your last regular session, the belief prevailed very generally that the strength of the rebellion against the General Government had been broken, and your legislation upon some questions of great public interest was controlled by that belief.—The lapse of time has shown that belief to be erroneous, and a change of legislation on those questions has therefore become necessary.

The provision made for our sick and wounded soldiers, and for their return to their homes on furlough, will, under existing circumstances, prove wholly inadequate. The largely increased number of our soldiers that will be shortly in the field, and the great length of time they will be exposed to the danger of disease and the casualties of battle, will render absolutely necessary a large increase of the fund provided for their care and comfort. The extraordinary expenses of my office have also been and will probably continue to be largely increased, in consequence of the new demands that have been and may be made upon the State. I therefore recommend to your favorable consideration such increase of the contingent fund for extraordinary expenses of this office, as will be sufficient to enable me to do for the gallant men who so nobly represent our State in the Army of the Union, when suffering from wounds and disease, that which every loyal heart so anxiously desires should be done, and also to enable me to carry on successfully the many new and arduous labors imposed upon this office, in promptly responding to all the demands made upon the State for the support of the Government.

The labors of the office of the Adjutant General have been largely increased, and must continue to be very great as long as the war lasts and for some time after its close. This State will soon have in the field nearly or quite fifty thousand men, and the interest and welfare of our soldiers and their friends require that the records of that office should be fully and carefully kept. The Adjutant General now discharges in addition to the proper duties of his office, the duties of Quartermaster General and Paymaster General. It is in my judgment impossible for one officer properly to superintend the labor of these three Departments. The amount of labor and attention required is more than one person can give, and the necessary work cannot be so promptly done, or so well done, as if there was a proper division of labor. I recommend that I should be authorized to appoint an Assistant Adjutant General, who shall act as Paymaster General. A Quartermaster General can be appointed under the existing law, and then the duties now imposed upon the Adjutant General can be so divided and arranged, as in my judgment greatly to benefit the public service.

In my judgment the compensation of the Adjutant General is not adequate either to the labor or the responsibility of his position,

and I recommend an addition thereto, either by allowing him a contingent fund for his traveling expenses, or by an increase of his salary.

Congress has provided by law an allotment system by which our soldiers can set aside a portion of their monthly pay, and have the same paid at their homes to such persons as they may designate without risk or expense. The benefits of this system are obvious and great. Commissioners have been appointed by the President but under the law, the compensation of these Commissioners must be paid by the State, and as no appropriation has been made for that purpose, our soldiers and their friends have not as yet enjoyed the benefits of the system. One of the Commissioners is now engaged in procuring the allotments of our new regiments before they leave the State, and I earnestly recommend such appropriation as will secure the advantages of this system to all our soldiers.

Since your adjournment Congress has passed a law donating public lands to the several States and Territories which may provide Colleges for the benefit of Agriculture and the Mechanic Arts. Under this law this State is entitled to a donation of two hundred and forty thousand [240,000] acres of land. It is a most munificent donation, and for a most worthy purpose. It is of great importance that immediate action be had by you touching this grant. By taking such action the State can secure the entire amount of the lands within her own limits, and consequently control their management and disposition. Should action in this matter be postponed until the next regular session other States may select their lands within the limits of this State, and manage and dispose of them in a manner very undesirable to us. I recommend the subject to your careful consideration.

The regiments we have sent and are sending to the field contain a very large portion of our population required by law to perform labor on the highways. Only those between the ages of twenty-one and forty-five years are now required to perform such labor. Yet our highways must be kept in repair, and we can only supply the deficiency of labor created by enlistments, by requiring labor from those now exempt. I therefore recommend that the law be so amended that all able bodied male residents of the State between the ages of eighteen and sixty be made liable to perform labor on our highways.

It is of the highest importance that the numerical strength of the regiments from this State be maintained in the field. Many of our old regiments have been much reduced in numbers, and thus the expense of maintaining them, in proportion to their number, is much increased, while their efficiency is much diminished. Our new regiments will go out full, and the old ones will soon be filled, but in a short time their numbers will be again reduced. To remedy this evil I recommend that, with the approval of the proper Federal authorities, a Camp of Instruction be established at some

suitable point in this State, sufficient to accommodate one thousand men—that the several counties be required to furnish their equitable proportion of that number of men to place in camp under instruction—that when men are needed to fill the ranks of any of our regiments requisitions be made for the proper number—which shall be filled as nearly as may be from the men in camp, from the counties in which the companies composing the regiment were organized, and their places in camp immediately be supplied by new men from the same counties. This is entirely just to all the counties—will send the men into companies composed of their neighbors and friends, and will keep up our regiments to their effective strength.

On the 17th day of August last I issued a proclamation urging upon our people the strong necessity of filling up the ranks of our old regiments, and as an inducement to enlistments for that purpose declared my intention of recommending to you the payment of bounties by the State, to all who should enlist for the old regiments, between the date of proclamation and the first day of the present month. I have not yet learned the number of men who have thus enlisted between the dates named, but I recommend to you that an appropriation be made for the purpose of paying to each of them such bounty as you may deem advisable.

The theory of our Government is that the people rule. This theory can be carried into practical effect only through the ballot box. Thereby the people mould and direct the operations of the Government, and settle all questions affecting the public welfare. The right of suffrage is therefore highly prized by all good citizens, and should be exercised by them at all times and especially at times when questions of grave importance are presented for solution. There never has been, perhaps there will never again be a time when questions so important, interests so vital as those now demanding action at the hands of our people, were or will be submitted to them. The very life of the Nation is at stake, and may be as fatally lost at the ballot box as on the battle field. Under such circumstances it is not only the right but the duty of all good citizens to exercise the right of suffrage, and to see to it that the principles for the preservation of which our people are so freely offering treasure and life, are not jeopardized or lost in the Halls of Legislation, State or National. A very large number of the electors of the State are in the army. We say but little when we say that these men are as good citizens, as intelligent, as patriotic, as devoted to their country, as those who remain at home. Under existing laws these citizens cannot vote, and unless these laws can be changed it may be that the cause they are periling life in the field to maintain, may be lost at home through supineness or treachery. I therefore recommend that the laws be so modified that all members of Iowa regiments who would be entitled to vote if at home on the day of election, be allowed to vote wherever they may be stationed

in the United States, and that provision be made for receiving and canvassing their votes.

There are in this State some religious bodies who entertain peculiar views upon the subject of bearing arms, and whose religious opinions conscientiously entertained, preclude their so doing. Their members are generally among our most quiet, orderly, industrious and peaceful citizens, and their sympathies are wholly with the Government in this struggle now going on for its preservation, yet they cannot conscientiously bear arms in its support. It appears to me it would be unjust and wholly useless to force such men into the army as soldiers, and yet it would not be just to the Government or to other citizens that they should be wholly relieved from the burdens that others have to bear. I suggest, therefore, that these persons who cannot conscientiously render military duty, be exempted therefrom in case of draft, upon the payment of a fixed sum of money to be paid to the State.

Startling rumors have recently reached me of danger to our people on the North-Western Frontier, from hostile Indians. I immediately despatched Schuyler R. Ingham, Esq., of Des Moines City, to the scene of danger, with arms and ammunition, and full authority to act as circumstances might require. I have not yet had a report from him, but will immediately, upon receipt of such report, communicate with you by special message, should the emergency require your attention.

The condition of the country is such as justly to cause anxiety and distrust, but not despondency to the patriot. It is true the rebellion against the Government has assumed a magnitude and shown a strength we did not anticipate, but it is also true the Government has exhibited a degree of power for its suppression that the most sanguine did not dream of. Our rulers and our people at last have realized the extent of the task before them and have girded themselves to the work like men. We have all, rulers and people, at last learned on a page all blotted with tears and blood that in this war conciliation and kindness are more than useless and that the enemy, whose whole social fabric is based upon force, respects only force and can be subdued by force alone. We are learning if we have not yet learned that it is wise to strike the enemy where he is weakest, and to strike him there continually and with all our power, that God's blessing upon our cause will most surely bring its triumph and that we cannot with confidence claim that blessing until our cause by being made in all things like Him, pure and holy, fully deserves it. If we have fully learned these lessons and shall fairly act upon them, we will soon triumph. If we have not learned them, we will yet do so, and we will then triumph.

SAMUEL J. KIRKWOOD.

Mr. Curtiss moved that the Message be laid upon the table and that 2,000 copies of the same be printed for the use of the House.

Mr. Bracewell moved to amend by providing that one copy be printed for the use of each member and officer of the House.

The motion did not prevail.

Mr. Pendleton moved that 1,000 copies be printed in the German language. Lost.

Mr. Moser moved that 3,000 copies be printed in the English language instead of 2,000. Lost.

The motion of Mr. Curtiss was then adopted.

Mr. Shipman introduced the following resolution:

Resolved, That so much of the Governor's message as relates to Finance be referred to the Committee on Ways and Means; so much as relates to Military affairs be referred to the Committee on Military Affairs; so much as relates to the Lands donated by Congress at its last Session be referred to the Committee on Agriculture; so much of said Message as relates to the Right of Suffrage be referred to the Committee on Elections; and all other subjects contained in said message be referred to the appropriate Committees.

Mr. Kellogg moved to amend by striking out Committee on Agriculture and inserting Committee on Public Lands. The motion to amend was lost.

The resolution was then adopted.

Mr. Knoll moved that 500 copies of the Governor's Message be printed in the German language.

Mr. Nelson moved that the motion to print be laid upon the table.

Upon this question Messrs. Dunliger and Knoll demanded the yeas and nays which were as follows:

The yeas were, Messrs. Baker, Bass, Burton, Chase, Cleaves, Converse, Moser, Nelson, Sarver and Stanton—10.

The nays were, Messrs. Bowdoin, Bracewell, Castor, Clark, Curtiss, Cutler, Denlinger, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Frisbie, Fuller of Fayette, Fuller of Harrison, Glanville, Gordon, Hudnutt, Holyoke, Hollingsworth, Hood, Jackson, Kellogg, Knoll, Lake, Lane, Loomis, Lorah, Lowrie, Maxwell, McCall, McGlothlen, McLennan, Mercer, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moir, Parker, Pendleton, Porter, Rothrock, Rowles, Russell of Dallas, Russell of Jones, Schramm, Shipman, Speer, Stevenson, Stewart, Thompson, Van Anda, Walker, Walton, Wasson, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright, Young and Mr. Speaker—67.

Absent or not voting, Messrs. Blackford, Calfee, Dorr, Gault, Hibson, Guthrie, Hardie, Lakin, Martin, McQuinn, Price, Quinn, Smeltzer, Witherall and Woodworth—15.

The motion to lay upon the table did not prevail.

Mr. Curtiss moved to amend the motion of Mr. Knoll by adding,

"provided the expense of publication shall not exceed that of publishing in the English language." Lost.

Upon the original motion the yeas and nays were demanded by Messrs. McLennan and Knoll, and were as follows:

The yeas were, Messrs. Bracewell, Castor, Curtiss, Cutler, Denlinger, Dunlavy, Eichorn, Fairall, Frisbie, Glanville, Gordon, Hollingsworth, Hood, Knoll, Lake, Lane, Lorah, Lowrie, Maxwell, McLennan, Mitchell of Polk, Moser, Parker, Pendleton, Porter, Rowles, Schramm, Shipman, Stephenson, Stewart, Thompson, Whittemore, Wilcox, Williams of Des Moines, Wilson of Pottawattamie and Wright—36.

The nays were, Messrs. Baker, Bass, Bowdoin, Burton, Clark, Chase, Cleaves, Converse, Eaton, Ferguson, Flint, Fuller of Fayette, Fuller of Harrison, Hudnutt, Holyoke, Jackson, Kellogg, Loomis, McCall, McGlothlen, Mercer, Meyer, Milburn, Mitchell of Fremont, Moir, Nelson, Rothrock, Russell of Dallas, Russell of Jones, Sarver, Speer, Stanton, Van Anda, Walker, Walton, Wasson, White, Williams of Mahaska, Wilson of Chickasaw, Young and Mr. Speaker—41.

Absent or not voting, Messrs. Blackford, Calfee, Dorr, Gault, Gibson, Guthrie, Hardie, Lakin, Martin, McQuinn, Price, Quinn, Sarver, Smeltzer, Witherall and Woodworth—17.

The motion to print was lost.

Mr. Kellogg introduced the following resolution:

Resolved, That the Committee on Elections be requested to prepare and report a Bill to this House at their earliest convenience so amending the laws as to permit citizens of the State of Iowa in the military service of the United States to vote wherever they may be in the United States, the same as though they were at their usual places of residence.

Mr. McLennan moved that the resolution be referred to the Judiciary Committee. Lost.

The resolution was then adopted.

Mr. Van Anda introduced the following resolution:

Resolved, That the Committee on Agriculture be requested to report a Bill repealing the dog law.

Mr. Bowdoin offered the following substitute:

Resolved, That the Committee on Agriculture be requested to inquire into the expediency of repealing the Act passed at the late Session of this General Assembly relating to Dogs, and report by Bill or otherwise.

The substitute was not adopted.

Mr. Ferguson moved that the word "requested" be stricken out and "instructed" inserted in lieu thereof.

Mr. Williams of Des Moines moved to strike out "repeal" and insert "modify."

Mr. Denlinger moved that the resolution be laid upon the table. Carried.

Messrs. Kellogg and Pendleton asked leave to introduce Bills, which was not granted.

Messrs. Mercer and Moir introduced memorials from the Societies of Friends or Quakers of their respective counties, asking the enactment of a law by which the members of said Societies may be exempt from the Military Draft.

The petitions were, on motion of Mr. Moir, referred to a Select Committee consisting of Messrs. Hollingsworth, Williams of Mahaska and Young.

Messrs. Denlinger and Schramm presented petitions from residents of Warren and Van Buren counties praying for the passage of a law to prevent the influx of negroes and mulattoes into this State.

Mr. Cutler moved the reference of the petitions to a select Committee of three of whom Mr. Dunliger should be Chairman.

The motion prevailed and the Chair announced as such Committee Messrs. Denlinger, Schramm and Dunlavy.

The following message was received from the Senate, by their Secretary, Wm. F. Davis:

MR. SPEAKER:—I am directed to inform your Honorable Body that the Senate has ordered the printing of 200 copies of the Governor's Message for the use of the Senate.

Also, that Senators Brown and Kern have been appointed a Committee on the part of the Senate to confer with a like Committee on the part of the House, in reference to Post Master and Mail Carrier of the General Assembly, at its present Session.

W. F. DAVIS, Sec'y of Senate.

Mr. Lake moved that a Committee of two be appointed to confer with the Senate Committee in relation to the postage of members.

Mr. Shipman moved to amend by adding the following instructions to the Committee, viz: that they be instructed to use their influence against the appointment of a Post Master or any arrangement being made in relation to postage. Carried.

The motion as amended was adopted and the Speaker appointed Messrs. Lake and Bracewell as such Committee.

Messrs. Lane and Moir, by leave, presented memorials from the Boards of Supervisors of their respective Counties in reference to legalizing the actions of said Boards in making appropriations for the benefit of Volunteers, which were referred to the Committee on Ways and Means.

Mr. Castor, by leave, introduced House File No. 1: A Bill for an Act in relation to the selection of Agricultural lands, which was read a first and second time.

On motion of Mr. Kellogg, the Bill was laid upon the table and ordered to be printed.

On motion of Mr. Cutler the House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES,)
THURSDAY, SEPTEMBER 4, 1862.)

House met pursuant to adjournment.
Prayer by the Rev. Dr. Peet.
Journal of yesterday read and approved.

PETITIONS.

Mr. Young presented a petition of citizens of Linn County relating to the Society of Friends, which was referred to the select committee on that subject.

Mr. Russell of Dallas presented a petition on the same subject, which was also referred to the same committee.

Mr. Bracewell presented a petition relating to the settlement of negroes in this State, which was referred to the Select Committee on that subject.

Mr. Stanton presented a petition from citizens of Washington County praying that Iowa soldiers may be allowed to vote at the general elections, which was referred to the Committee on Elections

Mr. Fairall presented a memorial from the Supervisors of Johnson County praying for legislative action relative to bounties paid to Volunteers by the Counties. Referred to Committee on Ways and Means.

Mr. Lake from the Joint Committee on Post Office matters submitted the following report which was adopted :

The Committee appointed by the House to confer with a Committee from the Senate on the expediency of employing a Postmaster and Mail Carrier for the General Assembly, beg leave to report that they have met the Committee from the Senate and they are unanimously in favor of employing such a person, and recommend A. P. Burrhus for that position. Your Committee are aware that they were instructed to prevent such action, but the Committee of the Senate are strongly in favor of such an arrangement.

Your Committee would further state that the mail for the East closes at 4 o'clock P. M., at which time it would be very inconvenient for the members to leave for the Post Office.

Also, that the mail frequently does not arrive until after the session commences, and then it is inconvenient for the members to get their mail. They would further state that Mr. Burrhus was Assistant Postmaster and Mail Carrier for the Regular Session, and your Committee believe performed his duties to the entire satisfaction of both Houses.

They would also state that Mr. Burrhus is willing to perform the whole duties pertaining to the Post Office for such compensation as the General Assembly may choose to give.

They would also state that the Post Master of this city is willing

to put the stamps on the mail matter sent by this General Assembly, without any compensation.

Your Committee therefore recommend that Mr. Burrhus be appointed Post Master and Mail Carrier for this Session of the General Assembly.

All of which is respectfully submitted.

JED LAKE, Chairman.

INTRODUCTION OF BILLS.

Mr. Knoll introduced House File No. 2: A Bill for an Act to repeal Chapter 76, of the Acts of the Ninth General Assembly, which was read a first and second time and referred to the Committee on Agriculture.

The Chair appointed J. E. Guill Doorkeeper and A. P. Burrhus Post Master.

Mr. Mitchell of Fremont introduced House File No. 3: A Bill for an Act to legalize the proceedings of the District Court of Clark County, at its April Term, A. D. 1862, which was read a first and second time.

On motion of Mr. Kellogg the rule was suspended and the Bill read a third time, and upon the question, "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Blackford, Bowdoin, Bracewell, Burton, Castor, Clark, Chase, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Frisbie, Fuller of Harrison, Gault, Gibson, Glanville, Gordon, Hardie, Hudnutt, Holyoke, Hollingsworth, Hood, Jackson, Kellogg, Knoll, Lane, Loomis, Lorah, Martin, Maxwell, McCall, McGlothlen, McLennan, McQuinn, Mercer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moser, Nelson, Parker, Porter, Rothrock, Rowles, Russell of Dallas, Russell of Jones, Sarver, Schramm, Shipman, Speer, Stanton, Stevenson, Stewart, Thompson, Van Anda, Walker, Walton, Wasson, Wetheral, White Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright, Young and Mr. Speaker—79

Mr. Lowrie voted in the negative.

Absent and not voting, Messrs. Bass, Calfee, Fuller of Fayette, Guthrie, Lake, Lakin, Meyer, Moir, Pendleton, Price, Quinn, Smeltzer and Woodworth.

The Bill passed and the title was agreed to.

Mr. Rothrock introduced House File No. 4: A Bill for an Act to amend the present law in relation to the rights of mortgagees, which was read a first and second time and referred to the Committee on the Judiciary.

Mr. Sarver introduced House File No. 5: A Bill for an Act authorizing the appointment of Commissioners to take the vote of

Iowa Volunteers at the general election in each year; which was read a first and second time and referred to the Committee on Elections.

Messrs. Pendleton, Martin and Lane were added to the Committee on Elections.

Mr. Stewart introduced House File No. 6: A Bill for an Act to legalize the official acts of Ephraim Cummins, a Notary Public of Appanoose County; which was read a first and second time.

Mr. Glanville moved that the Bill be indefinitely postponed. Lost.

Mr. Gault moved that the rule be suspended and the Bill be read a third time now, which motion prevailed; and upon the question, "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Bass, Blackford, Bowdoin, Bracewell, Burton, Castor, Clark, Chase, Cleaves, Curtiss, Cutler, Denlinger, Dorr, Eaton, Eichorn, Fairall, Flint Frisbie, Fuller of Harrison, Gault, Gibson, Gordon, Hardie, Hudnutt, Holyoke, Hollingsworth, Hood, Jackson, Kellogg, Lake, Lakin, Lane, Lorah, Lowrie, Martin, Maxwell, McCall, McGlothlen, McLennan, McQuin, Mercer, Mitchell of Fremont, Mitchell of Polk, Moir, Moser, Nelson, Parker, Pendleton, Rothrock, Schramm, Shipman, Stevenson, Stewart, Thompson, Van Anda, Walton, Wasson, Wetherill, White, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright, Young, and Mr. Speaker—66.

The nays were, Messrs. Baker, Converse, Ferguson, Glanville Knoll, Loomis, Lowrie, Meyer, Milburn, Porter, Rowles, Russell of Dallas, Russell of Jones, Sarver, Speer, Stanton, Walker and Wilcox—18.

Absent or not voting, Messrs. Calfee, Dunlavy, Fuller of Fayette, Guthrie, Price, Quinn, Smeltzer, Whittemore and Woodworth—9.

The Bill passed and its title was agreed to.

Mr. Russell of Jones introduced House File No. 7: A Bill for an Act to repeal Chapter one hundred and fifty-five of the Acts passed at the regular session of the Ninth General Assembly, and entitled an Act requiring the Recorders of Deeds and Mortgages of the several counties of Iowa to procure and keep on file in their respective offices, a report of the decrees and judgments rendered in the District of the United States for the District of Iowa, which was read the first and second time.

Mr. Fairall moved to refer to the committee on Judiciary. Carried.

Mr. Hardie introduced House File No. 8: A Bill for an Act to legalize the official acts of M. Allison, a Notary Public of Dubuque county, which was read a first and second time.

Mr. Loomis moved that the Bill be laid on the table.

Upon this question Messrs. Hardie and McLennan demanded the yeas and nays, which were as follows:

Messrs. Baker, Blackford, Clark, Cutler, Glanville, Loomis, Lowrie, Meyer, Milburn, Nelson, Porter, Rowles, Russell of Dallas, Russell of Jones, Shipman, Stanton and Wilcox—17.

The nays were, Messrs. Bass, Bowdoin, Bracewell, Burton, Castor, Chase, Cleaves, Curtiss, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Frisbie, Fuller of Fayette, Fuller of Fayette, Fuller of Harrison, Gault, Gibson, Gordon, Hardie, Hudnutt, Holyoke, Hollingsworth, Hood, Jackson, Kellogg, Knoll, Lake, Lakin, Lane, Lorah, Martin, Maxwell, McCall, McGlothlen, McLennan, McQuinn, Mercer, Mitchell of Fremont, Mitchell of Polk, Moir, Moser, Parker, Pendleton, Rothrock, Sarver, Schramm, Speer, Stevenson, Stewart, Thompson, Van Anda, Walker, Walton, Wasson, White, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright, Young, and Mr. Speaker—66.

Absent or not voting, Messrs. Calfee, Converse, Guthrie, Price, Quinn, Smeltzer, Wetherall, Whittemore and Woodworth—9.

The motion was lost.

Mr. Hardie moved that the rule be suspended and the Bill read a third time now. Carried.

Upon the question, Shall the Bill pass? the yeas and nays were as follows:

The yeas were, Messrs. Bass, Blackford, Bowdoin, Bracewell, Burton, Castor, Chase, Cleaves, Curtiss, Cutler, Denlinger, Eaton, Eichorn, Fairall, Flint, Frisbie, Fuller of Fayette, Fuller of Harrison, Gault, Gibson, Gordon, Hardie, Hudnutt, Holyoke, Hollingsworth, Hood, Jackson, Kellogg, Knoll, Lake, Lakin, Lane, Lorah, Martin, Maxwell, McCall, McGlothlen, McLennan, McQuinn, Mercer, Mitchell of Fremont, Mitchell of Polk, Moir, Mosier, Parker, Parker, Pendleton, Rothrock, Stevenson, Stewart, Thompson, Van Anda, Walker, Wasson, Wetherall, White, Whittemore, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright, Young and Mr. Speaker—63.

The nays were, Messrs. Baker, Clark, Converse, Dunlavy, Ferguson, Glanville, Loomis, Lowrie, Meyer, Milburn, Nelson, Porter, Rowles, Russell of Dallas, Russell of Jones, Sarver, Schramm, Shipman, Speer, Stanton, Walton and Wilcox—22.

Absent or not voting, Messrs. Calfee, Guthrie, Hood, Price, Quinn, Smeltzer and Woodworth—7.

The Bill passed and the title was agreed to.

Mr. Fairall introduced House File No. 9: A Bill for an Act to amend Chapter 113 of the Acts of the Ninth General Assembly, relating to the exemption from levy or sale of the property of Iowa Volunteers, which was read a first and second time, and referred to the committee on Judiciary.

RESOLUTIONS.

Mr. Castor introduced the following resolution:

Resolved, That no business be entertained hereafter until all business has been disposed of that was recommended by the Governor in his special message, unless by a two-thirds vote of the House.

Mr. Kellogg moved that the resolution be laid on the table. Carried.

Mr. Rothrock introduced the following resolution :

Resolved, That the members and officers of this House shall not be allowed postage, but shall place stamps upon letters, papers and documents themselves, to be procured and paid for by themselves, or if the same cannot be obtained, then that each one make his own arrangement with the postmaster in regard thereto, and settle with him therefor.

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

Upon this question Messrs. Rothrock and Moir demanded the yeas and nays, which were as follows :

The yeas were, Messrs. Bracewell, Denlinger, Dunlavy, Eichorn, Fairall, Flint, Hardie, Knoll, Lorah, Maxwell, McGlothlen, McLennan, McQuinn, Mitchell of Fremont, Nelson, Parker, Porter, Rowles, Stanton, Stewart, Van Anda, Whittemore, Wright—23.

The nays were, Messrs. Baker, Bass, Blackford, Bowdoin, Burton, Castor, Clark, Chase, Cleaves, Converse, Curtiss, Cutler, Dorr, Eaton, Ferguson, Frisbee, Fuller of Fayette, Fuller of Harrison, Gault, Gibson, Glanville, Gordon, Hudnutt, Holyoke, Hollingsworth, Hood, Jackson, Kellogg, Lake, Lakin, Lane, Loomis, Lowrie, Martin, McCall, Mercer, Meyer, Milburn, Mitchell of Polk, Moir, Moser, Pendleton, Rothrock, Russell of Dallas, Russell of Jones, Sarver, Schramm, Shipman, Smeltzer, Speer, Stevenson, Thompson, Walker, Walton, Wasson, Wetherall, White, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Young and Mr. Speaker—64.

Ansnt or not voting, Messrs. Calfee, Guthrie, Price, Quinn and Woodworth.

The motion did not prevail.

Upon motion of the adoption of the Resolution, Messrs. Sarver and Rothrock demanded the yeas and nays, which were as follows :

The yeas were, Messrs. Baker, Bass, Castor, Clark, Converse, Cutler, Dorr, Ferguson, Fuller of Fayette, Gault, Gibson, Gordon, Hood, Kellogg, Lakin, Lane, Loomis, Martin, McCall, Mercer, Meyer, Milburn, Mitchell of Polk, Moir, Rothrock, Rowles, Russell of Dallas, Russell of Jones, Sarver, Schramm, Shipman, Smeltzer, Speer, Stanton, Stevenson, Stewart, Walton, Wasson, Wetherall, White, Wilcox, Williams of Des Moines, Williams of Mahaska and Young—44.

The nays were, Messrs. Blackford, Bowdoin, Bracewell, Burton, Chase, Cleaves, Curtiss, Denlinger, Dunlavy, Eaton, Eichorn, Fairall, Flint, Frisbie, Fuller of Harrison, Glanville, Hardie, Hunnutt, Holyoke, Hollingsworth, Jackson, Knoll, Lake, Lorah, Low-

rie, Maxwell, McLennan, McQuinn, Mitchell of Fremont, Moser, Nelson, Parker, Pendleton, Porter, Thompson, Van Anda, Walker, Whittemore, Wilson of Chickasaw, Wilson of Pottawattamie, Wright and Mr. Speaker—42.

Absent or not voting, Messrs. Calfee, Guthrie, McGlothren, Price, Quinn and Woodworth.

The Resolution was adopted.

Mr. Gordon introduced the following Resolution :

Resolved, That the Committee on Elections be instructed to enquire into the expediency of a law providing that during the existence of the present rebellion, any person exhibiting favor or sympathy for the principles, cause or actors of the rebellion, shall be ineligible to any office in this State, and that they report by bill or otherwise.

Mr. Young moved to strike out "Elections" and insert "Military Affairs." The motion did not prevail.

Mr. Hardie moved to amend by inserting after the word "person," "convicted according to law of." Upon this question, Messrs. Kellogg and Fairall demanded the yeas and nays, which were as follows :

The yeas were, Messrs. Bass, Bracewell, Denlinger, Dorr, Dunlavy, Eichorn, Fairall, Ferguson, Flint, Gault, Hardie, Jackson, Kellogg, Knoll, Lorah, Martin, Maxwell, McGlothlen, McLennan, Smeltzer, Speer, Stewart, Thompson and Wetherall—24.

The nays were, Messrs. Baker, Blackford, Bowdoin, Burton, Castor, Clark, Chase, Cleaves, Converse, Curtiss, Cutler, Eaton, Frisbie, Fuller of Fayette, Fuller of Harrison, Gibson, Glanville, Gordon, Hudnutt, Holyoke, Hollingsworth, Hood, Lake, Lane, Loomis, Lowrie, McCall, McQuinn, Mercer, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moir, Moser, Nelson, Parker, Pendleton, Porter, Rothrock, Rowles, Russell of Dallas, Russell of Jones, Sarver, Schramm, Shipman, Stanton, Stevenson, Van Anda, Walker, Walton, Wasson, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright, Young and Mr. Speaker—62.

Absent or not voting, Messrs. Calfee, Guthrie, Lakin, Price, Quinn and Woodworth.

The amendment did not prevail.

Mr. Fairall moved the following amendment after the word "rebellion:" "and opposed to the re establishment of the Union as it was and sustaining the Constitution as it is."

Mr. Hudnutt moved that the whole matter be laid on the table. Upon this question Messrs. Fairall and Thompson demanded the yeas and nays, which were as follows :

The yeas were, Messrs. Bowdoin, Burton, Castor, Dorr, Eaton, Ferguson, Frisbie, Fuller of Fayette, Fuller of Harrison, Hudnutt, Holyoke, Jackson, Maxwell, Mercer, Moir, Parker, Pendleton, Por-

ter, Schramm, Smeltzer, Walton, Wetherall, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright and Mr. Speaker—27.

The nays were, Messrs. Baker, Bass, Blackford, Bracewell, Clark, Chase, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dunlavy, Eichorn, Fairall, Flint, Gault, Gibson, Glanville, Gordon, Hardie, Hollingsworth, Hood, Kellogg, Knoll, Lake, Loomis, Lorah, Martin, McCall, McGlothlen, McLennan, McQuinn, Meyer, Milburn, Mitchell of Polk, Moser, Nelson, Rothrock, Rowles, Russell of Dallas, Russell of Jones, Sarver, Shipman, Speer, Stanton, Stevenson, Stewart, Thompson, Van Anda, Walker, Wasson, White, Whittemore, Wilcox, Williams of Des Moines, and Young—56.

Absent or not voting, Messrs. Calfee, Guthrie, Lakin, Lane, Lowrie, Mitchell of Fremont, Price, Quinn and Woodworth.

The motion did not prevail.

Mr. Frisbie moved the indefinite postponement of the resolution.

Upon this question Messrs. Fairall and Kellogg demanded the yeas and nays, which were as follows :

The yeas were, Messrs. Bass, Bowdoin, Bracewell, Burton, Calfee, Castor, Clark, Chase, Cleaves, Converse, Cutler, Denlinger, Dorr, Eichorn, Ferguson, Frisbie, Fuller of Fayette, Fuller of Harrison, Glanville, Hudnutt, Holyoke, Jackson, Lake, Lakin, Loomis, Lowrie, Maxwell, Mitchell of Fremont, Mitchell of Polk, Moir, Parker, Pendleton, Porter, Rowles, Sarver, Schramm, Smeltzer, Stanton, Thompson, Van Anda, Walker, Walton, Wasson, Wetherall, White, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright, and Mr. Speaker—51.

The nays were, Messrs. Baker, Blackford, Curtiss, Dunlavy, Fairall, Flint, Gault, Gibson, Gordon, Hardie, Hollingsworth, Hood, Kellogg, Knoll, Lane, Lorah, Martin, McCall, McGlothlen, McLennan, McQuinn, Mercer, Meyer, Milburn, Moser, Nelson, Rothrock, Russell of Dallas, Russell of Jones, Shipman, Speer, Stewart, Whittemore, Wilcox and Young—35.

Absent or not voting, Messrs. Eaton, Guthrie, Price, Quinn, Stevenson and Woodworth—6.

The motion prevailed.

Mr. Frisbie introduced the following resolution :

Resolved by the General Assembly of the State of Iowa, That the General Assembly adjourn on the 9th day of September instant, at 12 o'clock M.

Mr. Young moved that the resolution be laid on the table. Carried.

By leave, Mr. Lane introduced House File No. 10: A Bill for an Act to amend Title 4 of the Revision of 1860, so as to enable the qualified electors of this State in the military service, to vote at certain elections, which was read a first and second time.

Mr. Kellogg moved that it be laid on the table and printed.

Mr. Frisbie moved that the Bill be referred to the committee on Elections. The motion did not prevail. The motion to table and print was adopted.

Mr. Williams of Mahaska moved that when the House adjourn it be until to-morrow morning. The motion prevailed.

Mr. Smeltzer introduced the following resolution :

Resolved, That the Chair appoint a select committee of seven to investigate the extent of the danger to our northern frontier by hostile Indians, and if deemed expedient, to report a Bill for the protection of property and life on said frontier, such as will ensure the settlers in the enjoyment of their lives and property.

The resolution was adopted, and the Chair appointed the following committee : Messrs. Smeltzer, Cutler, Pendleton, Blackford, Denlinger, Nelson and Speer.

Mr. Denlinger offered the following resolution :

Resolved, That the Attorney General of this State be requested to give his opinion in writing relative to the constitutionality of our State Volunteers voting for officers of this State while beyond the limits of their District or State.

The resolution was adopted.

The following message was received from the Senate, through their Secretary, Mr. Davis :

MR. SPEAKER : I am directed to inform your Honorable Body that the Senate has adopted the following resolution, in which the concurrence of the House is asked :

Resolved by the Senate, the House of Representatives concurring, That the duties of Mail-carrier and Post-master, for the Senate and House of Representatives, be performed by A. P. Burrhus, provided that such service shall not exceed \$4,00 per day.

W. F. DAVIS, Sec'y of Senate.

Mr. Lowrie introduced the following resolution, which was adopted :

Resolved, That a select committee of nine be appointed to draft a Bill for the protection of the citizens and property of the Southern border of this State.

The Chair appointed the following committee : Messrs. Lowrie, Bracewell, Calfee, Mitchell of Fremont, Wright, Gordon, Sarver, Hood and Glanville.

Mr. Cutler introduced the following resolution :

Resolved by the House of Representatives, the Senate concurring, That the Chief Clerk of the House and the Secretary of the Senate be and they are hereby authorized and directed to subscribe for and cause to be sent to each Regiment of Iowa Volunteers now in the field, 25 copies each of the Daily State Register and Daily Des Moines Times, or their equivalent in Weeklies, containing the proceedings of the General Assembly at its present session ; and they are further directed to send said newspapers to the Adjutant

of each Regiment, with directions to distribute them equally amongst the several companies composing the same.

Upon motion of Mr. Rothrock the House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, }
FRIDAY, SEPTEMBER 5, 1862. }

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Walker.

Journal of yesterday read and approved.

Mr. Baker moved the reconsideration of the vote by which the House adopted the resolution of Mr. Rothrock in relation to postage. Carried.

PETITIONS.

Mr. Martin presented a memorial of citizens of Iowa County in relation to the Armenian Society, which was referred to the Select Committee on the exemption of certain religious bodies from the Military Draft.

Mr. Martin presented a petition of citizens of Iowa County relative to the settlement of negroes in this State, which was referred to the Select Committee on that subject.

Mr. Pendleton presented a memorial of citizens of Emmet County relative to Indian affairs on our frontier, which was referred to the Select Committee on that subject.

Mr. Castor moved that House File No. 1: A Bill for an Act to accept of the Grant and carry into execution the trust conferred upon the State of Iowa, by an Act of Congress entitled "an Act donating public lands to the several States and Territories which may provide Colleges for the benefit of Agriculture and the Mechanic Arts, approved July 2d, 1862, be referred to the Committee on Agriculture. Carried.

Mr. Russell of Dallas presented a petition of citizens of Dallas County in relation to the Seventh Day Baptists, which was referred to the Select Committee on exempting certain religious societies from the Military Draft.

Mr. McQuinn presented a petition and remonstrance from citizens of Benton County in relation to the Dog Law, which were referred to the Committee on Agriculture.

REPORTS OF COMMITTEES.

Mr. Bowdoin from the Committee of Ways and Means presented the following report:

The Committee of Ways and Means to whom was referred the memorial of the Board of Supervisors of Scott County and also the memorial of the Board of Supervisors of Hardin County, asking for the passage of an Act to legalize the appropriations made by them for bounties for enlistments, and also for the enactment of a law authorizing the levy of a special tax for the payment of the same, have had the same under consideration and have instructed me to report the accompanying bill and recommend its passage.

E. G. BOWDOIN, Chairman.

On motion of Mr. Lane, Mr. Van Anda was excused for the remainder of the session, in consequence of orders to join his regiment.

On motion of Mr. Hollingsworth Mr. Gibson was excused for the remainder of the session for a similar reason.

Mr. Bracewell was excused for the day on account of illness.

Mr. Bowdoin introduced House File No 11: A Bill for an Act to legalize appropriations of the Boards of Supervisors for the payment of Bounties for enlistments and to authorize the levy and collection of a special tax for the payment of the same; which was read a first and second time.

Mr. Hardie moved that the Bill be laid on the table and the usual number printed. The motion prevailed.

INTRODUCTION OF BILLS.

Mr. Gordon introduced House File No. 12: A Bill for an Act fixing the compensation of members of the General Assembly for the present session; which was read a first and second time.

Mr. McQuinn moved that the Bill be referred to the Committee on Charitable Institutions. The motion prevailed.

Mr. Wright introduced House File No. 13: A Bill for an Act to amend Section 6, Article 3, Chapter 46, of the Revision of 1860, in relation to public highways: which was read a first and second time and referred to the Committee on Roads and Highways.

Mr. White introduced House File No. 14: A Bill for an Act supplementary to an Act for the Incorporation of Cities and Towns, Chapter 51, of the Revision of 1860; which was read a first and second time and referred to the Committee on the Judiciary.

By leave, Mr. Thompson presented a memorial of citizens of Lee County, relative to County indebtedness, which was referred to a Select Committee of three, consisting of Messrs. Stevenson, Lake and Fairall.

Mr. Stevenson introduced House File No. 15: A Bill for an Act to amend Sec. 1, Chap. 12, of the Acts of the Ninth General As-

sembly; which was read a first and second time, and upon motion of Mr. Moir the rule was suspended and the Bill read a third time and upon the question, "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Burton, Calfee, Castor, Clark, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Frisbie, Fuller of Fayette, Fuller of Harrison, Gault, Gibson, Glanville, Gordon, Hardie, Hudnutt, Holyoke, Hollingsworth, Hood, Jackson, Kellogg, Knoll, Lakin, Lane, Loomis, Lorah, Maxwell, McCall, McGlothlen, McLennan, McQuinn, Mercer, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moir, Moser, Nelson, Parker, Pendleton, Rothrock, Rowles, Russell of Dallas, Russell of Jones, Sarver, Schramm, Shipman, Smeltzer, Speer, Stanton, Stevenson, Stewart, Thompson, Van Anda, Walker, Walton, Wasson, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright, Young and Mr. Speaker—82.

The nays were none.

Absent and not voting, Messrs. Bracewell, Chase, Guthrie, Lake, Lowrie, Martin, Porter, Price, Quinn, Woodworth.

The Bill passed and the title was agreed to

Mr. Wilson of Pottawattamie introduced House File No. 16: A Bill for an Act to amend Chapter 114, of the Acts of the Ninth General Assembly of the State of Iowa, entitled an Act fixing the times of holding the Court in the Third Judicial District; which was read a first and second time and referred to the delegates of the Third Judicial District.

Mr. Kellogg introduced House File No. 17: A Bill for an Act entitled an Act to repeal an Act entitled an Act providing for the registry of Dogs, and defining the duties of Township Officers in certain cases, passed at the Regular Session of the Ninth General Assembly; which was read a first and second time.

Mr. White moved to refer the Bill to the Committee on Agriculture. Upon this question Messrs. McLennan and Wetherall demanded the ayes and nays, which were as follows:

The yeas were, Messrs. Bass, Blackford, Bowdoin, Burton, Calfee, Castor, Cleaves, Curtiss, Dorr, Eaton, Flint, Frisbie, Holyoke, Hollingsworth, Hood, Jackson, Lakin, Lane, Loomis, McCall, McGlothlen, Mercer, Meyer, Milburn, Moser, Nelson, Parker, Porter, Rothrock, Rowles, Russell of Dallas, Russell of Jones, Sarver, Stanton, Stevenson, Thompson, White, Whittemore, Wilcox, Williams of Des Moines, and Mr. Speaker—41.

The nays were, Messrs. Baker, Clark, Chase, Converse, Cutler, Denlinger, Dunlavy, Eichorn, Fairall, Ferguson, Fuller of Fayette, Fuller of Harrison, Gault, Gibson, Glanville, Gordon, Hardie, Hudnutt, Kellogg, Knoll, Lorah, Martin, Maxwell, McLennan, McQuinn, Mitchell of Fremont, Mitchell of Polk, Moir, Pendle-

ton, Schramm, Shipman, Smeltzer, Speer, Stewart, Van Anda, Walker, Walton, Wasson, Wetherall, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright and Young—44.

Absent and not voting, Messrs. Bracewell, Guthrie, Lake, Lowrie, Price, Quinn and Woodworth.

The motion did not prevail.

Mr. Russell of Jones moved to strike out all of Section 2, and insert the following: "This Act shall take effect and be in force from and after the first day of May, A. D. 1863, and after its publication in the Iowa Weekly Homestead and the Des Moines Weekly Register, papers published in Des Moines.

Mr. Curtiss offered the following as an additional Section :

"SEC. 2. That the Clerk of each Township shall refund, on demand, to each person who has registered his Dog, the sum by him paid, after deducting his pro rata of the amount paid by the Clerk to peace officers for killing dogs, and the fees allowed him by the Act hereby repealed.

Mr. Rothrock moved that the Bill be laid on the table, and upon this question Messrs. Young and Kellogg demanded the yeas and nays which were as follows:

The yeas were, Messrs. Baker, Bass, Blackford, Calfee, Castor, Converse, Dorr, Eaton, Flint, Frisbie, Hollingsworth, Jackson, Lake, Lakin, Lane, Loomis, McGlothlen, Meyer, Milburn, Mitchell of Polk, Nelson, Parker, Porter, Rothrock, Rowles, Schramm, Stevenson, Thompson, Whittemore, Wilcox and Mr. Speaker—31.

The nays were, Messrs. Bowdoin, Burton, Clark, Chase, Cleaves, Curtiss, Cutler, Denlinger, Dunlavy, Eichorn, Fairall, Ferguson, Fuller of Fayette, Fuller of Harrison, Gault, Gibson, Glanville, Gordon, Hardie, Hudnutt, Holyoke, Hood, Kellogg, Knoll, Lorah, Lowrie, Martin, Maxwell, McCall, McLennan, McQuin, Mercer, Mitchell of Fremont, Moir, Pendleton, Russell of Dallas, Russell of Jones, Sarver, Shipman, Smeltzer, Speer, Stanton, Stewart, Van Anda, Walker, Walton, Wasson, Wetherall, White, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright and Young—54.

Absent and not voting, Messrs. Bracewell, Guthrie, Moser, Price, Quinn and Woodworth.

The motion did not prevail.

Mr. Shipman moved that the bill be referred to the Committee on Agriculture.

Mr. Converse moved to amend by referring the bill to the Committee on Police Regulations; which motion prevailed.

Upon the question of the adoption of the amendment of Mr. Converse to refer the bill to the Committee on Police Regulations, Messrs. Kellogg and Fairall demanded the yeas and nays, which were as follows:

The yeas were, Messrs. Bass, Blackford, Calfee, Castor, Con-

verse, Dorr, Eaton, Eichorn, Flint, Frisbie, Fuller of Fayette, Hollingsworth, Hood, Jackson, Lake, Lakin, Lane, Loomis, McCall, McGlothlen, Mercer, Milburn, Mitchell of Polk, Moser, Nelson, Parker, Pendleton, Porter, Rothrock, Rowles, Schramm, Shipman, Stevenson, Thompson, White, Wilcox, Wilson of Chickasaw, and Mr. Speaker—38.

The nays were, Messrs. Baker, Bowdoin, Burton, Cleaves, Curtiss, Cutler, Denlinger, Dunlavy, Fairall, Ferguson, Fuller of Harrison, Gault, Gibson, Glanville, Gordon, Hardie, Hudnutt, Holyoke, Kellogg, Knoll, Lorah, Lowrie, Maxwell, McLennan, McQuinn, Meyer, Mitchell of Fremont, Moir, Russell of Dallas, Russell of Jones, Sarver, Smeltzer, Speer, Stanton, Stewart, Van Anda, Walker, Walton, Wasson, Wetherall, Whittemore, Williams of Des Moines, Williams of Mahaska, Wilson of Pottawattamie, Wright and Young—47.

Absent or not voting, Messrs. Bracewell, Chase, Guthrie, Martin, Price, Quinn and Woodworth.

The motion did not prevail.

Mr. White moved to strike out all after the enacting clause, and insert the following:

That the provisions of Chapter 76 of the laws of the 9th General Assembly, "An Act providing for the registry of dogs, and defining the duties of Township officers in certain cases," shall cease to operate on the first day of April, 1863.

The motion of Mr. White did not prevail.

Mr. Hardie offered the following amendment: "And it shall be the duty of the Township Trustees to restore all dogs that have been killed under the operation of the law, to their former owners, in as good condition as they were previous to suffering the pains and penalties of said law."

Mr. Gordon moved the previous question, which was seconded, and the question, "shall the main question be now put?" was decided in the affirmative.

The question being on the amendment of Mr. Hardie, the same was not adopted.

The question recurring upon Mr. Curtiss' amendment, the same was lost.

The question recurring upon Mr. Russell's amendment, the same was lost.

The question recurring upon the motion to suspend the rule and read the bill a third time now, Messrs. Kellogg and Gordon demanded the yeas and nays, which were as follows:

The yeas were, Messrs. Bowdoin, Burton, Calfee, Clark, Cleaves, Curtiss, Cutler, Denlinger, Dunlavy, Eichorn, Fairall, Ferguson, Fuller of Fayette, Fuller of Harrison, Gault, Gibson, Glanville, Gordon, Hardie, Holyoke, Kellogg, Knoll, Lorah, Lowrie, Martin, Maxwell, McCall, McLennan, Mercer, Meyer, Mitchell of Fremont, Moir, Moser, Pendleton, Russell of Dallas, Sarver, Schramm, Ship-

man, Smeltzer, Speer, Stewart, Van Anda, Walton, Wasson, Wetherall, Williams of Mahaska, Wilson of Pottawattamie, Wright and Young—49.

The nays were, Messrs. Baker, Bass, Blackford, Castor, Converse, Dorr, Eaton, Flint, Frisbie, Hudnutt, Hollingsworth, Hood, Jackson, Lake, Lakin, Lane, Loomis, McGlothlen, Milburn, Mitchell of Polk, Nelson, Parker, Porter, Rothrock, Rowles, Russell of Jones, Stanton, Stevenson, Thompson, Walker, White, Whittemore, Wilcox, Williams of Des Moines, Wilson of Chickasaw, and Mr. Speaker—36.

Absent or not voting, Messrs. Bracewell, Guthrie, McQuinn, Price, Quinn and Woodworth.

The motion requiring a two-third vote did not prevail.

Upon motion of Mr. Wilcox, the bill was referred to the Committee on Agriculture.

Mr. Lane moved that House File No. 10: "A Bill for an Act to amend Title IV of the Revision of 1860, so as to enable the qualified electors of this State in the military service, to vote at certain elections," be taken from the table and referred to the Committee on Elections; which motion prevailed.

Mr. Lane introduced House File No. 18: A Bill for an Act to provide for the payment of the Commissioners appointed under the Act of Congress, entitled "An Act to provide for allotment certificates among the volunteer forces," which was read a first and second time, and referred to the Committee on Military Affairs.

Mr. Lane moved that when the House adjourn, it be until tomorrow morning. The motion prevailed.

The following communication was received from the Attorney General, and referred to the Committee on Elections:

OFFICE OF ATTORNEY GENERAL, }
September 4th, 1862. }

To the House of Representatives of the State of Iowa:

I have the honor to acknowledge the receipt of your Resolution requesting my opinion in writing, upon the constitutionality of providing by law for taking the votes of the Volunteers from this State in the Military service of the United States, and beyond the limits of this State.

Art. 2, Sec. 1, of the Constitution, provides that "Every white male citizen of the United States, of the age of twenty-one years, who shall have been a resident of this State six months next preceding the election, and of the County in which he claims his vote sixty days, shall be entitled to vote at all elections which are now, or hereafter may be, authorized by law."

In my opinion, it was not intended in this Section of the Constitution to fix the *place* of voting, but merely to prescribe the qualification of electors; and this qualification evidently relates alone to

the *place of residence* of the citizen. The words "in which he claims his vote" are merely to define the County of which he is required to be a resident; and had there been but one County, as there was but one State, the name of the County would undoubtedly have been used instead of these words.

It is, perhaps, unnecessary for me to say to you that the absence of our citizens in the Military service of the United States, does not change or affect their residence. We can still legally and constitutionally claim them as citizens and residents of our State.

The old Constitution required of a citizen of the State only twenty days' residence in the County where he claimed his vote. The New Constitution changes this, and requires sixty days. The reason of this change in the Constitution, furnishes the reason for the provision itself.

It was evidently to prevent citizens who were residents of a particular County or district from controlling, or interfering with, the election in other Counties or districts. Without this evil to provide against, the entire provision as to residence in a particular County would undoubtedly have been omitted.

It is also clearly understood that a resident of this County and State need not be at home during the entire six months or sixty days, in order to secure his vote. The question of residence is not necessarily affected by the actual presence or absence of the citizen.

From the fact that our laws have heretofore only provided for opening polls in the several counties, and that each citizen must vote within the county of his residence, it has resulted that the citizen must vote within the county of his residence, it has resulted that the citizen must necessarily be actually present at his place of residence in order to secure his right to vote—yet I am satisfied that it is not necessary to require this under the Constitution.

The word "claim" merely means to "assert a right to"—and by no means embraces the idea that the claimant shall be present when the claim is to be operative.

It is I think true that the language of the Constitution does not in its terms contemplate the exercise of this right beyond the limits of the State—but I think it equally clear that it does not prohibit it, either in its letter or spirit. The 4th Sec. of Art. 2d of the Constitution merely relates to those who have not become citizens of this State prior to and independent of their military service, and does not effect the question embraced in your resolution.

Very respectfully submitted,

C. C. NOURSE.

Mr. Denlinger introduced the following resolution :

Resolved, That the Chief Clerk be and he is hereby directed to supply the members of this House with the same number of papers that they were furnished at the regular session : Provided that only such papers shall be taken as publish in full the proceedings of the General Assembly.

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

The motion prevailed.

Mr. Shipman introduced the following resolution which was adopted :

Resolved, That the Postal Committee be instructed to make a definite arrangement with the Post Master of this City for the postage of the mail matter sent by this General Assembly and report to this House.

Mr. Moir introduced the following resolution :

Resolved, That the Committee on Schools and State University be requested to inquire into the expediency of passing a law for the relief of those persons who have purchased School Lands at a time when those lands were sold at a very high price—intending thereby to become actual settlers in the State of Iowa, and report by Bill or otherwise.

The resolution was not adopted.

On motion of Mr. Pendleton Messrs. Fuller of Harrison and Walten were added to the Select Committee on Indian affairs.

Mr. Loomis introduced the following resolution which was adopted.

Resolved, That the Committee on Military Affairs be requested to inquire into the expediency of the passage of a law requiring the Militia of the State to organize and drill during the continuance of the present war and to report by Bill or otherwise.

Mr. Speer introduced the following resolution :

Resolved, That the Committee on the Improvement of the Des Moines River are hereby requested to take into consideration the necessity for the passage of a law at this Session of the Legislature, quieting the title to lands sold by the State to actual settlers as Des Moines River Lands, and lying and being above the Raccoon Forks of said river, and report by Bill or otherwise.

Upon motion of Mr. Russell of Jones the resolution was laid on the table.

The House took up the resolution of Mr. Rothrock in relation to postage of members and officers of the House.

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

Upon this question Messrs. Rothrock and Sarver demanded the yeas and nays, which were as follows :

The yeas were, Messrs. Baker, Bowdoin, Burton, Calfee, Clark, Cleaves, Curtiss, Denlinger, Dunlavy, Eaton, Eichorn, Fairall, Frisbie, Fuller of Fayette, Fuller of Harrison, Gibson, Glanville, Hardie, Hudnutt, Holyoke, Hollingsworth, Jackson, Knoll, Lake, Lane, Lorah, Martin, Maxwell, McCall, McLennan, McQuinn, Mercer, Mitchell of Polk, Moser, Nelson, Parker, Pendleton, Rowles, Russell of Dallas, Sneltzer, Speer, Stevenson, Stewart, Thompson, Walton, Whittemore, Williams of Mahaska, Wilson of Chickasaw, Wright and Mr. Speaker—50.

The nays were, Messrs. Bass, Blackford, Castor, Converse, Cut-

ler, Dorr, Ferguson, Flint, Gault, Gordon, Hood, Kellogg, Lakin, Loomis, Lowrie, McLaughlin, Meyer, Milburn, Moir, Porter, Rothrock, Sarver, Schramm, Shipman, Stanton, Walker, Wasson, Wetherall, White, Wilcox, Williams of Des Moines, Wilson of Potawattamie, Wright and Young—34.

Absent or not voting, Messrs. Bracewell, Guthrie, Mitchell of Fremont, Price, Quinn, Russell of Jones, Van Anda and Woodworth—8.

The motion prevailed.

The House took up the resolution of the Senate in relation to the Post Master.

Mr. Kellogg moved to strike out four dollars and insert two dollars and fifty cents.

The motion did not prevail.

The House then concurred in the resolution of the Senate.

Mr. Shipman introduced the following resolution, which was adopted.

Resolved, That the Committee on Elections be instructed to inquire into the expediency of a law providing that each voter in this State, before voting at any general election, shall be required to take an oath to support the Constitution of the United States and of the State of Iowa, and report by Bill or otherwise.

Mr. Lowrie moved that all the members of the Southern tier of counties be added to the Committee on Border Affairs in the South.

The motion prevailed.

Upon motion of Mr. Curtiss the House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, }
SATURDAY, SEPTEMBER 6, 1862. }

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Nash.

The Journal of yesterday read and approved.

On motion of Mr. McQuinn, Mr. Calfee was excused until Tuesday morning.

PETITIONS.

Mr. Price presented a petition from citizens of Muscatine county, in relation to the Dog Law, which was referred to the Committee on Agriculture.

Mr. Bracewell presented a petition from citizens of Wayne county, praying that Chapter 76 of the Ninth General Assembly be repealed, which was referred to the Committee on Agriculture.

Mr. Dunlavy presented a petition from citizens of Davis county, in relation to the settlement of negroes in this State, which was referred to the select Committee on that subject.

Mr. Fairall presented a memorial from citizens of Johnson county, in relation to exempting Menonites, a certain religious sect, from military draft, which was referred to the committee on that subject.

Mr. Castor presented a memorial from the Board of Supervisors of Mahaska county, in relation to Bounty to our Volunteers, which was referred to the committee on Ways and Means.

REPORTS OF COMMITTEES.

Mr. Rothrock from the committee on the Judiciary, submitted the following report:

The Judiciary Committee, to whom was referred House File No. 4: A Bill for an Act to amend the present law in relation to the rights of mortgagees, have had the same under consideration, and have instructed me to report the same back and recommend its passage.

ROTHROCK, from Com.

Mr. Converse from the Committee on Agriculture submitted the following report:

The Committee on Agriculture, to whom was referred House File No. 1: A Bill for an Act to accept the Land Grant, &c., have had the same under consideration, and have directed me to report the same back to the House, with sundry amendments, and recommend its passage.

A. CONVERSE, Ch'n Com.

Mr. Lane, from the Committee on Military Affairs, submitted the following report:

The Committee on Military Affairs, to whom was referred so much of the Governor's Message as refers to the pay of Allotment Commissioners, beg leave to report, that the Joint Committees on Military Affairs, of the Senate and House, have had the same under consideration, and have instructed me to report the same to the House, and unanimously recommend the passage of the accompanying Bill. All of which is respectfully submitted.

JAMES T. LANE, Ch'n Com. on Military Affairs.

The committee on Military Affairs, to whom was referred the resolution in relation to the expediency of a Militia Law, respectfully report, that in conjunction with the committee on Military Affairs, of the Senate, they have had the same under consideration, and a majority of the Joint Committee were of the opinion that a Militia Law ought to be passed at the present session of the Legislature, dividing the State into Division, Brigade and Regimental Districts by Counties, organizing Companies in each Regimental District, and requiring such organized Companies to drill at stated

periods, say once a week, for a given time. That these Companies might be organized and drilled without uniforms, and without arms, except such as they can furnish themselves, unless it be in the frontier counties of the north and the border counties of the south, and in these counties it might be made the duty of the Governor to furnish the Companies with arms and ammunition, so that they could be ready at a moment's notice to repel the attacks of Indians, or the incursions of Rebel guerrillas. That no compensation should be paid for such militia service, except when actually engaged in repelling hostile attacks on our borders. It is believed by the Joint Committee that such a Bill would meet more fully the present exigencies of the State, furnish a sufficient protection to our frontier, both on the north and on the south, and at little or no expense; certainly at less expense than the organization of independent and detached Companies of Cavalry and Infantry on our borders, as now suggested. Besides, it would be furnishing our Militia an opportunity to perfect themselves in the discipline and drill which would fit them more readily as soldiers to answer any future calls from the Federal Government, and would likewise be a matter of prudence and safety in this hour when no one can foresee the exigencies which may arise in suppressing the present gigantic struggle with Rebellion.

The Joint Committee, however, are unwilling to undertake the preparation of such a law, unless both the Senate and House decisively indicate that some such general law will meet the approval of a majority of both Houses.

The Joint Committee, therefore, have instructed the Chairmen of their respective Committees to report to each House the views of the Committee, and request the submission to each House as a test question the following resolution:

Resolved, That the committee on Military Affairs be instructed to prepare and report a general Militia Law of the nature and character indicated in the report of the committee.

All of which is respectfully submitted.

JAMES T. LANE, Chairman.

Mr. Moir from the committee on the Judiciary, submitted the following report:

The Judiciary Committee, to whom was referred House File No. 14: A Bill for an Act supplementary to an Act for the Incorporation of Cities and Towns, beg leave to report that they have had the same under consideration, and recommend its passage.

MOIR, of Hardin.

Mr. Young, from the committee on the Judiciary, submitted the following report:

The Judiciary Committee, to whom was referred House File No. 9: A Bill for an Act to amend Chapter 113 of the Acts of the Ninth General Assembly, relating to the exemption from levy or sale of the property of Iowa Volunteers, have had the same under

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consideration, and have directed me to report the same back to the House without recommendation.

J. B. YOUNG, Chairman.

Mr. Lake, from the select committee on Postal Arrangements, submitted the following report:

Your Committee, to whom was referred the resolution of the gentleman from Muscatine, (Mr. Shipman) have had the same under consideration, and beg leave to report that they have consulted with the Post-master of this City and he has agreed that the members of the House may mark their paper mail with the letters H. R., but must not write their names on the same. That any member has the right to write on the outside of his letters, as it is paid as letter matter. The Post-master will keep an account with the House and Senate separately. Your Committee therefore recommend that the members frank their mail matter, and make an appropriation to pay the same.

JED. LAKE, Chairmain.

Upon motion of Mr. Mitchell of Fremont the report was adopted.

INTRODUCTION OF BILLS.

Mr. Gordon introduced House File No. 19: A Bill for an Act to amend an Act entitled an Act to amend the Militia Law of the State of Iowa, approved May 28, 1861, which was read a first and second time, and referred to a select committee, consisting of Messrs. Shipman, Gordon and Kellogg.

The following message was received from the Senate, by their Secretary, Mr. Davis:

MR. SPEAKER:—I am directed to inform your Honorable Body that the Senate has passed the following Bills:

Senate File No. 4: A Bill for an Act to amend Section 2, Chapter 173, of the Acts of 1862, to correct a clerical error therein.

Senate File No. 9: A Bill for an Act to repeal Chapter 155, Laws of the Ninth General Assembly of the State of Iowa.

Senate File No. 13: A Bill for an Act to provide for auditing the claim of Jacob Wiley, Absalom Black and Geo. W. Jones, in which the concurrence of the House is asked.

I herewith return House File No. 3: A Bill for an Act to legalize the proceedings of the District Court of Clark County at its April Term, 1862.

House File No. 6: An Act to legalize the official acts of Ephraim Cummins, a Notary Public of Appanoose County.

House File No 8: An Act to legalize the acts of M. Allison, a Notary Public of Dubuque County. The same having passed the Senate without amendment.

W. F. DAVIS, Sec'y of Sentate.

The House took up the following Resolution, reported by the Committee on Military Affairs :

Resolved, That the Committee on Military Affairs be instructed to prepare and report a general Militia Law of the nature and character indicated in the report of the Committee.

Mr. Kellogg offered the following amendment : *Provided*, The Bill shall provide for the organization of the Militia into regimental districts only.

Mr. Curtiss offered the following as a substitute for the Resolution and amendment :

Resolved, That the Committee on Military Affairs report a Bill providing for the establishment of a General Camp of Military Instruction, and for rules regulating the same.

Mr. Moir moved the previous question, which was seconded, and the question, " Shall the main question be now put ? " was decided in the affirmative.

The question being on the amendment of Mr. Curtiss, the same was lost.

The question recurring upon the amendment of Mr. Kellogg, the same was adopted.

Upon the adoption of the resolution as amended, Messrs. Lane and Lake demanded the yeas and nays, which were as follows :

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Bracewell, Burton, Castor, Clark, Chase, Cleaves, Converse, Cutler, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Flint, Frisbie, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Gordon, Hudnutt, Holyoke, Hollingsworth, Hood, Jackson, Kellogg, Knoll, Lake, Lakin, Lane, Loomis, Lorah, Lowrie, Martin, Maxwell, McCall, McGlothlen, McQuinn, Meyer, Mitchell of Fremont, Mitchell of Polk, Nelson, Parker, Pendleton, Porter, Price, Rothrock, Rowles, Russell of Dallas, Russell of Jones, Sarver, Schramm, Shipman, Speer, Stanton, Stevenson, Stewart, Thompson, Walker, Walton, Wasson, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Young, and Mr. Speaker—75.

The nays were, Messrs. Curtiss, Ferguson, Hardie, McLennan, Milburn, Moir, Wetherill and Wright—8.

Absent or not voting, Messrs. Calfee, Gibson, Guthrie, Mercer, Moser, Quinn, Smeltzer, Van Anda and Woodworth.

The resolution was adopted.

Mr. Lake introduced the following resolution, which was adopted :

Resolved, That there be allowed members of this House pay for the same number of miles traveled in attending this Session as was allowed to the same members at the Regular Session.

Mr. Walker introduced the following Resolution :

Resolved, That the Speaker of the House appoint one paper folder for this House.

The resolution was not adopted.

Mr. Fairall introduced the following joint resolution.

WHEREAS, The President of the United States has seen fit to establish Martial Law over the State of Iowa, and appointed and empowered certain persons to make arrests for discouraging enlistments, and disloyal practices, under which authority, a number of citizens of the State have been arrested, and are in confinement within the State or have been conveyed without for confinement; and whereas, no provision has been made whereby such persons may have a cheap and speedy trial within the State and neighborhood where they have been arrested, with an opportunity of making their defense; and whereas, by reason of the great distance which such persons are transported or are about to be transported from their homes and the place of their alleged crime, it will be in many cases impossible for them to make as fully their defence, and any defense which they may make must be at a great and burdensome expense whereby great injustice might be done to innocent persons; therefore, be it

Resolved by the General Assembly of the State of Iowa, That the Governor of the State be requested to lay the matter respectfully before the President of the United States, and procure, if not incompatible with the public interests, the immediate establishment within the State, of one or more Military Courts, with such regulations as may secure a speedy examination of all persons arrested, and wherein the records of all such proceedings may be safely kept within the State.

Mr. Lake moved that the Resolution be laid on the table. Upon this question Messrs. Fairall and Hardie demanded the yeas and nays, which were as follows:

The yeas were, Messrs. Baker, Blackford, Bowdoin, Burton, Castor, Clark, Chase, Cleaves, Converse, Curtiss, Cutler, Frisbie, Fuller of Fayette, Fuller of Harrison, Glanville, Gordon, Hudnutt, Holyoke, Hollingsworth, Hood, Jackson, Lake, Lane, Loomis, McCall, McQuinn, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moir, Nelson, Parker, Porter, Price, Rothrock, Rowles, Russell of Dallas, Sarver, Schramm, Shipman, Stanton, Stevenson, Walker, Wasson, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wright, Young and Mr. Speaker—55.

The nays were, Messrs. Bass, Bracewell, Denlinger, Dorr, Dunlavy, Eichorn, Fairall, Ferguson, Flint, Gault, Hardie, Kellogg, Knoll, Lorah, Martin, Maxwell, McGlothlen, McLennan, Speer, Stewart, Thompson, Walton, Wetherall and Wilson of Pottawattamie—24.

Absent and not voting, Messrs. Calfee, Eaton, Gibson, Guthrie, Lowrie, Mercer, Moser, Pendleton, Quinn, Russell of Jones, Smeltzer, Van Anda and Woodworth—13.

The motion prevailed.

Mr. Cutler offered the following resolution:

Resolved by the House of Representatives, the Senate concurring, That the Chief Clerk of the House and the Secretary of the Senate, be, and the same are hereby authorized and directed to subscribe for and cause to be sent to each Regiment of Iowa Volunteers now mustered into the service of the United States, Twenty-Five copies of each of the Weekly Newspapers published at Des Moines, which contain the full proceedings of the present Session of the General Assembly; and they are further directed to send said newspapers to the Adjutant of each Regiment, with a request that he distribute them equally among the several companies composing said Regiments.

Mr. Gordon moved that after the word "Regiment," the words "and detached company" be inserted. Lost.

The resolution was not adopted.

BILLS ON FIRST READING.

Senate File No. 4: A Bill for an Act to amend Section 2, of Chapter 173, of the Acts of 1862, to correct a clerical error, was read a first and second time.

On motion of Mr. Bracewell the rule was suspended and the Bill read a third time, and upon the question, "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Bracewell, Burton, Castor, Clark, Chase, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Frisbie, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Gordon, Guthrie, Hardie, Hudnutt, Hollingsworth, Hood, Jackson, Kellogg, Knoll, Lake, Lakin, Lane, Loomis, Lora, Lowrie, Martin, Maxwell, McCall, McGlothlen, McLennan, McQuinn, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moir, Moser, Nelson, Parker, Porter, Price, Rothrock, Rowles, Russell of Dallas, Russell of Jones, Sarver, Schramm, Shipman, Speer, Stanton, Stevenson, Stewart, Thompson, Walker, Walton, Wasson, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright, Young and Mr. Speaker—83.

The nays were none.

Absent and not voting, Messrs. Calfee, Gibson, Holyoke, Mercer, Pendleton, Quinn, Smeltzer, Van Anda and Woodworth.

The Bill passed and the title was agreed to.

Senate File No. 9: A Bill for an Act to repeal Chapter 155, Laws of the Ninth General Assembly of the State of Iowa, was read a first and second time.

On motion of Mr. Rothrock the rule was suspended and the Bill read a third time, and upon the question, "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Burton, Castor, Clark, Cleaves, Converse, Curtiss, Cutler, Eaton, Ferguson, Flint, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Gordon, Hudnutt, Holyoke, Hollingsworth, Hood, Jackson, Lakin, Lane, Loomis, Lorah, Lowrie, Martin, Maxwell, McCall, McQuinn, Meyer, Mitchell of Fremont, Mitchell of Polk, Moir, Moser, Nelson, Price, Rothrock, Rowles, Russell of Dallas, Russell of Jones, Sarver, Schramm, Shipman, Speer, Stanton, Stevenson, Thompson, Wasson, Whittemore, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wright and Young—58.

The nays were, Messrs. Bracewell, Chase, Denlinger, Dorr, Dunlavy, Eichorn, Fairall, Frisbie, Hardie, Kellogg, Knoll, Lake, McLennan, Milburn, Parker, Pendleton, Porter, Smeltzer, Stewart, White, Wilson of Pottawattamie and Mr. Speaker—22.

Absent or not voting, Messrs. Calfee, Gibson, Guthrie, McGlothlen, Mercer, Quinn, Van Anda, Walker, Walton, Wetherall, Wilcox and Woodworth.

The Bill passed and the title was agreed to.

Senate File No. 13: A Bill for an Act to provide for auditing the claim of Jacob Wiley, Absalom Black and George W. Jones, was read a first and second time.

On motion of Mr. Chase the rule was suspended and the Bill read a third time, and upon the question, "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Bracewell, Burton, Castor, Clark, Chase, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Frisbie, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Hardie, Hudnutt, Holyoke, Hollingsworth, Hood, Jackson, Kellogg, Knoll, Lake, Lakin, Lane, Loomis, Lorah, Lowrie, Martin, Maxwell, McCall, McGlothlen, McLennan, McQuinn, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moir, Moser, Nelson, Parker, Pendleton, Porter, Price, Rothrock, Rowles, Russell of Dallas, Russell of Jones, Sarver, Schramm, Shipman, Smeltzer, Speer, Stanton, Stevenson, Stewart, Thompson, Walton, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright, Young and Mr. Speaker—80.

The nays were, Messrs. Ferguson, Flint and Gordon—3.

Absent or not voting, Messrs. Calfee, Gibson, Guthrie, Mercer, Quinn, Van Anda, Wasson, Walker, and Woodworth.

The Bill passed and the title was agreed to.

The following message was received from the Senate by their Secretary, Mr. Davis:

MR. SPEAKER:—I am directed to inform your Hon. Body that the Senate has passed Senate File No. 19: A Joint Resolution asking the Secretary of War to send a sufficient force into the North-

Western part of Iowa, and into Minnesota and Decotah to protect the settlement and chastise the hostile Indians which have committed the late depredations, &c.

Senate File No. 20: A Bill for an Act to provide for the protection of the North-Western frontier from hostile Indians; in which the concurrence of the House is asked.

W. F. DAVIS, Sec'y Senate.

Senate File No. 19: Joint Resolution asking the Secretary of War to send a sufficient force into the North-Western part of Iowa and into Minnesota and Dacotah to protect the settlement and chastise the hostile Indians, which have committed the late depredations in that quarter.

The resolution was adopted.

Senate File No. 20: A Bill for an Act to provide for the protection of the North Western frontier from hostile Indians, was read a first and second time.

On motion of Mr. Cutler the rule was suspended and the Bill read a third time and upon the question, Shall the Bill pass? the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Bracewell, Burton, Castor, Clark, Chase, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Frisbie, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Gordon, Hardie, Hudnutt, Holyoke, Hollingsworth, Hood, Jackson, Kellogg, Knoll, Lake, Lakin, Lane, Loomis, Lorah, Lowrie, Martin, Maxwell, McCall, McGlothlen, McLennan, McQuinn, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moir, Moser, Nelson, Parker, Pendleton, Porter, Rothrock, Rowles, Russell of Dallas, Russell of Jones, Sarver, Schramm, Shipman, Smeltzer, Speer, Stanton, Stevenson, Stewart, Thompson, Walker, Walton, Wasson, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright and Young—82.

Absent or not voting, Messrs. Calfee, Gibson, Guthrie, Mercer, Price, Quinn, Van Anda, Wetherall, Woodworth and Mr. Speaker—10.

The Bill passed and the title was agreed to.

Mr. Lane moved to reconsider the vote by which the Bill passed.

Mr. Smeltzer moved that the motion be laid on the table. Lost.

Mr. Cleaves moved that the House do now adjourn. Lost.

The motion to reconsider did not prevail.

Mr. Kellogg moved that when the House adjourn it be until Monday morning. Lost.

On motion of Mr. Cleaves the House adjourned.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

Mr. Hardie moved a call of the House. Carried.

Pending the call of the House, Mr. Hardie moved that further proceedings under the call be dispensed with. Carried.

By leave Mr. Stevenson submitted the following report :

Your Special Committee to whom was referred the memorial of the Board of Supervisors of Lee county asking the passage of an Act authorizing the funding of the County indebtedness of said Lee County, respectfully report that they have had the same under consideration and recommend that Chapter 108 of the laws passed at the Regular Session of the 9th General Assembly, be so amended as to authorize the funded indebtedness contemplated by said Act to draw interest at a rate of not exceeding ten per cent. per annum, and herewith report a Bill amendatory of said Chapter 108, and recommend its passage.

THOS. G. STEVENSON,	} Committee.
SAM. H. FAIRALL,	
JED. LAKE,	

Mr. Stevenson introduced House File No. 20 : A Bill for an Act to amend Chapter 108, of Laws passed at the Regular Session of the Ninth General Assembly; which was read a first and second time.

BILLS ON SECOND READING.

The House took up House File No. 1 : A Bill for an Act to accept of the Grant and carry into execution the trust conferred upon the State of Iowa, by an Act of Congress entitled an "An Act donating public lands to the several States and Territories which may provide Colleges for the benefit of Agriculture and the Mechanic Arts," approved July 2, 1862.

Mr. Fairall moved that it be referred to the Committee on the Judiciary. Carried.

Mr. Bowdoin moved a reconsideration of the vote, which was carried.

The motion to refer the Bill to the Committee on Judiciary was lost.

The following amendment, recommended by the Committee, was not adopted :

"SEC. 2. J. Wilson Williams is hereby appointed Commissioner to select and locate the lands donated by said Act of Congress, with power to appoint one or more Assistant Commissioners."

Mr. Curtiss moved to insert "or more" after "one" in the first line of Section 2, and insert an "s" after Commissioner. Lost.

Mr. Hardie moved to strike out the words, "which amount to 240,000 acres." Carried.

Mr. Lake moved to strike out "Section 2" and insert the following as a new Section :

"SEC. 2. — of — County, — County, and — of — County, are hereby appointed as Commissioners to locate the lands donated by said Act of Congress, which amount to 240,000 acres, under such restrictions as the Governor may direct."

The amendment did not prevail.

The amendment of the Committee striking out Section 3, was adopted.

Mr. Martin moved to amend the amendment recommended by the Committee, as follows: After the word "Governor" in the first line of Section 4, strike out the remainder of the line, and "1862" in the second line, and insert, "at such time as he shall designate." Carried.

The amendment as amended was adopted.

Mr. Russell of Jones moved to strike out "in January, 1863," in the fourth line of Section 4, and insert, "first" and "annual" in the third line. The amendment was adopted.

The 7th Section as amended by the Committee, was adopted, and the blank was filled with "\$4 per day."

Mr. Smeltzer offered the following new Section :

"SEC. —. All selections must be made so as not to conflict with the selections made by the several Counties, and known as swamp and overflowed lands."

Mr. McLennan moved that the Bill be referred to the Committee on the Judiciary. Lost.

The amendment of Mr. Smeltzer was adopted.

Mr. McCall moved that the Bill be engrossed for a third reading. Carried.

The House took up House File No. 18:

Mr. Cleaves moved to strike out "three" in the twelfth line of Section 1, and insert "four." Carried.

Mr. Cleaves moved to strike out, "and shall also be paid their necessary and actual expenses," in Section 1. Carried.

Mr. Lane moved to strike out "and the items of necessary expenses," in Section 1. Carried.

Upon motion of Mr. Fairall the rule was suspended and the Bill read a third time, and upon the question, "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Bracewell, Burton, Castor, Clark, Chase, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dorr, Eaton, Eichorn, Fairall, Ferguson, Flint, Frisbie, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Hardie, Hudnutt, Holyoke, Hollingsworth, Hood Jackson, Kellogg, Knoll, Lake, Lakin, Lane, Loomis, Lorah, Lowrie, Martin, Maxwell, McCall, McGlothlen, McLennan, McQuinn, Mercer,

Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moir, Moser, Nelson, Parker, Porter, Price, Rothrock, Rowles, Russell of Jones, Sarver, Schraam, Shipman, Smeltzer, Speer, Stanton, Stevenson, Stewart, Walker, Walton, Wasson, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright, Young and Mr. Speaker—81.

In the negative, Mr. Thompson—1.

Absent and not voting, Messrs. Calfee, Dunlavy, Gibson, Gordon, Guthrie, Pendleton, Quinn, Russell of Jones, Van Anda and Woodworth.

The Bill passed and the title was agreed to.

The House took up House File No. 9.

Mr. Fairall moved to strike out "Volunteer" in the fourth line of Section 2. Carried.

Upon motion of Mr. Rothrock the Bill was referred to the Committee on Military Affairs.

By leave, Mr. Converse introduced House File No. 21: A Bill for an Act giving bounty to Iowa Volunteers, which was read a first and second time and referred to the Committee on Ways and Means.

The House took up House File No. 14.

Upon motion of Mr. Moir the rule was suspended and the Bill read a third time, and upon the question, "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Bowdoin, Burton, Castor, Clark, Chase, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dorr, Eichorn, Fairall, Flint, Frisbie, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Hardie, Hudnutt, Holyoke, Hollingsworth, Hood, Jackson, Kellogg, Knoll, Lakin, Lane, Loomis, Lowrie, Martin, Maxwell, McCall, McGlothlen, McLennan, McQuinn, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moir, Moser, Nelson, Parker, Pendleton, Porter, Price, Rothrock, Rowles, Russell of Dallas, Russell of Jones, Sarver, Schraam, Shipman, Smeltzer, Speer, Stanton, Stevenson, Stewart, Walker, Walton, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wright, Young and Mr. Speaker—74.

In the negative, Mr. Ferguson—1.

Absent and not voting, Messrs. Blackford, Bracewell, Calfee, Dunlavy, Eaton, Gibson, Gordon, Guthrie, Lake, Lorah, Mercer, Quinn, Thompson, Van Anda, Wasson, Wilson of Pottawattamie, and Woodworth.

The Bill passed and the title was agreed to.

The House took up House File No. 11.

Mr. Clark of Tama moved to amend Section 1, by adding thereto the words, "whether the same be paid out of the ordinary County fund or the special fund hereafter provided for," at the end of the Section.

Mr. Fairall moved to amend the motion of Mr. Clark, by adding thereto the words, "or out of the Swamp Land Fund." Carried.

The motion as amended was adopted.

Mr. Denlinger moved that the Bill be laid on the table.

The motion did not prevail.

Mr. Williams of Mahaska moved that the further consideration of the Bill be postponed till Monday at 2 o'clock, P. M. Carried.

Mr. McCall from the committee on Engrossed Bills submitted the following report :

The committee on Engrossed Bills have examined House File No. 1: An Act to accept the Grant and carry into execution the trust conferred upon the State of Iowa by an Act of Congress, entitled "an Act donating Public Lands to the several States and Territories which may provide Colleges for the benefit of Agriculture and the Mechanic Arts, approved July 2d, 1862," and find the same correctly engrossed.

T. C. McCALL, Chairman.

On motion of Mr. Castor the House took up House File No. 1.

Upon motion of Mr. Castor the rule was suspended and the Bill read a third time, and upon the question, "Shall the Bill pass?" the yeas and nays were as follows :

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Bracewell, Burton, Castor, Clark, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Frisbie, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Gordon, Hudnutt, Holyoke, Hollingsworth, Hood, Jackson, Kellogg, Knoll, Lake, Lane, Lorah, Lowrie, Martin, Maxwell, McCall, McGlothlen, McLennan, McQuinn, Mercer, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moir, Moser, Nelson, Parker, Pendleton, Porter, Price, Rothrock, Rowles, Russell of Dallas, Russell of Jones, Schramm, Shipman, Smeltzer, Speer, Stanton, Stevenson, Stewart, Thompson, Walker, Walton, Wasson, Witherall, White, Whittemore, Wilcox, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright, Young and Mr. Speaker—82.

Absent or not voting, Messrs. Calfee, Chase, Gibson, Guthrie, Hardie, Loomis, Quinn, Van Anda, Williams of Des Moines and Woodworth.

The Bill passed and the title was agreed to.

By leave, Mr. Fairall introduced House File No. 22: A Bill for an Act regulating the right of defense to suits on bonds, coupons, and other evidence of indebtedness, against municipal corporations, which was read a first and second time.

Upon motion of Mr. Fairall the rule was suspended and the Bill read a third time, and upon the question, "Shall the Bill pass?" the yeas and nays were as follows :

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Brace-

well, Burton, Castor, Clark, Cleaves, Converse, Curtiss, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Frisbie, Fuller of Fayette, Fuller of Harrison, Gordon, Holyoke, Hollingsworth, Hood, Jackson, Kellogg, Knoll, Lake, Lakin, Lane, Lorah, Lowrie, Martin, Maxwell, McCall, McGlothlen, McLennan, McQuinn, Mercer, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moser, Nelson, Parker, Pendleton, Porter, Price, Rothrock, Rowles, Russell of Dallas, Russell of Jones, Sarver, Schramm, Shipman, Smeltzer, Speer, Stanton, Stevenson, Stewart, Thompson, Walker, Wasson, White, Whittemore, Wilcox, Wilson of Chickasaw, Wilson of Pottawattamie, Wright, Young and Mr. Speaker—74.

Absent or not voting, Messrs. Calfee, Chase, Cutler, Gault, Gibson, Glanville, Guthrie, Hardie, Hudnutt, Loomis, Moir, Quinn, Van Anda, Walton, Wetherall, Williams of Des Moines, Williams of Mahaska and Woodworth.

The Bill passed and the title was agreed to.

By leave, Mr. Stanton introduced the following resolution, which was adopted :

WHEREAS, Numerous complaints have been made, to the effect that it is almost impossible for sick and wounded soldiers now in the hospitals at Keokuk to obtain a discharge therefrom, either to return to their regiments, or to go home when permanently unfit for service, therefore, be it

Resolved, That his Excellency the Governor is hereby respectfully requested to cause investigation to be made as to the truthfulness of such complaints, and take such measures to have our sick and wounded soldiers promptly sent back to their regiments when fit for duty, or to their homes when pronounced by the surgeons to be permanently disabled, as he may see proper.

By leave, Mr. Young submitted the following report :

The Select Committee, to whom were referred the several petitions of persons conscientiously scrupulous of bearing arms, asking exemption from military duty, have had the same under consideration, and respectfully submit the following report :

Upon conferring with some persons who entertain these peculiar views of religious duty and obligation, we were advised that they are equally opposed in conscience to furnishing substitutes in case of draft, and to the voluntary payment of money as an equivalent for exemption from military duty. The Committee have therefore prepared a Bill for an Act providing the exemption from military duty of persons conscientiously scrupulous of bearing arms, who may, hereafter, be drafted into the military service of this State, which exemption shall take effect when an equivalent therefor has been realized by the State, and providing further, that such equivalent, if not voluntarily paid, shall be collected by distress and sale of the property of the person claiming exemption, which Bill is herewith presented and made a part of this report. The Commit-

tee recommend the passage of this Bill for the reasons following, viz :

FIRST—We believe that our laws should, if practicable, be so framed as to protect each citizen in the pursuit of happiness and in the free exercise of his conscience toward God.

SECOND—We believe that the success and prosperity of our Nation will be in proportion to its loyalty to the Divine Government and its regard for the consciences of men.

THIRD—For the final triumph of our arms and for the successful suppression of the present rebellion, we have more confidence in the righteousness of our cause than in bayonets or armed men, and we believe that the Great Ruler of Nations, who permitted that mysterious and unaccountable confusion which occurred at the battle of Bull Run, and who can dispose of victory at his pleasure, even on the side of the smaller battalion, will smile upon those acts of legislation which breathe the spirit of kindness and forbearance.

FOURTH—We believe that our success in the present struggle is as much a question of resources as of men, and inasmuch as most of those who seek exemption from military duty on account of their conscientious scruples against bearing arms, are tillers of the soil, without the products of whose industry no army can be maintained or kept in the field, we believe that the Government can in no event be the loser by their exemption.

FIFTH—The law can work no inequality or injustice, for the reason that no person can avail himself of its provisions until the equivalent for his exemption has been realized by the State.

S. HOLLINGSWORTH,	} Special Committee.
M. T. WILLIAMS,	
J. B. YOUNG,	

By leave, Mr. Young introduced House File No. 23: A Bill for an Act to provide for the exemption of persons conscientiously scrupulous of bearing arms, from military duty, which was read a first and second time.

Mr. Hardie moved that the bill be rejected, and upon this question Messrs. Young and Bracewell demanded the yeas and nays, which were as follows :

The yeas were, Messrs. Baker, Bass, Chase, Cleaves, Converse, Dunlavy, Eichorn, Ferguson, Hardie, Hood, Kellogg, Lake, Lorah, Lowrie, McLennan, Meyer, Mitchell of Fremont, Nelson, Russell of Dallas, Sarver, Shipman, Walton, Wetherall, Whittemore and Wilson of Chickasaw—25.

The nays were, Messrs. Blackford, Bowdoin, Bracewell, Burton, Castor, Clark, Curtiss, Denlinger, Dorr, Eaton, Flint, Frisbie, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Gordon, Holyoke, Hollingsworth, Jackson, Knoll, Lakin, Lane, Martin, Maxwell, McCall, McGlothlen, McQuinn, Mercer, Milburn, Mitchell of Polk, Moser, Parker, Pendleton, Porter, Price, Rothrock, Rowles, Russell of Jones, Schramm, Smeltzer, Speer, Stanton, Stevenson,

Stewart, Thompson, Walker, Wasson, White, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Pottawattamie, Wright, Young and Mr. Speaker—56.

Absent or not voting, Messrs. Calfee, Cutler, Fairall, Gibson, Guthrie, Hudnutt, Loomis, Moir, Quinn, Van Anda, Woodworth.

The motion did not prevail.

Mr. Gordon moved that the bill be referred to the Committee on Military Affairs. Lost.

Mr. Bracewell moved that the bill be laid on the table, and the usual number printed. Carried.

By leave, Mr. Stevenson introduced House File No. 23: A Joint Resolution in relation to Universalist Chaplains for Iowa Volunteers.

Mr. Young moved that the resolution be laid on the table. Upon this question, Messrs. Stevenson and Thompson demanded the yeas and nays, which were as follows:

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Bracewell, Burton, Clark, Cleaves, Converse, Curtiss, Denlinger, Dorr, Dunlavy, Ferguson, Frisbie, Fuller of Fayette, Fuller of Harrison, Gordon, Holyoke, Hollingsworth, Hood, Lane, Meyer, Milburn, Moser, Nelson, Rowles, Russell of Dallas, Sarver, Schramm, Shipman, Stanton, Walton, Whittemore, Wilcox, Williams of Des Moines, Wilson of Chickasaw, Wright and Young—39.

The nays were, Messrs. Castor, Chase, Eaton, Eichorn, Fairall, Flint, Gault, Glanville, Hardie, Jackson, Kellogg, Knoll, Lake, Lakin, Lorah, Lowrie, Martin, Maxwell, McCall, McGlothlen, McLennan, McQuinn, Mercer, Mitchell of Fremont, Mitchell of Polk, Parker, Pendleton, Porter, Price, Rothrock, Smeltzer, Speer, Stevenson, Stewart, Thompson, Walker, Wasson, Wetherall, White, Williams of Mahaska, Wilson of Pottawattamie and Mr. Speaker—42.

Absent or not voting, Messrs. Calfee, Cutler, Gibson, Guthrie, Hudnutt, Loomis, Moir, Quinn, Russell of Jones, Van Anda and Woodworth.

The motion did not prevail.

Mr. Castor moved that the Joint Resolution be referred to a Select Committee of three. Carried.

Upon motion of Mr. Ferguson, the House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, }
MONDAY, SEPTEMBER 8, 1862. }

House met pursuant to adjournment.

Prayer by the Rev. Mr. Chamberlain.

Journal of Saturday read and approved.

The Chair appointed Messrs. Castor, Stevenson and Dunlavy as a select committee on House File No. 23.

On motion of Mr Curtiss, Mr. McCall was excused for the remainder of the day.

On motion of Mr. Mitchell of Fremont, Mr. Gordon was excused for this day.

On motion of Mr. Hudnutt, Mr. Wilson of Chickasaw was excused for this day.

Mr. Frisbie moved that an additional Clerk be appointed. Carried.

PETITIONS.

Mr. Williams of Mahaska presented a memorial from the Board of Supervisors of Mahaska county, in relation to bounty for Volunteers, which was referred to the Committee on Ways and Means.

Mr. Maxwell presented a memorial from the Board of Supervisors of Clinton county, on the same subject, which was referred to the same Committee.

By leave, Mr. Gault introduced House File No. 24½: A Joint Resolution in regard to persons desiring to be exempt from military service.

Mr. Williams of Mahaska moved to strike out the following words: "others on account of alleged conscientious scruples against bearing arms."

Mr. Millburn moved that after the word "papers" in the 14th line, the following words be added: "except those who shall pay a monied equivalent."

On motion of Mr. Martin the resolution was postponed till 2 o'clock P. M. to-morrow.

Mr. Whittemore presented a petition from citizens of Delaware county, in relation to organizing the State Militia, which was referred to the Committee on Military Affairs.

Mr. Wilson of Pottawattamie presented a memorial from the Board of Supervisors of Pottawattamie county, praying for a change in the Revenue law, which was referred to the Committee on Ways and Means.

Mr. Stevenson presented a memorial from the Board of Supervisors of Lee county, in relation to persons subject to military draft, which was referred to the Committee on Military Affairs.

Mr. Thompson presented a petition from citizens of Lee county, praying that the actions of the Commissioners for drafting shall be annulled, and a new drafting law passed, which was referred to the Committee on Military Affairs.

Mr. Stevenson presented a petition from citizens of Lee county

on the same subject, which was referred to a select Committee, consisting of Messrs. Whittemore, Hardie and Thompson.

Mr. Pendleton presented a petition from the Board of Supervisors and citizens of Crawford county, in relation to Indian troubles in our north-western frontier, which was referred to the Select Committee on that subject.

Mr. Stevenson presented a petition of Wm. Reddick and seventy others of Lee county, with reference to drafting, which was referred to the Committee on that subject.

REPORTS OF COMMITTEES.

Mr. Williams of Mahaska, from the Committee on Elections, submitted the following report:

The Committee on Elections, to whom was referred a resolution instructing said Committee to enquire into the expediency of a law providing that each voter in this State before voting at any general election, shall be required to take an oath to support the Constitution of the United States and the State of Iowa, have had the same under consideration, and I am instructed to report the same back to the House, with a recommendation that no legislation on that subject is required.

WILLIAMS, of Mahaska.

Mr. Lane, from the Committee on Military Affairs, made the following reports:

The Committee on Military Affairs, to whom was referred the Resolution of the House, instructing the Committee to prepare and report a Bill for organizing the Militia, beg leave to report that a similar resolution was defeated in the Senate, and your Committee have therefore deemed it unnecessary to report such a Bill, believing that as the Senate have thus decided, on a test vote, against the necessity of such a law, it would be unnecessarily taking up the time of the House, to report any such Bill. Respectfully submitted.

JAMES T. LANE, Ch'n House Com.

The Committee on Military Affairs, to whom was referred so much of the Governor's Message as refers to the appointment of an Assistant Adjutant General, beg leave to report that the Joint Committee on Military Affairs, of both Houses, have had the same under consideration, and have instructed the Committee on Military Affairs, of the Senate, to report to the Senate a Bill for that purpose. Your Committee have, therefore, deemed it unnecessary to report any Bill. Respectfully submitted.

JAMES T. LANE, Chairman.

The Committee on Military Affairs to whom was referred so much of the Governor's Message as refers to a Camp of Instruction, beg leave to report that they have had the same under consideration with the Committee on Military Affairs of the Senate, and

instructed the Committee of the Senate to report to the Senate, a Bill prepared for that purpose with recommendation that it do pass.

Your Committee therefore have deemed it unnecessary to report a Bill to this House.

Respectfully submitted,

JAMES T. LANE, Chairman.

Mr. Castor, from the Committee on Agriculture, submitted the following report: The Committee on Agriculture, to whom was referred several bills and petitions for the repeal of Chapter 76 of the laws passed at the Regular Session of the 9th General Assembly, have had the same under (serious) consideration, and a majority of said Committee have directed me to report the same back, with the accompanying amendment, and recommend its passage.

CASTOR.

Mr. Converse, from the same Committee, submitted the following report: The undersigned, a minority of the Agricultural Committee, to whom was referred House File No. 2: A Bill for an Act to repeal Chapter 76 of the Acts of the 9th General Assembly, disagrees with the majority of said Committee, and most respectfully recommend to the House the indefinite postponement of the bill.

A. CONVERSE.

INTRODUCTION OF BILLS.

Mr. Curtiss introduced House File No. 25: A Bill for an Act providing for the payment of a bounty to Iowa volunteer soldiers, which was read a first and second time, and referred to the Committee on Ways and Means.

Mr. Lowrie introduced House File No. 26: A Bill for an Act to legalize the recorded plats of towns, cities and additions thereto, and to allow the same to be amended, which was read a first and second time, and referred to the Committee on Incorporations.

Mr. Bass introduced House File No. 27: A Bill for an Act to legalize certain acts of the Town Council of McGregor, which was read a first and second time.

On motion of Mr. Rothrock, the rule was suspended and the Bill read a third time, and upon the question, "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Bracewell, Burton, Castor, Clark, Chase, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Frisbie, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Hardie, Holyoke, Hollingsworth, Hood, Jackson, Kellogg, Knoll, Lake, Lakin, Lane, Loomis, Lowrie, Martin, Maxwell, McGlothlen, McLennan, McQuinn, Mercer, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moir, Moser, Nelson, Parker, Pendleton, Porter, Price, Rothrock, Rowles, Russell of Dallas, Russell

of Jones, Sarver, Schramm, Shipman, Speer, Stanton, Stevenson, Stewart, Thompson, Walker, Walton, Wasson, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattame, Wright, Young and Mr. Speaker—81.

The nays were none.

Absent or not voting, Messrs. Calfee, Gibson, Gordon, Guthrie, Hudnutt, Lorah, McCall, Quinn, Smeltzer, Van Anda and Woodworth.

The bill passed and the title was agreed to.

The Speaker made the following announcement: Under the resolution of the House of the 8th inst., Samuel A. Ayres is appointed as additional Clerk. He will be disposed as Engrossing and Enrolling Clerk—Mr. Yerger acting as *first* assistant Clerk, and Mr. Brown as *second* assistant.

Mr. Martin introduced House File No. 28: A Bill for an Act to confer additional powers on Boards of Supervisors, which was read a first and second time.

On motion of Mr. Martin, the rule was suspended and the bill read a third time, and upon the question, "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Bracewell, Burton, Castor, Clark, Chase, Converse, Curtiss, Cutler, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Frisbee, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Hardie, Hudnutt, Holyoke, Hollingsworth, Hood, Jackson, Kellogg, Lake, Lakin, Lane, Loomis, Lorah, Lowrie, Martin, Maxwell, McCall, McGlothlen, McLennan, McQuinn, Mercer, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moir, Moser, Nelson, Parker, Pendleton, Porter, Price, Rothrock, Rowles, Sarver, Schramm, Shipman, Speer, Stanton, Stevenson, Stewart, Thompson, Walker, Walton, Wasson, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Wilson of Pottawattamie, Wright, Young and Mr. Speaker—78.

The nays were, Messrs. Knoll and Russell of Dallas—2.

Absent or not voting, Messrs. Calfee, Cleaves, Gibson, Gordon, Guthrie, Quinn, Russell of Jones, Smeltzer, Van Anda, Williams of Mahaska, Wilson of Chickasaw and Woodworth.

The Bill passed and the title was agreed to.

Mr. Fairall introduced House File No. 29: A Bill for an Act to legalize the assessment and levy of taxes in Iowa City, Iowa, which was read a first and second time, and upon motion of Mr. Fairall the rule was suspended and the Bill read a third time, and upon the question, "Shall the bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Burton, Calfee, Castor, Clark, Chase, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Ferguson,

Flint, Frisbie, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Hardie, Hudnutt, Holyoke, Hollingsworth, Hood, Jackson, Kellogg, Knoll, Lake, Lakin, Lane, Loomis, Lorah, Lowrie, Martin, Maxwell, McCall, McGlothlen, McLennan, Mercer, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moir, Moser, Nelson, Parker, Pendleton, Porter, Price, Rothrock, Rowles, Russell of Dallas, Russell of Jones, Sarver, Schramm, Shipman, Smeltzer, Speer, Stanton, Stevenson, Stewart, Thompson, Walker, Walton, Wasson, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright, Young and Mr. Speaker—84.

Absent or not voting, Messrs. Bracewell, Gibson, Gordon, Guthrie, McQuinn, Quinn, Van Anda and Woodworth.

The Bill passed and the title was agreed to.

Mr. Martin introduced House File No. 30: A Bill for an Act to legalize certain acts of Boards of Supervisors, relating to officers' bonds, which was read a first and second time, and upon motion of Mr. Martin the rule was suspended and the bill read a third time, and upon the question, "Shall the bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Bracewell, Burton, Castor, Clark, Cleaves, Cutler, Chase, Denlinger, Dorr, Dunlavy, Eichorn, Fairall, Flint, Frisbie, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Hardie, Hudnutt, Holyoke, Hollingsworth, Hood, Jackson, Kellogg, Knoll, Lakin, Lane, Loomis, Lowrie, Martin, Maxwell, McGlothlen, McLennan, McQuinn, Mercer, Meyer, Milburn, Mitchell of Polk, Moir, Moser, Nelson, Parker, Pendleton, Porter, Rothrock, Russell of Jones, Sarver, Schramm, Shipman, Stevenson, Stewart, Thompson, Walker, Wasson, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Wilson of Pottawattamie, Wright, Young and Mr. Speaker—69.

The nays were, Messrs. Converse, Ferguson, Price and Rowles—4.

Absent or not voting, Messrs. Calfee, Curtiss, Eaton, Gibson, Gordon, Guthrie, Lake, Lorah, McCall, Mitchell of Fremont, Quinn, Russell of Dallas, Smeltzer, Stanton, Van Anda, Walton, Williams of Mahaska, Wilson of Chickasaw and Woodworth.

The bill was passed and the title was agreed to.

Mr. Lowrie introduced House File No. 31: A Bill for an Act to render valid the Plat of Leighton's addition and Mason's upper addition to the City of Keokuk, which was read a first and second time, and upon motion of Mr. Lowrie the rule was suspended and the bill read a third time, and upon the question, "Shall the bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Bracewell, Burton, Clark, Chase, Curtiss, Cutler, Denlinger, Dunlavy, Eichorn, Flint, Frisbie, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Hardie, Hudnutt, Holyoke, Hollingsworth, Hood,

Jackson, Kellogg, Knoll, Lakin, Lane, Loomis, Lowrie, Martin, Maxwell, McGlothlen, McLennan, McQuinn, Mercer, Meyer, Milburn, Mitchell of Polk, Moir, Moser, Nelson, Parker, Pendleton, Rothrock, Russell of Dallas, Russell of Jones, Sarver, Schramm, Shipman, Stanton, Stevenson, Stewart, Thompson, Walker, Wasson, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Wilson of Pottawattamie, Wright, Young and Mr. Speaker—66.

The nays were, Messrs. Castor, Cleaves, Converse, Dorr, Ferguson, Lake, Porter, Price, Rowles and Smeltzer—10.

Absent and not voting, Messrs. Calfee, Eaton, Fairall, Gibson, Gordon, Guthrie, Lorah, McCall, Mitchell of Fremont, Quinn, Speer, Van Anda, Walton, Williams of Mahaska, Wilson of Chickasaw, and Woodworth.

The Bill passed and the title was agreed to.

Mr. Maxwell introduced House File No. 32: A Bill for an Act to amend Section 745 and 748, of the Revision of 1860, Sept. 8th, 1862; which was read a first and second time, and referred to the Committee on Ways and Means.

Mr. McLennan introduced House File No. 33: A Bill for an Act to amend an Act entitled an Act to amend the Militia Law; which was read a first and second time and referred to the Committee on Military Affairs.

Mr. Lakin introduced House File No. 34: A Bill for an Act to substitute an affidavit for the oath now administered at elections in cases of challenge; which was read a first and second time.

Mr. Kellogg moved that the Bill be laid on the table. Lost.

On motion of Mr. Lakin the Bill was referred to the Committee on Elections.

On motion of Mr. Rothrock the House took up House File No. 4.

On motion of Mr. Rothrock the rule was suspended and the Bill read a third time, and upon the question, "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Chase, Converse, Curtiss, Cutler, Dorr, Dunlavy, Eaton, Fairall, Frisbie, Fuller of Harrison, Hudnutt, Holyoke, Lake, Lane, Loomis, McQuinn, Meyer, Mitchell of Polk, Moir, Pendleton, Price, Rothrock, Russell of Dallas, Sarver, Stanton, Stevenson, Stewart, Thompson, White, Wilcox, Wilson of Pottawattamie, Young and Mr. Speaker—35.

The nays were, Messrs. Blackford, Bowdoin, Bracewell, Burton, Castor, Clark, Eichorn, Ferguson, Flint, Fuller of Fayette, Gault, Glanville, Hardie, Hollingsworth, Hood, Jackson, Kellogg, Knoll, Lakin, Martin, Maxwell, McGlothlen, McLennan, Mercer, Milburn, Mitchell of Fremont, Moser, Nelson, Parker, Rowles, Russell of Jones, Schramm, Smeltzer, Speer, Walton, Wasson, Wetherall, Whittemore and Wright—39.

Absent or not voting, Messrs. Calfee, Cleaves, Denlinger, Gibson, Gordon, Guthrie, Lorah, Lowrie, McCall, Porter, Quinn, Ship-

man, Van Anda, Walker, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, and Woodworth.

The Bill was lost

Mr. Kellogg moved a reconsideration of the vote by which the Bill was lost. Carried.

Mr. Kellogg moved a reconsideration of the vote by which the rule was suspended. Carried.

RESOLUTIONS.

Mr. Moir introduced the following Concurrent Resolution :

Resolved by the House of Representatives, the Senate concurring, That this General Assembly will adjourn *sine die* on Wednesday, the 10th day of September, A. D. 1862, at 12 o'clock M. The resolution was adopted.

Mr. Bracewell introduced the following resolution, which was adopted :

WHEREAS, It is a well known fact that there are at present residing in this State a large number of able-bodied men of foreign birth, between the ages of 18 and 45 years, who have not become citizens of the United States, but have long enjoyed the benefits of the Government thereof, and have been protected in their persons and property, and in many cases have enjoyed the benefit of the the elective franchise, and whereas, those persons came to this country for the purpose of making it their permanent home; and whereas, those persons now claim to be exempt from draft and the performance of military duty; therefore, be it

Resolved, That the Committee on the Judiciary be requested to inquire into the constitutionality of a law placing such persons on an equality with adopted citizens of the United States, and report to this house at an early day. And also the expediency of a Bill excluding such persons from the benefits of the Homestead Law of this State.

Mr. Jackson introduced the following resolution, which was adopted :

Resolved, That the Committee of Ways and Means be requested to inquire into the expediency of taxing salaries and incomes, and report by bill or otherwise.

Mr. Dorr introduced the following resolution :

Resolved by the General Assembly of the State of Iowa, That as representatives of the people, and as individuals, we feel an unwavering determination to sustain the Constitution and the Government throughout all the territory of the nation, and will uphold that Government in all its efforts to restore its authority in every part of the republic while we have an arm to raise in its behalf. That having once honestly acquired the Mississippi and all its branches, we shall never consent to any arrangement which will

render the navigation of our own noble river in any way conditional.

Mr. Kellogg moved that the resolution be laid on the table. Lost.

Mr. Moir moved that it be referred to the Committee on Federal Relations. Carried.

By leave, Mr. Hardie, from the Committee on Agriculture, submitted the following report:

The undersigned, minority of the Committee on Agriculture, to whom was referred House File No. 2: A Bill for an Act to repeal Chapter 76, of the Acts of the Ninth General Assembly, known as the "Dog Law," beg leave to report that after a careful consideration of said Bill, and believing that the people of our State are thoroughly dissatisfied with the law proposed to be repealed, report the Bill back with the recommendation that it pass.

THOS. HARDIE.

COMMUNICATIONS ON THE TABLE.

A communication from the Board of Supervisors of Jackson County, was received, in relation to allowing soldiers in the field to vote at certain elections.

BILLS ON SECOND READING.

House File No. 20: A Bill for an Act to amend Chapter 108, of Laws passed at the Regular Session of the Ninth General Assembly, was read a second time.

Mr. Moir moved that the Bill be laid on the table. Lost.

Mr. Frisbie moved that the Bill be indefinitely postponed. Lost.

On motion of Mr. Fairall the rule was suspended and the Bill read a third time, and upon the question, "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Chase, Denlinger, Dunlavy, Eichorn, Fairall, Flint, Gault, Glanville, Hollingsworth, Hood, Jackson, Kellogg, Lake, Lakin, Loomis, Lowrie, Martin, Maxwell, McGlothlen, McLennan, McQuinn, Mercer, Meyer, Mitchell of Fremont, Mitchell of Polk, Moser, Nelson, Parker, Price, Rothrock, Russell of Dallas, Sarver, Schramm, Shipman, Smeltzer, Stevenson, Stewart, Thompson, Walker, Walton, Wasson, Wetherall, Williams of Des Moines, Wilson of Pottawattamie, Young and Mr. Speaker—47.

The nays were, Messrs. Bass, Blackford, Bowdoin, Bracewell, Burton, Castor, Clark, Cleaves, Converse, Curtiss, Cutler, Dorr, Eaton, Ferguson, Frisbie, Fuller of Fayette, Fuller of Harrison, Hardie, Hudnutt, Knoll, Lane, Milburn, Moir, Porter, Rowles, Speer, White, Whittemore, Wilcox and Wright—30.

Absent or not voting, Messrs. Calfee, Gibson, Gordon, Guthrie, Holyoke, Lorah, McCall, Pendleton, Quinn, Russell of Jones,

Stanton, Van Anda, Williams of Mahaska, Wilson of Chickasaw, and Woodworth.

The Bill was lost.

House File No. 17: A Bill for an Act entitled an Act to repeal an Act entitled an Act providing for the registry of Dogs, and defining the duties of Township Officers in certain cases, passed at the Regular Session of the Ninth General Assembly, to which a majority of the Committee on Agriculture recommended the following amendments:

"SEC. 2. That the County Treasurers of the different counties be required to credit each person with the amount of One Dollar on his School Tax, on presentation of the certificate of registry, and that the certificates so received shall be paid over to the District Treasurers where the same was given, in lieu of that amount of money due said District; and it is further provided that the Township Clerk of the different townships where certificates were issued be required to meet the Board of Directors in his District at their next regular meeting, after the taking effect of this Act, and make full settlement and pay over all moneys due his District from said registry."

Mr. Schramm offered the following amendment to the amendment: Insert the words, "or three dollars, as the case may be," after the words, "one dollar." Lost.

Mr. Bracewell moved to strike out "one dollar" and insert the following: "Eighty cents on School Tax and twenty cents on County Tax." Lost.

Mr. Castor asked for a division of the amendment.

The question being upon the first clause of the amendment, the same was lost.

The question then being on the second clause of the amendment, the same was lost.

Mr. Fairall moved to strike out all after the enacting clause and insert the following:

SECTION. 1. Every house-holder shall be allowed one dog, which shall be registered as now required by Statute and for which he shall pay 20 cents for the registry fee and no more.

SEC. 2. For every dog exceeding one and for every dog not owned by a house-holder the law now in force shall be applicable.

Mr. Lake moved to amend the substitute by inserting first after the enacting clause and after the 15th day of May, 1863. Lost.

Mr. Walker moved to adjourn. Lost.

Mr. Maxwell offered the following amendment:

SEC. —. And those dogs now registered shall stand registered for three years without additional fees. Lost.

The amendment of Mr. Fairall was lost.

Mr. Hardie moved that the rule be suspended and the bill read a third time now.

Mr. Converse moved that the House do now adjourn. Lost.

The motion of Mr. Hardie did not prevail.

Mr. Mitchell of Fremont moved that the bill be engrossed for a third reading. Carried.

On motion of Mr. Curtiss the House adjourned.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

The hour having arrived for the consideration of the special order, House took up House File No. 11: A Bill for an Act to legalize appropriations made by the Boards of Supervisors for the payment of Bounties for Enlistments in the service of the United States, and to authorize the levy and collection of a special tax for the payment of the same.

Mr. McQuinn moved that the following words be inserted in Sec. 1, after the word States in 3d line, or for the support of families of persons in the military service of the United States or of this State. Adopted.

The following message was received from the Senate, by their Secretary, Mr. Davis:

MR. SPEAKER:—I am directed to inform your Honorable Body that the Senate has passed Senate File No. 21: A Bill for an Act to create the office of Assistant Adjutant General, and defining his duties.

Senate File No. 23: A Bill for an Act to amend an Act to provide for the protection of the North-Western Frontier from hostile Indians, in which the concurrence of the House is asked.

W. F. DAVIS, Sec'y Senate.

On motion, Messrs. Walker, Kellogg and Bracewell were excused for the remainder of the day.

Mr. Moir moved that Sec. 3 be amended by inserting after the word thereon, in 2d line, the following words: Or for the support of families of persons in the miliary service of the United States or of this State. Carried.

Mr. Sarver moved to amend Sec. 3 in the 6th line after the word five by inserting the following words, "and one-half." Carried.

Mr. Stevenson moved to amend Sec. 3 by adding theroto the following words:

Provided that in case the Board of Supervisors of any County hereafter levied any special tax not exceeding five and one-half mills on the dollar for one year, for the purpose of paying such appropriations as those named in Section one of this Act, the levy of such tax is nereby made and declared to be valid and binding, and shall have the same force and effect as if such Board of Super-

visors had been fully authorized and empowered by law to levy such tax when the same was done, and in such county no further levy is required to be made, but it shall be at the option of the Board of Supervisors of such county to proceed to collect such special tax under such levy, or to make a new levy under the provisions of this Section. Adopted.

Mr. Fairall moved to amend Section three in second line by inserting the following after the word appropriations: Are hereby empowered to vote Bounties for Enlistments in the service of the United States and this State, and to make appropriations for the support of the families of persons in the military service of this State or the United States. Adopted.

Mr. Fairall moved to amend Sec. three in 8th line after the word purposes by inserting the following: Which taxes may be paid in Warrants as provided in Section two of this act.

Mr. Converse moved to strike out Des Moines Times and insert Iowa Homestead and North Western Farmer. Lost.

Mr. Maxwell moved to insert Iowa Homestead and Farmer. Lost.

Mr. Moir moved that the Bill be engrossed for a third reading tomorrow. Carried.

Mr. Smeltzer moved to take up Senate message. Carried.

Senate file No. 23: A Bill for an Act to amend an Act to provide for the protection of the North-Western frontier from hostile Indians, was read a first and second time.

On motion of Mr. Pendleton the rule was suspended and the Bill read a third time, and upon the question, "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Burton, Castor, Clarke, Chase, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Frisbie, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Hardie, Hudnutt, Hollingsworth, Hood, Jackson, Knoll, Lakin, Lane, Loomis, Lorah, Lowrie, Martin, Maxwell, McGlothlen, McLennan, Mercer, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moir, Moser, Nelson, Parker, Pendleton, Porter, Price, Rothrock, Rowles, Russell of Dallas, Schramm, Shipman, Smeltzer, Speer, Stanton, Stevenson, Stewart, Thompson, Walton, Wasson, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Pottawattamie, Wright, Young and Mr. Speaker—75.

Absent or not voting, Messrs. Bracewell, Calfee, Gibson, Gordon, Guthrie, Holyoke, Kellogg, Lake, McCall, McQuinn, Quinn, Russell of Jones, Sarver, Van Anda, Walker, Wilson of Chickasaw and Woodworth.

The bill passed and the title was agreed to.

Senate File No. 21: A Bill for an Act to create the office of

Assistant Adjutant General, and defining his duties, was read a first and second time.

Mr. Lane moved to strike out "\$800," and insert "\$1200."

Mr. Stevenson moved to amend by inserting "\$1000."

The question being upon the amendment of Mr. Lane, Messrs. Curtiss and Lake demanded the yeas and nays, which were as follows:

The yeas were, Messrs. Bass, Blackford, Bowdoin, Burton, Clark, Chase, Converse, Curtiss, Cutler, Eaton, Fairall, Fuller of Fayette, Fuller of Harrison, Hudnutt, Lake, Lane, Loomis, Lowrie, McLennan, Mercer, Meyer, Mitchell of Polk, Parker, Pendleton, Porter, Russell of Dallas, Shipman, Smeltzer, Stanton, White, Williams of Mahaska, Wright and Mr. Speaker—33.

The nays were, Messrs. Baker, Castor, Cleaves, Denlinger, Dorr, Dunlavy, Eichorn, Ferguson, Flint, Frisbie, Gault, Glanville, Hardie, Hollingsworth, Hood, Jackson, Knoll, Lorah, Martin, Maxwell, McGlothlen, Milburn, Mitchell of Fremont, Moir, Moser, Nelson, Price, Rothrock, Rowles, Sarver, Schramm, Speer, Stevenson, Stewart, Thompson, Walton, Wasson, Wetherall, Whittemore, Wilcox, Williams of Des Moines, Wilson of Pottawattamie, and Young—43.

Absent and not voting, Messrs. Bracewell, Calfee, Gibson, Gordon, Guthrie, Holyoke, Kellogg, Lakin, McCall, McQuinn, Quinn, Russell of Jones, Van Anda, Walker, Wilson of Chickasaw, and Woodworth.

The motion did not prevail.

The question being upon the amendment of Mr. Stevenson, the same was adopted.

On motion of Mr. Hollingsworth, the rule was suspended and the bill read a third time, and upon the question, "Shall the Bill pass?" the yeas and days were as follows:

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Burton, Castor, Clark, Chase, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Frisbie, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Hardie, Hudnutt, Hollingsworth, Hood, Jackson, Knoll, Lake, Lakin, Lane, Loomis, Lorah, Lowrie, Martin, Maxwell, McGlothlen, McLennan, Mercer, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moir, Moser, Nelson, Parker, Pendleton, Porter, Price, Rothrock, Rowles, Russell of Dallas, Sarver, Schramm, Shipman, Smeltzer, Speer, Stanton, Stevenson, Stewart, Thompson, Walton, Wasson, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Pottawattamie, Wright, Young and Mr. Speaker—77.

The nays were none.

Absent or not voting, Messrs. Bracewell, Calfee, Gibson, Gordon, Guthrie, Holyoke, Kellogg, McCall, McQuinn, Quinn, Russell

of Jones, Van Anda, Walker, Wilson of Chickasaw, Woodworth.

The bill passed and the title was agreed to.

By leave, Mr. Williams of Mahaska submitted the following report :

The Committee on Elections, to whom was referred "A Bill for an Act to amend Title IV of the Revision of 1860, so as to enable the qualified electors of this State in the Military service, to vote at certain elections," have had the same under consideration, and have instructed me to report the same back to the House, with a recommendation that it do pass, with the following amendments, viz :

1st. In the second line of the second Section, after the words "Assistant Surgeons," insert the words "Chaplains and Commissioners appointed under this Act."

2d. Insert the word "Battery" after the word "Battalion," where it occurs in the second line of Section 8.

3d. Strike out of line one, of Section 24, the words "in words written at length."

4th. In the sixth line of Section 24, after the words "election held by," insert the words, "the electors of."

5th. Strike out of the first line of Section 30, the words "be and are hereby appointed Commissioners," and insert immediately after the word "Act," where it first occurs in the second line of Section 30, the following, viz: "It is hereby made the duty of the State Census Board to appoint and Commission, under the Seal of the State of Iowa, one Commissioner having the qualifications of an elector in this State, to each of the Regiments of Iowa Volunteers in the service of the United States or of this State, and shall apportion the work among the Commissioners."

6th. Insert immediately after the word "will," in the tenth line of Section 30, the words "support the Constitution of the United States and of the State of Iowa, and."

7th. Strike out the words "the first Commissioner above named," where they occur in the fourteenth line of Section 30, and insert the words, "the Secretary of State."

8th. Strike out of the fourteenth and fifteenth lines of Section 30, the words, "the ballot-boxes," and insert the words, "a sufficient number of."

9th. Immediately after the word "instructions," in the fifteenth line of Section 30, insert the words "at least ten copies of this Act;" and after the word "printed," in the fifteenth line of said Section, insert the words, "by the State Printer."

10th. Strike out the word "Davenport," in the sixteenth line of Section 30, and insert the following words, viz: "the office of the Secretary of State, at Des Moines."

11th. Immediately after the word "Act," in the fifth line of Section 31, insert the words, "or shall violate any part of his oath."

12th. Strike out of Section 32, where they occur in the first and second lines, the words, "have prepared the requisite number of

ballot-boxes and poll books, with blank forms of oaths, returns, certificates and instructions, and to."

13th. Strike out the word "two," where it occurs immediately after the word "and," in the third line of Section 32, and insert the word "ten."

14th. Strike out of the third and fourth lines of Section 32, the words, "and sufficient ballot-boxes."

15th. Strike out all of Section 33, and insert the following in lieu thereof, viz :

SEC. 23. Said Commissioners shall receive, in full compensation for their services under this Act, ten cents per mile in going to and returning from their respective Regiments, estimating the distance of travel from the Capital of the State by the usually traveled route. And it is hereby made the duty of the Auditor of State to audit the same, and issue Warrants on the State Treasury therefor.

16th. Strike out Section 35.

Respectfully submitted.

M. T. WILLIAMS, Ch'n.

The amendments recommended by the Committee were adopted.

Mr. Stewart moved to strike out "persons," in sixth line of Section 9, and insert "electors." Carried.

Mr. Denlinger moved to strike out the following words of Section 9 : "The three superior officers present of the Regiment, Battalion or Company, as the case may be, where the poll is opened, shall be the Judges of the election, whose duty it is to act. If the officers neglect, fail or refuse to attend and open the polls."

Upon this question, Messrs. Gault and Martin demanded the yeas and nays, which were as follows :

The yeas were, Messrs. Baker, Bass, Blackford, Castor, Cleaves, Converse, Cutler, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Frisbie, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Hardie, Hudnutt, Hollingsworth, Hood, Knoll, Lake, Lakin, Lorah, Lowrie, Martin, Maxwell, McGlothlen, McLennan, Mitchell of Fremont, Moir, Nelson, Parker, Pendleton, Price, Rowles, Russell of Dallas, Sarver, Schramm, Shipman, Sineltzer, Speer, Stanton, Stevenson, Stewart, Thompson, Walton, Wasson, Wetherall, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Pottawattamie, Wright and Young—60.

The nays were, Messrs. Bowdoin, Burton, Clark, Chase, Curtiss, Jackson, Loomis, Mercer, Meyer, Milburn, Mitchell of Polk, Porter, Rothrock, White and Mr. Speaker—16.

Absent or not voting, Messrs. Bracewell, Calfee, Gibson, Gordon, Guthrie, Holyoke, Kellogg, McCall, McQuinn, Moser, Quinn, Russell of Jones, Van Anda, Walker, Wilson of Chickasaw, and Woodworth.

The motion prevailed.

Mr. Moir moved to amend Section 9th in the fifth line by inserting the word "and" before the word "the." Carried.

Mr. Mercer moved to amend Section nine in sixth line by adding

thereto the following words: Whose duty it shall be to act. Carried.

Mr. Fairall moved to amend Section 13 the second time by striking out the following words: Open at least three hours and if necessary in the opinion of the Judges in order to receive the ballots of all the electors they may keep the polls open. Lost.

Mr. Curtiss moved to amend Section 13 by inserting after the letter M in 3d line the following words: Or sooner if necessary. Carried.

Mr. Williams of Mahaska moved to amend Section 14 by striking out the following words, after the word ballots: Unless such have been furnished by the Commissioners under this Act. Carried.

Mr. Denlinger moved to amend Section 15 in second line by inserting after the word "county" the following words: And town. Lost.

Mr. Mitchell of Fremont moved to amend Section 15 in 4th line by inserting after the word "for" the following words: In said county. Lost.

Mr. Williams of Mahaska moved to fill the blank in the 4th line of Sec. 25, by the word "ten." Carried.

Mr. Williams of Mahaska moved to amend Sec. 29, by striking out in second line the following words: "Ballot boxes and" after the word "the." Carried.

On motion, Mr. Lowrie was excused for the remainder of the day.

Mr. Lane moved to amend Section 30 by inserting after the amendment recommended by the committee the following words: And shall apportion the work among the Commissioners. Carried.

Mr. Frisbie moved to amend Section 30 in the fifth line by inserting after the word "out" the following words: The provisions of. Carried.

Mt. Denlinger moved to amend Section 30 in 2d line after the word "appoint" by inserting the following words: Without respect to party. Lost.

Mr. Lane moved to amend Section 30 by striking out the following words after the word "printed" in 16th line: And the Commissioners herein named shall meet at Davenport on the 20th day of September, 1862, and thence, after conferring together and apportioning the work among themselves, proceed in the discharge of their duties. Carried.

Mr. Wetherall moved to strike out all preceding the word "any" in 3d line of Sec. 31. Lost.

Mr. Frisbie moved to strike out the words "Commanding officers" in 4th line of Sec. 32 and insert the following words: Judges of election. Lost.

Mr. Pendleton moved to amend section 30 by inserting, after line 15, the following words: "and to send or deliver the requisite

number of each to the Commissioners appointed under this Act." Adopted.

Mr. Rothrock moved to amend section 5, by inserting at the end thereof the following words: "or any other county officer, except Constables, Justices of the Peace and County Supervisors." Adopted.

Mr. Cleaves moved that the Bill be engrossed for a third reading to-morrow. Carried.

On motion of Mr. McLennan the House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, }
TUESDAY, SEPTEMBER 9, 1862. }

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Chamberlain.

The Journal of yesterday read and approved.

PETITIONS.

By request of citizens of Polk county, Mr. Kellogg presented a petition from citizens of Polk county, in regard to the settlement of negroes in this State, which was referred to the select committee on that subject.

Mr. Dunlavy presented a petition from John Edwards and 53 others, citizens of Davis county, in relation to examinations by the drafting Commissioners, which was referred to the Committee on Military Affairs.

Mr. McCall presented a petition from the Board of Supervisors of Story county, in regard to county indebtedness and interest on bonds, which was referred to the Committee on Agriculture.

A communication from Sam. Storrs Howe, Johnson county, in relation to certain books in the State Library, was referred to the Committee on the State Library.

Mr. McCall from the Committee on Engrossed Bills, submitted the following report:

The Committee on Engrossed Bills have examined House File No. 10: A Bill for an Act to amend title 4 of the Revision of 1860, so as to enable the qualified electors of this State in the Military service, to vote at certain elections, and find the same correctly engrossed.

T. C. MCCALL.

Mr. Smeltzer from the Committee on Engrossed Bills submitted the following report:

Your Committee on Engrossed Bills beg leave to report that they have examined House File No. 17, and find the same correctly engrossed. All of which is respectfully submitted.

THOS. C. SMELTZER.

Mr. Frisbie from the Committee on Enrolled Bills submitted the following report :

The Joint Committee on Enrolled Bills ask leave to report that they have examined Senate Files Nos. 4, 9, 13, 19, 20, and House Files Nos. 3, 6 and 8, find the same correctly enrolled, and present them herewith for your signature.

D. G. FRISBIE, Ch'n House Com.

REPORTS OF COMMITTEES.

Mr. Price from the Committee on Roads and Highways submitted the following report :

Your Committee to whom was referred House File No. 13 have had the same under consideration, and instructed me to make some amendments and recommend that it do pass.

PRICE.

Mr. Stevenson from Select Committee submitted the following report :

The Select Committee to whom was referred House File No. 19: A Bill for an Act to amend the Militia Law of the State of Iowa, approved May 28, 1861, have had the same under consideration, and have instructed me to report the same back to the House and recommend its passage.

SHIPMAN, Chairman.

RESOLUTIONS.

Mr. McGlothlen introduced the following resolution, which was laid over under the rule :

Resolved by the House by Representatives, That his Excellency the Governor be requested at his earliest convenience to report to this House how much, if any, of this State's quota of the direct tax, levied by an Act of Congress approved August 3d, 1861, entitled "an Act to provide for increased revenue," &c., has been paid or discharged since the payment and collection thereof was assumed by the State.

Mr. Fairall introduced the following resolution, which was adopted :

Resolved, That the Postmaster of this House be instructed not to put in the mail any pamphlet, or document, or thing, exceeding in weight three ounces, and that all members who have mailed, at the expense of the State, any Senate or House Journals during this session, shall refund the amount of postage thereon to the P. M.

Mr. McCall moved to take up Bills on third reading. Carried.
House File No. 10: A Bill for an Act to amend title 4 of the Revision of 1860, so as to enable the qualified electors of this State in the Military service, to vote at certain elections, was read a third time.

Mr. Williams of Mahaska asked unanimous consent to amend section 30 after the word "thereof," by inserting the following words: "and that I will not in any manner attempt to influence or control the vote of any soldier." The amendment was adopted.

The following message was received from the Senate, by their Secretary, Mr. Davis:

MR. SPEAKER:--I am directed to inform your Honorable Body that the Senate has passed the following Bills:

Senate File No. 16: A Bill for an Act to provide for the leasing of convict labor in the Iowa Penitentiary.

Senate File No. 22: A Bill for an Act to amend an Act entitled "an Act to amend the Militia Law."

Senate File No. 31: A Bill for an Act to amend section 885 of the Revision.

Senate File No. 10: A Bill for an Act to amend Chapter 151 of the Acts of the 9th General Assembly.

Senate File No. 32: An Act making an appropriation to meet the extraordinary expenses of the Executive Department, &c.

A Bill for an Act requiring District Attorneys to perform such services in their respective judicial districts as the trustees of the State University through their treasurer may require.

And the following concurrent resolution:

Resolved by the Senate, the House concurring, That the Committee on Military Affairs be and are hereby instructed to draft a Bill organizing the Militia of the State, and report it to the Senate at the earliest period possible.

In all of which the concurrence of the House is asked.

W. F. DAVIS, Sec'y of Senate.

Mr. Lane moved to amend section 13 by striking out the following words: "or more if necessary." The amendment was unanimously adopted.

Mr. Lane moved to amend section 13 in the 15th line, by striking out the following words: "at least ten." Unanimously adopted.

The Bill was read a third time, and upon the question "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Bass, Blackford, Bowdoin, Burton, Calfee, Castor, Clark, Chase, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Frisbie, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Hudnutt, Hollingsworth, Hood, Jackson, Kellogg, Knoll, Lake, Lakin, Lane, Loomis, Lorah, Lowrie, Martin, Maxwell, McCall, McGlothlen, McLennan, McQuinn, Mercer, Meyer, Milburn, Mitchell of Fre-

mont, Mitchell of Polk, Moir, Moser, Nelson, Parker, Pendleton, Porter, Price, Rothrock, Rowles, Russell of Dallas, Russell of Jones, Sarver, Schraun, Shipman, Smeltzer, Speer, Stanton, Stevenson, Stewart, Thompson, Walker, Walton, Wasson, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Pottawattamie, Wright, Young and Mr. Speaker—81.

The yeas were none.

Absent or not voting, Messrs. Baker, Bracewell, Gibson, Gordon, Guthrie, Hardie, Holyoke, Quinn, Van Anda, Wilson of Chickasaw, and Woodworth.

The Bill passed and the title was agreed to.

Mr. McCall from the Committee on Engrossed Bills submitted the following report :

The Committee on Engrossed Bills have examined House File No. 11: A Bill for an Act to legalize appropriations made by the Board of Supervisors for the payment of Bounties for enlistments in the service of the United States, and to authorize the levy and collection of a Special Tax for the payment of the same, and find the same correctly engrossed.

T. C. McCALL.

House File No. 11: A Bill for an Act to legalize appropriations made by the Boards of Supervisors for the payment of Bounties for enlistments in the service of the United States, and to authorize the levy and collection of a Special Tax for the payment of the same, was read a third time, and upon the question, "Shall the Bill pass?" the yeas and nays were as follows :

The yeas were, Messrs. Bass, Blackford, Bowdoin, Burton, Calfee, Castor, Clark, Chase, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Frisbie, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Hardie, Hudnutt, Hollingsworth, Hood, Jackson, Kellogg, Knoll, Lake, Lakin, Lane, Loomis, Lorah, Lowrie, Martin, Maxwell, McCall, McGlothlen, McLennan, McQuinn, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moir, Moser, Nelson, Parker, Pendleton, Porter, Price, Rothrock, Rowles, Russell of Dallas, Russell of Jones, Sarver, Schramm, Shipman, Smeltzer, Speer, Stanton, Stevenson, Stewart, Thompson, Walker, Walton, Wasson, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Pottawattamie, Wright, Young and Mr. Speaker—80.

Mr. Ferguson voted in the negative.

Absent or not voting, Messrs. Baker, Bracewell, Gibson, Gordon, Guthrie, Holyoke, Mercer, Quinn, Van Anda, Wilson of Chickasaw, and Woodworth.

On motion of Mr. Bowdoin the title of the Bill was amended so as to read as follows: "An Act to legalize appropriations made by the Boards of Supervisors for the payment of Bounties for en-

listments, and for the support of the families of persons in the military service of this State or of the United States, and to authorize the levy and collection of a Special Tax for the payment of the same."

Mr. Stevenson moved the following amendment to the title :

"Also to legalize the levy of certain taxes heretofore levied."

Carried.

House File No. 17: A Bill for an Act entitled an Act to repeal an Act entitled an Act providing for the registry of Dogs, and defining the duties of Township Officers in certain cases, passed at the regular session of the Ninth General Assembly, was read a third time, and upon the question, "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Blackford, Bowdoin, Burton, Calfee, Castor, Clark, Chase, Cleaves, Curtiss, Cutler, Denlinger, Dunlavy, Eichorn, Fairall, Ferguson, Flint, Fuller of Fayette, Fuller of Harrison, Glanville, Hardie, Hudnutt, Hood, Jackson, Kellogg, Knoll, Lakin, Lorah, Lowrie, Martin, Maxwell, McCall, McGlothlen, McLennan, McQuinn, Meyer, Mitchell of Fremont, Moir, Moser, Pendleton, Russell of Dallas, Russell of Jones, Sarver, Schramm, Shipman, Smeltzer, Speer, Stewart, Walker, Walton, Wasson, Wetherall, Whittemore, Williams of Mahaska, Wilson of Pottawattamie, Wright and Young—56.

The nays were, Messrs. Bass, Converse, Dorr, Eaton, Frisbie, Gault, Hollingsworth, Lake, Lane, Loomis, Milburn, Nelson, Parker, Porter, Price, Rothrock, Rowles, Stanton, Stevenson, Thompson, White, Wilcox, Williams of Des Moines, and Mr. Speaker—24.

Absent or not voting, Messrs. Baker, Bracewell, Gibson, Gordon, Guthrie, Holyoke, Mercer, Mitchell of Polk, Quinn, Van Anda, Wilson of Chickasaw, and Woodworth.

The Bill passed and the title was agreed to.

Mr. Bowdoin moved that the title of the Bill be amended so as to read as follows: "A Bill for an Act to repeal Chapter seventy-six of the Acts of the regular session of the 9th General Assembly, being an Act providing for the registry of Dogs and defining the duties of township officers in certain cases." Adopted.

By leave, Mr. Martin introduced the following resolution:

Resolved, That the Committee on Agriculture be instructed to present a Bill for the benefit of those who have caused their dogs to be registered under the provisions of the law this day repealed, providing that the certificate of registry shall be used in payment of School tax.

On motion, the resolution was referred to a select Committee of three, consisting of Messrs. Martin, Castor and Shipman.

INTRODUCTION OF BILLS.

Mr. Stanton introduced House File No. 35: A Bill for an Act

to provide for the publication and distribution of the Journals of the House and Senate at the special session of the Ninth General Assembly, which was read a first and second time, and referred to the Committee on Ways and Means.

Mr. Stanton introduced House File No. 36: A Bill for an Act to provide for the publication of the Laws enacted at the special session of the Ninth General Assembly, which was read a first and second time and referred to the Committee on Ways and Means.

●
BILLS ON FIRST READING.

Senate File No. 22: A Bill for an Act to amend an Act entitled an Act to amend the Militia Law," was read a first and second time.

On motion of Mr. Stevenson, the rule was suspended and the Bill read a third time, and upon the question "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Bass, Blackford, Bowdoin, Burton, Calfee, Castor, Cleaves, Converse, Cutler, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Frisbie, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Hardie, Hood, Jackson, Kellogg, Lorah, Lowrie, Martin, Maxwell, McCall, McGlothlen, McLennan, McQuinn, Meyer, Milburn, Mitchell of Fremont, Moir, Moser, Parker, Pendleton, Porten, Price, Rowles, Russell of Dallas, Sarver, Shipman, Smeltzer, Stewart, Thompson, Walker, Walton, Wasson, Whittemore, Williams of Des Moines, Williams of Mahaska, Wright and Mr. Speaker—59.

The nays were, Messrs. Clark, Chase, Curtiss, Denlinger, Hudnutt, Hollingsworth, Knoll, Lakin, Schranm, Stanton, Stevenson, Wilcox, and Wilson of Pottawattamie—14.

Absent or not voting, Messrs. Baker, Bracewell, Gibson, Gordon, Guthrie, Holyoke, Lake, Loomis, Mitchell of Polk, Quinn, Rothrock, Russell of Jones, Speer, Van Anda, White, Wilson of Chickasaw, Woodworth and Young.

The Bill passed and the title was agreed to.

Senate File No. 32: A Bill for an Act making an appropriation to meet the extraordinary expenses of the Executive Department and to provide for the relief of the sick and wounded soldiers in the service of the State of Iowa or in the service of the Government of the United States from the State of Iowa, was read a first and second time.

On motion of Mr. McCall the rule was suspended and the Bill read a third time, and upon the question "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Bass, Bowdoin, Burton, Calfee, Castor, Clark, Chase, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dorr, Eaton, Fairall, Frisbie, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Hardie, Hudnutt, Hollingsworth, Hood, Jackson, Knoll,

Lake, Lakin, Lane, Loomis, Lorah, Lowrie, Martin, Maxwell, McCall, McLennan, McQuinn, Mercer, Meyer, Milburn, Mitchell of Fremont, Moir, Moser, Nelson, Parker, Pendleton, Porter, Price, Rowles, Russell of Dallas, Russell of Jones, Sarver, Schramm, Shipman, Smeltzer, Stanton, Stevenson, Stewart, Thompson, Walker, Wasson, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wright and Mr. Speaker—69.

The nays were, Messrs. Ferguson, Flint and McGlothlen—3.

Absent or not voting, Messrs. Baker, Blackford, Bracewell, Dunlavy, Eichorn, Gibson, Gordon, Guthrie, Holyoke, Kellogg, Mitchell of Polk, Quinn, Rothrock, Speer, Van Anda, Walton, Wilson of Chickasaw, Wilson of Pottawattamie, Woodworth and Young.

The bill was passed and the title was agreed to.

By leave, Mr. Bowdoin introduced the following resolution, which was adopted:

Resolved, That the per diem compensation of the officers of this House during the present session, shall be the same as at the last regular session.

On motion, Messrs. Lake and Stanton were excused for the remainder of the session.

Senate File No. 31: A Bill for an Act to amend section 885 of the Revision of 1860, was read a first and second time.

Mr. Wilcox moved to amend section 1 by striking out the word "sixty" and inserting the words "fifty-five."

Mr. Williams of Mahaska moved to amend the motion of Mr. Wilcox by inserting the word "fifty."

The question being on the highest number, the amendment was lost.

The question being upon the amendment of Mr. Williams, the same was lost.

Mr. Wilcox moved to strike out "sixty" and insert "fifty-two." Lost.

On motion of Mr. Knoll, the rule was suspended and the Bill read a third time, and upon the question "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Bowdoin, Clark, Curtiss, Denlinger, Dorr, Eaton, Hudnutt, Jackson, Knoll, Lakin, Lane, Loomis, McCall, Meyer, Milburn, Porter, Price, Russell of Jones, Sarver, Shipman, Stevenson, Thompson, White, Wright and Mr. Speaker—25.

The nays were, Messrs. Bass, Blackford, Burton, Calfee, Castor, Chase, Cleaves, Converse, Cutler, Dunlavy, Eichorn, Fairall, Ferguson, Flint, Frisbie, Gault, Glanville, Hardie, Hollingsworth, Hood, Lake, Lorah, Lowrie, Martin, Maxwell, McGlothlen, McLennan, McQuinn, Mercer, Mitchell of Fremont, Moir, Moser, Nelson, Parker, Pendleton, Rowles, Russell of Dallas, Schramm, Smeltzer, Speer, Stewart, Walker, Walton, Wasson, Wetherall,

Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, and Wilson of Pottawattamie—50.

Absent or not voting, Messrs. Baker, Bracewell, Fuller of Fayette, Fuller of Harrison, Gordon, Guthrie, Holyoke, Kellogg, Mitchell of Polk, Quinn, Rothrock, Stanton, Van Anda, Wilson of Chickasaw, Woodworth and Young.

The Bill was lost.

Substitute for Senate File No. 10: A Bill for an Act to amend Chapter 151 of the Acts of the Ninth General Assembly, was read a first and second time.

On motion of Mr. Hudnutt the Bill was indefinitely postponed.

Senate File No. 16: A Bill for an Act to provide for the leasing of convict labor in the Iowa Penitentiary, was read a first and second time.

Mr. Chase moved to strike out names in the Bill and insert "Census Board." Lost.

Mr. Hudnutt moved to strike out the first two names. Lost.

Mr. Castor moved to strike out "Walker" and insert "W. H. Seevers." Lost.

Mr. Kellogg moved to insert "Thos. Johnson." Lost.

On motion of Mr. Moir the rule was suspended and the Bill read a third time, and upon the question, "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Bass, Blackford, Bowdoin, Burton, Calfee, Castor, Clark, Chase, Cleaves, Curtiss, Cutler, Denlinger, Dorr, Eaton, Eichorn, Flint, Frisbie, Fuller of Harrison, Gault, Glanville, Hudnutt, Hollingsworth, Hood, Jackson, Kellogg, Knoll, Lake, Lakin, Lane, Loomis, Lorah, Lowrie, Martin, Maxwell, McCall, McGlothlen, McLennan, Mercer, Meyer, Milburn, Mitchell of Fremont, Moir, Moser, Nelson, Parker, Pendleton, Porter, Price, Rowles, Russell of Dallas, Russell of Jones, Sarver, Schramm, Shipman, Smeltzer, Speer, Stanton, Stevenson, Thompson, Walton, Wasson, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Pottawattamie, and Mr. Speaker—69.

The nays were, Messrs. Converse and Ferguson—2.

Absent or not voting, Messrs. Baker, Bracewell, Dunlavy, Fairall, Fuller of Fayette, Gibson, Gordon, Guthrie, Hardie, Holyoke, McQuinn, Mitchell of Polk, Quinn, Rothrock, Stewart, Van Anda, Walker, Wilson of Chickasaw, Woodworth, Wright and Young.

The Bill passed and the title was agreed to.

On motion of Mr. Rowles, the House adjourned.

TWO O'CLOCK P. M.

House met pursuant to adjournment.

On motion, Mr. Young was excused for the remainder of the session.

Mr. Hardie was excused for the day.

Mr. Ferguson moved a call of the House. Carried.

Pending the call Mr. Nelson moved that the further proceedings under the call be dispensed with. Lost.

Mr. Walker moved that the further proceedings under the call be dispensed with. Carried.

Mr. Martin moved that the House resolve itself into a committee of the Whole. Lost.

The hour having arrived for the consideration of the special order, House File No. 24½: A Joint Resolution in relation to persons who desire to be exempt from Military draft, the question being upon the amendment of Mr. Williams, the same was lost.

Mr. Frisbie moved to strike out the preamble. Lost.

The question being upon the amendment of Mr. Milburn, the same was lost.

The resolution was adopted.

On motion, House File No. 23: A Bill for an Act to provide for the exemption of persons conscientiously scrupulous of bearing arms, from Military duty, was read a second time.

The following message was received from the Senate, by their Secretary, Mr. Davis:

MR. SPEAKER:—I am directed to inform your Honorable Body that the Senate has passed the following Bills:

Senate File No. 15: A Bill for an Act authorizing the Auditor of State to audit the claims for salary of the Physician of the State Penitentiary.

Substitute for Senate File No. 11: A Bill for an Act to amend Chapter 113 of the Acts of the Ninth General Assembly, in which the concurrence of the House is asked:

I also herewith return House File No. 15: A Bill for an Act to amend Section 1st, Chapter 12, of the Acts of the Ninth General Assembly.

House File No. 31: A Bill for an Act to render valid the plat of Leighton's addition and Mason's upper Addition to Keokuk, Lee county, Iowa, the same having passed the Senate without amendment.

W. F. DAVIS, Sec'y Senate.

Mr. Gault moved that House File No. 23 be indefinitely postponed. Carried.

By leave, Mr. Moir introduced the following resolution:

Resolved by the House, That we highly appreciate the patriotic motives and noble impulses that have prompted a large number of

the members of this House to leave the associations of home and the luxuries of their own firesides, to join the *Grand Union Army*. That we bid them *God speed*, and hope their fame as soldiers may be equal to their wisdom and ability as legislators.

The House took up the Senate Resolution of instruction to the Committee on Military Affairs, which was adopted.

Substitute for Senate File No. 15: A Bill for an Act authorizing the Auditor of State to audit the claims for salary of the Physician of the State Penitentiary, which was read a first and second time.

On motion of Mr. Nelson the rule was suspended and the Bill read a third time, and upon the question, "Shall the bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Bracewell, Burton, Calfee, Castor, Clark, Chase, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Hudnutt, Hollingsworth, Hood, Knoll, Lakin, Lane, Loomis, Lorah, Lowrie, Martin, Maxwell, McCall, McGlothlen, McQuinn, Mercer, Meyer, Milburn, Mitchell of Polk, Moir, Moser, Nelson, Parker, Porter, Price, Rothrock, Rowles, Russell of Dallas, Russell of Jones, Sarver, Schramm, Shipman, Smeltzer, Speer, Stanton, Stevenson, Stewart, Thompson, Walker, Walton, Wasson, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Pottawattamie, Wright, Young and Mr. Speaker—76.

In the negative, Mr. Dorr—1.

Absent or not voting, Messrs. Frisbie, Gibson, Gordon, Guthrie, Holyoke, Hardie, Jackson, Kellogg, Lake, McLennan, Mitchell of Fremont, Pendleton, Quinn, Van Anda, Wilson of Chickasaw and Woodworth.

The bill passed and the title was agreed to.

Substitute for Senate File No. 11: A Bill for an Act to amend Chapter 113 of the Acts of the Ninth General Assembly was read a first and second time.

On motion of Mr. Moir the rule was suspended and the bill read a third time, and upon the question, "Shall the bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Blackford, Bowdoin, Bracewell, Burton, Castor, Clark, Chase, Cleaves, Cutler, Denlinger, Dorr, Eaton, Eichorn, Fairall, Ferguson, Flint, Frisbee, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Hudnutt, Hollingsworth, Hood, Jackson, Lane, Loomis, Lorah, Lowrie, Martin, Maxwell, McCall, McGlothlen, McQuinn, Mercer, Meyer, Mitchell of Polk, Moir, Parker, Porter, Price, Rowles, Russell of Dallas, Russell of Jones, Sarver, Schramm, Shipman, Speer, Stanton, Stevenson, Thompson, Walker, Wasson, White, Whittemore, Williams of Des

Moines, Williams of Mahaska, Wilson of Pottawattamie, Wright, Young and Mr. Speaker—61.

The nays were, Messrs. Baker, Curtiss, Knoll, Lakin, Nelson, Rothrock, Stewart, Wetherall and Wilcox—10.

Absent or not voting, Messrs. Bass, Calfee, Dunlavy, Gibson, Gordon, Guthrie, Hardie, Holyoke, Kellogg, Lake, McLennan, Milburn, Mitchell of Fremont, Moser, Pendleton, Quinn, Smeltzer, Van Anda, Walton, Wilson of Chickasaw and Woodworth.

Excused from voting, Mr. Converse.

The Bill passed and the title was agreed to.

Mr. Frisbie from the Committee on Enrolled Bills submitted the following report:

The Joint Committee on Enrolled Bills ask leave to report that they have delivered to the Governor for his approval Senate Files Nos. 4, 9, 13, 19, 20 and 23, and House Files Nos. 3, 6 and 8.

D. G. FRISBIE, Ch'n House Com.

BILLS ON SECOND READING.

House File No. 4: A Bill for an Act to amend the present law in relation to the rights of Mortgagees, was read a second time.

Mr. Rothrock moved to amend Section one by adding thereto, at the end thereof, the following words, "Provided that the provisions of this Act shall not apply to contracts heretofore made." Carried.

On motion of Mr. Rothrock the rule was suspended, and the Bill read a third time and upon the question, "Shall the bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bracewell, Clark, Converse, Cutler, Dunlavy, Fairall, Flint, Frisbie, Fuller of Harrison, Lane, Loomis, Lowrie, McCall, McQuinn, Mercer, Meyer, Mitchell of Polk, Moir, Nelson, Parker, Price, Rothrock, Russell of Dallas, Schramm, Shipman, Stevenson, Thompson, Walker, Wasson, White, Wright and Mr. Speaker—34.

The nays were, Messrs. Blackford, Bowdoin, Burton, Calfee, Castor, Chase, Curtiss, Denlinger, Dorr, Eaton, Eichorn, Ferguson, Fuller of Fayette, Gault, Glanville, Hudnutt, Hollingsworth, Hood, Jackson, Knoll, Lorah, Martin, Maxwell, McGlothlen, Milburn, Russell of Jones, Sarver, Speer, Stewart, Walton, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska and Wright—34.

Absent and not voting, Messrs. Bass, Cleaves, Gibson, Gordon, Guthrie, Hardie, Holyoke, Kellogg, Lake, Lakin, Lowrie, McLennan, Mitchell of Fremont, Moser, Pendleton, Porter, Quinn, Stanton, Van Anda, Wetherall, Wilson of Chickasaw, Wilson of Pottawattamie, Woodworth and Young.

The bill was lost.

By leave, Mr. McQuinn introduced House File No. 37: A Bill

for an Act to fix and equalize the salaries of the Superintendent and Assistant Physician for the Hospital of the Insane, which was read a first and second time.

Mr. Bowdoin moved that the Bill be referred to the Committee on Charitable Institutions. Carried.

Mr. Bowdoin moved the reconsideration of the vote by which House Resolution in relation to the adjournment of the General Assembly was adopted.

Mr. Sarver moved that the motion be laid on the table. Lost.

The question being upon motion of Mr. Bowdoin the same was carried.

Mr. Eaton moved a reconsideration of the vote by which House File No. 20: A Bill for an Act to amend Chapter 108 of the Ninth General Assembly, was lost.

By leave, Mr. Walker introduced House File No. 38: A Bill for an Act to appoint an Assistant Quarter Master General, which was read a first and second time.

On motion of Mr. Bowdoin the Bill was laid on the table.

By leave, Mr. Hudnutt presented a memorial from the Board of Supervisors of Bremer county in relation to Bounty for Volunteers.

Mr. Stewart moved that the House do now adjourn. Lost.

House File No. 13: A Bill for an Act to amend Sec. 6, Art. 3, Chap. 46 of the Revision of 1860, in relation to Public Highways, was read a second time.

Mr. Fairall moved that the Bill be indefinitely postponed. Carried.

On motion of Mr. Fuller of Fayette, the House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, }
WEDNESDAY, SEPTEMBER 10, 1862. }

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Young.

Journal of yesterday read and approved.

Mr. Rowles moved a reconsideration of the vote by which House File No. 23: A Bill for an Act to provide for the exemption of persons conscientiously scrupulous of bearing arms, from military duty, was lost.

Mr. Sarver moved that the motion be laid on the table.

Upon this question Messrs. Hollingsworth and Milburn demanded the yeas and nays, which were as follows:

The yeas were, Messrs. Baker, Bass, Bowdoin, Clark, Chase, Curtiss, Cutler, Dunlavy, Eichorn, Ferguson, Flint, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Hardie, Hudnutt, Hood,

Jackson, Lakin, Lorah, Lowrie, McGlothlen, Meyer, Nelson, Porter, Sarver, Smeltzer, Speer, Stewart, Walton, Wetherall, Wilcox, Wilson of Chickasaw, Wilson of Pottamattamie, and Wright—36.

The nays were, Messrs. Blackford, Bracewell, Burton, Castor, Cleaves, Converse, Denlinger, Dorr, Eaton, Fairall, Hollingsworth, Knoll, Lane, Loomis, Martin, Maxwell, McCall, McLennan, Milburn, Mitchell of Polk, Moir, Moser, Parker, Pendleton, Price, Rothrock, Rowles, Russell of Jones, Schramm, Stevenson, Thompson, Walker, Wasson, Whittemore, Williams of Des Moines, Williams of Mahaska, and Mr. Speaker—37.

Absent or not voting, Messrs. Calfee, Frisbie, Gibson, Gordon, Guthrie, Holyoke, Kellogg, Lake, McQuinn, Mercer, Mitchell of Fremont, Quinn, Russell of Dallas, Shipman, Stanton, Van Anda, White, Woodworth and Young.

The motion did not prevail.

The question being upon the motion of Mr. Rowles, Messrs. Gault and Bass demanded the yeas and nays, which were as follows :

The yeas were, Messrs. Bracewell, Burton, Castor, Converse, Denlinger, Dorr, Eaton, Frisbie, Hollingsworth, Knoll, Loomis, Maxwell, McCall, McLennan, Mercer, Milburn, Mitchell of Polk, Moir, Moser, Parker, Pendleton, Rothrock, Rowles, Schramm, Stevenson, Thompson, Wasson, Williams of Des Moines, and Williams of Mahaska—29.

The nays were, Messrs. Baker, Bass, Bowdoin, Calfee, Clark, Chase, Cleaves, Curtiss, Cutler, Dunlavy, Eichorn, Ferguson, Flint, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Hardie, Hudnutt, Hood, Jackson, Lakin, Lane, Lorah, Lowrie, Martin, McGlothlen, Meyer, Nelson, Porter, Price, Russell of Jones, Sarver, Smeltzer, Speer, Stewart, Walton, Wetherall, White, Whittemore, Wilcox, Wilson of Chickasaw, Wilson of Pottawattamie, Wright and Mr. Speaker—55.

Absent and not voting, Messrs. Blackford, Fairall, Gibson, Gordon, Guthrie, Holyoke, Kellogg, Lake, McQuinn, Mitchell of Fremont, Quinn, Russell of Dallas, Shipman, Stanton, Van Anda, Walker, Woodworth and Young.

The motion did not prevail.

PETITIONS AND REMONSTRANCES.

Mr. Clark of Tama presented a memorial from the Board of Supervisors of Tama County, praying for the passage of a law in reference to the sale of school lands to L. S. Fredricks, which was referred to the Committee on Schools and State University.

Mr. Flint presented three petitions from citizens of Wapello County, in relation to the settlement of negroes in this State, which were referred to the Select Committee on that subject.

Mr. Bracewell presented a petition from citizens of Polk County, on the same subject, which was referred to the same Committee.

Mr. Chase presented a memorial from the Board of Supervisors of Clayton County, asking the State to assume their indebtedness for bounty to Volunteers, which was referred to the Committee on Ways and Means.

Mr. Chase presented a memorial from the Board of Supervisors of Clayton County, asking increase of power in the levy of taxes, which was referred to the same Committee.

REPORTS OF COMMITTEES.

Mr. Bowdoin, from the Committee on Ways and Means, submitted the following reports:

The Committee of Ways and Means to whom was referred the memorial of the Board of Supervisors of Pottawattamie County, asking for material changes in the Revenue Law, have instructed me to report that from all the information they have been able to obtain, the present revenue law is working favorably in receiving the collection of revenue, and that the changes prayed for are not expedient at this Session.

BOWDOIN, Ch'n.

The Committee of Ways and Means to whom was referred House File No. 25: A Bill for an Act providing for the payment of a bounty to Iowa Volunteer soldiers, have instructed me to report that the passage of the Bill is not expedient at this Session.

BOWDOIN, Ch'n.

The Committee of Ways and Means to whom was referred the memorial of the Board of Supervisors of Clinton County, asking for some action of this General Assembly to legalize their acts relative to bounties for enlistments, have instructed me to report that in their opinion, the prayer of the memorial is fully answered by the Bill already passed by this House, and that no further action in the premises is necessary.

BOWDOIN, Ch'n.

The Committee of Ways and Means to whom was referred the memorial of the Board of Supervisors of Mahaska County, asking that the State shall give a liberal bounty to the Volunteers under the two 300,000 calls for Volunteers, and also under the calls to fill up the old Regiments, and also to reimburse Counties which have already provided a bounty, have instructed me to report that in their opinion such action at this Session is not expedient.

BOWDOIN, Ch'n.

Mr. Williams of Mahaska submitted the following report:

The Committee on Elections, to whom was referred House File No. 34: A Bill for an Act to substitute an Affidavit for the oath now administered at elections, in case of challenge, have examined the same, and a majority of said Committee have instructed me to report the same back to the House with a recommendation that it do not pass.

M. T. WILLIAMS, Ch'n.

Mr. McLennan from the Committee on Military Affairs, submitted the following report:

Minority Report of the Military Committee on House File No. 33: A Bill for an Act to amend an Act entitled an Act to amend the Militia Law.

Your Committee, to whom was referred said Bill, having had the same under consideration, the undersigned would most respectfully report that, in his humble opinion the Bill should pass, for the reasons:

FIRST—That, but for an ambiguity in Article 2 of Section 1, of Chapter 175 of the Laws of the Ninth General Assembly, the members of the Iowa First, who have not re entered the service, would be exempt from draft.

SECOND—The said members of the Iowa First, a mere handful now, rested under the impression that they, having performed all that they engaged to do, and more, would not again be summoned to the battle-field: and,

THIRD—They should not be regarded in the same light as those who apply to this Assembly for relief from drafting. They have already time and again periled their lives on the bloody field of battle.

For these and many other considerations, I would earnestly ask the passage of said Act. Respectfully submitted.

McLENNAN, of Dubuque.

Mr. Castor, from the Select Committee on the resolution of Mr. Stevenson, with regard to Universalist Ministers, submitted the following report:

The Committee to whom was referred the Joint Resolution of Mr. Stevenson, to request the Governor to ask the War Department to allow the appointment of a Universalist Minister to visit the Iowa Regiments in the service of the United States, have had the same under consideration, and have instructed me to report the same back with a substitute, and recommend the adoption of the same.

S. G. CASTOR.

The House took up the following resolution, which was laid over under the rule:

Resolved by the House of Representatives, That his Excellency the Governor, be requested at his earliest convenience to report to this House how much, if any, of this State's quota of the direct tax levied by an Act of Congress approved August 3d, 1861, entitled an Act to provide for increased revenue, has been paid or discharged since the payment and collection thereof was assumed by the State.

The resolution was adopted.

By leave, Mr. Martin submitted the following report:

Your Special Committee to whom was referred the resolution instructing the Committee on Agriculture to report a Bill for the

relief of those who have registered their dogs, by providing that the amount paid for that purpose, shall be received in payment for School tax, have had the same under consideration, and find that a bill similar to the one referred to in the resolution, is now pending in the Senate, and for this reason deem it unnecessary to present such a Bill to the House.

MARTIN, Chairman Special Com.

The following message was received from the Governor, by his Private Secretary, Mr. Shepard :

EXECUTIVE OFFICE, IOWA, }
SEPTEMBER 10, 1862. }

Gentlemen of the Senate and House of Representatives :

The burthens of the war now being waged by our people for the preservation of our Government, bear heavily on us, and should be borne as equally as possible. These burthens are of two kinds: First, that of military duty in the field ; and second, that of taxation at home. It seems to me to be unequal and unfair that those of us who bear the first of these burthens should be compelled to share with those of us who remain at home the second ; that the soldiers who are fighting our battles in the field should be also compelled to pay their share of taxes equally with those who do not share their perils and privations.

The compensation paid to those of our soldiers who hold commissions is sufficiently liberal to enable them to pay their taxes without inconvenience ; but it is not so with their no less worthy but less fortunate comrades. It would, I think, be a just recognition by us, of our appreciation of the patriotism and self-sacrifice of the latter if we were to release them, during their service, from all taxes levied under State laws, and it would doubtless be news of comfort and cheer to them amid the dangers and trials by which they are surrounded for our sakes, that we had been careful that the houses that sheltered their wives and their little ones had been secured from danger of sale for taxes by our voluntary assumption of their share of the one burthen, while they are bravely bearing our share of the other. I therefore recommend to you that you pass a law exempting from all taxation under the laws of the State, the real and personal property of all non-commissioned officers and privates in the Regiments of this State in the Army of the United States, during their continuance in service, and that for the current year there be added to the per centum of taxation upon the valuation of the property of all other tax-payers the sum of one fourth of one mill on each dollar of such valuation, to cover the deficiency in revenue thereby created.

SAMUEL J. KIRKWOOD.

RESOLUTIONS.

Mr. Moser offered the following resolution :

Resolved, That the Committee on Military Affairs be and are hereby instructed to report a Bill to this House authorizing the Governor to purchase not less than five thousand stand of infantry arms, and four thousand suitable for cavalry use.

On motion of Mr. Hardie the resolution was referred to the Committee on Military Affairs.

On motion, Mr. Russell of Dallas was excused for the remainder of the day.

By leave, Mr. Bowdoin from the Committee on Ways and Means submitted the following report :

The Committee of Ways and Means, to whom was referred House File No. 32: A Bill for an Act to amend Sections 745 and 748 of the Revision of 1860, so as to change the time when taxes shall become payable, from the first Monday in November, to the first Monday in January, have had the same under consideration, and have instructed me to report that, in the opinion of the Committee, the amendment proposed is not expedient.

BOWDOIN, Chairman.

BILLS ON SECOND READING.

House File No. 19: A Bill for an Act to amend an Act entitled an Act to amend the Militia Law of the State of Iowa, approved May 28, 1861, was read a second time.

Mr. Frisbie moved that the Bill be indefinitely postponed. Carried.

House File No. 21: A Bill for an Act giving Bounty to Iowa Volunteers, was read a second time.

Mr. Hardie moved that the Bill be indefinitely postponed. Carried.

House File No. 25: A Bill for an Act providing the payment of a Bounty to Iowa Volunteer soldiers, was read a second time.

Mr. Moir moved that the Bill be laid on the table.

And upon this question Messrs. Bracewell and Maxwell demanded the yeas and nays, which were as follows:

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Burton, Calfee, Cleaves, Cutler, Dunlavy, Eichorn, Fairall, Flint, Fuller of Fayette, Glanville, Hardie, Hudnutt, Hollingsworth, Hood, Lane, Lorah, Lowrie, McCall, McGlothlen, McLennan, Mercer, Meyer, Moir, Moser, Porter, Rothrock, Rowles, Schramm, Smeltzer, Stevenson, Stewart, Thompson, Walker, Wasson, Wetherall, Whittemore, Wilcox, Williams of Des Moines, Wilson of Pottawattamie, Wright and Mr. Speaker—45.

The nays were, Messrs. Bracewell, Castor, Clark, Converse, Cur-

tiss, Denlinger, Dorr, Eaton, Frisbie, Fuller of Harrison, Gault, Kellogg, Knoll, Loomis, Martin, Maxwell, McQuinn, Milburn, Nelson, Parker, Price, Sarver, White, Williams of Mahaska, and Wilson of Chickasaw—26.

Absent or not voting, Messrs. Ferguson, Gibson, Gordon, Guthrie, Holyoke, Jackson, Lake, Lakin, Mitchell of Fremont, Mitchell of Polk, Pendleton, Quinn, Russell of Dallas, Russell of Jones, Shipman, Speer, Stanton, Van Anda, Walton, Woodworth and Young.

The motion prevailed.

On motion of Mr. Rothrock, Mr. Kellogg was excused for the remainder of the Session.

House File No. 32 was read a second time.

Mr. Maxwell obtained leave to withdraw the Bill.

Mr. Denlinger, from the Select Committee in relation to negroes, submitted the following report:

The Committee appointed to examine certain petitions of citizens of Lee, Wayne, Iowa, Warren, Polk and other Counties, praying for the immediate passage of a law prohibiting negroes and mulattoes from coming into and settling in this State, have directed me to report that they have carefully considered the subject matter contained in said petitions. The Committee believe that the people of this State entertain the same opinions on this subject that have been exhibited lately by the people of Illinois; and that in view of the rapid influx of negroes into the State, self protection renders it absolutely necessary that some step should be immediately taken to protect the laboring classes of our citizens against the competition of negro labor—to prevent our almshouses and prisons from being crowded with this class of people, and becoming a tax and burden upon the already over-taxed population of the State.

In view of this end, your Committee have instructed me to report the following Bill and recommend its passage.

C. DENLINGER, Ch'n. Com.

By leave, Mr. Denlinger introduced House File No. 39: A Bill for an Act preventing negroes and mulattoes from coming into and settling in the State of Iowa; which was read a first time.

Mr. Loomis moved that the Bill be rejected.

Mr. Frisbie moved the previous question, which was seconded, and the question, "Shall the main question be now put?" was decided in the affirmative.

Mr. Fairall moved a call of the House. Carried.

Pending the call, Mr. Cutler moved that further proceedings under the call be dispensed with. Carried, and upon the question of the Bill, Messrs. Lane and Hardie demanded the yeas and nays, which were as follows:

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Burton, Calfee, Castor, Clark, Chase, Cleaves, Converse, Curtiss, Cutler,

Eaton, Friasbie, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Hudnutt, Hollingsworth, Hood Jackson, Lakin, Lane, Loomis, Lowrie, McCall, McQuinn, Mercer, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moir, Moser, Nelson, Parker, Pendleton, Porter, Price, Rothrock, Rowles, Russell of Jones, Sarver, Schraumm, Shipman, Stevenson, Walker, Wasson, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wright and Mr. Speaker—58.

The nays were, Messrs. Bracewell, Denlinger, Dorr, Dunlavy, Eichorn, Fairall, Ferguson, Flint, Hardie, Knoll, Lorah, Martin, Maxwell, McGlothlen, McLennan, Smeltzer, Stewart, Thompson and Wetherall—19.

Absent and not voting, Messrs. Gibson, Gordon, Guthrie, Hol-yoke, Kellogg, Lake, Quinn, Russell of Dallas, Speer, Stanton, Van Anda Walton, Wilson of Pottawattamie, Woodworth and Young.

The Bill was rejected.

The following Message was received from the Senate, by their Secretary, Mr. Davis.

MR. SPEAKER:—I am directed to inform your Honorable Body that the Senate has passed Senate File No. 18: A Bill for an Act to provide for the appointment of Surgeons for Batteries, in which the concurrence of the House is asked.

W. F. DAVIS, Sec'y of Senate.

I am also directed to inform your Honorable Body that the Senate has passed Senate File No. 34: A Bill for an Act to provide for the better protection of the Southern Border of this State.

House File No. 1: A Bill for an Act to accept of the Grant and carry into execution the trust conferred upon the State of Iowa by an Act of Congress, approved July 2d, 1862, &c., with the following amendments:

"SEC. 2. The Registers of the Land Offices at Sioux City, Fort Dodge and Des Moines are hereby appointed Commissioners to select and locate the lands donated to the State by said Act of Congress, with such restrictions as the Governor may direct, and they shall proceed immediately to make said selections; and in case they shall refuse to act, then the Governor shall appoint. And such Commissioners shall receive as a full compensation for their services, the sum of Two Dollars and Fifty Cents per diem."

"SEC. 3. It shall be the duty of the Register or Commissioners to select the whole amount of lands to which the State is entitled, before the first day of January, 1863. They shall report a list and description of the lands thus selected, to the Board of Trustees of the Iowa Agricultural College, at their regular meeting in January, 1863, subject to their approval or rejection. If any lands thus selected shall be rejected, the Registers shall immediately select other lands to supply the deficiency."

"SEC. —. When the returns of the selections of said lands are

made and approved by the Board of Trustees of the Iowa College and Farm, it shall be the duty of the Governor to cause the same to be transmitted to the Secretary of the Interior, and procure their confirmation as soon as practicable."

Strike out of Section 5, to "shall," in the second line, and insert, "and such Commissioners, if appointed by the Govsrnor."

In the first line of Section —, place "authorized" before "required."

Also, House File No. 10, with the following amendments:

In Section 15, after the 24th line, insert the words, "for Attorney General."

In Section 24, after the 10th line, insert, "for Attorney General — votes were cast, of which, P Q had — votes, and D F had — votes. For Register of State Land Office there were — votes cast, of which W T received — votes, and A B received — votes."

In Section 24, after the word "fourth" in the third line, insert the words, "in words at length."

In Section 29, strike out the word "may," in the last line but one, and insert the word "shall."

House File No. 11: A Bill for an Act to legalize appropriations made by the Boards of Supervisors, for the payment of Bounties for enlistments in the service of the United States, and to authorize the levy and collection of a Special Tax for the payment of the same, with the following amendments:

Strike out of Section 3, the words, "of not more than five and one-half mills on the dollar in any one year," in the first and second paragraphs, and amend the title by inserting, after the "U. S.," "and for families in the service of the same."

Senate File No. 28: A Bill for an Act changing the time of holding Courts in the Fifth Judicial District; and the following Concurrent Resolution:

Resolved by the Senate, the House concurring, That the General Assembly will adjourn on to-morrow, at 10 o'clock, A. M.

Senate File No. 25: A Joint Resolution providing Supreme Court Reports for members and officers of the General Assembly. In all of which the concurrence of the House is asked.

WM. F. DAVIS, Sec'y of Senate.

House took up House File No. 11: A Bill for an Act to legalize appropriations of the Boards of Supervisors for the payment of bounties for enlistments, and to authorize the levy and collection of a special tax for the payment of the same, which had been returned from the Senate with sundry amendments.

The first amendment was not concurred in.

The second amendment was concurred in.

Upon the passage of the bill as amended, the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Brace-

well, Burton, Castor, Chase, Cleaves, Converse, Curtiss, Cutler, Dorr, Dunlavy, Eaton, Fairall, Frisbie, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Hudnutt, Hollingsworth, Hood, Jackson, Knoll, Lakin, Lane, Loomis, Lorah, Lowrie, Martin, Maxwell, McCall, McLennan, McQuinn, Mercer, Meyer, Mitchell of Fremont, Mitchell of Polk, Moir, Moser, Nelson, Parker, Porter, Price, Rothrock, Rowles, Russell of Jones, Sarver, Schramm, Shipman, Walton, Wasson, White, Whittemore, Wilcox, Williams of Des Moines, Wilson of Chickasaw, Wright and Mr. Speaker—61.

The nays were, Messrs. Denlinger, Ferguson, Flint, Hardie, McGlothlen, Milburn, Pendleton, Stevenson, Stewart and Williams of Mahaska—10.

Absent or not voting, Messrs. Calfee, Clark, Eichorn, Gibson, Gordon, Guthrie, Holyoke, Kellogg, Lake, Quinn, Russell of Dallas, Smeltzer, Speer, Stanton, Thompson, Van Anda, Walker, Wetherall, Wilson of Pottawattamie, Woodworth and Young.

The bill passed and the title was agreed to.

Mr. Smeltzer moved to reconsider the vote by which the bill passed. Lost.

Upon motion of Mr. Converse, the House took a recess for fifteen minutes.

The following message was received from the Senate by their Secretary, Mr. Davis:

MR. SPEAKER:—I am directed to inform your Honorable Body that the Senate has passed House File No. 22: A Bill for an Act relating to right of defense to suits on bonds, coupons, &c., with the following amendments: Strike out, "and other evidences of indebtedness," where it occurs, and insert after "State," in the seventh line of Section 1, "for Railroad purposes;" the same in the title.

W. F. DAVIS, Sec'y Senate.

By leave, Mr. Bowdoin offered the following resolution, which was adopted:

Resolved, That the sincere and unanimous thanks of the House of Representatives are hereby tendered to Mr. James Smith, for his most generous and bountiful donation of Grapes this day made to its members, and that the Speaker be requested to communicate the same.

Mr. Frisbie, from the Committee on Enrolled Bills, submitted the following report:

The Joint Committee on Enrolled Bills ask leave to report, that they have examined Senate Files Nos. 16, 22 and 32, and House Files Nos. 15 and 31, find the same correctly Enrolled, and present them herewith for your signature.

D. G. FRISBIE,
Ch'n House Com.

House took up House File No. 1: A Bill for an Act to accept of the grant and carry into execution the trust conferred upon the State of Iowa, by an Act of Congress entitled "An Act donating public lands to the several States and Territories which may provide Col-

leges for the benefit of Agriculture and the Mechanic Arts," approved July 2, 1862, which was returned from the Senate with sundry amendments.

The House did not concur in the amendments.

By leave, Mr. Martin offered the following resolution:

Resolved, That the Clerks of this House be allowed the same mileage as Members.

Mr. Curtiss moved to amend by adding thereto the "Sergeant-at-Arms and Post-Master." Lost.

The resolution was lost.

House File No. 10: A Bill for an Act to amend Title 4 of the Revision of 1860, so as to enable the qualified electors of this State in the Military service to vote at certain elections, was returned from the Senate with sundry amendments. The House concurred in the amendments of the Senate. And upon the question "Shall the Bill pass as amended?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Bracewell, Burton, Calfee, Castor, Clark, Chase, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Flint, Frisbie, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Hardie, Hudnutt, Hollingsworth, Hood, Jackson, Kellogg, Knoll, Lakin, Lane, Loomis, Lorah, Lowrie, Martin, Maxwell, McCall, McGlothlen, McLennan, McQuinn, Mercer, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moir, Moser, Nelson, Parker, Pendleton, Porter, Price, Rothrock, Rowles, Russell of Jones, Sarver, Schramm, Shipman, Snieltzer, Stevenson, Stewart, Thompson, Walker, Walton, Wasson, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright and Mr. Speaker—79.

Absent or not voting, Messrs. Ferguson, Gibson, Gordon, Guthrie, Holyoke, Lake, Quinn, Russell of Dallas, Speer, Stanton, Van Anda, Woodworth and Young.

The Bill passed and the title was agreed to.

Senate File No. 34: A Bill for an Act to provide for the better protection of the Southern border of this State, was read a first and second time.

Mr. Fairall moved the following amendment:

SEC. —. All the commissioned officers above Captain, of each battalion, shall be elected by the men of the respective battalions, and said officers when so elected shall be commissioned by the Governor.

The following message was received from the Senate, by their Secretary, Mr. Davis:

MR. SPEAKER:—I am directed to inform your Honorable Body that the Senate has passed the following Bills:

House File No. 27: A Bill for an Act to legalize certain acts of the Town Council of McGregor, without amendment.

Also, the accompanying Concurrent Resolution, in which the concurrence of the House is asked.

W. F. DAVIS, Sec'y Senate.

On motion of Mr. Curtiss the House adjourned.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

House resumed the consideration of Senate File No. 34.

Mr. Bowdoin moved to amend Section 9 after the word "Treasury," by inserting the following words: "not otherwise appropriated." Carried.

The question being upon the amendment of Mr. Fairall, Messrs. Denlinger and Fairall demanded the yeas and nays, which were as follows:

The yeas were, Messrs. Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Hardie, Knoll, Lane, Loomis, Lorah, Martin, Maxwell, McGlothlen, McQuinn, Meyer, Russell of Jones, Smeltzer, Speer, Stevenson, Thompson, Wetherall, Williams of Mahaska, Wilson of Pottawattamie, and Wright—26.

The nays were, Messrs. Baker, Bass, Blackford, Bowdoin, Bracewell, Burton, Castor, Chase, Cleaves, Converse, Curtiss, Cutler, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Gordon, Hudnutt, Hollingsworth, Hood, Jackson, Lowrie, Mercer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moir, Moser, Nelson, Parker, Pendleton, Porter, Rothrock, Rowles, Sarver, Schramm, Shipman, Walker, Walton, Wasson, White, Whittemore, Wilcox, Williams of Des Moines, Wilson of Chickasaw, and Mr. Speaker—46.

Absent or not voting, Messrs. Calfee, Clark, Frisbie, Gibson, Guthrie, Holyoke, Kellogg, Lake, Lakin, McCall, McLennan, Price, Quinn, Russell of Dallas, Stanton, Stewart, Van Anda, Woodworth and Young.

The motion did not prevail.

The Bill was read a third time, and upon the question, "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Bracewell, Burton, Castor, Chase, Converse, Curtiss, Cutler, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Fuller of Fayette, Gault, Glanville, Gordon, Hardie, Hudnutt, Hollingsworth, Hood, Jackson, Knoll, Lane, Loomis, Lorah, Martin, Maxwell, McCall, McGlothlen, McLennan, McQuinn, Mercer, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moir, Moser, Nelson, Parker, Pendleton, Porter, Price, Rothrock, Rowles, Rus-

sell of Jones, Sarver, Schramm, Shipman, Smeltzer, Speer, Stevenson, Stewart, Thompson, Walton, Wasson, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright and Mr. Speaker—73.

The nays were, none.

Absent or not voting, Messrs. Calfee, Clark, Cleaves, Frisbie, Fuller of Harrison, Gibson, Guthrie, Holyoke, Kellogg, Lake, Lakin, Lowrie, Quinn, Russell of Dallas, Stanton, Van Anda, Walker, Woodworth and Young.

The Bill passed and the title was agreed to.

Senate File No. 28: A Bill for an Act changing the time of holding Courts in the Fifth Judicial District, was read a first and second time, and on motion, the rule was suspended and the Bill read a third time, and upon the question, "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Bracewell, Burton, Castor, Chase, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Gordon, Hardie, Hollingsworth, Hood, Jackson, Knoll, Lane, Loomis, Lorah, Lowrie, Maxwell, McGlothlen, McLennan, McQuinn, Mercer, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moir, Moser, Nelson, Parker, Pendleton, Porter, Price, Rothrock, Rowles, Russell of Jones, Sarver, Schramm, Shipman, Speer, Stevenson, Stewart, Thompson, Walker, Walton, Wasson, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright and Mr. Speaker—73.

The nays were none.

Absent or not voting, Messrs. Calfee, Clark, Frisbie, Gibson, Guthrie, Hudnutt, Holyoke, Kellogg, Lake, Lakin, Martin, McCall, Quinn, Russell of Dallas, Smeltzer, Stanton, Van Anda, Woodworth and Young.

The Bill passed and the title was agreed to.

On motion, Mr. Clark of Tama was excused for the remainder of the Session.

Mr. White, from the Committee on Enrolled Bills, submitted the following report:

The Joint Committee on Enrolled Bills, have examined Senate Files No.'s 11 and 15, and find the same correctly enrolled, and herewith present them for your signature.

J. H. WHITE.

House File No. 22: A Bill for an Act regulating the right of defense to suits on bonds and coupons, against municipal corporations, was returned from the Senate with sundry amendments. The House concurred in the amendments, and upon the question, "Shall the Bill pass as amended?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Castor, Converse, Curtiss, Cutler, Dunlavy, Eaton, Fairall, Ferguson, Flint, Glanville, Hollingsworth, Hood, Jackson, Lane, Loomis, Lowrie, Maxwell, McCall, McGlothlen, McLennan, Mercer, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moir, Moser, Parker, Pendleton, Price, Rothrock, Rowles, Russell of Jones, Sarver, Schramm, Shipman, Smeltzer, Speer, Stevenson, Stewart, Thompson, Walton, Wasson, Wetherall, White, Whittemore, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright and Mr. Speaker—53.

The nays were, Messrs. Bass, Blackford, Bowdoin, Burton, Chase, Cleaves, Denlinger, Dorr, Eichorn, Fuller of Fayette, Gordon, Hardie, Knoll, Lorah, Nelson, Porter and Walker—17.

Absent or not voting, Messrs. Bracewell, Calfee, Clark, Frisbie, Fuller of Harrison, Gault, Gibson, Guthrie, Hudnutt, Holyoke, Kellogg, Lake, Lakin, Martin, McQuinn, Quinn, Russell of Dallas, Stanton, Van Anda, Wilcox, Woodworth and Young.

The Bill passed and the title was agreed to.

Substitute for Senate File No. 18: A Bill for an Act to provide for the appointment of Surgeons for battalions, was read a first and second time.

On motion of Mr. White, the Bill was referred to the Committee on Military Affairs.

The House took up Concurrent Resolution of the Senate, in relation to the military draft, which was adopted.

By leave, Mr. Moser offered the following Resolution, which was referred to a Select Committee consisting of Messrs. Pendleton, Sarver and Moser:

Resolved, That the Committee on Military Affairs be instructed to prepare a supplemental Bill to make provisions for the payment of troops for the Northern and Southern Border.

The House took up the Senate Resolution in relation to the Supreme Court Reports. The question being upon the adoption of the resolution, Messrs. Rothrock and Moir demanded the yeas and nays, which were as follows:

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Bracewell, Burton, Calfee, Chase, Curtiss, Cutler, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Frisbie, Fuller of Fayette, Fuller of Harrison, Glanville, Gordon, Hardie, Hollingsworth, Hood, Jackson, Knoll, Lorah, Lowrie, McGlothlen, McLennan, McQuinn, Mercer, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Nelson, Parker, Pendleton, Price, Russell of Jones, Sarver, Schramm, Shipman, Smeltzer, Speer, Stevenson, Thompson, Walton, Wasson, Wetherall, Whittemore, Wilson of Chickasaw, Wilson of Pottawattamie, Wright and Mr. Speaker—58.

The nays were, Messrs. Castor, Cleaves, Converse, Lane, Loomis, Maxwell, McCall, Moir, Moser, Porter, Rothrock, Rowles, Stew-

art, Walker, White, Wilcox, Williams of Des Moines, Williams of Mahaska—18.

Absent and not voting, Messrs. Clark, Gault, Gibson, Guthrie, Hudnutt, Holyoke, Kellogg, Lake, Lakin, Martin, Quinn, Russell of Dallas, Stanton, Van Anda, Woodworth and Young.

The Resolution was adopted.

The following message was received from His Excellency the Governor:

EXECUTIVE OFFICE, IOWA, }
SEPTEMBER 10th, 1862. }

Gentlemen of the House of Representatives:

In reply to your resolution inquiring "how much, if any, of this State's quota of the direct tax levied by an Act of Congress approved August 3d, 1861, entitled An Act to provide for increased revenue, has been paid or discharged since the payment or collection thereof was assumed by the State," I have the honor to reply, that no part thereof has yet been paid in money to the United States.

The claim of the State against the United States for moneys expended by the State to aid the United States in suppressing the rebellion, has been presented for adjustment, but owing to informality in many of the vouchers received by the State, and the necessity of making their vouchers conform to the regulations prescribed by the Treasury Department, the claim has not yet been adjusted. Upon such adjustment, it is probable there will be an amount found due the General Government; but as the State is incurring new expenses of large amounts properly chargeable to the General Government, I have not deemed it advisable to direct any payment as yet.

SAMUEL J. KIRKWOOD.

House took up Senate resolution relative to the adjournment of the General Assembly.

Mr. Moser moved the following as a substitute therefor:

Resolved, That this House will do all in its power to do the business for which it was called together, and as soon thereafter as possible adjourn *sine die*.

The substitute was adopted.

By leave, Mr. Bowdoin, from the Committee on Ways and Means, submitted the following reports:

The Committee on Ways and Means, to whom was referred House File No. 36: A Bill for an Act to provide for the publication and distribution of the laws of the Special Session of the Ninth General Assembly, have instructed me to report the accompanying substitute for the bill, and recommend the passage of the substitute.

BOWDOIN.

The Committee of Ways and Means, to whom was referred House File No. 35: A Bill for an Act to provide for the publication

and distribution of the Journals of the Senate and House of Representatives of the Special Session of the Ninth General Assembly, have instructed me to report the accompanying substitute for the bill, and recommend the passage of the substitute.

BOWDOIN.

House took up substitute for House File No. 36: A Bill for an Act to provide for the publication and distribution of the laws of the Special Session of the Ninth General Assembly.

On motion of Mr. Curtiss, the rule was suspended and the bill read a third time, and upon the question, "Shall the bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Bracewell, Burton, Calfee, Castor, Chase, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Frisbie, Fuller of Harrison, Glanville, Hardie, Hudnutt, Hood, Jackson, Knoll, Lane, Loomis, Lorah, Lowrie, Maxwell, McCall, McGlothlen, McLennan, McQuinn, Mercer, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moir, Nelson, Parker, Porter, Price, Rothrock, Rowles, Sarver, Schramm, Shipman, Smeltzer, Speer, Stevenson, Stewart, Thompson, Walker, Walton, Wasson, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright and Mr. Speaker—71.

The nays were none.

Absent or not voting, Messrs. Clark, Fuller of Fayette, Gault, Gibson, Gordon, Guthrie, Holyoke, Hollingsworth, Kellogg, Lake, Lakin, Martin, Moser, Pendleton, Quinn, Russell of Dallas, Russell of Jones, Stanton, Van Anda, Woodworth and Young.

The bill passed and the title was agreed to.

House took up Substitute for House File No. 35: A Bill for an Act to provide for the publication and distribution of the Journals of the Senate and House of Representatives of the Special Session of the Ninth General Assembly.

On motion of Mr. Bowdoin, the rule was suspended and the bill read a third time, and upon the question, "Shall the bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Bracewell, Burton, Calfee, Castor, Chase, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Fuller of Harrison, Glanville, Hardie, Hollingsworth, Hood, Jackson, Knoll, Lakin, Lane, Loomis, Lorah, Maxwell, McGlothlen, McLennan, McQuinn, Mercer, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moir, Nelson, Parker, Porter, Price, Rowles, Russell of Jones, Sarver, Schramm, Shipman, Smeltzer, Speer, Stewart, Thompson, Walker, Walton, Wasson, Wetherall, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wright and Mr. Speaker—66.

The nays were none.

Absent or not voting, Messrs. Clark, Frisbie, Fuller of Fayette, Gault, Gibson, Gordon, Guthrie, Hudnutt, Holyoke, Kellogg, Lake, Lowrie, Martin, McCall, Moser, Pendleton, Quinn, Rothrock, Russell of Dallas, Stanton, Stevenson, Van Anda, White, Wilson of Pottawattamie, Woodworth and Young.

The Bill passed and the title was agreed to.

Mr. Lowrie was excused for the remainder of the day.

By leave, Mr. Shipman offered the following resolution, which was adopted:

Resolved, That the Sergeant-at-Arms be allowed, as compensation, four dollars per day during the present Session.

By leave, Mr. Cleaves submitted the following report:

The Committee on Library, to whom was referred the memorial of Samuel Storrs Howe, have had the same under consideration, and have instructed me to report the accompanying concurrent resolution.

JOHN CLEAVES, Ch'n.

The concurrent resolution was adopted.

Mr. Frisbie, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER:—The Joint Committee on Enrolled Bills ask leave to report that they have delivered to His Excellency, the Governor, for his approval, Senate Files Nos. 16, 22 and 32, and House Files Nos. 15 and 31.

D. G. FRISBIE,

Ch'n House Com.

By leave, Mr. Lane introduced House File No. 40: A Bill for an Act for the organization and discipline of the Militia, and to amend an Act entitled "An Act to amend the Militia Law," being Chap. 175, of the laws of the Ninth General Assembly, which was read a first and second time.

Mr. Frisbie moved that the bill be referred to the Committee on Military Affairs. Lost.

Mr. Moir moved to amend Section 20, by striking out all after the words "Southern frontier." Lost.

Mr. Milburn moved to amend Section 5 by striking out the word "sickness," and insert the following words: "without a good and sufficient excuse." Lost.

Mr. Denlinger moved to amend Section 7 by striking out the following words: "a Chaplain." Carried.

Mr. Walton moved to amend Section 7 by striking out "eighty-three," and insert "forty-three." Lost.

The following message was received from the Senate, by their Secretary, Mr. Davis:

MR. SPEAKER:—I am directed to inform your Honorable Body that the Senate has passed the following Bills:

Senate File No. 26: A Joint Resolution accepting the grant of Lands made to the State of Iowa, by an Act of Congress approved July 13, 1862, &c.

House File No. 28: A Bill for an Act to confer additional pow-

ers on Boards of Supervisors, with the following amendments: In second line of Section 1, insert after the words "acts done," the words "of a ministerial character." At the end of Section 2, add "as Clerk of the District Court and Clerk of the Board of County Supervisors, for bond of the Treasurer and Recorder of the County."

House File No. 29: A Bill for an Act to legalize the assessment and levy of taxes in Iowa City, Iowa, with the following amendments: Strike out the word "all" in the first line of Section 1st, and insert the words "school and school-house." After the word "Iowa" in the third line of Section 1, insert the words "in 1860, on the levy of 1858." Strike out the proviso in the 1st Section. After "levy" insert "in the title" of school and school-house," in which the concurrence of the House is asked; and has rejected House File No. 30: A Bill for an Act to legalize certain acts of Boards of Supervisors; and has receded from its amendment to the title of House File No. 11.

W. F. DAVIS, Sec'y Senate.

Mr. Williams of Mahaska moved to amend Section 1 in the last line by inserting after the word "States" the following words: "and excepting further such persons as are conscientiously scrupulous of bearing arms."

Mr. Fairall moved to amend the amendment by adding thereto the following words: "provided that this last exemption shall apply only in times of peace." Carried.

The motion as amended was lost.

On motion of Moir the rule was suspended and the Bill read a third time, and upon the question, "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Blackford, Bracewell, Burton, Calfee, Castor, Chase, Cleaves, Converse, Curtiss, Cutler, Dorr, Eaton, Fuller of Harrison, Glanville, Gordon, Hudnutt, Hollingsworth, Hood, Jackson, Lane, Loomis, Lorah, Maxwell, McCall, McQuinn, Mercer, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moser, Nelson, Parker, Pendleton, Porter, Price, Rothrock, Rowles, Russell of Jones, Sarver, Schramm, Shipman, Speer, Stevensqn, Thompson, Walton, Wasson, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wright, and Mr. Speaker—57.

The nays were, Messrs. Bowdoin, Denlinger, Eichorn, Fairall, Ferguson, Flint, Gault, Hardie, Knoll, Lakin, McGlothlen, McLennan, Moir, Smeltzer, Stewart, Wetherall, and Wilson of Pottawattamie—17.

Absent or not voting, Messrs. Clark, Dunlavy, Frisbie, Fuller of Fayette, Gibson, Guthrie, Holyoke, Kellogg, Lake, Lowrie, Martin, Quinn, Russell of Dallas, Stanton, Van Anda, Walker, Woodworth and Young.

The bill passed and the title was agreed to.

Mr. Bowdoin from the Committee on Ways and Means submitted the following report :

The Committee of Ways and Means, to whom was referred the Special Message of His Excellency the Governor, recommending the passage of a law "exempting from all taxation under the laws of the State, the real and personal property of all non-commissioned officers and privates in the Regiments of this State in the Army of the United States, during their continuance in service, and that for the current year there be added to the per centum of taxation upon the valuation of the property of all other tax-payers the sum of one-fourth of one mill on each dollar of such valuation, to cover the deficiency in revenue thereby created," have instructed me to report that, had they more time for deliberate consultation, perhaps they might come to the conclusion that the enactment proposed ought to be made. But in view of the brief and hurried time that is allowed us, and the apparent determination of a large portion of the General Assembly to adjourn immediately, they are clearly of the opinion that any such legislation would necessarily be so imperfect as to render it of extremely doubtful expediency. They therefore recommend that no further action be had in the premises.

E. G. BOWDOIN, Chairman.

Mr. Fairall moved that the Clerk be instructed to request the return from the Senate of Senate File No. 34. Carried.

Mr. Lane, from the Committee on Military Affairs, submitted the following reports :

The Committee on Military Affairs, to whom was referred the Bill of Mr. McLennan, of Dubuque, to amend Section 1 of an Act to amend the Militia Law passed at the Ninth General Assembly, have had the same under consideration, and a majority of said Committee have instructed me to report the same to the House, with recommendation that the Bill be indefinitely postponed.

Respectfully submitted.

JAMES T. LANE, Chairman.

The Committee on Military Affairs, to whom was referred Senate File No 18: An Act to provide for the appointment of Surgeons for Batteries, beg leave to report that they have had the same under consideration, and have instructed me to report the same without recommendation, and suggest the following amendment, viz : In the second line of the 3d Section, after the word "of," insert the words "the men comprising."

Respectfully submitted.

JAMES T. LANE, Chairman.

Mr. Moir moved that when this House adjourn it be until seven o'clock this evening.

Upon this question, Messrs. Sarver and Moir demanded the yeas and nays, which were as follows :

The yeas were, Messrs. Bass, Castor, Chase, Converse, Curtiss,

Cutler, Dorr, Eaton, Glanville, Hudnutt, Mitchell of Fremont, Moir, Rothrock, Sarver, Schramm, Shipman, Stevenson, Wilcox, and Mr. Speaker—18.

The nays were, Messrs. Baker, Blackford, Bowdoin, Bracewell, Burton, Calfee, Cleaves, Curtiss, Denlinger, Dunlavy, Eichorn, Fairall, Ferguson, Flint, Frisbie, Fuller of Harrison, Gault, Gordon, Hardie, Hollingsworth, Hood, Jackson, Knoll, Lakin, Lane, Lorah, Maxwell, McCall, McGlothlen, McLennan, Mercer, Meyer, Milburn, Mitchell of Polk, Moser, Nelson, Parker, Pendleton, Porter, Price, Rowles, Russell of Jones, Smeltzer, Speer, Stewart, Thompson, Walton, Wasson, Wetherall, White, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, and Wright—55.

The nays were none.

Absent or not voting, Messrs. Clark, Fuller of Fayette, Gibson, Guthrie, Holyoke, Kellogg, Lake, Loomis, Lowrie, Martin, McQuinn, Quinn, Russell of Dallas, Stanton, Van Anda, Walker, Whittemore, Wilson of Pottawattamie, Woodworth and Young.

The motion did not prevail.

Mr. Converse moved that when the House adjourn it be until 8 o'clock A. M. to-morrow. Carried.

House File No. 33: A Bill for an Act to amend an Act entitled an Act to amend the Militia Law, was read a second time.

Mr. Porter moved to amend Section 1 by striking out the four last lines and insert the following: "all members of the First Regiment Iowa Volunteers who were honorably discharged from the service." Lost.

Mr. Price moved that the Bill be indefinitely postponed.

Upon this question Messrs. McLennan and Hardie demanded the yeas and nays, which were as follows:

The yeas were, Messrs. Baker, Burton, Calfee, Converse, Curtiss, Cutler, Frisbie, Fuller of Harrison, Gordon, Hudnutt, Hollingsworth, Hood, Lane, Loomis, McCall, McQuinn, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Nelson, Parker, Pendleton, Porter, Price, Rowles, Russell of Jones, Sarver, Shipman, Speer, Walton, Wasson, White, Wilcox, and Wright—35.

The nays were, Messrs. Bass, Blackford, Bowdoin, Bracewell, Castor, Chase, Cleaves, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Gault, Glanville, Hardie, Jackson, Knoll, Lorah, Martin, Maxwell, McGlothlen, McLennan, Mercer, Moir, Moser, Rothrock, Schramm, Smeltzer, Stevenson, Stewart, Thompson, Wetherall, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, and Mr. Speaker—39.

Absent or not voting, Messrs. Clark, Fuller of Fayette, Gibson, Guthrie, Holyoke, Kellogg, Lake, Lakin, Lowrie, Quinn, Russell of Dallas, Stanton, Van Anda, Walker, Whittemore, Wilson of Pottawattamie, Woodworth and Young.

The motion did not prevail.

Mr. McLennan moved that the rule be suspended and the Bill read a third time now. Lost.

Mr. Bracewell moved that the House adjourn. Lost.

Mr. Moir moved a reconsideration of the vote by which Senate File No. 34 was passed. Carried.

Mr. Moir moved a reconsideration of the vote by which the rule was suspended and the Bill read a third time. Carried.

Mr. Moir moved to amend the Bill, as follows:

Strike out all after the word "and" in 6th line of Section 3, and insert "each Battalion shall elect a Major at such time and place as the Governor shall direct, and the Major so elected shall be commissioned by the Governor."

The amendment was adopted.

The following Message was received from the Senate, by their Secretary, Mr. Davis.

MR. SPEAKER:—I am directed to inform your Honorable Body that the Senate has passed the following Bills:

Senate File No. 27: A Bill for an Act to provide for the selection of the lands granted to the State of Iowa, by an Act of Congress approved July 13, 1862, entitled an Act confirming a Land Claim in the State of Iowa, and for other purposes.

Senate File No. 8: A Bill for an Act fixing the salaries of certain officers, in which the concurrence of the House is asked.

I herewith return House File No. 34, in accordance with your request.

W. F. DAVIS, Sec'y of Senate

Mr. Sarver moved to amend Section 6 by striking out the following words: "or out of any other funds in the State Treasury, or by warrant drawn upon said Treasury." Carried.

Mr. Pendleton moved to amend Section 8 by striking out the following words: "or out of any other fund in the State Treasury not otherwise appropriated." Carried.

The following Message was received from the Senate, by their Secretary, Mr. Davis:

MR. SPEAKER:—I am directed to inform your Honorable Body that the Senate has passed the following Bill:

Senate File No. 32: A Bill for an Act to repeal an Act providing for the registry of Dogs and defining the duties of certain officers, in which the concurrence of the House is asked.

WM. F. DAVIS, Sec'y of Senate.

On motion of Mr. Sarver the rule was suspended and the Bill read a third time, and upon the question, "Shall the bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Blackford, Bowdoin, Bracewell, Burton, Castor, Clark, Chase, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Gordon, Hardie, Hudnutt, Hollingsworth, Hood, Jackson, Knoll,

Lane, Loomis, Lorah, Lowrie, Maxwell, McGlothlen, McLennan, McQuinn, Mercer, Meyer, Milburn, Mitchell of Fremont, Mitchell of Polk, Moir, Moser, Nelson, Parker, Pendleton, Porter, Price, Rothrock, Rowles, Russell of Jones, Sarver, Schramm, Shipman, Smeltzer, Speer, Stevenson, Stewart, Thompson, Walker, Wasson, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright, and Mr. Speaker—74.

The nays were none.

Absent or not voting, Messrs. Bass, Calfee, Frisbie, Gibson, Guthrie, Holyoke, Kellogg, Lake, Lakin, Martin, McCall, Quinn, Russell of Dallas, Stanton, Van Anda, Walton, Woodworth, and Young.

The Bill passed and the title was agreed to.

By leave, Mr. Pendleton from the Select Committee submitted the following report:

The Select Committee to whom was referred the communication from the Governor, recommending amendments to the Bills recently passed by the House, for the protection of the North-western frontier and Southern border, have had the same under consideration, and have directed me to report the Bill which is herewith presented.

PENDLETON, Chairman.

Mr. McLennan moved that the House do now adjourn. Lost.

By leave, Mr. Pendleton introduced House File No. 41: A Bill for an Act to amend an Act passed at the present session, providing for the protection of the North-western frontier, &c., which was read a first and second time.

On motion of Mr. Hardie the House adjourned,

HALL OF THE HOUSE OF REPRESENTATIVES, }
THURSDAY, SEPTEMBER 11, 1862. }

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Bird.

Mr. Eaton moved a call of the House. Carried.

Pending the call of the House, Mr. Eaton moved that further proceedings under the call of the House be dispensed with. Carried.

On motion of Mr. Price, the reading of the Journal of yesterday was suspended.

The following message was received from the Senate by their Secretary, Mr. Davis:

MR. SPEAKER:—I am directed by the Senate to inform your Honorable Body that the Senate has refused to concur in the House amendments to Senate File No. 21: An Act to create the office of Assistant Adjutant General, and defining his duties, and has passed the Concurrent Resolution of the House, relating to the memorial of S. Storrs Howe.

The Senate has also refused to recede from its amendments to House File No. 1: A Bill providing for the protection of the South-Western Border, and asks for a Committee of Conference, and that Messrs. Duncombe, Boardman and Holmes have been appointed such Committee on the part of the Senate.

The Senate has also passed House File No. 36: A Bill for an Act to provide for the publication and distribution of the Laws of the Special Session of the Ninth General Assembly.

House File No. 40: A Bill for an Act for the organization and discipline of the Militia, and to amend an Act entitled an Act to amend the Militia Law, &c., without amendment.

W. F. DAVIS, Sec'y of Senate.

PETITIONS.

Mr. Dunlavy presented a petition from citizens of Davis County, in relation to the settlement of negroes in this State, which was referred to the Select Committee on that subject.

Messrs. Mitchell of Fremont, and Blackford were excused for the remainder of the Session.

The House took up House File No. 28: A Bill for an Act to legalize certain acts of the Town Council of McGregor, which was returned from the Senate with sundry amendments, in which the House concurred; and upon the question, "Shall the Bill pass as amended?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Bowdoin, Bracewell, Burton, Calfee, Castor, Chase, Converse, Curtiss, Cutler, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Ferguson, Flint, Fuller of Harrison, Gault, Glanville, Gordon, Hardie, Hudnutt, Hollingsworth, Hood, Jackson, Knoll, Lane, Loomis, Lorah, Lowrie, Martin, Maxwell, McCall, McGlothlen, McLennan, McQuinn, Mercer, Meyer, Milburn, Mitchell of Polk, Nelson, Parker, Pendleton, Porter, Price, Rothrock, Rowles, Russell of Jones, Schramm, Shipman, Smeltzer, Speer, Stanton, Stevenson, Stewart, Thompson, Walton, Wasson, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wright and Mr. Speaker—69.

The nays were none.

Absent or not voting, Messrs. Blackford, Clark, Cleaves, Fairall, Frisbie, Fuller of Fayette, Gibson, Guthrie, Holkoake, Kellogg,

Lake, Lakin, Mitchell of Fremont, Moir, Moser, Quinn, Russell of Dallas, Sarver, Van Anda, Walker, Wilson of Pottawattamie, Woodworth and Young.

The Bill passed and the title was agreed to.

The House took up Senate File No. 21: An Act to create the office of Assistant Adjutant General and define his duties.

Mr. Bowdoin moved that the House adhere to its amendment, and that a Committee of Conference be appointed. Carried.

The Committee of Conference appointed consisted of Messrs. Bowdoin, Fairall and Lane.

The House took up House File No. 1: A Bill for an Act to carry into execution the trust conferred upon the State of Iowa by Act of Congress, relative to agricultural lands, &c.

Mr. Castor moved that the House appoint a Committee of Conference. Carried.

The Committee of Conference appointed consisted of Messrs. Eaton, Wilson of Pottawattamie, and Fuller of Fayette.

House File No. 29: A Bill for an Act to legalize the assessment and levy of taxes in Iowa City, Iowa, was returned from the Senate with sundry amendments.

The House concurred in the Senate amendments, and upon the question, "Shall the Bill pass as amended?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Bowdoin, Bracewell, Burton, Calfee, Castor, Chase, Cleaves, Converse, Curtiss, Cutler, Denlinger, Eichorn, Fairall, Flint, Frisbie, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Gordon, Hudnutt, Hollingsworth, Jackson, Lakin, Lane, Loomis, Lorah, Lowrie, Martin, Maxwell, McGlothlen, McLennan, McQuinn, Mercer, Meyer, Milburn, Mitchell of Polk, Moir, Nelson, Parker, Pendleton, Porter, Price, Rothrock, Rowles, Russell of Jones, Sarver, Schramm, Shipman, Smeltzer, Speer, Stevenson, Stewart, Thompson, Walton, Wasson, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright and Mr. Speaker—68.

Mr. Ferguson voted in the negative.

Absent or not voting, Messrs. Blackford, Clark, Dorr, Dunlavy, Eaton, Gibson, Guthrie, Hardie, Holyoke, Hood, Kellogg, Knoll, Lake, McCall, Mitchell of Fremont, Moser, Quinn, Russell of Dallas, Stanton, Van Anda, Walker, Woodworth and Young.

The Bill passed and the title was agreed to.

Senate File No. 27 was read a first and second time, and on motion of Mr. Lowrie, the rule was suspended and the Bill read a third time, and upon the question, "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Bowdoin, Bracewell, Burton, Calfee, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dorr, Eaton, Eichorn, Fairall, Ferguson, Flint, Frisbie, Fuller of Fay-

ette, Fuller of Harrison, Gault, Glanville, Gordon, Hardie, Hudnutt, Hollingsworth, Hood, Jackson, Knoll, Lakin, Lane, Loomis, Lorah, Lowrie, Martin, Maxwell, McCall, McGlothlen, McLennan, Mercer, Milburn, Mitchell of Polk, Moir, Nelson, Parker, Pendleton, Porter, Price, Rothrock, Rowles, Russell of Jones, Sarker, Schramm, Shipman, Smeltzer, Speer, Stevenson, Stewart, Thompson, Walker, Walton, Wasson, Wetherall, White, Whittemore, Wilcox, William of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright and Mr. Speaker—72.

The yeas were none.

Absent or not voting, Messrs. Blackford, Castor, Clark, Chase, Dunlavy, Gibson, Guthrie, Holyoke, Kellogg, Lake, McQuinn, Meyer, Mitchell of Fremont, Moser, Quinn, Russell of Dallas, Stanton, Van Anda, Woodworth and Young.

The Bill passed and the title was agreed to.

By leave, Mr. Wilson, from the Select Committee on House File No. 16, submitted the following report:

The Select Committee to whom was referred House File No. 16: A Bill for an Act to amend Chapter 114, of the Acts of the Ninth General Assembly of the State of Iowa, entitled an Act fixing the times of holding Courts in the Third Judicial District, have had the same under consideration, and instructed me to report the same back and recommend its passage.

WILSON, of Pottawattamie.

By leave, Mr. Pendleton from the Committee on Incorporations, submitted the following report:

The Committee on Incorporations, to whom was referred House File No. 26: A Bill for an Act to legalize the recorded plats of towns, cities and additions thereto, and to allow the same to be amended, have had the same under consideration and have directed me to report it back with the recommendation that it be indefinitely postponed, on the ground that it is inexpedient at this time to consider it.

PENDLETON, from Committee.

House File No. 16: A Bill for an Act to amend Chapter 114, of the Acts of the Ninth General Assembly of the State of Iowa, entitled an Act fixing the times of holding Courts in the Third Judicial District.

On motion of Mr. Wilson, the rule was suspended and the Bill read a third time, and upon the question, "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bowdoin, Bracewell, Burton, Calfee, Castor, Chase, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dorr, Eichorn, Fairall, Ferguson, Flint, Frisbie, Fuller of Harrison, Gault, Glanville, Gordon, Hardie, Hudnutt, Hollingsworth, Hood, Jackson, Knoll, Lakin, Lane, Loomis, Lorah, Lowrie, Martin, Maxwell, McCall, McGlothlen, McLennan, McQuinn,

Mercer, Milburn, Mitchell of Polk, Moir, Nelson, Parker, Pendleton, Porter, Price, Rothrock, Rowles, Russell of Jones, Sarver, Schramm, Shipman, Smeltzer, Speer, Stevenson, Stewart, Thompson, Walker, Walton, Wasson, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wright and Mr. Speaker—72.

The nays were none.

Absent and not voting, Messrs. Bass, Blackford, Clark, Dunlavy, Eaton, Fuller of Fayette, Gibson, Holyoke, Kellogg, Lake, Meyer, Mitchell of Fremont, Moser, Quinn, Russell of Dallas, Stanton, Van Anda, Wilson of Pottawattamie, Woodworth and Young.

The Bill passed and the title was agreed to.

Senate File No. 26: Joint Resolution. The resolution was adopted.

Substitute for Senate File No. 18 was read a first and second time.

The amendment recommended by the Committee on Military Affairs was adopted.

Mr. Shipman moved that the bill be indefinitely postponed. Carried.

By leave, Mr. Hood presented a petition from citizens of Madison County, in relation to the settlement of negroes in this State, which was referred to the Select Committee on that subject.

The following message was received from the Senate, by their Secretary, Mr. Davis:

MR. SPEAKER:—I am directed to inform your Honorable Body that the Senate has passed Senate File No. 37: A Bill for an Act to provide for the appointment of Sanitary Agents, and defining their duties, in which the concurrence of the House is asked; and has appointed Messrs. Woolson, Kent and Gray, Committee of Conference on Senate File No. 21: A Bill creating the office of Assistant Adjutant General.

W. F. DAVIS, Sec'y Senate.

Senate File No. 37: A Bill for an Act to provide for the appointment of Sanitary Agents, and defining their duties, was read a first and second time.

Mr. Hardie moved that the bill be referred to the Committee on Military Affairs. Lost.

On motion of Mr. Lowrie the rule was suspended and the bill read a third time, and upon the question, "Shall the bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Bracewell, Burton, Calfee, Castor, Chase, Converse, Curtiss, Cutler, Denlinger, Dorr, Dunlavy, Eichorn, Ferguson, Frisbie, Fuller of Harrison, Glanville, Gordon, Hardie, Hudnutt, Hollingsworth, Hood, Jackson, Knoll, Lane, Loomis, Lorah, Lowrie, Martin, Maxwell, McCall, McGlothlen, McLennan, McQuinn, Meyer, Milburn, Mitchell of Polk, Moir, Moser, Nelson, Parker, Pendleton, Porter, Price, Rothrock, Rowles, Rus-

sell of Jones, Sarver, Schramm, Shipman, Speer, Stevenson, Stewart, Thompson, Walker, Walton, Wasson, Wetherall, White, Whittemore, Wilcox, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright, and Mr. Speaker—67.

Absent and not voting, Messrs. Blackford, Bowdoin, Clark, Cleaves, Eaton, Fairall, Flint, Fuller of Fayette, Gault, Gibson, Guthrie, Holyoke, Kellogg, Lake, Lakin, Mercer, Mitchell of Fremont, Quinn, Russell of Dallas, Smeltzer, Stanton, Van Anda, Williams of Des Moines, Woodworth and Young.

The bill passed and the title was agreed to.

Senate File No. 8 was read a first and second time.

Mr. Shipman moved that the bill be indefinitely postponed. The motion did not prevail.

Mr. Thompson moved to add the following as a new Section to the bill: "And that the salary of the Governor, from and after the first day of January, 1863, shall be \$1,000 per annum."

Upon this question, Messrs. Fairall and Stewart demanded the yeas and nays, which were as follows:

The yeas were, Messrs. Baker, Bracewell, Denlinger, Dunlavy, Eichorn, Fairall, Ferguson, Flint, Gault, Glanville, Gordon, Hollingsworth, Hood, Jackson, Lorah, Martin, Maxwell, McGlothlen, Milburn, Moser, Price, Speer, Stevenson, Stewart, Thompson, Wasson, Wetherall, Wilcox and Wilson of Pottawattamie—29

The nays were, Messrs. Bass, Bowdoin, Burton, Calfee, Castor, Chase, Cleaves, Converse, Dorr, Eaton, Frisbie, Fuller of Fayette, Fuller of Harrison, Hardie, Hudnutt, Knoll, Lakin, Lane, Loomis, Lowrie, McCall, McLennan, McQuinn, Meyer, Mitchell of Polk, Moir, Nelson, Parker, Pendleton, Porter, Rothrock, Rowles, Russell of Jones, Sarver, Schramm, Shipman, Walker, White, Whittemore, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wright and Mr. Speaker—44.

Absent or not voting, Messrs. Blackford, Clark, Curtiss, Cutler, Gibson, Guthrie, Holyoke, Kellogg, Lake, Mercer, Mitchell of Fremont, Quinn, Russell of Dallas, Smeltzer, Stanton, Van Anda, Walton, Woodworth and Young.

The motion did not prevail.

Mr. Stevenson moved to amend Section 2, as follows: "The salary of the Surveyor-General shall be five hundred dollars." Lost.

Mr. Gordon moved to amend Section 2 as follows: "That the salary of the Secretary of the Agricultural College shall be five hundred dollars per annum." Lost.

On motion of Mr. Russell of Dallas, the rule was suspended and the Bill read a third time, and upon the question, "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Bowdoin, Bracewell, Burton, Calfee, Castor, Chase, Cleaves, Converse, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Frisbie, Fuller of Fayette,

Fuller of Harrison, Gault, Glanville, Gordon, Hardie, Hudnutt, Hollingsworth, Hood Jackson, Knoll, Lakin, Loomis, Lorah, Martin, Maxwell, McCall, McGlothlen, McLennan, Meyer, Milburn, Mitchell of Polk, Moir, Moser, Nelson, Parker, Pendleton, Porter, Price, Rothrock, Rowles, Russell of Jones, Sarver, Schramm, Shipman, Speer, Stevenson, Thompson, Walker, Walton, Wasson, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawatamie, Wright and Mr. Speaker—69.

The nays were, Messrs. Lane and Lowrie—2.

Absent and not voting, Messrs. Blackford, Clark, Curtiss, Cutler, Gibson, Guthrie, Holyoke, Kellogg, Lake, McQuinn, Mercer, Mitchell of Fremont, Quinn, Russell of Dallas, Smeltzer, Stanton, Stewart, Van Anda, Woodworth and Young.

The Bill passed and the title was agreed to.

Mr. Frisbie, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER:—The Joint Committee on Enrolled Bills ask leave to report that they have examined and corrected Senate Files Nos. 28, 34 and 35, and also House Files Nos. 10 and 19, and present them herewith for your signature.

D. G. FRISBIE, Ch'n House Com.

Mr. Bowdoin submitted the following report:

The Committee of Conference on the disagreement of the two Houses, as to the salary of the Assistant Adjutant General, have instructed me to report that the Committee recommend that the Senate concur in the amendment of the House, fixing the compensation of said officer at the rate of one thousand dollars per annum, and that they have returned the Bill to the Senate for that purpose.

BOWDOIN, }
LANE, } Committee.
FAIRALL, }

By leave, Mr. Stevenson offered the following resolution:

Resolved, That the compensation of Janitor and Door-keeper for his services during this session shall be four dollars per day.

Upon the question of the adoption of the resolution Messrs. Denlinger and Lowrie demanded the yeas and nays, which were as follows:

The yeas were, Messrs. Baker, Calfee, Castor, Converse, Hudnutt, Hollingsworth, McCall, McQuinn, Milburn, Mitchell of Polk, Moser, Nelson, Parker, Price, Rothrock, Shipman, Smeltzer, Stevenson, Thompson, Whittemore, Williams of Des Moines, Wilson of Chickasaw, Wright and Mr. Speaker—24.

The nays were, Messrs. Bass, Bowdoin, Bracewell, Cutler, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Ferguson, Flint, Fuller of Fayette, Fuller of Harrison, Glanville, Gordon, Hardie, Hood, Jackson, Knoll, Lakin, Loomis, Lorah, Lowrie, Martin, Maxwell, McGlothlen, McLennan, Moir, Porter, Rowles, Sarver, Speer,

Stewart, Wetherall, White, Wilcox, and Wilson of Pottawattamie—38.

Absent or not voting, Messrs. Blackford, Burton, Clark, Chase, Cleaves, Curtiss, Fairall, Frisbie, Gault, Gibson, Guthrie, Holyoke, Kellogg, Lake, Lane, Mercer, Meyer, Mitchell of Fremont, Pendleton, Quinn, Russell of Dallas, Russell of Jones, Schramm, Stanton, Van Anda, Walker, Walton, Wasson, Williams of Mahaska, Woodworth and Young.

The resolution was lost.

By leave, Mr. Shipman introduced the following resolution:

Resolved by the House, the Senate concurring, That the General Assembly adjourn *sine die* this day at 1 o'clock P. M.

Adopted.

Mr. Lowrie asked leave to introduce a Bill, which was not granted.

Mr. White, from the Committee on Enrolled Bills, submitted the following report:

The Joint Committee on Enrolled Bills have presented to the Governor Senate Files Nos. 11 and 15.

J. H. WHITE, for House Com.

House took up Senate File No. 33, which was read a first and second time.

Mr. White moved to strike out Section 2, and insert the following:

"SEC. 2. This Act shall take effect and be in force from and after the 30th day of April, 1863." Lost.

Mr. Denlinger moved to amend by striking out "Teachers' Fund," and insert "Township District Tax." Adopted.

The following message was received from the Senate, by their Secretary, Mr. Davis:

MR. SPEAKER: I—am directed to inform your Honorable Body that the Senate has passed the following Bills:

Senate File No. 39: A Bill for an Act explanatory of an Act to provide for the protection of the North-western frontier from hostile Indians, in which the concurrence of the House is asked.

That the Senate has refused to concur in the recommendation of the Committee of Conference on Senate File No. 21, to concur in the House amendments, and that a new Committee, consisting of Messrs. McCrary of Lee, Brown and Trumbull, has been appointed by the Senate, in which the concurrence of the House is asked.

W. F. DAVIS, Sec'y of Senate.

The Speaker appointed the same Committee as before upon the disagreement upon Senate File No. 21.

Mr. McCall moved to amend Section 1 by adding thereto the following: "provided, however, that any person owning or harboring a dog in this State, shall be personally liable for all damages committed by the same."

Upon this question Messrs. Wilcox and McCall demanded the yeas and nays, which were as follows :

The yeas were, Messrs. Baker, Bass, Bowdoin, Bracewell, Calfee, Castor, Cleaves, Converse, Cutler, Dorr, Eaton, Frisbie, Fuller of Harrison, Gault, Hudnutt, Hood, Jackson, Lane, Loomis, McCall, McQuinn, Meyer, Mitchell of Polk, Moir, Moser, Nelson, Parker, Pendleton, Porter, Price, Rothrock, Speer, Stevenson, Walton, Wasson, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wright and Mr. Speaker—43.

The nays were, Messrs. Burton, Curtiss, Denlinger, Dunlavy, Eichorn, Ferguson, Flint, Fuller of Fayette, Glanville, Hardie, Hollingsworth, Knoll, Lakin, Lorah, Martin, Maxwell, McGlothlen, McLennan, Milburn, Rowles, Russell of Jones, Sarver, Schramm, Smeltzer, Stewart, Thompson, Wetherall, Wilson of Pottawattamie—28.

Absent or not voting, Messrs. Blackford, Clark, Chase, Fairall, Gibson, Gordon, Guthrie, Holyoke, Kellogg, Lake, Lowrie, Mercer, Mitchell of Fremont, Quinn, Russell of Dallas, Shipman, Stanton, Van Anda, Walker, Woodworth and Young.

The motion prevailed.

Mr. Pendleton introduced a substitute for the Bill, which was adopted.

On motion of Mr. Maxwell, the rule was suspended and the Bill read a third time, and upon the question, " Shall the Bill pass ?" the yeas and nays were as follows :

The yeas were, Messrs. Bass, Bowdoin, Bracewell, Burton, Calfee, Castor, Cleaves, Curtiss, Cutler, Denlinger, Dorr, Dunlavy, Eichorn, Fairall, Ferguson, Flint, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Gordon, Hardie, Hudnutt, Hood, Jackson, Knoll, Lakin, Lorah, Lowrie, Martin, Maxwell, McCall, McGlothlen, McLennan, McQuinn, Meyer, Milburn, Moir, Moser, Pendleton, Price, Rowles, Russell of Jones, Schramm, Shipman, Smeltzer, Speer, Stewart, Thompson, Walton, Wasson, Wetherall, Whittemore, Williams of Des Moines, Williams of Mahaska, Wilson of Pottawattamie, and Wright—57.

The nays were, Messrs. Baker, Converse, Hollingsworth, Lane, Loomis, Mitchell of Polk, Nelson, Parker, Porter, Rothrock, Sarver, Stevenson, White, Wilcox, Wilson of Chickasaw, and Mr. Speaker—16.

Absent or not voting, Messrs. Blackford, Clark, Chase, Eaton, Frisbie, Gibson, Guthrie, Holyoke, Kellogg, Lake, Mercer, Mitchell of Fremont, Quinn, Russell of Dallas, Stanton, Van Anda, Walker, Woodworth and Young.

The Bill passed and the title was agreed to.

The following message was received from the Senate, by their Secretary, Mr. Davis :

MR. SPEAKER:—I am directed to inform your Honorable Body

that the Senate has adopted the report of the Committee of Conference on House File No. 1, recommending the Senate to recede from its amendments, and that the Senate has passed the same, with the following amendment: "Provided, that in selecting the lands mentioned in this Act, only so many acres shall be selected in any county as there may be acres in such county subject to entry at one dollar and twenty-five cents per acre, over and above the number of acres of swamp lands selected in such county, and that no lands selected as swamp lands shall be selected by the Commissioner under this Act." In which the concurrence of the House is asked.

W. F. DAVIS, Sec'y Senate.

The House concurred in the amendment of the Senate to House File No. 1. Upon the passage of the Bill as amended, the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bowdoin, Bracewell, Burton, Calfee, Castor, Chase, Converse, Curtiss, Cutler, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Ferguson, Flint, Frisbie, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Gordon, Hardie, Hudnutt, Hollingsworth, Hood, Jackson, Knoll, Loomis, Lorah, Lowrie, Martin, Maxwell, McCall, McGlothlen, McLennan, McQuinn, Meyer, Milburn, Moir, Nelson, Parker, Pendleton, Porter, Rothrock, Rowles, Russell of Jones, Sarver, Schramm, Shipman, Smeltzer, Speer, Stevenson, Stewart, Thompson, Walton, Wasson, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottamattamie, Wright and Mr. Speaker—65.

The nays were none.

Absent or not voting, Messrs. Bass, Blackford, Clark, Cleaves, Fairall, Gibson, Guthrie, Holyoke, Kellogg, Lake, Lakin, Lane, Mercer, Mitchell of Fremont, Mitchell of Polk, Moser, Price, Quinn, Russell of Dallas, Stanton, Van Anda, Walker, Wetherall, White, Whittemore, Woodworth and Young.

The Bill passed and the title was agreed to.

The motion pending upon the reconsideration of the vote by which House File No. 20 was lost, was carried, and upon the question, "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Dunlavy, Eaton, Eichorn, Fairall, Flint, Gault, Glanville, Hollingsworth, Hood, Jackson, Lowrie, McGlothlen, McQuinn, Meyer, Mitchell of Polk, Moser, Parker, Pendleton, Rothrock, Sarver, Schramm, Shipman, Smeltzer, Stevenson, Thompson, Wasson, Williams of Des Moines, Wilson of Chickasaw, Wilson of Pottawattame, and Mr. Speaker—31.

The nays were, Messrs. Bass, Bowdoin, Bracewell, Burton, Chase, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dorr, Ferguson, Frisbie, Fuller of Fayette, Fuller of Harrison, Gordon, Hardie, Hudnutt, Knoll, Lane, Loomis, Lorah, Martin, McCall, McLennan, Milburn, Moir, Nelson, Porter, Russell of Jones, Speer,

Walton, White, Wilcox, Williams of Mahaska, and Wright—36.
Absent or not voting, Messrs. Blackford, Calfee, Castor, Clark, Gibson, Guthrie, Holyoke, Kellogg, Lake, Lakin, Maxwell, Mercer, Mitchell of Fremont, Price, Quinn, Rowles, Russell of Dallas, Stanton, Stewart, Van Anda, Walker, Wetherall, Whittemore, Woodworth and Young.

The Bill was lost.

Mr. Bowdoin submitted the following reports :

The new Committee of Conference on the disagreement of the two Houses as to the salary of the Assistant Adjutant General, as provided for in Senate File No. 21, have instructed me to report that the Committee recommend that the Senate recede from its action in the premises, and concur in the amendment of the House, and have accordingly returned the Bill to the Senate for that purpose.

E. G. BOWDOIN, Chairman.

The Committee of Ways and Means have instructed me to report the accompanying Bill making appropriations for the payment of the mileage and per diem of the members and officers of the Special Session of the Ninth General Assembly, and for other purposes, and recommend its passage.

E. G. BOWDOIN, Chairman.

By leave, Mr. Bowdoin introduced House File No. 41 : A Bill for an Act making appropriations for the payment of the mileage and per diem of the members and officers of the Special Session of the Ninth General Assembly, and for other purposes ; which was read a first and second time, and on motion of Mr. Fuller of Fayette, the rule was suspended and the Bill read a third time, and upon the question, " Shall the Bill pass ? " the yeas and nays were as follows :

The yeas were, Messrs. Baker, Bass, Bowdoin, Bracewell, Burton, Calfee, Castor, Cleaves, Converse, Curtiss, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Ferguson, Flint, Frisbie, Fuller of Fayette, Fuller of Harrison, Gault, Glanville, Hardie, Hudnutt, Hollingsworth, Hood, Knoll, Lakin, Loomis, Lorah, Lowrie, Martin, Maxwell, McCall, McLennan, McQuinn, Mercer, Meyer, Milburn, Mitchell of Polk, Moir, Moser, Nelson, Parker, Pendleton, Porter, Rothrock, Sarver, Schramm, Shipman, Smeltzer, Speer, Stevenson, Stewart, Thompson, Walton, Wasson, White, Whittemore, Wilcox, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright and Mr. Speaker—66.

In the negative, Mr. Gordon.

Absent or not voting, Messrs. Blackford, Clark, Chase, Fairall, Gibson, Guthrie, Holyoke, Jackson, Kellogg, Lake, Lane, McGlothlen, Mitchell of Fremont, Price, Quinn, Rowles, Russell of Dallas, Russell of Jones, Stanton, Van Anda, Walker, Wetherall, Williams of Des Moines, Woodworth and Young.

The Bill passed and the title was agreed to.

The following message was received from the Senate, by their Secretary, Mr. Davis:

MR. SPEAKER:—I am directed to inform your Honorable Body that the Senate has passed Senate File No. —: A Bill for an Act to provide for taking acknowledgments, oaths and depositions in the forces in the military service of the United States, in which the concurrence of the House is asked.

Also, House File No. 16: An Act to amend Chapter 114, of the Acts of the Ninth General Assembly—fixing the times of holding Courts in the Third Judicial District.

Also, House File No. 35: A Bill providing for the publication and distribution of the Journals of the Senate and House, &c., without amendment.

W. F. DAVIS, Sec'y of Senate.

The House took up Senate File No. 7, which was read a first and second time.

Mr. Martin moved that the Bill be indefinitely postponed. Carried.

Senate File No. 29: A Bill for an Act explanatory of an Act entitled an Act to provide for the protection of the North-Western Frontier from hostile Indians, was read a first and second time.

Mr. Lane moved to amend by adding two new sections. Carried.

On motion of Mr. Chase, the rule was suspended and the Bill read a third time, and upon the question, "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Bowdoin, Burton, Calfee, Castor, Chase, Cleaves, Converse, Curtiss, Denlinger, Dorr, Eaton, Eichorn, Glanville, Gordon, Hudnutt, Hollingsworth, Hood, Lakin, Lane, Loomis, Lowrie, Martin, Maxwell, McCall, McQuinn, Mercer, Meyer, Milburn, Mitchell of Polk, Moir, Moser, Nelson, Parker, Porter, Price, Rowles, Russell of Jones, Schramm, Stevenson, Thompson, Walker, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, and Mr. Speaker—49.

The nays were, Messrs. Bracewell, Cutler, Dunlavy, Fairall, Ferguson, Fuller of Harrison, Gault, Knoll, Lorah, Pendleton, Smeltzer, Speer, Stewart, Walton and Wright—15.

Absent or not voting, Messrs. Blackford, Clark, Flint, Frisbie, Fuller of Fayette, Gibson, Guthrie, Hardie, Holyoke, Jackson, Kellogg, Lake, McGlothlen, McLennan, Mitchell of Fremont, Quinn, Rothrock, Russell of Dallas, Sarver, Shipman, Stanton, Van Anda, Wasson, Wetherall, Wilson of Chickasaw, Wilson of Pottawattamie, Woodworth and Young.

The Bill passed and the title was agreed to.

Mr. Ferguson moved a call of the House. Carried.

Pending the call, Mr. White moved that the further proceedings under the call be dispensed with. Carried.

The following message was received from the Senate, by their Secretary, Mr. Davis:

MR. SPEAKER:—I am directed to inform the House that the Senate has adopted the House substitute for Senate File No. 33, relating to the registry of dogs, &c., with the following amendment: In Section 5, strike out "Daily," after "Des Moines," and insert after "Times," "Iowa Homestead;" in which the concurrence of the House is asked. And that the Senate has receded from its refusal to concur in the House amendment to Senate File No. 21, relating to Assistant Adjutant General's salary, and has passed the bill as amended.

W. F. DAVIS, Sec'y Senate.

The House concurred in the amendment of the Senate, and upon the question, "Shall the bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Bass, Bowdoin, Bracewell, Burton, Calfee, Castor, Chase, Cleaves, Curtiss, Cutler, Denlinger, Dunlavy, Eichorn, Fairall, Ferguson, Flint, Fuller of Harrison, Glanville, Gordon, Hardie, Hudnutt, Hollingsworth, Hood, Jackson, Knoll, Lakin, Lorah, Lowrie, Martin, Maxwell, McCall, McGlothlen, McLennan, McQuinn, Mercer, Meyer, Milburn, Moir, Moser, Pendleton, Price, Rothrock, Rowles, Russell of Dallas, Russell of Jones, Sarver, Schramm, Shipman, Smeltzer, Speer, Stewart, Thompson, Walker, Walton, Wasson, Wetherall, Whittimore, Williams of Des Moines, Williams of Mahaska, Wilson of Pottawattamie, Wright—61.

The nays were, Messrs. Baker, Converse, Dorr, Eaton, Lane, Loomis, Mitchell of Polk, Nelson, Parker, Porter, Stevenson, White, Wilcox and Mr. Speaker—14.

Absent or not voting, Messrs. Blackford, Clark, Frisbie, Fuller of Fayette, Gault, Gibson, Guthrie, Holyoke, Kellogg, Lake, Mitchell of Fremont, Quinn, Stanton, Van Anda, Wilson of Chickasaw, Woodworth and Young.

The bill passed and the title was agreed to.

House took up Senate File No. —: A Bill for an Act to provide for the acknowledgment of instruments by the soldiers in the military service, and for the administration of oaths; which was read a first and second time.

On motion of Mr. Curtiss, the rule was suspended and the bill read a third time, and upon question, "Shall the bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Blackford, Bowdoin, Calfee, Castor, Chase, Converse, Curtiss, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Flint, Frisbie, Fuller of Fayette, Glanville, Gordon, Hudnutt, Hollingsworth, Jackson, Lakin, Lowrie, Martin, Maxwell, McCall, McGlothlen, McQuinn, Mercer, Meyer, Milburn, Mitchell of Polk, Moir, Nelson, Parker, Pendleton, Price, Rothrock, Rowles, Russell of Jones, Stevenson, Thompson, Walker,

Walton, Wasson, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, and Wright—57.

The nays were, Messrs. Hardie, McLennan, Moser, Stewart and Mr. Speaker—5.

Absent or not voting, Messrs. Bracewell, Burton, Clark, Cleaves, Cutler, Fuller of Harrison, Gault, Gibson, Guthrie, Holyoke, Hood, Kellogg, Knoll, Lake, Lane, Loomis, Lorah, Mitchell of Fremont, Porter, Quinn, Russell of Dallas, Sarver, Schramm, Shipman, Smeltzer, Speer, Stanton, Van Anda, Woodworth and Young.

The Bill passed and the title was agreed to.

Mr. Frisbie, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER:—The Joint Committee on Enrolled Bills ask leave to report, that they have examined and find correctly Enrolled Senate Files Nos. 21, 26, 27, 29 and 37; also, House Files Nos. 22, 27, 36 and 40, and present the same herewith for your signature.

D. G. FRISBIE,
Ch'n House Com.

House took up House File No. 26: A Bill for an Act to legalize the recorded plats of towns, cities and additions thereto, and to allow the same to be amended, which was read a second time.

On motion of Mr. Pendleton, the rule was suspended and the bill read a third time, and upon the question, "Shall the bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Bowdoin, Bracewell, Burton, Calfee, Castor, Chase, Curtiss, Denlinger, Dorr, Dunlavy, Eichorn, Fairall, Ferguson, Flint, Glanville, Gordon, Hardie, Hollingsworth, Jackson, Knoll, Lakin, Lorah, Lowrie, Martin, Maxwell, McCall, McLennan, McQuinn, Mitchell of Polk, Moser, Parker, Pendleton, Rothrock, Rowles, Russell of Dallas, Russell of Jones, Schramm, Stevenson, Stewart, Thompson, Walton, Wetherall, White, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, and Mr. Speaker—51.

The nays were none.

Absent or not voting, Messrs. Blackford, Clark, Cleaves, Converse, Cutler, Eaton, Frisbie, Fuller of Fayette, Fuller of Harrison, Gault, Gibson, Guthrie, Hudnutt, Holyoke, Hood, Kellogg, Lake, Lane, Loomis, McGlothlen, Mercer, Meyer, Milburn, Mitchell of Fremont, Moir, Nelson, Porter, Price, Quinn, Sarver, Shipman, Smeltzer, Speer, Stanton, Van Anda, Walker, Wasson, Whittemore, Woodworth, Wright and Young.

The Bill passed and the title was agreed to.

By leave, Mr. Pendleton introduced House File No. 42: A Bill for an Act to legalize a certain tax sale in Pocahontas County, which was read a first and second time.

On motion of Mr. Moir, the rule was suspended and the bill read

a third time, and upon the question, "Shall the bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bowdoin, Burton, Calfee, Castor, Chase, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dorr, Dunlavy, Eaton, Eichorn, Fairall, Ferguson, Frisbie, Fuller of Harrison, Gault, Glanville, Gordon, Hood, Knoll, Lakin, Lane, Loomis, Lorah, Lowrie, Martin, McCall, McGlothlen, McQuinn, Mercer, Milburn, Mitchell of Polk, Moser, Nelson, Parker, Pendleton, Rowles, Russell of Dallas, Russell of Jones, Schramm, Shipman, Stevenson, Stewart, Thompson, Walker, Walton, Wetherall, White, Whittemore, Wilcox, Williams of Des Moines, Wilson of Chickasaw, Wilson of Pottawattamie, Wright and Mr. Speaker—59.

The nays were none.

Absent or not voting, Messrs. Bass, Blackford, Bracewell, Clark, Flint, Fuller of Fayette, Gibson, Guthrie, Hardie, Hudnutt, Hol-yoke, Hollingsworth, Jackson, Kellogg, Lake, Maxwell, McLennan, Meyer, Mitchell of Fremont, Moir, Porter, Price, Quinn, Rothrock, Sarver, Smeltzer, Speer, Stanton, Van Anda, Wasson, Williams of Mahaska, Woodworth and Young.

The bill passed and the title was agreed to.

The following Message was received from the Senate, by their Secretary, Mr. Davis.

MR. SPEAKER:—I am directed to inform the House that the Senate has passed Senate File No. 30: A Bill for an Act to provide compensation for Allotment Commissioners; and that the Senate has concurred in the House amendment to Senate File No. 39, and passed the same as amended.

House File No. 41: A Bill making an appropriation for the payment of the mileage and per diem of the Members and Officers of the Special Session of the Ninth General Assembly.

House File No. 14: A Bill for an Act supplementary to an Act for the incorporation of Cities and Towns.

W. F. DAVIS, Sec'y of the Senate.

On motion, Messrs. Moir, and Fuller of Fayette, were excused for the remainder of the Session.

Senate File No. 30: A Bill for an Act to provide compensation for Allotment Commissioners, was read a first and second time.

Mr. Lane moved to amend Section 2, by striking out the word "ten" and insert "twenty." Carried.

On motion, the rule was suspended and the Bill read a third time, and upon the question, "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Bowdoin, Bracewell, Castor, Chase, Cleaves, Converse, Curtiss, Dorr, Fairall, Frisbie, Fuller of Harrison, Gault, Glanville, Gordon, Hudnutt, Hood, Jackson, Knoll, Lakin, Lane, Loomis, Lorah, Martin, Maxwell, McCall, McQuinn, Mercer, Milburn, Mitchell of Polk, Moser, Nelson, Parker, Pendleton, Russell of Dallas, Russell of Jones, Schramm, Shipman, Ste-

venson, Thompson, Walton, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Ma-haska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright and Mr. Speaker—44.

The nays were none.

Absent or not voting. Messrs. Baker, Bass, Blackford, Burton, Calfee, Clark, Cutler, Denlinger, Dunlavy, Eaton, Eichorn, Ferguson, Flint, Fuller of Fayette, Gibson, Guthrie, Hardie, Holyoke, Hollingsworth, Kellogg, Lake, Lowrie, McGlothlen, McLennan, Meyer, Mitchell of Fremont, Moir, Porter, Price, Quinn, Rothrock, Rowles, Sarver, Smeltzer, Speer, Stanton, Stewart, Van Anda, Walker, Wasson, Wetherall, Woodworth and Young.

The Bill passed and the title was agreed to.

On motion, Messrs. Bass, Cutler and Walker were excused for the remainder of the Session.

Mr. Williams was excused till 3 o'clock P. M.

On motion of Mr. Lowrie the House adjourned.

TWO O'CLOCK, P. M.

House met pursuant to adjournment.

Mr. Hudnutt offered the following resolution:

Resolved by the House of Representatives, the Senate concurring, That the Secretary of State be authorized to have published in the Iowa Homestead, so many of the Laws of the Extra Session as have been directed to be published in the State Register and Des Moines Times.

Mr. Denlinger moved a call of the House. Carried.

Pending the call of the House, on motion, further proceedings under the call were dispensed with.

Upon the question of the adoption of the resolution, Messrs. Ferguson, and Wilson of Pottawattamie, demanded the yeas and nays, which were as follows:

The yeas were, Messrs. Baker, Bowdoin, Burton, Calfee, Castor, Chase, Cleaves, Converse, Curtiss, Cutler, Denlinger, Dorr, Eaton, Fuller of Harrison, Gault, Gordon, Hudnutt, Hood, Knoll, Lakin, McCall, McQuinn, Mercer, Milburn, Mitchell of Polk, Moser, Nelson, Parker, Pendleton, Russell of Dallas, Russell of Jones, Schramm, Shipman, Stevenson, Stewart, Walker, Walton, Wetherall, Whittemore, Wilcox, Williams of Des Moines, Wilson of Chickasaw, Wright and Mr. Speaker—44.

The nays were, Messrs. Dunlavy, Eichorn, Fairall, Ferguson, Frisbie, Loomis, Lorah, Martin and Wilson of Pottawattamie—9.

Absent or not voting, Messrs. Bass, Bracewell, Blackford, Clark, Flint, Fuller of Fayette, Gibson, Glanville, Guthrie, Hardie, Hol-

yoke, Hollingsworth, Jackson, Kellogg, Lake, Lane, Lowrie, Maxwell, McGlothlen, McLennan, Meyer, Mitchell of Fremont, Moir, Porter, Price, Quinn, Rothrock, Rowles, Sarver, Smeltzer, Speer, Stanton, Thompson, Van Anda, Wasson, White, Williams of Mahaska, Woodworth and Young.

The bill passed and the title was agreed to.

By leave, Mr. Pendleton introduced House File No. 42: A Bill for an Act to change the name of Buncombe County to Lyon; which was read a first and second time, and on motion of Mr. McCall, the rule was suspended and the Bill read a third time, and upon the question, "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Baker, Bass, Bowdoin, Bracewell, Burton, Calfee, Castor, Cleaves, Converse, Cutler, Denlinger, Dorr, Eaton, Eichorn, Fairall, Flint, Fuller of Harrison, Gault, Glanville, Gordon, Hardie, Hollingsworth, Hood, Jackson, Knoll, Lowrie, Martin, Maxwell, McCall, McGlothlen, McQuinn, Mercer, Meyer, Milburn, Moir, Moser, Nelson, Parker, Pendleton, Porter, Rothrock, Russell of Dallas, Shipman, Speer, Stevenson, Thompson, Walker, Walton, Wetherall, Whittemore, Williams of Des Moines, Williams of Mahaska, Wilson of Pottawattamie, Wright and Mr. Speaker—55.

The nays were, Messrs. Chase and Loomis—2.

Absent or not voting, Messrs. Blackford, Clark, Curtiss, Dunlavy, Ferguson, Frisbie, Fuller of Fayette, Gibson, Guthrie, Hudnutt, Holyoke, Kellogg, Lake, Lakin, Lane, Lorah, McLennan, Mitchell of Fremont, Mitchell of Polk, Price, Quinn, Rowles, Russell of Jones, Sarver, Schramm, Smeltzer, Stanton, Stewart, Van Anda, Wasson, White, Wilcox, Wilson of Chickasaw, Woodworth and Young.

The Bill passed and the title was agreed to.

Mr. Frisbie, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER:—The Joint Committee on Enrolled Bills ask leave to report that they have examined and corrected Senate Files Nos. 8, 32, 35, 30 and 39; also, House Files Nos. 1, 14, 16, 28, 35, 41 and 42, and present the same herewith for your signature.

D. G. FRISBIE, Ch'n of House Com.

The following Message was received from the Senate, by their Secretary, Mr. Davis:

MR. SPEAKER:—I am directed to inform the House that the Senate refuses to concur in the House amendment to Senate File No. 30.

W. F. DAVIS, Sec'y of Senate.

Mr. Cleaves moved that the House recede from its amendment. Lost.

Mr. Chase moved that Messrs. Bowdoin and Lane be appointed a Committee of Conference on the above Bill. Carried.

The following message was received from the Senate, by their Secretary, Mr. Davis.

MR. SPEAKER:—I am directed to inform the House that the Senate has passed the House Concurrent Resolution, relating to the publication of Laws in the Iowa Homestead.

W. F. DAVIS, Sec'y of Senate.

Mr. Walker was excused for the remainder of the session.

Mr. Rothrock was excused for the remainder of the session.

House took up House File No. 24: A Joint Resolution with reference to Universalist Ministers.

The following message was received from the Senate, by their Secretary, Mr. Davis:

MR. SPEAKER:—I am directed to inform the House that the Senate has passed House File No. 42: An Act to change the name of Buncombe county to that of Lyon.; and that Messrs. Redfield, Potter and Hurley have been appointed a committee of Conference on Senate File No. 30, on the part of the Senate.

W. F. DAVIS, Sec'y of Senate.

The question being upon the adoption of the resolution, the same was adopted.

Mr. Denlinger offered the following resolution:

Resolved, That we tender our cordial thanks to the Hon. Rush Clark for the able, gentlemanly and impartial manner in which he has presided over the deliberations of this House.

The resolution was adopted.

Mr. Lowrie was excused for the remainder of the session.

Mr. Lane submitted the following report:

The Committee of Conference on the disagreement of the two Houses on the amendment of the House to Senate File No. 30: An Act to fix the compensation of Allotment Commissioners, beg leave to report that the Joint Committee have agreed to recommend that both Houses adopt fifteen cents per mile instead of the present amendment, and that the Bill so amended be passed, and for this purpose have sent the Bill to the Senate.

Respectfully submitted.

JAMES T. LANE, }
E. G. BOWDOIN, } House Com.

Mr. Lane moved that the Chief Clerk be directed to request of the Senate the return of Senate File No. 30. Carried.

Mr. Lane moved that the House recede from its amendment to the Bill. Carried.

Mr. Bowdoin moved a call of the House. Carried.

On motion of Mr. Bowdoin the further proceedings under the call were dispensed with; and upon the question "Shall the Bill pass?" the yeas and nays were as follows:

The yeas were, Messrs. Bowdoin, Bracewell, Castor, Chase, Cleaves, Converse, Curtiss, Dorr, Fairall, Frisbie, Fuller of Harrison, Gault, Glanville, Gordon, Hudnutt, Hood, Jackson, Knoll,

Lakin, Lane, Loomis, Lorah, Martin, Maxwell, McCall, McQuinn, Mercer, Milburn, Mitchell of Polk, Moser, Nelson, Parker, Pendleton, Russell of Dallas, Russell of Jones, Schramm, Shipman, Stevenson, Thompson, Walton, White, Whittemore, Wilcox, Williams of Des Moines, Williams of Mahaska, Wilson of Chickasaw, Wilson of Pottawattamie, Wright and Mr. Speaker—49.

The nays were none.

Absent or not voting, Messrs. Baker, Bass, Blackford, Burton, Calfee, Clark, Cutler, Denlinger, Dunlavy, Eaton, Eichorn, Ferguson, Flint, Fuller of Fayette, Gibson, Guthrie, Hardie, Holyoke, Hollingsworth, Kellogg, Lake, Lowrie, McGlothlen, McLennan, Meyer, Mitchell of Fremont, Moir, Porter, Price, Quinn, Rothrock, Rowles, Sarver, Smeltzer, Speer, Stanton, Van Anda, Walker, Wasson, Wetherall, Woodworth and Young.

The Bill passed and the title was agreed to.

Mr. Hudnutt moved that a Committee be appointed to inform the Senate the House is now ready to adjourn *sine die*.

The Chair appointed Messrs. Hudnutt and Glanville as such Committee.

Mr. Frisbie submitted the following report :

The Joint Committee on Enrolled Bills ask leave to report that they have delivered to the Governor for his approval, Senate Files Nos. 8, 21, 26, 27, 28, 30, 32, 34, 35, 37, 39, and also House Files Nos. 1, 10, 11, 14, 16, 22, 27, 28, 29, 35, 36, 40, 41 and 42.

D. G. FRISBIE, Ch'n House Com.

The Committee to inform the Senate reported they had performed the duty assigned them.

Messrs. Kent, Brown and Woodward, a Committee from the Senate, informed the House that the Senate was ready to adjourn *sine die*.

Mr. Frisbie moved that the House do now adjourn *sine die*.

Before announcing the vote, the Speaker said :

GENTLEMEN :—The time has come when we must say, Farewell ! To many of us this parting may be a long one. In the overturning and turmoil of these times our various pathways may henceforth be widely divergent. We part under circumstances profoundly impressive. The darkest sky that we have yet known, still hangs over our devoted country. God only knows where and how the scene will change, and this suspense pass into certainty.

Let us labor and wait longer. It cannot be that this fair heritage of our fathers is to be destroyed. There is "a God of battles" now, as there was in the days of Moses and of Joshua; and it may be that when the national sins of this people have been expiated by sacrifices worthy of us, victory will be given us.

Before we part, if there be anything to forgive, let it be forgiven. Our sessions here have been singularly free from all that is calculated to leave behind grievous memories. We can all, I trust, in after years turn over these Journals with pride and pleasure. As for myself,

I can always recall these scenes with peculiar gratification. I have always had your unwavering indulgence, and to that I owe any usefulness here, and for that I thank you from my heart.

May God go with the members of this House everywhere. Farewell! The House is now adjourned *sine die*!

[Attest:]

CHA'S. ALDRICH,
Chief Clerk of the House of Representatives.

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