

JOURNALS

OF THE

S E N A T E ,

OF THE

CALLLED SESSION OF CONGRESS CONVENEED AT
THE CITY OF HOUSTON, ON THE 25TH
DAY OF SEPTEMBER, 1837;

AND OF THE

REGULAR SESSION, ON THE SIXTH DAY
OF NOVEMBER, 1837.

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HOUSTON:

NATIONAL BANNER OFFICE—NILES & CO., PRINTERS.

1838.

REGULAR SESSION.

MONDAY, November 6, 1837.

The time for the regular annual meeting of Congress having arrived, the Senate met in their Chamber at the City of Houston.

The Senate was called to order by the Hon. Stephen H. Everitt, and went into an election for President pro tem.

Mr. Wilson nominated the Hon. A. C. Horton.

Mr. Wharton nominated the Hon. S. H. Everitt.

A committee consisting of Messrs. Robertson and Burton was appointed to wait upon Mr. Barnett, who was lying sick in a neighboring apartment, to receive his vote.

Mr. Wilson was called to the Chair; and the committee having returned, the votes for President pro tem. of the Senate were given in, and being counted, stood as follows:

Stephen H. Everitt—6 votes.

A. C. Horton—4 votes.

So the Hon. S. H. Everitt was declared duly elected, and took the Chair.

On nomination by Mr. Robertson, the following Officers were chosen without opposition, viz:

Arthur Robertson, Chief Secretary.

Manasseh Sevey, Assistant Secretary.

E. L. Stickney, Enrolling Clerk.

Oscar Farrish, Engrossing Clerk.

N. T. Byers, Sergeant-at-Arms, and

J. G. Wilkinson, Door-Keeper.

Mr. Horton introduced a Resolution instructing the Enrolling Clerk to perform the duties of Reporter, and fixing his compensation at Eight Dollars per diem—adopted.

Mr. Wharton moved that a committee be appointed to wait upon the House, and inform them that the Senate was organized and ready to proceed to business.

The motion was carried, and

Messrs. Wharton and Horton were appointed said committee.

Mr. Ellis introduced a Resolution, instructing the President to appoint the Standing Committees of the Senate to-morrow, which was adopted.

Mr. Horton introduced a Resolution voting the thanks of the Senate to Arthur Robertson, Chief Secretary, for the faithful performance of his duty, which was adopted.

On motion of Mr. Wharton, the thanks of the Senate were voted to all the Officers of the Senate for the faithful performance of their duty.

Mr. Wharton, Chairman of the Special Committee appointed to wait on the House, reported.

Mr. Wharton moved that a Committee be appointed to act in conjunction with one from the House, to wait upon His Excellency the President, and inform him that Congress was organized and ready to proceed to business.

The motion was carried, and

Messrs. Wharton, Dunn and Wilson were appointed said committee.

Mr. Wharton gave notice that, on to-morrow he should move to take up the Finance and Funding Bill.

A committee from the House, consisting of Messrs. Jones, of Brazoria, and Menifee, announced that the House was organized and ready to proceed to business, having elected the following officers:

Joseph Rowe, Speaker

(F. R. Lubbock, Chief Clerk.

Augustus L. McCoy, Assistant Clerk.

(Thomas Green, Engrossing Clerk.

R. D. Johnson, Enrolling and Recording Clerk,

Solomon Johnson, Door-keeper.

George S. Stratton, Sergeant-at-Arms.

General Chambers was invited to take a seat within the bar of the Senate.

A message was received from the House, informing the Senate that the House had appointed Messrs. Gazley, Burleson and Branch a committee to act in con-

junction with that of the Senate, to wait upon the President.

On motion of Mr. Robertson, the Senate adjourned till to-morrow 10 o'clock, A. M.

NOVEMBER 7, 1837.

The Senate met pursuant to adjournment; the Journals were read and approved.

A message was received from the House, through a committee consisting of Messrs. Jones, of Brazoria, and Thompson, informing the Senate that the House was ready to receive the Senate in their Chamber, to hear the message of His Excellency the President; whereupon the Senate proceeded to the Representative Hall, and the Message of his Excellency was read.

On returning to the Senate Chamber, the Standing Committees for the ensuing Session were nominated by the President of the Senate and confirmed.

Mr. Wharton presented the petition of Andrew Moore, proprietor of the steamboat "Columbia," which was read and referred to the Committee on Naval Affairs.

On motion of Mr. Wilson, the Special Committee, appointed during the called session to enquire into the expediency of collecting all papers, documents, &c., relating to public affairs while Texas was under the Mexican Government, was re-appointed.

On motion of Mr. Burton the Special Committee appointed during the called session, to examine the Books of the First Auditor, was re-appointed.

On motion of Mr. Burton, the Claims of Captain Williams were referred to a Special Committee consisting of Messrs. Burton, Dunn and Wilson.

ORDERS OF THE DAY.

The petition, with the accompanying enactments, of the Stockholders of the Texas Rail-Road, Navigation and Banking Company was taken up on its third reading; and,

On motion of Mr. Robertson, it was laid on the table till called up.

Mr. Wharton introduced a Resolution, appointing a

Committee of two to call upon Judge Corzine, or some other District Judge, for his opinion as to the constitutionality of the Charter of the Texas Rail-Road, Navigation and Banking Company; and the Rule being suspended, it was read a second time and laid on the table.

The Senate then went into secret session.

The doors being opened,

On motion of Mr. Wharton, the Senate adjourned till 3 o'clock, P. M.

3 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

Two messages were received from His Excellency the President, and

The Senate went into secret session.

The doors being opened,

Mr. Wharton introduced a Resolution respecting the return of the Officers of the schooner "Independence," and requesting the President to release all Mexican prisoners now in the Republic, if there be any, which was read and adopted.

Mr. Wharton introduced a Resolution respecting the paying of the officers and crew of the schooner "Independence," which was read and laid on the table.

Mr. Wharton requested leave of absence for a few days, which was granted.

On motion of Mr. Wharton, the Senate adjourned till 10 o'clock, A. M., to-morrow.

NOVEMBER, 8, 1837.

The Senate met pursuant to adjournment.

The Journals were read and approved.

The President pro tem. announced the return of His Excellency Mirabeau B. Lamar, Vice-President of the Republic, who appeared and took his seat as President of the Senate; and, having addressed the Senate at some length, concluded with a request to be excused from attending to his duties as President of the Senate, for a few days, which was granted.

Mr. Horton presented the petition of Nelson Jones,

which was read and referred to the Committee on Claims and Accounts.

Mr. Lester introduced a Joint Resolution, appointing a committee to contract with some person to print the Laws passed by the Consultation, the Journals of Congress, &c., and the Rules being suspended, it passed;—and

Messrs, Lester, Burton and Augustin were appointed said committee.

ORDERS OF THE DAY.

The Act fixing the Salary of the Collector of the Port of Sabine, was taken up on its second reading and ordered to be engrossed.

The Resolution respecting the paying of the officers and crew of the schooner "Independence," was taken up on its second reading and referred to the Committee on the Judiciary, with instructions.

The Resolution, appointing a committee to request of Hon. Shelby Corzine, his opinion of the constitutionality of the Charter of the Texas Rail-Road, Navigation and Banking Company was taken up on its second reading, and laid on the table till called up.

The Senate went into secret session.

The doors being opened,

On motion of Mr. Burton, a committee consisting of Messrs. Burton, Ellis and Horton was appointed to wait on His Excellency M. B. Lamar, and request a copy of his address for publication.

On motion of Mr. Robertson, the Senate adjourned till to-morrow 10 o'clock, A. M.

NOVEMBER 9, 1837.

The Senate met pursuant to adjournment.

There being no quorum, on account of the sickness of several members, the Senate,

On motion of Mr. Robertson, adjourned till to-morrow 10 o'clock, A. M.

NOVEMBER 10, 1837.

The Senate met pursuant to adjournment.

His Excellency M. B. Lamar, assumed his duties as President of the Senate, and took the Chair.

Mr. Wilson, Chairman of the Special Committee to which was referred the Resolution to collect all Public Documents, &c., of Texas, while under the Mexican Government, reported by enactments, which were read and laid on the table.

A message was received from the House, asking the concurrence of the Senate in an Act making an Appropriation for purchasing a House and Lot for the President, and repealing a part of the Act locating, temporarily, the Seat of Government, which was read and laid on the table; and also, in an Act to amend an Act disposing of Galveston and other Islands, which was read, and the Rule being suspended, it was ordered to be engrossed for a third reading.

A message was received from the House, asking the concurrence of the Senate in an Act to reduce into one, and to amend the several Acts relating to the establishment of a General Land Office.

Mr. Horton, Chairman of the Committee on Claims and Accounts to which was referred the petition of Nelson Jones, reported by a Resolution, which was read and laid on the table.

The Bill establishing a General Land Office, received from the House, was read, and two hundred copies ordered to be printed.

A message was received from His Excellency the President.

A message was received from the House, asking the concurrence of the Senate in an Act providing for the the appointment of Notaries Public, which was read and laid on the table.

The Senate then went into secret session.

The doors being opened,

Mr. Everitt introduced a Resolution to refer the unfinished business of the first Congress to a committee, which was read and laid on the table.

On motion of Mr. Everitt, the Senate adjourned till 10 o'clock, A. M., to-morrow.

NOVEMBER 11, 1837.

The Senate met pursuant to adjournment.

The Journals were read and approved.

Mr. Robertson presented a petition in behalf of certain persons of the Nashville Colony; read and referred to the Committee on Public Lands.

A message was received from the House, asking the concurrence of the Senate in a Resolution requiring the First Auditor to dispense with the Affidavits of Claimants.

Mr. Everitt, on the part of the Committee on Printing, reported in favor of making the Land Bill the Special Order of the Day for Monday next; and moved a reconsideration of the Order to print two hundred copies of the same, which was carried, and the Report laid on the table.

A Message was received from the House, asking the concurrence of the Senate in an Act prohibiting the further sale of Land Scrip; also, in a Resolution authorizing the Treasurer to issue Change Notes.

Mr. Burton, Chairman of the Special Committee to which were referred the Accounts of Samuel Williams, presented a Report, which was read and laid on the table.

Mr. Wilson, Chairman of the committee to which was referred the petition of Andrew Moore respecting the steamer Columbia, presented a Report, which was read and laid on the table.

The Resolution received from the House, requiring the Auditor to dispense with the Affidavits of Claimants, was read a first time.

The Resolution authorizing the Treasurer to issue Change Notes, was read a first time.

The Act prohibiting the further sale of Land Scrip, was read a first time.

A communication was received from the First Auditor, which was read and referred to the Committee on the Judiciary.

The Act, disposing of Galveston and other Islands, was taken up on its third reading; and the Ayes and Noes being called on its passage, stood as follows:

Ayes—Messrs. Burton, Dunn and Everitt—3.

Noes—Messrs. Augustin, Barnett, Horton, Lester, Raines, Robertson and Wilson—7; and the Bill was lost.

The Act, making an Appropriation to purchase a

House and Lot for the President, was taken up on its second reading, and referred to a Special Committee consisting of Messrs. Everitt, Dunn and Barnett.

The Resolution respecting the unfinished business of the first Congress, was read a second time and laid on the table.

The Act providing for the appointment of Notaries Public, was read a second time and laid on the table.

The Resolution authorizing the Auditor to audit the Accounts of Nelson Jones, was taken up on its second reading, and, the Rule being suspended, it passed.

The Bill authorizing the President to collect all public documents of Texas while under the Mexican Government, was read a second time and ordered to be engrossed.

The Senate went into secret session.

The doors being opened,

Mr. Augustin introduced a Bill for Congress to elect a Board of Medical Censors, and defining their duties, which was read and laid on the table.

On motion of Mr. Wilson, the Senate adjourned till Monday morning 10 o'clock.

MONDAY, November 13, 1837.

The Senate met pursuant to adjournment.

The Journals were read and approved.

Mr. Horton, Chairman of the Committee on Claims and Accounts, to which were referred the Accounts of D. F. Weymouth, presented a Report with a Resolution to allow said claims, which was read and laid on the table.

ORDERS OF THE DAY.

The Act creating a Board of Medical Censors was taken up on its second reading—amended, and ordered to be engrossed.

The Act prohibiting the further sale of Land Scrip was taken up on its second reading—amended, and ordered to be engrossed.

A message was received from the House, requesting the accompanying vouchers of the Resolution respecting Nelson Jones.

The Joint Resolution requiring the Auditors to dispense with the Affidavits of Claimants, was taken up on its second reading, and indefinitely postponed.

The Resolution authorizing the Treasurer to issue Change Notes, was taken up on its second reading and ordered to be engrossed.

The Act providing for the appointment of Notaries Public was taken up on its third reading and passed.

The Act authorizing the President to collect all Public Documents of Texas, while under the Mexican Government, was taken up on its third reading and passed.

The Report of the Special Committee, to which were referred the Claims of Samuel Williams, with the accompanying Resolution, was read and referred to a Special Committee consisting of Messrs. Everitt, Raines and Dunn.

The Report of the Committee on Printing, respecting the printing of the Land Bill, was read a second time—amended, and adopted.

The Act granting certain privileges to the owners of the steamer "Columbia," was read a second time and ordered to be engrossed.

The resolution referring the unfinished business of the first Congress to a Special committee, was adopted, and Messrs. Everitt, Robertson and Lester were appointed said committee.

On motion of Mr. Horton, Mr. Everitt was added to the Committees on the Judiciary and Finance.

On motion of Mr. Everitt, the Senate adjourned till to-morrow 10 o'clock, A. M.

NOVEMBER 14, 1837.

The Senate met pursuant to adjournment.

The Journals were read and approved.

Mr. Horton, Chairman of the Committee on Claims and Accounts, to which was referred the petition of A. Huston, with the accompanying documents,—presented a Report which was read and laid on the table.

A message was received from the House, asking the concurrence of the Senate in an Act to regulate the Rate

of Interest; also, in an Act respecting the Public Archives.

Mr. Everitt, Chairman of the Special Committee to which was referred the Act making an Appropriation to purchase a House and Lot for the President, reported by a substitute; and, the Rules being suspended, the Report was adopted, and the Act passed.

Mr. Everitt, Chairman of the Special Committee to which was referred the Accounts of Samuel Williams, presented a Report, which was read and laid on the table.

ORDERS OF THE DAY.

The Bill to establish a General Land Office, was taken up on its second reading.

A Report was received from the First Auditor, stating the amount of Treasury Drafts that had been issued.

A message was received from the House informing the Senate, that the House had concurred in the substitute for the Act making an Appropriation for the purchase of a House for the President.

Mr. Burton moved to strike out a part of section 5th of the Land Bill; and the motion being put was lost.

On motion of Mr. Wilson, the Senate adjourned till to-morrow 10 o'clock, A. M.

NOVEMBER 15, 1837.

The Senate met pursuant to adjournment.

The Journals were read and approved.

Mr. Burton, Chairman of the Indian Committee, asked leave to return the Report of the Committee on Indian Affairs, which had been re-referred to said committee, and introduced a Bill for establishing a Friendly and Commercial Intercourse with the Frontier Indians, which was read and laid on the table.

A message was received from the House, asking the concurrence of the Senate, in an Act creating the county of Fannin; also, informing the Senate, that the House had concurred in the Resolution requiring the Auditor to Audit the Accounts of Nelson Jones.

The Act creating the county of Fannin, was read and laid on the table.

The Land Bill was taken up in continuation of its second reading.

In section 10th, line 13th, after the word "State," were inserted the words "to the best of his knowledge and belief."

In section 11th, line 24th, after the word "Texas," were inserted the words, "or his successors in Office."

A message was received from the House, asking the concurrence of the Senate in an Act amendatory to the several Acts granting Bounty Lands.

On motion of Mr. Everitt, the Senate adjourned till to-morrow 10 o'clock, A. M.

NOVEMBER 16, 1837.

The Senate met pursuant to adjournment.

The Journals were read and approved.

Mr. Wharton presented a petition of the proprietors of the town of Liverpool, for a Port of Entry at the West end of Galveston Island, which was read and referred to the Committee on Naval Affairs.

An Act amending the several Acts granting Bounty Lands, received yesterday from the House, was read a first time and laid on the table.

Mr. Wharton introduced a Resolution providing for paying the Officers and Crew of the schooner "Independence," which was read a first time and laid on the table.

The Land Bill was taken up in continuation of its second reading.

In section 12th, all from the word "*widows*" in the 25th line, to the word "*prescribed*" in the 27th line was stricken out, and the following inserted: "that Widows and the legal Representatives of Orphans, shall take and subscribe to so much of the aforesaid Oath, as is required for a confirmation of claim;—with the exception of so much as relates to leaving the country, and participating in the war."

A message was received from the House, asking the concurrence of the Senate in an act to incorporate the Houston, Brazos and Colorado Rail Road Company :—

also, in a joint resolution requiring the President to reduce the representation of this Government at the city of Washington.

To section 12th of the Land Bill, the following addition was made: "And be it further enacted, that all orders for surveys of head-rights, procured under the Colonization laws previous to the Declaration of Independence, shall be submitted to the examination of the Land Commissioners, and the holders of the same, whether they be the original claimants, their heirs or assignees, shall be subjected to the same formalities and requisitions, in procuring said head-rights, as pointed out for other individuals in this law. And in all cases where grants have been obtained and perfected under the Colonization law, and the same have been sold, and subsequently forfeited by a removal of the original claimants from the country, the assignee or legatee claiming it by purchase, inheritance or otherwise, shall be required to submit said claim to the Land Commissioners, for rejection or confirmation in the like manner as other claimants under this law."

A message was received from the House, asking the concurrence of the Senate in a joint resolution for the relief of persons who have been prisoners in the hands of the Mexicans.

On motion of Mr. Everitt, Mr. Wharton was added to the Navy Committee.

On motion of Mr. Robertson, the Land Bill was laid on the table, as the special order of the day for Saturday.

The resolution from the House granting relief to all persons, who have been imprisoned by the Mexicans, was read a first time, and the ayes and noes being called on the suspension of the rule for a second reading, stood as follows:

Ayes—Messrs. Barnett, Burton, Dunn, Everitt, Robertson and Wharton—6.

Noes—Messrs. Augustin, Horton, Lester and Raines; 4.

The President of the Senate decided that two-thirds were necessary to suspend the rule.

Mr. Wharton introduced a resolution that two-thirds of the members present might suspend the rules; read a first time, and laid on the table.

On motion of Mr. Wharton, the Senate adjourned till to-morrow 10 o'clock, A. M.

NOVEMBER 17th, 1837.

The Senate met pursuant to adjournment; there not being a quorum present, in consequence of the illness of several members.

The Senate adjourned till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment; no quorum present, in consequence of the continued illness of several members.

The Senate adjourned until to-morrow morning at 10 o'clock.

NOVEMBER 18th, 1837.

The Senate met pursuant to adjournment.

The Journals were read and approved.

Mr. Wilson, Chairman of the Navy Committee, to which was referred the message of the President, with accompanying documents relating to Hon. S. Rhodes Fisher, presented a report which was read, and the Ayes and Noes were called on its adoption.

Mr. Horton requested to be excused from voting, which was refused, and the vote stood as follows:

Ayes—Messrs. Augustin, Burnett, Barton, Raines, Robertson, Wharton, and Wilson—7.

Noes—Messrs. Dunn, Everitt, Ellis, Horton, and Lester—5; and the report was adopted, and laid on the table, as the special order of the day for Wednesday next.

A message was received from His Excellency the President.

A message was received from the House, asking the

concurrence of the Senate in a joint resolution for the relief of Holland, Coffee & Co: in an act to define the boundaries of Shelby County: in an act authorizing Judges of District Courts to hold special terms:—also, informing the Senate, that the House had concurred in a joint resolution to appoint a committee to contract for printing certain documents.

The Senate went into secret session.

The doors being opened, Mr. Lester, Chairman of the Enrolling Committee, reported the following bills:

“An act to incorporate the town of Brazoria.”

“An act providing for the appointment of Notaries Public.”

“An act making an appropriation for purchasing a House for the President;”

And “a joint resolution requiring the Auditor to audit the accounts of Nelson Jones.”

The Land bill was taken up in continuation of its second reading. In section 12th, lines 46th and 47th, the words “*and perfected*” were struck out: in 48th line the words “*sold and subsequently*” were struck out: in line 46th “*when*” was struck out, and “*where*” inserted: in line 49th, after the word country, the words “or from any other cause” were inserted. An amendment was offered granting the right of appeal to the district courts; and the ayes and noes being called, stood as follows:

Ayes—Messrs. Barnett, Burton, Wilson and Wharton—4.

Noes—Messrs. Augustin, Dunn, Everitt, Ellis, Horton, Lester, Raines and Robertson—5.

So the amendment was lost, and the section adopted. Section 13th was adopted.

An amendment was offered to section 14th, to find the clerk of the boards of Land Commissioners in office stationary, &c., and the ayes and noes being called, stood as follows:

Ayes—Messrs. Augustin, Horton and Wharton—3.

Noes—Messrs. Barnett, Burton, Dunn, Everitt, Ellis, Lester, Raines, Robertson and Wilson—9; and the amendment was lost.

A message was received from the House asking the concurrence of the Senate in a joint resolution for the relief of Ellen O'Donovan,—the Land bill being laid on the

table for action on the same, the joint resolution was read, and the rules being suspended, it passed.

The Land bill was again taken up. In section 15th, line 15th, the words "may remain in session as long as they think proper to do so" were struck out, and the words, "and shall remain in session so long as may be necessary for the transaction of the business before the board" were inserted, and the section adopted.

Section 16th was adopted.

To section 17th, the following addition was made:—"Provided that this section shall only embrace the citizens, who were citizens on the day of the Declaration of Independence." Also, was added, "Provided that the administrator of an estate shall procure an order of survey in the county in which letters of administration have been obtained." Another amendment was offered by Mr. Wharton, when on motion of Mr. Wharton, the Senate adjourned till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The Land bill was taken up on Mr. Wharton's amendment to section 17th.

Mr. Ellis moved an adjournment till Monday, and the ayes and noes being called, stood as follows:

Messrs. Everitt, Ellis, Horton, Raines and Wilson—5.

Noes—Messrs. Augustin, Barnett, Burton, Dunn, Lester, Robertson and Wharton—7; and the motion was lost.

The ayes and noes were then called, on the adoption of Mr. Wharton's amendment, and stood as follows:

Ayes—Messrs. Dunn, Horton, Lester, Robertson, Wharton and Wilson—6.

Noes—Messrs. Augustin, Burnett, Burton, Everitt, Ellis and Raines—6.

The votes being equally divided, the President of the Senate voted in the affirmative, and the amendment was adopted, as follows: After the word "equal" in line 11th, "Provided said settler or occupant, had made

his settlement, or occupancy prior to the closing of the Land Office by the Consultation or Provisional Government, in November or December, Eighteen Hundred and Thirty-five; and provided, also, that no settlement, survey, or location, made between the closing of the Land Office by the Consultation, or Provisional Governments, and the passage of this act, shall be in any manner respected or regarded, but if any person can prove by two competent witnesses, that, before the closing of the Land Office, he had in conformity with the then existing laws made a selection of land, that selection shall be respected although his occupancy of said land may have been prevented by the state of warfare in which the country has been involved."

On motion of Mr. Wilson, the Senate adjourned till Monday morning 10 o'clock.

NOVEMBER 20th, 1837.

The Senate met pursuant to adjournment.

The Journals were read and approved.

On motion of Mr. Robertson, the Land bill, which was the order of the day, was laid on the table, and the joint resolution providing for paying those persons who have been prisoners in the hands of the Mexicans, was taken up on its second reading, and laid on the table till called up.

The Land Bill was taken up in continuation of its second reading.

Mr. Wharton moved a re-consideration of the amendment to section 17th, offered by him and adopted on Saturday, and the motion being put was lost.

Sections 18th, 19th and 20th, were adopted.

In section 21st, line 5th, after the word "stream," were inserted the words "if the circumstances of lines previously surveyed under the laws, will permit," and the section was adopted.

Section 22nd was adopted.

A message was received from the President.

In section 23rd, line 6th, after the word "provided," were inserted the words, "that the individual who is

embraced in this section did participate in the struggle, and did not run before the battle of San Jacinto."

A committee from the House was announced, and invited the Senate to attend in the Representative Hall to-morrow 12 o'clock, to hear the President's Message.

Mr. Burton moved to strike out, in section 23rd, the words "or may marry within the next twelve months:" and the yeas and nays being called stood as follows:

Yeas—Messrs. Burton, Everitt, and Wilson—3.

Nays—Messrs. Augustin, Barnett, Dunn, Ellis, Horton, Lester, Raines, Robertson, and Wharton—9: and the motion was lost.

Mr. Wilson moved to strike out the section, and the yeas and nays being called, stood as follows:

Ayes—Messrs. Burton, Everitt and Wilson—3.

Noes—Messrs. Augustin, Barnett, Dunn, Ellis, Horton, Lester, Raines, Robertson and Wharton—9: so the motion was lost, and the section adopted.

On motion of Mr. Ellis, the Land Bill was laid on the table, and the Senate went into secret session.

The doors being opened, the Senate adjourned till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The Land bill was taken up in continuation of its second reading.

Mr. Robertson moved to strike out from the words, "*ab initio*," line 15th, section 24th, to the end of the section; and the yeas and noes being called, stood as follows:

Yeas—Messrs. Augustin, Burton, Lester and Wharton—4.

Nays—Messrs. Barnett, Dunn, Everitt, Horton, Raines, Robertson and Wilson—7: so the motion was lost.

Sections 25th, 26th, and 27th—adopted.

A message was received from the House informing the Senate, that the Commissioners, who were appointed to select a site for the Seat of Government had reported, and the House solicited the appointment of a com-

mitter on the part of the Senate to act in conjunction with one of the House, in said report.

Section 29th was adopted.

Mr. Burton offered an amendment to section 29th.

On motion of Mr. Wilson, the Senate adjourned till to-morrow 10 o'clock, A. M.

NOVEMBER 21st, 1837.

The Senate met pursuant to adjournment.

The Journals were read and approved.

Mr. Horton, Chairman of the Committee on the Judiciary, to which was referred the communication of the first Auditor, reported by bill, which was read, and the rule being suspended, it was read a second time, and referred to a special committee consisting of Messrs. Everitt, Burton and Ellis.

Messrs. Augustin, Baracet, Everitt, Raines, and Dunn, were appointed a committee, to act in conjunction with that of the House, on the report of the Commissioners appointed to select a Seat of Government.

Messrs. Everitt and Wharton were appointed a committee, to inform the House of the Senate's acceptance of their invitation to attend in the Representative Hall, to hear the President's Message.

Mr. Dunn introduced a resolution respecting the Seat of the Senator from Austin, which was read, and laid on the table.

The Land bill was taken up in continuation of its second reading on Mr. Burton's amendments to section 29th.

A message was received from the House, requesting the Senate to appoint a committee to act with one of the House, to wait on the President, and inform him that Congress was ready to receive any communication he might have to make.

The Land Bill was laid on the table till called up.

Messrs. Wharton and Horton were appointed a committee to wait upon the President, and during their absence, the Senate took a recess until 10 minutes before 2 o'clock.

The recess having expired, the Senate adjourned to the Representative Hall, and the President having delivered his Message, the Senate returned to the Senate Chamber, and on motion of Mr. Everitt, adjourned till 3 o'clock, P. M.

3 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

A report of the first Auditor was received, and read. On motion of Mr. Wharton, five hundred copies of the President's message were ordered to be printed, in extra form, and the Printing Committee was instructed to request it to be printed in the Telegraph.

The Land bill was taken up on Mr. Burton's amendment to section 29th, and the ayes and noes being called, on the adoption of the amendment, stood as follows :

Ayes—Messrs. Barnett, Burton, Everitt, Horton, Raines, Robertson and Wharton—7.

Noes—Messrs. Augustin, Dunn, Lester and Wilson—4.

So the amendment was adopted, as follows: After the words "Section 29th," insert the following: "Be it further enacted that every volunteer who arrived in this Republic after the 2nd of March, 1836, and before the 1st of August, 1836; and has received an honorable discharge, and has taken the oath prescribed by the Constitution, shall receive the quantity of land by this act secured to original colonists; *provided*, that the priority of location mentioned in the 38th section of this act shall be adhered to: And further *provided*, that none but the person who served, or his heirs, shall be entitled to the benefit of this provision, and all augmentation shall accrue to the original claimant, and not to the person to whom it may have been transferred." Also, strike out "first of October, 1837" wherever it occurs, and substitute "first of August, 1836"—and the section was adopted.

In section 30th, the ayes and noes were called on inserting the words "whether on sea or land" in second line after the word "Texas," and they stood as follows :

Ayes—Messrs. Barnett, Burton, Everitt, Robertson, and Wharton—5.

Noes—Messrs. Augustin, Dunn, Horton, Lester, Raines and Wilson—6; and the section was adopted. Sections 31st and 32nd were adopted.

In section 33rd "fifteen hundred" was struck out, and "two thousand" inserted, and the section was adopted. Sections 34th, 35th, 36th and 37th were adopted.

Mr. Fowler having been requested to act as chaplain of the Senate, the request was unanimously confirmed.

The Senate went into secret session.

The doors being opened, on motion of Mr. Everitt, the Senate adjourned till to-morrow 10 o'clock, A. M.

NOVEMBER 22nd, 1837.

The Senate met pursuant to adjournment.

The Journals were read and approved.

On motion of Mr. Wharton, the Printing Committee was instructed to inform the printer that the President's Message was not to be inserted in the Telegraph at the expense of Congress.

Mr. Everitt, Chairman of the Committee on unfinished business, reported the petition of J. M. Clifton, with an accompanying resolution, which was read, and laid on the table.

Messrs. Wharton and Everitt, were appointed a committee to wait on the Rev. Mr. Fowler, and inform him of his election as Chaplain of the Senate.

Mr. Lester, Chairman of the Enrolling Committee, reported the following bills, as having been presented to the President viz:—

"An act making an appropriation for purchasing a House for the President."

"A joint resolution for the relief of Ellen O'Donovan,"

"And a joint resolution appointing a special committee on printing."

The report of the Navy Committee, being the special order of the day, the ayes and noes were called on, suspending it, and stood as follows:

Ayes—Messrs. Augustin, Horton, Lester, Raines, Robertson and Wilson—6.

Noes—Messrs. Barnett, Dunn, Everitt, and Wharton—4: so the order of the day was suspended, and the Land Bill was taken up.

A new section was inserted after section 37th, as follows:

Section 38th—“And be it further enacted, that when two or more locations have heretofore been made on, and titles granted for, the same piece of land, or where the boundaries of differently titled surveys conflict with each other, the party who has his title or order of survey of subsequent date, may, on proper showing of all the facts, and the certificate of a legal surveyor to the board of Land Commissioners of the county in which the land lies, have his former title cancelled by said board, and a new order issued for his quantum of land, or so much thereof as may be affected by the conflicting lines or boundaries mentioned in this section.”

Section 39th was adopted.

Mr. Horton offered an additional section, (40.)

Mr. Wharton offered an amendment to the same, and the motion being put was lost.

On motion of Mr. Burton, the Land bill was laid on the table till called up.

On motion of Mr. Wharton, the Senate adjourned till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment.

There not being a quorum present, the Senate adjourned till 10 o'clock, A. M. to-morrow.

On motion of Mr. Everitt, the ayes and noes were called, on re-considering the adjournments, and stood as follows:

Ayes—Messrs. Dunn, Everitt, Robertson and Wharton—4.

Noes—Messrs. Burton, Horton, Lester, and Wilson—4.

The votes being equally divided, the President of the

Senate voted in the negative, and the Senate stood adjourned till to-morrow 10 o'clock, A. M.

NOVEMBER 23rd, 1837.

The Senate met pursuant to adjournment.

The Journals were read, and Mr. Horton moved that that part of the Journals relating to re-considering the vote for adjournment be stricken out, and the motion being put was lost and the Journals approved.

Mr. Everitt presented a petition of G. W. Barnett, in behalf of the heirs of Thomas F. Edwards.

On motion of Mr. Everitt, a committee was appointed to investigate all cases of the kind set forth in said petition.

Messrs. Everitt, Lester, and Robertson, were appointed said committee, and Mr. Barnett's petition was referred to it.

The Senate went into secret session.

The doors being opened, Mr. Everitt moved that the Land Bill be taken up, and the ayes and noes being called, stood as follows :

Ayes—Messrs. Everitt, Ellis, Lester and Raines—4.

Nays—Messrs. Barnett, Burton, Dunn, Horton, Robertson, Wharton and Wilson—7 : and the motion was lost.

On motion of Mr. Wharton, the report of the Navy Committee respecting S. Rhodes Fisher was taken up.

Mr. Horton requested leave of absence for the Hon. Mr. Augustin, and the ayes and noes being called on granting the request, stood as follows :

Ayes—Messrs. Ellis, Horton, Lester and Raines—4.

Noes—Messrs. Barnett, Burton, Dunn, Everitt, Robertson, Wharton, and Wilson—7 : so the request was refused.

The report of the Navy Committee was read, and on motion of Mr. Wharton, the counsel of the President, and of the Secretary, were invited to take seats within the bar.

Mr. Everitt introduced a resolution, declaring the reasons of the President for suspending the Secretary of the

Navy from his duties, unsatisfactory ; which was read a first time, and the rule being suspended, the Senate went into an investigation of the case in a committee of the whole.

Mr. Everitt moved that the Counsel of the President open the case, and the Counsel of the Secretary conclude, to which the Counsel of the President objected, and the ayes and noes being called, stood as follows :

Ayes—Messrs. Everitt and Robertson—2.

Noes—Messrs. Barnett, Burton, Dunn, Ellis, Horton, Lester, Raines, Wharton and Wilson—9: and the motion was lost.

Mr. Gray, one of the Counsel for the President, commenced opening the case by reading the charges and evidence.

A message was received from the House, asking the concurrence of the Senate in an act to establish the county of Fayette: Also, in an act to organize the Militia of the Republic of Texas.

On motion of Mr. Everitt, the Senate adjourned till half past 2 o'clock, P. M.

HALF-PAST 2 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The resolution declaring unsatisfactory the reasons of the President for suspending the Hon. S. Rhodes Fisher was taken up and Mr. Gray resumed reading the charges and evidence.

On motion of Mr. Horton, the Senate adjourned till tomorrow 10 o'clock, A. M.

NOVEMBER, 24th, 1837.

The Senate met pursuant to adjournment.

The Journals were read and approved.

Mr. Wharton presented the petition of George E. Swan, praying for exemption from duties on certain articles—which was read and referred to the Navy Committee.

Mr. Everitt gave notice that he should present the petition of John Woodward.

Mr. Wilson, Chairman of the Navy Committee, to which was referred the petition of the proprietors of the town of Liverpool, praying for a Port of Entry at the west end of Galveston Island, reported by bill—which was read a first time.

The resignation of the Hon. Mr. Augustin was received and read.

Mr. Wharton introduced a resolution to request the President to issue writs of election to fill the vacancy occasioned by the resignation of Hon. Mr. Augustin, which was read, and the rules being suspended, it was adopted.

Mr. Everitt, Chairman of the Committee to which was referred the petition of G. W. Barnett in behalf of the heirs of Thomas F. Edwards, reported by bill, which was read a first time.

The Resolution respecting the suspension of Hon. S. Rhodes Fisher was taken up, and the reading of the charges and evidence was continued.

A message was received from the House, asking the concurrence of the Senate in an act defining the Boundaries of the county of Liberty; also, in an Act fixing the Salary of the Indian Commissioners.

On motion of Mr. Horton, the Senate adjourned till 3 o'clock, P. M.

3 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The investigation of the case of Hon. S. Rhodes Fisher was continued.

A message was received from the House, asking the concurrence of the Senate in an Act for the relief of Manuel Carabajal;—in an Act for the relief of Lucinda Shannon;—in an Act to incorporate the Colorado Navigation Company, and in a Joint Resolution to compensate the Commissioners appointed to select a Seat of Government.

On motion of Mr. Horton, the Senate adjourned till to-morrow 10 o'clock, A. M.

NOVEMBER 25, 1837.

The Senate met pursuant to adjournment.

The Journals were read and approved.

Mr. Wharton introduced a Resolution, instructing the Committee on Public Lands to offer an additional section to the Land Bill, enumerating the navigable streams of the Republic, which was read, and the Rules being suspended, it was adopted.

Mr. Everett introduced a Resolution, fixing the time of the adjournment of the Senate, which was read a first time.

Mr. Burton was appointed to fill the vacancy occasioned by the resignation of Mr. Augustin, in the committee appointed to report on the Report of the Commissioners for selecting a permanent Seat of Government.

Messrs. Robertson and Lester were added to the Committee on Public Lands.

The Resolution respecting the suspension of Hon. S. Rhodes Fisher was taken up, and the investigation of the case continued.

On motion of Mr. Horton, the Senate adjourned till half-past 2 o'clock, P. M.

HALF-PAST 2 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The Resolution respecting the suspension of the Hon. S. Rhodes Fisher was taken up, and the arguments concluded.

Mr. Wilson introduced a Resolution to notify the President, that he can appear in the Senate and offer any suggestions he may think proper, in the case above-mentioned. [Not acted upon.]

On motion of Mr. Horton, the Senate adjourned till Monday morning 10 o'clock.

MONDAY, November 27, 1837.

The Senate met pursuant to adjournment.

The Journals were read and approved.

Mr. Burton presented the petition of Robert Wilson and others, praying for remuneration for property destroyed during the War, which was read and referred to the Committee on Claims and Accounts.

Mr. Wilson presented the petition of Messrs. Chamberlain and Clendenin, which was read and referred to the Committee on Military Affairs.

Mr. Wilson introduced a memorial, with an accompanying resolution, allowing commercial intercourse with the Mexicans under certain restrictions, which was read and referred to a Special Committee consisting of Messrs. Wilson, Dunn and Wharton.

Messrs. Everitt and Horton were appointed to make certain enquiries of the Secretary of the Treasury, respecting the Promissory Notes of the Government.

The Senate went into secret session.

The doors being opened,

On motion of Mr. Everitt, the Senate adjourned till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment.

A message was received from the House, asking the concurrence of the Senate in an Act to create the County of Fort Bend; also, in an Act to define the Boundaries of Red River County;—in an Act to create the County of Robertson, and in a Joint Resolution to adjourn Congress to Washington on the 2nd December.

The Joint Resolution for adjourning was read, and indefinitely postponed.

The Senate went into secret session.

The doors being opened,

On motion of Mr. Everitt, the Senate adjourned till to-morrow 10 o'clock, A. M.

NOVEMBER 28, 1837.

The Senate met pursuant to adjournment.

The Journals were read and approved.

Mr. Dunn presented the petition of Mr. McKinney &

Williams, which was read and referred to the Committee on Claims and Accounts.

A communication from the Secretary of the Treasury respecting the Treasury Notes, was received and referred to a Special Committee consisting of Messrs. Wharton, Horton and Raines.

Mr. Wharton presented the proposition of Alfred Dupong respecting a ship of war, which was referred to the Committee on Naval Affairs.

Mr. _____ was appointed interpreter of Congress.

Mr. Everitt, from the Joint Special Committee to which was referred the Report of the Commissioners appointed to select a Seat of Government, presented a Report with enactments, which was read and laid on the table.

Mr. Everitt introduced an Act to incorporate the Neches River Navigation Company, which was read a first time.

Mr. Horton introduced an Act to incorporate the town of Matagorda, which was read a first time.

Mr. Wharton introduced a Joint Resolution providing for establishing, permanently, the Seat of Government, which was read a first time.

Mr. Burton introduced a Resolution to appoint a committee of two to enquire respecting the adoption of a Code of Laws, which was read a first time.

ORDERS OF THE DAY.

The following Bills from the House were taken up:

"An Act to define the Boundaries of Red River County" was read a first time.

"An Act to create the County of Robertson" was read a first time.

"An Act creating the County of Fort Bend" was read a first time.

"An Act authorizing the Judges of the District Courts to hold Special Terms in certain cases" was read a first time.

"An Act to define the Boundaries of the County of Liberty" was read a first time, and referred to a Special Committee consisting of Messrs. Everitt, Ellis and Burton.

"An Act establishing the County of Fayette" was read a first time.

"A Joint Resolution fixing the Pay of the Indian Commissioners" was read a first time, and the Rules being suspended, it was amended and passed.

"A Joint Resolution fixing the Pay of the Commissioners for locating the Seat of Government" was read a first time.

"A Joint Resolution for the relief of Holland, Coffee & Co." was read, and the Rules being suspended, it was adopted.

Mr. Wharton introduced a Resolution for Congress to adjourn on the 15th of December next, to meet at this City, which was read a first time.

The Senate went into secret session.

The doors being opened,

On motion of Mr. Wharton, the Senate adjourned till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment, and went into secret session.

The doors being opened,

The injunction of secrecy was removed, and permission granted to the Reporter to have the proceedings, in the case of the Hon. S. Rhodes Fisher, published at his expense.

On motion of Mr. Barnett, the Senate adjourned till to-morrow 10 o'clock, A. M.

NOVEMBER 29, 1837.

The Senate met pursuant to adjournment; the Journals were read—amended, and approved.

A message was received from the House, informing the Senate that the amendments of the Senate to the Act, fixing the Pay of the Indian Commissioners, were not concurred in by the House.

Mr. Dunn presented a petition for the relief of George F. Kemper, which was referred to the Committee on Claims and Accounts.

Mr. Horton presented the Accounts of Robert Henry, which were referred to the Committee on Claims and Accounts.

Mr. Burton presented the petition of Captain Durocher, which was referred to a Special Committee consisting of Messrs. Burton and Wharton.

A message was received from the President.

Mr. Wilson presented the petition of John Woodruff, which was referred to the Committee on Claims and Accounts.

Mr. Wilson, Chairman of the Navy Committee to which was referred the proposition of Alfred Dupong, reported favorably; and, the Rules being suspended, the Report was adopted; and Messrs. Wilson and Horton were appointed a committee to wait upon the President with the Report.

Mr. Wilson, Chairman of the Committee on Military Affairs to which was referred the petition of Messrs. Chamberlain and Clendenin, presented a Report, and the Rules being suspended, it was adopted; and Messrs. Burton and Robertson were appointed a committee to wait upon the President with the Report.

Mr. Burton introduced a Resolution to recognize the Private Secretary of the President, and providing for his pay, which was read a first time.

Mr. Horton introduced a Joint Resolution, to admit titles issued by Austin and others, as evidence, which was read a first time; and, the Rules being suspended, it was referred to the Committee on Public Lands.

Mr. Horton introduced a Joint Resolution providing for paying the Commissioners appointed to close the Land Office in 1835; and, the Rules being suspended, it passed.

Mr. Everitt introduced a Resolution forbidding the introduction of New Business after the 3rd December, which was read a first time.

Mr. Wilson, Chairman of the Committee to which was referred the Resolution authorizing Commercial Interchange with the Mexicans, under certain restrictions, reported favorably; and the Report was laid on the table.

Mr. Burton introduced a Resolution for the relief of Holders of Government Liabilities, which was read a first time.

The Senate went into secret session.

The doors being opened,

Messrs. Horton, Everitt and Barnett were added to the Committee on Foreign Relations.

The Resolution fixing the Pay of the Indian Commissioners, returned from the House with objections to the amendments of the Senate, was read, and the amendments receded from.

Mr. Wharton introduced a Resolution, requiring the Secretary of State to furnish the Committee on Foreign Relations with all the correspondence of Messrs. Wharton and Hunt, our Ministers near the Government of the United States, with the Secretary of State of the United States: and the Rules being suspended, it was adopted.

Mr. Horton, Chairman of the Committee on Claims and Accounts to which was referred the petition of Messrs. Wilson and Harris, reported that they considered any action of Congress on said petition inexpedient.

On motion of Mr. Burton, the Land Bill was taken up in continuation of its second reading, on Mr. Wharton's amendment to an additional section offered by Mr. Horton.

Mr. Everitt offered a substitute for the additional section.

The additional section and amendments were withdrawn, and,

On motion of Mr. Raines, the Senate adjourned till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The Land Bill was taken up, and

Mr. Everitt offered an additional section (39) to be inserted after 38, to which Mr. Robertson offered an amendment.

A message was received from the House, asking the concurrence of the Senate in an Act to require District Judges to reside permanently in their proper Districts; also, in a Joint Resolution for the relief of C. C. Dewitt.

The Ayes and Noes being called, on the adoption of Mr. Everitt's additional section, stood as follows:

Ayes—Messrs. Barnett, Dunn, Everitt, Horton, Lester and Robertson—6.

Noes—Messrs. Burton, Raines, Wharton and Wilson—4; and the section was adopted.

On motion of Mr. Robertson, the Senate adjourned till to-morrow 10 o'clock, A. M.

NOVEMBER 30, 1837.

The Senate met pursuant to adjournment.

The Journals were read and approved.

Mr. Everitt, Chairman of the Committee on unfinished business, presented the petition of A. T. Burnly and others, which was read and referred to a Special Committee consisting of Messrs. Everitt, Robertson and Lester.

Mr. Wilson, Chairman of the Navy Committee to which was referred the proposition of Alfred Dupong, reported another, and different translation of the same, which was re-referred to the same committee.

Mr. Horton, Chairman of the Committee on Claims and Accounts to which was referred the petition of John Woodruff, reported by Resolution, which was read, and the Rules being suspended, it was adopted.

Mr. Wilson presented the petition of Marshall Mann, which was read and referred to the Committee on Claims and Accounts.

Mr. Everitt presented the petition of Dugald Brown, which was read and referred to a Special Committee consisting of Messrs. Everitt, Robertson and Lester.

Mr. Burton, from the Committee on Foreign Relations to which was assigned the duty of examining the correspondence of our Ministers with the Secretary of State of the United States, presented a Report, which was read, and the Rules being suspended, it was adopted.

A message was received from the House, asking the concurrence of the Senate in the following Bills, viz:

A Bill to define the Boundaries of the county of Washington.

A Joint Resolution for the relief of John Buchanan.

A Joint Resolution making appropriations for the Ge-

eral Land Office, and to defray the Contingent Expenses of both Houses of Congress.

An Act to define the Boundaries of the County of Mina.

An Act to define the Boundaries of the County of Gonzales.

An Act to define the Boundaries of the County of San Augustine, and,

A Bill granting Lands to those who were in the battle of San Jacinto.

Mr. Everitt introduced a Resolution to allow the Secretary of War an additional Clerk, which was read, and the Rules being suspended, it passed.

Mr. Robertson introduced a Resolution, to appoint a committee of two to enquire of the Secretary of the Treasury respecting the donation of ——— Hill, which was read, and the Rules being suspended, it passed; and

Messrs. Robertson and Wilson were appointed said committee.

Mr. Barnett introduced a Bill to regulate the proceedings of the several Courts in certain cases, which was read a first time.

Mr. Everitt presented the petition of General T. J. Chambers, which was referred to the Committee on Military Affairs.

The Land Bill was taken up in continuation of its second reading, on Mr. Robertson's amendment.

On motion of Mr. Everitt, the Land Bill was suspended, and the Resolution for the relief of Manuel Carbajal was taken up—read and referred, with instructions, to a Special Committee consisting of Messrs. Horton, Robertson and Everitt.

The reading of the Land Bill was resumed.

On motion of Mr. Everitt, section 39, as adopted yesterday, was re-considered, and Mr. Everitt offered a substitute.

Section 39 was stricken out, and the substitute adopted, as follows:

“SECTION 39. *Be it further enacted*, That each County Surveyor shall have the dividing lines of the several counties run, and plainly marked; and his certificate shall be a sufficient voucher to the Auditor to pay him three dollars per every English mile so run and marked;

and that the same constitute a section: *Provided, however,* that whenever such dividing lines are sufficiently identified by natural boundaries, then, and in that case, the Surveyors are not required to run said lines. And that each County Surveyor be required to make out or procure a map of each County, in which plots of all the deeded lands in said County shall be made, so as to make a fair showing of the same; for which he shall receive compensation by special appropriation hereafter to be made for that purpose."

Mr. Robertson offered an additional section, which was adopted, as follows:

"SECTION 40. *And be it further enacted,* That audited claims against the Republic of Texas, in the hands of original holders, of the amount of two hundred dollars and under, shall be receivable in payment of dues on lands."

The Bill allowing the Secretary of War an additional Clerk, was returned from the House with amendments.

On motion of Mr. Everitt, the Land Bill was ordered to be engrossed for a third reading.

On motion of Mr. Everitt, the Senate adjourned till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The Bill from the House, to define the Boundaries of Washington County was read a first time.

The Joint Resolution from the House, making an Appropriation for the General Land Office, and also for defraying the Contingent Expenses of both Houses of Congress was read a first time.

The Resolution respecting the paying of the officers and crew of the schooner "Independence" was read a second time.

Mr. Horton, Chairman of the Committee to which was referred the Resolution for the relief of Manuel Caraballo, reported the Resolution without amendments; and Rules being suspended it was adopted.

The Senate went into secret session.

The doors being opened,

On motion of Mr. Wilson, the Senate adjourned till to-morrow 10 o'clock, A. M.

FRIDAY, DECEMBER 1, 1837.

The Senate met pursuant to adjournment.

Mr. Everitt took the Chair, the President of the Senate being indisposed and unable to attend.

The Journals were read and approved.

Mr. Horton presented the petition of Stuart Perry, which was referred to a Special Committee consisting of Messrs. Lester, Raines and Robertson.

A communication from the Secretary of the Treasury was received and read.

Mr. Lester presented the petition of Henry Trott and C. W. Hoover, which was read and referred to the Committee on Claims and Accounts.

Mr. Burton, Chairman of the Special Committee to which was referred the petition of Charles Durocher, reported by a Joint Resolution, which was read a first time.

A message was received from the House, asking the concurrence of the Senate in the following Bills, viz :

"A Bill to amend the several Laws relating to the recording of Deeds, Mortgages, &c."

"An Act to provide for the punishment of Crimes and Misdemeanors, committed by Slaves and Free Persons of Color."

"An Act defining the Boundaries of the County of Jackson."

"A Joint Resolution for the relief of S. Hatch."

"An Act to authorize an Injunction, and other proceedings to be granted against the Proprietors of the Texas Rail-Road, Navigation and Banking Company."

"An Act making Provision for persons who have been permanently disabled in the service of Texas."

"An Act to authorize the Clerks of the several Courts to appoint Deputies, and requiring them to keep their Offices at the County Seat."

"A Joint Resolution locating, permanently, the Seat of Justice, for the County of Brazoria;" and

"An Act creating the County of Montgomery."

Mr. Wharton presented a Resolution to incorporate

the town of Columbia, which was read a first time.

Mr. Wharton presented certain Documents relating to a Loan made to Commissioners Archer, Wharton and Austin, in New Orleans, which were referred to a Special Committee consisting of Messrs. Horton, Burton and Everitt.

Mr. Everitt, Chairman of the Special Committee to which was referred the petition of A. T. Barnley, reported by a Joint Resolution, which was read a first time.

The Act granting certain privileges to the Proprietors of the Steam Ship "Columbia," was read a third time and passed.

The Joint Resolution allowing the Secretary of War an additional Clerk, which had been returned from the House with amendments, was taken up, and the amendments concurred in.

The Act, from the House, amendatory to the several Acts granting Bounty Lands, was taken up and read; the Rules being suspended, it was read a second and third time and passed.

The Act to incorporate the Neches Navigation Company was taken up on its second reading, and referred to a Special Committee consisting of Messrs. Horton, Burton and Everitt, with instructions to report as soon as possible.

The Act, from the House, to incorporate the Colorado Navigation Company, was read and referred to the same Special Committee, with the same instructions.

The Joint Resolution, passed by the House last spring session for the relief of J. M. Olifon, was taken up on its second reading, and the Rules being suspended, it was concurred in.

The Bill from the House, granting a Bounty of Land to those who were in the battle of San Jacinto, was read a first time.

The Resolution from the House, requiring the President to reduce the representation of this Government at the City of Washington, was read and referred to the Committee on Foreign Relations.

The Resolution appointing a committee of two to enquire respecting the Seat of Senator from Austin, was taken up on its second reading and adopted.

Messrs. Wharton and Horton were appointed said committee.

The Bill for the relief of the heirs of Thos. F. Edwards was taken up on its second reading, and the Rules being suspended, it passed.

On motion of Mr. Everitt, the Orders of the Day were suspended, in order to read an account of a revolution which had broken out in New Mexico, the documents relating to which were read and referred to the Committee on Foreign Relations.

The Joint Resolution to reduce our Representation at the City of Washington was, by leave of the Senate, reported without amendments, and being read a second time,

On motion of Mr. Horton, was indefinitely postponed.

On motion of Mr. Wharton, Mr. Lester was added to the committee to enquire respecting the Seat of Senator from Austin.

The Bill for the relief of John Woodruff was returned from the House with amendments.

The Joint Resolution from the House, making an appropriation for the General Land Office, and for the contingent expenses of both Houses of Congress, was taken up on its second reading, and amended by striking out all after the word "and" in the fifteenth line, and inserting the following: "and all individuals holding claims coming within the purview of this Bill, shall present their accounts to the Committee on Contingent Expenses;" and the Resolution was concurred in.

The joint resolution to elect a joint committee of three, to take into consideration all the proposals for locating a permanent Seat of Government, was read a second time, and amended, by substituting "five" for "three;" and the rules being suspended, it passed.

The joint resolution for the pay of the Officers and Crew of the schooner "Independence," and other persons therein named, was taken up on its third reading, and referred to a special committee consisting of Messrs. Barnett and Wilson.

The joint resolution for the adjournment of Congress, was taken up on its second reading.

On motion of Mr. Robertson, the "first day of April

was stricken out and the "first day of March" inserted.

On motion of Mr. Wharton, the words "unless two-thirds of the Senate refuse to adjourn on that day" were added, and the bill was ordered to be engrossed for a third reading.

On motion of Mr. Robertson, the Senate adjourned till 3 o'clock, P. M.

2 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

Mr. Burton moved that a Clerk be appointed to assist during the illness of the Chief Clerk, and Mr. J. W. Eldridge being nominated, and no opposition made, he was elected assistant Secretary, pro tem.

A communication was received from the Secretary of the Treasury, requesting that a committee be appointed to act in concert with a committee from the House of Representatives, to wait upon him and learn the particulars concerning a draft which had been made a donation to this Government: and on motion of Mr. Burton, a committee of three was appointed—viz: Messrs. Robertson, Burton and Wilson,—and a message was sent to the House informing them of the same, and requesting the appointment of a committee to act in concert.

Mr. Burton offered a resolution to authorize the President to purchase a bell for the use of Congress, which was read a first time.

An act to organize the Militia was read a first time.

An act to define the boundaries of the County of Shelby was read a first time.

A joint resolution, to compensate the Commissioners employed to select a permanent site for the Seat of Government, was taken up on its second reading, and, the rules being suspended, was adopted.

An act to prevent the further sale of land scrip was taken up on its third reading and passed.

An act to cause district Judges to reside permanently in their own districts, &c. was read a first time, and the rule being suspended, it passed to a second reading.

Mr. Robertson offered an amendment—viz : To insert "Ten thousand dollars" instead of "One thousand dollars," which was lost, and the bill was laid on the table till to-morrow morning.

An act to regulate the appointment and conduct of district clerks, was taken up on its second reading, and laid on the table till to-morrow.

A bill to amend the laws concerning the recording of deeds, was read a first time, and on motion of Mr. Barnett, it was referred to a select committee—viz : Messrs. Barnett, Raines and Burton.

A bill entitled an act to incorporate the Houston, Brazos and Colorado Rail Road Company, was read a first time.

A bill to regulate the proceedings of the several courts, in special cases, was taken up on its second reading, and was ordered to be engrossed for a third reading.

A bill to authorize Judges of District Courts to hold special terms, in certain cases, was taken up on its second reading, and, on motion of Mr. Wharton, it was referred to the Judiciary Committee : and Mr. Robertson was added to that committee.

An act specifying and providing for the trial and punishment of crimes committed by slaves and free persons of color, was read a first time.

A joint resolution to authorize the Secretary of the Treasury to issue change notes was taken up on its third reading, and passed unanimously.

The report of the Select Committee on the petition of Samuel Williams, was taken up on its second reading, and was ordered to be engrossed for a third reading.

An act for the relief of those persons holding Government responsibilities was brought up, and laid on the table.

The report of the committee concerning the opening of trade with the Mexicans was taken up on its second reading, and was ordered to be engrossed for a third reading.

A message was received from the House, announcing that they had concurred in a resolution to appoint a joint special committee to report upon the communication of the Secretary of the Treasury.

On motion of Mr. Wharton, the Senate went into secret session.

The doors being opened, on motion of Mr. Wilson, the Senate adjourned till to-morrow morning at 10 o'clock.

DECEMBER 2nd, 1837.

The Senate met pursuant to adjournment.

On motion of Mr. Everitt, the reading of the Journals and other business was suspended, and the Land Bill was taken up on its third reading.

On motion of Mr. Wharton, an additional section was added to the bill; and

On motion of Mr. Robertson, an additional section was added.

A committee was received from the House, reporting resolutions concerning the decease of Erasmus Smith.

On motion of Mr. Everitt, the Land Bill was read a first time by its caption, and passed.

The Journals having been read and adopted;

Mr. Wharton presented a petition from the Officers of the Army and Navy, which was referred to a special committee—viz: Messrs. Everitt, Wharton and Horton.

Mr. Horton offered the petition of M. ———, which was referred to the Judiciary Committee.

Mr. Wharton, from the Special Committee, to enquire into the case of the Senator from Austin, reported by resolution.

Mr. Everitt offered a substitute, and the rules being suspended, the substitute was adopted.

Mr. Horton, from the Committee on Claims and Accounts, reported their rejection of the claims of Robert Henry:

Mr. Horton, from the same committee, asked leave to return the petition of Byers and Mercer to the petitioners, which was granted.

Mr. Horton, from same committee, reported concerning the claims of Trott and Hoover, that they would soon introduce a resolution embracing all similar claims.

Mr. Horton, from the Committee to examine the claims of George Collinsworth, reported by resolution in favor of the claimant.

On motion of Mr. Wilson, the rules were suspended, and the resolution adopted.

Mr. Everitt moved that the order of the day be taken up, and the ayes and noes being called for, stood as follows:

Ayes—Mr. Everitt: 1.

Noes—Messrs. Barnett, Burton, Dunn, Horton, Lester, Raines, Robertson, Wharton and Wilson—9; so the motion was lost.

Mr. Horton, from the Committee on Claims and Accounts, reported concerning the claim of Marshall Mann, that his claim came under the notice of the Committee on Contingent Expenses; and,

On motion of Mr. Barnett, it was referred to that Committee.

Mr. Horton, from same Committee, concerning the claims of M'Kinney & Williams, reported by an act for the relief of the petitioners, which was read a first time.

Mr. Horton from the Judiciary Committee, concerning the act authorizing District Judges to hold special terms, returned the original act, without amendment: read a first time.

Mr. Barnett, from the Committee concerning the Officers and Crew of the "Independence," reported by joint resolution: read a first time.

Mr. Barnett, from the Committee concerning the bill regulating the recording of deeds, returned the original bill without amendment: read a first time.

Mr. Wilson, from the Committee concerning the petition of G. A. Swan, returned the same without report, as the Constitution provides for such cases.

Mr. Burton offered a resolution that the Senate will not act upon any new business unless two-thirds of the members consent.

Mr. Wharton offered resolutions expressing regret at the death of Erasmus Smith, and providing for the erection of a suitable monument, &c.

On motion of Mr. Burton, the rules were suspended, and the resolution adopted.

Messrs. Wharton, Barnett and Raines, were appointed to wait upon the House, and communicate the resolutions of the Senate and their concurrence in the resolutions of House: and,

On motion of Mr. Barnett, the Senate adjourned till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment.

On motion of Mr. Everitt, the militia bill was taken up on its second reading.

On motion of Mr. Wharton, it was referred to the Military Committee.

A joint resolution, requiring the Auditor to audit the Account of D. F. Weymouth, was taken up on its second reading.

On motion of Mr. Horton, "Twenty-eight hundred and thirty-nine Dollars and nineteen cents" were stricken out, and "Five thousand, six hundred and seventy-eight Dollars and thirty-eight cents" inserted; and a provision was added,—that he be required to give satisfactory bond to the Auditor that the claim should not again come before the Government.

On motion of Mr. Horton, the rules were suspended, and the resolution was adopted.

An act to create a board of Medical Censors was taken up on its third reading, and on motion of Mr. Horton, it was adopted.

An act concerning the public archives was taken up and read a second time.

A message was received from the House informing the Senate that the resolution to erect a suitable monument to Deaf Smith had been concurred in, and that a committee had been appointed to carry the resolution into effect.

On motion of Mr. Burton, the words "on his order" were inserted after Commissioners of the Land Office, in the bill concerning the public archives; and

On motion of Mr. Horton, the rule was suspended, and the bill passed.

An act regulating the rates of interest was taken up on its second reading; and,

On motion of Mr. Burton, it was indefinitely postponed.

An act creating the county of Fannin, was taken up on its second reading; and,

On motion of Mr. Burton, was referred to a special committee—viz: Messrs. Burton, Horton and Raines.

An act concerning crimes and punishment of slaves and free persons of color was taken up on its second reading.

Mr. Wilson moved to strike out the words "free white" in first section—lost.

On motion of Mr. Everitt, the rule was suspended, and the bill passed.

An act to define the boundaries of the county of Shelby was taken up on its second reading; and

On motion of Mr. Everitt, was adopted.

An act to establish a friendly intercourse with the Indians was taken up on its second reading; and,

On motion of Mr. Wharton, was referred to a select committee—viz: Messrs. Everitt, Dunn and Wilson.

On motion of Mr. Wharton, the present business was laid on the table; and

On motion of Mr. Wharton, the Judiciary were instructed to draw up a bill affixing a punishment to the counterfeiting of the Treasury notes.

On motion of Mr. Wharton, the Senate adjourned till Monday morning 10 o'clock.

MONDAY, DECEMBER 4th, 1837.

The Senate met pursuant to adjournment.

There being no quorum present, on motion of Mr. Raines, the Senate adjourned till 3 o'clock, P. M.

On motion the vote was re-considered, there being a quorum.

The reading of the Journals was deferred.

Mr. Burton presented the petition of E. P. Crosby, which was read a first time, and referred to the Committee on Claims and Accounts.

The Special Committee, which was instructed to report a bill for the punishment of forgery of Treasury Notes, reported that they considered the laws already enacted sufficient for the purpose, and the committee was discharged.

Mr. Horton, Chairman of the Committee on Judiciary, to which was referred the petition of Marcus A. Beau-

mendi, reported by resolution, which was read and the rules being suspended, was read a second time.

Mr. Burton moved to amend the resolution by adding the words, "provided that the passage of this resolution shall not operate on, or cause a confirmation of his titles;" which motion was carried.

Mr. Horton, from the Select Committee, to which was referred the act from the House to incorporate the Colorado Navigation Company, reported the same without amendments, and was read a second time, and the rules being suspended, it passed.

Mr. Horton from the same Committee, to which was referred the act incorporating the Neches Navigation Company, reported the same without amendment, and the rules being suspended, it passed.

A message was received from the House, returning the Land Bill for the action of the Senate on the amendments.

A message was received from the House, announcing the passage of a resolution by the House, inviting the Senate to meet the Representatives in their Hall on the sixth instant, to elect Chief Justices.

Mr. Barnett, Chairman of the Committee to which was referred the Joint Resolution respecting titles issued in Austin's Colony, presented a report, which was read a first time.

Mr. Everitt, from the Special Committee, to which was referred the communication of the Auditor, concerning the accounts of G. W. Poe, reported by resolution, which was read a first time.

Mr. Everitt, from the Committee to which was referred the petition of Dugald Brown, reported by resolution, which was read a first time.

Mr. Everitt from the Committee to which was referred the memorials of the Officers of the Army and Navy, reported an act for their relief, which was read, and the rules being suspended, it was read a second time.

Mr. Lester from the Special Committee to which was referred the petition of Stuart Perry, reported that the petition be laid on the table till the first of May next.— read a first time.

Mr. Wharton introduced a resolution, appointing a joint committee to wait on the President, and respectfully

remonstrate with him on the great delay in nominating a Commissioner to run the boundary line ; and also, an agent to superintend the building of a Navy, which was withdrawn, and a substitute requesting the House to appoint a Committee to act in conjunction with one of the Senate, to wait on His Excellency, and urge the appointment of a Commissioner to run the boundary line, was read ; and, the rules being suspended, it was adopted.

Mr. Everitt introduced a resolution to sustain the Treasury Notes, which was read, and the rules being suspended, it was adopted.

Mr. Wharton introduced a resolution for providing medicines, &c. for the Hospital, which was read and referred to the Committee on Military Affairs.

Mr. Robertson introduced an act to incorporate the Brazos Navigation Company, and the Trinity Navigation Company—which was read, and the rule being suspended, it passed.

Mr. Everitt introduced an act to define the boundaries of Jasper county, which was read, and the rule being suspended, it was read a second time and referred to a Special Committee consisting of Messrs. Everitt, Burton and Robertson.

The act to define the boundaries of the county of San Augustine was referred to the same committee.

On motion of Mr. Wharton, the Senate adjourned till 3 o'clock, P. M.

3 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The Journals of yesterday were read and approved.

The report of the Judiciary Committee, received from the House, respecting the right of the President to appoint Chief Justices, was read and referred to the Judiciary Committee.

Mr. Wharton moved a re-consideration of the bills incorporating the Colorado, Neches, and other Navigation Companies—and the motion being put, was lost.

A message was received from the House asking the

concurrence of the Senate in an act to raise a revenue by impost duties,—also, informing the Senate, that the House had concurred in the resolution appointing a committee to wait on the President.

The Land Bill, as received from the House, was taken up. The amendment to section twelfth, which had been disagreed to by the House, was adhered to by the Senate, by the votes as follows :

Ayes—Messrs. Barnett, Dunn, Horton, Lester, Robertson, Wharton and Wilson—7.

Noes—Messrs. Burton, Everitt and Raines—3.

The second addition to the same section was disagreed to by the House, and adhered to by the Senate.

The first and second amendments to section 17th, were disagreed to by the House, and the action of the Senate on the same was deferred till to-morrow. The amendment to section 23d was adhered to.

A motion being made to adjourn, the ayes and noes were called, and stood as follows :

Ayes—Messrs. Horton, Raines and Robertson—3.

Noes—Messrs. Barnett, Burton, Everitt, Lester, Wharton and Wilson—6 : and the motion was lost.

The first amendment to section 29th was amended by the House, and the amendment concurred in by the Senate.

The second amendment to the same section was *receded* from by the Senate.

The amendments to section 40 were adhered to.

Messrs. Lester, Wharton and Horton were elected a committee of conference to act with one of the House on the Land Bill.

On motion of Mr. Wharton, the Senate adjourned till to-morrow at 10 o'clock, A. M.

DECEMBER 6th, 1837.

The Senate met pursuant to adjournment.

The Journals were read, amended and approved.

A message was received from the House announcing the appointment of a committee of conference on the Land Bill.

Mr. Everitt, Chairman of the Special Committee, to

which was referred the bill establishing a friendly intercourse with the Indians, reported the bill without amendments.

Mr. Everitt, Chairman of the Special Committee, to which were referred the bills describing the boundaries of the counties of Liberty, San Augustine and Jasper, reported that they could not agree, and asked for a special committee for said purpose, and Messrs. Lester and Horton were appointed.

Mr. Burton, Chairman of the Special Committee to which was referred the Act defining the Boundaries of the county of Fannin, reported the Act with amendments, which was read and laid on the table.

Mr. Burton, Chairman of the Military Committee to which was referred the Bill providing for Hospital Stores, reported the same without amendments.

A message was received from the President.

Mr. Everitt introduced a Resolution authorizing the Auditors and Comptroller to draw their pay monthly, which was read, and the rule being suspended, it passed.

Mr. Barnett presented, by leave, the petition of the inhabitants of Washington County, which was read a first time.

Mr. Wharton introduced an Act, supplementary to an Act incorporating the Neches and Colorado Navigation Companies, which was read, and the Rules being suspended, it passed.

A message was received from the House, asking the concurrence of the Senate in a Joint Resolution for the relief of A. R. Bodman; and also in a Joint Resolution authorizing the Auditor to audit the Accounts of Thomas G. M'Gee.

Mr. Burton, Chairman of the Military Committee to which was referred the Militia Bill, reported the same without amendments.

The Senate went into secret session.

The doors being opened,

Mr. Wharton introduced an Act prohibiting the issuing of printed Promissory Notes of individuals, which was read, and the Rules being suspended, passed.

Mr. Horton introduced a Resolution to allow compensation to the Attorney General, or District Attorney, for certain duties, which was read a first time.

The Resolution for adjourning Congress on the 15th instant was taken up on its third reading.

On motion of Mr. Wharton, the Senate adjourned till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The Orders of the Day being suspended, the Resolution authorizing the President to employ a Private Secretary was taken up on its second reading, and the Rule being suspended, it passed.

A message was received from the House, asking the concurrence of the Senate in an Act to incorporate certain Towns therein named.

An Act to provide for taking the Census of the Republic.

An Act to incorporate the city of Houston and other Towns therein named; and,

An Act to provide for taking testimony by interrogatories.

The Resolution from the House, to audit the Accounts of A. R. Bodman was read and referred to the committee on Claims and Accounts.

The Act from the House, to raise a Revenue by Impost duties, was read a first time and referred to a Special Committee consisting of Messrs. Wharton, Horton, Everitt and Burton.

The Joint Resolution from the House, requiring the Auditor to audit the Accounts of Thomas G. McGee, was read a first time.

The Joint Resolution to select a Joint Committee to determine upon a permanent Seat of Government, which had been returned from the House with amendments, was read, and the amendments concurred in.

The Act from the House, providing for taking the Census was read a first time.

The Act from the House, providing for taking Testimony by interrogatories, was read a first time.

The Act from the House, incorporating certain Towns therein named, was read a first time.

The Act from the House, incorporating the City of

Houston and other Towns therein named, was read a first time.

The Act supplementary to an Act incorporating the Colorado Navigation Company, which had been returned from the House with amendments, was read and the amendments concurred in.

The Act authorizing Extra Sessions of the District Court in Brazoria county was called up on its second reading, amended, and the Rules being suspended, it passed.

The Act received from the House, to incorporate the City of San Antonio and other Towns, was read, and the Rules being suspended, it was read a second and third time and passed.

The Act to create the county of Fannin was called up on its second reading, and laid on the table till called up.

A message was received from the House, returning the Resolution for the relief of J. M. Clifton, with amendments; also, asking the concurrence of the Senate in a Bill incorporating the Brazoria Insurance Company; and,

An Act to incorporate the Towns of Richmond, San Felipe and Lagrange.

On motion of Mr. Wilson, the Senate adjourned till to-morrow 10 o'clock, A. M.

DECEMBER 6, 1837.

The Senate met pursuant to adjournment.

The Journals were read, amended and approved.

Mr. Everitt presented the petition of General T. J. Chambers, which was read a first time, and referred to a Special Committee consisting of Messrs. Everitt, Barnett and Lester.

Mr. Horton, Chairman of the committee on Claims and Accounts to which was referred the petition of Edmun P. Crosby, reported by Bill, and the Rules being suspended, it was read a second and third time and passed.

Mr. Wharton introduced an act amending the Judiciary Laws of the Republic, which was read a first time.

Mr. Dunn offered a Resolution to furnish the Presi-

dent and Heads of Departments with copies of all Resolutions and Acts which may be printed for the use of either House, which was read a first time.

The Act from the House, to incorporate the Towns of Richmond, San Felipe de Austin and Lagrange was read a first time.

The Bill for the relief of the Officers and Crew of the schooner "Independence" was taken up on its third reading, and passed.

The Bill for the relief of John M. Clifton, which was sent back from the House with amendments, was taken up, and the amendments concurred in.

The Bill, entitled an Act supplementary to an Act incorporating the Texas Rail-Road, Navigation and Banking Company, was called up on its second reading.

A message was received from the House, asking the concurrence of the Senate in an Act incorporating the Texas Steam-Mill Company; and also informing the Senate, that the House had concurred in the Bill prohibiting the issuing of individual printed or lithographic Promissory Notes.

A committee of the House waited on the Senate, and requested to know if the Senate was ready to go into an election for Chief Justices, in conjunction with the House.

Mr. Everitt offered a Resolution to appoint a committee to inform the House, that it was the opinion of the Senate that Congress had no legal authority to elect said Justices, and asking a Committee of Conference to report on the subject, which was read, and the Rules being suspended, it was adopted; and Messrs. Everitt and Wharton were appointed said committee, which waited upon the House for the purposes above stated, and reported.

A message was received from the House, announcing that the Bill creating a Board of Medical Censors had been concurred in by the House, with amendments.

On motion of Mr. Wharton, the following amendments and additions were made to the Act, amending the Act incorporating the Texas Rail-Road, Navigation and Banking Company:

In section 7th, from the word "Texas" in line 4th, to the word "who" in line 7th was stricken out, and the

following inserted:—"and the remainder to be elected by the Stockholders, who shall be allowed to vote by proxy: *Provided*, that none but citizens shall be Directors." In section 8th, line 3rd, "ten" was struck out and "twenty-five" inserted.

The following addition was made to section 9th: "and the Government shall be allowed twelve months to accept or reject the provision of this section." In section 10th, line 3rd, "forty" was struck out, and "twenty-five" inserted. To section 11th, the following addition was made: "and in no cases shall they be allowed to charge more than ten per cent. interest per annum."

A new section was inserted after section 15th, as follows: "Section 16th. *And be it further enacted*, That each Stockholder shall, at the time of taking his Stock, give a mortgage on unincumbered real estate to the President of the Republic and his successors in office, for double the amount of his Stock; and until this section is complied with, the Bank shall not go into operation:—*Provided further*, if the Petitioners, or Stockholders do not comply with the requisitions of this Charter, so as to cause the Bank to go into operation within two years after the passage of this Act, the Charter shall be null and void."

On motion of Mr. Wilson, the Senate adjourned till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The Order of the Day was suspended, and the Bill for the relief of John Buchanan, was taken up, read a second time and referred to the Committee on Claims and Accounts.

The Resolution to adjourn on the 15th December was taken up on its third reading, and passed.

A message was received from the House, informing the Senate that the House had concurred in the Resolution to appoint a Committee of Conference on the subject of the election of Chief Justices.

The Act amendatory to an Act incorporating the Texas Rail-Road, Navigation and Banking Company was taken up in continuation of its second reading.

"Section 16th" was altered to "Section 17th."

A message was received from the House, asking the concurrence of the Senate in an Act authorizing persons to dispose of property by will.

A motion being made to adjourn, the Ayes and Noes were called, and stood as follows:

Ayes—Messrs. Burton, Everitt, Horton, Robertson and Wharton—5.

Noes—Messrs. Barnett, Dunn, Lester, Raines and Wilson—5: the votes being equally divided, the President voted in the affirmative, and the Senate stood adjourned till to-morrow 10 o'clock, A. M.

DECEMBER 7, 1837.

The Senate met pursuant to adjournment; the Journals were read, amended, and approved.

Mr. Burton presented the petition of John Murray, and the memorials of Herman & Co., which were read and referred to the Committee on Naval Affairs.

Mr. Robertson presented the petition of George W. Poe, late Paymaster-General, which was referred to the Committee on Claims and Accounts.

A message was received from the House informing the Senate, that the House had concurred in the amendments to the Land Bill as reported by the Joint Committee of Conference.

Mr. Horton presented the petition of N. T. Byers, which was read and referred to the Committee on Claims and Accounts.

Mr. Horton, Chairman of the Committee on Claims and Accounts, reported the following Bills and Petitions:

A Bill for the relief of John Buchanan with amendments: Report adopted and Bill passed.

A Joint Resolution for the relief of A. R. Bodman: to lie on the table until vouchers should be produced:—adopted.

A Resolution for the relief of John F. Kemper, which was read a first time.

A Bill for the relief of John Garratt:—adopted; and the Rules being suspended, the Bill passed.

Mr. Wharton introduced a Resolution requiring the

Auditor to settle the Accounts of Wm. H Brennan, Purser of the Officers and Crew of the schooner "Independence," which was read, and the Rules being suspended, it passed.

Mr. Lester, Chairman of the committee to which was referred the Bill to define the Boundaries of the County of Jasper, reported by substitute, which was read, and the Rules being suspended, it passed.

Mr. Horton, Chairman of the Joint Special Committee on the Land Bill, reported the Bill as amended by the committee, and the Report was received and the Bill passed.

The Act to sustain the currency of the country was returned from the House, with amendments, which were concurred in by the Senate.

A Bill regulating Postage was received from the House, and read a first time.

The Resolution prohibiting the introduction of New Business was taken up, amended and passed.

The Bill for the relief of John Buchanan was returned from the House with the amendment of the Senate disagreed to.

On motion of Mr. Dunn, the Senate adjourned till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The Bill for the relief of John Buchanan, which had been returned from the House with the amendment disagreed to, was read, and the amendment receded from.

The Bill creating the County of Montgomery was taken up on its second reading and amended: and the Rule being suspended, it was read a third time and passed.

A message was received from the House, returning the Bill to define the Boundaries of the County of Jasper, with amendments.

On motion of Mr. Wharton, a committee was appointed to wait upon the House and request them to adjourn at half-past four o'clock, out of respect to the memory of Colonel Milam; and Messrs. Wharton and Barnett were

appointed, who waited upon the House, and having returned, reported that the House acceded to the request, when,

On motion of Mr. Wilson, the Senate adjourned till to-morrow 10 o'clock, A. M.

DECEMBER 8, 1837.

The Senate met pursuant to adjournment.

The Journals were read, amended and approved.

Mr. Robertson presented the petition of George W. Bonnell, which was read and referred to the Committee on Claims and Accounts.

Mr. Burton, Chairman of the Committee to which was referred the Report of the committee appointed to examine the Books of the First Auditor, reported by Bill, which was read a first time.

The Resolution for the relief of John Woodruff, which had been returned from the House with amendments, was read, and the amendments concurred in.

The Bill from the House, to incorporate the Brazos Insurance Company, was read and referred to a Special Committee consisting of Messrs. Barnett, Wharton and Horton.

Mr. Burton, Chairman of the Special Committee to which was referred the Act to raise a Revenue by Impost Duties, reported the same without amendment.

The Act to pay the Officers and Soldiers of the Army and Navy, in the Treasury Notes of the Government, was taken up on its second reading.

In section ———— "One hundred thousand" was struck out, and it was referred to a Special Committee consisting of Messrs. Horton, Wharton and Robertson.

A message was received from the House, returning the Act for the relief of E. P. Crosby with amendments.

The Act creating the County of Montgomery, with amendments, and

The Act authorizing Extra Sessions of the District Court in the County of Brazoria, with amendments.

The Bill creating the County of Montgomery, which had been returned from the House with amendments, was taken up, and the amendments concurred in.

The Bill for the relief of Dugald Brown was taken up on its second reading, and the Rules being suspended, it passed.

The Bill creating the County of Fayette was called up on its second reading. The 6th section was struck out, and the following inserted: "Section 6th. *Be it further enacted*, That the County of Fayette be entitled to one Representative, and be attached to the Senatorial District of Mina and Gonzales," and the Rules being suspended, the Bill passed.

The Bill creating the County of Fort Fend was taken up on its second reading, amended and referred to a Special Committee consisting of Messrs. Dunn, Wharton and Wilson.

On motion of Mr. Robertson, the Senate adjourned till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The Bill from the House, providing for disposing of property by Will was read a first time.

The Bill to raise a Revenue by Impost Duties was taken up on its second reading.

In section 1st, "*green and*" in line 8th was struck out, and "dried peaches" inserted after the word "*apples*" in the same line. In section 11th, "boots, shoes" were struck out. In line 15th, after the word "castings," were inserted "Hats, machinery of all kinds, lime and lumber, books and stationary." Mr. Wharton moved that all after the enacting clause be struck out and a substitute inserted, laying an *ad valorem* tax of 15 per cent. on every thing imported, except machinery and emigrants' family stores.

On motion of Mr. Wharton, the Bill was referred to a Special Committee consisting of Messrs. Wharton, Barnett and Everitt.

On motion of Mr. Everitt, the petition of Stuart Perry was referred to a Special Committee consisting of Messrs. Everitt, Horton and Lester.

On motion of Mr. Wilson, the Senate adjourned till to-morrow 10 o'clock, A. M.

DECEMBER 9, 1837.

The Senate met pursuant to adjournment.

The Journals were read and approved.

Mr. Horton, Chairman of the Committee on Claims and Accounts to which was referred the petition of George W. Bonnell, reported by Resolution, which was read, and the Rules being suspended, it passed.

The Bill from the House, to incorporate the Texas Steam-Mill Company was read a first time.

The Bill for defining the Boundaries of Jasper County, returned from the House with amendments, was read and referred to a Joint Special Committee.

Mr. Wharton presented the petition of Abel A. Chapman, which was referred to the Committee on Claims and Accounts.

The Bill to define the Boundaries of the County of Washington was taken up on its second reading, amended and passed.

Mr. Dunn, from the committee to which was referred the Bill creating the County of Fort Bend, reported the same without amendments; and the Report was adopted and the Bill passed.

Mr. Lester, Chairman of the Special Committee, appointed to report on the bill defining the boundaries of the county of Liberty, reported the same without amendment, and the report was adopted.

A message was received from the House, inviting the Senate to meet them to go into an election for Chief Justice.

Messrs. Wharton and Everitt, were appointed a committee to wait on the House and inform them, that when the report of the committee on the subject of the election of Chief Justices, was presented, they would be ready to act.

A message was received from the House, announcing the adoption of the report of the joint committee on the election of Chief Justices, which was read in the Senate, and lost: and Messrs. Everitt and Dunn were appointed a committee to inform the House of the same.

A message was received from the House, announcing the passage of the act to create the county of Fort Bend, with amendments; also, a bill for the relief of Stilman S. Curtiss.

Mr. Wharton, from the Select Committee, to which was referred the bill providing for the pay of the Officers and Soldiers of the Army and Navy, reported a substitute, which was laid on the table till 3 o'clock.

The bill to define the boundaries of the county of Liberty was called up, amended and passed.

The bill creating the county of Fannin, was taken up on its third reading and passed.

Mr. Everitt, from the Special Committee, to which was referred the bill defining the boundaries of the county of Jasper, reported by substitute, which was read and passed.

The bill creating the county of Robertson, was taken up on its second reading, and the rule being suspended, it passed.

The bill from the House to define the boundaries of the county of Jackson was taken up, read a first time, and laid on the table.

Mr. Wilson offered a resolution to strike out that part of the bill which related to the boundary line between the counties of Jackson and Victoria, and that the matter be referred back to the people, which was read, and the rule being suspended, it passed. The bill was called up, the part referred to in the resolution struck out, and the act passed.

The bill from the House defining the boundaries of the county of Gonzales was called up, read, and the rules being suspended, it passed.

On motion of Mr. Wilson, the vote on the bill defining the boundaries of the County of Fort Bend, was reconsidered, and the bill referred to a Special Committee, consisting of Messrs. Wilson, Everitt and Lester.

The act from the House defining the boundaries of the county of Mina was read a first time, and the rules being suspended, it was read a second time—and,

On motion of Mr. Robertson, "Williams" was struck out, and "Robertson's" inserted. The bill was then read a third time, and passed.

The bill to define the boundaries of Red River county, and to organize the same, was taken up on its second reading, "Clarksville" was struck out, and "La Grange" inserted; when,

On motion of Mr. Burton, the bill was referred to the

same Special Committee to which the bill for defining the boundaries of the county of Fort Bend was referred.

The bill authorizing extra-sessions of the District Court in Brazoria county, which had been returned from the House with amendments, was taken up, and the amendments concurred in.

On motion of Mr. Wilson, the Senate adjourned till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment.

Mr. Wharton, Chairman of the Special Committee, to which was referred the bill providing for the pay of the Officers and Soldiers of the Army and Navy, reported by a substitute, which was adopted and passed.

The bill for the relief of J. F. Kemper was read a second time, and the rules being suspended, it passed.

The resolution in favor of James A. Sylvester was read a second time, and the rules being suspended, the ayes and noes were called on its adoption, and stood as follows:

Ayes—Messrs. Barnett, Burton, Everitt, Lester, Rains, Robertson and Wharton—7.

Noes—Messrs. Wilson, Horton and Dunn—3: so the resolution was adopted.

A message was received from the House, asking the concurrence of the Senate in an act to clear out the rivers Attoyac, Angelina and Neches; also, in an act providing for the publication of the laws and journals of the Congress of the Republic.

The bill providing for clearing out the Angelina, Attoyac and Neches rivers was read, and the rules being suspended, it was read a second and third time, and passed.

The bill from the House for the relief of Stilman S. Curtiss, was read a first time.

The bill granting extra land to those who were in the battle of San Jacinto was read a second time, amended and passed.

The bill from the House providing for the publication

of the laws and journals of Congress was read a first time.

Mr. Horton offered a resolution, allowing each maritime town an Auctioneer, which was read a first time.

The bill for the relief of A. T. Burnley was taken up on its second reading, and the rules being suspended, it was read a third time and passed.

Mr. Horton offered a resolution, authorizing the payment of the expenses incurred in taking Santa Anna to Washington City, which was read a first time.

Mr. Robertson offered a resolution, giving bounty to those who were on their way to join the army under General Houston before the battle of San Jacinto, which was read a first time.

Mr. Burton offered a resolution to repeal the tariff laws, which was read a first time.

Mr. Horton, Chairman of the Committee on Claims and Accounts to which had been referred the petition of Robert Triplett, and others, reported.

The act amendatory to the act incorporating the Texas Rail Road, Navigation and Banking Company, was taken up in continuation of its second reading. The words of the caption "Texas Rail Road, Navigation, and Banking Company" were struck out, and "National Bank of the Republic of Texas" substituted.

In section fourth, "one eighth" was struck out and "one half" inserted.

In section seventh, "two" was struck out, and "eight" inserted. The following addition was made to section first: "And all other privileges not contained in this act, which have been extended to the Texas Rail Road, Navigation and Banking Company be, and the same are hereby repealed."

On motion of Mr. Wharton, one thousand copies of the Land Bill were ordered to be printed, and the Committee on Printing was instructed to request the insertion of it in the Telegraph.

The act amendatory to the act incorporating the Texas Rail Road, Navigation and Banking Company was again taken up and read a third time, and the ayes and noes being called on its passage, stood as follows:

Ayes—Messrs. Burton, Everitt, Horton, Robertson, Wharton and Wilson—6.

Noes—Messrs. Barnett, Dunn, Lester, and Raines—4; and the bill passed.

On motion of Mr. Burton, five hundred copies were ordered to be printed for the use of Congress.

The resolution respecting County Surveyors was read a third time and passed.

The resolution from the House for the relief of A. Legrand was read a first time.

The resolution from the House for the relief of H. C. Hudson was read a first time.

The resolution from the House for the relief of F. W. Thornton was read a first time.

The bill from the House, entitled an act to incorporate the Houston, Brazos and Colorado Rail Road Company, was taken up on its second reading.

A message was received from the House, announcing the concurrence of the House to the amendments of the Senate to the bill creating the county of Fannin.

A motion being made to adjourn till seven o'clock, P. M., the ayes and noes were called and stood as follows:

Ayes—Messrs. Horton and Wilson—2.

Noes—Messrs. Barnett, Burton, Dunn, Everitt, Lester, Raines, Robertson and Wharton—8.

On motion of Mr. Robertson, the Senate adjourned till Monday morning 10 o'clock.

MONDAY, DECEMBER 11th, 1837.

The Senate met pursuant to adjournment.

The Journals were read and approved.

Mr. Burton, by leave of the Senate, presented the memorial of John A. Wharton, which was read and referred to the Committee on Claims and Accounts.

Mr. Barnett, from the Committee to which was referred the Tariff Bill, reported the same as received from the House.

Mr. Wilson, Chairman of the Special Committee, to which was referred the bill creating the county of Fort Bend, reported the same with amendments, which were adopted, and the bill passed.

Mr. Wharton, by leave of the Senate, introduced a resolution authorizing the President to purchase the marine

Steamer "Pulaski" for the Republic, which was read, and the rules being suspended, it passed.

Mr. Everitt, by leave of the Senate, introduced an act to disband the Army, which was read, and the rules being suspended, the ayes and noes were called on its adoption, and stood as follows :

Ayes—Messrs. Barnett, Dunn, Everitt, Horton, Wilson and Raines—6.

Noes—Messrs. Burton, Lester, Robertson and Wharton—4 : so the act was passed.

The Militia Bill was taken up on its second reading, and laid on the table.

The resolution to repeal the Tariff Laws now in force was taken up on its second reading, and the ayes and noes being called on its indefinite postponement stood as follows :

Ayes—Messrs. Barnett, Dunn, Everitt, Horton, Lester, Wharton and Wilson—7.

Noes—Messrs. Burton, Raines and Robertson—3 :— and the bill was indefinitely postponed.

A message was received from the House informing the Senate that the House had concurred in the act to pay the Officers and Soldiers of the Army and Navy, with amendments ; also, that they had passed a substitute for the resolution passed by the Senate respecting the county of Jackson ; and had passed a resolution for the relief of John Forbes.

The bill for raising a revenue by impost duties was taken up and referred, with instructions, to a special committee, consisting of Messrs. Everitt, Horton and Barnett.

The resolution from the House for the relief of John Forbes was read a first time.

The bill for paying the Officers and Soldiers of the Army and Navy was taken up, and the amendments of the House concurred in.

The resolution for purchasing the Steamer "Pulaski" was returned from the House with an amendment, which was concurred in.

The substitute received from the House, for the resolution passed by the Senate, respecting the county of Jackson, was read and adopted.

The resolution from the House, for locating perma-

nently the Seat of Justice of Brazoria county, was read, and the rules being suspended, it passed.

The report of the Committee on Claims and Accounts on Wilson and Ham's petition, was read and referred to a special committee with instructions—and Messrs. Everitt, Barnett and Dunn were appointed said committee.

The resolution for the relief of Charles Durocher was read a second time, and the rules being suspended, it passed.

The resolution from the House for the relief of Sylvanus Hatch was read, and the rules being suspended, it passed.

The act requiring District Judges to reside permanently in their districts was read a third time and passed.

The act incorporating the town of Matagorda was read a second time, and the rules being suspended, it passed.

The act from the House making provisions for those who have been permanently disabled in the service of Texas, was read a first time, and the rules being suspended, it was read a second time, amended and passed.

A message was received from the President.

Mr. Horton, Chairman of the Committee on Claims and Accounts, to which was referred the petition of A. A. Chapman, by leave of the Senate, reported a resolution for his relief, the report was adopted, and the resolution passed.

The memorial of James Collinsworth was read and referred, with instructions, to a special committee consisting of Messrs. Everitt, Burton and Raines.

On motion of Mr. Wilson, the Senate adjourned till 3 o'clock, P. M.

3 O'CLOCK, P. M.

The Senate met pursuant to adjournment, and went into secret session.

The doors being opened,

On motion of Mr. Wilson, the Senate adjourned till to-morrow 10 o'clock, A. M.

TUESDAY, DECEMBER 12th, 1837.

The Senate met pursuant to adjournment.

Mr. Everitt in the Chair, on account of the illness of the President.

Mr. Wilson, Chairman of the Special Committee, to which was referred the bill defining the boundaries of the county of Red River, reported the bill with an amendment; and the report was adopted and the bill passed.

Mr. Wilson, Chairman of the Special Committee, to which was referred the bill to define the boundaries of the county of San Augustine, reported a substitute, and the rules being suspended, it passed.

A message was received from the House, returning the act to incorporate the town of Matagorda, with amendments.

The bill to pay the Officers and Crew of the Schooner "Independence," with amendments.

The bill to define the boundaries of the county of Jasper, with amendments. Also, a substitute for the act granting certain privileges to the Steam Ship "Columbia;" and that the House had concurred in the resolution for the relief of George W. Bonnell: in a resolution for the relief of James A. Sylvester: and in a resolution for the relief of Charles Durocher: That they had amended the amendments of the Senate to the bill granting extra lands to those who were in the battle of San Jacinto; and that the House disagreed to the amendments of the Senate to the bills defining the boundaries of the counties of Mina and Liberty; and asking the concurrence of the Senate in an act to levy a tax on Bank Stock, and in a resolution for the relief of Anson Jones.

Mr. Everitt, Chairman of the Special Committee, to which was referred the petition of Stuart Perry, reported favorably: the report was adopted.

The report of the Secretary of the Treasury was read from the House of Representatives.

Mr. Everitt, Chairman of the Special Committee, to which was referred the memorial of General T. J. Chambers, reported to lay the same on the table, till next session of Congress, and the report was adopted.

Mr. Everitt, Chairman of the Special Committee, to which was referred the revenue bill, reported by a substitute; and the ayes and noes being called on its passage, stood as follows:

Ayes—Messrs. Barnett, Burton, Everitt, Ellis, Horton, Lester, Raines, Robertson and Wharton—9.

Noes—Messrs. Dunn and Wilson—2: so the bill passed.

A message was received from the House, asking the concurrence of the Senate in a resolution for the relief of Maria Antonio de la Garza, and in an act requiring the Commissioner-General of the Land Office to grant certified copies of Land titles.

Mr. Wilson, by leave of the Senate, introduced an act allowing a Justice of the Peace and Constable to the Island of Galveston: read, rules suspended and passed.

Mr. Lester, by leave, introduced an act supplementary to an act to raise a public revenue by direct taxation, passed June 12th, 1837, which was read, and the rules being suspended, it passed.

Mr. Lester introduced, by leave, an Act supplementary to an Act to pay the Officers and Soldiers of the Army and Navy, which was read, and the Rules being suspended, it passed.

A message was received from the House, asking the concurrence of the Senate in an Act to define the Boundaries of Brazoria County.

Mr. Wharton, by leave, introduced a Resolution providing for supplying the Republic with Ammunition:—read a first time.

Mr. Wharton introduced a Resolution, authorizing the President to keep up two companies of Videttes on the Frontier: read a first time.

Mr. Wharton introduced a Resolution, appointing a Committee to investigate the Claims of Willis A. Farris: read a first time.

The Bill defining the Boundaries of Jasper County, returned from the House with amendments, was taken up, and the amendments concurred in.

The Resolution from the House, for the relief of Maria Antonio de la Garza, was read a first time.

The Act from the House, requiring the Commissioner-General to issue certified copies of Land titles, was read a first time.

The Act from the House, laying a tax on Bank Stock was read, and indefinitely postponed.

The Resolution from the House, for the relief of Anson Jones was read, and the Rules being suspended, it passed.

A message was received from the House informing the Senate, that the House had concurred in the Resolution for the relief of Colonel D. F. Weymouth, with amendments.

The Act defining the Boundaries of the County of Mina, which had been returned from the House with amendments of the Senate disagreed to, was taken up, and Messrs. Robertson and Lester appointed a committee of Conference on the same.

The Resolution for the relief of Colonel D. F. Weymouth, returned from the House with amendments, was taken up, and concurrence in the same refused.

The Act to define the Boundaries of the County of Liberty, returned from the House with amendments, was taken up, and Messrs. Everitt and Wilson were appointed a Committee of Conference on the same.

The Act granting Lands to those who were in the battle of San Jacinto, which had been returned from the House with the amendments of the Senate amended, was taken up, and the amendments concurred in.

The Act to incorporate the town of Matagorda was read, amended and concurred in.

The Resolution to pay the Officers and Crew of the schooner "Independence," returned from the House with amendments, was laid on the table.

The substitute for the Act granting privileges to the steam-ship "Columbia," sent from the House, was read and concurred in.

The Resolution for the relief of those who were on their way to join the army at San Jacinto, was indefinitely postponed.

The Resolution reported by the Special Committee, authorizing the President to issue Land Scrip to the Stock-holders of the Loan negotiated by Messrs. Wharton, Austin and Archer, was taken up on its first reading, and the Rules being suspended, it was put upon its second reading.

On motion of Mr. Wharton, the Senate adjourned till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The Resolution authorizing the President to issue Land Scrip to the Stock-holders of the Loan negotiated by Messrs. Wharton, Austin and Archer, was taken up in continuation of its second reading, and the Ayes and Noes being called on its postponement till May 1st, stood as follows :

Ayes—Messrs. Barnett, Burton, Dunn, Everitt, Lester, Raines and Robertson—7.

Noes—Messrs. Horton, Wharton and Wilson—3:—postponed.

The Resolution for the relief of Alexander Legrand was read a second time, and referred to the Committee on Claims and Accounts.

The Resolution for the relief of H. C. Hudson was read a second time, and referred to the Committee on Claims and Accounts.

The Resolution for the relief of F. W. Thornton was read a second time, and referred to the Committee on Claims and Accounts.

The Resolution for the relief of Lucinda Shannon was read a second time, and referred to the Committee on Claims and Accounts.

The Resolution incorporating the town of Columbia was read a second time, and the Rules being suspended, it passed.

The Resolution providing for establishing, permanently, the seat of Government was read a second time, and the Rules being suspended, it passed.

The act authorizing County Clerks to appoint deputies, and requiring them to reside at the County Seat, was read a second time, and the rules being suspended, it passed.

The resolution to purchase a Bell, was indefinitely postponed.

The resolution for the relief of C. C. Dewitt was read and referred to the Committee on Claims and Accounts.

The act from the House authorizing an injunction against the Texas Rail Road, Navigation and Banking Company, was indefinitely postponed.

The resolution authorizing two-thirds of the Senate to suspend the rule was read and adopted.

The act to open a Port of Entry at the west end of Galveston Island, was read a second time and ordered to be engrossed.

The resolution making an appropriation for the Hospital was indefinitely postponed.

The resolution instructing the Auditor to respect the accounts of George W. Poe, was read a second time and passed.

The resolution for the government of the Auditor in certain cases, was read a second time, amended and passed.

The resolution for the relief of Stilman S. Curtiss was read a second time and referred to the Committee on Claims and Accounts.

On motion of Mr. Wharton, the Committee on Claims and Accounts was authorized to employ a Clerk.

The resolution authorizing the President to pay the expenses of taking Santa Anna to Washington City, was indefinitely postponed.

The resolution to allow Auctioneers to maritime towns was read a second time, and the rules being suspended, it passed.

The resolution for the relief of Colonel John Forbes was referred to the Committee on Claims and Accounts.

The resolution to send copies of bills, resolutions, &c. to the Heads of Departments was read a second time and lost.

The act to incorporate certain towns therein named was read a second time and passed.

The report of the Joint Committee, to which was referred the subject of the President's appointing Chief Justices, was read a second time and laid on the table.

The act to incorporate the Texas Steam Mill Company was read a second time, and the rule being suspended, it passed.

The bill to regulate proceedings of Courts in certain cases, was read a third time and passed.

The act to authorize District Judges to hold extra terms in certain cases, was read a third time and passed.

The act providing for taking the census of the Republic was indefinitely postponed.

The ayes and noes were called on the re-consideration of the vote of postponement, and stood as follows :

Ayes—Messrs. Barnett, Burton, Everitt, Raines and Wharton—5.

Noes—Messrs. Dunn, Horton, Lester, Robertson and Wilson—5: lost.

On motion of Mr. Horton, the Senate adjourned till to-morrow morning 10 o'clock.

WEDNESDAY, DECEMBER 13th, 1837.

The Senate met pursuant to adjournment.

The Journals were read, amended and approved.

Mr. Robertson, Chairman of the Special Committee, appointed to wait upon the Secretary of the Treasury, and enquire respecting the donation of H. R. Hill, reported a bill for the relief of Henry Smith.

Mr. Everitt, Chairman of the Special Committee, appointed to draft a bill setting forth the mode of creating Chief Justices, reported by bill authorizing the President to appoint them by and with the advice and consent of the Senate: which was read and the rule being suspended, it was read a second and third time and passed.

A message was received from the House returning the act making provision for those who have been permanently disabled in the service of Texas with the amendments of the Senate amended.

A communication was received from the first Auditor, being a resolution requiring the Auditor to respect the accounts of George W. Poe, and others: read, rule suspended and passed.

Mr. Everitt, Chairman of the Special Committee, to which was referred the petition of Messrs. Harris and Wilson, reported a bill for their relief, and the rule being suspended, it was read a second time, when a substitute was offered and adopted.

Mr. Horton, Chairman of the Committee on Claims and Accounts, to which was referred the resolution for the relief of F. W. Thornton, reported the same without amendments, and it was read and passed.

Mr. Barnett, Chairman of the Special Committee, to which was referred the bill to incorporate the Brazoria Insurance Company, reported the same without action, and it was indefinitely postponed.

Mr. Everitt, Chairman of the Special Committee, to which was referred the petition of Stuart Perry, reported by bill for his relief, which was read a first time.

Mr. Everitt, by leave, offered a resolution for the relief of Arthur Robertson, which was read a first and second time, and referred to the Committee on Claims and Accounts.

Mr. Everitt, by leave, offered a resolution for the relief of James Collinsworth: read a first time.

Mr. Horton, by leave, introduced a resolution making an appropriation to pay the rent of the Capitol: read first and second time, and referred to the Committee on Claims and Accounts.

On motion of Mr. Wilson, the Senate adjourned till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment.

On motion of Mr. Burton, the act to establish a friendly and commercial intercourse with the frontier Indians was taken up on its second reading, amended, and the rule being suspended; it was read a third time and passed.

A message was received from the House, informing the Senate that they had concurred in an Act supplementary to an Act to pay the Officers of the Army and Navy, and asking the concurrence of the Senate in an Act to define the Boundaries of the County of Bexar, and in an Act to define the Boundaries of the County of Jefferson.

Mr. Lester, from the Joint Special Committee to which was referred the Bill for defining the Boundaries of the County of Mina, reported the same with amendments, and the Report was adopted and the Bill passed.

The Bill from the House, defining the Boundaries of Jefferson County was read, and the Rule being suspended, it passed.

Mr. Horton, Chairman of the Committee on Claims and Accounts, by leave, reported the Resolution making an appropriation to pay the rent of the Capitol, with an amendment: the Report was adopted and the Bill passed.

Mr. Horton also reported the Bill for the relief of John Forbes, without amendment, and the Report was adopted and the Resolution passed: also, the Resolution for the relief of H. C. Hudson, without amendment: Report adopted and the Resolution laid on the table.

The Militia Bill was taken up on its second reading and laid on the table, as the Special Order of the day for to-morrow.

Mr. Everitt, from the Joint Special Committee to which was referred the Act to define the Boundaries of Liberty County, reported without amendments: report adopted and Act laid on the table.

The Resolution providing for Companies of Videttes was taken up on its second reading, amended and passed.

A message was received from the President.

Mr. Horton, by leave, reported the Resolution for the relief of C. C. Dewitt, without amendment, and the Report was adopted and the Resolution passed.

Mr. Horton also reported the Resolution for the relief of Stillman S. Curtiss without amendment, and the report was adopted and the Resolution passed.

Also, the Resolution for the relief of Arthur Robertson, and the Report was adopted and the Resolution passed.

Also, the Resolution for the relief of Lucinda Shannon, and the Report was adopted, and the Resolution laid on the table till called up.

A message was received from the House, asking concurrence in a Resolution for the relief of "Deaf Smith's" Family, and informing the Senate that the House had concurred in the Act incorporating the town of Columbia, with amendments; in a Resolution directing the Auditor to respect the Accounts of G. W. Poe, with amendments; and in an Act to create a Justice of the Peace and Constable for the Island of Galveston, with amendments.

A Committee from the House was announced, which invited the Senate to attend in the Representative Hall on Saturday at 11 o'clock, to elect Chief Justices.

The Bill to incorporate the Houston, Brazos and Colorado Rail-Road Company was taken up in continuation of its second reading. The Ayes and Noes were called on its postponement till May next, and stood as follows:

Ayes—Messrs. Barnett, Burton, Dunn, Raines and Wharton—5.

Noes—Messrs. Everitt, Horton, Lester, Robertson and Wilson—5; and the President not being present, the motion was lost.

The Senate went into secret session.

The doors being opened,

Mr. Wilson moved to adjourn till to-morrow 10 o'clock, and the Ayes and Noes being called, stood as follows:

Ayes—Messrs. Everitt, Raines and Wilson—3.

Noes—Messrs. Barnett, Burton, Dunn, Horton, Lester, Robertson and Wharton—7: lost.

On motion of Mr. Burton, the Senate adjourned till this evening, half-past 7 o'clock.

HALF-PAST 7 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The Bill to incorporate the Houston, Brazos and Colorado Rail-Road Company was taken up, and

On motion of Mr. Horton, was laid on the table till to-morrow.

The Bill to incorporate the town of Columbia, which had been returned from the House with amendments, was taken up, and the amendments concurred in.

The Resolution for the relief of the family of Erastus Smith was read a first time, and on motion of Mr. Horton, was indefinitely postponed.

The Resolution providing for the purchase of Arms, Ammunition and Provisions was taken up on its second reading and amended, and the Rule being suspended, it passed.

The Resolution relative to the Post-Office Department was taken up on its second reading, and the Rule being suspended, it passed.

The Act to amend the Judiciary Laws of the Republic was taken up on its second reading, amended, and the Rule being suspended, it passed.

The Act requiring the Commissioner of the General Land Office to perform certain duties was taken up on its second reading, and referred to a Special Committee consisting of Messrs. Robertson and Everitt.

The Act to incorporate the towns of Richmond, San Felipe and Lagrange was taken up on its second reading, and Mr. Horton offered a substitute which was adopted, and the Bill passed.

The Bill creating a Justice of the Peace and Constable for the Island of Galveston, which had been returned from the House with amendments, was taken up and the amendments concurred in.

The Act establishing a Port of Entry at the West end of Galveston Island was taken up, and referred to a Special Committee consisting of Messrs. Wharton and Burton, with instructions to report in the morning.

The Act to incorporate the town of Houston and other towns therein named, was taken up, read and passed.

The Act providing for the disposal of property by Will was taken up on its second reading; Mr. Burton offered a substitute which was received, and the Bill passed.

The Bill relating to the recording of Deeds was taken up on its second reading, and, on motion of Mr. Horton, was indefinitely postponed.

The Resolution respecting New Business was taken up and adopted.

The Act providing for the publication of the Laws and Journals of Congress was taken up on its second reading, and the Rule being suspended, it passed.

The Resolution relative to Title Deeds was taken up, and indefinitely postponed.

The Resolution requiring the Auditor to audit the Accounts of Thomas G. McGee was taken up, read and passed.

The Act allowing pay to the District Attorney, or Attorney-General, was taken up and indefinitely postponed.

The Act providing for persons disabled in the service of the Republic, which had been returned from the House with the amendments of the Senate amended, was taken up, and the first amendment concurred in and the second disagreed to.

The Resolution for the relief of Sam. Williams was taken up on its third reading and passed.

The Report of the Committee respecting Titles issued by the Commissioners of Austin's Colonies, was read and adopted.

The Resolution for the relief of Maria Antonio de la Garza was taken up on its second reading, and the Rule being suspended, it passed.

The Resolution for the relief of Marcus Antonio Beremendi, was taken up on its third reading and passed.

The Act providing for taking evidence by interrogatories was taken up on its second reading, and the Rule being suspended, it passed.

The Act to define the Boundaries of the County of Texas was taken up on its first reading.

On motion of Mr. Everitt, the Senate adjourned till this morning 10 o'clock.

DECEMBER 14, 1837.

The Senate met pursuant to adjournment.

The reading of the Journals was suspended.

Mr. Barnett, Chairman of the Committee on Public Lands to which was referred the petition of the Citizens of Robertson's Colony, reported the same for the action of the Senate:

Mr. Horton, Chairman of the Committee on claims and accounts to which was referred the petition of John A. Wharton, reported by bill for his relief, which was read, and the Rule being suspended, it was read a second and third time and passed.

Mr. Horton also reported a Bill for the relief of N. T. Byers; which was read, and the Rule being suspended, it passed: also, a Resolution for the relief of A. Legend, to lie on the table as unfinished business, which Report was adopted.

Mr. Wharton, Chairman of the Special Committee to which was referred the Bill establishing a Port of Entry at the West end of Galveston Island, reported the same with amendments; and the Ayes and Noes being called on the passage of the Bill, stood as follows:

Ayes—Messrs. Barnett, Burton, Dunn, Horton, Lester, Raines, Robertson, Wharton and Wilson—9.

Noes—Mr. Everitt—1; and the Bill passed.

Mr. Burton, Chairman of the Committee on Military Affairs to which was referred the Militia Bill, reported to take up the same immediately, which Report was adopted and the Bill taken up.

A message was received from the House, asking the concurrence of the Senate in a Resolution for the relief of Widow Kitty M'Coy, and informing the Senate that the House had concurred in a Resolution respecting County Surveyors; in a Bill to regulate the proceedings of Courts in certain cases; and in the amendments of the Senate to the Act providing for taking testimony by interrogatories.

Mr. Somerville, Senator from Austin and Colorado, appeared and took his Seat.

Mr. Horton moved to substitute the Militia Bill, passed at the first session of the first Congress, in place of the one under consideration; and the Ayes and Noes being called, stood as follows:

Ayes—Messrs. Dunn, Horton, Lester, Robertson, Somerville and Wilson—6.

Noes—Messrs. Barnett, Burton, Everitt, Raines and Wharton—5; and the old Bill was substituted. Section 4th was amended so as to make the Major-General and Brigadier-Generals elective by Joint Ballot of both Houses of Congress. An additional Section (17th) was adopted.

The Adjutant-General was made elective by Joint Ballot of Both Houses.

On motion of Mr. Burton, the Senate adjourned till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment.

A message was received from the House, informing the Senate that the House had refused to concur in the substitute for the Bill incorporating the towns of Richmond, San Felipe and Lagrange; also, that they had concurred in a Resolution providing for the purchase of Arms, Ammunition and Provisions, with amendments.

and asked the concurrence of the Senate in a Resolution for the relief of J. J. Linn, and one for the relief of F. W. Thornton.

Mr. Robertson moved to re-consider the vote substituting the old Militia Bill for the one received from the House; and the Ayes and Noes being called, stood as follows:

Ayes—Messrs. Barnett, Burton, Everitt, Robertson and Wharton—5.

Noes—Messrs. Dunn, Horton, Lester, Raines, Somerville and Wilson—6: motion lost.

A message was received from the House, announcing the passage of a substitute for the Bill substituted by the Senate for the Bill providing for the disposition of property by Will.

On motion of Mr. Wharton, Mr. Somerville was added to the Committee on Military Affairs.

A message was received from the House, asking the concurrence of the Senate in a Bill authorizing the Postmaster-General to establish a Post-Route.

The Militia Bill was taken up and referred to the Committee on Military Affairs.

The Bill incorporating the Houston, Brazos and Colorado Rail-Road Company, was taken up in continuation of its second reading.

A message was received from the House, informing the Senate that the Land Bill had been returned from the President with his Veto, and had passed the House by a constitutional majority; also, that they had passed an Act to incorporate the town of Mina, and had concurred in the Resolution for the relief of John A. Wharton.

On motion being made to postpone the Rail-Road Bill till May next, the Ayes and Noes were called, and stood as follows:

Ayes—Messrs. Barnett, Burton, Dunn, Lester, Raines and Wharton—6.

Noes—Messrs. Everitt, Ellis, Horton, Robertson, Somerville and Wilson—6: the votes being equally divided, the President voted in the affirmative, and the Bill was postponed.

The Veto of the President to the Land Bill was read, and the vote being taken on the passage of the Bill, it passed *unanimously*.

On motion of Mr. Dunn, the Senate adjourned till 10 o'clock, to-morrow.

FRIDAY, DECEMBER 15, 1837.

The Senate met pursuant to adjournment.

The reading of the Journals was postponed.

The Senate went into secret session, and,

The doors being opened,

Mr. Everitt offered a Resolution requiring the Postmaster-General to establish a Mail-Route from Nacogdoches to Red River, which was read a first time, and the Rule being suspended, it was read a second and third time and passed.

Mr. Wilson, Chairman of the Navy Committee to which was referred the petition of Herman & Co., reported the same for the action of the Senate.

Mr. Lester, Chairman of the Enrolling Committee, reported the following Bills, as having been approved by the President.

"An Act to incorporate the town of Matagorda."

"A Joint Resolution for the relief of Anson Jones."

"An Act to clear out the Rivers Attoyac, Angelina and Neches."

"An Act to create the County of Fort Bend."

"An Act to define the Boundaries of the counties of San Augustine and Sabine; and

"An Act supplementary to an Act to pay the Officers and Soldiers of the Army and Navy."

A message was received from the House, asking the concurrence of the Senate in a Joint Resolution relative to Consulates.

In a Joint Resolution for the relief of John J. Linn; in an Act to define the Boundaries of the County of San Patricio; and informing the Senate that they had passed

a substitute for the Act to disband the Army; and had concurred in an Act supplementary to an Act to raise

a Revenue by Direct Taxation, with amendments; also, in a Resolution for the relief of Marcus A. Beremendi;

in a Resolution making an Appropriation to pay the rent of the Capitol, with amendments; in a Resolution for the relief of Samuel Williams; in an Act to amend the Judiciary

Laws of the Republic, with amendments, and in a

Resolution requiring the Auditor to audit the Accounts of Colonel Weymouth, with amendments.

On motion of Mr. Everitt, the Senate adjourned till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment.

A committee from the House, invited the Senate to attend in the Representatives' Hall to elect the officers contemplated by the Land Law.

Mr. Lester moved to re-consider the vote laying the Rail-Road Bill on the table till May next; and the Ayes and Noes being called, stood as follows:

Ayes—Messrs. Everitt, Horton, Lester, Robertson, Somerville, Wharton and Wilson—7.

Noes—Messrs. Barnett, Burton, Dunn and Raines—4; and the motion was carried.

A committee from the House informed the Senate, that the House had refused to concur in the Bill authorizing the President to appoint Chief Justices, and invited the Senate to attend in the Representatives' Hall to-morrow at 11 o'clock, to elect said officers.

Mr. Everitt moved that a committee be appointed to request the House to concur in the appointment of Tuesday of next week for the electing of Chief Justices; and also of all officers contemplated by the Land Law, and the Militia Law, and the Ayes and Noes being called, stood as follows:

Ayes—Messrs. Everitt, Horton, Lester, Robertson, Somerville and Wilson—6.

Noes—Messrs. Barnett, Burton, Dunn, Raines and Wharton—5; so the motion was carried, and Messrs. Everitt and Horton were appointed said committee, who discharged their duty and reported accordingly.

The Rail-Road Bill was taken up.

A committee from the House, announced that the House disagreed to the request of the Senate to appoint Tuesday for the election of officers, and respectfully requested the Senate to attend in the Representatives' Hall, this evening at 7 o'clock, for that purpose.

The Rail-Road Bill was laid on the table till to-morrow.

The Bill to define the Boundaries of Liberty County was taken up as reported by the committee, and the Ayes and Noes being called on its passage, stood as follows:

Ayes—Messrs. Barnett, Everitt, Raines and Wharton—4.

Noes—Messrs. Burton, Dunn, Horton, Lester, Robertson, Somerville and Wilson—7: lost.

On motion of Mr. Robertson, the vote was re-considered, and the Bill, as reported by the committee, passed.

Messrs. Wharton and Barnett were appointed a committee to inform the House, that the Senate would meet them at 7 o'clock this evening, to elect the officers contemplated by the Land Law.

A message was received from the President, with his Veto to the Resolution placing Captain Sylvester and his Company on a footing with other Volunteers, which was read and the Resolution re-considered, and the Ayes and Noes being called on its passage, stood as follows:

Ayes—Messrs. Barnett, Burton, Robertson, Wharton and Wilson—5.

Noes—Messrs. Dunn, Everitt, Horton, Lester, Raines and Somerville—6: lost; and the Veto of the President was sustained.

Mr. Lester, Chairman of the Enrolling Committee, reported the following Bills, as having been presented to the President for his signature.

A Joint Resolution incorporating the town of Columbia.

An act creating the office of Justice of the Peace and Constable for the Island of Galveston.

An act to regulate the proceedings of the several courts in certain cases.

A Joint Resolution respecting County Surveyors.

An act to authorize the Clerks of the several Courts to appoint deputies.

An act to define the boundaries of the county of Jefferson.

An act to encourage Steam Navigation.

An act to incorporate the City of Houston and other towns therein named.

An act to define the boundaries of the county of Mina.

A Joint Resolution for the relief of Maria A. de la Garza.

A Joint Resolution for the relief of F. W. Thornton.

A Joint Resolution for the relief of Colonel J. Forbes.

An act for the relief of Stilman S. Curtiss.

An act to provide for taking testimony by interrogatories.

A Joint Resolution for the relief of C. C. Dewitt.

An act to authorize the District Courts to hold special terms in certain cases therein named.

An act to provide for the publication of the Laws and Journals of the Congress of this Republic.

A Joint Resolution requiring the Auditor to audit the claim of Thomas G. M'Gee.

An act to authorize attachments to be issued in certain cases therein named.

A Joint Resolution to incorporate certain towns therein named.

The substitute from the House for the bill disbanding the Army was taken up, and the ayes and noes being called on adhering to the original, stood as follows :

Ayes—Messrs. Barnett, Dunn, Everitt, Horton, Lester, Raines, Robertson, Somerville and Wilson—9.

Noes—Messrs. Burton and Wharton—2; and the original was adhered to.

Mr. Burton, Chairman of the Military Committee, to which was referred the Militia Bill, reported by supplementary enactments : the report was adopted, and the rule being suspended, the bill passed.

On motion of Mr. Wharton, the Senate adjourned till quarter before 7 this evening.

QUARTER TO 7 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

On motion of Mr. Wharton, the vote postponing indefinitely the bill to incorporate the Brazoria Insurance Company was re-considered : also, the vote postponing indefinitely the resolution for the relief of Erastus Smith's family ; and also, the resolution for the relief of A. Le-grand.

On motion of Mr. Everitt, the Senate proceeded to the Representatives' Hall, and went into an election of the Officers contemplated by the Land Law, by joint ballot, as follows :

For Austin County : James M'Nutt, President of the Board of Land Commissioners; Martin Allen and Robert Keyburg, Associate Commissioners; J. Hampton Kuykendall, Clerk of the Board; ——— Kenney, Surveyor.

For Bexar : David Murphy, President; John S. Simpson and John M'Crary, Associate Commissioners; Wm. P. Delmone, Clerk; R. C. Trimble, Surveyor.

For Brazoria : Edwin Waller, President; Theodore Bennet and A. C. Hyde, Associate Commissioners; T. H. Blackwell, Clerk; Wm. H. Hunt, Surveyor.

For Colorado : Abraham Ally, President; Williamson Daniels and Wm. Thompson, Associate Commissioners; Robert Brotherson, Clerk; L. S. Hagler, Surveyor.

For Fayette : Reddin Andrews, President; George W. Spiere and David Breedin, Associate Commissioners; N. W. Eastland, Clerk; Thomas Green, Surveyor.

For Fannin : Bailey English, President; Jos. Murphy and Wm. H. Burton, Associate Commissioners; J. S. Baker, Clerk; Daniel Montaigne, Surveyor.

For Fort Bend : Randal Jones, President; Daniel Perry and Hiram Thompson, Associate Commissioners; W. H. Poole, Clerk; Pascal P. Borden, Surveyor.

For Gonzales : Joseph D. Clements, President; Jas. Hodges, Sen., and Wm. A. Matthews, Associate Commissioners; Sam. Williams, Clerk; Charles Lockhart, Surveyor.

For Goliad : Wm. P. Patterson, President; M. B. Lewis and Wm. Bromley, Associate Commissioners; Andrew Neill, Clerk; Richard F. Hood, Surveyor.

For Houston : Stephen Box, President; Elijah Gasset and J. Wortham, Associate Commissioners; Samuel G. Wells, Clerk; George Aldridge, Surveyor.

For Harrisburg : Benjamin Fort Smith, President; Wm. P. Harris and James S. Holman, Associate Commissioners; R. D. Johnson, Clerk; G. W. Patrick, Surveyor.

For Jefferson : Claiborne West, President; John Bollinger and Hezekiah Williams, Associate Commissioners; James P. Pulsifer, Clerk; Andrew Smith, Surveyor.

For Jasper : G. W. Smith, President; John Bevil

and Thomas B. Huling, Associate Commissioners; Robert A. Fennell, Clerk; Martin B. Lewis, Surveyor.

For Jackson: Patrick Usher, President; Francis M. White and John Andrews, Sen., Associate Commissioners; John S. Menifee, Clerk; Thomas Simms, Surveyor.

For Liberty: D. P. Coit, President; Hugh B. Johnson and Henry W. Farley, Associate Commissioners; G. W. Miles, Clerk; Franklin Hardin, Surveyor.

For Montgomery: E. Collard, President; W. R. Bowen and Jesse Parker, Associate Commissioners; B. B. Goodrich, Clerk; Wm. Robertson, Surveyor.

For Mina: Samuel B. Patton, President; Josiah Willburger and Moses Gage, Associate Commissioners; R. B. Craft, Clerk; Bartlett Sims, Surveyor.

For Milam: A. B. Fleury, President; D. McCandless and ——— Bell, Associate Commissioners; E. L. Stickney, Clerk; Thomas A. Graves, Surveyor.

For Matagorda: S. D. Brigham, President; H. Cook and Thomas Jammerson, Associate Commissioners, D. C. Cadey, Clerk; E. R. Wightman, Surveyor.

For Nacogdoches: David Rusk, President; Wm. Hart and Adolphus Stone, Associate Commissioners; K. H. Muse, Clerk; W. A. Ferris, Surveyor.

For Robertson: Thomas Dillard, President; James Dunn and Leander Harl, Associate Commissioners; A. L. McCoy, Clerk; Augustus W. Cook, Surveyor.

For Red River: Mansel M. Matthews, President; James Latteman and David Lane, Associate Commissioners; Benjamin Gouch, Clerk; Jefferson Milam, Surveyor.

For Refugio: James C. Allen, President; Martin Power and Walter Lambert, Associate Commissioners; Richard Roman, Clerk; Reuben Roberts, Surveyor.

For San Patricio: Mark Donaldson, President; Michael Haley and Benjamin Audlam, Associate Commissioners; J. P. January, Clerk; John Buchanan, Surveyor.

For Sabine: John Boyd, President; Martin D. White and John H. McCray, Associate Commissioners; W. H. Harris, Clerk; Harman Frazier, Surveyor.

For Shelby: George English, President; Willis H. Landrum and George Butler, Associate Commissioners; L. W. Edwards, Clerk; Richard Hooper, Surveyor.

For San Augustine : Alexander Horton, President ; J. D. Thomas and Nathaniel Hunter, Associate Commissioners ; John C. Brook, Clerk ; John McGowan, Surveyor.

For Victoria : Edward Linn, President ; John M. Henry and Arthur Burns, Associate Commissioners ; Oscar Parish, Clerk ; James Carr, Surveyor.

For Washington : Stephen R. Roberts, President ; Jesse Bartlett and James W. Smith, Associate Commissioners ; Prosper Hope, Clerk ; Adolphus Hope, Surveyor.

The Senate then returned to the Chamber, and,

On motion of Mr. Wilson, adjourned till to-morrow 10 o'clock, A. M.

SATURDAY, DECEMBER 16th, 1867.

The Senate met pursuant to adjournment.

The Journals were read, amended and approved.

Messrs. Wharton and Burton, were appointed a committee to inform the House that the Senate would meet them at 11 o'clock to elect Chief Justices ; and the committee having performed their duty reported accordingly.

On motion of Mr. Wharton, leave of absence for the remainder of the session was granted to His Excellency M. B. Lamar, President of the Senate, who took leave of the Senate in an address of some length and retired.

Mr. Everitt took the chair as President pro tem.

A message was received from the House asking the concurrence of the Senate in a bill to employ commissioners to compile a code of Laws for the Republic : in an act providing for the appointment of Chief Justices in case of vacancy : in a resolution to translate certain laws of the Republic into the Castilian language : and in a joint resolution to recal Mr. Hunt.

The bill appointing commissioners to compile a code of laws for the Republic was read, and amended by striking out "commissioners," and inserting "two legal gentlemen;" and the rule being suspended, it passed.

The bill to incorporate the Houston, Brazos and Colorado Rail-Road Company was taken up, and amended

by striking out Colorado; and the rule being suspended, the ayes and noes were called on its passage and stood as follows :

Ayes—Messrs. Everitt, Horton, Lester, Robertson, Somerville and Wilson—6.

Noes—Messrs. Barnett, Dunn, Raines and Wharton—4 : so the bill passed.

The Senate then proceeded to the Representatives Hall, and went into an Election for Chief Justices, by joint ballot, and the following persons were elected :

County of Bexar,	W. H. Dangerfield;
“ Brazoria,	W. P. Scott;
“ Colorado,	W. J. E. Hurd;
“ Fayette,	A. Babb;
“ Fannin,	J. G. Jewett;
“ Fort Bend,	Wiley Martin;
“ Goliad,	W. S. Hunter;
“ Houston,	Isaac Parker;
“ Jefferson,	Henry Millard;
“ Montgomery,	Jesse Grimes;
“ Mina,	L. C. Cunningham;
“ Matagorda,	Sinclair D. Gervais;
“ Robertson,	Francis Slaughter;
“ Red River,	E. S. Tanent;
“ Refugio,	A. C. Allen;
“ Sabine,	F. F. Gaines;
“ San Augustine,	R. H. Foote;
“ Victoria,	John Hayes.

The Senate then returned to the Senate Chamber.

The resolution from the House to recal Mr. Hunt, and appoint another Consul at New York, was taken up and laid on the table for action in secret session.

The resolution from the House providing for filling vacancies of Chief Justices was read, and the rule being suspended, it passed.

The resolution making an appropriation for paying the rent of the Capitol, which had been returned from the House with amendments, was taken up, and the amendments concurred in.

The resolution from the House providing for the translation of certain Laws of the Republic into the Castilian language was read, and the rule being suspended, it passed.

Mr. Horton, by leave, introduced a resolution to instruct the Auditor to audit the accounts of Messrs. Gray and Kaufman, for services in the case of S. Rhodes Fisher, which was read, and the rule being suspended, the ayes and noes were called on its passage and stood as follows :

Ayes—Messrs. Dunn, Horton, Lester, Robertson, Somerville, Wharton and Wilson—7.

Noes—Messrs. Everitt, Barnett, Burton and Raines—4: so the resolution passed.

The bill to incorporate the Brazoria Insurance Company was taken up on its second reading, and the rule being suspended, it passed.

The resolution for the relief of the family of Erastus Smith was taken up on its second reading, and a substitute was offered and adopted.

The resolution providing for the purchase of arms, provisions and munitions of war, which had been returned from the House with amendments, was taken up, and the amendments concurred in.

The substitute from the House, for the substitute of the Senate for the bill providing for the disposition of property by will, was read and adopted.

The act requiring the Auditor to respect the accounts of G. W. Poe, which had been returned from the House with amendments, was taken up and the amendments disagreed to.

A message was received from the House, returning the substitute for the Bill to raise a Revenue by Impost Duties, with amendments, which was read, and the amendments concurred in.

The Act making provisions for persons disabled in the service of Texas, which had been returned from the House with amendments, was read and the amendments concurred in.

The Resolution for the relief of Stuart Perry, was taken up on its second reading, and ordered to be engrossed.

Mr. Horton, by leave, introduced an Act to declare the children of Sterling C. Robertson legitimate, which was read, and the Rule being suspended, it passed.

The Resolution relative to Consulates (from the House) was read, and the Rule being suspended, it passed.

By a suspension of the Rule, the Resolution for the relief of Stuart Perry was taken up on its third reading, and the Ayes and Noes being called on its passage, stood as follows:

Ayes—Messrs. Burton, Dunn, Everitt, Robertson and Wilson—5.

Noes—Messrs. Barnett, Horton, Lester, Somerville, Wharton and Raines—6: lost.

On motion of Mr. Horton, Colonel Weymouth was allowed to withdraw document No. 6, of his Accounts.

The Resolution requiring the Auditor to audit the Accounts of Colonel Weymouth, which had been returned from the House with amendments, was taken up and the amendments concurred in.

A message was received from the House, asking a Committee of Conference on the Bill to disband the Army; and Messrs. Horton, Dunn, and Somerville were accordingly appointed.

The Resolution for the relief of the Commissioners appointed by the Consultation was taken up, and the Rule being suspended, it passed.

The Resolution for the relief of James Collinsworth was taken up on its second reading, and the Rule being suspended, it passed.

The Act to incorporate the town of Mina was read, and the Rule being suspended, it passed.

The Act to amend the Judiciary Laws of the Republic, which had been returned from the House with amendments, was taken up, and the amendments concurred in.

On motion of Mr. Everitt, the Senate adjourned till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment.

Mr. Lester, Chairman of the Enrolling Committee, reported the following Bills as having been presented to the President for his signature:

“A Joint Resolution for the relief of John A. Wharton.”

“A Joint Resolution for the relief of M. A. Beremendi.”

"A Joint Resolution for the relief of Samuel Williams."

"An Act supplementary to an Act to raise a Revenue by Direct Taxation."

"A Joint Resolution providing for the purchase of Provisions and Munitions of War."

"A Joint Resolution making an Appropriation for the Rent of the Capitol."

"An Act supplementary to an Act entitled, an Act to organize the Militia of this Republic."

"An Act declaring legitimate certain children therein named."

"An Act to incorporate the Texas Steam-Mill Company."

"An Act granting Land to those who were in the battles of San Jacinto and of other places."

"An Act to amend the several Laws regulating the Post-Office Department."

"An Act to authorize the Postmaster-General to establish a Mail Route on Red River."

"An Act amending the Judiciary Laws of the Republic."

"A Joint Resolution directing the Auditor to respect the Accounts of G. W. Poe."

"An Act to define the Boundary Line of the County of Liberty."

"An Act supplementary to an Act creating a Board of Medical Censors."

The Report of the Joint Special Committee, to which was referred the communication of the Secretary of the Treasury respecting the Donation of H. R. Hill, was taken up, and laid on the table as the Special Order of the day for Monday.

A message was received from the House, informing the Senate that the House had concurred in the Act supplementary to an Act to organize the Militia, with amendments; that they had concurred in the substitute of the Senate, for the Bill for the relief of the family of Erastus Smith, with amendments; and in the Resolution for the relief of Dugald Brown; and had passed the substitute reported by the Committee of Conference, for the Act to disband the Army.

The Act supplementary to an Act to organize the Mi-

litia, which had been returned from the House with amendments, was taken up and the amendments concurred in.

The amendments of the House to the Resolution for the relief of the family of Erastus Smith, were concurred in.

A message was received from the House, informing the Senate that the House had receded from their amendments to the Bill respecting G. W. Poe, and had concurred in the Act declaring legitimate certain children therein named.

The substitute for the Bill to disband the Army, which was reported by the Committee of Conference, was taken up and adopted.

The Act from the House, to define the Boundaries of the County of San Patricio, was read a first time.

The Resolution from the House, for the relief of the widow Kitty McCoy was read, and the Rule being suspended, it passed.

By suspension of the Rule, the Bill defining the Boundaries of the County of San Patricio was taken up, and indefinitely postponed.

The Bill defining the Boundaries of the County of Bexar, from the House, was taken up and indefinitely postponed.

The Resolution for the relief of J. J. Linn was read the first time.

The Resolution for the relief of F. W. Thornton was read the first time.

The Resolution for the relief of McKinney & Williams was read the second time.

The Resolution for the relief of Alexander Legrand was taken up on its second reading, and laid on the table till Monday.

The Resolution for the relief of H. C. Hudson was taken up on its second reading, and the Rule being suspended, it passed.

The original Bill to incorporate the towns of Richmond, San Felipe and Lagrange, the substitute having been rejected by the House, was taken up, amended and passed.

Mr. Horton, Chairman of the Committee on Claims and Accounts, to which was referred the Account of

Captain J. D. Boylan, by leave, reported unfavorably on the same, and it was laid on the table.

A message was received from the House, informing the Senate that the House had concurred in the Resolution for the relief of Thomas Brennan.

The Senate went into secret session.

The doors being opened,

Mr. Burton introduced a Resolution authorizing any person to drive horses, cattle, &c., from beyond the Necesses, which was read, and the Rule being suspended, it passed.

A message was received from the House, informing the Senate that the House had concurred in the Resolution for the relief of James Collinsworth, with amendments: in the Resolution to adjourn on the 15th December, with amendments: and had passed an Act supplementary to an Act creating a Board of Medical Censors.

The Act supplementary to an Act creating a Board of Medical Censors was read, and the Rule being suspended, it was concurred in.

The Resolution for the relief of James Collinsworth was taken up, and the amendments of the House rejected.

A committee from the House was announced, who requested the appointment of a Joint Committee to wait on the President and request him to sign or reject the Militia Bill and the Bill to disband the Army; and Messrs. Wharton and Horton were accordingly appointed.

The vote, rejecting the amendment of the House to the Bill for the relief of James Collinsworth, was reconsidered, and the amendment concurred in.

The Resolution to adjourn on the 15th of December, returned from the House with amendments, was taken up, and laid on the table till Monday.

On motion of Mr. Wharton, the Senate adjourned till half-past 7 o'clock, P. M.

HALF-PAST 7 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

Mr. Horton, by leave, introduced an Act supplementary to an Act entitled an Act supplementary to an Act to organize the Militia, which was read, and the Rule being suspended, it passed.

The Resolution for the relief of A. R. Bodman, which had been laid on the table till vouchers should be produced, was called up, and the Rule being suspended, it passed.

By suspension of the Rule, the Resolution for the relief of J. J. Linn was taken up, and the Rule being suspended, it passed.

By suspension of the Rule, the Resolution for the relief of F. W. Thornton was taken up, and the Rule being suspended, it passed.

On motion of Mr. Horton, all documents which had been received from the State Department were ordered to be returned.

Mr. Lester, by leave, introduced a Bill to disband the Navy, which was read, and the Rule being suspended, it was read a second time, a substitute adopted and the Bill passed.

Mr. Wilson, by leave, introduced a Resolution to appoint a Joint Committee to contract for the printing of the Laws of Coahuila and Texas, of the Consultation and of the Convention, which was read, the Ayes and Noes being called on its indefinite postponement, stood as follows:

Ayes—Messrs. Dunn, Everitt, Horton and Robertson—4.

Noes—Messrs. Barnett, Burton, Lester, Raines, Wilson and Wharton—6: so the motion was lost.

The Ayes and Noes being called on a suspension of the Rule for a third reading, stood as follows:

Ayes—Messrs. Barnett, Burton, Horton, Lester, Raines, Robertson, Somerville, Wharton and Wilson—9.

Noes—Messrs. Dunn and Everitt—2: so the Rule was suspended and the Bill passed.

Messrs. Somerville and Burton were appointed said committee.

On motion of Mr. Everitt, an election was held for Commissioners to receive proposals for establishing the contemplated Seat of Government, and Messrs. Barnett and Raines were elected.

On motion of Mr. Wilson, the Senate adjourned till Monday morning 10 o'clock.

MONDAY, DECEMBER 18, 1837.

The Senate met pursuant to adjournment.

The Journals were read and approved.

A message was received from the House, asking the concurrence of the Senate in an Act, supplementary to all the Acts heretofore passed, to organize the Militia; also, returning the Resolution to print the Laws of Coahuila and Texas, and of the Consultation, and Convention, with amendments.

Mr. Burton requested leave of absence for Mr. Raines for the remainder of the session, which was granted.

Mr. Horton, by leave, introduced a resolution to allow the accounts of the Rev. Mr. Fowler, for services as Chaplain of the Senate, which was read, and the rule being suspended, it passed.

Messrs. Wharton and Horton were appointed a committee to wait upon the President, and request him to sign or veto the Bills now before him without delay, and the Senate took a recess during the absence of said committee.

The committee returned and reported that the President would make known his determination as soon as possible.

A message was received from the President, and the Senate went into secret session.

The doors being opened, on motion of Mr. Wilson, the Senate adjourned till 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The resolution to adjourn, which had been amended by the House was taken up, and the "1st Monday in May" stricken out, and the "2nd Monday in April" inserted.

The resolution in favor of A. Robertson, which had been returned from the House without action, as they

considered it wholly under the control of the Senate, was taken up, and the opinion of the House confirmed.

Mr. Lester reported the following bills as having been presented to the President for his signature :

"A Joint Resolution requiring the Auditor to settle with Thos. Brennan."

"A Joint Resolution for the relief of Dugald Brown."

"A Joint Resolution for the relief of Jas. Collinsworth."

"A Joint Resolution for appointing two legal gentlemen to compile a code of Laws for the Republic."

"A Joint Resolution for the relief of J. J. Linn."

Mr. Lester, by leave, introduced a resolution to change the name of the county and town of Mina to Bastrop, which was read, and the rule being suspended, it passed.

The act from the House, supplementary to all the acts heretofore passed to organize the Militia, was taken up, and laid on the table till the act should be disposed of.

The report of the committee to which was referred the communication of the Secretary of the Treasury respecting the donation of H. R. Hill, was taken up.

Mr. Burton offered a resolution for the relief of J. D. Boylan which was read, and the rule being suspended, it passed.

A message was received from the House returning the resolution for adjourning, having refused to agree to the day appointed by the Senate.

The resolution was taken up, the amendment adhered to, and Messrs. Wharton and Ellis appointed a committee of conference.

The resolution providing for printing the Laws of Coahuila and Texas, and of the Consultation, and of the Convention, was taken up, and the amendments of the House concurred in.

Mr. Horton offered a resolution to lay on the table all the documents relative to the donation of H. R. Hill till the next session, which was read and adopted.

A resolution was received from the House authorizing F. R. Lubbock to procure cisterns for the use of the Capitol, which was read, and the rule being suspended, it passed.

A committee from the House was announced, which invited the Senate to attend in the Representatives' Hall to elect Medical Censors.

On motion of Mr. Horton, the Secretary of the Senate was ordered to deliver the documents of the Senate to the Secretary of State, on the adjournment of Congress.

The Senate proceeded to the Representatives' Hall and went into an election for Medical Censors, and elected the following gentlemen :

- County of Red River, Isaac Jones;
- " Nacogdoches, R. A. Irion;
- " Harrisburg and Liberty, Ashbel Smith;
- " Washington, A. C. Hoxie ;
- " Milam, G. W. Hill;
- " Brazoria, J. McNeill Stuart;
- " Matagorda, Victoria and Jackson, A. M. Levy ;
- " Mina and Gonzales, Thos. Anderson;
- " Austin and Colorado, Joel Johnson;
- " San Patricio, Refugio & Goliad, J. P. January;
- " Bexar, H. Bissel.

A message was received from the House informing the Senate that they had concurred in the resolution to change the name of the county and town of Mina.

Permission was granted to Mr. Stuart Perry to withdraw his documents.

The Senate went into secret session.

The doors being opened, on motion of Mr. Wilson, the Senate adjourned till 7 o'clock, this evening.

7 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

Mr. Wharton, Chairman of the Committee of Conference on the resolution to adjourn, reported that each committee adhered to its own amendments.

On motion of Mr. Wharton, a committee consisting of Messrs. Wharton and Horton, was appointed to wait on the House, and urge the setting a part of the 20th inst. to adjourn,—who performed their duty and reported accordingly.

The Senate went into secret session.

The doors were opened, and a message was received from the House informing the Senate that the President had returned the act supplementary to an act to organize the Militia with his veto; and that it had passed the House by a Constitutional majority.

The veto was read, and the ayes and noes being called on the passage of the bill, it passed by an unanimous vote.

A message was received from the House inviting the Senate to attend in the Representatives' Hall, for the purpose of electing the officers contemplated by the Militia Law.

The Senate accordingly repaired to the Representatives' Hall, went into an election, and the following gentlemen were elected—viz :

Major-General, Thomas J. Rusk ;
1st Brigadier-General, Edward Burleson ;
2nd " " Mosely Baker ;
3rd " " R. H. Douglass ;
4th " " John H. Dyer ;
Adjutant-General, H. B. M'Leod.

The Senate returned to their Chamber.

A committee from the House announced that the House adhered to their original resolution to adjourn this evening, and asked a committee of conference to consult on the subject.

Messrs. Everitt and Wharton, were accordingly appointed, who having retired to consult, returned and reported that the Joint Committee had concluded to report to-morrow as the day for adjourning.

A message was received from the House informing the Senate that the House had concurred in the report of the Joint Committee of conference to adjourn to-morrow, and had appointed a committee to wait upon the President and inform him of the same.

Messrs. Burton and Everitt, were appointed a committee to wait on the President in conjunction with said committee.

On motion of Mr. Wilson, the Senate adjourned till to-morrow, 10 o'clock.

DECEMBER 19, 1837.

The Senate met pursuant to adjournment.

The Journals were read and approved.

Mr. Wilson, by leave, introduced a resolution making an appropriation for the Jail of Harrisburg county, which was laid on the table.

Mr. Burton, by leave, introduced a resolution sus-

pending the rule requiring bills to be presented to the President for his signature the day before the adjournment of Congress ; which was read, and the rule being suspended, it passed.

The Senate went into secret session.

The doors being opened, Mr. Lester reported the following bills as having been presented to the President for his signature—viz :

“An act to authorize persons to dispose of property by will.”

“An act to incorporate the Brazoria Insurance Company.”

“Joint Resolution for the relief of the family of Erastus Smith.”

“An act relating to the pay of the Officers and Soldiers who are in actual service.”

“An act making provisions for persons disabled in the service of Texas.”

“An act to define the boundaries of the county of Red river.”

“Joint Resolution relative to consulates.”

“Joint Resolution to translate the Laws of the Republic into the Castilian Language.”

“Joint Resolution for the relief of F. W. Thornton.”

“Joint Resolution for the relief of widow Kitty McCoy.”

“An act to amend the act entitled an act to raise a revenue by impost duties.”

“An act to incorporate the town of Mina.”

“Joint Resolution for the relief of H. C. Hudson.”

“Joint Resolution for the relief of A. R. Bodman.”

“An act to provide for the appointment of Chief Justices.”

“Joint Resolution altering the name of the county and town of Mina to Bastrop.”

“An act to incorporate the towns of Richmond, San Felipe and Lagrange.”

“Joint Resolution authorizing F. R. Lubbock to procure cisterns for the Capitol.”

“Joint Resolution appointing a Joint Committee to contract for printing the Laws of Coahuila and Texas, of the Consultation, and of the Convention.”

On motion of Mr. Lester. Messrs. Trott and Howe had leave to withdraw their petition.

Mr. Wilson introduced a resolution allowing extra pay to J. C. Wilkinson, door-keeper, which was read and passed.

Mr. Wilson introduced a resolution allowing extra pay to Marshall Mann, former door-keeper, which was read and passed.

Messrs. Wharton and Burton, were appointed a committee to inform the House that the Senate was ready to adjourn, to meet at this place on the 2nd Monday in April, 1838, who discharged their duty and reported accordingly.

A message was received from the House asking the concurrence of the Senate in a resolution supplementary to a resolution for the relief of Sam. Williams, which was read and concurred in.

The Senate then proceeded to the Hall of the Representatives to hear the address of His Excellency the President.

The President having delivered his address, the Senate returned to their chamber.

The Bond of the Commissioners of the General Land Office was read and approved.

A message was received from the House informing the Senate that the House had concurred in the resolution respecting presenting bills to the President for his signature one day before adjournment, with amendments which were concurred in by the Senate.

A committee from the House announced that the House was ready to adjourn.

The Senate went into secret session.

The doors being opened,

On motion of Mr. Somerville, the President pro tem. of the Senate was instructed to tender the thanks of the Senate to His Excellency, M. B. Lamar, for the able manner in which he presided over the Senate.

The Senate adjourned in accordance with the resolution, passed to that effect to meet at this place on the 2nd Monday in April, 1838.

S. H. EVERITT,
President pro tem. of the Senate.