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SENATE,

OF THE

REPUBLIC OF TEXAS;

FIRST SESSION

OF

THE THIRD CONGRESS...1838.

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PROCEEDINGS OF THE SENATE.

SENATE CHAMBER, Nov. 5th, 1836.

At half past 11 o'clock, the President called the Senate to order.

On motion of the Hon. Wm. H. Wharton, A. M. Tompkins, Esq. was appointed Secretary pro tempore.

The following members appeared, and took their seats:

Messrs. Burnet,	of Washington and Montgomery,
Burton,	of Nacogdoches and Houston,
Dunn,	of San Patricio, Refugio and Goliad,
Ellis,	of Red River and Fannin,
Everitt,	of Jasper and Jefferson,
Greer,	of San Augustine,
Kendrick,	of Matagorda, Jackson and Victoria.
Rains,	of Shelby and Sabine,
Seguine,	of Bexar,
Stroud,	of Milan and Robertson,
Wharton,	of Brazoria,
Wilson,	of Harrisburgh and Liberty.

Messrs. Wharton, Stroud and Kendrick, presented their credentials, and were sworn in by the President.

The Senate then proceeded to the election of its officers:
1st. Of Secretary. John D. McLeod was nominated by Mr. Wharton, W. H. Grimes was nominated by Mr. Everitt.

The ballot being taken, McLeod received eight votes, Grimes received three votes—McLeod was declared duly elected.

2d. Assistant Secretary. Algernon Thompson was nominated by Mr. Burton, Zachariah Forrest was nominated by Mr. Barnet.

Thompson received six votes, Forrest received five votes—Thompson was declared duly elected.

3d. Enrolling Clerk. Mr. Everitt nominated Wm. T. Brannum.

No other nomination was made—Brannum was, therefore, declared duly elected.

4th. Engrossing Clerk. Mr. Everitt nominated W. P. Brashear, Mr. Wilson nominated John Fitzgerald, Mr. Wharton nominated Thomas Bryson.

Brashear received seven votes, Fitzgerald received three votes, Bryson received one—Brashear was declared duly elected.

5th. Reporter. Mr. Everitt nominated E. L. Stickney.

No other nomination being made, Stickney was declared duly elected.

6th. Serjeant-at-Arms. Mr. Barnet nominated Mr. Foster, Mr. Ellis nominated Mr. Charters, Mr. Wilson nominated Mr. McGee, Mr. Wharton nominated John A. Huiser and E. Stockbridge.

Foster received seven votes, Charters two votes, McGee one vote, Stockbridge one vote—Foster was declared duly elected.

7th. Door-Keeper. Mr. Wilson nominated Wm. K. Smith. Mr. Barnet nominated J. G. Wilkinson.

Wilkinson received nine votes, Smith two votes—Wilkinson was declared duly elected.

8th. Chaplain. Mr. Wharton nominated the Rev. Mr. Allen. Mr. Greer nominated the Rev. Mr. Frazier.

Mr. Dunn moved that the Senate dispense with the services of a Chaplain.

The ayes and noes being called for on this motion, those who voted in the affirmative were :

Messrs. Dunn and Seguire—2.

In the negative :

Messrs. Barnet, Burton, Ellis, Everitt, Greer, Kendrick, Rains, Soud, Wharton, Wilson—9.

So the motion was lost.

The ballot for Chaplain was then taken. Mr. Frazier received six votes, Mr. Allen five—Frazier was declared duly elected.

These officers having been sworn in, the Secretary was deputed to inform the House of Representatives that the Senate was organized, and ready to proceed to business.

On motion of Mr. Barnet, the Senate took a recess of fifteen minutes.

The Secretary returned, and informed the Senate that the

House of Representatives had not yet completed its organization.

On motion of Mr. Burton, the Senate then adjourned until 3 o'clock p. m.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment.

The President addressed the Senate, and withdrew.

On motion of Mr. Burton, Mr. Wharton was called to the chair.

The Senate then proceeded to the election of a President pro tempore.

Mr. Burton nominated the Hon. Wm. H. Wharton, who respectfully declined, and nominated the Hon. S. H. Everitt; Mr. Wilson nominated the Hon. Rich'd Ellis.

The ballot being taken, the Hon. S. H. Everitt received six votes, the Hon. Rich'd Ellis received four votes—the Hon. S. H. Everitt was declared duly elected President pro tempore.

A message from the House of Representatives informed the Senate that the House of Representatives was organized, having elected the following officers:

Hon. John M. Hansford, Speaker.

J. W. Eldridge, Chief Clerk.

Wm. Badgett, Assistant Clerk.

Rich'd Bache, Enrolling Clerk.

Thos. Green, Engrossing Clerk.

James Burke, Reporter.

Geo. S. Stratton, Sergeant-at-Arms.

S. L. Johnson, Door-Keeper.

Rev. John McCalllock, Chaplain.

Also, that the following resolution had been adopted:

Resolved by the House of Representatives, That a committee of three be appointed to wait on the President, in conjunction with a committee from the Senate, to inform him that the two Houses of Congress are ready to receive any *written* communication he may have to make to them.

On motion of Mr. Burton, a committee was appointed, in compliance with the foregoing resolution of the House of Representatives.

The committee was composed of Messrs. Burton, Barnet and Wilson.

On motion of Mr. Burton, the Senate adjourned until to-morrow, 10 o'clock a. m.

NOVEMBER 6th, 1835.

The Senate met pursuant to adjournment—President pro tem in the chair.

On suggestion of the President, it was moved and seconded, that a committee be appointed to make new rules for the regulation of the proceedings of the Senate, or to revise the old rules; which motion being carried,

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

On motion of Mr. Wharton, Mr. Seguiné was allowed an interpreter.

Mr. George Fisher was appointed and sworn in by the President.

Mr. Burton inquired whether it was necessary to pass a resolution, requiring the Secretary of State to deliver to the Secretary of the Senate the documents relating to the unfinished business of the Senate.

The President stated that it was unnecessary, it being the duty of the Secretary of the Senate to demand and receive its archives.

The President offered the following list of standing committees, which was agreed to :

Foreign Relations.—Wharton, Burton and Bamet.

Judiciary.—Rains, Ellis and Dunn.

Finance.—Ellis, Kendrick and Rains.

Indian Affairs.—Burton, Rains and Stroud.

Military Affairs.—Stroud, Wilson and Seguiné.

On motion of Mr. Burton, Mr. Ellis was added to the committee on Indian Affairs.

Mr. Wharton introduced the following resolution :

Resolved, That a committee of three be appointed to act in conjunction with a committee from the House of Representatives, for the purpose of preparing an address to all the citizens of Texas, urging them to rush to the rescue of the inhabitants of our frontier, who are now experiencing all the horrors of a savage war.

Further resolved, That said committee be instructed to propose resolutions, placing at the disposal of the commander-in-chief the necessary funds to organize and equip the volunteers who may be called out.

The rule was suspended, on motion of Mr. Burton, and the resolution was adopted.

On motion of Mr. Wharton, Mr. Seguiné was added to the committee on Indian Affairs.

On motion of Mr. Burton, Messrs. Everitt, Greer and Wharton, were appointed a standing committee on Privileges and Elections.

The President appointed Messrs. Stroud, Seguire and Rains, Engrossing and Enrolling Committees.

Mr. Wharton offered the following resolution :

Resolved, 'That a committee of two be appointed to contract for the printing of the Senate, during its present session, and to present to the Senate the proposals of the various editors and printers who may be applicants.

On motion of Mr. Barnet, the rule was suspended, and the resolution read a second time.

Mr. Dunn moved that the committee consist of three instead of two members.

This amendment was agreed to, and the resolution, as amended, was adopted. Messrs. Wharton, Dunn and Kendrick, were appointed the committee.

A message from the House of Representatives, informing the Senate that the House had concurred in the joint resolution for preparing an address to all the people of Texas, from the Senate, and that Messrs. Wharton, Campbell and Coffee, were appointed the committee on the part of the House.

A message from the House, asking the concurrence of the Senate in a joint resolution appropriating money and arms for the protection of the frontier.

The rule was suspended, and the joint resolution read a 1st time, rule suspended and read a 2d time.

Mr. Burton proposed an additional section, which was adopted.

The resolution, as amended, was read a third time, and passed by a unanimous vote.

Mr. Wharton presented a communication from the 1st Auditor, pointing out a defect in the law creating the officers of 2d Auditor and Comptroller ; which communication was read, and.

On motion of Mr. Wharton, referred to the committee on Finance.

Mr. Burton offered the following resolution :

Resolved by the Senate, That the committee on Foreign Relations be instructed to call on the Hon. Secretary of State for any and all information in his possession calculated to enlighten this body on the important interests confided to that committee.

Rule suspended--resolution adopted.

Resolved by the Senate, That the Committee on Indian Affairs be instructed to call upon the Executive, War and State Departments, for all information calculated to enlighten this

body on the important interests confided to the care of said committee.

Rule suspended—resolution read a second time, and adopted.

Mr. Burton then offered the following resolution :

Resolved by the Senate, That the Committee on Finance be instructed to call upon the Hon. Secretaries of State and Treasury for any and all information in those departments, relative to the loan contemplated by act of Congress, bearing date May 16, 1838, as well as to the general financial concerns of the Republic.

Rule suspended, and resolution passed.

The Committee on Rules and Regulations of the Senate, reported the old rules, with the following additions :

Resolved, That in all elections by joint ballot of both Houses, the characters and capacities of all persons nominated shall be open for free and full discussion.

Further resolved, That all elections, by joint ballot of both Houses, shall be held in secret session.

The rule was suspended, and the resolutions adopted.

A message from the House of Representatives informed the Senate that the House had concurred in the amendment made by the Senate to the joint resolution appropriating money and arms for the defence of the frontier.

The Senate then adjourned till 3 o'clock p. m.

3 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

There not being a quorum present, the Sergeant-at-Arms was sent in search of absent members.

A quorum being present, the President nominated the following standing committees :

Naval Affairs—Messrs. Wilson, Seguine and Burton.

Public Lands—Messrs. Everitt, Greer and Kendrick.

Post Offices and Post Roads—Messrs. Greer, Wilson and Barnet.

Claims and Accounts—Messrs. Kendrick, Seguine and Dunn.

Contingent Expenses—Kendrick, Stroud and Greer.

The Senate went into secret session.

The doors being re-opened :

On motion of Mr. Ellis, the document lately read was referred to the Committee on Indian Affairs.

The President appointed Messrs. Wharton, Ellis and Seguine a committee to prepare an address to the citizens of Texas.

Mr. Wharton gave notice that he should, at an early day, bring

in a bill for the total repeal of the Tariff, except with regard to certain obnoxious articles, which he would therein specify.

Mr. Burton introduced the following resolution :

Resolved. That the Chairman of the Naval Committee be authorized to call upon the Secretary of the Navy for all information in his possession, relating to the present state of the navy of this Republic, and to the means adopted for its increase and support.

Adopted.

Mr. Barnet moved that the Judiciary Committee be instructed to consider whether the interests of the country do not require that operations of the Courts of Law, on *civil* subjects, be suspended during the present Indian war.

Mr. Burton moved, by way of amendment, that the same committee should also consider whether the operations of the Land Office ought not also to be closed, so far as relates to location or survey of land, during the same period.

These motions were carried, and the committee instructed accordingly.

On motion of Mr. Wharton, the Printing Committee were instructed to have printed a sufficient number of copies of the Rules and Regulations for the government of the Senate.

Mr. Burton moved, that before the printing of the Rules and Regulations, the following rule be added :

In all cases where the vote of the President *pro tem.* of the Senate, voting in his capacity of Senator, shall make a tie, he shall not be entitled to a casting vote ; but all bills, motions and resolutions, so voted for, shall be considered as lost.

The resolution was laid on the table for one day.

The Senate then adjourned until to-morrow, 10 o'clock a. m.

SENATE CHAMBER, Nov. 7th, 1838.

The Senate met pursuant to adjournment.

A quorum being present, the Journals were read, and approved.

The Committee on Indian Affairs reported, that they had waited on the President for the information called for in a resolution passed by the Senate ; that they had also presented to the President the communication recently read in secret session ; and that His Excellency had promised to give both subjects his early attention.

Mr. Stroud, as Chairman of the Enrolling and Engrossing Committee, reported that the President of the Republic had

signed the joint resolution appropriating money and arms for the protection of the frontier.

On motion of Mr. Stroud, one thousand copies were ordered to be printed.

Mr. Wharton, Chairman of the Committee on Foreign Relations, reported that they had called on the Secretary of State for the information called for in a resolution of the Senate, but that they had not yet been able to see the Secretary.

Mr. Wharton, as Chairman of the Committee on Printing, moved that the Senate go into an election of its public printers as early as practicable. Carried.

The President informed the Committee on Contingent Expenses that they only were authorized to order the purchase of the articles required by the Senate; and that the Clerks of the Senate ought to make requisitions on the committee for any thing they found necessary.

On motion of Mr. Kendrick, Mr. Wharton was added to the Committee on Finance.

On motion of Mr. Barnet, the Secretary was sent to inform the House of Representatives that the Senate was ready to meet the House at 12 o'clock, in order to count the votes for President and Vice President of the Republic.

Mr. Seguire introduced a resolution that the estates of those who should, in any way, aid or abet the enemy, during the present Indian war, should be forfeited to the government, and appropriated to defray the expenses of said war.

Resolution was read a first time, the rule suspended, read 2d time, and, on motion of Mr. Wharton, the resolution was referred to the Judiciary Committee.

Mr. Ellis introduced a resolution, that the Judiciary Committee be instructed to report, by bill or otherwise, upon the expediency of reducing the fees of certain judiciary officers therein named.

On motion of Mr. Wharton, the rule was suspended, the resolution read a second time, and adopted.

Senate was informed that the House of Representatives had concurred in the invitation, to meet at 12 o'clock, for the purpose to count the votes of President and Vice President.

On motion of Mr. Wharton, the Senate took a recess of ten minutes, in order to prepare to meet the House of Representatives.

The Senate met in joint session with the House of Representatives.

The Speaker of the House of Representatives nominated a committee to count the votes for President and Vice President. The votes were partly counted, but the returns from several

counties not having yet arrived, the Senate adjourned until 3 o'clock p. m.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment.

A quorum being present, on motion of Mr. Barnet,
Resolved, That the Secretary be ordered to inquire of the House of Representatives if that body had received any communication from the President of the Republic, and to request the House, if any such message had been sent them, to communicate it to the Senate as soon as practicable.

Mr. Stroud introduced a resolution, authorizing the President to forward arms to the frontier, and to draw on the Treasury for the funds necessary for the transportation of said arms.

The resolution was read a first time; and, on motion of Mr. Wharton, the rule was suspended, and the resolution read a second time.

Mr. Wharton offered a substitute to the resolution, which was accepted.

Mr. Dunn moved that the resolution be referred to the Committee on Military Affairs.

The question being put, the motion of Mr. Dunn was lost.

Mr. Burton moved that the rule be suspended.

Mr. Dunn called for the ayes and noes.

Those who voted in the affirmative were:

Messrs. Barnet, Burton, Greer, Kendrick, Rains, Stroud, Se-
guine, Wharton and Wilson—9.

In the negative:

Messrs. Dunn, Ellis and Everitt—3.

The President asked the decision of the Senate, whether a unanimous vote, according to one of the rules of the Senate, or only a majority of two-thirds, according to the constitution, should be necessary to a suspension of the rule.

The Senate then decided that a majority of two-thirds should be sufficient. The rule was, therefore, suspended, and the resolution of Mr. Stroud was finally passed.

Mr. Barnet presented a petition from the owners of the capitol, praying for a renewal of the lease of that building—also, a joint resolution authorizing the President to renew said lease. Read a first time, and laid on the table for one day.

The resolution making an additional rule for the transaction of business of the Senate, was read a second time.

Mr. Wharton moved an amendment, making exception with regard to the election of officers of the Senate, &c.—which amendment was agreed to.

The resolution was ordered to be engrossed for a third reading.

A message was received from the House of Representatives covering to the Senate a copy of a communication from the President of the Republic.

Mr. Burton introduced a resolution that the President of the Republic be requested to furnish this House with an exhibit of the manner in which had been applied an appropriation of \$25,000, made 28th Dec. 1837, and what surplus remains.

Laid on the table for one day.

Mr. Wilson introduced a resolution respecting the United States' Northern Indians; which, on motion of Mr. Burton, was referred to the Committee on Indian Affairs.

On motion of Mr. Greer, the citizens were allowed to assemble this evening in the Senate Hall.

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

SENATE CHAMBER, Nov. 5th, 1838.

The Senate met pursuant to adjournment.

A quorum being present, the journals were read and approved.

The Hon. Ed. Burleson, from Bastrop, Gonzales and Fayette, presented his credentials, took the oath and his seat.

Mr. Ellis presented a petition, praying for the incorporation and endowment of the College of De Kalb. Mr. Ellis, at the same time, gave notice that to-morrow he should introduce a bill for the incorporation of said College.

On motion of Mr. Wharton, the communication from His Excellency the President was then read.

Mr. Burton moved its reference to a special committee.

Messrs. Burton, Ellis and Burleson were appointed said committee.

On motion of Mr. Wharton, Mr. Burleson was added to the Committee on Indian and Military Affairs.

ORDERS OF THE DAY.

Resolution requiring information of the President concerning a certain appropriation of money, was read a second time, and adopted.

Joint resolution authorizing the President to renew the lease of the Capitol, was read a second time, and, on motion of Mr. Barnet, referred to the Committee on Claims and Accounts.

Resolution relating to the vote of the President pro tem. of the Senate; read a third time, and adopted.

Mr. Wharton moved that 12 o'clock to-morrow be appointed for the Senate to go into an election of its printer; which motion was carried.

Mr. Wharton moved that 100 copies of the resolution appropriating money and arms for the defence of the frontier, be printed in the Castilian language; this motion was agreed to.

Mr. Wharton introduced a resolution appointing a special committee to obtain proofs whether or not any of the Indians now making war against the people of Texas, were Indian tribes immigrated from the territories of the United States.

The rule was suspended, and the resolution placed on its 2d reading.

On motion of Mr. Burton, it was amended, read a third time, and passed.

Messrs. Burleson, Stroud and Burton were appointed said committee.

Mr. Wharton introduced a resolution that the Judiciary Committee be instructed to report upon the expedience of abridging the jurisdiction of county courts; also, to draft a law for the more effectual punishment of counterfeiting; laid on the table for one day.

Mr. Wharton introduced a joint resolution abolishing the Tariff; read a 1st time, and laid on the table.

Mr. Wharton introduced a resolution instructing the Committee on Finance to procure the returns from all the sheriffs, and to call on the Secretary of the Treasury for an estimate of the current expenses of the year; read 1st time, and laid on the table for one day.

Mr. Barnett moved a reconsideration of the resolution requiring the Committee on Foreign Relations to call on the Secretary of State for certain information; reconsidered.

Mr. Barnett offered a substitute for the resolution, which required the committee to call on the President, instead of the Secretary of State; this substitute was accepted, and finally passed.

On motion of Mr. Wilson, the Senate adjourned till three o'clock p. m.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment—A quorum present.

Mr. Wharton offered a petition to Congress upon the subject exempting from civil process those who should respond to the call made by Gen. Rusk.

On motion of Mr. Wharton, referred to the Judiciary Committee.

On motion of Mr. Wharton, joint resolution abolishing the Tariff was taken up; the rule suspended, and a substitute accepted, referring the consideration of the subject to a special committee.

Messrs. Ellis, Burton, Wharton and Everitt were made said special committee.

On motion of Mr. Greer, the House of Representatives was informed that the Senate had referred the message of the President to a special committee, and inviting of the Senate the conference of a similar committee on the part of the House.

A message from the House of Representatives informed the Senate that Messrs. Swift, Fisk and Caldwell were appointed a committee of the House, to confer with the committee of the Senate on the President's message.

On motion of Mr. Wilson, the Senate then adjourned until 10 o'clock to-morrow.

SENATE CHAMBER, Nov. 9th, 1838.

The Senate met pursuant to adjournment.

A quorum being present, the Journals were read, and approved.

Mr. Wharton, from the committee to prepare an address to the people, reported that the committee had not yet been able to confer with the committee of the House of Representatives.

Mr. Burton, from the Committee on Foreign Relations, reported that the committee had applied to the President for the information required, but that His Excellency complained of ill health, and made no reply to their inquiries.

Mr. Burton, of the Committee on Indian Affairs, reported that the joint resolution requiring the President to send despatches to the U. States, respecting their Indians making war against Texas, be indefinitely laid on the table.

Report agreed to.

Mr. Ellis introduced a bill establishing the College of Dr. Kalb; read 1st time, and laid on the table for one day.

Mr. Wharton introduced a joint resolution requiring the President to forward commissions to militia officers; read 1st time.

On motion of Mr. Wharton, the rule was suspended, and the resolution placed on its second reading.

On motion of Mr. Burton, an amendment was made.

The resolution was read a third time and adopted.

ORDERS OF THE DAY.

Resolution instructing the Judiciary Committee to report on the expediency of abridging the jurisdiction of county courts, and providing for the more effectual punishment of counterfeiting; read a second time and adopted.

Resolution with regard to sheriffs' returns, and an estimate of the current expenses; read 2d time, and laid on the table, on motion of Mr. Greer.

Memorial on the subject of suspending civil proceedings against those who should take the field against the Indians; read 2d time, and referred to the Judiciary Committee.

On motion of Mr. Everitt, Mr. Burleson was added to the Committee on Public Lands.

Mr. Everitt moved that the Senate employ another assistant Secretary, who should aid the chief Secretary in the discharge of his duties, and act as clerk to the Committees on Judiciary and Finance; carried.

On motion of Mr. Everitt, W. H. Grimes was appointed said assistant Secretary.

On motion of Mr. Wharton, the Senate took a recess of ten minutes, preparatory to going into an election of its printer.

At 12 o'clock the Senate proceeded to an election of printer, with closed doors.

Messrs. Cruger & Moore and Jas. W. Simmons, were placed in nomination. Messrs. Cruger & Moore received six votes—Mr. Jas. W. Simmons received five votes. Cruger & Moore were elected by a majority of one vote.

On motion of Mr. Greer, ten copies of the Telegraph were ordered for each member of the Senate.

On motion of Mr. Wharton, it was

Resolved, That the Secretary be instructed to call on the House of Representatives for the original or copies of all communications received from the heads of departments, Executive, &c.

Fifty copies of the rules of the Senate, the rules of the House of Representatives, and the Constitution, were ordered to be printed.

On motion of Mr. Kendrick, the Senate adjourned until Monday morning, 19 o'clock.

SENATE CHAMBER, Nov. 12th, 1838.

The Senate met pursuant to adjournment.

A quorum being present, the journals were read and approved.

Mr. Wilson, of the Committee on Naval Affairs, reported that the committee had applied to the Secretary of the Navy for the information called for by the Senate; that the reply of the Secretary was, that he had already given that information to the Executive.

Mr. Ellis, of the Committee on the Judiciary, reported "an act to repeal the 6th section of the act organizing and defining the powers of Inferior Courts, and for other purposes;" read a first time, and laid on the table for one day.

Mr. Kendrick, of the Committee on Claims and Accounts, reported a resolution authorizing the President to renew, for one year, the Capitol, and appropriating ——— dollars for that purpose; read 1st time, and laid on the table for one day.

Mr. Ellis, Chairman of the Committee to prepare an address to the people, reported an address and resolutions; which were read a 1st time, and laid on the table for one day.

Mr. Grimes, the assistant Secretary, was sworn in by the President.

Mr. Wharton moved that the Chairman of the Committee on Naval Affairs be instructed to inquire of the Secretary of the Navy how an appropriation made for the Navy had been applied, and why the officers of the Navy had not been paid; motion agreed to, and committee instructed accordingly.

A communication from the Secretary of War, showing, in obedience to a resolution of the Senate, how a certain appropriation of \$25,000 had been expended.

On motion of Mr. Burton, the communication was referred to a special committee.

Messrs. Burton, Seguin and Greer were appointed said committee.

ORDERS OF THE DAY.

An act to establish and incorporate the College of De Kalb: read 2d time, and,

On motion of Mr. Wharton, referred to a special committee.

Messrs. Ellis, Burleson and Dunn were appointed said committee.

A message from the House of Representatives requested the concurrence of the Senate in an act authorizing the Assessor of taxes of Harrisburg county to appoint a deputy; read 1st time, and laid on the table.

Mr. Dunn offered a resolution that the citizens of Gonzales, Victoria, Goliad, Refugio, San Patricio and Bexar, be exempt

from direct taxation up to the 1st January next : read a 1st time, and laid on the table.

On motion of Mr. Wharton, the report of the committee to prepare an address to the citizens, was taken up, and placed upon its 2d reading.

Mr. Burton moved a suspension of the rule.

Mr. Dunn was opposed to the too frequent suspension of the rules.

The question being put, the rule was suspended.

The report, the address and the resolutions were unanimously adopted.

On motion of Mr. Burton, the Senate then adjourned until 3 o'clock p. m.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment—A quorum present. Mr. Burton, of the special committee on the President's message, made a written report, and offered a resolution, that the communications which might become necessary from the Executive to the Legislature, shall, in future, be made in writing : read 1st time, and laid on the table one day.

A message from the House of Representatives informed the Senate that the House had passed the joint resolution appropriating money for the transportation of arms, &c. to the frontier :

Also, the joint resolution requiring the President to issue commissions—originated in the Senate.

Mr. Wharton moved that the Judiciary Committee of the House of Representatives be invited to confer with the Judiciary Committee of the Senate ; motion agreed to.

The Senate then went into secret session. The doors being reopened.

On motion of Mr. Wilson, the Senate adjourned until to-morrow, 10 o'clock a. m.

SENATE CHAMBER, Nov. 13th, 1839.

The Senate met pursuant to adjournment.

A quorum being present, the journals were read and approved.

Mr. Burton, of the special committee on the President's message, obtained leave to withdraw the report of said committee, in order that the committee might first present it to the committee of the House of Representatives on the same subject.

ORDERS OF THE DAY.

An act to repeal the sixth section of the act defining the powers of the Inferior Courts, and for other purposes: read a 2d time.

On motion of Mr. Wharton, referred to the Judiciary Committee.

On motion of Mr. Burton, Mr. Wharton was added to the Judiciary committee.

On motion of Mr. Dunn, Mr. Burton also was added to said committee.

A joint resolution, authorizing the President to renew, for one year, the lease of the Capitol; read a 2d time.

On motion of Mr. Kendrick, the blank was filled with \$5,000; engrossed for a third reading.

An act, authorizing the Assessor of Taxes, Harrisburg county, to appoint a deputy; read a second time.

On motion of Mr. Wilson, it was indefinitely laid on the table.

Mr. Wharton introduced a resolution amending the 29th rule for conducting the business of the Senate; read a first time, and laid on the table for one day.

Mr. Grear introduced a bill for the present defence and permanent protection of the frontier; read a first time, and laid on the table.

A message from the House of Representatives, requesting the concurrence of the Senate in a joint resolution requiring Gen. Rusk to forward to Congress information with regard to the movements of the Indians; read a first time, and rejected.

A message from the House of Representatives requested concurrence of the Senate in a joint resolution requiring the Secretary of the Treasury to pay to the Paymaster, 1st Reg. 2d Brigade, Texas Militia, the \$20,000 appropriated for the expedition of the men called for by Gen. Rusk; read a 1st time.

On motion of Mr. Wharton, rule suspended, and read a 2d time.

Mr. Wharton moved an amendment requiring the officer, to whom the money was to be paid, to give bond and security for its faithful disbursement, in double the amount; which amendment was agreed to.

On motion of Mr. Barnet, rule further suspended, and resolution read a 3d time, and adopted.

On motion of Mr. Wharton, a committee was appointed, to which was referred the unfinished business of the last session.

Messrs. Barnet, Burleson and Wilson were appointed said committee.

A message from the House of Representatives informed the Senate that the House had agreed to the address to the people, adopted by the Senate, and ordered 1,000 copies to be printed for the House.

On motion of Mr. Wharton, 500 copies of the address were ordered to be printed.

On motion of Mr. Seguire, 100 copies were ordered to be printed in the Castilian language.

A message of the House informed the Senate that its amendment to the joint resolution, requiring the Secretary of Treasury to pay certain money to the Paymaster of militia, had been agreed to by the House.

Mr. Wharton, of the Committee on Finance, introduced a resolution validating all the official acts of the 2d Auditor and Comptroller; read 1st time.

On motion of Mr. Wharton, a committee was appointed to inquire of the President if he had issued the \$350,000, or what part of it, which the law authorized him to issue in case of emergency.

On motion of Mr. Kendrick, the Senate adjourned until 3 o'clock.

3 O'CLOCK, P. M.

The Senate met pursuant to adjournment—A quorum being present.

A message from the House of Representatives, asked the concurrence of the Senate in a bill authorizing the President to issue \$20,000 of the promissory notes, for certain purposes therein named; read 1st time.

On motion of Mr. Burton, rule suspended, and bill read a 2d time.

Mr. Burton moved a substitute, requiring the President to issue \$100,000, as he was authorized to do by the law of the 18th May, 1838; rule suspended, and substitute read a second time.

Mr. Burton moved an amendment, specifying to what officer \$20,000 of said promissory notes were to be paid; which amendment was agreed to, and the bill, as amended, read a third time, and passed.

A message from the House of Representatives, asked concurrence of the Senate in an act to amend an act entitled an act to amend the Judiciary Laws of the Republic, approved Dec. 1837; read 1st time, and laid on the table.

Mr. Burton presented the report of the joint special committee on the President's message, with a resolution that all communi-

cations from the Executive to the Legislature, shall, in future, be made in writing; read 1st time, and laid on the table.

Mr. Wilson offered a joint resolution appointing a committee to devise ways and means for the better preservation of the archives of the nation; read 1st time, and laid on the table.

Mr. Greer introduced an act to authorize the Judge of the 1st Judicial District to hold a special term for certain purposes therein named; read 1st time and laid on the table.

On motion Mr. Kendrick, the Senate adjourned until 10 o'clock to-morrow.

SENATE CHAMBER, Nov. 14th, 1838.

The Senate met pursuant to adjournment.

A quorum being present, the journals were read and approved.

ORDERS OF THE DAY.

Joint resolution repealing the Tariff, was taken up, and,

On motion of Mr. Wharton, made the order of the day for the third Monday in December.

Resolution amending rule 39; read a third time, and passed.

Joint resolution validating official acts of 2d Auditor and Comptroller; read a second time.

On motion of Mr. Duffn, amended.

On motion of Mr. Barnet, further amended.

Mr. Barnet offered a substitute, which was accepted.

The resolution was ordered to be engrossed for a 3d reading.

A message from the House of Representatives informed the Senate that the substitute to the act authorizing the issue of promissory notes, passed by the Senate, had been accepted by the House, with amendments; which amendments were concurred in.

Joint resolution to raise a corps of mounted gun-men, for the protection of the North-western frontier; read 1st time, and,

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

On motion of Mr. Wilson, Mr. Wharton was added to the Committee on Military Affairs.

On motion of Mr. Wharton, the Military Committee of the Senate was requested to confer with the same committee of the House of Representatives, on the subject of this joint resolution.

A bill to provide for the present defence and permanent protection of the frontiers; read a second time.

On motion of Mr. Wharton, referred to the Committee on Military Affairs, and said committee instructed to invite a conference of the Military Committee of the House of Representatives.

An act to amend an act entitled an act to amend the Judiciary Laws of the Republic, approved 18th Dec. 1837; read a 2d time, and,

On motion of Mr. Barnet, referred to the Judiciary Committee.

An act to authorize the Judge of the first Judicial District to hold a special term; read a 2d time, and,

On motion of Mr. Greer, amended by striking out the word Mexican.

On motion of Mr. Wharton, further amended by striking out the word January, and substituting the word February in its place.

Mr. Greer moved the suspension of the rule; which motion was withdrawn.

Joint resolution for a committee to be appointed to devise means for the better preservation of the archives; read a 2d time, and adopted.

On motion of Mr. Wharton, the Senate then adjourned till 3 o'clock p. m.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment.

A quorum being present, the Senate proceeded to the

ORDERS OF THE DAY.

Joint resolution requiring communications from the Executive to the Legislature, to be made in writing, was placed upon its 2d reading.

Mr. Greer moved that the resolution be laid on the table till 1st Monday in December.

Mr. Wilson called for the ayes and noes.

Those who voted in the affirmative were: Messrs. Everett, Barnet, Burleson, Greer, Seguire, Wharton—6.

Those who voted in the negative were: Messrs. Barton, Dunn, Kendrick, Rains, Stroud and Wilson—6.

So the motion of postponement till December, was lost.

Mr. Dunn moved the indefinite postponement of the resolution.

Mr. Wilson called for the ayes and noes.

Those who voted in the affirmative were:

Ayes—Messrs. Barnet, Burleson, Dunn, Rains, Stroud, Wharton and Wilson—7.

In the negative:

Noes—Messrs. Everitt, Burton, Greer, Kendrick and Se-guine—5.

So the resolution was indefinitely postponed.

A message from the House of Representatives asked the concurrence of the Senate in a joint resolution, instructing our minister at Washington to open a negotiation permitting Texians, travelling to the United States, to carry their slaves with them; read 1st time, and laid on the table.

Also, asking concurrence of the Senate in a joint resolution for the relief of Rob't Neill; read first time, and laid on the table.

A message from the House of Representatives informed the Senate that the report of the joint committee on the President's message, with accompanying resolutions, had been rejected by the House of Representatives.

On motion of Mr. Burton, the Senate adjourned until to-morrow, 10 o'clock.

SENATE CHAMBER, Nov. 15th, 1838.

The Senate met pursuant to adjournment.

A quorum being present, the journals were read and approved.

ORDERS OF THE DAY.

Joint resolution instructing our minister at Washington to open a negotiation permitting Texian citizens, travelling into the United States, to take with them their slave servants; read a 2d time.

Mr. Wharton moved its reference to the Judiciary Committee: which motion was lost.

On motion of Mr. Rains, the joint resolution was indefinitely postponed.

Joint resolution for the relief of Rob't. Neill; read a second time, and.

On motion of Mr. Burleson, referred to the Committee on Public Lands.

Joint resolution validating the acts of 2d Auditor and Comptroller; read a 3d time.

Mr. Dunn moved its reference to the Judiciary Committee: which motion was lost, and the joint resolution adopted.

A bill authorizing the Judge of the first Judicial District to hold a special term; read a 3d time, and passed.

Joint resolution exempting the citizens of certain western counties from taxation; placed on its 2d reading.

Mr. Everitt moved its indefinite postponement.

Mr. Everitt afterward withdrew his motion of indefinite postponement, and moved the reference of the joint resolution to the Judiciary Committee, with instructions to report as soon as practicable; which motion was carried.

Mr. Wilson introduced a resolution that the furniture of the Senate, not in actual use, be sold at auction, and the proceeds applied to defray the expenses of the Senate: read first time, and laid on the table for one day.

Mr. Wharton moved a reconsideration of the vote on the joint resolution requiring messages from the President to be made in writing; which motion was agreed to.

Mr. Wharton then proposed a substitute, which expressed the opinion of the Senate that the public interests would be best promoted by communications, between the Executive and Legislature, being made in writing.

The question being put, the ayes and noes were called for.

Those who voted in the affirmative were:

Noes.—Messrs. Barnet, Burselson, Burton, Everitt, Greer, Kendrick, Seguire and Wharton—S.

In the negative:

Messrs. Dunn, Rains, Stroud and Wilson—A.

So the substitute was accepted, and the resolution finally adopted.

On motion of Mr. Greer, the Senate adjourned till 3 o'clock.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment.

A quorum not being present, the Sergeant-at-arms was sent in search of absent members.

A quorum being present, a message from His Excellency the President was received.

The Senate then resolved itself into secret session. The doors being re-opened,

On motion of Mr. Burton, the Senate adjourned till 10 o'clock tomorrow morning.

SENATE CHAMBER, Nov. 16th, 1835.

The Senate met pursuant to adjournment.

A quorum being present, the journals were read and approved.

The Committee on Public Lands reported that it would be improper to pass the law for the relief of Rob't. Neill.

A message from the President, with documents from the Secretary of State, relative to Indian Affairs. The documents having been read,

On motion of Mr. Everitt, they were referred to the Committee on Indian Affairs.

Mr. Wilson, Chairman of the Committee on Naval Affairs, reported a statement from the Treasurer, which was read, and,

On motion of Mr. Everitt, referred to the Committee on Finance.

A message from the House of Representatives informed the Senate that the act authorizing the Judge of the first Judicial District to hold a special term, had been passed by the House with amendments; which amendments were concurred in by the Senate.

On motion of Mr. Burton, the Senate adjourned until 3 o'clock p. m.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment.

A quorum not being present, the Sergeant-at-arms was sent in search of absent members. A quorum being present,

Mr. Burleson offered a resolution calling on the President of the Republic for the correspondence between His Excellency and General T. J. Rusk, relative to Mexican and Indian affairs.

On motion of Mr. Wharton, the rule was suspended, and the resolution passed.

Mr. Wilson offered a resolution that those Senators who thought proper might be allowed to decline signing their names to the address to the people; read 1st time.

Mr. Barnet moved the suspension of the rule; which motion was agreed to, and the resolution adopted.

Messrs. Dunn, Rains and Wilson withdrew their names.

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

SENATE CHAMBER, Nov. 19th, 1838.

The Senate met pursuant to adjournment.

A quorum being present, the journals were read and approved.

The Committee on the Judiciary, to which was referred the resolution exempting from direct taxes citizens of certain countries, reported a substitute for the resolution; the report was read a first time, and laid on the table for one day.

The committee to whom was referred the bill establishing De Kalb College, reported the bill with two additional sections; report read a first time, and laid on the table.

The Committee on Military Affairs reported a bill to raise a corps for the protection of the frontier against the Indians; read a first time, and laid on the table for one day.

On motion of Mr. Kendrick, 50 copies were ordered to be printed for the use of the Senate.

ORDERS OF THE DAY.

Report of the Committee on Public Lands, was read a second time, and adopted.

Resolution requiring certain furniture to be sold; read a second time.

On motion of Mr. Barnet, amended, and finally passed.

Mr. Burton introduced a joint resolution for the relief of Beverly Greenwood; read a first time.

Mr. Burton moved that the rule be suspended, and the joint resolution referred to the Committee on Claims and Accounts, with instructions to report without delay.

The ayes and noes being called for, those who voted in the affirmative were:

Messrs. Burton, Burleson, Greer, Kendrick, Rains, Seguire, Wharton, Wilson—8.

In the negative:

Messrs. Everitt, Barnet, Dunn and Stroud—4.

So the motion of Mr. Burton was carried.

A message from the President of the Republic, informing the Senate that he had made a pro tempore appointment of a Chief Justice.

On motion of Mr. Burleson, laid on the table until the third Monday in December.

A message from the House of Representatives, asking concurrence of the Senate in a bill to incorporate the Matagorda Steam

Mill Company; read a first time, and laid on the table for one day.

Mr. Seguire offered a resolution instructing the Serjeant-at-arms to have seats prepared on the floor of the Senate for the accommodation of ladies, and prohibiting smoking in the Senate Chamber during the session; read a first time, and laid on the table.

On motion of Mr. Everitt, the Senate went into secret session. The doors being re-opened,

Mr. Burleson introduced a joint resolution requiring the President of the Republic to issue land titles; read a first time, and laid on the table for one day.

On motion of Mr. Wilson, the Senate then adjourned until 10 o'clock to-morrow.

SENATE CHAMBER, Nov. 20th, 1838.

The Senate met pursuant to adjournment.

A quorum being present, the Journals were read, and approved.

The Senate proceeded to the

ORDERS OF THE DAY.

A bill establishing the College of De Kalb, was read by sections.

On motion of Mr. Ellis, the blank, in the 10th section, was filled with four leagues.

On motion of Mr. Greer, the benefits of the 10th and 11th sections were extended to San Augustine College.

Mr. Seguire offered an amendment, extending the benefits of the law to an institution hereafter to be established in Bexar, and called Travis College.

Mr. Seguire afterwards withdrew his amendment, and gave notice that, at an early date, he should introduce a law establishing an institution of learning in Bexar.

Mr. Wilson offered an amendment, granting the benefits of 10th section to a college to be established in Harrisburg county.

The question being put, shall the amendment be adopted? Mr. Wilson called for the ayes and noes.

Those who voted in the negative were: Messrs. Everitt, Burleson, Burton, Dunn, Ellis, Greer, Kendrick and Seguire.—9.

In the affirmative: Mr. Wilson—1.

So the amendment was lost.

The bill was then ordered to be engrossed for a third reading.

The bill exempting from direct taxation the citizens of certain counties, was read a second time.

Mr. Seguire moved that 100 copies of the report and bill be printed for the use of the Senate; which motion was lost.

On motion of Mr. Burton, the bill was amended, by the insertion of the words "and all other property," in the proviso to the bill.

Mr. Burleson offered an amendment, confining the benefits of the act to actual residents, except widows and orphans. This amendment was agreed to.

The question being put, shall the bill be engrossed for a third reading? Mr. Dunn called for the ayes and noes.

Those who voted in the affirmative were: Messrs. Burleson, Burton, Dunn, Ellis, Kendrick, Rains, Seguire and Stroud—8.

In the negative: Messrs. Everitt, Barnet, Greer and Wilson—4.

So the bill was ordered to be engrossed for a third reading.

On motion of Mr. Wilson, the Senate then adjourned until 3 o'clock p. m.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment.

A quorum being present, the Senate proceeded to the

ORDERS OF THE DAY.

A bill incorporating a Matagorda Steam Mill Company, was read a second time, and passed to a third reading.

A resolution inviting ladies to a seat in the Senate, and prohibiting all smoking; read a second time, and adopted.

The Hon. Oliver Jones, from Austin and Colorado, presented his credentials, took the oath and his seat.

Mr. Barnet, for the Judiciary Committee, reported the act amending an act to amend the Judiciary Laws of the Republic, approved December, 1837, without amendment; read, and laid on the table for one day.

The Committee on Claims and Accounts, report in favor of the joint resolution for the relief of Beverly Greenwood; read a first time.

Mr. Wharton moved a suspension of the rule, which motion was lost; laid on the table for one day.

Joint resolution requiring the President of the Republic to proceed to the confirmation of land titles; read second time, and,

On motion of Mr. Burleson, laid on the table till called up.
 Joint resolution to raise a corps of mounted gun-men; read
 a second time, and,

On motion of Mr. Wharton, laid on the table till called up.

A message from the House of Representatives informed the
 Senate that the House had concurred in the joint resolution au-
 thorizing the President to renew the lease of the Capitol.

Also, asked concurrence of the Senate in the following bills:

An act to repeal a certain act therein named, and

A joint resolution appointing 26th November for the election
 of Chief Justice.

Both of which bills were read a first time, and laid the table
 for one day.

Mr. Wilson introduced an act to incorporate Protection Fire
 Company No. 1; read first time, and laid on the table for one
 day.

On motion of Mr. Wharton, 100 copies of the Law altering the
 jurisdiction of the Inferior Courts, and 100 copies of the report
 of the Judiciary, on the law exempting certain counties from di-
 rect taxation, were ordered to be printed.

On motion of Mr. Wilson, the Senate adjourned until to-mor-
 row, 10 o'clock a. m.

SENATE CHAMBER, Nov. 21st, 1838.

The Senate met pursuant to adjournment.

A quorum being present, the journals were read and ap-
 proved.

ORDERS OF THE DAY.

An act amending an act to amend the Judiciary Laws of the
 Republic; read a third time, and,

On motion of Mr. Wharton, referred to the Judiciary Commit-
 tee, with instructions to report the state the passage of this act
 would leave the laws with regard to drawing jurors.

Joint resolution appointing a day for the election of Chief Jus-
 tice; read a second time, and,

On motion of Mr. Wharton, laid on the table till called up.

An act to repeal a certain act therein named; read a 2d time,
 and,

On motion of Mr. Burleson, referred to the Judiciary Com-
 mittee.

An act to incorporate the Matagorda Steam Mill Company; read a third time, and,

On motion of Mr. Jones, referred to a committee of the whole on to-morrow.

An act to incorporate Protection Fire Company No. 1; read a second time, and,

On motion of Mr. Wharton, referred to a special committee.

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

A message from the House of Representatives asked concurrence of the Senate in a resolution appointing 22d inst. for the election of a Chief Justice of Matagorda county.

On motion of Mr. Wharton, referred to a special joint committee of both Houses.

Messrs. Kendrick, Jones and Wharton were appointed said committee on the part of the Senate.

On motion of Mr. Ellis, Mr. Jones was added to the Committee on the Judiciary.

On motion of Mr. Wharton, Mr. Jones was added to the Committee on Naval Affairs.

Mr. Burleson introduced a joint resolution requesting the President of the Republic to order a company of troops to march from Houston to Gonzales, and other places on the Western frontier; read a first time.

On motion of Mr. Barnett, rule suspended, and read a second time.

On motion of Mr. Jones, rule further suspended, joint resolution read a third time and passed.

Bill to incorporate the College of De Kalb; read a third time, and passed.

The special committee, to which was referred documents from the Secretary of War, relative to certain expenditures, presented a written report; which was read a first time, and laid on the table for one day.

On motion of Mr. Dunn, the Senate adjourned until 10 o'clock to-morrow.

SENATE CHAMBER, Nov. 22d, 1838.

The Senate met pursuant to adjournment.

A quorum being present, the journals were read and approved.

Mr. Seguine, of the Committee on Military Affairs, reported a bill to provide for the present defence and permanent protec-

tion of the frontiers; read a first time, and laid on the table for one day.

Mr. Rains, of the Judiciary Committee, reported, without amendment, an act amending an act to amend the Judiciary Laws of the Republic; read a first time, and laid on the table for one day.

Mr. Ellis, of the Judiciary Committee, reported, without amendment, an act to repeal a certain act therein named; read a first time, and laid on the table for one day.

ORDERS OF THE DAY.

The Senate resolved itself into a committee of the whole, on the bill to incorporate the Matagorda Steam Mill Company.

The committee rose, and reported the bill without amendment; laid on the table for one day.

An act for the relief of Beverly Greenwood; read a third time, and placed on its final passage.

Mr. Burton called for the ayes and noes.

Those who voted in the affirmative were: Messrs. Burleson, Burton, Kendrick, Rains and Wharton—5.

In the negative: Messrs. Everitt, Barnett, Dunn, Ellis, Greer, Jones, Stroud, Seguire and Wilson—9.

So the bill was rejected.

Report of the special committee to which were referred documents from the Secretary of War, relative to certain expenditures; read a second time, and

On motion of Mr. Wharton, laid on the table till called up.

Mr. Wilson presented a petition from D. B. Smith, praying for relief; read a first time, and laid on the table for one day.

Mr. Barnett introduced a bill defining and prohibiting usury; read a first time, and laid on the table for one day.

On motion of Mr. Wharton, the act to provide for the defence of the North-western frontier was taken up, and placed on its second reading.

On motion of Mr. Stroud, referred to a special committee.

Messrs. Burton, Burleson, Dunn and Seguire were appointed said committee, with instructions to report to-morrow morning.

On motion of Mr. Dunn, the Senate adjourned until to-morrow, 10 o'clock.

SENATE CHAMBER, Nov. 23d, 1838.

The Senate met pursuant to adjournment.

A quorum being present, the journals were read and approved.

The special committee on the bill for the protection of the North-western frontiers, reported a substitute for the bill; read a first time.

On motion of Mr. Seguine, rule suspended, and read a second time.

On motion of Mr. Burton, the bill was read by sections.

Mr. Seguine moved that six months, instead of three, be the term of service of the men called out; which motion was lost.

Mr. Burton moved that the blank, in 10th section, be filled with \$20,000; which motion was carried.

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

Mr. Everitt moved that 100 copies be printed; which motion was lost.

ORDERS OF THE DAY.

An act to amend "an act amending the Judiciary Laws of the Republic," approved December, 1837; read a third and passed.

An act to repeal a certain act therein named; read a 3d time, and passed.

An act to incorporate the Matagorda Steam Mill Company; read by its caption, and passed.

Petition of D. B. Smith, for relief; read a 2d time, and,

On motion of Mr. Wilson, referred to the Committee on Claims and Accounts.

A bill exempting certain citizens of certain counties from direct taxation; read a 2d time.

Mr. Greer moved that the counties of San Augustine, Shelby and Sabine be included in the bill; rejected.

Mr. Wilson moved that the counties of Harrisburg and Liberty be included in the bill; rejected.

Mr. Wilson moved its indefinite postponement.

Mr. Burton called for the ayes and noes.

Those who voted in the affirmative, were: Messrs. Barnett, Greer, Jones and Wilson—4.

In the negative: Messrs. Everitt, Burleson, Burton, Dunn, Ellis, Kendrick, Rains, Seguine and Stroud—9.

So the motion for postponement was lost.

On motion of Mr. Dunn, the bill was ordered to be engrossed for a third reading.

An act to repeal certain parts of an act organizing the Inferior Courts of the Republic; read a 2d time, and,

On motion of Mr. Jones, laid on the table till called up.

Mr. Kendrick moved that the Senate adjourn till to-morrow morning, 10 o'clock; lost.

Mr. Barnet moved an adjournment till 3 o'clock, p. m.; lost.

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

SENATE CHAMBER, Nov. 26th, 1838.

The Senate met pursuant to adjournment.

A quorum not being present, the Sergeant-at-arms was sent in search of absent members.

A quorum being present, the journals were read and approved.

Mr. Stroud obtained leave of absence for 12 days.

Mr. Wilson presented a petition for the establishment of a Chamber of Commerce in Houston; read a 1st time, and,

On motion of Mr. Wharton, referred to the Committee on the Judiciary.

Mr. Kendrick, of the Committee on Claims and Accounts, reported unfavorably to the petition of D. B. Smith; report read 1st time, and laid on the table for one day.

ORDERS OF THE DAY.

An act exempting from direct taxation certain citizens of certain counties; read a 3d time, and placed on its final passage.

Mr. Wilson called for the ayes and noes.

Those who voted in the affirmative were: Messrs. Burleson, Burton, Dunn, Ellis, Kendrick, Rains, Seguine and Wharton—8.

In the negative: Messrs. Barnet, Everitt and Wilson—3.

So the act was passed.

Mr. Everitt introduced a bill fixing the salary of the Chief Justice of the Republic; read a 1st time, and laid on the table for one day.

Mr. Burton called up the resolution appointing a day for the election of Chief Justice.

Mr. Burton moved an amendment, by substituting the 11th day of December for the 26th of November; which amendment was agreed to, and the resolution passed.

A message from the House of Representatives informed the Senate that the House had concurred in the amendment of the Senate to an act to repeal a certain act therein named.

A message from the House of Representatives asked concurrence of the Senate in an act to repeal a certain act therein named, prohibiting the bonding of duties; read a first time, and laid on the table for one day.

A message from the House covering an act declaring certain children therein named legitimate; read 1st time, and laid on the table for one day.

Also, covering an act to change the time of holding the fall term of the District Court in Harrisburg county; and amending the 32d section of an act establishing the jurisdiction and the powers of the District Court; read 1st time, and,

On motion of Mr. Wharton, the rule suspended, the act read a 2d and 3d time, and passed.

Also, covering a bill for the protection of the Northern and Western frontiers; read 1st time, and laid on the table for one day.

On motion of Mr. Wharton, 50 copies were ordered to be printed.

On motion of Mr. Wharton, Mr. Greer was placed on the Enrolling and Engrossing Committee during the absence of Mr. Stroud.

On motion of Mr. Kendrick, the Senate adjourned until tomorrow morning, 10 o'clock.

SENATE CHAMBER, Nov. 27th, 1838.

The Senate met pursuant to adjournment.

A quorum being present, the journals were read, amended and approved.

On motion of Mr. Ellis, the Secretary was instructed to call on the printer, and inquire the cause of his tardiness in printing the bill for the protection of the frontier.

The Senate then proceeded to the

ORDERS OF THE DAY.

Report of the Committee on Claims and Accounts, relative to the petition of D. B. Smith; read 2d time, and adopted.

An act declaring certain children therein named legitimate; read 2d time.

An act fixing the salary of Chief Justice; read 2d time.

Mr. Greer moved that three thousand be stricken out, and four thousand dollars inserted.

The ayes and noes being called for, those who voted in the affirmative were :

Messrs. Greer, Kendrick, Rains, Seguire and Wharton—5.

In the negative :

Messrs. Everitt, Barnet, Burleson, Dunn, Ellis and Wilson—6.

So the motion of Mr. Greer was lost.

Mr. Ellis moved to strike out three thousand, and insert three thousand five hundred ; which motion was carried.

The act was then ordered to be engrossed for a 3d reading.

A bill for the protection of the Northern and Western frontiers.

On motion of Mr. Burton, laid on the table until printed.

An act to repeal a certain act therein named, viz : the prohibiting the bonding of duties ; read a 2d time, and,

On motion of Mr. Ellis, referred to the Committee on Finance.

A message from the House of Representatives, covering a resolution asking a committee of conference of the Senate upon the resolution appointing a day for the election of Chief Justice ; resolution concurred in, and,

On motion of Mr. Wharton, Messrs. Everitt and Burleson were appointed said committee.

Also, a resolution asking a committee of the Senate to confer with a committee of the House on the subject of furnishing the President's house ; resolution concurred in.

Messrs. Burton, Dunn and Burleson were appointed said Committee.

A message from the House of Representatives asking concurrence of the Senate in the following bills :

An act to incorporate the Neches Steam Mill Company ; read 1st time, and laid on the table for one day.

Joint resolution authorizing and requiring the Secretary of War to issue bounty lands ; read 1st time, and laid on the table for one day.

Joint resolution for the relief of S. A. Saddler, read 1st time, and laid on the table for one day.

Joint resolution making a permanent seat of justice in Robertson county ; read 1st time, and laid on the table for one day.

Joint resolution authorizing and requiring the Secretary of War to discharge certain soldiers therein named ; read 1st time, and laid on the table for one day.

An act to incorporate the town of Franklin ; read 1st time, and laid on the table for one day.

An act appropriating \$5,000 to defray the contingent expenses of both Houses of Congress ; read 1st time, and laid on the table for one day.

An act to incorporate the towns of Beaumont and Jasper: read 1st time, and laid on the table for one day.

Mr. Burton introduced a resolution complaining of the House of Representatives not having invited the Senate to hear read the message of His Excellency the President, and requesting a copy of said message and accompanying documents; resolution read 1st time, and,

On motion of Mr. Wharton, the rule was suspended, and the resolution read 2d time.

Mr. Greer moved that the resolution be voted on by sections, and called for the ayes and noes.

Those who voted in the affirmative, on the 1st section were: Messrs. Everitt, Barnet, Burleson, Burton, Kendrick, Seguire, Wharton and Wilson—8.

In the negative:

Messrs. Dunn, Ellis, Greer and Rains—4.

Those who voted in the affirmative, on the final passage, were: Messrs. Burleson, Everitt, Burton, Kendrick, Seguire, Wharton and Wilson—7.

In the negative:

Messrs. Barnet, Dunn, Ellis, Greer and Rains—5.

So the resolution was passed.

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

SENATE CHAMBER, Nov. 28th, 1838.

The Senate met pursuant to adjournment.

A quorum being present, the journals were read and approved.

Mr. Rains, Chairman of the Judiciary Committee, reported the joint resolution fixing the rate of interest, with an amendment substituting 10 for 8 per cent; read 1st time, and laid on the table for one day.

ORDERS OF THE DAY.

An act declaring certain children, therein named, legitimate: read 3d time, and passed.

An act fixing the salary of Chief Justice; read 3d time.

Mr. Wharton moved that the bill be laid on the table until called up; which motion was lost.

The bill was then placed on its final passage.

The ayes and noes being called for, those who voted in the affirmative were :

Messrs. Burleson, Everitt, Ellis, Jones and Wilson—5.

In the negative :

Messrs. Barnet, Dunn, Greer, Kendrick, Rains, Wharton and Burton—7.

So the bill was rejected.

Joint resolution granting land to each county for purposes of education of the poor ; read a 2d time, and ordered to be engrossed for a 3d reading.

On motion of Mr. Ellis, the Sergeant-at-arms obtained leave of absence, and Mr. Sheperd Foster was appointed to fill the vacancy during his absence, and sworn in by the President.

An act requiring the Secretary of War to issue bounty lands : read 2d time, and,

On motion of Mr. Jones, referred to the Committee on Military Affairs.

An act to incorporate the Neches Steam Mill Company ; read a 2d time, and,

On motion of Mr. Burton, referred to the Judiciary Committee.

Joint resolution for the relief of S. A. Sadler ; read 2d time, and,

On motion of Mr. Jones, referred to the Committee on Claims and Accounts.

Joint resolution making a permanent seat of justice in Robertson county ; read 2d time, and,

On motion of Mr. Wharton, laid on the table till called up.

Joint resolution requiring the Secretary of War to discharge certain soldiers ; read 2d time, and,

On motion of Mr. Burton, amended by inserting the words "officers and soldiers," and passed to a 3d reading.

An act appropriating \$5,000 for the contingent expenses of Congress ; read 2d time, and,

On motion of Mr. Wharton, amended by inserting, "or as much thereof as necessary," and passed to a 3d reading.

Bill to incorporate the town of Franklin ; read a 2d time, and,

On motion of Mr. Rains, laid on the table until called up.

An act to incorporate the towns of Beaumont and Jasper : read 2d time, and passed to a 3d reading.

On motion of Mr. Barnet, the Senate adjourned until 3 o'clock p. m.

3 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

A quorum not being present, the Sergeant-at-arms was sent in search of absent members. A quorum being present,

The bill for the protection of the frontier was called up, and, On motion of Mr. Jones, laid on the table until to-morrow morning, 10 o'clock.

SENATE CHAMBER, Nov. 29th, 1838.

The Senate met pursuant to adjournment.

A quorum being present, the journals were read and approved.

The Senate went into a committee of the whole on the bill for the protection of the Northern and Western frontier.

The committee rose, and reported progress.

Mr. Kendrick, Chairman of the Committee on Claims and Accounts, reported unfavorably to the joint resolution for the relief of S. A. Sadler; report read 1st time, and laid on the table for one day.

On motion of Mr. Kendrick, the Senate adjourned until 3 o'clock.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment.

A quorum being present,

The Senate resolved itself into a committee of the whole on the bill for the protection of the frontier.

At 5 o'clock the committee rose, reported progress, and asked leave to sit again.

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

SENATE CHAMBER, Nov. 30th, 1838.

The Senate met pursuant to adjournment.

A quorum being present, the journals were read and approved.

Mr. Seguire, Chairman of the Committee on Military Affairs, reported favorably to the joint resolution requiring the Secretary of War to issue bounty lands; report read 1st time, and laid on the table for one day.

Mr. Wilson, Chairman of the committee to whom was referred the act to incorporate the Protection Fire Company No. 1, reported the bill, with amendments; report read 1st time, and laid on the table for one day.

Mr. Rains, Chairman of the Committee on the Judiciary, reported the act to incorporate the Neches Steam Mill Company, with an additional section, prohibiting banking privileges; report read 1st time, and laid on the table for one day.

The Senate then resolved itself into committee of the whole on the bill for the protection of the frontier.

The committee rose, reported the bill, with amendments, and was discharged.

Mr. Jones introduced a bill repealing the 26th section of an act establishing the jurisdiction and powers of the District Court; read 1st time, and laid on the table for one day.

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

SENATE CHAMBER, Dec. 1st, 1838.

The Senate met pursuant to adjournment.

A quorum being present, the journals were read and approved.

A message from the House covered the following bills:

Joint resolution requiring the Secretary of the Navy to issue bounty lands to seamen.

A bill making it penal to sell fire arms to Indians.

A bill to prevent the destruction of timber.

Joint resolution for the relief of P. T. Corncal.

Joint resolution for the relief of R. R. Royall.

Joint resolution for the relief of John Garrett.

Joint resolution for the relief of Wm. Walker.

An act entitled an act to legalize certain marriages.

An act for the relief of John G. Love.

All of which were read a 1st time, and laid on the table for one day.

Also, a resolution appointing Monday next, for counting the votes for President and Vice President; which was concurred in by the Senate.

Resolution to appoint a joint committee of both Houses to examine the accounts of Thos. Toby & Co., of New Orleans; concurred in by the Senate.

Resolution appointing a day for the election of Chief Justice ; amended by the Senate.

The Senate then proceeded to the

ORDERS OF THE DAY.

An act to protect the Northern and Western frontiers was placed on its 2d reading.

Mr. Burton offered a substitute for the bill.

On motion of Mr. Jones, both the substitute and the original were referred to the Committee on Military Affairs.

Messrs. Jones and Burton were added to the Committee on Military Affairs.

On motion of Mr. Everitt, the Senate then went into secret session. The doors being re-opened,

On motion of Mr. Burleson, the Senate adjourned until Monday morning, 10 o'clock.

SENATE CHAMBER, Dec. 3d, 1838.

The Senate met pursuant to adjournment.

A quorum being present, the journals were read and approved.

On motion of Mr. Wharton, the reporter obtained leave of absence.

Mr. Everitt introduced a resolution that the Senate, with the concurrence of the House of Representatives, adjourn on Thursday, and stand adjourned until Monday, the 10th inst. at 11 o'clock ; which resolution was adopted.

A message from the House informed the Senate that the House had amended the resolution of adjournment, by substituting Wednesday for Thursday ; amendment concurred in by the Senate.

A message from the House informed the Senate that the House had passed the act exempting from direct taxation certain citizens of certain counties, with amendments.

Amendments rejected by the Senate.

A message from the House, covering a communication from the Commissioner General of the Land Office ; read 1st time, and,

On motion of Mr. Wharton, referred to a special committee.

Messrs. Burton, Greer and Jones were appointed said committee.

Mr. Everitt introduced a bill granting a divorce to Sophia Aughinbaugh; read 1st time, and laid on the table for one day.

A message from the House, covering a joint resolution for the relief of Sam. B. Marshall; read 1st time, and laid on the table for one day.

A Bill for the relief of master mechanics, builders, &c.; read 1st time, and,

On motion of Mr. Wharton, referred to the Judiciary Committee.

Also, informing the Senate that the House of Representatives had adopted a substitute for the joint resolution for the disposition of the regular troops now in Houston; substitute read 1st time, and laid on the table for one day.

Also, that Messrs. Menefee, Cullen, Parker and Van Ness were appointed a committee of the House to examine the accounts of T. Toby & Co.

That Messrs. Butler, Muse and Swift were appointed a committee of the House to confer with a like committee of the Senate, to determine a day for the election of Chief Justice.

Also, that the House had concurred in the joint resolution appointing a committee to devise ways and means for the preservation of the national archives.

A committee from the House of Representatives informed the Senate that the House was ready to meet that honorable body, to count the votes for President and Vice President.

The two Houses met in joint session.

The votes having been counted by a committee of the Houses of Representatives, the following result was declared:

FOR PRESIDENT.

M. B. Lamar,	- - - - -	6,695 votes.
Robert Wilson,	- - - - -	252 votes.

FOR VICE PRESIDENT.

D. G. Burnet,	- - - - -	3,952 votes.
A. C. Horton,	- - - - -	1,971 votes.
Jos. Rowe,	- - - - -	1,215 votes.

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

SENATE CHAMBER, Dec. 4th, 1838.

The Senate met pursuant to adjournment.

A quorum being present, the journals were read and approved.

A message from the House of Representatives, covering the following bills:

An act to amend an ordinance granting bounties of land to volunteers.

An act uniting the Navy and War Departments.

An act to incorporate the Steam Mill Company at Bastrop.

A bill making appropriations for the Post Office Department.

Joint resolution for the relief of H. Sanderson.

All of which were laid on the table for one day, after being read 1st time.

Messrs. Kendrick, Greer and Barnet were appointed a committee to examine the accounts of T. Toby & Co., in conjunction with the committee of the House of Representatives.

Messrs. Barnet, Burton and Burleson were appointed a committee to confer with the committee of the House of Representatives, to determine a day for the election of Chief Justice.

A message from the House of Representatives, appointing to-morrow, 4 o'clock, for the two Houses to go into the election by joint ballot, of certain officers; read, and,

On motion of Mr. Burton, laid on the table until called up.

The Committee of Conference, to determine a day for the election of Chief Justice, reported to-morrow, 12 o'clock; report adopted.

ORDERS OF THE DAY.

Joint resolution for the relief of Sam. B. Marshall; read 2d time, and,

On motion of Mr. Dunn, referred to the Committee on Public Lands.

Joint resolution for disposing of the troops now in Houston, substitute of the House of Representatives; read 2d time.

Mr. Dunn moved that the substitute be accepted, and called for the ayes and noes.

Ayes—Messrs. Dunn and Wilson—2.

Noes—Messrs. Everitt, Barnet, Burleson, Burton, Greer, Jones, Kendrick, Rains, Seguire and Stroud—10.

So the substitute was rejected.

An act granting a divorce to Sophia Aughinbaugh; read 2d time, and referred to a special committee.

Messrs. Burton, Burleson and Seguing, were appointed said committee.

An act to legalize certain marriages; read 2d time, and,

On motion of Mr. Burton, referred to the Judiciary Committee with instructions to report a bill to cover all such cases.

Report of the Judiciary Committee on the act to incorporate the Neches Steam Mill Company; read 2d time, and adopted.

A bill repealing the 26th section of an act establishing the jurisdiction and powers of the District Courts; read 2d time, and referred to the Judiciary Committee.

Joint resolution requiring the Secretary of War to issue bounty lands to certain soldiers; read 2d time, and on the question, shall it pass to a 3d reading? Mr. Barnet called for the ayes and noes.

Aye—Mr. Wilson—1.

Noes—Messrs. Everitt, Barnet, Burleson, Burton, Dunn, Ellis, Greer, Jones, Kendrick, Rains and Stroud—11.

So the joint resolution was rejected.

Act to incorporate the Protection Fire Company No. 1. Committee reported additional section; report rejected, and bill referred to a special committee of Messrs. Wilson, Jones and Greer.

Joint resolution requiring the Secretary of the Navy to issue certificates of bounty land to seamen; read 2d time, and,

On motion of Mr. Greer, referred to the Committee on Public Lands.

Joint resolution requiring the Secretary of War to discharge certain soldiers; read a 3d time, and passed.

An act to incorporate the towns of Beaumont and Jasper; read 3d time, and passed.

A bill making it penal to sell arms, &c. to Indians; read 2d time, and,

On motion of Mr. Jones, referred to the Committee on Indian Affairs.

A bill to prevent the destruction of timber; read 2d time, and,

On motion of Mr. Jones, laid on the table until called up.

Joint resolution for the relief of S. A. Sadler; read 2d time.

Report of the Judiciary Committee, with regard to the rate of interest; read 2 time, and on the question of its adoption, Mr. Burton called for the ayes and noes.

Ayes—Messrs. Everitt, Burton, Dunn, Ellis, Jones, Rains, Seguing and Stroud—8.

Noes—Messrs. Barnet, Burleson, Greer, Kendrick and Wilson—5.

So the report was adopted.

Joint resolution granting land to each county, for purposes therein named; read 3d time, and referred to a special committee.

Messrs. Burton, Barnet and Dunn were appointed said committee.

An act appropriating \$5,000 for the contingent expenses of Congress; read a 3d time, and passed.

A bill for the relief of John J. Love.

A joint resolution for the relief of P. T. Corneal.

A joint resolution for the relief of Wm. Walker.

A joint resolution for the relief of John Garrett.

And a joint resolution for the relief of R. R. Royall.

All referred to the Committee on Claims and Accounts.

A message from the House asked concurrence of the Senate in a resolution appointing the joint Committee on Finance to wait on the Secretary of the Treasury for information respecting the loan; resolution rejected by the Senate.

A message was received from His Excellency, the President.

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

The doors being re-opened,

On motion of Mr. Burton, the Senate then adjourned till 3 o'clock p. m.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment. A quorum present.

Resolution appointing the time for the election of officers to fill vacancies occurred in the Land Office, was taken up, on motion of Mr. Burton, and concurred in as far as relates to county surveyors.

Time appointed, Wednesday, 5th, immediately after the election of Chief Justice.

On motion of Mr. Burton, the Senate adjourned until to-morrow, 10 o'clock a. m.

SENATE CHAMBER, Dec. 5th, 1838.

The Senate met pursuant to adjournment.

A quorum being present, the journals were read and approved.

A message from His Excellency, the President, was received. Mr. Rains, of the Judiciary Committee, reported in favor of a bill repealing the 26th section of an act establishing the jurisdiction and powers of the District Courts, as far as relates to descendants of Indians; read 2d time, and,

On motion of Mr. Wharton, was ordered to be engrossed for a 3d reading.

Mr. Burton, Chairman of the Committee on Indian Affairs, reported favorably to the passage of the bill making it penal to sell arms to Indians, and,

On motion of Mr. Jones, laid on the table until called up.

Mr. Burton, Chairman of the Special Committee, reported a substitute for the joint resolution granting lands to each county for purposes of education; read 1st time, and,

On motion of Mr. Burton, laid on the table until called up.

Mr. Burton, Chairman of the Special Committee to which was referred the bill for the divorce of Sophia Anghinburgh, reported favorably to the bill; report read and received.

The bill was then taken up, and placed on its 2d reading.

Mr. Wharton moved its reference to the Judiciary Committee: which motion was lost.

On motion of Mr. Jones, it was referred to a Special Committee.

Messrs. Kendrick, Stroud, Burleson and Barnett, were appointed said committee.

Mr. Burton, Chairman of the Special Committee to which was referred the bill for the protection of the frontier, returned the bill, with a substitute.

On motion of Mr. Burton, laid on the table until called up.

A message from the House of Representatives, covering a resolution postponing the election of Chief Justice until Tuesday, 11th inst.; concerned in.

Resolution appointing to-day, 12 o'clock, for the election of surveyors.

On motion of Mr. Ellis, re-considered, and amended by substituting Tuesday, the 11th inst., immediately after the election of Chief Justice.

ORDERS OF THE DAY.

A bill making appropriation for the Post Office Department: read 2d time.

Joint resolution requiring the Prestrer to pay certain drafts, and appropriating money for the payment of civil list, from the House of Representatives; read 1st time.

On motion of Mr. Burton, the word "Indian" was stricken out.

On motion of Mr. Greer, the rule was further suspended, and Joint resolution for the relief of H. Sanderson; read 2d time, and,

On motion of Mr. Dunn, referred to the Committee on Claims and Accounts.

On motion of Mr. Wharton, the Senate adjourned until 3 o'clock p. m.

3 O'CLOCK, P. M.

The Senate met pursuant to adjournment. A quorum present.

A message from the House informed the Senate that the House of Representatives had concurred in the amendment to the resolution appointing a day for the election of surveyors.

Also, asking the concurrence of the Senate in the following bills:

A bill to establish a mail route to San Augustine.

A bill to amend an act to provide for the settlement of deceased soldiers' estates.

A bill to punish certain offences therein named.

A joint resolution for the relief of W. C. White.

A bill to incorporate the town of Milan.

All of which were read a 1st time, and laid on the table for one day.

A message from the House of Representatives informed the Senate that the House had amended the amendment of the Senate to the joint resolution appropriating money for the payment of the civil list; concurred in by the Senate.

Mr. Burleson presented a petition relative to the coin of Texas; read 1st time, and,

On motion of Mr. Burton, referred to the Judiciary Committee.

An act to amend an ordinance granting bounty lands to volunteers; read 2d time, and,

On motion of Mr. Wilson, referred to the Committee on Public Lands.

Joint resolution relative to the rate of interest; read 2d time, and ordered to be engrossed for a 3d reading.

A bill to incorporate the Neches Steam Mill Company; read 3d time, and passed.

A bill to incorporate the Bastrop Steam Mill Company; read a 2d time.

A bill to unite the Navy and War Departments; read a 2d time, and,

On motion of Mr. Burton, referred to the Committee on Military Affairs.

The Senate then went into secret session. The doors being re-opened,

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

SENATE CHAMBER, Dec. 10th, 1838.

The Senate met pursuant to adjournment.

On motion of Mr. Ellis, the reading of the journals was postponed until to-morrow.

A message from the House of Representatives asked concurrence of the Senate in a resolution appointing a joint committee to wait on the President and Vice President elect, and invite them to meet the two Houses in the portico of the capitol, for the ceremony of inauguration; concurred in.

Messrs. Ellis, Barnet, Kendrick and Dunn were appointed said committee.

Also, in a joint resolution appointing a joint committee to wait on the Executive, and invite him to attend the ceremony of inauguration; concurred in.

Messrs. Greer, Rains and Stroud were appointed said committee.

ORDERS OF THE DAY.

A bill making appropriation for the Post Office Department: read a 3d time, and passed.

On motion of Mr. Burton, the Senate took a recess until 12 o'clock.

12 O'CLOCK M.

The Senate met pursuant to adjournment.

A quorum being present, the Senate joined the House of Representatives.

Mr. Greer, of the committee to wait on the President, reported that the President would meet the Congress at half past 12.

Mr. Ellis, chairman of the committee to wait on the President and Vice President elect, reported that they would meet the Congress at half past 12 o'clock.

The Secretary of the Senate presented to the Vice President the enrolled oath, which the Vice President subscribed.

The Secretary then presented to the President of the Senate a copy of the constitution, and of the rules for conducting the business of the Senate.

The ex-President pronounced a valedictory address.
The President of the Republic presented an inaugural address.

On motion of Mr. Ellis, the Senate adjourned until 10 o'clock to-morrow.

SENATE CHAMBER, Dec. 11th, 1838.

The Senate met pursuant to adjournment.

A quorum being present, on motion of Mr. Ellis, the reading of the journals was postponed until to-morrow.

Mr. Burton moved that a committee be appointed to wait on the ex-President, to know at what time he would deliver up the government house; which motion was lost.

Mr. Wharton presented a memorial from the citizens of Brazoria county for the abolition of the Tariff; read 1st time, and

On motion of Mr. Wharton, was referred to the special committee on the tariff.

Mr. Wharton presented a memorial, praying for the removal of the seat of Government to Velasco; read 1st time, and laid on the table for one day.

Mr. Wharton moved that the papers relative to the building of a Navy, recently read in secret session, be laid before the President of the Republic; which motion was carried.

Mr. Burton, Chairman of the special committee to which was referred the communication from the Commissioner General of the Land Office, reported a bill; which was read 1st time, and laid on the table for one day.

Mr. Everitt, presented a joint resolution, requiring certain free negroes to leave the country; read 1st time, and laid on the table for one day.

Mr. Wharton moved that the Senate take a recess until 12 o'clock.

12 O'CLOCK M.

Senate was again called to order.

On motion of Mr. Ellis, 1,000 copies of the President's inaugural address were ordered to be printed.

Mr. Greer introduced a resolution that 1,000 copies of the ex-President's valedictory be printed; which motion was laid on the table.

The Senate then joined the House of Representatives in secret session, for the election of Chief Justice.

The doors being re-opened,

On motion of Mr. Seguire, it was unanimously resolved that the President pro tem. was justified in lately leaving the Representative Hall.

On motion of Mr. Barnet, the Rev. Mr. Allen was elected Chaplain of the Senate, in the room of the Rev. Mr. Frazier, deceased.

On motion of Mr. Wilson, the Senate then adjourned until 10 o'clock to-morrow.

SENATE CHAMBER, Dec. 12th, 1838.

The Senate met pursuant to adjournment.

A quorum being present, the Journals were read, and approved.

Mr. Wharton moved that a committee be appointed to inform the Vice President that the Senate was ready to receive him; which motion was agreed to.

Messrs. Wharton and Barnet were appointed said committee.

The President pro tem., after a brief address, resigned the chair to the Vice President, who addressed the Senate on the occasion.

On motion of Mr. Everitt, 1,000 copies of the address were ordered to be printed.

On motion of Mr. Wharton,

Unanimously Resolved, That a vote of thanks be tendered to the Hon. S. H. Everitt for the able manner in which he had discharged the duties of Vice President pro tem.

Mr. Kendrick, of the Committee on Claims and Accounts, reported a substitute for the joint resolution for the relief of John Garrett; read 1st time, and laid on the table for one day.

A message from the House of Representatives, asking concurrence of the Senate in a resolution repealing the rule which requires Congress to go into secret session for election by joint ballot; read 1st time.

On motion of Mr. Barnet, read 2d time.

The ayes and noes being called for, stood thus:

Ayes—Messrs. Burleson, Jones, Kendrick, Rains, Stroud and Wilson—6.

Noes—Messrs. Barnet, Burton, Dunn, Everitt, Ellis, Greer, Seguire and Wharton.

So the resolution was rejected.

Mr. Greer introduced a resolution that the election for Chief Justice be held at 3 o'clock p. m. with open doors; read 1st time.

On motion of Mr. Everitt, read 2d time, by suspending the rule.

On motion of Mr. Barnett, rule further suspended, and passed to a 3d reading.

The ayes and noes being called for, stood thus:

Ayes—Messrs. Barnet, Burleson, Greer, Rains, Stroud and Wilson—6.

Noes—Messrs. Burton, Dunn, Everitt, Ellis, Jones, Kendrick, Seguiné and Wharton—8.

So the resolution was rejected.

Mr. Wharton moved that the Senate meet the House of Representatives at 3 o'clock p. m. for the purpose of electing a Chief Justice; which motion was carried.

A message from the House of Representatives informed the Senate that the House agreed to the motion appointing 3 o'clock p. m. for the purpose of electing a Chief Justice.

On motion of Mr. Wharton, a committee was appointed to inform the President of the Republic that the Senate was ready to receive any communications he might have to make.

Messrs. Wharton, Burton, and Everitt were appointed to wait on the ex-President for a copy of his valedictory address, for the purpose of having printed 1,000 copies, was taken up, and placed on its 2d reading.

Mr. Burton called for the ayes and noes, which were as follows:

Ayes—Messrs. Barnet, Burleson, Dunn, Ellis, Greer, Jones, Kendrick, Rains, Seguiné, Stroud, Wharton and Wilson—12.

No—Mr. Burton—1.

So the motion was carried.

Messrs. Greer, Barnet and Dunn were appointed said committee.

On motion of Mr. Wharton, the Senate adjourned until 3 o'clock.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment. A quorum present.

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

The doors being re-opened, the Senate joined the House of Representatives, for the election of Chief Justice.

Thos. J. Rusk, John A. Wharton, John Birdsall and B. C. Franklin, were put in nomination.

At the 17th ballot, the vote stood thus :

For Thos. J. Rusk,	29
“ J. A. Wharton,	18
“ B. C. Franklin,	3

So Thos. J. Rusk was declared duly elected Chief Justice of the Republic of Texas, for the unexpired term of the late Jas. Collinsworth.

The Senate then withdrew to the Chamber, and,

On motion of Mr. Everitt, the Senate adjourned until to-morrow morning.

SENATE CHAMBER, Dec. 13th, 1838.

The Senate met pursuant to adjournment.

A quorum being present, the journals were read and approved.

Mr. Wharton introduced a joint resolution, validating the official acts of John Sharp, Notary Public; read 1st time, and laid on the table for one day.

On motion of Mr. Ellis, Mr. Everitt was appointed Chairman of the Committee on Finance.

Mr. Greer introduced a bill to detect fraudulent land claims; read 1st time, and,

On motion of Mr. Stroud, 100 copies were ordered to be printed.

A message from the House of Representatives, requesting the concurrence of the Senate in the following bills :

A joint resolution for the relief of Francis Trask.

A bill to change a certain mail route.

An act to extend to late emigrants, and to those who may emigrate within a specified period, a donation of land.

All of which were read a first time, and laid on the table for one day.

Mr. Wharton offered a resolution instructing the Judiciary Committee to prepare a bill for the more effectual suppression of gambling; read a 1st time, and laid on the table for one day.

On motion of Mr. Burleson, 50 copies of the act extending to future emigrants a donation of land, were ordered to be printed.

ORDERS OF THE DAY.

An act to unite the Navy and War Departments; read a 2d time, and,

On motion of Mr. Everitt, referred to a special committee.
Messrs. Everitt, Burton and Seguire were appointed said committee.

An act amending an ordinance granting boundaries of lands to volunteers; read a 2d time, and,

On motion of Mr. Burleson, referred to the Committee on Public Lands.

A message from the House of Representatives asked concurrence of the Senate in a resolution appointing 12 o'clock for the election, by joint ballot of both Houses, of county surveyors, &c.

On motion of Mr. Burleson, amended by inserting 3 o'clock; which motion was concurred in.

Mr. Jones introduced a resolution repealing so much of the 26th section of the rules of the Senate as relates to reference to a committee; read 1st time, and laid on the table for one day.

A message from the House of Representatives informed the Senate that the House had concurred in the amendments of the Senate to the resolution appointing a time for the election of county surveyors, &c.

On motion of Mr. Wharton, the bill for the protection of the frontier was taken up.

Mr. Burton offered a substitute.

On the question, shall the substitute be received? the ayes and noes were called for, which stood as follows:

Ayes—Messrs. Burton, Jones and Seguire—3.

Noes—Messrs. Barnet, Burleson, Dunn, Ellis, Everitt, Greer, Kendrick, Stroud and Wilson—9.

So the substitute was rejected.

A message from the House of Representatives informed the Senate that the House had concurred in the amendments made by the Senate to the bill to incorporate the Neches Steam Mill Company.

Mr. Seguire moved that the bill for the protection of the frontier, and substitute proposed by Mr. Burton, be both referred to a special committee of five members; which motion was lost.

On motion of Mr. Barnet, the 25th section of the bill for the protection of the frontier was amended, by striking out December and inserting January.

On motion of Mr. Everitt, the bill was passed to a 3d reading.

On motion of Mr. Burleson, the Senate adjourned until three o'clock.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment.

A quorum being present, the Senate went into secret session.

The doors being re-opened, the Senate joined the House of Representatives for the election of county surveyors.

Henry Trott was elected county surveyor of Harrisburg county.

William Lindsay was elected county surveyor of Bexar county.

James A. Hudson was elected county surveyor of Fayette county.

James H. Selkirk was elected county surveyor of Matagorda county.

John F. Harman was elected county surveyor of Red River county.

The Senate then withdrew to their own Chamber, and,

On motion of Mr. Everitt, the Senate adjourned until to-morrow morning.

SENATE CHAMBER, Dec. 14th, 1838.

The Senate met pursuant to adjournment.

The journals were read, amended and approved.

The Committee on Public Lands, to whom was referred the joint resolution for the relief of William Walker, reported unfavorably; report concurred in.

The Committee also reported the bill amending an ordinance granting bounties of land to volunteers, with amendments; report read a first time, and laid on the table for one day.

Mr. Seguire introduced a resolution requesting His Excellency, the President, to inform the Senate to what points the regular troops that left the capital had been ordered, and what means had been provided for their support, &c.; read 1st time, and laid on the table for one day.

Mr. Kendrick introduced a joint resolution validating the official acts of Thomas Harvey, Notary Public, Matagorda county; read 1st time, and laid on the table for one day.

Mr. Jones introduced a bill giving to the President of the Republic the power of appointing Chief Justices of counties, by and with the consent of the Senate; read 1st time, and,

On motion of Mr. Jones, the rule was suspended, read 2d time, and,

On motion of Mr. Jones, the rule was further suspended, read 3d time, and passed.

Mr. Greer introduced a joint resolution validating the official acts of E. O. La Grand, Chief Justice and Notary Public of San

Augustine county; read 1st time, and laid on the table for one day.

A message was received from the House of Representatives asking the concurrence of the Senate in a joint resolution for the relief of S. Booker; read 1st time, and laid on the table for one day.

Also, in a joint resolution for the relief of Howard Decroe; read a 1st time, and laid on the table for one day.

Also, in a joint resolution for the relief of R. R. Royall; which was read a 1st time, rule suspended, read a 2d time, and,

On motion of Mr. Jones, was referred to the Committee on Claims and Accounts.

Mr. Ellis presented a petition from the inhabitants of the Northern frontier, praying for protection, and moved that the bill for the protection of the frontier be taken up.

ORDERS OF THE DAY.

The bill for the protection of the frontier was read a 3d time, and passed.

A joint resolution for the relief of John Garrett was read a 2d time, and passed to a 3d reading.

A joint resolution for the relief of Francis Trask was read a 2d time, and referred to the Committee on Public Lands.

An act to change a certain post route was read a 2d time, and passed to a 3d reading.

On motion of Mr. Kendrick, Mr. Everitt was added to the committee on Claims and Accounts, as Chairman.

A bill validating the acts of John Sharp as Notary Public, was taken up, and,

On motion of Mr. Jones, was laid on the table.

A resolution repealing a part of the 26th section of the rules for conducting the business of the Senate, read a 2d time.

Mr. Everitt called for the ayes and noes, which stood as follows:

Ayes—Messrs. Barnet, Jones and Wharton—3.

Noes—Messrs. Burlison, Burton, Dunn, Ellis, Everitt, Greer, Kendrick, Seguire, Stroud and Wilson—10.

So the resolution was rejected.

On motion of Mr. Wharton, a special committee was appointed to enquire into the amount of debts due the Republic by persons indebted to the State of Coahuila and Texas.

Messrs. Wharton, Jones and Greer were appointed said committee.

On motion of Mr. Wharton, the Senate adjourned until 3 o'clock p. m.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment. A quorum present.

A resolution instructing the Judiciary Committee to amend the laws against gambling, so as more effectually to prevent games of hazard and address; which was read a 2d time, and adopted.

An act appointing certain officers therein named, (Land Office;) read a 2d time, and laid on the table for one day.

An act repealing the 26th section of an act establishing the powers of the District Courts, so far as relates to descendants of Indians; read, and,

On motion of Mr. Seguire, laid on the table until to-morrow.

Mr. Dunn offered a resolution tendering a vote of thanks to Henry Smith for the able manner in which he has discharged the duties of Secretary of the Treasury; which was read a 2d time, and,

On motion of Mr. Wharton, it was laid on the table until called up.

Mr. Stroud introduced a joint resolution exempting certain articles from execution and seizure; which was read a 1st time, and laid on the table for one day.

An act requiring free negroes to leave the country; read a 2d time, and,

On motion of Mr. Everitt, was referred to a special committee. Messrs. Barnet, Stroud and Burton were appointed said committee.

Mr. Burton introduced a resolution that the Committee on Indian Affairs be authorized to take depositions relative to the intercourse held between Indians residing within the Republic, and the Mexican authorities at Matamoras; which was read a 1st time, and,

On motion of Mr. Burton, the rule was suspended, read a 2d time, and passed.

A memorial from the citizens of Brazoria, praying for a repeal of the tariff; which was referred to the tariff committee.

Also, a petition relative to the standard value of coin; which was read a 2d time, and referred to the committee on Finance.

A bill to incorporate the town of Milam, was read a 2d time, and,

On motion of Mr. Everitt, by extending the operation of the bill to the town of Zavala, passed to a 3d reading.

A joint resolution for the relief of W. C. White & Co.; which

was read a 2d time, and referred to the Committee on Claims and Accounts.

An act to punish certain offences therein named ; which was read a 2d time, and,

On motion of Mr. Everitt, was amended, and passed to its 3d reading.

A message from the House of Representatives, informing the Senate that the House had concurred in the amendments of the Senate to the bill for the protection of the frontier, except the amendments to the last section, which the House had amended ; amendment of the House concurred in by the Senate.

On motion of Mr. Everitt, the Senate adjourned until to-morrow morning.

SENATE CHAMBER, Dec. 15th, 1838.

The Senate met pursuant to adjournment.

A quorum being present, the journals were read and approved.

The Committee on Public Lands reported the indefinite postponement of the bill for the relief of Francis Trask ; the report was read a 1st time, and laid on the table for one day.

The same committee reported unfavorably to the joint resolution granting bounty lands to seamen ; the report was read a 1st time, and laid on the table for one day.

The special committee to whom was referred the bill for uniting the Navy and War Departments, reported against the passage of said bill ; the report was read a 1st time, and,

On motion of Mr. Everitt, the rule was suspended, report read a 2d time, and concurred in.

The Committee on Public Lands reported in favor of the bill for the relief of B. Marshall ; report read a 1st time, and,

On motion of Mr. Everitt, the rule was suspended, report read a 2d time, and passed to a 3d reading.

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

The doors being re-opened, the Senate proceeded to the

ORDERS OF THE DAY.

A joint resolution for the relief of Capt. John Garrett ; read a 3d time, and passed.

An act to amend an act to provide for the settlement of de-

ceased soldiers' estates ; read a 2d time, and passed to a 3d reading.

Joint resolution for the relief of Dr. S. Booker ; read a 2d time, and,

On motion of Mr. Everitt, was referred to the Committee on Claims and Accounts.

An act to repeal a part of the 26th section of an act establishing the jurisdiction and powers of the District Courts ; read a third time, and passed.

A bill to detect fraudulent land claims.

On motion of Mr. Everitt, it was laid on the table until Monday.

A bill to extend donation land to late emigrants, and those who shall emigrate within a specified time.

On motion of Mr. Ellis, it was made the special order of the day for Tuesday next.

Mr. Burleson presented a petition from the trustees of the Academy of Rutgersville, praying for incorporation and endowment ; read, and,

On motion of Mr. Burleson, was referred to a special committee.

Messrs. Ellis, Burleson and Burton were appointed said committee.

An act supplementary to the land law, passed December 14th, 1837 ; read a 2d time, and,

On motion of Mr. Jones, it was read by sections.

Mr. Barnet moved that the words " County Clerk " be stricken out, and District Clerk inserted.

Mr. Kendrick called for the ayes and noes, which stood as follows :

Ayes—Messrs. Barnet, Burton, Kendrick, Seguire and Stroud—5.

Noes—Messrs. Burleson, Dunn, Ellis, Everitt, Greer, Jones, Wharton and Wilson—8.

So the motion for striking out was lost.

Mr. Burton offered an amendment dividing the fees of the Board of Land Commissioners between the clerk and other officers equally ; which amendment was accepted, and ordered to be engrossed for a 3d reading.

On motion of Mr. Wharton, Messrs. Barnet and Burleson were added to the Committee on Public Dues.

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

SENATE CHAMBER, Dec. 17th, 1838.

The Senate met pursuant to adjournment.

A quorum being present, on motion of Mr. Burton, the reading of the journals was postponed.

The Hon. J. W. Barton informed the Senate of the death of the Hon. John A. Wharton, and moved that a joint committee of the two Houses be appointed to draft resolutions expressive of the sense of Congress of the loss sustained; which motion was carried.

Messrs. Kendrick, Barnet, Seguire and Everitt were appointed said committee.

A message from the House of Representatives informed the Senate that the House had concurred in the foregoing motion.

On motion of Mr. Everitt, the Senate then adjourned until 10 o'clock to-morrow morning, as a mark of respect to the memory of the Hon. John A. Wharton, deceased.

SENATE CHAMBER, Dec. 18th, 1838.

The Senate met pursuant to adjournment.

A quorum not being present, the Sergeant-at-arms was sent in search of absent members.

A quorum not being present,

On motion of Mr. Everitt, the Senate adjourned until three o'clock.

3 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

A quorum being present, the Journals were read, and approved.

A bill to change a certain post route, was read a 3d time and passed.

Mr. Everitt introduced a joint resolution authorizing the President to re-organize the Army and Navy; read a 1st time; rule suspended, and read a 2d time.

Mr. Wilson moved that the word "Navy" be stricken out; which motion was lost.

Mr. Everitt moved a further suspension of the rule; which motion was lost.

The joint resolution was ordered to be engrossed for a 3d reading.

Mr. Everitt introduced a joint resolution for funding the public debt; which was read a 1st time, and laid on the table for one day.

Mr. Everitt introduced an act to prevent an interregnum or vacancy in the offices of President and Vice President; read a 1st time, and laid on the table for one day.

Mr. Everitt introduced an act for the suppression of vagrancy; which was read 1st time, and laid on the table for one day. A message from the House of Representatives asking the concurrence of the Senate in the following bills:

A joint resolution for the relief of J. W. Eldridge.

A bill defining a place for the receipt of land dues.

A joint resolution for the relief of Charles Curtis.

A joint resolution for the relief of T. A. Ward.

A bill for the relief of certain orphan children.

A joint resolution for the relief of John Matthews.

A joint resolution for the relief of Col. Wm. Ward.

A bill to revise and amend certain acts regulating marriages. All of which were read a 1st time, and laid on the table for one day.

ORDERS OF THE DAY.

Resolution asking information of the President, relative to the disposition of the troops; read a 2d time, and rejected.

A bill to establish a mail route from Houston to San Augustine; read a 2d time, and

On motion of Mr. Everitt, amended by establishing a route from Jasper to Belgrade, was passed to a 3d reading.

An act to incorporate the Bastrop Steam Mill Company; which was read a 3d time and passed.

Mr. Burton offered a resolution instructing the committee on Finance to report the appropriations unpaid up to this date; read a 1st time, and laid on the table.

Mr. Seguin introduced a joint resolution authorizing the Commissioner General of the Land Office to issue land titles; which was read a 1st time, and laid on the table for one day.

A joint resolution for the relief of E. Gardner; read a 2d time, and passed to a 3d reading.

A bill to exempt certain articles from execution and seizure; read a 2d time, and

On motion of Mr. Barnet, referred to the Judiciary Committee.

A joint resolution for the relief of S. B. Marshall ; read a 3d time, and adopted.

A bill to incorporate the town of Milam ; read 3d time, and passed.

An act to amend an ordinance granting bounty lands to volunteers ; read a 2d time, amended and passed to a 3d reading.

Report of the Committee on Public Lands on the bill for the relief of Francis Trask ; read a 2d time, and adopted.

The report of the Committee on Public Lands on the bill granting bounty lands to seamen ; which was read a 2d time, and

On motion of Mr. Jones, the Senate then adjourned until 10 o'clock to-morrow.

SENATE CHAMBER, Dec. 19th, 1838.

The Senate met pursuant to adjournment.

A quorum being present, the journals were read, amended and approved.

Mr. Ellis, Chairman of the Judiciary Committee, reported a bill to reduce the fees of certain officers therein named, and modifying the jurisdiction of Inferior Courts ; read a 1st time, and laid on the table for one day.

A communication from the Hon. Wm. H. Wharton, asking postponement of action on the Tariff until his health would permit him to be present.

Mr. Barnett, of a special committee, reported a substitute for the bill requiring free negroes to leave the country ; read a 1st time, and laid on the table for one day.

Mr. Burleson, Chairman of the Committee on the bill to divorce Sophia Aughinbaugh, reported the indefinite postponement of said bill ; report read a 1st time, and laid on the table for one day.

Mr. Everitt, Chairman of the Committee on Finance, reported a bill to establish the standard value of silver and gold coin ; read a 1st time, and laid on the table for one day.

Mr. Everitt, of the Committee on Claims and Accounts ; reported favorably to the joint resolution for the relief of H. Sanderson.

Also, reported the bill for the relief of R. R. Royall, with amendments ; reports were read a first time, and laid on the table for one day.

A message from the House of Representatives asking the concurrence of the Senate in a joint resolution for the relief of Au-

tonio Manchaca ; read a 1st time, and laid on the table for one day.

The Committee on Public Lands reported unfavorably to the law granting bounty lands to seamen, on its 2d reading, and,

On motion of Mr. Jones, it was referred to a special committee.

Messrs. Jones, Burleson and Burton were appointed said committee.

Joint resolution for the relief of J. W. Eldridge ; read a 2d time, and,

On motion of Mr. Burton, referred to the Committee on Claims and Accounts.

Joint resolution for the relief of Wm. Walker ; read a 2d time, and,

On motion of Mr. Everitt, was referred to the Committee on Public Lands.

Joint resolution for the relief of Howard Decroe ; read a 2d time, and,

On motion of Mr. Kendrick, was referred to the Committee on Claims and Accounts.

Joint resolution validating the official acts of E. O. Le Grand, Chief Justice of San Augustine ; read a 2d time, and referred to the Judiciary Committee.

Joint resolution validating the acts of T. Harvey, Notary Public, Matagorda ; read a 2d time, and referred to the Judiciary Committee.

Joint resolution for the relief of Thomas A. Ward ; read a 2d time, and indefinitely postponed.

Joint resolution for the relief of Charles Curtis ; read a 2d time, and passed to a 3d reading.

Joint resolution for the relief of the heirs of Col. Wm. Ward ; read a 2d time, and,

On motion of Mr. Everitt, referred to the Committee on Claims and Accounts.

An act for the relief of certain orphan children ; read a 2d time, and referred to the Committee on Public Lands.

Joint resolution for the relief of John Matthews ; read a 2d time, and,

On motion of Mr. Everitt, referred to the Committee on Claims and Accounts.

A bill to detect fraudulent land claims ; read a 2d time, and laid on the table until called up.

An act granting to late emigrants, and to those who may emigrate with a specified time, a donation of land ; read a 2d time.

The Senate went into committee of the whole, and the bill was read by sections.

Mr. Jones moved to strike out six hundred and forty acres.
The ayes and noes being called for, stood as follows:
Ayes—Messrs. Barnet, Burleson, Ellis, Greer, Jones and Stroud—6.

Noes—Messrs. Burton, Dunn, Everitt, Kendrick and Wilson—5.

So the words were stricken out.

Mr. Dunn then moved that the blank be filled by inserting one league and labor.

The ayes and noes being called for, were:

Ayes—Messrs. Burton, Dunn, Everitt, Kendrick, Seguire and Wilson—6.

Noes—Messrs. Barnet, Burleson, Ellis, Greer, Jones and Stroud—6.

The President of the Senate voted in the negative—so the motion was lost.

On motion of Mr. Wilson, the Senate then adjourned till 3 o'clock p. m.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment.

A quorum being present, the Senate again took up the donation law.

Mr. Jones moved that the blank be filled with twelve hundred and eighty acres; which motion was lost.

On motion of Mr. Ellis, the vote for striking out was reconsidered, and six hundred and forty acres were restored to its place on the bill.

Mr. Greer moved the striking out of the provision increasing the donation to those who should marry; which was carried.
Reported with amendments, and passed to a 3d reading.

An act amending an act to provide for the settlement of deceased soldiers' estates; read a 3d time and passed.

A resolution calling on the committee on Finance for information relative to appropriations unpaid; read a 2d time, and adopted.

A bill defining a place for the payment of dues on land; read a 2d time, and passed to a 3d reading.

A bill to establish a mail route from Houston to San Augustine, &c.; read a 3d time and passed.

An act to prevent a vacancy in the Executive Department of the government; read a 2d time, and referred to the Judiciary Committee.

Joint resolution for the punishment of vagrants; read a 2d time, and ordered to be engrossed for a 3d reading.

Joint resolution for funding the public debt; read a 2d time, and ordered to be engrossed for a 3d reading.

An act to amend an act legalizing certain marriages, &c.; read a 2d time, and referred to a special committee.

Messrs. Barnet, Stroud and Burleson were appointed said committee.

An act supplementary to the land law, passed Dec. 14th, 1838; read a 3d time, and passed.

Joint resolution requiring the Commissioner of the General Land Office to issue certain titles; read a 2d time, and referred to the Judiciary Committee.

Joint resolution for the relief of D. Gardner; read a 3d time, and passed.

A joint resolution for re-organizing the Army and Navy; read a 3d time, and,

On motion of Mr. Wilson, the ayes and noes were called for, which stood as follows:

Ayes—Messrs. Barnet, Burleson, Burton, Ellis, Everitt, Greer, Jones, Kendrick, Seguire and Stroud—10.

No—Mr. Wilson—1.

So the bill was passed.

Joint resolution requiring the President to issue land patents; read a 2d time, and referred to the Judiciary Committee.

On motion of Mr. Ellis, laid on the table until to-morrow morning, 10 o'clock.

Vote of adjournment re-considered.

A message from the House of Representatives requesting the concurrence of the Senate in a bill authorizing the President to effect a loan of one million dollars; read a first time, and,

On motion of Mr. Everitt, the rule was suspended, and the bill read by its caption; and,

On motion of Mr. Everitt, referred to a special committee.

Messrs. Everitt, Barnet and Jones were appointed said committee.

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

SENATE CHAMBER, Dec. 20th, 1838.

The Senate met pursuant to adjournment.

A quorum being present, the journals were read and approved.

Mr. Burleson presented a petition from the widow Kirkpatrick, praying for relief; which was read, and,

On motion of Mr. Jones, referred to the committee on Public Lands.

Mr. Stroud, Chairman of the Committee on Enrolling and Engrossing, reported progress of said committee; which was read and received.

Mr. Everitt, Chairman of the special committee on the Loan Bill, reported that said bill be laid on the table; report adopted.

Mr. Ellis introduced a resolution instructing the Committee on Finance to report the expediency of levying a tax on land certificates; which resolution was adopted.

Mr. Jones, of the special committee to whom was referred the bill granting bounty lands to seamen, reported a bill to that effect; which was read a first time.

Mr. Barnet, of the committee on the bill regulating marriages, reported the repeal of a certain law on that subject; read a first time, and laid on the table for one day.

A message from his Excellency was read by Mr. Burton, and, on motion of Mr. Everitt, one thousand copies, were ordered to be printed.

Mr. Everitt offered a joint resolution creating a register of the Treasury Department; read a 1st time, and,

On motion of Mr. Everitt, the rule was suspended, read a 2d time, and,

On motion of Mr. Jones, was referred to the Committee on Finance.

On motion of Mr. Wilson, the Senate adjourned until three o'clock p. m.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment. A quorum present.

Mr. Barnet introduced a bill securing to the Cherokees the possession of the lands ceded to them by ex-President Houston; which was read a first time, and laid on the table for one day.

A message from the House requesting the concurrence of the Senate to a bill for the protection of a portion of the frontier; read a 1st time, and laid on the table for one day.

An act for the relief of Antonio Manchaca; read a 2d time, and passed to a 3d reading.

The Committee on Claims and Accounts, to whom was referred the joint resolution in favor of R. R. Royall, reported favorably; read a 2d time, and rejected.

The joint resolution for the relief of R. R. Royall was read a 3d time, amended and referred to a special committee.

Messrs. Everitt, Jones and Barnet were appointed said committee.

Joint resolution for the relief of H. Sanderson ; read a 2d time, and referred to a special committee.

Messrs. Burton, Jones and Stroud were appointed said committee.

Report of the committee on the bill for the divorce of Sophia Aughinbaugh ; laid on the table until called up.

Report of the Committee on Finance regulating the standard value of coin ; read a 2d time, and passed to a 3d reading.

An act defining a place for the payment of land dues ; read a 2d time, and passed.

An act forbidding free negroes residing in Texas ; read a 2d time.

An act granting donations of land to emigrants ; read a 2d time and passed.

An act reducing fees of office, &c. ; read a 2d time, and laid on the table until called up.

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

SENATE CHAMBER, Dec. 21st, 1838.

The Senate met pursuant to adjournment.

A quorum being present, the journals were read and approved.

Report of the Committee on Claims and Accounts, in favor of R. R. Royall ; read 3d time, and laid on the table.

Also, reported the joint resolution for the relief Dr. S. Booker ; withdrawn.

Report of the Committee on Public Lands granted leave to Mrs. Kirkpatrick to withdraw her petition ; read 1st time, and laid on the table for one day.

Mr. Everitt, Chairman of the Committee on Claims and Accounts, reported favorably to the joint resolution for the relief of J. W. Eldridge ; report read a 1st time, and laid on the table for one day.

A message from the House of Representatives informed the Senate that the House had adopted the substitute for the bill for relief of John Garrett.

Also, that the House had concurred in some of the amendments of the Senate to the bill granting donations of land to emigrants, and dissented from others ;

And, that Messrs. Menifee, Roman and Linn were appointed a committee of conference on the part of the House.

Messrs. Kendrick, Greer and Burleson were appointed a committee on the part of the Senate.

Mr. Everitt, of the Committee on Finance, reported favorably the passage of the bill creating a registrar of the Treasury Department.

Mr. Greer, of the Committee of Public Lands, reported favorably to the bill for the relief of certain orphan children; read 1st time, and laid on the table for one day.

A message from the House asked consent of the Senate to a bill requiring the 1st Auditor to audit claims originating in the campaign of Gen. Rusk against the Mexicans and Indians; read 1st time, and laid on the table for one day.

Mr. Seguire introduced an act providing for the funding of certificates of bounty lands; read 1st time, and laid on the table for one day.

Joint resolution for the relief of Antonio Manchaca; read a 3d time, and passed.

Joint resolution for the punishment of vagrancy; read a 3d time, and passed.

An act to detect fraudulent land claims.

On motion of Mr. Wharton, referred to a special committee.

Messrs. Wharton, Greer and Burleson, were appointed said committee.

An act establishing the standard value of gold and silver coin; read a 3d time, and passed.

An act for funding drafts on the Treasury; read a 3d time, and passed.

An act prohibiting the residence of free negroes in the Republic; read a 3d time, and passed.

Joint resolution for the relief of R. R. Royal; read a 3d time, and

On motion of Mr. Jones, the vote passing it to a 3d reading, was re-considered, and the resolution placed on its 2d reading; which was amended, and passed to its 3d reading.

Report of the special committee to whom was referred the bill to legalize certain marriages; read a 2d time, and passed to a 3d reading.

On motion of Mr. Wharton, Mr. Burton was substituted in his place on the committee to investigate public dues.

A bill to protect a certain portion of the frontier; read a 2d time, amended, and passed to a 3d reading.

Mr. Everitt introduced an act authorizing the payment of drafts on the Treasury; read 1st time, and laid on the table for one day.

A bill for the divorce of Sophia Aughinbargh; report laid on the table till called up.

An act to secure the Cherokees in possession of their lands: made the special order of the day for Monday next.

Report of the special committee on the bill granting bounty lands to seamen; read a 2d time, and laid on the table till tomorrow.

A message from the House of Representatives informed the Senate that the House had concurred in the amendments of the Senate to a bill to establish a post route from Houston to San Augustine.

Also, to a bill entitled an act to amend an ordinance granting bounties of land to volunteers;

And, to an act to incorporate the Bastrop Steam Mill Company.

On motion of Mr. Everitt, the Senate adjourned until tomorrow morning.

SENATE CHAMBER, Dec. 22d, 1838.

The Senate met pursuant to adjournment.

A quorum being present, the journals were read, and approved.

The report of Mr. Stroud, of the Committee on Enrolled Bills, was received.

Mr. Kendrick, Chairman of the committee of joint conference in relation to an act entitled an act to extend to late emigrants, or those who may emigrate within a specified time, a donation of land, reported in favor of the amendment of the Senate, by striking out the second section; which was adopted.

Mr. Everitt reported in favor of P. C. Comeal; laid on the table for one day.

Mr. Everitt, Chairman of the Committee on Claims and Accounts, reported in favor of the joint resolution for the relief of Howard Decroe; laid on the table for one day.

Mr. Everitt moved that the printing committee be instructed to furnish each Senator with five copies of the two papers published in this city; adopted.

Mr. Barnett, Chairman of the special committee, reported an act to repeal an act passed the 7th day of June, 1837; read a 3d time, and passed.

Mr. Burton, Chairman of the special committee to whom was referred the claims of H. Sanderson, reported favorably, and,

On motion of Mr. Everitt, the rule was suspended, and the blank filled up with \$10,455 37; and,

On motion of Mr. Wilson, was laid on the table for one day.

Mr. Burleson moved that the claims of David Thomas be taken up; which were referred to the Committee on Claims and Accounts.

Joint resolution for the relief of J. W. Eldridge; read a 3d time, and passed.

On motion of Mr. Stroud, the act for the protection of a portion of the frontier, was called up.

Mr. Burleson moved that it be referred to the Secretary of War.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Barnett, Burleson, Dunn, Kendrick, and Wilson—5.

Noes—Messrs. Burton, Everitt, Greer, Jones, Stroud and Wharton—6.

So the motion was lost.

Mr. Everitt moved its final passage.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Barnett, Burton, Everitt, Greer, Jones, Stroud and Wharton—7.

Noes—Messrs. Burleson, Dunn, Kendrick and Wilson—4.

So the bill was passed.

A message from His Excellency the President, accompanied with a memorial from John Woodward, relative thereto, was received.

On motion of Mr. Everitt, they were referred to a special committee.

Messrs. Everitt, Burton and Jones were appointed said committee.

Mr. Burleson introduced an act to authorize Capt. Caldwell to raise a company of Rangers for the protection of Gonzales county; which was read a 1st time, and.

On motion of Mr. Burleson, the rule was suspended, and read a 2d time.

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

SENATE CHAMBER, Dec. 24th, 1838.

The Senate met pursuant to adjournment.

A quorum being present, the journals were read and approved.

Mr. Burton presented a petition from George W. Browning, and,

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

Mr. Burleson presented a petition from the citizens of Houston county, praying for the election of Chief Justice; which was rejected.

Mr. Segning introduced a resolution defining the mode of receiving information from the heads of departments and bureaus: which was read a 1st time, and laid on the table for one day.

Joint resolution for the relief of R. R. Royall.

On motion of Mr. Jones, the vote, passing it to a 3d reading, was re-considered, and the resolution placed upon 2d reading. The interest of ten per cent, from the 20th day of May, 1837, was stricken out, and the resolution passed to its 3d reading.

On motion of Mr. Burleson, the Sergeant-at-arms was dismissed.

On motion of Mr. Burton, the Senate proceeded to the election of assistant Secretary pro tem. in the place of Algernon Thompson, indisposed.

On the second balloting P. H. Caraway was declared, by the President, to be elected assistant Secretary pro tem.

Mr. Barnet moved to dismiss the assistant Secretary, Algernon Thompson.

Mr. Burton moved to dismiss both the assistant Secretary and Engrossing Clerk; which motions were laid on the table.

The report of Mr. Stroud, Chairman of the Enrolling Committee, was adopted.

An act authorizing the payment of drafts in the hands of original holders, was, on motion of Mr. Jones, referred to a special committee.

Messrs. Jones, Burton and Everitt were appointed said committee.

On motion of Mr. Burton, the Secretary of the Senate was instructed to procure 100 copies of each report of the different heads of departments.

A message was received from the House of Representatives covering an act entitled an act for the further protection of the frontier against the Comanche and other Indians; which was read a 1st time, and,

On motion of Mr. Segning, the rule was suspended, and read a 2d time.

Mr. Wharton offered an amendment making it optional with the President of the Republic to use the troops contemplated by this bill, offensively or defensively, which was accepted; the rule was further suspended, and the act passed.

P. H. Caraway was sworn into office as assistant Secretary pro tem.

On motion of Mr. Wharton, the Senate adjourned until 3 o'clock.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment.

Mr. Greer introduced a resolution to appoint a committee to enquire whether our printing could be done with more despatch at the office of the Intelligencer; which was adopted.

Messrs. Barnet and Burton were appointed said committee.

The Senate went into secret session. The doors being reopened.

Mr. Wharton moved that a committee of three be appointed to devise a proper course to be adopted by the Senate in relation to the occurrence just taken place in secret session of the Senate.

Messrs. Barnet, Wharton and Stroud were appointed said committee.

It was moved to adjourn until Wednesday next.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Dunn, Greer, Kendrick, Seguine and Wilson—5.

Noes—Messrs. Barnet, Burleson, Burton, Everitt, Jones, Stroud and Wharton—7.

So the motion was lost.

It was then moved to adjourn until to-morrow morning, 10 o'clock.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Burleson, Burton, Jones and Stroud—4.

Noes—Messrs. Barnet, Dunn, Everitt, Greer, Kendrick, Seguine, Wharton and Wilson—8.

So the Senate refused to adjourn.

The committee who had been appointed to devise a proper course to be adopted by the Senate, on the occurrence which took place whilst in secret session, notified the Senate they were ready to report.

Mr. Burton moved that the Senate adjourn until Wednesday morning, 10 o'clock; which motion was carried.

SENATE CHAMBER, Dec. 26th, 1838.

The Senate met pursuant to adjournment.

Prayer by the Chaplain.

A quorum being present, the journals were read, amended and approved.

A message was received from the House of Representatives, announcing their approval of the amendments made by the Senate to the act for the further protection of the frontier against the Comanche and other Indians.

Mr. Burton, Chairman of the Committee on Military Affairs, reported a joint resolution in favor of George W. Browning.

Mr. Barnet, Chairman of the special committee to whom was referred the affair which occurred in secret session of the Senate on Monday last, reported that the injunction of secrecy be removed, and the report of said committee be read; which was adopted.

The Senate went into secret session. The doors being reopened,

On motion of Mr. Wharton, the Senate adjourned until three o'clock.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment. A quorum present.

The report of the committee on the affair of Mr. Wilson, member from Harrisburg, was taken up.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Barnet, Burleson, Burton, Everitt, Greer, Jones, Kendrick, Seguire, Stroud, and Wharton—10.

No—Mr. Dann—1.

So the report was adopted.

A message from the House of Representatives was received, informing the Senate that an act had passed the House for the protection of the North-western frontier.

Mr. Barnet submitted the following resolution, viz :

That the seat of the member from Harrisburg county be vacated.

Mr. Barnet stated the ground upon which the report had been made:

1st. The repeated clamorous oaths made by the Senator from Harrisburg, and invoking high Heaven to strike dead, in their tracks, all those who voted against him on the bill under consideration of the Senate on Monday.

2d. His peremptory refusal to come to order, saying he would be God damned if he would come to order.

3d. His refusing to seat himself, or be seated by the Sergeant-at-arms; and ordered the Sergeant-at-arms to stand off, and not touch him: swearing that no power but God's could seat him.

4th. Disclosing secrecy, contrary to the meaning and intention of the 17th section of the constitution.

Mr. Barnet made a report from the special committee to whom was referred the resolution relating to printing.

On motion of Mr. Burleson, the vote discharging the Sergeant-at-arms, was re-considered; carried.

The Senate, on motion of Mr. Wharton, went into secret session. The doors being re-opened,

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

SENATE CHAMBER, Dec. 27th, 1838.

The Senate met pursuant to adjournment.

Prayer by the Chaplain.

A quorum being present, on motion of Mr. Burton, the reading of the journals was postponed.

Mr. Burton presented the petition of Alexander Le Grand; which was referred to a special committee.

Messrs. Burton, Dunn and Barnet were appointed said committee.

Mr. Everitt made a report upon the bill to establish a Chamber of Commerce in the city of Houston; which was read a 1st time.

Also, reported on the bill for the relief of John G. Love, with an additional section.

ORDERS OF THE DAY.

Joint resolution for the relief of W. P. Mills; read a 1st time.

An act to attach a certain portion of country, therein named, to the counties of Houston and Fannin; which was read a 1st time.

A bill for the relief of John Finley Collier, authorizing him to change his name, and for other purposes; read a 1st time.

An act better defining the line between the counties of Austin and Fort Bend; read a 1st time.

An act to fix permanently the seat of Justice for Fannin county; read a 1st time.

Joint resolution for the relief of Col. James Smith; read a 1st time.

An act to incorporate the towns of Comanche and Waterloo; read a 1st time.

Joint resolution appropriating two thousand dollars for Indian purposes; read a 1st time.

Joint resolution granting to the Quartermaster-General, or Secretary of War, equity and jurisdiction.

A message was received by the Senate from His Excellency the President, by his private secretary; which was read, and referred to a joint committee of both Houses of Congress.

Messrs. Wharton, Dunn and Stroud were appointed said committee on the part of the Senate.

Joint resolution for the relief of Howard Decroe, was amended and passed to a 3d reading, and subsequently passed.

Joint resolution for the relief of H. Sanderson. On its 2d reading a motion was made to strike out the 2d section; which was lost.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Burleson, Greer, Stroud and Wharton—4.

Noes—Messrs. President pro tem., Barnet, Burton, Dunn, Kendrick and Seguiné—6.

A resolution prescribing the mode of obtaining information from the Executive; which was adopted.

Joint resolution for the relief of R. R. Royall; read a 3d time and passed.

Joint resolution for the relief of P. C. Corneal.

On motion of Mr. Wharton, laid on the table until called up. Mr. Burton moved to take up the bill for the relief of Sophia Aughinbaugh; which was refused.

On motion of Mr. Wharton, the Senate went into secret session. The doors being re-opened,

The resolution tendering a vote of thanks to Samuel M. Williams, was taken up.

On motion of Mr. Burleson, the Senate adjourned until three o'clock.

3 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

The resolution tendering a vote of thanks to Samuel M. Williams, as navy agent, was again taken up.

Mr. Greer presented a substitute, tendering a vote of thanks to Samuel M. Williams for the energy which he has rendered in procuring a navy.

On motion of Mr. Burleson, the Orders of the Day were laid on the table, to take up the bill for the relief of H. A. Alsbury; which was taken up, the rule suspended and placed on its 2d reading, and referred to a special committee.

Messrs. Kendrick, Barnet and Seguiné were appointed said committee.

A message was received from the House of Representatives announcing the concurrence of the House to the bill for the relief of R. R. Royall.

Also, they had appointed a joint committee to meet the one appointed by the Senate, to take into consideration the message of the President.

Also, informing the Senate that the House had concurred in the amendments made by the Senate to the bill for the relief of Howard Decroe.

A joint resolution for the relief of R. R. Royall; passed.

Report of the Committee on Printing; laid on the table until called up.

Resolution authorizing Capt. Caldwell to raise a company of fifty-six men; passed.

Joint resolution creating the office of Recorder in the Treasury Department; and,

On motion of Mr. Kendrick, was indefinitely postponed.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Barnet, Dunn, Kendrick, Seguire, Stroud and Wharton—6.

Noes—Messrs. President pro tem., Burleson, Burton and Greer—4.

A bill authorizing the first Auditor to audit the claims created under the command of T. J. Rusk, in the campaign against the hostile Mexicans and Indians; which was referred to the Military Committee.

A motion was made to adjourn; which was lost.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Burleson, Burton, Dunn and Kendrick—4.

Noes—Messrs. President pro tem., Barnet, Greer, Seguire, Stroud and Wharton—6.

An act to provide for funding certificates of bounty lands; indefinitely postponed.

An act requiring the Secretary of the Navy to issue bounty lands to seamen.

Mr. Duan moved to adjourn; which was lost.

Mr. Seguire moved the indefinite postponement of the act.

On motion of Mr. Burleson, the Senate adjourned until tomorrow morning.

SENATE CHAMBER, Dec. 28th, 1838.

The Senate met pursuant to adjournment.

Prayer by the Chaplain.

A quorum being present, the journals of the 26th and 27th Dec. were read and approved.

Mr. Seguire presented a petition from James C. Boyd; which was referred to the committee on Claims and Accounts.

Mr. Seguire, Chairman of the Military Committee, made a report upon a resolution requiring the Auditor to audit the accounts created under the command of Gen. Thos. J. Rusk.

Mr. Jones made a report from a majority of the special committee to whom was referred the bill for the payment, in promissory notes, of all original drafts upon the government.

Mr. Kendrick reported from the special committee to whom was referred the resolution for the relief of H. A. Alsbury; the rule was suspended, and the report adopted.

Mr. Burton moved that the President pro tem. assign the portions of the President's message to the regular standing committees; which was adopted.

Mr. Wharton moved to create a committee on education.

Mr. Jones was appointed Chairman of the Naval Committee.

A bill granting lands to seamen was indefinitely postponed.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. President pro tem., Burleson, Dunn, Greer, Stroud and Wharton—6.

Noes—Messrs. Barnet, Burton, Jones, Kendrick and Seguire—5.

Joint resolution for the relief of W. P. Miller; referred to the Committee on Claims and Accounts.

Mr. Wharton moved a re-consideration of the vote on the bill granting lands to seamen. The question was again put upon indefinite postponement.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. President pro tem., Burleson, Dunn, Greer, Seguire and Stroud—6.

Noes—Messrs. Barnet, Burton, Jones, Kendrick and Wharton—5.

Carried.

Mr. Burton gave notice he should enter his protest against the vote.

Joint resolution for the relief of H. Sanderson.

A motion was made to refer it to a special committee.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Barnet, Burleson, Greer, Jones, Seguire, Stroud and Wharton—7.

Noes—Messrs. President pro tem., Burton, Dunn and Kendrick—4.

So it was referred to a special committee.

Messrs. Burton, Stroud and Burleson were appointed said committee.

The committee reported the resolution without amendments which was placed on its 2d reading.

A motion was made to pass the bill.

Ayes—Messrs. President pro tem., Barnet, Burton, Dunn, Kendrick, Seguire and Wharton—7.

Noes—Messrs. Burleson, Greer, Jones and Stroud—4.

So the bill was passed.

A bill for the relief of Col. James Smith, on its 2d reading; referred to a special committee.

Messrs. Burton, Burleson and Seguire were appointed said committee.

Mr. Jones submitted an act to repeal the act encouraging steam navigation; read a 1st time.

On motion, the Senate then adjourned until 3 o'clock.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment.

An act for the relief of Francis Hamilton's widow.

An act to dispose of Galveston and other Islands.

Joint resolution for the relief of O. D. A. Santangelo.]

A bill to extend the mail route from Sabine Ferry to the town of Sabine.

Joint resolution to establish certain mail routes therein named.

Joint resolution for the relief of Lee C. Smith.

An act entitled an act for the permanent location of the seat of government.

Were all read a 1st time.

A bill for the relief of certain orphan children therein named; passed to a 2d reading.

An act to incorporate the towns of Comanche and Waterloo; read a 2d time.

An act to locate the seat of justice permanently in Fannin county, was laid on the table.

An act to incorporate the town of Raleigh, was laid on the table.

An act for the relief of John G. Love; referred to a special committee.

Messrs. Jones, Wharton and Stroud were appointed said committee.

Mr. Stroud moved to take up the bill granting equity and jurisdiction to the Secretary of War and Quartermaster-General; which passed.

A bill to establish a Chamber of Commerce in the city of Houston; passed.

Mr. Burton, by leave, made a report on the claims of Col. Jas. Smith, which report was favorable; laid on the table.

A bill for the relief of John Finley Collier, was read a 2d time.

An act to define the line between the counties of Austin and Fort Bend, was read a 2d time.

An act to attach a certain portion of country to the counties of Houston and Fannin; which was indefinitely postponed.

Joint resolution appropriating two thousand dollars to Indian purposes; read a 2d time, and referred to a special committee.

Joint resolution prescribing the mode of obtaining information from the Executive department; passed.

Mr. Wharton, by leave, introduced an act amending an act establishing the national seal and standard of the Republic of Texas.

On motion of Mr. Everitt, the report on the bill to divorce Sophia Aughinbaugh was taken up; the bill on its 2d reading.

The ayes and noes being called for, on the adoption of the report, stood as follows:

Ayes—Messrs. Barnett, Burleson, Jones, Dunn and Kendrick—5.

Noes—Messrs. President pro tem., Burton, Greer, Seguin and Wharton—5.

On motion, the Senate then adjourned until 10 o'clock tomorrow.

SENATE CHAMBER, Dec. 29th, 1838.

The Senate met pursuant to adjournment.

Prayer by the Chaplain.

A quorum being present, the journals were read and approved.

Mr. Kendrick made a report from the Committee on Claims and Accounts, on the claim of W. P. Miller.

Mr. Dunn moved a suspension of the rule, in order that the bill pass its 3d and final reading.

Rule suspended, and the bill passed.

Mr. Stroud, from the Committee on Enrolled Bills, reported.

Mr. Kendrick made a report on the claims of James C. Boyd.

Mr. Wharton made a report from the joint committee of conference on the claim of Robert M. Williamson.

ORDERS OF THE DAY.

A bill to divorce Sophia Aughinbaugh, on its 2d reading.

On the question, shall the bill pass to its 3d reading? the ayes and noes were called for, which stood as follows:

Ayes—Messrs. President pro tem., Burton, Ellis, Greer, Rains, Seguin and Wharton—7.

Noes—Messrs. Burleson, Barnet, Dunn, Jones and Kendrick—5.

Carried in the affirmative.

An act to repeal an act entitled an act to encourage steam navigation ; amended, and passed.

Report of the committee authorizing the payment of drafts in the hands of original holders ; which passed to its 2d reading.

An act requiring the auditor to audit the claims created under the command of Gen. Thomas J. Rusk ; read a 3d time, and passed.

Joint resolution for the relief of O. D. A. Santangelo, on its 2d reading.

Mr. Burleson moved its indefinite postponement.

The ayes and noes being called for, stood as follows :

Ayes—Messrs. Barnet, Burleson, Dunn and Rains—4.

Noes—Messrs. President pro tem., Barton, Ellis, Greer, Jones, Kendrick, Seguire, Stroud and Wharton—8.

So the motion was lost.

On motion, it was referred to a special committee.

Joint resolution for the relief of H. Sanderson, as amended by the House of Representatives.

Question on the concurrence—the ayes and noes being called for, stood as follows :

Ayes—Messrs. President pro tem., Barnet, Barton, Dunn, Ellis, Jones, Kendrick and Wharton—8.

Noes—Messrs. Greer, Rains and Stroud—3.

Carried in the affirmative.

An act to define the line between the counties of Fort Bend and Austin ; passed.

An act for the relief of John Finley Collier ; passed.

Joint resolution for the relief of Col. James Smith ; amended and passed to its 3d reading.

The ayes and noes being called for, stood as follows :

Ayes—Messrs. Barnet, Burleson, Burton, Greer, Jones, Kendrick, Rains, Stroud and Wharton—10.

Noes—Messrs. President pro tem. and Dunn—2.

An act supplementary to an act for the sale of Galveston and other Islands ; referred to the Committee on Finance.

An act fixing permanently the seat of Justice of Fannin county ; passed.

An act to incorporate the town of Raleigh ; passed.

Joint resolution creating certain post routes therein named ; passed.

A bill to extend the post route from Gaines' Ferry to the town of Sabine ; rejected.

Joint resolution for the relief of the widow of Francis Hamilton, deceased; referred to a special committee.

Joint resolution for the relief of Lee C. Smith; referred to a special committee.

An act for the relief of certain orphan children therein named; passed.

An act to incorporate the towns of Comanche and Waterloo; passed.

An act entitled an act to locate permanently the seat of government, was ordered to be printed.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. President pro tem., Burton, Ellis, Greer, Jones, Rain, Stroud and Wharton—8.

Noes—Messrs. Barnet, Burleson, Dunn, Kendrick and Se-guine—5.

On motion, the above named act was made the order of the day for Monday next.

An act to provide for the redemption of Military Scrip in the hands of original holders; read a 1st time.

Joint resolution for the relief of Thomas W. Ward; read a 1st time.

An act authorizing the Commissioner General of the Land Office to receive the government dues on land.

Resolution requiring the Secretary of the Treasury to open the books of the Stock Commissioners; read a 1st time.

An act to facilitate the adoption of bounty land certificates; read 1st time.

Joint resolution for the relief of A. P. Wallace.

An act to purchase certain property therein named; read a 1st time.

Joint resolution for the relief of Stephen Smith; read a 1st time.

Joint resolution granting lands to certain counties, for certain purposes; read a 2d time.

The Senate then adjourned till Monday morning, 10 o'clock.

SENATE CHAMBER, Dec. 31st, 1838.

The Senate met pursuant to adjournment.

Prayer by the Chaplain.

A quorum being present, the journals were read and approved.

Mr. Burleson moved that the resolution be taken up requiring the President and Commissioner General of the Land Office to perfect land titles

Mr. Greer submitted a substitute. The question being upon the adoption of the substitute,

The ayes and noes being called for, stood as follows :

Ayes.—Messrs. President pro tem., Barnet, Burleson, Burton, Dunn, Greer, Stroud and Kendrick—8.

Noes.—Messrs. Jones, Rains and Wharton—3.

On motion of Mr. Wharton, the substitute was referred to a joint committee.

Mr. Burleson, by leave, submitted an act to fix the boundaries of Fannia county; which was read a 1st time.

ORDERS OF THE DAY.

Joint resolution requiring the Secretary of the Treasury to re-open the books of the Stock Commissioner; read a 2d time, and passed to its 3d reading.

A bill authorizing the Commissioner General of the Land Office to receive government dues for land.

Mr. Everitt offered an amendment authorizing the Commissioner General of the Land Office to receive audited drafts for land, and to repeal conflicting laws; which amendment was rejected, and the bill passed to its 3d reading.

Joint resolution for the relief of Thomas W. Ward; referred to the Committee on Claims and Accounts.

An act granting a divorce to Sophia Aughinbaugh; laid on the table until called up.

Mr. Stroud moved a recess; carried.

On motion of Mr. Jones, the Senate adjourned until three o'clock p. m.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment.

A quorum being present, the Order of the Day being the bill for the location of the seat of government, was taken up.

The Senate went into a committee of the whole, and the Secretary was ordered to read the bill section by section.

Mr. Wharton moved that Messrs. Seignin and Barnet be added to the committee of conference.

Mr. Stroud made a report from the Committee on Enrolled Bills; which was received.

A message was received from the House of Representatives covering an act entitled an act for the limitations of actions and prosecutions.

Also, a bill to establish a new mail route.

Also, a bill to establish a post route from Clarksville to Shelton; and,

Also, a joint resolution for the relief Manasseh Sevey.

On motion of Mr. Burleson, the Senate adjourned until to-morrow morning.

SENATE CHAMBER, Jan. 1st, 1839.

The Senate met pursuant to adjournment.

Prayer by the Chaplain.

A quorum being present, the journals were read, and approved.

Mr. Wharton presented a petition from sundry citizens of New York, by their agent, James Morgan; which was referred to the Committee on Claims and Accounts.

Mr. Kendrick presented a petition from J. W. Hynes.

Mr. Jones, from the special committee to whom was referred the bill for the relief of John G. Love, reported a substitute for the bill; which was adopted.

Mr. Wharton, from the Committee on Education to whom was referred the bill granting lands to certain counties, for certain purposes, reported without amendment.

On motion of Mr. Kendrick, the Hon. Emory Rains was granted leave of absence, until his health improved.

Mr. Wharton, from the Judiciary Committee, reported a bill to extend the time and jurisdiction of county courts, with amendments.

Mr. Kendrick made a report on the claims of W. C. White; report adopted.

On motion of Mr. Burleson, the bill for the relief of R. M. Williamson was taken up; read a 1st time, and laid on the table for one day.

Mr. Stroud made a report from the Enrolling Committee.

Mr. Jones, from the committee to whom was referred the claims of O. D. A. Santangelo, reported with amendments.

Mr. Wharton moved that Mr. Dunn be added to the committee to whom was referred the petition of John Woodward; carried.

Mr. Everitt moved that the bill for the location of the seat of government be taken up.

On motion of Mr. Kendrick, the Senate went into a committee of the whole.

On motion of Mr. Wharton, the committee of the whole arose, and reported the bill with amendments. Committee discharged.

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

SENATE CHAMBER, Jan. 2d, 1839.

The Senate met pursuant to adjournment.
 Prayer by the Chaplain.
 A quorum not being present, Mr. Burleson moved that the Senate adjourn until to-morrow morning, 10 o'clock. Carried.

SENATE CHAMBER, Jan. 3d, 1839.

The Senate met pursuant to adjournment.
 Prayer by the Chaplain.
 A quorum not being present,
 On motion of Mr. Everitt, the Senate adjourned until to-morrow morning.

SENATE CHAMBER, Jan. 4th, 1838.

The Senate met pursuant to adjournment.
 Prayer by the Chaplain.
 A quorum not being present, the Sergeant-at-arms was sent in search of absent members.
 A quorum being present, the journals were read and approved.
 The President of the Senate, at the request of Mr. Everitt, referred the portions of his Excellency the President's message to the appropriate committees.
 Mr. Everitt, from the Committee on Claims and Accounts, reported a bill for the relief of James Morgan, agent for sundry citizens of New York.
 Also, a joint resolution for the relief of the heirs of Col. Wm. Ward, with amendments.
 Mr. Burton, from the Committee on Indian Affairs, reported favorably to the bill appropriating two thousand dollars for Indian purposes.
 Mr. Everitt reported favorable to the bill for the sale of certain Islands.

Mr. Burleson, by leave, introduced a bill for the relief of David Thomas.

Mr. Stroud reported favorably to the claims of Lee C. Smith.

Mr. Jones, from the committee to whom was referred the act fixing the national seal, reported a substitute.

Mr. Everitt made a report from the committee to whom was referred the communication of the President in regard to the claims of John Woodward.

Mr. Jones, by leave, introduced an act to settle the claims of deceased soldiers' estates.

Mr. Burton, by leave, introduced an act regulating treaties.

Mr. Burton, by leave, introduced an act for the relief of Win. H. Wharton ;

Also, a resolution for the relief of J. Gourley.

The ayes and noes being called for, on the rejection, stood as follows :

Ayes—Messrs. Barnet, Burleson, Everitt and Kendrick—4.

Noes—Messrs. Burton, Dunn, Greer, Jones, Seguire and Stroud—6.

Mr. Jones, by leave, introduced a bill to repeal the act regulating estrays.

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

The doors being re-opened,

On motion of Mr. Everitt, the Senate adjourned until three o'clock p. m.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment. A quorum present.

Mr. Everitt, from the Committee on Claims and Accounts, reported a bill for the relief of Thomas W. Ward.

On motion of Mr. Burton, the resolution for the relief of Col. James Smith was taken up, and passed.

Joint resolution creating certain post routes therein named, was passed.

Joint resolution for the relief of Stephen Smith ; and

An act to define dowers ; were read a 1st time, and laid on the table for one day.

A message was received from his Excellency the President ; read and laid on the table.

An act to provide for the permanent location of the seat of government.

Mr. Burleson offered an amendment, which was to extend the distance given the Commissioners from Trinidad river to the Colorado.

The ayes and noes being called for, stood as follows :

Ayes—Messrs. Barnet, Burleson, Burton, Dunn, Kendrick and Seguire—6.

Noes—Messrs. Jones, Greer, Everitt, Stroud and Wharton—5.

Mr. Everitt offered a substitute for the whole section; which was lost.

The ayes and noes being called for, were as follows :

Ayes—Messrs. Jones, Greer, Everitt and Stroud—4.

Noes—Messrs. Barnet, Burleson, Burton, Dunn, Kendrick, Seguire and Wharton—7.

Mr. Greer introduced an amendment confining the Commissioners above the San Antonio Road.

The ayes and noes being called for, stood thus :

Ayes—Messrs. Burleson, Everitt, Greer, Jones, Stroud and Seguire—6.

Noes—Messrs. Barnet, Burton, Dunn, Kendrick and Wharton—5.

The previous question was then taken, and the bill passed its 2d reading.

An act to divorce Sophia Aughinbaugh, was read by its caption, and passed.

The ayes and noes being called for, were :

Ayes—Messrs. Burleson, Burton, Greer, Stroud, Wharton and Everitt—6.

Noes—Messrs. Barnet, Dunn, Jones, Kendrick and Seguire—5.

An act to authorize John Finley Collier to alter his name to John Finley Roberts, as received from the House, was read, rule suspended, and passed.

An act defining the time of holding Justices Courts, was read a 1st time.

Joint resolution for the relief James Anson Dunn, was read a 1st time.

Joint resolution for the relief of Jose Cassiana, was read a 1st time.

An act entitled an act repealing an act entitled an act to amend the several acts establishing a General Land Office, was read a 1st time.

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

SENATE CHAMBER, Jan. 5th, 1839.

The Senate met pursuant to adjournment.

Prayer by the Chaplain.

A quorum not being present,
On motion of Mr. Everitt, the Senate then adjourned till 3 o'clock p. m.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment.
A quorum being present, the journals were read, and approved.

Mr. Everitt made a report from the Committee on Finance, submitting a bill to provide for the establishment of a National Bank.

On motion of Mr. Greer, the rule was suspended, the bill read by its caption, and passed to a 2d reading.

Two hundred copies of said bill were ordered to be printed.

On motion of Mr. Jones, the bill for the location of the seat of government was taken up, and,

On motion of Mr. Kendrick, the bill was read previous to its final passage.

Mr. Kendrick then moved to re-commit the bill.

The ayes and noes being called for, stood as follows :

Ayes—Messrs. Burton, Dunn, Kendrick and Wharton—4.

Noes—Messrs. Everitt, Burleson, Greer, Jones, Seguing and Stroud—6.

So the motion was lost.

The rule was suspended, the bill read a 3d time, and passed.

The ayes and noes being called for, stood as follows :

Ayes—Messrs. Everitt, Burleson, Jones, Greer, Seguing and Stroud—6.

Noes—Messrs. Burton, Dunn, Kendrick and Wharton—4.

Mr. Stroud made a report from the Enrolling Committee.

The bill for the relief of Wm. H. Wharton, was referred to the Committee on Claims and Accounts.

The Senate then adjourned until 10 o'clock Monday morning.

SENATE CHAMBER, Jan. 7th, 1838.

The Senate met pursuant to adjournment.

Prayer by the Chaplain.

A message from the President was received.

Mr. Jones asked leave to introduce a bill for the divorce of Louisa Beasley ; laid on the table for one day.

Mr. Everitt introduced a resolution to appoint a committee to enquire into the Surgeon General's department.

Messrs. Everitt, Wharton and Burton were appointed said committee.

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

The doors being re-opened,

Mr. Everitt presented a resolution declaring all legal acts valid of the different Notary Publics of the country.

An act to raise a company of fifty-six men, to range on the frontier.

On motion of Mr. Burleson, the rule was suspended, and the act passed a 2d reading; the rule was further suspended, and the act passed.

Mr. Wharton presented a resolution authorizing the Collectors at the different posts to retain 10 per centum.

The amendment to the bill praying equitable jurisdiction to the Quartermaster-General and Secretary of War, was concurred in.

The amendment to the resolution for J. W. Browning's relief was concurred in by the Senate.

The bill for the relief of R. M. Williamson, on its 2d reading,

The ayes and noes being called for, stood as follows :

Ayes—Messrs. Burleson, Burton, Greer, Jones, Kendrick, Seguire, Stroud and Wharton—8.

Noes—Messrs. Dunn and Everitt—2.

The rule was then suspended, and the bill put on its 3d reading.

The ayes and noes being called for, stood as follows :

Ayes—Messrs. Burleson, Burton, Jones, Greer, Kendrick Seguire, Stroud and Wharton—8.

No—Mr. Dunn—1.

Mr. Burton, by leave, introduced a petition from the Surgeon General, setting forth that he was able to convict S. H. Everitt, a member of the Senate, of subordination of a witness, and asked a committee of investigation.

Messrs. Burton, Jones and Stroud were appointed said committee.

Mr. Wharton moved 50 copies of the bill reducing the fees of office, be printed.

The Senate then adjourned until 3 o'clock.

3 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

On motion, Mr. Everitt was requested to retain his seat in the Senate; carried unanimously.

Mr. Stroud begged leave, as Chairman of the Committee on Enrolled Bills, to report.

Mr. Wharton begged leave to introduce a petition in favor of Andrew J. Yates; referred to the Committee on Claims and Accounts.

On motion of Mr. Kendrick, an act entitled an act to create a board of tribunal for the examination of and auditing the claims against the government, in certain cases.

Mr. Greer moved its reference to a select committee; lost.

On motion of Mr. Kendrick, the rule was suspended, and the act passed:

Mr. Wharton begged leave to introduce an act to translate the laws of the Republic into the Castilian language, and to promulgate the same.

On motion of Mr. Seguine, the rule was suspended, and passed to its 2d reading, and,

On motion, the rule was further suspended, and the act passed.

On motion of Mr. Kendrick, an act explanatory of the joint resolution for the relief of Col. Wm. P. Miller; rule suspended; rule further suspended, and passed.

ORDERS OF THE DAY.

Joint resolution for the relief of James R. Cook, was read a 1st time, and laid on the table for one day.

Joint resolution for the relief of Lewis P. Cook.

Joint resolution securing patent rights.

An act entitled an act to repeal certain parts of an act organizing the Inferior Courts, and defining the power and jurisdiction of the same; read a 1st time, and laid on the table for one day.

An act to establish a port of entry to be called Labacca; read a 1st time, and laid on the table for one day.

An act entitled an act to define the time of Sheriffs' sales, and manner of advertising; read a 1st time.

Joint resolution for the relief of A. M. Dawson, was read a 1st time.

An act requiring the Secretary of War to advertise the names of all deceased soldiers, whose estates have been administered on, and the names of the administrators thereof.

Joint resolution appropriating five thousand dollars for the navy department.

An act entitled an act to make Military Scrip receivable in payment of land dues.

An act entitled an act to regulate the duties of Constables.

An act entitled an act to amend the Judiciary laws of the Republic.

An act supplementary to the Judiciary Laws of the Republic.

- An act declaring certain children therein named legitimate.
- A bill granting the President a private secretary.
- An act supplementary to an act entitled an act establishing the fees of office.
- An act to alter the time of holding District Courts of the 4th judicial district.
- Joint resolution for certain purposes therein named.
- An act to define the duties of Recorders.
- Joint resolution for the relief of William H. Monroe and Noah Smithwick.
- Joint resolution for the relief of Bird Lockhart.
- Joint resolution for the relief of Edward Beatie.
- Joint resolution for the relief of James G. Wright.
- Joint resolution for the relief of Nathaniel Townsend.
- Joint resolution for the relief of Moses Martindale.
- All of which were read a 1st time.
- Joint resolution for the relief of Thomas W. Ward; passed to its 3d and last reading.
- An act amending an act entitled an act adopting a national seal and standard for the Republic of Texas.
- On motion of Mr. Jones, "standard" was stricken out.
- On motion of Mr. Everitt the rule was suspended, and the act passed its 3d reading.
- Joint resolution for the relief of James C. Boyd, was read a 3d time, and.
- On motion of Mr. Everitt, the rule was suspended, and passed its 3d reading.
- Joint resolution for the relief of the heirs of Col. Wm. Ward; passed its 3d reading.
- Joint resolution for the relief of Walter C. White & Co.; passed its 3d reading.
- Joint resolution for the relief of Manasseh Sevey; passed its 3d reading.
- An act for the relief of John G. Love and R. C. Doom; passed its 3d and last reading.
- An act entitled an act for the redemption of Military Scrip in the hands of original holders.
- On motion of Mr. Jones it was laid on the table till called up.
- Joint resolution for the relief of O. D. A. Santangelo, with a favorable report, was called up.
- Mr. Greer called for the ayes and noes on the report, which were as follows:
- Ayes—Messrs. Burton, Dunn, Everitt, Jones, Kendrick, Seigine and Wharton—7.
- Noes—Messrs. Burleson, Greer and Stroud—3.
- So it was carried.

On motion of Mr. Seguine, the Senate adjourned until tomorrow morning.

SENATE CHAMBER, Jan. 5th, 1838.

The Senate met pursuant to adjournment.

Prayer by the Chaplain.

A quorum being present, the journals were read and approved.

A message was received from the House of Representatives informing the Senate that an act had passed the House prohibiting the driving of cattle from the Guadalupe.

Mr. Everitt, from the Committee on Claims and Accounts, reported favorably to the resolution for the relief of Wm. H. Wharton.

On motion of Mr. Everitt, the rule was suspended, and the resolution passed its 2d reading; the rule was further suspended, and the resolution read a 3d time, and passed.

Mr. Everitt, from the committee to whom was referred the act repealing an act to prohibit the bonding of duties, reported.

On motion of Mr. Kendrick, the rule was suspended, and the act passed its 2d reading.

On motion of Mr. Jones, the bill was laid on the table, and the original act from the House of Representatives was taken up.

Mr. Kendrick moved an amendment by striking out the 1st of January; carried.

On motion of Mr. Kendrick, the rule was suspended, the bill read a 3d time, and passed.

Mr. Everitt introduced a joint resolution for the relief of John Mathews; read a 1st time, and laid on the table for one day.

Mr. Everitt gave notice that he would call up the million loan bill.

On motion of Mr. Burton, the resolution for the relief of Col. Wm. Ward's heirs was re-considered, amended and referred to the Committee on Claims and Accounts.

Mr. Wharton, from the Judiciary Committee, reported a bill to consummate land titles.

Mr. Stroud, from the Committee on Enrolled Bills, reported.

Mr. Wharton, from the Committee to whom was referred that portion of the President's message relative to the Tariff, reported.

Mr. Jones moved that one thousand copies of the report be printed, and that fifty copies be sent by the Secretary of State to the Chief Justice of each county; which was carried.

Mr. Jones, from the committee to whom was referred the petition of Ashbel Smith, Surgeon General, charging S. H. Everitt with having suborned a witness, reported the charges unfounded.

On motion of Mr. Kendrick, the report was adopted.

Mr. Ellis introduced a resolution authorizing the President to establish a Custom House on Red River; the rule was suspended, passed its 2d reading, and referred to a special committee.

Messrs. Ellis, Dunn and Greer were appointed said committee.

Mr. Kendrick introduced a resolution requesting the President to remove Ashbel Smith from the post which he now holds; adopted.

Mr. Wharton moved that Gen. Leslie Combs be invited to take a seat within the bar of the Senate; carried.

ORDERS OF THE DAY.

An act prohibiting the driving of cattle from the Guadalupe; read a 1st time, and laid on the table for one day.

An act granting a divorce to Louisa Beasley; the rule was suspended, read a 3d time, and passed.

Joint resolution for the relief of A. P. Walden; was read a 2d time.

Mr. Burleson offered an amendment, which was received and referred to the Committee on Claims and Accounts.

Joint resolution granting lands to each county for certain purposes therein named; which was referred to the Committee on Education.

On motion of Mr. Wharton, Mr. Jones was added to that Committee.

A bill entitled an act for the purchase of certain property therein named; read a 2d time, and laid on the table.

Joint resolution for the relief of the heirs of David Thomas.

On motion of Mr. Everitt, the rule was suspended, read a 3d time, and passed.

A bill to punish certain crimes therein named; passed.

Joint resolution defining the boundary lines of Fannin county.

On motion of Mr. Jones, the Senate adjourned until three o'clock p. m.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment.

A quorum not being present, the Sergeant-at-arms was sent in search of absent members.

A quorum being present, the Senate went into secret session.

The doors being re-opened,

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The act to define the boundary of Fannin county was again taken up, and referred to the Committee on Foreign Relations.

Mr. Everitt, from the Committee on Claims and Accounts, made a report favorable to the claims of the heirs of Col. Wm. Ward, deceased, and offered an amendment to the joint resolution; which was laid on the table for one day.

Mr. Stroud moved a re-consideration of the vote requiring the President to remove the Surgeon General from his post.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Burleson, Burton, Greer, Jones, Seguire, Stroud and Wharton—7.

Noes—Messrs. Dunn and Kendrick—2.

Mr. Everitt was excused from voting.

Mr. Wharton moved the affair be referred to a special committee.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Burleson, Burton, Greer, Jones and Wharton—5.

Noes—Messrs. Everitt, Dunn, Kendrick, Seguire and Stroud—5.

So the motion was lost.

On motion of Mr. Wharton, the resolution was laid on the table until to-morrow.

On motion of Mr. Burton, the Senate adjourned until to-morrow morning.

SENATE CHAMBER, Jan. 9th, 1839

The Senate met pursuant to adjournment.

Prayer by the Chaplain.

A quorum being present, the journals were read, and approved.

Mr. Wharton, from the Committee on Foreign Relations, reported an act to define the boundaries of Fannin county, with amendment; laid on the table for one day.

Mr. Ellis made verbal report from the special committee to whom was referred the bill establishing ports of entry; laid on the table.

Mr. Stroud made a report from the Enrolling Committee.

Mr. Everitt, from the Committee on Claims and Accounts, made a report upon the claim of A. P. Walden; the rule was suspended, and passed to its 3d reading.

Mr. Jones presented a petition from George Fisher, praying divorce; referred to the Judiciary Committee.

Mr. Everitt moved to call up the resolution in relation to the dismissal of the Surgeon General; which was taken up.

Mr. Kendrick moved its adoption.

Mr. Wharton offered a substitute; which was received.

Joint resolution to prevent clerks, or their deputies, from becoming administrators in certain cases; which was read a 1st time, and laid on the table.

ORDERS OF THE DAY.

An act compelling all government officers to receive the promissory notes of the Republic for all dues that may accrue to them in the discharge of their duties; read a 1st time, and laid on the table for one day.

Joint resolution appropriating two thousand dollars to Indian purposes; passed.

An act to repeal an act regulating estrays, was passed.

An act providing for the redemption of Military Scrip for land dues, was read a 2d time.

The Texas-European-American-Fur-Internal-Improvement-Emigration and Mining Company, was referred to the Committee on Finance.

A bill creating a tribunal for the adjustment of claims on the government.

Mr. Wharton offered a resolution in relation to the instituting of suits; read a 1st time, and laid on the table for one day.

Also, an act in relation to the dissatisfaction of parties to judgments; read a 1st time.

An act to repeal an act therein named, with amendments made by the House of Representatives; amendments concurred in.

An act to change the time of holding the county courts of Shelby; read a 2d time.

An act authorizing the President to negotiate a loan of five million dollars; was referred to the Committee on Finance.

Joint resolution for the relief of O. D. A. Santangelo; passed.

The ayes and noes being called for, stood thus:

Ayes—Messrs. Burton, Ellis, Everitt, Jones, Kendrick, Se-
guine and Wharton—7.

Noes—Messrs. Burleson, Dunn and Greer—3.

The Senate then adjourned until 3 o'clock p. m.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment. A quorum present.

ORDERS OF THE DAY.

An act creating a board or tribunal for the adjustment of claims against the government, was again taken up, and passed to its 3d reading.

Joint resolution for the relief of the heirs of Col. Wm. Ward, was passed.

A bill to establish a new mail route, was read a 2d time.

Joint resolution for the relief of J. Gourly, was referred to a special committee.

Messrs. Wharton, Kendrick and Jones were appointed said committee.

An act to define the time of holding Justices Courts, was passed to its 3d reading.

An act to authorize Notary Publics and Justices to certify the acknowledgment of conveyances was referred to a special committee.

Messrs. Greer, Jones and Burleson were appointed said committee.

Joint resolution for the relief of James Anderson, was referred to the Committee on Claims and Accounts.

Joint resolution authorizing Land Commissioners of the General Land Office, to receive government dues for land, was passed.

An act authorizing treaties with Indians; passed to its 3d reading.

Joint resolution for the relief of Lee C. Smith; passed.

An act supplementary to an act to dispose of Galveston and other Islands; passed to its 3d reading.

Joint resolution for the relief M. Sevey; passed.

Joint resolution for the relief of Jose Cassiano; referred to the Committee on Claims and Accounts.

A bill to establish a mail route from Clarksville to Shelton; read a 2d time.

A bill to extend the powers of Justices Courts; laid on the table for one day.

An act authorizing the payment of drafts in the hands of original holders; read a 2d time.

Mr. Burleson offered an amendment, which was referred to a special committee.

Messrs. Burleson, Greer and Jones were appointed said committee.

A message was received from the House of Representatives informing the Senate they had not concurred in the amendment of the Senate to the resolution for the relief of O. D. A. Santangelo; and,

Also, that a bill had passed the House to incorporate the Brazos and Galveston Canal Company.

Joint resolution for the relief of John Matthews; passed to its 3d reading.

Joint resolution appropriating five thousand dollars to the navy department; read a 2d time.

An act entitled an act for the purchase of property therein named.

The ayes and noes being called for, were as follows:

Ayes—Messrs. Everitt, Kendrick, Seguire and Wharton—4.

Noes—Messrs. Burton, Burleson, Dunn, Greer, Jones and Stroud—6.

So the act was lost.

Joint resolution for the relief of James R. Cook; referred to the Committee on Claims and Accounts.

Resolution respecting adjournment on Monday, the 14th inst. was laid on the table.

Resolution for the relief of Edward Beatie; read a 2d time, and referred to the Committee on Public Lands.

Joint resolution for the relief of W. H. Moore and N. Smithwick; read a 2d time, and referred to the Committee on Public Lands.

Joint resolution for the relief of B. Lockhart, on its 2d reading.

On the question, shall it pass to its 3d reading? the ayes and noes being called for, stood as follows:

Ayes—Messrs. Burleson, Burton, Everitt, Jones, Kendrick and Seguire—6.

Noes—Messrs. Dunn, Greer, Stroud and Wharton—4.

So it passed to its 3d reading.

An act authorizing the President to appoint a private Secretary; laid on the table for one day.

Joint resolution for the relief of N. M. Dawson; referred to the Committee on Claims and Accounts.

Mr. Everitt insisted on the amendment of the Senate to the resolution for the relief of O. D. A. Santangelo, and asked for a committee of conference.

Messrs. Everitt, Kendrick and Jones were appointed said committee on the part of the Senate.

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

SENATE CHAMBER, Jan. 10th, 1839.

The Senate met pursuant to adjournment.

Prayer by the Chaplain.

A quorum being present, the journals were read, and approved.

Mr. Wharton, from the Judiciary Committee, reported an act to divorce George and Elizabeth Fisher.

Also, the Committee on Education, reported in favor of retaining a portion of the public domain for purposes of schools.

Also, a bill for the relief of J. Gourley, with amendments.

Mr. Burleson reported a bill for the payment of drafts in the hands of original holders, with amendments.

Mr. Everitt, from the Committee on Claims and Accounts, reported on the joint resolutions for the relief of J. R. Cook, W. H. Munroe, Edward Beattie, L. M. Hitchcock, N. M. Dawson, A. J. Yates, S. Booker and Jose Cassiano; which were indefinitely postponed.

Also, from the special committee, the bill authorizing the negotiation of a loan for five million dollars; the report was received, the rule suspended, the bill read a third time, and passed.

Mr. Greer, from the special committee to whom was referred the bill authorizing Notary Publics and Justices of the Peace to certify conveyances, reported favorably.

Mr. Burton, from the special committee to whom was referred the resolution requiring them to investigate the conduct of Ashbel Smith and S. H. Everitt, reported.

Mr. Wharton offered a substitute to the resolution.

On the question, shall the substitute be received? the ayes and noes being called for, stood as follows:

Ayes—Messrs. Burleson, Burton, Greer, Seguiné and Wharton—5.

Noes—Messrs. Dunn, Everitt, Jones, Kendrick and Stroud—5.
The President voting in the negative, the substitute was rejected, and the original adopted.

Mr. Everitt submitted a resolution in relation to new business.

Also, a resolution for printing the laws of the Republic.

The bill to create a national bank was taken up, and laid on the table until 3 o'clock.

Mr. Everitt, from the joint committee of conference on Claims and Accounts, reported on the claims of O. D. A. Santangelo.

Also, from the Committee on Claims and Accounts, on the claims of A. W. Hinds.

Mr. Jones offered a resolution altering the pay of members of Congress after the next session.

Mr. Wharton offered a joint resolution to appoint a committee of three to suggest amendments to the constitution.

Messrs. Wharton, Jones and Burton were appointed said committee.

ORDERS OF THE DAY.

An act to incorporate the city of Houston, and other cities, was read a 1st time, and laid on the table for one day.

An act to incorporate the Galveston and Brazos Canal Company, was read a 1st time, and laid on the table for one day.

On motion, a recess was taken for 15 minutes.

Mr. Kendrick offered a resolution requiring the committee to whom was referred the resolution in relation to the Surgeon General, Ashbel Smith, also, to take into consideration the conduct of the brother of said Smith; laid on the table until the result of the committee of the House was made known.

On motion of Mr. Wharton, the bill for the election of Chief Justice was taken up, and read a 1st time, and laid on the table for one day.

The Senate then adjourned until 3 o'clock p. m.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment. A quorum present.

The bill for the establishment of a national bank was taken up, and,

On motion of Mr. Wharton, referred to a special committee.

Messrs. Burleson, Jones and Everitt were appointed said committee.

A message from the House informed the Senate that an act creating the county of Greer, had passed the House.

The Senate went into secret session. The doors being reopened, the Senate proceeded to the

ORDERS OF THE DAY.

An act entitled an act to create the county of Greer, was read a 1st time, and laid on the table for one day.

A message was received from the House of Representatives informing the Senate that an act supplementary to an act for the punishment of crimes and misdemeanors, had passed the House.

Also, an act entitled an act appropriating certain lands for the establishment of a general system of education; and,

Also, an act authorizing the Auditor to discharge certain duties.

Joint resolution establishing a mail route from the city of Houston to Washington.

Joint resolution changing a certain post route therein named.
 An act to authorize the Chief Justice of Goliad county to take possession of the church in the town of Goliad.

Joint resolution for the relief of John White.

Joint resolution for the establishment of a certain post route therein named.

An act authorizing the District and County Courts to render judgment in certain cases.

A bill establishing a post route from San Augustine to Port Caddo.

An act to change the time of holding the County Court in Robertson county.

An act to entitled an act to amend an act relative to Probate Courts.

An act entitled an act to provide for the re-issuing of lost certificates.

An act for the relief of R. M. Williamson.

An act to incorporate the Nacogdoches Guards.

All of which passed the House of Representatives.

Mr. Wharton moved that the resolution for adjournment be taken up, and,

On motion of Mr. Greer, the time to adjourn was changed to the 21st inst. instead of the 14th.

Mr. Seguire moved that the El Correo Atlantico, presented to Congress by O. D. A. Santangelo, be received by a vote of thanks tendered by the Senate; which was carried.

An act better to define the duties of Recorders; passed to a 3d reading.

An act entitled an act for the limitation of actions and prosecutions, was referred to the Judiciary Committee.

Mr. Burton, by leave introduced a joint resolution for the relief of John S. Roberts, was read a 1st time, and laid on the table for one day.

On motion of Mr. Wharton, the Senate adjourned until to-morrow morning.

SENATE CHAMBER, Jan. 11th, 1839.

The Senate met pursuant to adjournment.

Prayer by the Chaplain.

A quorum being present, the journals were read and approved.

Mr. Everitt presented the petition of Andrew J. Yates; which was referred to the committee on Claims and Accounts.

Mr. Everitt, from the Committee on Claims and Accounts, reported favorably to the claims of J. A. Dunn.

Also, on the claims of W. H. Monroe and Noah Smith.

On motion of Mr. Everitt, the rule was suspended, and passed to its 3d reading.

Mr. Everitt also reported from the special committee to whom was referred the act incorporating the Texas and European Fur, Emigration and Mining Company; read a 2d time.

Mr. Seguire, from the Military Committee to whom was referred that part of the President's message relative to military affairs, made a report; which was received and laid on the table for one day.

Mr. Jones presented a substitute for the bill establishing a national flag and standard; laid on the table for one day.

Mr. Everitt presented an act authorizing the Secretary of the Treasury to pay all drafts in the hands of original holders; laid on the table for one day.

ORDERS OF THE DAY.

An act for the relief of R. M. Williamson, was amended by the House and concurred in by the Senate.

An act for the punishment of crimes and misdemeanors.

A bill establishing a post route from San Augustine to Fort Caddo.

An act entitled an act appropriating certain lands for the establishment of a general system of education.

A bill entitled an act to provide for the re-issuing of lost certificates for land or money.

An act to change the time of holding the County Courts of Robertson county.

An act entitled an act to amend an act relative to Probate Courts.

An act to incorporate the Nacogdoches Guards.

An act authorizing the Auditor to discharge certain duties.

Joint resolution establishing a mail route from the city of Houston to Washington.

Joint resolution changing a certain post route therein named.

An act to authorize the Chief Justice of Goliad county to take possession of the church in the town of Goliad.

Joint resolution for the relief of John White.

Joint resolution for the establishment of a certain mail route therein named.

An act authorizing the District and County Courts to render judgment in certain cases.

All of which were read a 1st time, and laid on the table for one day.

An act to provide for the election of Chief Justice, was referred to the Judiciary Committee.

An act for the relief of master builders; passed to its 3d reading.

Joint resolution for the relief of A. P. Walden; passed.

An act supplementary to an act to dispose of Galveston and other Islands, was passed.

Joint resolution for the relief of Louis P. Cook; passed.

An act authorizing the Commissioner General of the Land Office to issue land titles in certain cases; referred to a special committee.

Messrs. Seguine, Jones and Burton were appointed said committee.

An act better to define the duties of Recorders; passed.

Joint resolution for the relief of J. R. Cook; passed.

Joint resolution for the relief of certain citizens of New York; rule suspended, and passed.

An act entitled an act to create the county of Greer; referred to special committee.

Messrs. Burleson, Burton, Jones and Stroud were appointed said committee.

Joint resolution for the relief of Byrd Lockhart; passed.

Joint resolution for the relief of John S. Roberts; rule suspended, read a 3d time, and passed.

Joint resolution for the relief of Alexander Le Grand; read a 2d time, and laid on the table for one day.

Joint resolution requiring the Secretary of the Treasury to re-open the books of the Stock Commissioner.

The Senate then adjourned until 3 o'clock p. m.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment. A quorum present.

ORDERS OF THE DAY.

Joint resolution for the relief of S. Booker; the rule was suspended, read a 3d time, and passed.

An act granting a divorce to George and Elizabeth Fisher; passed to its 3d reading.

An act entitled an act to define the rights of Feme Coverts, was laid on the table until called up.

Joint resolution for the relief of J. Gourley; passed.

Joint resolution authorizing the Secretary of the Treasury to re-open the books of the Stock Commissioner, was again taken up.

Mr. Everitt offered an amendment; which was received, and passed.

An act to establish a Chamber of Commerce in the city of Houston; passed.

An act to authorize the payment of drafts in the hands of original holders.

Mr. Wharton moved an indefinite postponement of the bill.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Dunn, Jones and Wharton—3.

Noes—Messrs. Burleson, Burton, Everitt, Greer, Kendrick, Seguire and Stroud—7.

So the motion was lost, and the bill passed to its 3d reading.

Joint resolution for the relief of Stephen Smith; referred to the Committee on Claims and Accounts.

Joint resolution for certain purposes therein named.

Mr. Everitt moved that it lay on the table for one day.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Burleson, Greer, Seguire and Wharton—4.

Noes—Messrs. Burton, Dunn, Everitt, Jones, Kendrick and Stroud—6.

So the motion was lost.

An act to create a board or tribunal for the adjustment of claims against the government.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Burleson, Dunn, Greer, Everitt, Jones, Kendrick, Seguire, Stroud and Wharton—9.

No—Mr. Burton—1.

An act establishing the fees of office; passed to its 3d reading.

An act to alter the time of holding the District Court in the 4th Judicial District; referred to the Committee on the Judiciary.

An act supplementary to the Judiciary laws; referred to the Committee on the Judiciary.

An act entitled an act to facilitate the adjustment of donation claims; passed to its 3d reading.

An act to legalize the official acts of certain officers therein named; passed to its 3d reading.

An act entitled an act to define dowers; referred to the Judiciary Committee.

An act to establish a port of entry at Labacca; referred to the Committee on Finance.

An act to repeal certain parts of the act defining the power of Inferior Courts; referred to the Judiciary Committee.

An act to define the time of Sheriffs' sales ; referred to the Judiciary Committee.

An act securing patent rights to inventors ; referred to a special committee.

Messrs. Burleson, Jones and Kendrick were appointed said committee.

An act requiring the Secretary of War to publish the names of the administrators of the estates of deceased soldiers ; laid on the table until called up.

An act defining the duties of Constables.

Mr. Jones offered an amendment ; which was adopted, and passed to its 3d reading.

An act declaring certain children therein named legitimate ; passed to its 3d reading.

An act entitled an act to amend the Judiciary Laws of the Republic ; referred to the Committee on the Judiciary.

An act to create a port of entry at the city of Trespalacies ; referred to the Committee on Finance.

An act to prohibit the driving of cattle from Guadaloupe ; passed to its 3d reading, and,

On motion of Mr. Seguire, the rule was suspended, and the act passed.

Mr. Stroud, from the Committee on Enrolled Bills, by leave, made a report ; which was adopted.

An act establishing general regulations for the army, was referred to the Military Committee.

Joint resolution for the relief of J. G. Wright, was referred to the Committee on Claims and Accounts.

Joint resolution for the relief of Moses Martindale ; referred to the Committee on Claims and Accounts.

Joint resolution for the relief of Nathaniel Townsend, was referred to the Committee on Claims and Accounts.

An act for the relief of Collectors at the different posts ; referred to a special committee.

Messrs. Seguire, Wharton and Kendrick were appointed said committee.

An act authorizing the President to appoint a private Secretary, was placed on its passage.

When the business of the Senate was interrupted by the noise of a bugle, and a crowd of persons rushing into the capitol ; in the van was the late Hon. Robert Wilson, whom they carried upon their shoulders.

A motion was made to adjourn, owing to the interruption ; which was lost.

Mr. Wharton moved the Sergeant-at-arms be dispatched in-

stanter, to arrest the Hon. R. Wilson, the person who played the bugle, and all the ringleaders of the mob; which was carried.

By order of the President of the Senate, the Sergeant-at-arms was dispatched for Mr. Wilson, and the ringleaders of the mob.

On motion, the Orders of the Day were again taken up.

An act authorizing the President to appoint a private Secretary.

Mr. Jones moved to strike out \$1,500 and insert \$2,000 per annum; which was carried.

On motion of Mr. Dunn, the ayes and noes were called, which stood as follows:

Ayes—Messrs. Burleson, Everitt, Greer, Jones, Kendrick, Seguire, Stroud and Wharton—9.

No—Mr. Dunn—1.

So the motion was carried.

Mr. Jones offered an amendment, prohibiting the President from employing any other clerk.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Burleson, Dunn, Greer, Jones, Seguire, Stroud and Wharton—7.

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

So the bill passed to its 3d reading.

The Sergeant-at-arms reported that he was unable to arrest the offenders, after whom he was dispatched, owing to the excitement that prevailed.

Mr. Dunn moved to adjourn until 10 o'clock to-morrow; which was lost.

Mr. Wharton moved to adjourn sine die, if at all, until the mob was quelled.

On motion of Mr. Jones, the Senate took a recess until seven o'clock p. m.

7 O'CLOCK P. M.

The Senate assembled to take into consideration the subject of the interruption.

Mr. Wharton moved that the Sergeant-at-arms make his report.

Mr. Jones moved that the Senate proceed with the Sergeant-at-arms to arrest the offenders.

On motion, the Sergeant-at-arms was given until 10 o'clock to-morrow morning to produce the ringleaders of the mob.

The Orders of the Day were resumed.

An act changing the time of holding the County Courts of Shelby county; read a 2d time, and laid on the table.

An act to compel all government officers to receive promissory notes for fees; amended, and passed to its 3d reading.

Mr. Greer offered a resolution to adjourn on the 12th inst. to meet at _____ town, in the county of _____, on the 21st inst.; read a 1st time.

An act to provide for the settlement of the estates of deceased soldiers; passed.

An act to define the time of holding the Justices Courts; passed.

Mr. Greer moved to adjourn until to-morrow morning, nine o'clock.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Burleson, Burton, Everitt, Greer, Kendrick and Stroud—6.

Noes—Messrs. Dunn, Jones, Seguire and Wharton—4.

So the Senate adjourned.

SENATE CHAMBER, Jan. 12th, 1839.

The Senate met pursuant to adjournment.

Prayer by the Chaplain.

A quorum being present,

On motion of Mr. Jones, the reading of the journals was postponed.

The Sheriff, to whom a writ had been directed by the President of the Senate, to assist the Sergeant-at-arms in arresting Mr. Wilson, and other ringleaders, made his report, and presented Mr. Wilson as in his custody.

Mr. Wharton moved that Mr. Wilson be imprisoned during the present session of Congress.

Mr. Everitt moved that Mr. Wilson be permitted to make any statement that he wished in his defence; which was carried.

Mr. Everitt moved that the resolution of Mr. Wharton be referred to a committee; and that a committee be appointed to enquire into the causes and object that induced the disturbance in this house on Friday evening, the 11th inst.

Mr. Jones offered an amendment.

Mr. Ellis moved an indefinite postponement.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Ellis and Dunn—2.

Noes—Messrs. Barnett, Burleson, Burton, Everitt, Jones, Greer, Kendrick, Seguire, Stroud and Wharton—10.

So the resolution was lost, and the resolution referred to a committee.

Messrs. Everitt, Greer and Burton were appointed said committee.

On motion of Mr. Jones, the Senate took a recess of one hour.

The committee reported, and also submitted a resolution requiring a reprimand be imposed by the President of the Senate on Robert Wilson, and that Messrs. Bell, Clifton, Massy and Smith be imprisoned for 24 hours.

Mr. Wharton moved to disagree with the report.

The ayes and noes being called for, on the question to disagree, were as follows :

Ayes—Messrs. Burleson, Jones, Kendrick, Seguiné and Wharton—5.

Noes—Messrs. Burton, Dunn, Ellis, Everitt, Greer, and Stroud—6.

So the motion was lost.

On motion of Mr. Jones, the execution of the resolution was postponed until Monday next.

On motion of Mr. Wharton, the Senate adjourned until three o'clock.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment. A quorum present.

Mr. Stroud, from the Committee on Enrolling, made a report.

The Senate went into secret session. The doors being reopened.

On motion of Mr. Wharton, the Senate adjourned until tomorrow morning.

SENATE CHAMBER, Jan. 14th, 1839.

The Senate met pursuant to adjournment.

Prayer by the Chaplain.

A quorum being present, the journals, of the 11th and 12th, were read and approved.

A message from the House informed the Senate that a resolution had passed the House making appropriations for the salary of the Secretary of Legation.

On motion of Mr. Kendrick, the regular business of the Senate was suspended to take up the bill from the House of Representatives appropriating part of the salary of the Secretary of Legation, to defray his expenses; bill read a 1st time.

The ayes and noes being called for, stood as follows :

Ayes—Messrs. Burton, Ellis, Everitt, Jones, Kendrick and Seguiné—7.

Noes—Messrs. Dunn, Greer, Stroud and Wharton—4.

So the rule was suspended—the question being on the suspension of the rule—and the bill was read a 2d time.

The ayes and noes being called for, on the motion of Mr. Wharton to strike out two thousand dollars, stood thus :

Ayes—Messrs. Burleson, Ellis, Everitt, Greer, Stroud and Wharton—6.

Noes—Messrs. Burton, Dunn, Jones, Kendrick and Seguiné—5.

The ayes and noes being again called for, on motion to insert one thousand dollars, stood thus :

Ayes—Messrs. Burleson, Ellis, Everitt, Greer, Jones, Seguiné, Stroud and Wharton—7.

Noes—Messrs. Burton, Dunn, and Kendrick—3.

On motion for the further suspension of the rule, the ayes and noes stood as follows :

Ayes—Messrs. Burleson, Ellis, Everitt, Greer, Stroud, Jones, Seguiné and Wharton—8.

Noes—Messrs. Burton, Dunn and Kendrick—3.

The ayes and noes being called for, on its final passage, stood as follows :

Ayes—Messrs. Burleson, Ellis, Everitt, Jones, Seguiné and Wharton—6.

Noes—Messrs. Burton, Dunn, Kendrick, Greer and Stroud—5.
So the bill passed.

Petitions and reports were suspended in order to inflict the reprimand upon the late Hon. R. Wilson.

Mr. Jones moved the re-consideration of the resolution passed on Saturday, inflicting punishment on R. Wilson and others; which was lost.

Mr. Everitt moved that the Reporter furnish each of the editors, forthwith, with copies of the reprimand.

Mr. Everitt presented a bill from the Committee on Finance making appropriations for the present year.

Mr. Wharton made a report from the Judiciary Committee, to whom was referred the following bills, without amendments :

An act supplementary to the Judiciary Laws of the Republic.

An act to alter the time of holding the District Court of the 4th Judicial District.

An act to define Dowries.

An act to define the time of Sheriffs' sales.

An act to organize the Inferior Courts.

An act to define the time of holding Justices' Courts.

An act to amend the Judiciary Laws of the Republic.

Mr. Seguing made a report from the committee to whom was referred the bill to authorize the Commissioner General to perform certain duties, submitting a substitute, and recommending its passage; read a 1st time, rule suspended, read a 2d time; rule further suspended, and passed.

Mr. Seguing presented a report favorable to the resolution for the relief of different Collectors; passed.

A message was received from the House announcing the passage of certain bills.

Mr. Jones reported from the special committee to whom was referred a bill for the establishment of a patent office; rule suspended, read a 2d time, and passed.

Mr. Wharton offered an act requiring the Collectors of posts to perform certain duties; read a 1st time, and laid on the table for one day.

The bill for the relief of the Secretary of Legation, as amended by the House, was concurred in.

The bill incorporating the Texas and European Fur, Trading, Mining and Emigration Company, was read a 2d time, and ordered to be printed.

The Senate went into secret session. The doors being reopened,

On motion of Mr. Everitt, the Senate adjourned until three o'clock p. m.

3 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

A quorum not being present, the Sergeant-at-arms was sent in search of absent members.

A quorum present.

Joint resolution to adjourn, was amended by the House, and concurred in by the Senate.

An act granting a divorce to George and Elizabeth Fisher; passed.

A bill for the relief of master builders; passed.

An act authorizing a treaty with the Indians; passed.

An act supplementary to an act establishing fees of office; amended, and passed.

An act to require the plea of non est factum to be filed under oath, in certain cases; amended and passed.

A message from the House informed the Senate that a joint resolution for the relief of James Starr and John S. Roberts, and,

Also, an act regulating license of attorneys, had passed the House.

Joint resolution for the relief of W. H. Monroe and Noah Smithwick; passed.

An act to authorize the President to appoint a private Secretary; passed.

An act changing the time of holding the County Court in Shelby county.

Mr. Everitt offered an amendment; which was adopted, and the bill passed to a 3d reading.

An act entitled an act to compel all government officers to receive promissory notes; passed.

An act to legalize certain acts of certain officers therein named; passed.

An act to allow a return term in the District Courts; passed.
A bill to establish a new mail route.

Mr. Ellis offered an amendment; which was adopted, and the bill passed.

Joint resolution for the relief of John White; referred to the Committee on Public Lands.

A bill to establish a mail route from Clarksville to Shelton; passed.

Mr. Burton moved that a special committee be appointed to investigate the Post Office Department; which was withdrawn.

Mr. Ellis moved that Mr. Burton be added to the Post Office Committee; which was carried.

Joint resolution creating a mail route from the city of Houston to Washington; referred to the Post Office Committee.

Joint resolution changing certain post routes therein named; referred to the Post Office Committee.

Joint resolution for the relief of L. M. Hitchcock; passed.
An act amending the act adopting a national seal and flag; passed.

An act entitled an act to make Military Scrip receivable for land dues.

Mr. Stroud moved its indefinite postponement.
The ayes and noes being called for, were:

Ayes—Messrs. Burton, Dunn, Stroud and Wharton—4.
Noes—Messrs. Burleson, Ellis, Everitt, Greer, Jones, Kendrick and Seguiné—7.

So the motion was lost.

Mr. Wharton moved its reference to the Committee on Public Lands.

Mr. Everitt called for the previous question.
The ayes and noes were called for, which stood thus:

Ayes—Messrs. Burleson, Ellis, Everitt, Jones, Kendrick and Seguing—6.

Noes—Messrs. Burton, Dunn, Greer, Stroud and Wharton—5.

Mr. Everitt called for the ayes and noes on the passage of the bill, which were as follows:

Ayes—Messrs. Burleson, Ellis, Everitt, Greer, Jones, Kendrick and Seguing—7.

Noes—Messrs. Burton, Dunn, Stroud and Wharton—4.

So the bill passed.

An act authorizing Notary Publics and Justices of the Peace to certify to deeds of conveyance; passed.

An act authorizing appeals in certain cases, and the manner; passed.

Mr. Greer moved a reconsideration of the vote making Military Scrip payable for land dues.

On motion of Mr. Kendrick, the Senate then adjourned till 7 o'clock p. m.

7 O'CLOCK P. M.

The Senate met pursuant to adjournment.

A quorum not being present,

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

SENATE CHAMBER, Jan. 15th, 1839.

The Senate met pursuant to adjournment.

Prayer by the Chaplain.

A quorum being present, the journals were read and approved.

Mr. Everitt, from the Committee on Finance, reported a bill to carry into effect the law of December 6th, and to make appropriations for the same.

Also, from the Committee on Claims and Accounts, reported a bill for the relief of John White; which was received.

Mr. Seguing, from the Military Committee, reported the act establishing general rules and regulations for the Army of the Republic, without amendments.

Mr. Everitt reported a bill to establish and make permanent the office of Secretary of the Senate; which was read a 1st time; rule suspended, and read a 2d time; the rule was further suspended, read a 3d time, and passed.

Mr. Everitt reported an act supplementary to an act regulating the Post Office Department; rule suspended, and the act passed.

Mr. Everitt presented a resolution requiring the Secretary of the Senate to pay Richard R. Wilkins for recording; rule suspended, and read a 2d time; rule further suspended, read a 3d time, and passed.

On motion of Mr. Jones the act establishing general rules and regulations for the Army was taken up, and read a 2d time; the rule was suspended, read a 3d time, and passed.

Mr. Burton offered a resolution that one thousand copies of the law regulating the Army be printed, and distributed among the officers of the army; the rule was suspended, read a 3d time, and passed.

Mr. Wharton offered a resolution incorporating the limits of the city of Velasco; read a 1st time, and laid on the table for one day.

Also, a resolution prohibiting the introduction of new business.

Also, a resolution that a committee be appointed to designate the western boundary line of Brazoria county; referred to a special committee.

Messrs. Jones, Wharton and Kendrick were appointed said committee.

Mr. Stroud, from the committee on Enrolled Bills, reported.

Mr. Seguiné offered a resolution to go into the election of two Commissioners to select the new site for the seat of government; which was amended and passed.

Mr. Dunn moved that a committee of three be appointed to enquire of the Attorney General to explain certain constitutional points.

The ayes and noes being called for, stood as follows:

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

Noes—Messrs. Barnet, Burleson, Burton, Ellis, Greer, Jones Seguiné and Stroud—8.

So the motion was lost.

Mr. Everitt presented a resolution prohibiting any member of the Senate from being eligible to be elected one of the Commissioners to locate the seat of government.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Everitt, Ellis and Wharton—3.

Noes—Messrs. Barnet, Burleson, Burton, Dunn, Greer, Jones, Kendrick, Seguiné and Stroud—9.

Mr. Burleson moved to strike out 12 and insert 3 o'clock in Mr. Seguiné's motion to go into the election; which passed.

On motion of Mr. Seguiné, the Senate adjourned until 3 o'clock.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment. The Senate proceeded to the election of two Commissioners, on the part of the Senate, to select the site for the location of the seat of government.

The Hon. William H. Wharton presented his protest against the vote taken this morning, confirming the right of electing Commissioners from either House of Congress.

The protest was as follows :

William H. Wharton, Senator from the County of Brazoria, in accordance with his constitutional privilege so to do, most solemnly protests against the vote which took place this morning in the Senate, allowing members of Congress to be elected Commissioners to locate the seat of government, under the act passed at the present session of Congress. He is satisfied that great corruption and injury will grow out of such a principle. He is, moreover, satisfied that it is totally subversive of the 23d sec. 1st article of the constitution, which says: "no member of either House shall be eligible to any office which may be created during his term of service." The beauty and wisdom of this section of the constitution need not be commented upon—the framers of that instrument, well knowing the weakness and frailties of mankind, endeavored to make it impossible for members of Congress to create offices for the purpose of legislating themselves into office. The present bill provides that there shall be five Commissioners elected to locate the seat of government, with \$5 per diem allowance, and a vote of the Senate to-day decided that they might be elected from either House of Congress. Might not the same Congress have passed a bill that there should be fifty Commissioners, with a salary of one thousand or one million dollars per diem, which would embrace all the members of both Houses of Congress, and could any thing but a revolution, on the part of the people, prevent such a law from going into effect? This needs no answer. For a definition of the word *office*, mentioned in the section of the constitution above quoted, I refer to all compilers of dictionaries, from Johnson to Webster; all of whom define the word *office* to mean a public charge, or employment, magistracy, agency, &c. &c. Now, if this post of Commissioner, to select a site for the seat of government, does not imply a public charge, employment, magistracy or agency, then your protester professes himself ignorant of the English language. In the opinion of your protester, it is clearly an office, an important office, such as is contemplated by our constitution; and any other construction is, and must be, totally

subversive of one, I had almost said, the most important provision of that instrument, and will be productive of incalculable injury to the country.

WM. H. WHARTON.

Mr. Ellis moved that the election be had viva voce.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Barnet, Burleson, Ellis, Everitt and Stroud—5.

Noes—Messrs. Burton, Dunn, Greer, Jones, Kendrick and Seguine—6.

Mr. Everitt nominated A. C. Horton.

“ Burleson nominated I. W. Burton.

“ Ellis nominated John Boyd.

Mr. Burton respectfully declined being a candidate, for reasons which he expressed in a few appropriate remarks.

Mr. Greer nominated Samuel Davis.

“ Stroud nominated J. G. W. Pearson.

“ Everitt nominated J. A. Hinton.

“ Dunn nominated H. Kendrick.

“ Burton nominated Edward Burleson.

Mr. Burleson respectfully asked the gentleman from Nacogdoches to withdraw his nomination; withdrawn.

Mr. Everitt withdrew Col. J. A. Hinton's name, and nominated Henry Smith.

A. C. Horton and I. W. Burton were declared duly elected Commissioners to locate the seat of government.

The Senate went into secret session. The doors being reopened.

Mr. Wharton, by leave, offered a bill regulating the payment of officers; read a 1st time.

Report and joint resolution from the Committee on Military Affairs; read a 1st time.

A bill to establish the Texas and European Fur, Mining and Trading Company, on its 2d reading.

Mr. Wharton moved to strike out the enacting clause.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Burleson, Ellis, Seguine and Wharton—4.

Noes—Messrs. Burton, Dunn, Everitt, Greer, Jones, Kendrick and Stroud—7.

Mr. Wharton moved its indefinite postponement.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Burleson, Ellis and Wharton—3.

Noes—Messrs. Burton, Dunn, Everitt, Greer, Jones, Kendrick, and Stroud—7.

So the motion was lost.

On motion of Mr. Ellis, the Senate adjourned until to-morrow morning.

SENATE CHAMBER, Jan. 16th, 1838.

The Senate met pursuant to adjournment.

Prayer by the Chaplain.

A quorum being present, the journals were read, and approved.

Mr. Everitt made a report from the Committee on Claims and Accounts, in favor of the claim of Nathaniel Townsend; resolution read a 2d time.

Also, on the claims of W. A. Hurd; read a 2d time.

Mr. Wharton, from the Judiciary Committee, made a report establishing the laws of the State of Virginia as the laws of Texas, so far as they do not conflict with the constitution of the Republic.

Mr. Greer made a report from the committee establishing the laws of the State of Mississippi, to govern the militia of the Republic; referred to the Committee on Military Affairs.

The Sheriff reported that he had executed the order of the President of the Senate in imprisoning, for 24 hours, Bell, Clifton and Massy.

The bill incorporating the Texas and European Trading, Fur, Emigration and Mining Company, was taken up on its 2d reading.

Mr. Wharton moved its indefinite postponement.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Burleson, Ellis, Seguin and Wharton—4.

Noes—Messrs. Burton, Dunn, Everitt, Greer, Jones, Kendrick and Stroud—7.

So the motion was lost, and the bill passed to its 3d reading.

An act supplementary to an act authorizing the President to negotiate the bonds of the government for \$5,000,000; read a 2d time, and passed.

Joint resolution for the relief of John White; amended.

The ayes and noes being called for, on its 3d reading, stood as follows:

Ayes—Messrs. Burton, Ellis, Everitt, Jones, Seguin, Kendrick, Stroud and Wharton—8.

Noes—Messrs. Burleson, Dunn and Greer—3.

Mr. Jones, by leave, introduced a resolution prohibiting any person from entering within the bars of the Senate while a bill is under consideration for their benefit.

The Senate went into secret session. The doors being re-opened,

The Senate then adjourned until 3 o'clock p. m.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment. A quorum present.

Mr. Everitt moved that the bank bill be withdrawn from the committee to whom it was referred.

The bill was withdrawn.

Mr. Everitt moved the Senate go into a committee of the whole; which was carried.

A message from the House informed the Senate that,

A bill supplementary to an act entitled an act to reduce into one act and to amend the several acts relating to the establishment of a general land office.

A bill entitled an act supplementary to an act entitled an act to create a board or tribunal for the auditing of claims and accounts.

A bill to be entitled an act to incorporate the Houston and Brazos Rail Road Company.

An act entitled an act for the collection of the amount due on judgments of the Supreme, District and County Courts.

An act to provide for the recording of titles.

An act granting a divorce to Louisa Beasley.

Joint resolution for the relief of James Starr and J. S. Roberts.

An act regulating the license and practice of attorneys.

A bill to be entitled an act regulating licenses, &c.

An act to translate the laws of the Republic into the Castilian language, and to promulgate the same.

All of which had passed the House of Representatives.

Also, an act granting a divorce to George Fisher and Elizabeth Fisher; which was indefinitely postponed.

Also, an act to repeal an act entitled an act regulating estrays, was indefinitely postponed.

Also, a message informing the Senate that Louis P. Cook, Campbell and Menifee were elected Commissioners to select a site for the location of the seat of government.

On motion of Mr. Greer, the committee rose, and reported a bill for the establishment of a national bank.

Mr. Greer presented a petition and bill; referred to the Committee on County Boundaries.

Mr. Kendrick presented a bill; referred to the Committee on Finance.

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

SENATE CHAMBER, Jan. 17th, 1839.

The Senate met pursuant to adjournment.

Prayer by the Chaplain.

A quorum not being present, the Sergeant-at-arms was sent in search of absent members.

A quorum being present, the journals were read and approved.

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

Mr. Barleson, chairman of the special committee to whom was referred an act entitled an act to create the county of Greer, reported by bill, with amendments.

On motion of Mr. Burton, the report was rejected.

ORDERS OF THE DAY.

An act entitled an act for the collection of the amount due on judgment of the Supreme, District and County Courts; read a 1st time, and laid on the table for one day.

An act supplementary to an act entitled an act to reduce into one act, and to amend the several acts relating to the establishment of a General Land Office; read a 1st time, and laid on the table for one day.

An act supplementary to an act entitled an act to create a board or tribunal for the auditing of claims in certain cases; read a 1st time; rule suspended, and read a 2d time; rule further suspended, and passed its 3d and last reading.

An act entitled an act regulating licenses; read a 1st time, and laid on the table for one day.

An act to provide for the recording of titles; read a 1st time.

Mr. Greer moved its indefinite postponement.

There being a tie, the President of the Senate voted in the negative.

So the motion was lost.

On motion of Mr. Burton, it was referred to the Committee on Public Lands.

An act appropriating promissory notes to defray the expenses of the various departments of government; read a 1st time; rule suspended, and read a 2d time; rule further suspended, and passed its 3d and last reading.

An act to carry into effect the law of 1836, to fix the military

establishment of the Republic, and to make the necessary appropriations for that purpose; read a 2d time.

On motion of Mr. Everitt, the rule was suspended, and passed its 3d reading, as amended.

The Senate then adjourned until 3 o'clock p. m.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment. A quorum present.

Joint resolution for the relief of Thomas J. Chambers; read a 1st time, and laid on the table for one day.

Joint resolution for the relief of Wiley, Martin & Co.; read a 1st time, and laid on the table for one day.

Joint resolution for the relief of M. R. Rivers and James Stonum; read a 1st time; rule suspended, and read a 2d time; rule further suspended, read a 3d time, and passed.

An act supplementary to an act entitled an act for the permanent location of the seat of government; read a 1st time; rule suspended, and read a 2d time.

A motion was made for the further suspension of the rule.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Barnet, Burleson, Dunn, Ellis, Kendrick and Seguire—6.

Noes—Messrs. Burton, Everitt, Greer and Stroud—4.

Joint resolution for the relief of James H. Starr and J. S. Roberts; read a 1st time, and laid on the table.

An act entitled an act regulating license of attorneys; read a 1st time, and laid on the table.

Mr. Burton presented a joint resolution for the relief of Holland Coffee, &c.; rule suspended, and read a 2d time; rule further suspended, read a 3d time, and passed.

An act entitled an act to incorporate the Brazos and Galveston Rail Road Company.

Mr. Kendrick moved its indefinite postponement; lost.

Messrs. Everitt, Kendrick, Dunn, Burleson and Burton were appointed the committee of conference to meet a similar committee on the part of the House.

A message was received from the House of Representatives informing the Senate that the House had concurred in the amendments made by the Senate to an act supplementary to an act to create a board or tribunal for the adjustment of claims in certain cases.

Also, in an act supplementary to an act establishing a post office.

Also, that the House had re-considered the vote on the act granting a divorce to George and Elizabeth Fisher.

On motion of Mr. Ellis, the Senate adjourned until to-morrow morning.

SENATE CHAMBER, Jan. 18th, 1839.

The Senate met pursuant to adjournment.

Prayer by the Chaplain.

A quorum being present, the journals were read and approved.

Mr. Greer, from the Committee on County Boundaries, made a report favorable to the bill creating the County of Harrison; rule suspended, and read a 2d time; rule further suspended, read a 3d time, and passed.

Joint resolution for the relief of William Menifee; read a 1st time, and laid on the table for one day.

Joint resolution to legalize certain acts therein named; rule suspended, and read a 2d time; rule further suspended, read a 3d time, and passed.

An act entitled an act donating to the widow and children of John W. Carpenter one third of a league of land; read a 1st time, and laid on the table for one day.

An act entitled an act for the suppression of gambling; read a 1st time, and laid on the table for one day.

An act entitled an act for the raising of certain troops therein named; read a 1st time, and laid on the table for one day.

An act entitled an act to incorporate the towns of Lagrange and Ruttersville; read a 1st time, and laid on the table for one day.

Joint resolution providing for the printing of the rules and regulations of the army, with amendments from the House of Representatives; amendments concurred in.

Mr. Everitt introduced a resolution appointing a time to elect a public printer, to print and publish the laws of the Republic; read a 1st time; rule suspended for its 2d reading; rule further suspended, read a 2d time, and passed.

Joint resolution for the relief of James H. Starr and J. S. Roberts; read a 2d time, and laid on the table for one day.

Joint resolution of the relief of Thomas J. Chambers; referred to the Committee on Public Lands.

An act entitled an act making Military Scrip receivable for land dues; on its re-consideration it was contended that the time had elapsed for re-consideration.

Mr. Greer contended that a previous motion had left the bill open for re-consideration.

On the question, shall the bill be re-considered? the ayes and noes being called for, stood as follows:

Ayes—Messrs. Barnet, Burton, Dunn, Ellis, Greer and Stroud—6.

Noes—Messrs. Burleson, Everitt, Kendrick and Seguing—4.

Mr. Burton moved an indefinite postponement.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Burton, Dunn, Kendrick and Stroud—4.

Noes—Messrs. Barnet, Burleson, Ellis, Everitt, Greer and Seguing—6.

The bill was amended, and the rule suspended for its 3d reading.

On the question, shall the bill pass? the ayes and noes being called for, stood as follows:

Ayes—Messrs. Ellis, Everitt and Greer—3.

Noes—Messrs. Barnet, Burleson, Burton, Dunn, Kendrick, Seguing and Stroud—7.

So the motion was lost.

An act supplementary to an act for the permanent location of the seat of government.

On the question, shall the bill pass? the ayes and noes being called for, were:

Ayes—Messrs. Barnet, Burleson, Dunn, Ellis, Kendrick, Seguing and Stroud—7.

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

Joint resolution for certain purposes therein named; read a 3d time, and passed.

An act to establish a port of entry at Labacca: read a 3d time, and passed.

An act to alter the time of holding the District Court in the 4th Judicial District; read a 3d time, and passed.

An act appropriating certain lands for purposes of education: amended and passed to its 3d reading.

An act entitled an act to define the time of Sheriffs' sales; read a 3d time, and passed.

An act entitled an act supplementary to the Judiciary Laws of the Republic: read a 3d time, and passed.

An act authorizing the issue of promissory notes of the government; rule suspended, read a 3d time and passed.

An act to change the time of holding the County Courts of Robertson county; passed to its 3d reading.

An act entitled an act to amend an act relative to Probate Courts; passed to its 3d reading.

An act entitled an act to repeal certain parts of an act orga-

nizing the Inferior Courts, and defining the powers and jurisdiction of the same; referred to a special committee.

Messrs. Greer, Kendrick and Burton were appointed said committee.

An act entitled an act to define the time of holding the Justices' Courts; read a 3d time, and passed.

An act to amend the Judiciary Laws of the Republic; read a 3d time, and passed.

An act authorizing the District and County Courts to render judgment in certain cases.

On motion of Mr. Ellis, the Senate adjourned until three o'clock p. m.

3 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

A quorum not being present, the Sergeant-at-arms was dispatched for absent members.

The Sergeant-at-arms reported that the absent members were sick and unable to attend.

A message from the House of Representatives informed the Senate that they had amended the resolution for electing a public printer, and will go into the election at 12 o'clock, the 19th instant.

Also, an act requiring the President to discharge all Indian Agents and Commissioners.

Also, an act authorizing the President to fill vacancies.

On motion of Mr. Everitt, the Senate adjourned until tomorrow morning.

SENATE CHAMBER, Jan. 19th, 1839.

The Senate met pursuant to adjournment.

Prayer by the Chaplain.

A quorum being present, the journals were read, and approved.

Mr. Greer moved to suspend the rule prohibiting new business.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Burleson, Burton, Ellis, Greer, Jones and Stroud—6.

Noes—Messrs. Dunn, Everitt, Kendrick and Seguire—4.

A question then arose whether or not a majority could sus-

pend a rule, which was not a standing rule of the Senate. It was decided that a majority could not; so the motion was lost.

Mr. Greer, from the Committee on Public Lands, made a report favorable to the bill for the relief of Thomas J. Chambers, with amendments.

On motion of Mr. Everitt, the rule was suspended, and the bill passed to its 3d reading.

Mr. Greer, from the committee to whom was referred the act to repeal certain parts of the act organizing the Inferior Courts, made a report, and,

On motion of Mr. Ellis, the act was amended.

Mr. Stroud, from the Committee on Enrolled Bills, made a report.

Mr. Jones, from the Committee on County Boundaries, to whom was referred the bill defining the boundaries of Brazoria county, reported that the committee could not agree upon the boundary, and,

On motion of Mr. Everitt, the bill was indefinitely postponed.

ORDERS OF THE DAY.

A joint resolution for electing a public printer, with amendments from the House of Representatives; amendments concurred in.

An act authorizing the payment of Military Scrip for land dues, with amendments from the house; amended, and the amendments concurred in as amended.

Mr. Dunn moved an indefinite postponement; which was lost.

A bill for the relief of John McNeese; read a 1st time, and laid on the table for one day.

An act to define the boundaries of Montgomery county; read a 1st time, and laid on the table for one day.

An act entitled an act to require the Auditor to audit the claims against the government, contracted by the campaign of General Dyer; read a 1st time, and laid on the table for one day.

Mr. Barnett introduced a resolution for the relief of James G. Wilkinson, door-keeper; the rule prohibiting new business was suspended, the bill read a 1st time, and laid on the table for one day.

An act respecting impeachments; read a 1st time, and laid on the table for one day.

A bill authorizing Edward Teal to emancipate his slave; rule suspended, and read a 2d time.

Mr. Jones offered an additional section.

On motion of Mr. Everitt it was indefinitely postponed.

The petition of Dey Owings, and the bill for his relief; read a 1st time, and laid on the table for one day.

The Senate then gave the House notice that they were ready to meet the House to elect a public printer.

A message was received from the House of Representatives informing the Senate that they were ready to receive them.

The Senate then repaired to the House of Representatives, to go into the election of public printer.

Samuel Whiting was declared duly elected public printer.

The Senate returned to the Senate Chamber, and was again called to order.

Mr. Burleson tendered his resignation.

On motion of Mr. Kendrick, the Senate then adjourned till 3 o'clock p. m.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment.

A quorum not being present, the Sergeant-at-arms was dispatched for absent members.

A message from his Excellency the President was received and read.

An act appropriating money to defray the expenses of the officers of the different departments of the government, with amendments from the House; amendments concurred in.

Joint resolution for the relief of Gabriel Jackson; read a 1st time, and laid on the table for one day.

Joint resolution for the relief of J. C. Boyd; read a 1st time, and laid on the table for one day.

A message was received from the House of Representatives informing the Senate that the House had concurred in the report of the committee on an act supplementary to an act authorizing the President to negotiate a loan of five million dollars.

Joint resolution relating to discharges; rule suspended, and read a 2d time; rule further suspended, read a 3d time, and passed.

An act authorizing the President to fill vacancies; read a 1st time, and laid on the table for one day.

Mr. Everitt introduced a resolution authorizing the President to appoint one or more agents at the new seat of government.

Mr. Everitt moved that the rule prohibiting new business be suspended. Rule suspended, and read a 1st time; rule further suspended, and read a 2d time; rule further suspended, read a 3d time, and passed.

An act supplementary to an act entitled an act to reduce into one act the acts establishing a General Land Office.

A motion was made to recommit the bill.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Ellis, Greer, Jones, Kendrick and Seguiné—5.

Noes—Messrs. Barnet, Burleson, Burton, Dunn, Everitt and Stroud—6.

So the motion was lost.

On the question, shall the bill be printed? the ayes and noes being called for, stood as follows:

Ayes—Messrs. Barnet, Burleson, Burton, Everitt and Greer—5.

Noes—Messrs. Dunn, Ellis, Jones, Kendrick, Seguiné and Stroud—6.

So the motion was lost.

On motion, they went into committee of the whole.

The committee rose, reported progress, and begged leave to sit again.

On motion of Mr. Everitt, the Senate adjourned until ten o'clock Monday morning.

SENATE CHAMBER, Jan. 21st, 1839

The Senate met pursuant to adjournment.

Prayer by the Chaplain.

A quorum being present, the journals were read and approved.

Mr. Everitt, from the committee to whom was referred the resolution requiring an investigation of the Surgeon General's department, made a report unfavorably to the head of that department.

Mr. Burton, one of the committee, made a statement more favorable than that of the Chairman.

Mr. Burton presented a paper from Doctor Smith, the head of the department, and moved that it be received.

The ayes and noes being called for, were:

Ayes—Messrs. Barnet, Burleson, Burton, Greer, Jones, Stroud and Wharton—7.

Noes—Messrs. Dunn, Everitt, Kendrick and Seguiné—4.

So the motion was carried, and the report laid on the table.

Mr. Everitt presented a bill for the relief of Brown and Guyon.

The resignation of Mr. Burleson was taken up, and received. The Senate then resolved itself into a committee of the whole on the supplement to the bill establishing a General Land Office.

The committee rose, and reported the bill with amendments.

Mr. Robert Wilson, from Harrisburg and Liberty, presented his credentials of election, was sworn in and took his seat.

A message from the House informed the Senate that they had passed a resolution to adjourn on the 23d inst. and that they had rejected the supplement to the bill for the location of the seat of government.

The joint resolution to adjourn was rejected by the Senate.

ORDERS OF THE DAY.

An act entitled an act organizing the Inferior Courts, and defining the power and jurisdiction of the same.

Mr. Wharton offered a substitute.

Mr. Everitt offered a resolution to adjourn on the 31st, unless two-thirds of both houses otherwise direct; rule suspended for its 2d reading; amended, and

The yeas and nays being called for, on its passage, stood as follows:

Yeas—Messrs. Barnet, Burton, Ellis, Everitt, Greer, Kendrick, Stroud, Wharton and Wilson—9.

Messrs. Dunn, Jones and Saguine—3.

A message from the House informed the Senate that an act authorizing the Commissioner General of the Land Office to employ additional clerks, had passed the House.

An act appropriating one million of dollars for the protection of the frontier, and other purposes, with amendments from the House; amendments concurred in.

An act requiring the Secretary of the Navy to have surveyed the bars of the passes of the harbors and bays of Galveston, Sabine, &c.; rule suspended for its 2d reading; rule further suspended, read a 3d time, and passed.

An act legalizing the act of the Comptroller of the Stock Fund; rule suspended, read a 2d time, and referred to a special committee.

Messrs. Barnet, Burton and Everitt were appointed said committee.

A bill to provide for the raising of three companies to proceed against the hostile Indians; rule suspended, and read a 2d time; rule further suspended, read a 3d time, and passed.

A message from the House informed the Senate that an act had passed the House fixing the salary of the minister to France.

On motion of Mr. Kendrick, the Senate adjourned until three o'clock p. m.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment. A quorum present.

ORDERS OF THE DAY.

An act entitled an act to repeal certain parts of the act organizing the Inferior Courts, was again taken up; read a 3d time, and passed.

Joint resolution for the relief of T. J. Chambers; read a 3d time, and passed.

Joint resolution regulating the payment of troops; rule suspended, read a 2d time, and amended; rule further suspended, read a 3d time, and passed.

Joint resolution for the relief of James H. Starr and J. S. Roberts: read a 3d time, and passed.

An act to organize the Militia; rule suspended, and read a 2d time; rule further suspended, read a 3d time, and passed.

Mr. Stroud, from the Committee on Enrolled Bills, made a report.

Joint resolution for the relief of A. W. Hynds; rule suspended, read a 3d time, and passed.

An act regulating collectors' duties of the post of Galveston and other Islands; read a 2d time, and laid on the table for one day.

Joint resolution for the relief of the Door-keeper; read a 3d time, and passed.

Joint resolution for the relief of A. J. Yates; rule suspended, read a 3d time, and passed.

Joint resolution preventing clerks, or deputy clerks, from becoming administrators in certain cases; read a 3d time.

Resolution making the office of Secretary of the Senate permanent, was read a 2d time.

Joint resolution for adjournment, with amendments from the House; amendments concurred in.

An act entitled an act to incorporate the Brazos Rail Road Company; rule suspended, read a 3d time, and passed.

An act to incorporate the city of Houston, and other cities therein named; passed to its 3d reading.

Rule prohibiting new business, suspended for the reception of a petition from Sterling C. Robertson; referred to the Committee on privileges and elections.

An act authorizing the Auditor to audit the accounts of county surveyors; amended, and passed to its 3d reading.

An act entitled an act to raise certain companies for purposes therein named; amended, and read a 2d time; rule suspended, read a 3d time, and passed.

An act for the relief of different Collectors; read a 2d time.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Barnett, Dunn, Everitt, Jones, Kendrick, Stroud, Sequiné and Wharton—8.

Noes—Messrs. Burton, Greer and Wilson—3.

An act supplementary to an act punishing crimes and misdemeanors ; rule suspended.

The ayes and noes being called for, were :

Ayes—Messrs. Barnet, Dunn, Everitt, Jones and Wharton—5.

Noes—Messrs. Burton, Greer, Kendrick, Seguire, Stroud and Wilson—6.

So the bill was lost.

Mr. Everitt, from the committee to whom was referred the bill for the relief of the Comptroller of the Stock Fund ; read a 2d time ; rule suspended, read a 3d time, and passed.

An act for the relief of John G. Love, amended by the House : amendments not concurred in, and a committee of conference appointed.

Messrs. Everitt, Wharton and Jones were appointed said committee on the part of the Senate.

On motion, the Senate then adjourned until 9 o'clock to-morrow.

SENATE CHAMBER, Jan. 22d, 1839.

The Senate met pursuant to adjournment.

Prayer by the Chaplain.

A quorum being present, the journals were read and approved.

Mr. Everitt, from the committee to whom was referred the bill providing for the recording of titles, reported the bill without amendment.

Joint resolution for the relief of Nathaniel Townsend ; read a 3d time, and passed.

An act to provide for the election of Chief Justice, was indefinitely postponed.

Joint resolution for the relief of J. C. Boyd ; read a 2d time, and laid on the table for one day.

Resolution making the Secretary of the Senate annual.

The ayes and noes being called for, on its 3d and last reading, stood thus :

Ayes—Messrs. Burton, Ellis, Everitt, Jones, Kendrick and Seguire—6.

Noes—Messrs. Barnet, Dunn, Greer, Stroud and Wilson—5.

So the bill passed.

An act defining the duties of constables ; read a 3d time, and passed.

An act entitled an act to facilitate the adjustment of donation claims; read a 3d time, and passed.

A bill securing patent rights to inventors; read a 3d time, and passed.

An act entitled an act appropriating certain lands for certain purposes of education; read a 3d time, and passed.

An act entitled an act relative to Probate Courts; read a 2d time, and passed.

On motion of Mr. Everitt, the Militia Bill was re-considered, and the clerk dispatched to the House for the bill.

Mr. Everitt, from the Committee on Claims and Accounts, reported favorably to the claims of Edward Beaty; read a 1st time.

Joint resolution for purchasing a library for the use of the Republic; rule suspended, read a 2d time, amended and laid on the table until called up.

An act to change the time of holding the County Courts of Robertson county; read a 3d time, and passed.

An act regulating the duties of Collectors of Galveston, and other posts; read a 3d time, and passed.

Joint resolution to prevent clerks, or deputy clerks, from becoming administrators; read a 3d time, and passed.

Joint resolution for the relief of Alexander Le Grand.

Mr. Dunn moved an indefinite postponement.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Dunn, Ellis, Greer, and Kendrick—4.

Noes—Messrs. Barnett, Burton, Everitt, Jones, Seguire, Stroud, Wharton and Wilson—8.

So the motion was lost.

A message from the House informed the Senate that they would be ready to go into the election at 3 o'clock for the District Judge for the third Judicial District, to fill the vacancy created by the resignation of R. M. Williamson; concurred in by the Senate.

A message from the House informed the Senate that a joint resolution for the relief of Wm. W. Eastland, had passed that body.

Joint resolution making an appropriation for the President's house;

Joint resolution for the relief of Charles Sharan;

An act entitled an act to appoint commissioners to take charge of the property of those engaged in the rebellion;

A bill entitled an act regulating attachments;

Had all passed the House of Representatives.

An act entitled an act to re-organize the Militia referred to a special committee.

Messrs. Burton, Jones and Seguire were appointed said committee.

An act declaring certain children therein named legitimate; read a 3d time, and passed.

An act authorizing the District and County Courts to render judgment in certain cases; read a 3d time, and passed.

An act changing the time of holding the County Courts of Shelby county; read a 3d time, and passed.

An act for the relief of the heirs of Wm. A. Hurd; read a 3d time, and passed.

Joint resolution granting five leagues of land to Dyer Owens; referred to the Committee on Public Lands.

An act to incorporate the city of Houston, and other cities therein named; read a 3d time, and passed.

An act entitled an act to define dowers; referred to the Judiciary Committee.

A bill to establish the Texas and European Emigration, Fur, Trading and Mining Company.

On the question, shall the bill pass? the ayes and noes being called for, stood as follows:

Ayes—Messrs. Burton, Everitt, Greer and Kendrick—4.

Noes—Messrs. Barnet, Ellis, Jones, Seguiné, Stroud, Wharton and Wilson—7.

So the bill was lost.

An act requiring the Auditor to audit the accounts of county surveyors; amended, read a 3d time, and passed.

Mr. Seguiné moved to re-consider the vote on the bill for punishing crimes and misdemeanors.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Barnet, Dunn, Ellis, Everitt, Jones, Seguiné and Wharton—7.

Noes—Messrs. Burton, Greer, Kendrick, Stroud and Wilson—5.

So the bill passed.

A bill to reduce the fees and perquisites of several public officers therein named; read a 3d time, and passed.

An act entitled an act for the collection of amounts due on judgments of the District and County Courts; fifty copies were ordered to be printed.

An act to require the plea of non est factum to be filed in certain cases, as amended by the House; amendments concurred in.

On motion of Mr. Barton, the Senate adjourned until three o'clock p. m.

3 O'CLOCK, P. M.

The Senate met pursuant to adjournment. A quorum present.
Mr. Stroud moved to call up the joint resolution locating per-

manently the seat of justice for Robertson county; carried, and the bill read a 3d time, and passed.

An act to prohibit the carrying weapons concealed; read a 1st time.

Mr. Wharton moved it be indefinitely postponed.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Jones, Kendrick, Wharton and Wilson—4.

Noes—Messrs. Barret, Burton, Dunn, Everitt, Greer, Stroud and Seguin—7.

So the motion was lost.

An act fixing the salary of the Texas Minister at France; read a 1st time; rule suspended, and read a 2d time.

Mr. Kendrick moved its indefinite postponement.

The ayes and noes being called for, were:

Ayes—Messrs. Dunn, and Kendrick—2.

Noes—Messrs. Barret, Burton, Dunn, Greer, Jones, Stroud, Seguin, Wharton and Wilson—9.

So the motion was lost.

Mr. Wilson moved to amend the bill by striking out \$4,500.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Barret, Dunn, Greer, Kendrick, Stroud, Seguin and Wilson—7.

Noes—Messrs. Burton, Everitt, Jones and Wharton—4.

So the motion was carried, and the bill referred to a special committee.

Messrs. Burton, Wilson and Barret were appointed said committee.

Joint resolution for furnishing the President's house; read a 1st time; rule suspended, and read a 2d time.

The ayes and noes being called for, on the further suspension of the rule, stood as follows:

Ayes—Messrs. Barret, Burton, Everitt, Greer, Jones and Wharton—6.

Noes—Messrs. Dunn, Kendrick, Stroud, Seguin and Wilson—5.

So the rule was suspended, the resolution read a 3d time, and passed.

The Senate then met the House to go into the election of a District Judge for the 3d Judicial District.

J. S. Mayfield and J. T. Mills were nominated.

Mr. Mills received 30 votes, and Mr. Mayfield 16.

Mr. Mills was declared duly elected Judge of the 3d Judicial District, to fill the unfinished term of R. M. Williamson, resigned.

Mr. Everitt asked leave to introduce a resolution tendering a vote of thanks to Mr. James Holford; which was received.

Mr. Everitt moved the rule, prohibiting new business, be suspended.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Barnet, Dana, Everitt, Greer, Jones, Seguin, Stroud, Wharton and Wilson—9.

No—Mr. Kendrick—1.

So the rule was suspended, and the resolution adopted.

Joint resolution supplementary to the joint resolution appointing two legal gentlemen to compile a code of Laws for the Republic; read a 1st time; rule suspended, and read a 2d time; rule further suspended, read a 3d time, and passed.

An act to establish a patent office, as amended by the House; amendment rejected, and referred to a committee of conference.

Messrs. Jones and Everitt were appointed said committee, on the part of the Senate.

Messrs. Roman, Caldwell and Jones were appointed on the part of the House.

Joint resolution for the relief of John T. Lambrada; rule suspended, and read a 2d time; rule further suspended, read a 3d time, and passed.

An act to incorporate the towns of Lagrange and Ruttersville; read a 3d time, and passed.

An act regulating the license of retailers of liquor; referred to a special committee.

Messrs. Wharton, Barton and Seguin were appointed said committee.

An act to appoint commissioners to take charge of the property of those engaged in the late rebellion; read a 2d time, and laid on the table for one day.

Joint resolution relating to discharges; rule suspended, and read a 2d time; rule further suspended, read a 3d time, and passed.

An act entitled an act for the suppression of gambling; referred to a special committee.

Messrs. Wharton, Jones and Burton were appointed said committee.

An act authorizing the President to fill vacancies; rule suspended, read a 3d time, and passed.

On motion of Mr. Kendrick, the Senate adjourned until tomorrow morning.

SENATE CHAMBER, Jan. 23d, 1839.

The Senate met pursuant to adjournment.
Prayer by the Chaplain.

A quorum being present, the journals were read, and approved.

A message from his Excellency the President, by his private Secretary, H. Thompson, Esq., was received.

Mr. Burton gave notice that he would make a report from the Committee on Military Affairs in the afternoon.

Mr. Everitt from the Committee on Public Lands, made a report on the bill granting five leagues of land to Thomas Dyer Owens, for certain purposes; the report was favorable, and read a 1st time.

A motion was made to suspend the rule.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Barnet, Burton, Dunn, Everitt, Greer, Kendrick, Seguine, Stroud and Wharton—9.

Noes—Messrs. Ellis, Jones and Wilson—3.

So the rule was suspended.

The ayes and noes being called for, on adopting the report, stood as follows:

Ayes—Messrs. Barnet, Burton, Dunn, Everitt, Greer, Kendrick, Seguine, Stroud and Wharton—9.

Noes—Messrs. Ellis, Jones and Wilson—3.

So the report was adopted, and the bill laid on the table.

Mr. Wharton, from the Judiciary Committee, reported the bill to define dowers, with amendments; report received, rule suspended, and the bill passed.

Mr. Everitt made a report from the Committee on Claims and Accounts, on the claims of N. M. Dawson, Stephen Smith and Massee Martindale; report received.

The Senate then went into secret session. The doors being re-opened,

Mr. Barnet, from the special committee to whom was referred the bill regulating license of retailers, &c., reported the bill with amendments; report received, and the bill laid on the table.

ORDERS OF THE DAY.

An act for collecting the amount due on judgments of the Supreme, District and County Courts; read a 3d time, and passed.

A bill regulating the rate of interest; read a 2d time, and laid on the table for one day.

The Senate then adjourned until 3 o'clock p. m.

3 O'CLOCK P. M.

The Senate met pursuant to adjournment. A quorum present.

Mr. Everitt moved that a committee of two be appointed to act in conjunction with a similar committee from the House, to wait on the President and inform him that both Houses will adjourn on to-morrow.

Mr. Burton, from the Military Committee, reported a substitute for the bill organizing the militia; ordered to be copied for the further action of the Senate.

An act to incorporate San Antonio and other cities; rule suspended, read a 3d time, and passed.

Joint resolution for the relief of John McNeese.

A motion was made to indefinitely postpone.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Dunn, Ellis, Everitt, Jones, Kendrick, Greer, Stroud, Wharton and Wilson—9.

Noes—Messrs. Barnet, Burton and Seguin—3.

So it was carried.

Joint resolution for the relief of J. C. Boyd; read a 3d time, and passed.

Mr. Wharton presented the resignation of Wm. H. Jack, as one of the compilers of a code of Laws for this Republic, and offered a resolution authorizing the President to fill the vacancy; which was adopted.

An act to incorporate the Texas Insurance, Trust and Loan Company; read a 1st time.

A motion was made to suspend the rule: lost.

An act requiring the Treasurer to pay the salary of the clerks monthly; rule suspended, read a 3d time, and passed.

Joint resolution approving the employment of friendly Indians, and providing for their pay; rule suspended, and read a 2d time; rule further suspended, read a 3d time, and passed.

An act punishing crimes and misdemeanors; read a 1st time.

On motion to indefinitely postpone, the ayes and noes were called for, which stood as follows:

Ayes—Messrs. Burton, Ellis, Greer, Jones, Seguin, Stroud, Wharton and Wilson—8.

Noes—Messrs. Barnet and Dunn—2.

So it was indefinitely postponed.

An act to authorize the Commissioner General of the Land Office to employ two additional clerks; read a 1st time; rule suspended, and read a 2d time; rule further suspended, read a 3d time, and passed.

Joint resolution making appropriations for the furnishing of a library for the use of the Republic; read a 3d time, and passed.

Mr. Burton asked leave to report, submitting the act fixing the salary of the Texian Minister at France; granted, and the bill placed upon its 3d reading.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Burton, Ellis, Everitt, Greer, Jones, Kendrick, Seguing, Stroud and Wharton—9.

Noes—Messrs. Barnet, Dunn, and Wilson—3.

So the bill passed.

Joint resolution for the relief of Wiley Martin; indefinitely postponed.

A bill establishing a post route from San Augustine to Fort Caddo; read a 2d time.

Joint resolution authorizing the Chief Justice of Goliad to take possession of the Church in the town of Goliad; read a 2d time.

An act authorizing commissioners to take charge of the property belonging to those engaged in the late rebellion; read a 2d time.

Joint resolution for the relief of James Anson Dunn; rule suspended, read a 3d time, and passed.

An act requiring the auditor to audit the claims created under the command of Gen. Dyer.

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

SENATE CHAMBER, Jan. 24th, 1839

The Senate met pursuant to adjournment.

Prayer by the Chaplain.

A quorum being present, the journals were read and approved.

Mr. Everitt made a report from the special committee who were appointed to wait upon the President, submitting the message from his Excellency.

The Senate went into secret session. The doors being reopened,

Mr. Burton moved to take up the bill supplementary to the general Land Law, and moved its passage.

The ayes and noes being called for, stood as follows:

Ayes—Messrs. Barnet, Burton, Dunn, Greer, Jones, Kendrick, Seguing and Wharton—8.

Noes—Messrs. Everitt and Stroud—2.

So the bill passed.

Mr. Burton moved to take up the Militia Bill.

Mr. Everitt introduced a substitute.

The ayes and noes being called for, upon receiving the substitute, stood as follows:

See page 131
 Ayes—Messrs. Barnet, Everitt, Greer, Kendrick, Stroud Seguin and Wharton—7.

Noes—Messrs. Burton, Dunn, Jones and Wilson—4.

So the substitute was received, and the bill passed.

The Senate then went into secret session. The doors being reopened,

Messrs. Burton and Everitt asked leave to return all papers in their charge, as chairmen of committees; granted.

A bill to exempt certain property from execution; read a 2d time; rule suspended, read a 3d time, and passed.

A bill to authorize commissioners to take charge of the property of those who were engaged in the State rebellion; read a 3d time, and passed.

Joint resolution for the relief of Moses Martindale; read a 3d time, and passed.

Joint resolution authorizing the President to open a trade with the inhabitants of the Rio Grande; rule suspended, read a 3d time, and passed.

An act for the relief of the agent of James Bowie; rule suspended, read a 3d time, and passed.

A committee announced that the House of Representatives were ready to adjourn, and wished the attendance of the Senate.

Resolution relative to the duty of the Secretary of the Senate; read a 1st time; rule suspended, and read a 2d time; rule further suspended, and passed unanimously.

An act to regulate attachments; read a 2d time.

On the question, shall the rule be suspended? the ayes and noes being called for, were:

Ayes—Messrs. Barnet, Burton, Dunn, Everitt, Greer, Jones, Seguin, Wharton and Wilson—9.

Noes—Messrs. Kendrick and Stroud—2.

So the rule was suspended.

An act to regulate the license and practice of attorneys; rule suspended, the bill read a 3d time, and passed.

An act granting 5 leagues of land to Thomas Dyer Owens, on its 2d reading.

The ayes and noes being called for, were:

Ayes—Messrs. Barnet, Burton, Greer, Kendrick, Stroud and Wharton—6.

Noes—Messrs. Everitt, Dunn, Jones, Seguin and Wilson—5.

A motion was made to indefinitely postpone.

The ayes and noes being called for, stood thus:

Ayes—Messrs. Dunn, Everitt, Jones, Seguin and Wilson—5.

Noes—Messrs. Barnet, Burton, Greer, Kendrick, Stroud and Wharton—6.

So the motion was lost.

Mr. Burton moved the rule be suspended.

The ayes and noes being called for, stood thus :

Ayes—Messrs. Barnet, Burton, Greer, Kendrick and Wharton—5.

Noes—Messrs. Dunn, Everitt, Jones, Seguire, Stroud and Wilson—6.

So the motion was lost.

A resolution repealing the 16th rule of the Joint rules of both Houses, from the House of Representatives, was concurred in.

A committee was appointed to inform the House that the Senate were ready to adjourn.

When the committee returned, the Senate adjourned until 8 o'clock p. m.

8 O'CLOCK P. M.

The Senate met pursuant to adjournment.

Mr. Stroud made a report from the Enrolling Committee.

Mr. Kendrick offered a resolution tendering a vote of thanks as follows :

Resolved by the Senate of the Republic of Texas, That a vote of thanks be presented to the President of the Senate for the impartial, able and faithful discharge of duties incumbent on him, unanimously adopted.

Mr. Burton offered a resolution granting two dollars per diem extra pay to their clerks, as the lower House had granted to theirs.

Mr. Wharton moved its indefinite postponement.

The ayes and noes being called for, stood as follows :

Ayes—Messrs. Barnet, Dunn, Greer, Jones, Wharton and Wilson—6.

Noes—Messrs. Burton, Everitt, Kendrick, Stroud and Seguire—5.

So the resolution was indefinitely postponed.

On motion of Mr. Kendrick, the Senate adjourned *sine die*.

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