JOURNAL

OF THE

SENATE

OF THE

GENERAL ASSEMBLY

OF THE

STATE OF NORTH CAROLINA,

AT ITS

SPECIAL SESSION, 1880.

RALEIGH:

P. M. HALE and EDWARDS, BROUGHTON & Co.,
State Printers and Binders.
1880.
# OFFICERS AND MEMBERS

## OF THE

## SENATE,

### SPECIAL SESSION, 1880.

<table>
<thead>
<tr>
<th>Name</th>
<th>County</th>
<th>Post Office</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>OFFICERS.</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Lieut. Gov., James L. Robinson</td>
<td>Macon</td>
<td>Franklin</td>
</tr>
<tr>
<td>Secretary, Robt. M. Furman</td>
<td>Buncombe</td>
<td>Asheville</td>
</tr>
<tr>
<td>Reading Clerk, Platt D. Cowan</td>
<td>New Hanover</td>
<td>Wilmington</td>
</tr>
<tr>
<td>Eng. Clerk, J. S. Tomlinson</td>
<td>Catawba</td>
<td>Hickory</td>
</tr>
<tr>
<td>Enrolling Clerk, A. D. Brooks</td>
<td>Alamance</td>
<td>Company Shops</td>
</tr>
<tr>
<td>Doorkeeper, H. D. Murrell</td>
<td>Onslow</td>
<td>Jacksonville</td>
</tr>
<tr>
<td>Ass't Doorkeeper, W. V. Clifton</td>
<td>Wake</td>
<td>Raleigh</td>
</tr>
<tr>
<td><strong>SENATORS.</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1. S. B. Alexander</td>
<td>Mecklenburg</td>
<td>Charlotte</td>
</tr>
<tr>
<td>2. L. Alston</td>
<td>Warren</td>
<td>Warrenton</td>
</tr>
<tr>
<td>3. C. Austin</td>
<td>Union</td>
<td>Monroe</td>
</tr>
<tr>
<td>4. W. M. Black</td>
<td>Moore</td>
<td>Carthage</td>
</tr>
<tr>
<td>5. J. Bledsoe</td>
<td>Ashe</td>
<td>Nathan Creek</td>
</tr>
<tr>
<td>6. J. M. Brower</td>
<td>Surry</td>
<td>Mount Airy</td>
</tr>
<tr>
<td>7. John A. Bryan</td>
<td>Duplin</td>
<td>Kenansville</td>
</tr>
<tr>
<td>8. Robert K. Bryan</td>
<td>Pender</td>
<td>Wilmington</td>
</tr>
<tr>
<td>9. E. Bull</td>
<td>Craven</td>
<td>Woodbridge</td>
</tr>
<tr>
<td>10. J. G. Bynum</td>
<td>Burke</td>
<td>Morganton</td>
</tr>
<tr>
<td>11. D. F. Caldwell</td>
<td>Guilford</td>
<td>Greensboro</td>
</tr>
<tr>
<td>12. F. D. Daney</td>
<td>Edgecombe</td>
<td>Tarboro</td>
</tr>
<tr>
<td>13. T. F. Davidson</td>
<td>Buncombe</td>
<td>Asheville</td>
</tr>
<tr>
<td>14. J. P. Dillard</td>
<td>Rockingham</td>
<td>Leasville</td>
</tr>
<tr>
<td>15. Neil S. Stewart</td>
<td>Harnett</td>
<td>Averashoro</td>
</tr>
<tr>
<td>16. James T. Respass</td>
<td>Beaufort</td>
<td>Yeatesville</td>
</tr>
<tr>
<td>17. Jos. T. Waldo</td>
<td>Martin</td>
<td>Hamilton</td>
</tr>
<tr>
<td>18. W. S. Harris</td>
<td>Franklin</td>
<td>Pacific</td>
</tr>
<tr>
<td>19. R. W. King</td>
<td>Wilson</td>
<td>Wilson</td>
</tr>
<tr>
<td>20. A. H. Merritt</td>
<td>Chatham</td>
<td>Pittsboro</td>
</tr>
<tr>
<td>22. A. M. Erwin</td>
<td>McDowell</td>
<td>Marion</td>
</tr>
<tr>
<td>23. L. J. Hoyle</td>
<td>Cleavcland</td>
<td>Black Rock</td>
</tr>
<tr>
<td>24. G. D. Holman</td>
<td>Northampton</td>
<td>Jackson</td>
</tr>
<tr>
<td>25. Geo. B. Everitt</td>
<td>Forsyth</td>
<td>Winston</td>
</tr>
<tr>
<td>26. Wm. T. Dortch</td>
<td>Wayne</td>
<td>Goldsboro</td>
</tr>
<tr>
<td>27. Wm. A. Graham</td>
<td>Lincoln</td>
<td>Iron Station</td>
</tr>
<tr>
<td>28. L. R. Waddeell</td>
<td>Johnston</td>
<td>Smithfield</td>
</tr>
<tr>
<td>29. E. A. Moyle</td>
<td>Pitt</td>
<td>Farmville</td>
</tr>
<tr>
<td>30. Giles Mebane</td>
<td>Caswell</td>
<td>Milton</td>
</tr>
<tr>
<td>31. J. I. Scales</td>
<td>Guilford</td>
<td>Greensboro</td>
</tr>
<tr>
<td>Name</td>
<td>County</td>
<td>Post Office</td>
</tr>
<tr>
<td>-----------------------</td>
<td>--------------------</td>
<td>-----------------</td>
</tr>
<tr>
<td>J. M. Leach</td>
<td>Davidson</td>
<td>Lexington</td>
</tr>
<tr>
<td>E. E. Lyon</td>
<td>Granville</td>
<td>Dutchville</td>
</tr>
<tr>
<td>Geo. Williamson</td>
<td>Caswell</td>
<td>Yanceyville</td>
</tr>
<tr>
<td>George A. Graham</td>
<td>Montgomery</td>
<td>Wadesville</td>
</tr>
<tr>
<td>Asa Ross</td>
<td>Brunswick</td>
<td>Cordova</td>
</tr>
<tr>
<td>J. B. Eaves</td>
<td>Rutherford</td>
<td>Rutherfordton</td>
</tr>
<tr>
<td>Henry Eppes</td>
<td>Halifax</td>
<td>Halifax</td>
</tr>
<tr>
<td>Robinson Ward</td>
<td>Sampson</td>
<td>Blackman’s Mills</td>
</tr>
<tr>
<td>George H. Mitchell</td>
<td>Hertford</td>
<td>Winton</td>
</tr>
<tr>
<td>W. P. Ormand</td>
<td>Greene</td>
<td>Hookerton</td>
</tr>
<tr>
<td>T. W. Taylor</td>
<td>Henderson</td>
<td>Hendersonville</td>
</tr>
<tr>
<td>J. P. Matheson</td>
<td>Alexander</td>
<td>Taylorsville</td>
</tr>
<tr>
<td>T. A. Nicholson</td>
<td>Iredell</td>
<td>Nicholson’s Mills</td>
</tr>
<tr>
<td>J. M. Redwine</td>
<td>Stanly</td>
<td>Albemarle</td>
</tr>
<tr>
<td>D. P. McEachairn</td>
<td>Robeson</td>
<td>Quehele</td>
</tr>
<tr>
<td>J. W. Shackleford</td>
<td>Onslow</td>
<td>Richlands</td>
</tr>
<tr>
<td>R. White</td>
<td>Perquimans</td>
<td>Belvidere</td>
</tr>
<tr>
<td>Geo. H. Snow</td>
<td>Wake</td>
<td>Raleigh</td>
</tr>
</tbody>
</table>
On February 21st, A. D. 1880, His Excellency, Thomas J. Jarvis, Governor and Commander-in-chief of North Carolina, issued the following Proclamation, in words to-wit:

**A PROCLAMATION BY THE GOVERNOR.**

By and with the advice of the Council of State, I, Thomas J. Jarvis, Governor of North Carolina, in the exercise of the power conferred upon me by the constitution, do issue this my proclamation, convening the General Assembly in extra session, on Monday, the Fifteenth day of March, in the year of our Lord one thousand eight hundred and eighty, on which day at twelve o'clock, meridian, the Senators and Members of the House of Representatives of the General Assembly of North Carolina, are hereby notified and requested to meet in their respective halls in the capitol, in the city of Raleigh, for the purpose of considering a proposition for the purchase of the State's interest in and the completion of the Western North Carolina Railroad to Ducktown and Paint Rock, made by W. J. Best, W. R. Grace, J. N. Tappan and James D. Fish, of the city of New York, of whose financial responsibilities and personal integ-
rity I have satisfactory assurances; and for considering such other propositions as may be made for the same purpose.

In witness whereof, I, Thomas J. Jarvis, Governor and Commander-in-chief, have hereunto set my hand and caused to be affixed the great seal of state.

Done at our city of Raleigh, this the twenty-first day of February, in the year of our Lord one [L. S.] thousand eight hundred and eighty, and in the one hundred and fourth year of American Independence.

THOMAS J. JARVIS,
Governor.

By the Governor:
G. L. Dudley, Private Secretary.

In obedience thereto, the Honorable the Senate of North Carolina convened in the Senate Chamber at Raleigh this day in extraordinary session.

Honorable James L. Robinson, Lieutenant Governor and President of the Senate, at the hour of twelve meridian, assumed the chair and called the Senate to order.

Prayer was offered by Rev. Dr. Thomas E. Skinner, of the city.

The roll of the Senate was called and the following Senators answered to their names:


A quorum being present, the President directed the aforesaid proclamation of his Excellency to be read.
Mr. President Robinson then addressed the Senate as follows:

"FELLOW SENATORS:

We have been convened in extraordinary session by the proclamation of his Excellency, the Governor, to consider a matter of much interest to all of our people; it may be of vital interest to a portion of them.

In approaching the consideration of a question like this, we should divest ourselves of anything like personal feeling or local prejudices or predilections and consider it as sons of one common mother, the State of North Carolina.

I bespeak such generous support and aid as you have given me heretofore in the discharge of the duties of my position, and declare the Senate ready to proceed to business."

On motion of Mr. Graham of Lincoln, a message was sent to the House of Representatives informing that honorable body that the Senate was duly organized and ready to proceed with business; and proposing the appointment by the two houses of a joint committee of three on the part of the Senate and five on the part of the House of Representatives, to wait upon His Excellency the Governor, inform him of the organization of the General Assembly and its readiness to receive from him any communication it might be his pleasure to make.

A message was received from the House of Representatives informing the Senate of the organization of that honorable body, and its readiness to proceed in the dispatch of business.

A message was also received from the House announcing the concurrence of that honorable body in the proposition of the Senate to appoint a joint committee to wait upon his Excellency, the Governor, and had appointed Messrs.
Cobb, Covington, Bernard, Jones and Norment, as the House branch of said committee.

The President then announced as Senate branch of said committee, Messrs. Graham of Lincoln, Dortch and White.

Mr. Graham of Lincoln, of committee to wait upon the Governor, reported to the Senate that his Excellency announced his pleasure to communicate with the General Assembly within a few minutes.

A message was received from the House of Representatives transmitting to the Senate a message from his Excellency, the Governor, addressed to the Senate and House of Representatives, with accompanying documents, with a proposition to order printed two hundred copies of the same for the use of the General Assembly.

The Secretary read the message from his Excellency, as follows:

STATE OF NORTH CAROLINA,
EXECUTIVE DEPARTMENT,
Raleigh, March 15, 1880.

Gentlemen of the Senate and House of Representatives:

I have convened you in extra session to-day to consider a proposition made by W. J. Best, J. N. Tappan, W. R. Grace and J. D. Fish, of the city of New York, for the purchase of the State's interest in the Western North Carolina Railroad, and for its completion, and to consider any other proposition having the same end in view, and I have done so because you are the representatives of the real owners of the property proposed to be purchased.

To have refused to submit such an important proposition to you would, in my opinion, have been in effect a gross usurpation of a power nowhere in the constitution confided to me by the people of North Carolina. Reading that constitution by the light of true Democracy, the authority given to the Governor "on extraordinary occasions, by and with the advice of the Council of State, to convene the General
Assembly in extra session," seems in no sense a restriction upon the right of the people to consider and determine their own affairs, but, on the contrary, a solemn enactment in furtherance of that right. Provision was first made in the constitution for the people to be heard at regular stated periods through their representatives in General Assembly, and then in view of the possibility that emergencies at other periods might arise, in which it would be equally important for the voice of the people to be heard, machinery for that purpose also was provided. In a word, it was to enable the people to make known their will, and not to clothe the Governor with a veto power on that will, that authority was given to him to convene the General Assembly in extra session; to give the people voice and not to silence them in matters of their own concern. The people of North Carolina have steadily refused, from the organization of the State government in December, 1776, to the present time, to confer upon their Governor a veto power, or any power in the nature of a veto power. Not proposing, therefore, to usurp a prerogative that rightfully belongs to you as the representatives of the people, I have deemed it my plain duty to call you together and submit the proposition to you.

In view of the importance of the subject matter which you are to consider, it is my duty to put you in possession of all the information I have concerning both the proposition and the property to which it relates.

On the 10th day of January of this year, Mr. William J. Best, of New York city, submitted to me, for himself and others, a proposition to purchase the State's interest in the Western North Carolina Railroad, and for the speedy completion of the entire line of road, both to Paint Rock and to Ducktown. After considerable correspondence, and several interviews with Mr. Best, and after assurances of the financial and personal character of himself and his associates, and of their connection with him, the proposition was so shaped as in my opinion to possess sufficient merit to re-
quire its submission to you. This proposition was first submitted to the Board of Directors of the company and then to the Board of Internal Improvements, with requests for their advice, suggestions and action. These boards were, in point of fact, as I was informed, divided in their opinions.

On February 3d, I received a letter, dated February 2d, from Messrs. A. J. DeRossett, Donald McRae and D. R. Murchison, in behalf of themselves and other leading citizens of Wilmington, inquiring if a proposition had been submitted for the purchase of the State's interest in the Western North Carolina Railroad, and what the terms of the proposition were, and stating that there was an arrangement being perfected in Wilmington to raise a company to purchase the property. I replied to these gentlemen on the 3d, the same day I received the letter, stating that a proposition had been made, giving them as accurately as I could, (it then not being in my possession), its terms, and stating that I would submit it to the Board of Directors on the 10th, then the Board of Internal Improvements, and finally to the Council of State. I assured them "that our friends in Wilmington would have the amallest opportunity to oppose the proposition of Mr. Best, or to make one of their own," and expressed the hope that they would "find themselves prepared to make an offer for such purchase," with the assurance that "as between our own people and all other people, my sympathies were with our own." I then laid the proposition, together with my correspondence, letter book, and all the information I had, before the Council of State, made by the constitution my advisers, and asked their advice as to the propriety of convening the General Assembly in extra session to consider the same. I was officially informed that the Council was unanimous and earnest in opinion that I ought to call together the General Assembly in extra session at as early a day as practicable to consider the proposition. In accordance with that advice, I issued my procla-
mation on the 21st day of February, calling you together in extra session to-day.

Immediately after issuing my proclamation I caused the proposition of Mr. Best and his associates to be printed and circulated throughout the State, so that the people might know what it was, and you might learn their will concerning it before you were required to act.

There has been much discussion on the merits of the proposition, the language in which it was written and the propriety of a sale of the property on any terms, which, I take it, will aid you in coming to your conclusions. When I published the proposition, though I thought its main features sufficiently set forth to to be submitted to the General Assembly, it was not claimed by myself or by the Council of State, so far as I am informed, that it was absolutely perfect, either in form or in substance, and such amendments as mature deliberation might show to be necessary I confidently relied upon your wisdom to make, and to this end, as I said in my recent address to the people of the State, I desired that the "speediest, greatest and most detailed publicity" be given to the proposition. And to aid you in this work of perfecting the proposition in its details as far as I could, (the Attorney General being constantly engaged in official duties connected with the Supreme Court) I availed myself of the services of Hon. George Davis, of Wilmington, and Hon. Thomas Ruffin, of Hillsbore, whose rare legal attainments, and whose unsullied personal integrity, you know full well. At my request these gentlemen, after a careful study of the proposition, and after full conference with Mr. Best, and the attorney of his associates, and with their full concurrence, made a redraft of the entire proposition, which, together with the draft as first printed, I transmit herewith. I am sure if you desire the property to be sold on the terms proposed, you will have but little trouble in framing a bill that will protect the interest of the State,
and be acceptable to the parties who desire to become the purchasers.

The history of this road naturally divides itself into three periods. *First.* Its management from the date of its charter to the date of its sale under execution in 1875. *Second.* Its management from its purchase by the State at the sale in 1875 to its reorganization in April, 1877. *Third.* Its management from its reorganization to the present time. The charter for this road from Salisbury to Ducktown and to Paint Rock was granted by the General Assembly at its session in 1854-55, and work under it was begun soon thereafter. From that day to this there has seldom been in the State a political campaign in which this road has not in some way or other been a topic of discussion. Pledges for its speedy and early completion have been freely made by all parties that have had an existence in the State. Hopes have been excited, deferred, destroyed and renewed until the people have well-nigh despaired of its completion.

The State issued her bonds for four millions of dollars for this work prior to 1868. During the same period one million and three hundred thousand dollars were paid in money or labor by counties and individuals along the line of the road. The company also issued its mortgage bonds to the extent of near a million and a half dollars to aid in the work. I think that I can safely say that not less than seven millions of dollars in actual cash, from time to time, including that derived from the sale of the six millions six hundred and forty thousand dollars of the so-called special tax bonds, went into the hands of the officers of the two divisions of this company, during the first period, with which to build and equip this great work, and yet not a rail was laid beyond Old Fort, in McDowell county. From causes not now necessary to discuss, the whole property was, in 1875, put up and sold at public auction, to the highest bidder, and bought by the State.

The amount bid for this property by the State was eight
hundred and fifty thousand dollars, which she paid by executing a mortgage for that amount upon the property itself, and issuing through the commissioners appointed to make the purchase, mortgage bonds for that amount to be due in 1890, and bearing seven per cent. interest. The interest on these bonds the State guaranteed by making the coupons receivable for taxes due the State; but she did not bind herself to pay the principal.

Three commissioners were then appointed by the State, who took possession of the property, and managed it until the organization of the present company, in April, 1877. Of this management it is sufficient to say, generally, that it had a small convict force, and completed the road to Henry, and did considerable grading on the mountain section.

In the great campaign of 1876 pledges for the completion of this road were again given by both parties, and in the General Assembly of 1876-'77 both parties participated in the legislation under which the present company was organized, and under which the present appropriations have been made and expended. Under the management of the present company the State has furnished a convict force, averaging about five hundred, which has been fed, clothed and quartered at her expense. She has supplied the rails and material necessary to lay the track, and has paid for the same, and the iron laid by the commissioners, with money drawn from the treasury and raised by taxation. In the same way she has paid all the interest on the eight hundred and fifty thousand dollars first mortgage bonds up to the present time. The amounts thus paid out, up to March 1st, 1880, are:

- For iron, &c. $150,173 43
- For interest 266,175 00
- For support of convicts 140,031 00

Total $556,379 43
Under this management twenty-six miles of track have been laid, a part of the grading for which had been done by prior managements, and to-day the terminus of the road is at Gudger's Ford, six miles east of Asheville.

It gives me pleasure to say that I believe the affairs of the company have been well conducted by the present management, and that a great deal of work of a difficult character has been done under it with but small means.

Any proposition to sell the State's interest in the road must to a very great extent be a business matter, and should be considered upon business principles. If an offer were made to one of you for the purchase of your own property, you would, after hearing the terms of the offer, be influenced in its acceptance or rejection by the condition and value of the property, and your supposed advantage in keeping or selling it. Presuming you would act in this way with the people's property, in the exercise of your responsible duties, I requested the President of the company of the Western North Carolina Railroad to prepare a report to be submitted to you, showing the condition and value of the property. This report I herewith transmit and commend to your careful attention. The road-bed and an important and costly bridge need repairs; the iron is worn, and much of it needs replacing with new; the rolling-stock is insufficient, and much of it old and needing repairs. He estimates, as you will see from his report, that the sum of $220,000 will be needed in the next two years to put the road from Salisbury to Asheville in fair condition. From Asheville to Paint Rock is forty-five miles, and the sum of $650,000, according to his estimate, will be needed to build and equip this part of the road. From Asheville to Ducktown, he reports is one hundred and thirty-five miles, and to build and equip this line the sum of $5,330,000 will be required. The time required to build and equip these two lines, under existing laws, he estimates to be thirty years; and this estimate supposes that every dollar of the annual appropriation be
paid by the State and used for that purpose. The gross earnings of the company were last year $82,422.37, and the net earnings $22,157.60, which were used to aid in the construction and more speedy completion of the road to Asheville. Had the net earnings been used for the purpose of keeping up the old part of the road, they would have been wholly insufficient for that purpose. In fact, they would have been insufficient to have paid off the floating debt of the company, which has been permitted to remain unpaid in the anxiety of the directors, officers and employees of the company to reach Asheville as early as possible. The gross earnings for the next two years, if applied wholly to that purpose, would not be sufficient to repair and equip that part of the road already built, unless they should be greatly increased. So the managers of the property, if the State continues to own it, will have to look elsewhere for the means actually necessary to keep the road in proper running order.

The place to which they naturally would look is the State Treasury, for the funds there are the property of the State equally with the road. With this view, I have called upon the State Treasurer for a report, which I herewith transmit, and likewise commend to your consideration. From this report you will see there is not a dollar in the Treasury that can be used for any such purpose, and will not be next year, unless you increase the rate of taxation. In fact, you will see that not a dollar of the annual appropriation for iron can be paid. So that unless other means are devised or taxation shall be increased, the further construction of the road must practically be stopped. It is a rule with the Treasurer, in the administration of the affairs of his office, to first pay the expenses of the State government proper, including the support of the charitable and penal institutions, and then the appropriations of money for specific purposes according to their priority. Acting upon this rule, he has not yet been able to pay off the liens on the Cape Fear
and Yadkin Valley Railroad, and still acting upon this rule, he will be unable this year to pay anything to the Western North Carolina Railroad.

What to do, then, with this property becomes a very grave question for you to determine. Ought the State to keep the road or ought the State to sell the road? If you decide to keep it, how do you propose to complete it? There are, so far as I can see, but three ways in which this may be attempted: To issue more State bonds, which to me seems perfectly inadmissible. I do not desire ever to see another State bond issued to build this or any other road; to still further mortgage the property, which in my opinion will inevitably lead to another foreclosure and sale and to its purchase by parties who will build and use the road when and how as to them may seem best, or who, it may be, will never build it at all; lastly by moneys derived from increased taxation. To increase the taxes already laid upon the people, without an absolute necessity therefor, I am persuaded you will not do. Governments are necessary, and their machinery is necessarily costly, but the moment a government exacts a dollar from the people more than the requirements of its existence may demand, that moment it becomes an oppressor. As I said to you in my inaugural address: "Government has its blessings and its burdens. Good laws properly administered constitute its blessings; the taxation necessary for its support, its burdens. How to make its blessings as great and its burdens as small as possible should be the earnest, constant study of all to whom the people have committed their interests, either as makers or ministers of the law." What I said then I repeat now. Nor am I to be deterred from pointing out to my fellow-citizens how they may lighten the burden of taxation by the fear of having it said that such a course is an appeal to the sordid passions of the people, and having it characterized as the act of a demagogue. Such an opportunity now presents itself, and I do not for a moment hesitate to pursue the course that
patriotism and duty so plainly mark out for me. In my opinion, further taxation for the completion of the Western North Carolina Railroad is entirely unnecessary, even at existing rates, for the simple reason that by a sale of the road upon the terms offered, it can be completed as originally designed without one dollar additional cost to the State, and not another dollar ought to be so spent. The State in its expenditures for works of internal improvement has never sought dividends, or any profit indeed, other than that inseparable from the greater conveniences of the people and the necessary increase in values sure to be caused by such works. But whether she sought such dividends from such expenditures or not, her sad experience in investments in other public works forbids the hope of any return to the State Treasury of any money expended on the Western North Carolina Road so long as she may own and operate it.

But there is still a higher consideration involved in the acceptance or rejection of the proposition now before you. North Carolina should do equal and exact justice to each and every portion of her people and territory, and only by so doing can she do the greatest good to the whole State, and only by so doing can she make her citizens everywhere proud to be called North Carolinians. Daily and hourly may be witnessed in various sections the increased means of travel, trade and intercourse which have so greatly added to the general wealth of the State. There are, however, a few sections of the State still unprovided for, and of these, notably, is that whole section of the State west of the Blue Ridge. The only means of transportation for person or produce in all that section, is to-day as it was a century ago, while during the whole period from that day to this, these people have responded with their lives and their scant means to every call of the State. In the proposition now before you I believe the State has an opportunity, without laying further burdens upon the other sections, of speedily giving to those people what they have so long hoped for and
so patiently waited for. I do not hesitate to avow my confidence in the honesty, integrity and ability of the gentlemen proposing this purchase, and my firm belief that if they make the purchase they will carry out in good faith and in good time any contract they may enter into with you.

The sale of the road is the only security of the people against taxation. Simply to repeal the legislation of 1876-77 will not give relief. The only additional taxation placed up the people by that legislation was for the purchase of iron which in 1877 amounted to $34,000, in 1878 to $48,000, and in 1879 to $69,000, and can in no one year exceed $70,000. The reason the amount paid for iron in 1879 so greatly exceeded that paid for in either of the preceding years was because I bought in the fall of that year, anticipating a rise in the price of iron, 650 tons at $42 per ton, nearly enough to iron the road to Asheville, and which could not now be bought for $80 per ton. This appropriation for iron is the only part of the burden which can be lopped off. You cannot if you would and would not if you could repeal the act which binds the State to pay the interest on the $850,000 first mortgage bonds of the road. The State has pledged her faith to this by making the coupons of these bonds receivable for taxes, and her faith must be kept inviolate. The amount of interest thus to be paid is $59,500 per annum, and must so continue for ten years, when these bonds mature. It costs the State $50,000 per annum to take care of 500 convicts. She cannot and will not refuse to provide for these. It is true, she may work them elsewhere, but that will not get clear of or lessen the cost of maintenance. There is no place to put these convicts at work at the cost of private parties. The Oxford and Henderson and the Chapel Hill roads are the only enterprises that have made offers to the Penitentiary authorities to hire convicts, and both of these roads have been supplied. So that there is $110,000 of the burden that must still re-
main in any event if you refuse to sell this property. And just here I beg to call your attention to another fact in the report of Treasurer Worth, to which I have not yet alluded. He states that there will be a deficiency in the Treasury under existing laws at the meeting of the next General Assembly of $216,675.28. If the appropriation of $70,000 for iron be omitted—and that as I have shown is the only item that can be repealed—then there will be a deficiency of $146,675.28, if you refuse to sell the road and the State meets her obligations. There is but one way to supply this deficiency and that is by increase of taxation, and the increase necessary for that purpose will be ten cents on each hundred dollars worth of property.

The State should never, as I have said, issue another bond to aid in any public work in any section. She can, though, do much in the way of aid for all sections that choose to avail themselves of it with her convict labor. Our experience has shown it to be the best labor ever employed in this State on works of improvement. A force of one hundred and twenty-five convicts has nearly graded, since last October, the most of the line from Oxford to Henderson, for which the State receives compensation in cash sufficient to cover all expenses. Another force of now nearly one hundred is at work on the road running to the State University, and it is expected will complete the grading by the first of the Fall. This force is likewise paid for in cash. The force on the Cape Fear and Yadkin Valley Road will complete the grading of that road to Greensboro by the last of the Summer, and then can be placed West of Greensboro, and, well organized as it is, will, if kept at work, push quite rapidly up the Northwestern section of the State through and into a section rich in mineral and agricultural resources, and much in need of railroad facilities. This force is paid for in the first mortgage bonds of the company, which is the same sort of security which those who pay for the iron and superstructure are to take for their money. This much the
State can do, and should do for other sections, and it can better be done by the Penitentiary authorities than by legislative enactments. In this way, I think many projects which have been much talked of and discussed in our more eastern counties may be greatly aided without any additional burdens to the people. In fact, I think at the same time this State is giving this aid she may, by proper legislation, lessen the burdens in the counties, for I am prepared to advise that the criminals who are now an expense to the counties, be taken out of jail and put to work on these roads. If men will commit crime, I believe in making them work for the public to pay for it. If the State continues this work on the Western North Carolina Railroad for twenty or thirty years longer, it will cut her off for long years to come from doing anything with this labor for other sections.

The introduction into the State of the amount of money and energy necessary to the completion of this great work by foreign capitalists is, in my opinion, worthy to be considered, and if you believe in the good faith of the parties proposing such completion, should have its influence on your action. The speedy development of the large section of the State beyond Asheville, consequent upon the completion of this road, and the investments there by other capitalists from abroad, will become a reality and no longer be a prophecy.

And now, gentlemen, having given you all the information in my possession, and for fuller details placing my letter book, containing all my correspondence on the subject, at your disposal, I leave the matter in your hands, confidently believing that your action in this crisis so fraught with good or evil to the people of the West, and of the whole State, will be taken with an eye single to the good of those whom you represent.

In conclusion, gentlemen, I beg leave to say that I know of no other subject for your consideration which may not be postponed till the regular session of the General Assem-
bly next winter, and I trust that I am not infringing upon your prerogatives in earnestly advising you not to enter upon general legislation.

Respectfully,

Thos. J. Jarvis.

Mr. Leach moved to amend the proposition to print by striking out "two hundred copies," and insert "ten copies for each member of the General Assembly," which was adopted.

A message was received from the House of Representatives, transmitting without engrossment H. R. No. 1, S. R. No. 1, resolution to raise a joint select committee in reference to the Western North Carolina Railroad.

On motion of Mr. Graham of Lincoln, the resolution was adopted.

Mr. Dortch introduced S. B. No. 2, bill for the sale of the State's interest in the Western North Carolina Railroad, the North Carolina Railroad, the Atlantic & North Carolina Railroad, and for other purposes. Referred to the Joint Select Committee in reference to the Western North Carolina Railroad, when the same shall be appointed.

Mr. Everett introduced S. R. No. 3, resolution relating to the Public Schools, which was placed upon the Calendar.

Mr. Dortch introduced S. B. No. 4, bill in relation to the Western North Carolina Railroad, which was referred to the Joint Select Committee on the Western North Carolina Railroad.

On motion of Mr. Leach, the Senate adjourned until tomorrow at 12 o'clock noon.
SECOND DAY.

Senate Chamber, March 16th, 1880.

The Senate met pursuant to adjournment.
Prayer by Rev. Dr. Black.
The Journal of yesterday was read and approved.
Messrs. Holleman, Lyon, Respass and Waldo were announced as present.

BILLS AND RESOLUTIONS.

Mr. Everett introduced S. R. No. 5, resolution relating to the constitution of the State. Placed upon the Calendar.

Mr. Davidson introduced S. B. No. 6, bill to amend chapter eighty-two, laws of 1879, entitled an act to provide for the keeping in repairs the public roads of the State. Referred to the committee on Public Roads.

Mr. Williamson introduced S. B. No. 7, bill to repeal chapter 142, laws of 1879, which purported to abolish private seals and to provide a short form of deeds. Placed upon the Calendar.

Mr. Leach introduced S. B. No. 8, bill to provide for the sale of the State's interest in the Western North Carolina Railroad Company to William J. Best, W. R. Grace, James D. Fish, and J. Nelson Tappan, and for other purposes. Referred to Joint Select Committee on Railroads.

Mr. Dancey introduced S. B. No. 9, bill to authorize the Board of Education of Edgecombe county to pay certain school claims. Referred to committee on Education.

On motion of Mr. Williamson, the rules were suspended, and

S. B. No. 7, bill to repeal chapter 142, laws of 1879, which purported to abolish private seals, and to provide a short form of deed, was taken up and passed its several readings.
The President announced as Senate branch of Joint Select Committee in relation to the Western North Carolina Railroad:

Messrs. Leach, Davidson, Erwin, Dortch, Everett, Graham of Lincoln, Mebane, Bryan of Pender, White and Graham of Montgomery.

On motion of Mr. Everett, the rules were suspended and S. R. No. 3, resolution relating to the Public Schools, was taken up. Upon its adoption Mr. Everett demanded the ayes and noes, which were ordered, and the resolution was adopted; ayes 43, noes 4, as follows:

Those voting in the affirmative were:


Those voting in the negative, were:

Messrs. Davidson, Leach, Redwine, and Williamson—4.

On motion of Mr. Everett, the resolution was ordered sent to the House of Representatives without engrossment.

A message was received from the House of Representatives transmitting for concurrence,

H. B. No. 2, S. B. No. 10, bill to relieve the citizens of Burke county from the operations of an act prohibiting the driving of cattle west of the Blue Ridge, which was referred to the committee on Propositions and Grievances; also,

H. B. No. 17, S. B. No. 11, bill to repeal chapter 83, laws of 1879, relative to public roads in Mecklenburg county, which was placed upon the Calendar.

Also, a message from the House announcing the concurrence by that honorable body in the amendment of the Senate to print ten copies for each of the members of the
General Assembly of the message of his Excellency the Governor, and accompanying documents.

Mr. King introduced S. B. No. 12, bill to amend section 23, chapter 70, laws of 1879, entitled "an act to raise revenue." Placed upon the Calendar.

Leave of absence was granted Mr. Brower until Monday. On motion of Mr. Alexander, the rules were suspended, and

H. B. No. 17, S. B. No. 11, bill to repeal chapter 83, laws of 1879, entitled "an act in relation to the public Roads in Mecklenburg county," was taken up.

Mr. Alexander presented a petition of certain citizens of Mecklenburg county, asking the repeal of said law. On motion of Mr. Alexander, the bill was indefinitely postponed.

On motion of Mr. Hoyle, the Senate adjourned until tomorrow at 11 o'clock A. M.

THIRD DAY.

Senate Chamber, March 17th, 1880.

The Senate met pursuant to adjournment.
Prayer by Rev. Dr. Atkinson.
The journal of yesterday was read and approved.

PETITIONS.

Petitions and memorials were introduced and disposed of, as follows:
By Mr. Nicholson: Petition from Henry Turner and
others. Referred to the committee on Propositions and Grievances.

By Mr. Matheson: Petition of W. E. White and others; also one from W. M. Brooks and others. Referred to the committee on Propositions and Grievances.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives announcing the passage by that honorable body of

H. B. No. 9, S. B. No. 13, bill to empower the Board of Commissioners of Cabarrus county to settle with the sheriff of Cabarrus county, by compromise, all outstanding unsettled business for the years 1871, 1872, 1873, 1874, 1875, 1876, and 1877. Placed upon the Calendar.

Mr. Everett introduced S. B. No. 14, bill to sell the Western North Carolina Railroad.

Referred to the Joint Select Committee on the Western North Carolina Railroad, and two hundred and fifty copies ordered to be printed for the use of the General Assembly.

Mr. Alexander introduced S. B. No. 15, bill to amend an act relating to roads and highways. Placed upon the calendar.

Mr. Respass introduced S. B. No. 16, bill for the relief of Beaufort county. Placed upon the calendar.

Mr. Nicholson introduced S. B. No. 17, bill to amend chapter 232, laws of 1879. Placed upon the calendar.

Mr. Waddell introduced S. B. No. 18, bill to amend section 39, chapter 53, Battle's Revisal, entitled "Guardians and Wards." Referred to the Committee on Judiciary.

Mr. Moye introduced S. B. No. 19, bill to amend chapter 293, public laws of 1879. Placed upon the calendar.

Mr. Eppes introduced S. B. No. 20, bill to require the board of education of Halifax county to pay outstanding claims for teaching in the public schools of the county for the years 1875, 1876 and 1877. Placed upon the calendar.
Mr. Ross introduced S. B. No. 21, bill to incorporate Cape Fear Lodge, No. 1841, of Grand United Order of Odd Fellows, in the town of Smithville. Placed upon the calendar.

Mr. Matheson introduced S. B. No. 22, bill to prohibit the sale of intoxicating liquors in certain localities. Referred to the Committee on Propositions and Grievances.

On motion of Mr. Redwine the rules were suspended and

H. B. No. 13, bill to empower the board of commissioners of Cabarrus county to settle with the sheriff of Cabarrus county by compromise all outstanding unsettled business for the years 1871, 1872, 1873, 1874, 1875, 1876 and 1877, was taken up, passed its several readings and ordered to be enrolled for ratification.

Mr. Shackleford, from the Committee on Engrossed Bills, reported as correctly engrossed

S. B. No. 7, bill to repeal chapter 142, laws of 1879, which purported to abolish private seals and to provide a short form of deed.

Mr. Erwin moved to recall from the Committee on Propositions and Grievances, H. B. No. 2, S. B. No. 10, bill to relieve the citizens of Burke County from the operations of an act prohibiting the driving of cattle west of the Blue Ridge. Adopted.

On his further motion the rules were suspended, and the bill placed upon its several readings and passed, and ordered enrolled.

On motion of Mr. Nicholson, the rules were suspended and S. B. No. 17, bill to amend chapter 232 laws of 1879, was taken up passed its several readings, and ordered engrossed.

On motion of Mr. Everett, the rules were suspended and S. R. No. 5, resolution relating to the constitution of the state, was taken up on its second reading.

Mr. Williamson moved to amend: "Instruct the Judi-
ciary committee to report an amendment exempting all new farms opened up and placed in cultivation."

Mr. Davidson moved to amend:

"And allowing the legislature to impose a tax on dogs."

Accepted.

Mr. Respass moved to amend in the nature of a substitute for the resolution:

"The judiciary committee be instructed to report an amendment to the constitution exempting from taxation all interests in mining, manufacturing, commercial, agricultural, fishing and polls."

Mr. McEachairn moved the bill and amendments be laid upon the table, upon which

Mr. Everett demanded the ayes and noes, which were ordered, and the motion to table prevailed. Ayes 28, noes 15, as follows:

Those voting in the affirmative were—


In the negative—


Mr. Bynum was announced absent yesterday and to-day on account of sickness.

Mr. Henderson introduced
S. B., No. 23, bill for the protection of crops in Rowan county.

On motion of Mr. Henderson, the rules were suspended and the bill put upon its second reading and passed. On his further motion, it was put upon its third reading.

Mr. Redwine offered an amendment:

"Provided this act shall not go into effect until the county of Rowan shall have constructed a lawful fence four and a half feet high along the line which separates the counties of Rowan and Stanley."

Pending consideration,

On motion of Mr. Henderson, the bill and amendment were referred to the Committee on Propositions and Grievances.

Mr. Alexander introduced
S. R., No. 24, resolution of instruction to the Governor of the State.

On motion of Mr. Alexander, the rules were suspended and the resolution passed its several readings, and was ordered to be sent to the House of Representatives without engrossment.

Mr. Everett introduced
S. R., No. 25, resolution relating to the contested seat from the second Senatorial district. Placed upon the Calendar.

A message was received from the House of Representatives transmitting
H. B., No. 6, S. B., No. 26, bill to construct a bridge over the Tuckaseigee river in Jackson county. Placed upon the Calendar.

On motion of Mr. Dortch, the Senate adjourned until tomorrow at 12 o'clock M.
FOURTH DAY.

SENATE CHAMBER, March 18th, 1880.

The Senate met pursuant to adjournment.
The Journal of yesterday was read and approved.
Mr. Alston was announced absent on account of sickness.
Indefinite leave of absence was granted him.
The President laid before the Senate a
Memorial from certain citizens of the District of Columbia.
Referred to the Committee on the Judiciary.

BILLS AND RESOLUTIONS.

Bills and resolutions were introduced and disposed of as follows:

By Mr. Graham, of Lincoln,
S. B., No. 27, bill to amend chapters 239, Laws of 1874, '75. Placed upon the Calendar.
S. B. 28, bill to appoint a commission to sell the State's interest in the North Carolina, and the Atlantic and North Carolina Railroads. Referred to the Joint Select Committee on Railroads.

By Mr. Ormand:
S. B., No 29, bill to re-enact an act to run and establish the dividing line between the counties of Greene and Wayne. Referred to the Committee on Propositions and Grievances.
S. B., No. 30, bill to allow the County Commissioners of the counties of Greene and Lenoir to work the roads by taxation. Referred to the Committee on Propositions and Grievances.

By Mr. Eaves:
S. B., No. 31, bill to protect the citizens of North Caro-
lina from the stock of citizens of South Carolina. Referred to the Committee on Propositions and Grievances.

By Mr. Mitchell:
S. B., No. 32, bill to amend section 12, chapter 70, schedule B, Laws of 1879. Referred to the Committee on Propositions and Grievances.

By Mr. Ward:
S. B., No. 33, bill to repeal chapter 183, Laws of 1879. Referred to the Committee on the Judiciary.

By Mr. Henderson:
S. B., No. 34, bill to authorize the commissioners for the town of Salisbury to levy taxes for the support of graded public schools. Placed upon the Calendar.

By Mr. Respass:
S. B., No. 35, bill for the relief of bondsmen of F. J. Satchwell, late sheriff of Beaufort county. Placed upon the Calendar.

By Mr. Everett:
S. B., No. 36, bill to repeal an act abolishing tax fees of attorneys. Placed upon the Calendar.

By Mr. Respass:
S. B., No. 37, bill concerning the holding of the Superior Courts for the counties of Beaufort and Martin. Placed upon the Calendar.

REPORTS FROM COMMITTEES.

Reports from Standing Committees were submitted as follows:

From the committee on Propositions and Grievances—
By Mr. Bryan of Pender:
S. B., No. 22, bill to prohibit the sale of intoxicating liquors in certain localities, recommend for want of proper legal notice, the bill do not pass.
S. B., No. 23, bill for the protection of the crops in Rowan
county, reporting an amendment and as amended recommend-ing it to pass.

Mr. Dancey moved to recall from the committee on Education S. B. No. 9, bill to authorize the Board of Education of Edgecombe county to pay certain school claims which prevailed.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House transmitting
H. B. No. 7, S. B. No. 38, bill to amend section 1, chapter 206, laws of 1879. Placed upon the Calendar.
H. B. No. 13, S. B. No. 39, bill to amend chapter 79, laws of 1879. Placed upon the Calendar.
H. B. No. 14, S. B. No. 40, bill to amend chapter 25, laws of 1876-'77. Placed upon the Calendar.
H. B. No. 39, S. B. 41, bill to classify the public roads of Buncombe and other counties. Placed upon the Calendar.

Also a message announcing the concurrence by that honorable body in Senate Resolution No. 3, resolution in relation to the School Bill, and announcing as the House branch of said committee Messrs. McLean, English and Reynolds.

On motion of Mr. Graham of Lincoln, the rules were suspended and
S. B. No. 27, bill to amend chapter 239, laws of 1874-'75, was taken up, passed its several readings, and was ordered sent to the House of Representatives without engrossment.

On motion of Mr. Moye, the rules were suspended, and
S. B. No. 19, bill to amend chapter 293, public laws of 1879, was taken up, passed its several readings, and was ordered sent to the House of Representatives without engrossment.

On motion of Mr. King, the rules were suspended, and
S. B. No. 12, bill to amend section 23, chapter 70, laws of 1879, entitled "an act to raise revenue," was taken up and passed its second reading.
On motion of Mr. Dancey, the rules were suspended, and S. B. No. 9, bill to authorize the Board of Education of Edgecombe county to pay certain school claims, was taken up and passed its several readings, and ordered to be engrossed.

On motion of Mr. Respass, the rules were suspended, and S. B. No. 35, bill for the relief of the bondsmen of F. J. Satchwell late sheriff of Beaufort county, was taken up, passed its several readings, and was ordered sent to the House of Representatives without engrossment.

On motion of Mr. Alexander, the rules were suspended, and S. B. No. 15, bill to amend an act relating to roads and highways, was taken up, passed its several readings and was ordered sent to the House of Representatives without engrossment.

On motion of Mr. Davidson, the rules were suspended, and H. B. No. 6, S. B No, 26, bill to construct a bridge over the Tuckaseige river in Jackson county, was taken up on its second reading, and passed; ayes 41, noes none, as follows:

Those voting in the affirmative were:


On motion of Mr. Everett, the rules were suspended, and S. R. No. 25, resolution in relation to the contested election case from the Second Senatorial District, was taken up for consideration

Mr. Harriss moved to refer the resolution to the commit-
tee on Privileges and Elections, and demanded the previous question upon the motion to refer, which motion was sustained and the motion to refer prevailed.

On motion of Mr. Bledsoe, the rules were suspended, and H. B. No. 13, S. B. No. 39, bill to amend chapter 79, laws of 1879, was taken up, and passed its several readings, and was ordered enrolled for ratification.

On motion of Mr. Ross, the rules were suspended, and S. B. No. 21, bill to incorporate Cape Fear Lodge, No. 1,841, Grand United Order of Odd Fellows in the Town of Smithville, was taken up, passed its several readings, and was ordered sent to the House of Representatives without engrossment.

The President pro tem., (Mr. Graham of Lincoln in the Chair) announced as Senate branch of joint committee to Investigate the School Bill, Messrs. Everett, Alexander and Davidson.

On motion of Mr. Davidson, the Senate adjourned until to-morrow at 12 o'clock M.

FIFTH DAY.

Senate Chamber, March 19th, 1880.

The Senate met pursuant to adjournment.
Prayer by Rev. Mr. Gwaltney.
The Journal of yesterday was read and approved.

REPORTS FROM STANDING COMMITTEES.

Reports from standing committees were submitted as follows:
From the Committee on Engrossed Bills—By Mr. Shackleford, as correctly engrossed,
S. B. No. 9, bill to authorize the Board of Education of Edgecombe county to pay certain school claims.
S. B. No. 17, bill to amend chapter 232, laws of 1879.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions were introduced and disposed of, as follows:

By Mr. Lyon: S. B. No. 42, bill to amend an act to incorporate the Granville Railroad Company. Placed upon the Calendar.

By Mr. Waldo: S. B. No. 43, bill to amend chapter 63, section 13, Battle's Revisal. Referred to the Committee on the Judiciary.

By Mr. Nicholson: S. B. No. 44, bill to amend chapter 32, sections 154 and 155, Battle's Revisal. Placed upon the Calendar.

By Mr. Shackleford: S. B. No. 45, bill to incorporate the town of Richland, in Onslow county. Placed upon the Calendar.

By Mr. Snow: S. B. No. 46, bill to provide for the removal of causes in courts of Justices of the Peace. Placed upon the Calendar.

By Mr. King: S. B. No. 47, bill to expedite the trial of criminal actions upon their merits. Placed upon the Calendar.

By Mr. Ross:
S. B. No. 48, bill to amend section one, chapter one hundred and twenty-nine, of acts of 1879, entitled an “act to provide for draining swamp lands in Columbus and Robeson counties with convict labor.” Referred to the Committee on Internal Improvements.

By Mr. Williamson:
S. R. No. 49, resolution of request to the Judges of the
Supreme Court in the matter of the proposition for the sale of the Western North Carolina Railroad. Placed on the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting,

H. B. No. 55, S. B. No. 50, bill to amend the charter of the Cape Fear and Yadkin Valley Railway Company. Placed upon the Calendar.

H. B. No. 8, S. B. No. 51, bill to authorize and empower the County Commissioners of Union county to apply their surplus railroad fund to the school or general fund. Placed upon the Calendar.

H. B. No. 28, S. B. No. 52, bill to extend the time to redeem land sold to the State. Referred to the Committee on Finance.

H. B. No. 24, S. B. No. 53, bill relating to roads and other public works in the county of Lenoir. Placed upon the Calendar.

By consent,

Mr. Snow introduced,

S. R. No. 54, resolution requiring the Secretary of State to purchase a Map for the use of the Senate. Placed upon the Calendar.

PETITIONS.

Petitions were presented as follows:

By Mr. Erwin:

Petition of the citizens of Yancey. Placed upon the Calendar.

On motion of Mr. Merritt, the Calendar was placed under the control of the President.
Bills and Resolutions upon the Calendar were taken up and disposed of as follows:

H. B. No. 6, S. B. No. 26, bill to provide for building a bridge over the Tuckaseigee river in Jackson county, on its third reading, and passed, ayes 30, noes none, as follows:

Those voting in the affirmative are:


S. B. No. 12, bill to amend section 23, chapter 70, of the public laws of 1879, entitled "An act to raise revenue," passed its third reading.

S. B. No. 16, bill for the relief of Beaufort county, passed its second reading, ayes 58, noes none, as follows:

Those voting in the affirmative were:


S. B. No. 20, bill to require the Board of Education of Halifax county to pay outstanding claims for teaching in the public schools of the county for the years 1875, 1876 and 1877, passed its several readings and was ordered engrossed.

S. B. No. 34, bill to authorize the commissioners of the town of Salisbury to levy taxes for the support of graded public schools, passed its second reading, ayes 35, noes none, as follows:

Those voting in the affirmative were:

Messrs. Alexander, Black, Bledsoe, Bryan of Duplin, Bull,

Nays none.

S. B. No. 36, bill to repeal the act abolishing tax-fees of attorneys, on its second reading.

Mr. Everett amended the bill so as to apply only to the fees on appeals to the Supreme Court.

Mr. Lyon moved to lay the motion upon the table, upon which

Mr. Everett demanded the ayes and noes, which were ordered, and the motion to table prevailed, ayes 22, noes 9, as follows:

Those voting in the affirmative, were:


Those voting in the negative, were:


By consent,

Mr. Waddell, from the committee on Enrolled Bills, reported as correctly enrolled,

H. B. No. 2, S. B. No. 10, an act to relieve the citizens of Burke county from the operations of an act prohibiting the driving of cattle west of the Blue Ridge;

H. B. No. 9, S. B. No. 13, an act to empower the commissioners of Cabarrus county to settle with the sheriff of Cabarrus county, by compromise, all outstanding unsettled business for the years 1871, 1872, 1873, 1874, 1875, 1876 and 1877:

H. B. No. 13, S. B. No. 39, an act to amend chapter 79, laws of 1879.
CALENDAR.

S. B. N. 22, bill to prohibit the sale of intoxicating liquors in certain localities, passed its several readings; and On motion of Mr. Matheson, it was sent to the House of Representatives without engrossment.

By consent,

Mr. King, from the committee on Engrossed Bills, reported as properly engrossed,

S. B. No. 12, bill to amend section 23, chapter 70, laws of 1879, entitled "an act to raise revenue."

Senate amendments to

H. B. No. 6, S. B. No. 26, bill to construct a bridge over the Tuckasiege river in Jackson county.

CALENDAR.

H. B. No. 7, S. B. No. 38, bill to amend section 1, chapter 206, laws of 1879, passed its second reading and was ordered enrolled for ratification;

H. B. No. 14, S. B. No. 40, bill to amend chapter 25, laws of 1876 and 1877, on its second reading,

On motion of Mr. Scales, the bill was referred to the committee on Propositions and Grievances.

S. B. No. 23, bill for the protection of crops in Rowan county, on its third reading.

Amendment reported by the committee on Propositions and Grievances was adopted.

Mr. Henderson moved to amend: Add a new section after section 3, as follows:

"The Board of Commissioners for Rowan county may, by a resolution, suspend the operation of this Act in any locality, whenever said Board shall think proper, and shall have authority to revoke such resolution at any time."

Adopted.
Thus amended, the bill passed its third reading.
S. B. No. 37, bill concerning the holding of the Superior Courts for the counties of Beaufort and Martin, passed its several readings, and was ordered engrossed.
On motion of Mr. Lyon, the rules were suspended, and S. B. No. 42, bill to amend an act to incorporate the Granville Railroad Company, was taken up, passed its several readings, and ordered sent to the House of Representatives without engrossment.
On motion of Mr. Scales, the rules were suspended, and H. B. No. 55, S. B. No. 50, bill to amend the charter of the Cape Fear and Yadkin Valley Railroad Company, was taken up, passed its several readings, and ordered to be enrolled.
Leave of absence was granted the Engrossing Clerk and Assistant Doorkeeper of the Senate for to-morrow.
On motion of Mr. Austin, the rules were suspended, and H. B. No. 8, S. B. No. 51, bill to authorize and empower the Commissioners of Union county to apply their surplus Railroad fund to the schools or general fund, was taken up, passed its several readings, and was ordered to be enrolled.
By consent,
Mr. Bryan of Pender, from Committee on Propositions and Grievances, reported
S. B. No. 29, bill to re-enact an act to run and establish the dividing line between the counties of Greene and Wayne, recommending it do pass;
S. B. No. 30, bill to allow the county commissioners of the counties of Greene and Lenoir to work the roads by taxation, recommending it do not pass;
S. B. No. 31, bill to protect the citizens of North Carolina from stock of citizens of South Carolina, recommending it do pass.
On motion of Mr. Dillard, the Senate adjourned until to-morrow at 12 M.
SIXTH DAY.

Senate Chamber, March 20th, 1880.

The Senate met pursuant to adjournment.
The Journal of yesterday was read and approved.

REPORTS FROM STANDING COMMITTEES.

Reports from Standing Committees were submitted as follows:

FROM THE COMMITTEE ON ENGROSSED BILLS.

By Mr. Nicholson, as properly engrossed,
S. B. No. 23, bill for the protection of crops in Rowan county.

By Mr. Redwine,
S. B. No. 37, bill concerning the holding of the Superior Courts for the counties of Beaufort and Martin.

By Mr. Ward,
S. B. No. 20, bill to require the Board of Education of Halifax county to pay outstanding claims for teaching in the public schools of the county in the years 1875, 1876 and 1877.

FROM THE COMMITTEE ON PROPOSITIONS AND GRIEVANCES.

By Mr. Bryan of Pender,
S. B. No. 32, bill to amend section 12, chapter 70, (Schedule B,) laws of 1879, recommending its reference to the Committee on Finance.
Bills and resolutions were introduced and disposed of, as follows:

By Mr. Graham of Lincoln:
S. B. No. 55, bill to amend chapter 33, private laws of 1876-'77. Placed upon the Calendar.

By Mr. Davidson:
S. B. No. 56, bill to aid in the construction of the Carolina Central Railway from Lincolnton to Hickory. Placed upon the Calendar.

By Mr. Lyon: S. B. No. 57, bill to prevent horse-racing on the public highways of the State. Placed upon the Calendar.

By Mr. Respass:
S. R. No. 58, resolution concerning the ten per cent tax on State banks. Placed upon the Calendar.

By Mr. Scales:
S. R. No. 59, resolution in relation to the Centennial celebration of the battle of Guilford Court House.

The resolution was read as follows:

"Whereas, The citizens of Guilford have called upon the people of North Carolina to co-operate with them in the celebration of the Centennial Anniversary of the battle of Guilford Court House on the old battlefield the 15th of March, 1880, and have called a preliminary meeting to be held in Greensboro on the 6th day of April proximo to perfect a proper organization, and make the necessary arrangements to that end;

And whereas, The said battle of Guilford Court House was a prominent event in the history of the revolutionary war, and contributed more, perhaps, to the overthrow of Cornwallis at Yorktown, and the achievement of American independence than any other battle fought upon southern soil;
And whereas, The celebration of the Revolutionary events so intimately connected with the great struggle of our forefathers to throw off British domination and unite the colonies into a confederation of States, making a Federal Union capable of indefinite duration, has a tendency to revive in the hearts of the people a greater love of country and a higher appreciation of the great blessings of liberty regulated by law; therefore be it

Resolved, That the General Assembly of North Carolina cordially endorses the proposed Centennial celebration, and will lend such aid and encouragement as it may be able to render the said celebration worthy the State and the Union.

Resolved, That our Senators and members in the Congress of the United States be requested to bring the matter before Congress, and secure such aid as they may be able to carry out the proposed Centennial.

Resolved, That the Secretary of State be requested to transmit to each of our Senators and members in Congress, and to the chairman of the meeting to be held in Greensboro on the 6th of April proximo, a true copy of these resolutions.

By Mr. Everett,
S. R. No. 60, resolution concerning the State finances. Placed upon the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting for concurrence,
H. B. No. 52, S. B. No. 61, bill to make the killing of live stock by the cars and engines on railroads in this State indictable.

On motion of Mr. Caldwell, it was referred to the committee on the Judiciary.
H. B. No. 32, S. B. No. 62, bill to allow the citizens of Polk county to submit a proposition to levy a tax to the qualified
voters of said county. Referred to the committee on Finance.

House amendments to
S. B. No. 19, H. B. No. 57, bill to amend chapter 293, laws of 1879.

On motion, the amendments were concurred in, and the bill was ordered enrolled for ratification.

A message was received announcing the concurrence of the House of Representatives in Senate amendments to
H. B. No. 6, S. B. No. 26, bill to construct a bridge over the Tuckaseige river in Jackson county, and had ordered the same enrolled for ratification.

Also a message from the House of Representatives transmitting a message from his Excellency the Governor, with a proposition to print.

The message of his Excellency the Governor is in words following, to-wit:

"Executive Office,
Raleigh, N. C., March 20th, 1880.

To the Honorable the General Assembly
of the State of North Carolina:

I have had some official correspondence with the Governors of South Carolina and Tennessee in regard to the proper celebration of the centennial anniversary of the battle of King's Mountain on the eighth day of October next, and I have received from them assurances of their intentions to make the day worthy of the event.

Both these States have made appropriations for this purpose and their Legislatures have shown their appreciation of its importance by patriotic resolves.

I desire to bring the matter to your attention in order that you may express the sense of the people of the State in such form as you may deem best suited to the magnitude of
the victory won by the blood and bravery of our ancestors, and to the end that you may enact such laws as will enable me to spend a sum not exceeding two thousand dollars to give North Carolina her proper rank and dignity on that day.

King's Mountain was the decisive battle of the campaign of 1780. The brilliant victory there won reanimated the flagging hopes of our people and made Yorktown possible. It is one of North Carolina's priceless honors, and I confidently entrust to your pride and patriotism its proper recognition.

Very respectfully,

(Signed) Thos. J. Jarvis,
Governor.

On motion, the proposition to print was concurred in.
Also a message transmitting
H. B. No. 56, S. B. No. 63, bill to change the times of holding the Superior Courts in the Fourth Judicial District. Referred to the committee on the Judiciary.

By consent,
Mr. Waddell introduced
S. B. No. 64, bill to protect the State's interest in the North Carolina Railroad and for other purposes, accompanying the same with a memorial endorsing the same from the Presidents of the North Carolina, Atlantic and North Carolina, and the Cape Fear and Yadkin Valley Railroads. Bill and memorial were referred to the committee on Corporations.

CALENDAR.

Bills and Resolutions upon the Calendar were taken up disposed of as follows:
S. B. No. 29, bill to re-enact an act to run and establish
the dividing line between the counties of Greene and Wayne passed its several readings, and was ordered engrossed.

S. B. No. 16, bill for the relief of Beaufort county, was taken up on its third reading, and passed, ayes 37, as follows:

Those voting in the affirmative were:


On motion of Mr. Respass, the bill was ordered sent to the House of Representatives without engrossment.

S. B. No. 34, bill to authorize the Commissioners for the Towns of Salisbury and Goldsboro to levy taxes for the support of Graded Public Schools, on its third reading.

Mr. Henderson moved to amend, so as to include the township of Goldsboro in the provisions of the act. Adopted.

Thus amended, the bill passed its third reading; ayes 31, noes none, as follows:

Those voting in the affirmative were:


S. B. No. 31, bill to protect the citizens of North Carolina from the stock of citizens of South Carolina, passed its several readings, and was ordered to be engrossed.

S. B. No. 44, bill to amend chapter 32, sections 154 and 155, Battle's Revisal, passed its several readings, and
On motion of Mr. Nicholson, was sent to the House of Representatives without engrossment.

S. B. No. 45, bill to incorporate the town of Richlands in Onslow county, passed its several readings, and

On motion of Mr. Shackelford, was sent to the House of Representatives without engrossment.

By consent,

Mr. Scales introduced,

S. R. No. 65, resolution of instruction to the Public Treasurer.

Mr. Scales asked a suspension of the rules for the purpose of putting the resolution upon its passage. Upon division the rules were suspended, and the resolution was taken up.

Mr. Everett moved to amend:

"This resolution shall also apply to the authorities of the Penitentiary and the Asylum for the Deaf and the Dumb and the Blind."

Mr. Scales moved to amend the amendment by adding:

"First making out the report for the Insane Asylum."

Mr. Everett demanded the previous question upon the resolution and amendment, which was sustained.

Upon the adoption of Mr. Scales' amendment,

Mr. Everett demanded the ayes and noes, which were ordered, and the amendment was adopted, ayes 26, noes 11, as follows:

Those voting in the affirmative were:


Those voting in the negative were:

Thus amended, the amendment of Mr. Everett was adopted.

The resolution was adopted, and the Secretary of the Senate was directed to certify a copy of the same to the Honorable the Public Treasurer of the State.

CALENDAR.

S. B. No. 46, bill to provide for the removal of causes in courts of justices of the peace, passed its several readings, and was ordered engrossed.

Leave of absence was granted Mr. Everett until Monday, and Mr. Bull until Wednesday next.

On motion of Mr. Davidson,

H. B. No. 39, S. B. 41, bill to classify the public roads of Buncombe and other counties, was taken up on its second reading.

Mr. Davidson moved to amend:

Strike out the word "county" in line one, section one, and insert in lieu thereof the words "Boards of."

Adopted.

Mr. Davidson moved to amend:

"Strike out section two."

Pending consideration,

On motion of Mr. Davidson, the bill and pending amendments were postponed until Monday at 11 o'clock, A. M., and made the special order for that hour.

S. R. No. 54, resolution requiring the Secretary of State
to purchase a map for the use of the Senate, passed its several readings, and was ordered engrossed. On motion of Mr. Erwin, the Senate adjourned until Monday next at 10 o'clock, A. M.

SEVENTH DAY.

Senate Chamber, March 22nd, 1880.

The Senate met pursuant to adjournment.
Prayer by Rev. Dr. Marshall.
The Journal of Saturday was read and approved.

PETITIONS AND MEMORIALS.

Petitions and memorials were submitted as follows:
By Mr. Moye,
Petition from citizens of Pitt. Referred to Committee on the Judiciary.
By Mr. Respass,
Petition from the citizens of Aurora, in Beaufort county. Placed upon the Calendar.
The President laid before the Senate a memorial of John R. Doughty, relative to the purchase of the railroads of the State in which the State has an interest. Referred to the Joint Select Committee on the Western North Carolina Railroad.

REPORTS FROM STANDING COMMITTEES.

Reports from standing committees were submitted as follows:
By Mr. Caldwell,
Memorial from the citizens of the District of Columbia, asking to be discharged from its further consideration.

By Mr. Henderson,
H. B. No. 56, S. B. No. 63, bill to change the time of holding the courts in the fourth judicial district, recommending it do pass.

By Mr. Bynum,
H. B. No. 52, S. B. No. 61, bill to make the killing of live stock by the cars and engines on railroads in this state indictable, reporting an amendment, and recommending the bill do not pass.

S. B. No. 33, bill to repeal chapter 183, laws of 1879, recommending it do not pass.

Mr. Leach, chairman of the joint select committee in relation to the Western North Carolina Railroad, announced he would report from the committee upon the bills referred to said committee concerning the proposition to purchase the state’s interest in certain railroads, in the morning.

FROM THE COMMITTEE ON ENGROSSED BILLS.

By Mr. Shackelford, as properly engrossed,
S. B. No. 46, bill to provide for a removal of causes in courts of justices of the peace.

BILLS AND RESOLUTIONS.

Bills and resolutions were introduced and disposed of as follows:

By Mr. Bynum,
S. R. No. 66, resolution relative to muster rolls of the war of 1812. Placed upon the Calendar.

By Mr. Bryan of Pender.
S. B. No. 67, bill to be entitled an act to authorize the county commissioners of New Hanover county to adjust and settle the debts of the township of Wilmington. Placed upon the Calendar.

By Mr. Dancey,
S. B. No. 68, bill concerning the commissions of county treasurers. Placed upon the Calendar.

By Mr. Respass,
S. B. No. 69, bill to incorporate the town of Aurora in the county of Beaufort. Placed upon the Calendar.

By Mr. Bledsoe,
S. B. No. 70, bill to amend section 20, chapter 70, laws of 1879. Placed upon the Calendar.

By Mr. Shackelford,
S. B. No. 71, bill to prevent the felling of trees below the southwest branch of New river in Onslow county. Placed upon the Calendar.

By Mr. Moye,
S. R. No. 72, resolution of instruction to the judiciary committee. Placed upon the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting
H. B. No. 3, S. B. No. 73, bill to incorporate the Durham Railroad Company. Placed upon the Calendar.

H. R. No. 17, S. R. No. 74, resolution in relation to the room of the Keeper of the Capitol. Referred to the Committee on Finance.

H. R. No. 11, S. R. No. 75, resolution in relation to Tisdell Walton, of Buncombe county. Referred to the Committee on Propositions and Grievances.

H. R. No. 15, S. R. No. 76, resolution to correct report of committee on election of Trustees of the University. Placed on the Calendar.
H. R. No. 10, S. R. No. 77, resolution for the relief of Noah H. Rice. Placed upon the Calendar.
H. B. No. 66, S. B. No. 79, bill to amend section 2, chapter 118, Battle’s Revisal. Placed upon the Calendar.

Bills and resolutions upon the Calendar were taken up and disposed of as follows:

S. B. No. 47, bill to expedite the trial of criminal actions upon their merits, on its second reading:

Mr. Bynum moved to amend:

Insert after the word “quash” in the first section, the words “demurrer, and plea in abatement.”

Pending consideration,
The hour for the consideration of the Special order arrived, being
H. B. No. 39, S. B. No. 41, bill to classify the public roads of Buncombe and other counties.

On motion of Mr. Snow, the consideration of the special order was postponed for ten minutes.
The consideration of S. B. No. 47, was resumed.

Question recurring upon the adoption of Mr. Bynum’s amendment, it was lost.

Bill then passed its several readings, and was ordered engrossed.

The President laid before the Senate a communication from the Honorable the Public Treasurer of the State, in response to Senate resolution No. 65. Resolution of instruction to the Public Treasurer, which was read and placed upon the Calendar.

The special order, being
H. B. No. 39, S. B. 41, bill to classify the public roads of Buncombe and other counties, was taken up.

The question recurring upon amendment of Mr. Davidson, to "strike out section two."

Mr. Davidson, by consent, withdrew his amendment, and submitted the following, to be added to section two:

"Provided, however, that the width in such localities shall never be less than roads of the third class as herein provided, except where the location is through solid rock."

Mr. Bynum moved to amend the amendment: strike out the word "solid." Lost.

Mr. Graham, of Lincoln, moved to strike out the word "magistrates" wherever it appears, and insert the words "Justices of the Peace." Adopted.

Mr. Shackelford moved to strike out "Onslow" wherever it occurs. Adopted.

Mr. Erwin moved to insert "Rutherford." Adopted.

Mr. Caldwell moved to strike out "Harnett and Cumberland." Adopted.

As amended, the bill then passed its several readings.

Mr. Graham, of Lincoln, by consent, introduced S. R. No. 78, resolution asking his Excellency the Governor to have furnished an itemized statement of expenses of charitable and penal institutions.

On motion of Mr. Graham, of Lincoln, the rules were suspended, and the resolution was adopted, and the Secretary was ordered to certify a copy of the same to his Excellency the Governor.

CALENDAR.

H. B. No. 24, S. B. 53, bill relating to roads and other public works in the county of Lenoir, on its second reading.
On motion of Mr. King, the bill was referred to the Judiciary Committee.

Mr. Snow moved to reconsider the vote by which H. B. No. 39, S. B. No. 41, bill to classify the public roads Buncombe and other counties, passed its third reading. Prevailed.

On motion of Mr. Stewart, the name of the county of Harnett was inserted.

Question then recurred upon the passage of the bill its third reading, and it passed, and the amendments were ordered engrossed.

Mr. Snow moved to reconsider the vote by which the bill passed its third reading, and moved to lay the motion on the table. The latter motion prevailed.

CALENDAR.

S. B. 33, bill to repeal chapter 183, laws of 1879, on its second reading.

On motion of Mr. Bynum, the bill was laid upon the table.

S. B. No. 57, bill to prevent horse-racing on the public roads and highways of the State, on its second reading and passed. The bill was then put upon its third reading.

Mr. McEachairn moved to amend:

"This act shall only apply to Sunday."

Mr. Respass offered an amendment providing the act should not apply to the counties in his Senatorial District.

Mr. Respass moved to lay the bill and amendments on the table, upon which

Mr. Lyon demanded the ayes and noes, which were ordered, and the motion to table was lost, ayes 10, noes 26, as follows:
Those voting in the affirmative were:


Those voting in the negative were:


Mr. Harris moved to amend:

"This act shall only apply to the county of Granville."

Mr. Lyon moved to lay the bill and amendments upon the table, which prevailed.

By consent,

Mr. Nicholson reported from the Committee on Engrossed Bill, as properly engrossed:

S. B. No. 34, bill to authorize the establishment of graded public schools in the town of Salisbury, and Goldsboro township.

By consent,

Mr. Brower introduced

S. B. 80, bill to enforce chapter 241, laws of 1879, concerning the Cape Fear and Yadkin Valley Railroad Company. Placed upon the Calendar.

S. B. 81, bill to amend chapter 137, laws of 1873-74. Placed upon the Calendar.

CALENDAR.

H. B. 52, S. B. 61, bill to make the killing of live stock by the cars and engines on railroads in this State indictable, on its second reading.

The amendment reported by the committee on the Judiciary, was lost.
Bill then passed its several readings, and was ordered enrolled.

S. B. 55, bill to amend chapter 33, private laws of 1876-'77, passed its several readings and was ordered engrossed.

H. B. 66, S. B. 79, bill to amend section 2, chapter 118, Battle's Revisal, on its second reading.

Mr. Ormand moved to amend:

"Provided that this act shall not apply to the citizens of North Carolina."

Lost.

Bill then passed its several readings, and was ordered enrolled.

On motion, Senate adjourned until 10 o'clock A. M., tomorrow.

---

EIGHTH DAY.

SENATE CHAMBER, March 23rd, 1880.

Senate met pursuant to adjournment.

Prayer by Rev. Dr. Skinner.

The Journal of yesterday was read and approved.

PETITIONS AND MEMORIALS.

Petitions and memorials were presented as follows:

By Mr. Shackelford,

A memorial from the Board of Trade of the city of New Berne. Placed upon the Calendar.

The President laid before the Senate a memorial from
Geo. A. Fitch, proposing to purchase the State’s interest in the Atlantic and North Carolina Railroad, North Carolina Railroad, and the Western North Carolina Railroad.

REPORTS FROM STANDING COMMITTEES.

Reports from standing and select committees were submitted, as follows:

From the committee on the Judiciary:
By Mr. Davidson:
S. B. 43, bill to amend chapter 63, section 13, Battle’s Revisal, recommending it do not pass.

From the committee on Finance:
By Mr. Henderson:
H. B. 28, S. B. 52, bill to extend the time to redeem land sold to the State, recommending it do pass.

From the Joint Select Committee on the Western North Carolina Railroad:
By Mr. Leach:
S. B. 8, bill to provide for the sale of the State’s interest in the Western North Carolina Railroad Company to W. J. Best and others, a majority of the committee recommending it do pass.

S. B. 14, bill to sell the Western North Carolina Railroad, asking to be discharged from its further consideration.

S. B. 28, bill to appoint a commissioner to sell the State’s interest in the North Carolina and Atlantic and North Carolina Railroads, asking to be discharged from its further consideration.

S. B. 2, bill providing for the sale of the State’s interest in the Western North Carolina, the North Carolina, and the Atlantic and North Carolina Railroads, asking to be discharged from its further consideration.

S. B. 4, bill in relation to the Western North Carolina Railroad, asking to be discharged from its further consideration.
MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting for concurrence,

H. B. 47, S. B. 82, bill for the more speedy procurement of the right of way by the Taylorsville and Wadesboro Railroad Company. Referred to the committee on Internal Improvements.

H. B. 86, S. B. 83, bill to protect the fish interests of North Carolina. Referred to the committee on Propositions and Grievances.

H. B. 67, S. B. 84, bill to prohibit the sale of intoxicating beverages at Elkville, in Wilkes county, and other places in this State. Referred to the committee on Propositions and Grievances.

H. B. 22, S. B. 85, bill to incorporate the town of Middleburg, in the county of Warren. Referred to the committee on Corporations.

H. B. 84, S. B. 86, bill to construe an act to prohibit the sale of liquor within two and a-half miles of Hanks' Chapel, in Chatham county. Referred to the committee on Propositions and Grievances.

H. B. 82, S. B. 87, bill to amend chapter 84, section 1, private laws of 1876-’77. Placed upon the Calendar.

BILLS AND RESOLUTIONS.

Bills and resolutions were introduced and disposed of, as follows:

By Mr. Shackelford:
S. B. 88, bill to amend an act entitled an act to provide for the laying off of a road from Quaker bridge, in Jones county, to a point near Zear Landing, in Onslow county, chapter 260, laws of 1878-’79. Placed upon the Calendar.
Bills and resolutions were taken up and disposed of, as follows:

H. B. 28, S. B. 52, bill to extend the time to redeem land sold to the State, passed its several readings, and was ordered enrolled.

S. B. 30, bill to allow the county commissioners of the counties of Greene and Lenoir to work the roads by taxation, was taken up on its second reading and lost.

S. B. 68, bill concerning the commissions of County Treasurers, passed its second reading.

The bill was put upon its third reading.

Mr. Merritt moved it be referred to the committee on the Judiciary. Upon division the motion prevailed.

H. B. 3, S. B. 73, bill to incorporate the Durham Railroad Company on its second reading.


Bill then passed its second reading, and was put upon its third reading.

Mr. Bynum moved to postpone until to-morrow. Lost.

Mr. Dancey moved to refer the bill to the committee on the Judiciary. Lost.

Bill passed its third reading, and the amendment was ordered engrossed.

By consent,

Mr. Shackelford, from the committee on Engrossed Bills, reported as properly engrossed.

S. B. 54, resolution requiring the Secretary of State to purchase a map for the use of the Senate.

S. B. 55, an act to amend chapter 33, Private Laws of 1876 and 1877.

Mr. Nicholson, from the same committee, reported.
S. B. 31, act to protect the citizens of North Carolina from the stock of citizens of South Carolina.

On motion of Mr. Leach,

S. B. 8, bill to provide for the sale of the Western North Carolina Railroad to W. J. Best and others be taken up on its second reading, which prevailed.

On his further motion, the bill was postponed until 12 M., to-day, and made the special order for that hour.

On motion of Mr. Davidson, the rules were suspended, and

H. R. 10, S. R. 77, resolution for the relief of Noah H. Rice, was taken up and passed its several readings, and was ordered enrolled.

S. B. 67, bill to authorize the county commissioners of New Hanover county to adjust and settle the debts of the township of Wilmington, passed its second reading, ayes 41, noes none, as follows:

Those voting in the affirmative were


S. B. 69, bill to incorporate the town of Aurora, in Beaufort county, passed its several readings, and

On motion of Mr. Respass, was ordered to be sent to the House of Representatives without engrossment.

By consent

Mr. Henderson introduced

S. B. 89, bill concerning taxation and revenue.

On motion of Mr. Henderson, the rules were suspended, and the bill passed its several readings, and was ordered engrossed.
By consent,
Mr. Erwin introduced
S. B. 90, bill to incorporate the town of Burnsville, in Yancey county. Placed upon the Calendar.
By consent
Mr. King, from the committee on Engrossed Bills, reported as properly engrossed.
S. B. 47, bill to be entitled an act to expedite the trial of criminal actions upon their merits.

CALENDAR.

S. B. 70, bill to amend section 20, chapter 70, laws of 1879, on it second reading.
Pending consideration, the hour for the special order arrived, being S. B. 8, bill to provide for the sale of the State's interest in the Western North Carolina Railroad to W. J. Best and others.
On motion of Mr. Scales the special order was postponed ten minutes.
S. B. 70 was resumed, and passed its several readings.
By consent,
Mr. Snow introduced
S. B. 91, bill to amend section 1, chapter 257, laws of 1879. Placed upon the calendar.
S. B. 8, bill to provide for the sale of the State's interest in the Western North Carolina Railroad to W. J. Best and others, being the special order for this hour, was taken up on its second reading.

The substitute reported by the Joint Select Committee on the Western North Carolina Railroad was read.
Typographical error in section 25 was ordered to be corrected.
On motion of Mr. Dortch, the bill was considered by sections.
Sections 1, 2, 3, 4, 5, and 6, were read and adopted.
Section 7 was read.
Mr. Dortch moved to amend:

Strike out "one hundred and twenty-five dollars," and insert "two hundred dollars."

Mr. Leach asked for a division of the question.
The question recurring on the motion to strike out, it was lost.
Mr. Everett moved to amend:

After the word "convicts," in line 4, insert the words "if the State may have so many."

Lost.
Mr. Everett moved to amend:

Add at the end of the section: "Otherwise the obligation to furnish the hands ceases."

Lost.
Section 7 was adopted.
Section 8 was read.
Pending consideration,
On motion of Mr. Ross, the Senate adjourned until tomorrow morning at 10 o'clock.
NINTH DAY.

Senate Chamber, March 24th, 1880.

The Senate met pursuant to adjournment.
The Journal of yesterday was read and approved.

PETITIONS AND MEMORIALS.

Petition and memorials were presented, as follows:
By Mr. Graham of Lincoln,
Petition of citizens of Lincoln and Catawba counties, asking prohibition of sale of liquors near Bethel Methodist Church, Lincoln county. Placed upon the Calendar.
By Mr. Scales,
Petition of citizens of High Point, Guilford county. Placed upon the Calendar.
By Mr. Nicholson,
Petition of Hon. W. M. Robbins and other citizens of Iredell, asking for an amendment to the Revenue Law of 1879. Referred to the committee on Finance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting
H. B. 5, S. B. 92, bill to prohibit the sale of spirituous liquors within five miles of Hadnot, Bethlehem and Oak Grove churches, in Carteret county. Placed upon the Calendar.
H. B. 64, S. B. 93, bill to change the times of holding the Superior Courts in Jones and Carteret counties. Placed upon the Calendar.
House amendments to
S. B. 9, H. B. 76, bill to authorize the Board of Education of Edgecombe county to pay certain school claims.
On motion, the amendments were concurred in, and the bill ordered enrolled for ratification.

House amendments to
S. B. 22, H. B. 88, bill to prohibit the sale of intoxicating liquors in certain localities.
On motion, the amendments were concurred in, and the bill ordered enrolled for ratification.

H. B. 53. S. B. 99, bill to amend the charter of High Point, Guilford county. Referred to the committee on Corporations.

MESSAGE FROM THE GOVERNOR.

A message was received from his Excellency the Governor, transmitting an itemized report from the Steward of the Insane Asylum of the expenses of that Institution.
On motion of Mr. Scales, two hundred copies of the report was ordered printed for the use of the General Assembly.
Also, a message from his Excellency the Governor, transmitting the report of the Superintendent of the Asylum for the Deaf, the Dumb and the Blind. Placed upon the Calendar.

BILLS AND RESOLUTIONS.

Bills and resolutions were introduced and disposed of, as follows:

By Mr. Alexander,
S. B. 94, bill to amend chapter 83, laws of 1879. Placed upon the Calendar.

By Mr. Eppes,
S. B. 95, bill to allow L. M. Long, late tax collector of Halifax county, to collect arrears of taxes for the year 1878. Placed upon the Calendar.
By Mr. Snow, 
S. B. 96, bill to amend section 1, chapter 200, laws of 1879. Placed upon the Calendar.

By Mr. Brower, 
S. R. 97, resolution concerning the Cape Fear and Yadkin Valley Railroad Company. Placed upon the Calendar.

By Mr. Nicholson, 
S. B. 98, bill to amend section 22, chapter 70, laws of 1879. Referred to the committee on Finance.

REPORTS FROM COMMITTEES.

Reports from Standing Committees were submitted as follows:

From the committee on Engrossed Bills, 
By Mr. Shackelford as correctly engrossed, 
S. B. 70, bill to amend section 20, chapter 70, laws of 1879.

S. B. 89, bill concerning taxes and revenues.

From the committee on Corporations, 
By Mr. Waldo: 
S. B. 64, bill to protect the State's interest in the North Carolina Railroad, and for other purposes, reporting it back without recommendation.

UNFINISHED BUSINESS.

The unfinished business of yesterday being.

S. B. 8, bill to provide for the sale of the State's interest in the Western North Carolina Railroad, &c.

The substitute reported by the Joint Select Committee in relation to the Western North Carolina railroad, was adopted.

The Secretary proceeded to read the bill by sections. 
Sections 8 and 9 were adopted. 
Section 10 was read.
Mr. Snow moved to amend:
Add after the word "Murphy," in line 9, the words:

"Notwithstanding that the grantees, their assigns or the State shall fail to conduct, prosecute and complete the said work as provided in section 17 of this act, and this act shall be notice to all persons holding or purchasing any of said bonds authorized to be issued under this act of all its provisions."

Upon the amendment Mr. Snow demanded the ayes and noes, which were ordered, and the amendment was lost. Ayes 12, noes 17, as follows:
Those voting in the affirmative were:
Those voting in the negative were:

Section 10 was adopted.
Sections 11, 12 and 13 were adopted.
Section 14 was read.
Mr. Snow moved to amend:
Strike out all after the word "occur," in line 9, and insert in lieu thereof:

"The pay of said commissioners shall be borne by the State and shall be an amount only sufficient to pay their actual expenses while necessarily engaged in the performance of their duties."

Upon which he demanded the ayes and noes, which were
ordered, and the amendment was lost. Ayes 9, noes 31, as follows:

Those voting in the affirmative were:

Those voting in the negative were:

Section 14 was adopted.
Section 15 was adopted.
Section 16 was read.
Mr. Dortch moved to amend:

Strike out the words "but no damages shall be recoverable against the said grantees for any breach of said contract," and insert, "and if the said grantees, their successors or assigns, shall fail to complete said railroad to Paint Rock and Ducktown by the time named in this act, they shall forfeit to the State all rights under this act, and all work which they may have done on either or both lines of said road, and the State shall not in any manner refund to them any money they may have invested in said road and shall not be liable in damages."

Upon which he demanded the ayes and noes, which were ordered, and the amendment was lost, ayes 15, noes 28, as follows:

Those voting in the affirmative were:
Those voting in the negative were:
Section 16 was adopted.
On motion of Mr. Leach, the bill was postponed until to-morrow at 11 o'clock, and made special order for that hour.
On motion the Senate adjourned until to-morrow at 10 o'clock.

TENTH DAY.

Senate Chamber, March 25th, 1880.

The Senate met pursuant to adjournment.
Prayer by Rev. Dr. Atkinson.
The journal of yesterday was read and approved.

PETITIONS.

Petitions were presented and disposed of, as follows:
By Mr. Respass,
Petition from the citizens of Hyde. Referred to the committee on Propositions and Grievances.

REPORTS OF COMMITTEES.

Reports from committees were submitted as follows:
By Mr. Scales,
Supplemental Report of Committee to superintend the election of Trustees for the University.

The report was read as follows:

"The Committee appointed to superintend the election of Trustees of the University of North Carolina, which took place on the 23rd day of January, 1879, to fill sixteen vacancies occurring by expiration of terms on the 30th day of November, 1879, having by accident omitted the name of Noah P. Foard, beg leave respectfully to make this supplemental report, to-wit:

That in the aforesaid election the said Noah P. Foard, to fill one of the aforesaid sixteen vacancies, received in the Senate forty-seven (47) votes, and in the House of Representative one hundred and seven (107) votes,—total one hundred and fifty-four votes; and that he, the said Noah P. Foard, was duly elected one of the sixteen Trustees aforesaid, and ought to be so declared.

(Signed,)  
J. I. SCALES,  
G. B. EVERETT,  
Senate Branch of Committee.

R. B. DAVIS,  
House Branch of Committee."

The election of Mr. N. P. Ford was so declared in accordance with the above report.

From the committee on Propositions and Grievances:

By Mr. Bryan of Pender,

H. B. 86, S. B., 83, bill to protect the fish interests of North Carolina, reporting an amendment, and thus amended, recommending the bill do pass.

H. B. 67, S. B. 84, bill to prohibit the sale of intoxicating beverages at Elkville, in Wilkes county, and other places in this State, recommending that it do pass.

H. B. 84, S. B. 86, bill to construe an act to prohibit the
sale of liquor within two and a half miles of Hanks' Chapel in Chatham county, recommending it do pass.

H. B. 14, S. B. 40, bill to amend chapter 25, laws of 1876-77, recommending it do pass.

From the committee on Corporations:
By Mr. Nicholson,
H. B. 53, S. B. 99, bill to amend the charter of High Point in Guilford county, recommending it do pass.

BILLS AND RESOLUTIONS.

Bills and resolutions were introduced and disposed of, as follows:
By Mr. Bryan of Pender,
S. B. 100, bill to incorporate the Wilmington Market Company. Placed upon the Calendar.

By Mr. Harriss,
S. R. 101, resolution instructing the Public Treasurer to issue bonds to E. A. Crudup, administrator of Seth Jones, deceased. Referred to the committee on Finance.

By Mr. McEachairn,
S. B. 102, Bill in regard to the collection of taxes in Robeson county. Placed upon the Calendar.

By Mr. Henderson,
S. R. 103, resolution concerning the binding of the Journals, Documents and Laws of the Extra Session of the General Assembly. Placed upon the Calendar.

By Mr. Snow,
S. B. 104, bill to amend section 1, chapter 194, laws of 1876-77. Placed upon the Calendar.

By Mr. Taylor,
S. B. 105, bill to employ a messenger for the Supreme Court. Placed upon the Calendar.

By Mr. Nicholson,
S. R. 106, resolution in favor of C. Joiner, of Iredell county, who lost his right arm, taken off at the shoulder, in the
Confederate service. Referred to the committee on Finance.

On motion of Mr. Erwin, the rules were suspended, and
S. B. 88, bill to amend an act to provide for laying off a road from Quaker Bridge in Jones county, to a point near Tar Landing in Onslow county, being chapter 260, laws of 1879, was taken up, passed its several readings, and was ordered sent to the House of Representatives without engrossment.

On motion of Mr. Graham of Lincoln, the rules were suspended, and
S. B. 94, bill to amend chapter 83, laws of 1879, was taken up, passed its several readings, and was ordered sent to the House of Representatives without engrossment.

On motion of Mr. Dortch, the rules were suspended, and
S. B. 91, bill to amend section 1, chapter 257, laws of 1879, was taken up, passed its several readings, and ordered sent to the House of Representatives without engrossment.

On motion of Mr. Brower, the rules were suspended, and
S. R. 97, resolution concerning the Cape Fear and Yadkin Valley Railway Company, was taken up on its second reading.

Mr. Scales moved to refer the resolution to the committee on the Judiciary.

Pending consideration, the hour for the consideration of the special order,

being
S. B. No. 8, bill to provide for the sale of the State's interest in the Western North Carolina Railroad to W. J. Best and others, arrived.

Mr. Erwin moved to postpone the special order for thirty minutes.

Upon division, the motion to postpone did not prevail.

The Special Order,
S. B. No. 8, bill to provide for the sale of the State's in-
terest in the Western North Carolina Railroad to W. J. Best and others, was taken up.

By consent, and

On motion of Mr. Williamson, a message was ordered to be sent to the House of Representatives asking a return to this body of S. B. 55, bill to amend chapter thirty-three, private laws of 1876–77 sent to the House on yesterday.

The consideration of the special order was proceeded with.

Section 17 was read.

Mr. Dortch moved to amend:

Strike out in line 17, the words “as by law may be directed,” and insert “if a future Legislature shall so direct.”

Upon which he demanded the ayes and noes, which were ordered.

Mr. Leach demanded a division of the question.

The motion to strike out was lost, ayes 19 noes 27, as follows:

Those voting in the affirmative were:


Those voting in the negative were:


Mr. Everett announced himself as paired with Mr. Williamson, who, if present, would vote in the negative, and he, Mr. E., in the affirmative.

Section 17 was adopted.

Section 18 was read.

Mr. King moved to amend:
Add after the word "act" in line 26, the following: "And in no contingency shall the said grantees enforce their said lien for such expenditures either in law or equity until the said road shall be completed to the town of Murphy, and if the said road shall never be so completed to said town, then and in that case the said lien shall not be enforced, but the same shall be treated as stock paid for in the said Western North Carolina Railroad Company for that amount."

Mr. Dortch demanded the ayes and noes, which were ordered, and the amendment was lost, ayes 20 noes 26, as follows:

Those voting in the affirmative were:

Those voting in the negative were:

Section 18 was adopted.
Section 19 was adopted.
Section 20 was read.

Mr. Dortch offered the following substitute for the section:

"Sec. 20. That to prevent extortion upon the people of North Carolina, and unjust discriminations, the General Assembly shall have power, from time to time, in its discretion, to enact such laws as may be deemed necessary for the purpose of regulating the rates of fares and transportation on said railroad and its branches, and to prevent all discriminations against the seaports, cities and towns of the State."
Upon which Mr. Dortch demanded the ayes and noes, which were ordered, and the substitute was lost; ayes 20, noes 27, as follows:

Those voting in the affirmative were:

Those voting in the negative, were:

Mr. Dortch submitted the following as a substitute for section 20:

"That like total rates of transportation charged over said Western North Carolina Road and other roads with which it may at any time form through lines of traffic to or from or through seaports in adjacent or other States, shall likewise be enjoyed on traffic to or from or through seaports within the State of North Carolina.

That the foregoing provision shall apply as well to traffic interchanged with future connections of said Western North Carolina Road as those contemplated at the time of this agreement.

That on traffic passing over its line to or from points within the State of North Carolina, the Western North Carolina Railroad will neither charge nor participate in higher rates than may be applied on like traffic between points in adjacent States that are of similar distance from the destination thereof as are said points within the State.

That interchange of cars at junction points with roads of different gauge shall be without hindrance, said roads furnishing the necessary trucks suitable to their gauge."
That the legislature of North Carolina shall enforce the observance of these conditions (when necessary) by appropriate legislation."

Upon which he demanded the ayes and noes, which were ordered, and the substitute was lost; ayes 15, noes 27, as follows:

Those voting in the affirmative were:

Those voting in the negative were:

Section 20 was adopted.
Sections 21, 22, 23, 24, 25, 26, were adopted.
Question recurred upon the passage of the bill on its second reading.

Mr. Bryan of Pender moved to amend:

In line 9, section 10, after the word "Murphy," insert: "by W. J. Best, his associates and assigns."

Lost.
Upon the passage of the bill on its second reading, Mr. Dortch demanded the ayes and noes, which were ordered, and the bill passed its second reading; ayes 36, noes 11, as follows:

Those voting in the affirmative were:
Mr. President, Messrs. Alexander, Austin, Bledsoe, Bryan of Duplin, Bryan of Pender, Bynum, Caldwell, Davidson, Dillard, Eaves, Erwin, Graham of Lincoln, Harriss, Henderson, Holleman, Hoyle, Leach, Lyon, Matheson, McEach-

Those voting in the negative were:

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives returning to the Senate in accordance with its request, S. B. 55, bill to amend chapter 33, private laws of 1876 and 1877.

Also transmitting a message from his Excellency the Governor, in relation to the Western Insane Asylum, with accompanying document.

On motion of Mr. Bynum, two hundred copies of the report of the Commissioners for the Western Insane Asylum were ordered printed for the use of the General Assembly.

Also a message transmitting House amendment to S. B. 34, H. B. 106, bill to authorize the establishment of graded schools in Salisbury and in the township of Goldsboro.

On motion of Mr. Henderson, the amendment was concurred in, and the bill was ordered enrolled for ratification.

MESSAGE FROM THE GOVERNOR.

A message was received from his Excellency the Governor, transmitting the report of the steward of the State Penitentiary, in response to the resolution of the Senate.

On motion of Mr. Graham, of Lincoln, the reports of the stewards of the Penitentiary, and of the Asylum for the Deaf, the Dumb and the Blind, were ordered to be printed.
Mr. Williamson moved to reconsider the vote by which S. B. 55, bill to amend chapter 33, private laws of 1876-'77, passed its third reading on yesterday; and moved further that the motion to reconsider be postponed until to-morrow. Prevailed.

On motion of Mr. Henderson, the rules were suspended, and

S. R. 103, resolution concerning the binding of the journals, documents, and laws of the extra session of the General Assembly, was taken up on its second reading.

Pending consideration,

Mr. Everett moved to adjourn until to-morrow morning at 10 o'clock.

Mr. Caldwell moved to amend, by inserting:

"To-night at half-past seven o'clock."

Lost.
The motion of Mr. Everett was adopted.

---

ELEVENTH DAY.

SENATE CHAMBER, March 26th, 1880.

The Senate met pursuant to adjournment.
The Journal of yesterday was read and approved.

PETITIONS AND MEMORIALS.

Petitions and memorials were presented as follows:
By Mr. Scales:
Memorial from the Independent Order of Good Templars. Placed upon the calendar.

REPORTS FROM STANDING COMMITTEES.

Reports from committees were submitted as follows:
From the committee on Corporations:
By Mr. Eppes,
H. B. 22, S. B. 85, bill to incorporate the town of Middleburg, in Warren county, recommending it do pass.
From the committee on Finance.
By Mr. Henderson:
S. R. 101, resolution instructing the public Treasurer to issue bonds to E. A. Crudup, administrator of Seth Jones, deceased.

From the Joint Committee in relation to the Western North Carolina Railroad,
By Mr. Leach,
Report of the committee upon the proposition of Geo. A. Fitch for the purchase of the State's interest in the Atlantic and North Carolina, North Carolina, and Western North Carolina Railroads.

The report was read as follows:

"The Joint Select Committee to whom was referred a proposition by George A. Fitch to purchase the Western North Carolina railroad, the North Carolina railroad, and the Atlantic and North Carolina railroad, beg leave to report:

"The said George A. Fitch appeared before the committee and was tried and examined touching his proposition, and having failed to offer any guarantees of ability to carry out his proposition, in case of its acceptance by the State, and having failed to make a reasonable and satisfactory showing as to the parties whom he professed to represent, the committee have unanimously instructed us to report the
same back, because, in the opinion of the committee, the proposition is not worthy of further consideration by the General Assembly, and your committee ask to be discharged from its further consideration.

(Signed.)

J. M. LEACH,
Chrm'n Senate Branch Com.

M. E. CARTER,
Chrm'n House Branch Com.

BILLS AND RESOLUTIONS.

Bills and resolutions were introduced and disposed of as follows:

By Mr. Lyon:
S. B. 107, bill for the relief of peddlers in tobacco. Referred to the committee on Propositions and Grievances.

By Mr. Scales:
S. B. 108, bill to change the law of evidence in relation to the sale of spirituous and malt liquors. Placed upon the calendar.

By Mr. Henderson:
S. B. 109, resolution on adjournment.

Mr. Henderson moved the rules be suspended and the resolution be taken up for consideration, which prevailed.

The resolution was taken up and adopted, and ordered to be sent to the House of Representatives without engrossment.

By Mr. Bryan of Pender:
S. B. 110, bill to amend section 10, of the Revenue Act, laws of 1879. Referred to the committee on Finance.

On motion of Mr. Brower the rules were suspended, and S. R. 97, resolution concerning the Cape Fear and Yadkin Valley Railway Company, was taken up on its second reading.

Mr. White moved to mend:
Insert: Therefore Resolved, That the $50,000 appropriated to the Yadkin Valley Railway, acts of 1879, be and the same is repealed."

On motion of Mr. Scales the resolution and amendment were referred to the Committee on the Judiciary.

On motion of Mr. Eppes the rules were suspended and S. B. 95, bill to allow L. M. Long, late tax collector of Halifax county, to collect arrears of taxes for the year 1878, was taken up, passed its several readings, and was ordered sent to the House of Representatives without engrossment.

On motion of Mr. Harriss the rules were suspended and S. R. 101, resolution instructing the public treasurer to issue bonds to E. A. Crudup, administrator of Seth Jones, deceased, was taken up, passed its several readings and was ordered sent to the House of Representatives without engrossment.

On motion of Mr. Davidson the rules were suspended and

H. R. 11, S. R. 75, resolution for the relief of Tisdell Walton, was taken up, passed its several readings, and was ordered enrolled.

On motion of Mr. Snow, the rules were suspended, and S. B. 103, bill to amend section 1, chapter 134, laws of 1876-'77, was taken up on its second reading.

Mr. Lyon moved to amend by inserting "Granville."

Adopted.

Bill then passed its several readings, and was ordered to be sent to the House of Representatives without engrossment.

On motion the rules were suspended and

S. B. 105, bill to employ a messenger for the Supreme Court, was taken up, passed its several readings, and was ordered sent to the House of Representatives without engrossment.
The Committee on Enrolled Bills reported as correctly enrolled

An act to amend the charter of the Cape Fear and Yadkin Valley Railway Company.

An act to amend section 1, chapter 206, laws of 1879.

An act authorizing and empowering the county commissioners of Union county to apply their surplus railroad fund to the school or general fund.

An act to amend chapter 249, section 1, laws of 1874-'75.

Resolution in favor of Noah H. Rice.

An act to extend the time to redeem land sold to the state for taxes.

An act to prohibit the sale of intoxicating liquors in certain localities.

An act to make the killing of live stock by the cars and engines running on railroads in the state indictable.

An act concerning the holding of the superior courts for the counties of Beaufort and Martin.

An act to amend section 23, chapter 70, of the public laws of 1879, entitled "An act to raise revenue."

An act to incorporate "The Durham Railroad Company."

An act to classify the public roads of Buncombe and other counties.

An act to amend section 2, chapter 118, Battle's Revisal.

An act to amend chapter 293, laws of 1879.

An act to provide for the removal of causes in courts of justices of the peace.

Resolution requiring the Secretary of State to purchase a map for the use of the Senate.

An act to construct a bridge over the Tuckasiege River in Jackson county.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives, transmitting
H. R. 18, S. R. 111, resolution relating to the Centennial of the Battle of King's Mountain. Placed upon the Calendar.

H. B. 137, S. B. 112, bill to amend an act to prohibit the sale of intoxicating liquors in certain localities. Placed on the Calendar.

H. B. 46, S. B. 113, bill to amend chapter 40, section 2, laws of 1879. Referred to the Committee on the Judiciary.

H. B. 119, S. B. 114, bill to amend the charter of the Atlanta and Charlotte Air Line Railway Company. Placed upon the Calendar.

H. B. 61, S. B. 115, bill to amend the laws of 1879, chapter 104. Placed upon the Calendar.

H. B. 132, S. B. 116, bill to incorporate the town of Randleman Mills, in the county of Randolph. Placed upon the Calendar.

H. B. 99, S. B. 117, bill to incorporate the town of Mebanesville, in Alamance county. Placed upon the Calendar.

H. B. 136, S. B. 118, bill to amend chapter 82, laws of 1879, entitled an act to provide for the keeping in repair the public roads of the State. Placed upon the Calendar.

Also transmitting the supplemental report of the committee to superintend the election of trustees of the University of North Carolina.

By consent,
Mr. McEachairn introduced
S. B. 119, bill to amend chapter 130, laws of 1874-75. Placed on the Calendar.

By consent,
Mr. Nicholson introduced,
S. B. 120, bill to authorize James C. Anderson, former tax collector for the town of Statesville, to collect arrears of taxes. Placed on the Calendar.

On motion of Mr. Alexander, the rules were suspended, and

H. B. 129, S. B. 113, bill to amend the charter of the At-
lanta and Charlotte Air Line Railway Company, was taken up, passed its several readings, and was ordered enrolled.

On motion of Mr. Erwin, the rules were suspended, and S. B. 90, bill to incorporate the town of Burnsville, in Yancey county, was taken up, passed its several readings, and was ordered to be sent to the House of Representatives without engrossment.

On motion of Mr. Scales, the rules were suspended, and S. R. 59, resolution in relation to the Centennial celebration of the Battle of Guilford Court House was taken up and adopted, and ordered sent to the House of Representatives without engrossment.

On motion of Mr. Hoyle, the rules were suspended; and H. R. 18, S. R. 111, resolution relating to the Centennial celebration of the Battle of King's Mountain was taken up on its second reading.

Mr. Everett moved to amend:

Strike out "fifteen hundred dollars," and insert "one thousand dollars."

Mr. Bynum moved to amend the amendment:

Strike out "one thousand dollars" and inset "five hundred dollars."

Lost.

Mr. Everett's amendment was lost.

Mr. White moved to amend:

Strike out all after "fifteen hundred dollars," and insert "one thousand dollars for the purpose of erecting a religious edifice to worship the Prince of Peace in."

Mr. Leach demanded the previous question, which was sustained.
The amendment of Mr. White was lost.
On the second reading of the resolution, Mr. Bynum demanded the ayes and noes, which were ordered, and the resolution passed its several readings, ayes 34, noes 9, as follows:

Those voting in the affirmative were:


Those who voted in the negative were:


The resolution was then put upon its third reading, and passed, and was ordered enrolled.

On motion of Mr. McEachairn, the rules were suspended, and S. B. 102, bill in regard to the collection of taxes in Robeson county was taken up, passed its several readings, and was ordered sent to the House of Representatives without engrossment.

On motion of Mr. Scales, the rules were suspended, and H. B. 53, S. B. 99, bill to amend the charter of High Point, in the county of Guilford, was taken up and passed its second reading, ayes 38, noes none, as follows:

Those voting in the affirmative were:

On motion of Mr. Scales, the rules were suspended, and S. B. 8, bill to provide for the sale of the State's interest in the Western North Carolina Railroad to W. J. Best and others, was taken up on its third reading.

Mr. Everett offered a substitute for the bill.

On motion, the bill and substitute was laid upon the table.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting:

H. B. 151, S. B. 127, bill in relation to the Western North Carolina Railroad. Placed upon the Calendar.

On motion of Mr. Leach, the rules were suspended, and H. B. 151, S. B. 121, bill in relation to the Western North Carolina Railroad was taken up on its second reading, and passed.

The bill was then put upon its third reading.

Mr. Everett offered a substitute for the bill.

Mr. Alexander demanded the previous question.

Mr. Bynum gave notice of an amendment.

The demand for the previous was not sustained.

Upon the adoption of the substitute

Mr. Everett demanded the ayes and noes, which were ordered, and the substitute was lost, ayes 10, noes 30, as follows:

Those voting in the affirmative, were:


Those voting in the negative, were:

Mr. Bynum's amendment was read as follows:

Sec. — That the grantees or their assigns shall pay to the commissioners of the county of Burke the sum of $25,000, and to the commissioners of the county of McDowell the sum of $25,000, and the said commissioners of the above mentioned counties shall set over and assign to the said grantees or assigns the stock in the Western North Carolina Railroad Company, owned by said counties, the amount of said stock being 500 shares in the name of the county of Burke, and 500 shares in the name of the county of McDowell, under the original act incorporating said company in 1854-'55."

Mr. Black moved to adjourn until to-morrow morning at 10 o'clock.
Mr. Bynum moved to amend by saying to-night at 8 o'clock. Lost.
Mr. Black's motion was lost.
Mr. Erwin demanded the previous question.
Mr. Eppes gave notice of an amendment.
The demand for the previous question was sustained.
Mr. Bynum's amendment was lost.
Mr. Eppes' amendment was read:

Strike out in line 3, section 7, the word "shall" and insert the word "may."

Lost.
The question recurring upon the passage of the bill its third reading.
Mr. Snow demanded the ayes and noes, which were ordered, and the bill passed its third reading, ayes 40, noes 6, as follows:
Those voting in the affirmative were:
Mr. President, Messrs. Alexander, Austin, Bledsoe, Bryan

Those voting in the negative were:

Mr. Leach moved to reconsider the vote by which the bill passed its third reading, and moved to lay the motion to reconsider on the table. The latter motion prevailed.

By consent,
Mr. Bynum introduced,
S. R. 122, resolution to provide for a deficit in the Treasury. Placed upon the Calendar.

By consent,
Mr. Ormand introduced
S B. 123, bill to amend chapter 70, laws of 1879, an act to raise revenue. Placed upon the Calendar.

Mr. Austin moved to adjourn until to morrow morning at 10 o'clock.
Mr. Bynum moved to amend:

Strike out "to-morrow at 10 o'clock" and insert "to-night at 8 o'clock"

Lost.
The motion of Mr. Austin prevailed.
The Senate met pursuant to adjournment.
The Journal of Saturday was read and approved.

PETITIONS AND MEMORIALS.

Petitions and memorials were submitted as follows:
By Mr. Erwin,
Petition of watchman and employees of the capitol for increase of pay. Placed upon the Calendar.

REPORTS FROM STANDING COMMITTEES.

Reports from standing committees were submitted as follows:

FROM THE COMMITTEE ON FINANCE.

By Mr. White,
H. R. 17, S. R. 74, resolution in relation to the room of the keeper of the capitol, recommending it do pass.
By Mr. Henderson,
S. R. 106, resolution in favor of C. Joiner, of Iredell county, who lost his right arm, taken off at the shoulder, in the Confederate service, recommending it do pass.
By Mr. Graham of Lincoln,
S. B. 98, bill to amend section 22, chapter 70, laws of 1879, recommending it do not pass.

FROM THE COMMITTEE ON INTERNAL IMPROVEMENTS.

By Mr. Leach,
H. B. 47, S. B. 82, bill for the more speedy procurement of the right of way by the Taylorsville Railroad Company, recommending it do pass.

FROM THE COMMITTEE ON THE JUDICIARY.

By Mr. Henderson,
H. B. 24, S. B. 53, bill relating to roads and other public works in the county of Lenoir, recommending it do pass.

The Committee on Enrolled Bills reported as correctly enrolled:
An act to amend an act relating to roads and highways.
An act to amend chapter 257, section 1, of the laws of 1879.
An act for the relief of Beaufort county.
An act to change the time of holding the courts in the fourth judicial district.
An act for the protection of crops in Rowan county.
An act to authorize the board of education of Edgecombe county to pay certain school claims.
Resolution in relation to Tisdell Walton, of Buncombe county.
An act to amend the charter of the Atlanta and Charlotte Air Line Railway Company.
Resolution of instruction to the Governor.
An act to authorize the establishment of graded schools in the town of Salisbury and in the township of Goldsboro.
Resolution relating to the Centennial of the Battle of Kings Mountain.

FROM THE COMMITTEE ON PRIVILEGES AND ELECTIONS.

By Mr. Bynum,
Report of the committee upon the contested election from the second Senatorial district.
The report was read as follows:
"The Committee on Privileges and Elections, to whom was referred S. R. 25, resolution of instruction to the Committee on Privileges and Elections, have unanimously instructed me as chairman of said committee to report back to the Senate that they have examined with great care and deliberation the contested seat of Mr. Waldo, and from the great defects appearing upon the face of the notice of contest and the matters of law arising thereupon, they are unable, satisfactorily to themselves to form an opinion as to whether Mr. Waldo or Mr. Carrow is in law entitled to the seat; therefore they report it back with the evidence, without prejudice to either party and with no recommendation to the Senate as to the action they shall adopt."

(Signed)

BYNUM,

Chairman of Committee.

W. M. BLACK,
F. D. DANCEY,
JAMES T. RESPASS,
S. B. ALEXANDER,
D. P. McEACHAIRN,
T. W. TAYLOR,
W. S. HARRISS,

Committee.

BILL AND RESOLUTIONS.

Bills and resolutions were introduced and disposed of, as follows:

By Mr. Davidson,
S. B. 124, bill to provide for the sale of the State's interest in the Atlantic and North Carolina Railroad. Placed upon the Calendar.

By Mr. Brower,
S. R. 125, resolution in favor of H. W. Miller, page of the Senate. Placed upon the Calendar.

By Mr. Everett,
S. R. 129, resolution to pay S. T. Carrow. Placed upon the Calendar.

By Mr. Snow,
S. B. 131, bill concerning the drawing of juries in Wake counties. Placed upon the Calendar.

By Mr. Leach,
S. B. 132, bill to amend an act to prohibit the sale of intoxicating liquors in certain localities. Placed upon the Calendar.

By Mr. Scales,
S. B. 140, bill to amend chapter 260, laws of 1876-'77, with reference to "Piedmont Springs." Placed upon the Calendar.

By Mr. Merritt,
S. B. 141, bill to submit the question of "Prohibition or No Prohibition," in the county of Chatham on the second Thursday in June instead of the first. Placed upon the Calendar.

By Mr. Alexander,
S. R. 142, resolution in favor of D. W. Furman and J. C. Syme. Placed upon the Calendar.

By Mr. Bull,
S. B. 143, bill to amend chapter 24, private laws of 1879, entitled an act to amend chapter 105, private laws of 1876-'77. Placed upon the Calendar.

S. B. 144, bill to amend chapter 8, Battle's Revisal, entitled auction and auctioneers. Placed upon the Calendar.

S. B. 145, bill to amend chapter 23, section 4, Battle's Revisal. Placed upon the Calendar.

By Mr. McEachairn,
S. R. 146, resolution limiting the introduction of bills and resolutions. Placed upon the Calendar.

By Mr. Leach,
S. B. 151, bill to repeal section 14, chapter 240, laws of 1879. Placed upon the Calendar.
By Mr. McEachairn,
S. R. 152, resolution in regard to the pages of the Senate. Placed upon the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting

H. B. 113, S. B. 126, bill to create a new township in the county of Gaston. Placed upon the Calendar.

H. B. 38, S. B. 127, bill to amend the Revenue Act of 1879. Placed upon the Calendar.

H. B. 171, S. B. 128, bill to authorize the sale of the State's interest in the Western North Carolina Railroad. Placed upon the Calendar.

H. B. 114, S. B. 130, bill to amend chapter 232, laws of 1879. Placed upon the Calendar.

H. B. 21, S. B. 134, bill to give sub-contractors, laborers and material men a lien for their just claims. Placed upon the Calendar.

Also a message transmitting without engrossment

House amendment to

S. B. 42, H. B. 90, bill to amend an act to incorporate the Granville Railroad Company.

On motion, the amendment was concurred in.


H. B. 175, S. B. 136, bill to amend an act to prevent live stock from running at large in the counties of Rowan, Davie, Cabarrus and other counties. Placed upon the Calendar.

H. B. 43, S. B. 1137, bill to amend chapter 69, Battle's Revisal. Placed upon the Calendar.

H. B. 133, S. B. 138, bill to incorporate the Coast Turnpike Company. Placed upon the Calendar.

Engrossed H. B. 134, S. B. 139, bill to amend chapter 260, laws of 1876-'77, and to prohibit the sale of spirituous liquors
within two miles of Mann's Chapel, in Chatham county. Placed upon the Calendar.

Without engrossment,

H. B. 153, S. B. 147, bill to incorporate the Historical and Scientific Society of Wilmington. Placed upon the Calendar.

H. B. 75, S. B. 148, bill for the better protection of the navigation of the Albemarle Sound and its tributaries. Placed upon the Calendar.

H. B. 138, S. B. 149, bill to amend section 8, chapter 7, Battle's Revisal. Placed upon the Calendar.

H. B. 162, S. B. 150, bill to authorize A. M. Powell and others, to erect a toll bridge across the Catawba river near Wide Shoals. Placed upon the Calendar.

Also, a message asking to recall the House amendment to S. B. 42, H. B. 90, bill to amend an act to incorporate the Granville Railroad Company.

On motion, the calendar was placed under the control of the President for the remainder of the session.

S. R. 125, resolution in favor of H. W. Miller, Page of the Senate, was taken up, passed, and was ordered sent to the House of Representatives without engrossment.

S. R. 122, resolution to provide for a deficit in the public treasury, was taken up on its second reading.

Mr. Henderson moved to lay the resolution on the table, upon which

Mr. Bynum called for the ayes and noes, which were ordered, and the motion to table prevailed; ayes 29, noes 9, as follows:

Those voting in the affirmative were:

Those voting in the negative, were:

S. B. 131, bill concerning the drawing of juries in Wake county, passed its several readings and was ordered sent to the House of Representatives without engrossment.

H. B. 136, S. B. 118, bill to amend chapter 82, laws of 1879, act to provide for keeping in repair the public roads of the State, was taken up on its second reading.

Mr. Everett moved to amend:

Add the following section: "That the public roads of Forsythe and Stokes shall be worked exclusively under the provisions of chapter 83, laws of 1879, and as amended at this special session; and all laws in conflict with this section are hereby repealed."

Mr. Davidson moved to amend:

Insert in the proviso, in last section, the words "Buncombe and Madison."

Mr. Austin moved to lay the bill on the table, upon which Mr. Harriss demanded the ayes and noes, which were ordered, and the motion to table was lost; ayes 13, noes 29, as follows:

Those voting in the affirmative, were:

Those voting in the negative were:
Mr. Everett's amendment was lost.
Mr. Davidson's amendment was lost.
Mr. Caldwell moved to lay the bill on the table.
Lost.
Mr. Taylor moved to amend:

Insert in the proviso in the last section the word "Henderson."

Lost.
Mr. Everett moved to indefinitely postpone.
Lost.

Question recurring upon the passage of the bill upon its second reading.

Mr. Harriss demanded the ayes and noes, which were ordered, and the bill passed its second reading. Ayes 34, noes 6, as follows:

Those voting in the negative were:

Those voting in the negative were:

The bill was then put upon its third reading.
Mr. Everett moved to amend:
Add the following section:

"That the public roads of Forsythe and Stokes shall be worked exclusively under the provisions of chapter 83, laws of 1879, and as amended at this special session; and all laws in conflict with this section are hereby repealed."
Adopted.
Mr. Davidson moved to amend:

Insert in proviso in last section the words, "Henderson, Buncombe, Madison, Cleaveland and McDowell."

Adopted.
Bill then passed its third reading, and the amendments were order engrossed.

H. B. 24, S. B. 53, bill relating to roads and other public works in the county of Lenoir, passed its several readings, and was ordered enrolled.

S. B. 71, bill to prevent the felling of trees below the south-west bridge in the south-west branch of Neuse River, in Onslow county, passed its several readings and was ordered engrossed.

S. R. 103, resolution concerning the binding of the journals, documents and laws of this extra session of the General Assembly passed its several readings, and was ordered sent to the House of Representatives without engrossment.

S. B. 100, bill to incorporate the Wilmington Market Company passed its several readings, and was ordered sent to the House of Representatives without engrossment.

Mr. Everett moved to take up the report of the committee on Privileges and Elections upon the contested seat of the Senator from the second Senatorial district with accompanying papers, for immediate consideration.

Lost.

H. B. 132, S. B. 116, bill to incorporate the town of Randleman's Mills in the county of Randolph.

On motion it was laid on the table.

S. B. 125, bill to provide for the sale of the State's interest in the Atlantic and North Carolina Railroad Company on its second reading.

Mr. Dortch moved to amend:
Strike out the name of "W. T. Dortch," and insert "E. B. Borden."

Mr. Graham of Lincoln moved to amend:

Insert, "And the Treasurer shall invest the proceeds in the purchase of new four per cent. bonds of the State, or purchase money may be paid in said new bonds."

Mr. McEachairn moved to amend:

By ordering, "This Mullet road be sold to W. J. Best and Company."

On motion of Mr. Erwin the bill and amendments were laid upon the table.

Mr. Scales moved to reconsider the vote by which

H. B. 132, S. B. 116, bill to incorporate the town of Randleman's Mills in the county of Randolph was laid upon the table, which prevailed.

Question recurring upon the passage of the bill its second reading,

Mr. Scales moved to amend: Strike out section 6. Adopted.

Bill then passed its several readings.

H. B. 67, S. B. 84, bill to prohibit the sale of intoxicating beverages at Elkville in Wilkes county and other places in the State, passed its several readings and was ordered enrolled.

H. B. 53, S. B. 99, bill to amend the charter of High Point in Guilford county, passed its third reading. ayes 28, noes none, as follows:

Those voting in the affirmative were:

Messrs. Austin, Black, Bryan of Pender, Dancey, Davidson, Dillard, Dortch, Eppes, Graham of Lincoln, Graham of Montgomery, Harriss, Henderson, Holleman, King,

Mr. Ward from the committee on Engrossed Bills, reported as properly engrossed,

Senate amendments to

H. R. 136, S. B. 118, bill to amend chapter 82, laws of 1879, entitled an act to provide for keeping in repair the public roads of the State.

S. B. 71, bill to prevent the felling of trees below the Southwest bridge on the Southwest branch of New river in Onslow county.

Senate amendments to

H. B. 132, S. B. 116, bill to incorporate the town of Randleman's Mills in Randolph county.

CALENDAR.

S. R. 142, Resolution in favor of D. W. Furman and J. C. Syme, passed its several readings and was ordered sent to the House of Representatives without engrossment.

H. B. 99, S. B. 117, bill to incorporate the town of Mebaneville in Alamance county, passed its several readings and was ordered enrolled.

H. B. 22, S. B. 85, bill to incorporate the town of Middleburg in Warren county, passed its several readings and was ordered enrolled.

H. B. 38, S. B. 127, bill to amend the revenue laws of 1879, was taken up on its second reading.

Mr. Merritt moved to lay the bill upon the table, upon which

Mr. Snow demanded the ayes and noes, which were ordered, and the motion to table prevailed, ayes 22, noes 13, as follows:

Those voting in the affirmative were:

Messrs. Austin, Bryan of Pender, Bull, Caldwell, Dortch,
Erwin, Graham of Lincoln, Harriss, Hoyle, Leach, Lyon, Matheson, Mebane, Merritt, Moye, Nicholson, Redwine, Scales, Waddell, Ward and White.—22.

Those voting in the negative were:


H. B. 61, S. B. 115, bill to amend the laws of 1879, chapter 104, on its second reading.

Mr. White moved to amend:

Insert "provided said corporation pays to the State $125 per capita per annum."

Lost.

Bill passed its several readings and was ordered enrolled.

H. B. 175, S. B. 136, bill to amend the act to prevent live stock from running at large in Rowan, Davie, Cabarrus and other counties, passed its several readings, and was ordered enrolled.

Indefinite leave of absence was granted Mr. Austin.

Mr. Redwine moved to adjourn until Monday morning at 10 o'clock.

Mr. Bynum moved to amend by striking out "Monday morning at 10 o'clock," and inserting "to-night at 8 o'clock."

Lost.

Mr. Snow moved to amend by striking out "Monday morning at 10 o'clock," and inserting "to-night at half past seven o'clock;"

Upon which he demanded the ayes and noes, which were ordered, and the motion prevailed, ayes 24, noes 18, as follows:

Those voting in the affirmative, were:

Messrs. Austin, Black, Bledsoe, Brower, Bull, Bynum, Dancey, Eaves, Eppes, Everett, Graham of Montgomery, Henderson, Holleman, Lyon, Matheson, Merritt, Mitchell,

Those voting in the negative were:

The Senate was declared adjourned until to-night at half-past seven o'clock.

Night Session.

Senate Chamber, March 27th, 1880.

The Senate met pursuant to adjournment.
Mr. Henderson in the chair.
Mr. Robinson moved to reconsider the vote by which H. B. 38, S. B. 127, bill to amend the revenue act of 1879, was laid on the table this morning.
Mr. Merritt moved to lay the motion to reconsider on the table.

On division the motion was lost.
The motion to reconsider prevailed.
The bill was then taken up, passed its several readings and was ordered enrolled.

Mr. Snow moved to reconsider the vote by which the bill passed its third reading, and moved to lay that motion on the table. The latter motion prevailed.

H. B. 153, S. B. 147, bill to incorporate the Historical and Scientific Society of the city of Wilmington, passed its several readings and was ordered enrolled.

H. B. 86, S. B. 88, bill to protect the fish interests of North Carolina, on its second reading.

Mr. Erwin moved to amend:
Add "Cane river from mouth of same to mouth of Balling Creek, in Yancey county; also Old Fields of Tow on North Tow rivers in Mitchell county."

Adopted.

The amendment reported by the committee on Propositions and Grievances was adopted.

Mr. Davidson moved to amend:

Strike out the words "North Fork of," and the words "to Burnetts," so the clause shall read "Swanannoa river."

Adopted.

Mr. Redwine moved to amend:

Insert "No seine shall run from the mouth of Black river on the Cape Fear river, between Fayetteville and said mouth more than half way the channel; and no floating or shad drift nets shall run between Fayetteville and Wilmington from Friday evening sunset, until Monday morning sunrise."

Adopted.

Bill then passed its several readings, and the amendments were ordered engrossed.

H. B. 21, S. B. 134, bill to give sub-contractors, laborers, and material men a lien for their just claims, on its second reading.

Mr. Scales moved to amend:

Add after section one, "Provided that the sum total of all the liens due sub-contractors and material men shall not exceed the amount due the original contractor at the time of the notice given."

Adopted.
On passage of the bill on its second reading, Mr. Erwin demanded the ayes and noes, which were ordered, and the bill passed its second reading; ayes 35, noes 3, as follows:

Those voting in the affirmative were:

Those voting in the negative were:

Bill then passed its third reading, and the amendment was ordered engrossed.

H. B. 17, S. B. 74, resolution in relation to the room of the Keeper of the Capitol, passed its several readings and was ordered enrolled.

S. R. 129, resolution to pay S. T. Carrow, on second reading.

On passage of the resolution on its second reading, Mr. Bynum demanded the ayes and noes, which were ordered, and the resolution passed: ayes 26, noes 15, as follows:

Those voting in the affirmative were:

Those voting in the negative were:
Resolution then passed its third reading and was ordered engrossed.

By consent,
Mr. Brower introduced
S. R. 175, resolution to reduce the taxes of the State.
Placed upon the Calendar.
H. R. 25, S. R. 135, resolution in favor of I. W. Rogers, on its second reading.

On passage of the resolution on its second reading,
Mr. Erwin demanded the ayes and noes, which were ordered, and the resolution passed its second reading; ayes 28, noes 8, as follows:

Those voting in the affirmative were:

Those voting in the negative were:

Bill then passed its third reading, and was ordered enrolled.

H. B. 113, S. B. 126, bill to create a new township in the county of Gaston, passed its several readings, and was ordered enrolled.

Mr. Robinson asked that the Committee on Enrolled Bills be instructed to omit from the enrolled bill (S. B. 42, H. B. 90, bill to amend the charter of the Granville Railroad Company,) an amendment in the following words:

"Amend by striking out 'some point on the North Carolina Railroad,' and inserting "Durham, Orange county."

Said amendment being in no sense germane to the bill, it was so ordered.

By consent,
Mr. Davidson introduced,
S. R. 176, resolution instructing the Governor to employ
counsel, &c.
On motion of Mr. Davidson, the rules were suspended,
and the resolution was taken up for immediate considera-
tion.
On passage of the resolution,
Mr. Erwin demanded the ayes and noes. Lost.
The resolution passed its several readings, and was or-
dered engrossed.
Mr. Brower asked that
S. R. 175, resolution to reduce the taxes of the State be
taken up. Lost.
H. B. 138, S. B. 149, bill to amend section 8, chapter 7,
Battle's Revisal, on its second reading.
On the passage of the bill its second reading,
Mr. Everett demanded the ayes and noes, which were
ordered, and the bill passed its second reading, ayes 28,
noes 7, as follows:
Those voting in the affirmative were:
Messrs. Alexander, Black, Bledsoe, Bryan of Duplin, Bry-
an of Pender, Bynum, Caldwell, Dillard, Erwin, Graham of
Lincoln, Graham of Montgomery, Harris, Hoyle, Leach
Lyon, Matheson, McEachairn, Mebane, Merritt, Moye, Nich-
olson, Respass, Scales, Snow, Taylor, Waddell, Waldo and
Williamson—28.
Those voting in the negative were:
Messrs. Bull, Dancey, Eaves, Eppes, Everett, Holleman
and Ormand.—7.
Bill then passed its third reading, and was ordered en-
rolled.
H. B. 137, S. B. 112, bill to amend an act to prohibit the
sale of intoxicating liquors in certain localities, passed its
several readings, and was ordered enrolled.
S. B. 143, bill to amend chapter 24, private laws 1879,
passed its several readings, and was ordered engrossed.
H. B. 114, S. B. 130, bill to amend chapter 232, laws of 1879, passed its several readings, and was ordered enrolled.

H. B. 46, S. B. 113, bill to amend chapter 40, section 2, laws of 1879, passed its several readings, and was ordered enrolled.

S. R. 106, resolution in favor of C. Joiner of Iredell county, &c., on its second reading.

Mr. Waddell moved to amend by adding after "Joiner" the names of W. H. Hudson and Quinton Dupree.

Mr. Wood moved to amend by adding

"On proof to the Treasurer that he is worthy of charity. This is to apply to all that lost either arm or leg, or both eyes in the service of the Confederacy."

Pending consideration,
On motion of Mr. Erwin, the Senate adjourned until Monday morning at 10 o'clock.

---------

THIRTEENTH DAY.

Senate Chamber, March 29th, 1880.

Senate met pursuant to adjournment.
The Journal of Saturday was read and approved.

REPORTS FROM COMMITTEES.

Mr. Ward, from the committee on Engrossed Bills, reported as properly engrossed,
Senate amendments to
H. B. 21, S. B. 134, bill to give sub-contractors, laborers and material men a lien for their just claims.
S. R. 129, resolution to pay S. T. Carrow.
S. R. 176, resolution authorizing the Governor to employ counsel, &c.
Senate amendments to
H. B. 86, S. B. 83, bill to protect the fish interests in North Carolina.
S. B. 143, bill to amend chapter 24, private laws of 1879.
From the Special Committee to investigate the failure to sign the School Bill:
Mr. Alexander submitted the following report:

Mr. President:
The Special Joint Committee appointed under S. R. —, to investigate the cause or causes of the failure of the ratification of the School Bill, would respectfully report, that they have considered the same and submit the following:
That they are unable to place the blame upon any particular person or persons, and are of opinion that no officer of this General Assembly, or of this State, is implicated in the cause of said failure, and are also of the opinion that the Speakers and Enrolling Clerk performed their duties in a creditable manner upon the last day of the session, upon which day, and the only day, the School Bill could have been signed. We attribute the failure of the ratification of the School Bill to the confusion and haste of the legislation on the last days of the session, and we would suggest a joint resolution prohibiting the introduction of new measures within a certain date before final adjournment.

(Signed)
G. B. EVERETT, Ch’m’n.
J. T. REYNOLDS,
N. C. ENGLISH,
J. A. McLEAN,
S. B. ALEXANDER,
THEO. F. DAVIDSON,
Committee.
On motion of Mr. Everett, the report was ordered spread upon the Journal of the Senate, and printed with the Public Documents of this session.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message was received from the House of Representatives transmitting an amendment to the Senate amendment to

H. B. 136, S. B. 118, bill to amend chapter 82, laws of 1879, an act to provide for keeping in repair the public roads of the State, by striking out "Cleaveland," and asking the Senate to recede from its amendment.

On motion of Mr. Hoyle, the Senate receded from that portion of the amendment, and the bill was ordered enrolled for ratification.

Also transmitting,

H. B. 164, S. B. 178, bill to incorporate the town of Wake Forest College. Placed upon the Calendar.

H. B. 115, S. B. 179, bill to incorporate the Board of Trade of Newbern. Placed upon the Calendar.

H. B. 101, S. B. 180, bill to amend chapter 117, section 14, Battle's Revisal, in relation to widows' year's allowance. Placed upon the Calendar.

H. B. 130, S. B. 181, bill to amend section 6, chapter 135, laws 1879. Placed on the Calendar.

H. B. 110, S. B. 182, bill to relieve draymen from the payment of special tax. Placed upon the Calendar.


H. B. 54, S. B. 184, bill to amend chapter 80, laws of 1879, concerning cotton weighers. Placed upon the Calendar.

House amendment to

The amendment was concurred in, and the resolution was ordered enrolled for ratification.

Also announcing concurrence of the House of Representatives in Senate amendments to H. B. 132, bill to incorporate the town of Randleman’s Mills; and in Senate amendments to H. B. 21, S. B. 134, bill to give sub-contractors, laborers, and material men a lien for their just claims, and had ordered the same enrolled.

Also concurred in Senate amendments to H. B. 86, S. B. 83, bill to protect the fish interests of North Carolina.

Also transmitting without engrossment H. B. 15, S. B. 181, bill to incorporate the Wilmington Telegraph Company. Placed upon the Calendar.

H. B. 142, S. B. —, bill to make Muddy Brook in Davidson county a lawful fence. Placed on the Calendar.

Also transmitting a resolution postponing the hour of adjournment from 12 M. to 1 P. M. to-day. The resolution was adopted.

CALENDAR.

Bills and resolutions were taken up and disposed of, as follows:

H. B. 5, S. B. 92, bill to prohibit the sale of spirituous liquors within five miles of Hadnot and Oak Grove churches in Carteret county, passed its several readings, and was ordered enrolled.

H. B. 134, S. B. 139, bill to amend section 1, chapter 260, laws of 1876-77, and to prohibit the sale of liquors within two miles of Mann’s Chapel, Chatham county, passed its several readings, and was ordered enrolled.

H. B. 164, S. B. 178, bill to incorporate the town of Wake Forest College, passed its several readings, and was ordered enrolled.
H. B. 101, S. B. 180, bill to amend chapter 117, section 14, Battle's Revisal, in relation to widows' year's allowance, passed its several readings and was ordered enrolled.

H. B. 75, S. B. 148, bill for the better protection of navigation in the waters of the Albemarle Sound and its tributaries, passed its several readings and was ordered enrolled.

S. B. 81, bill to amend chapter 137, laws of 1873-'74, passed its several readings and was ordered sent to the House of Representatives without engrossment.

PROTEST OF SENATOR MITCHELL.

Mr. Mitchell presented the following protest, which was ordered spread upon the journal:

"For reasons I desire to enter this my protest against the passage of H. B. 114, S. B. 130, bill to amend chapter 232, laws of 1879. I desire to state that it is against the desire of the people of Hertford county; that it was passed through the Senate while I was detained from my seat by sickness and was enrolled before I knew it. I desire to enter upon the journal of the Senate my solemn protest against this bill.

(Signed.)

GEORGE H. MITCHELL.

Senator.

CALENDAR.

H. B. 43, S. B. 137, bill to amend chapter 69, Battle's Revisal, passed its several readings, and was ordered enrolled.

H. B. 84, S. B. 86, bill to construe an act to prohibit the sale of liquors within two and a half miles of Hank's chapel in Chatham county, passed its several readings, and was ordered enrolled.

On motion of Mr. Graham, of Lincoln, the Senate took a recess until twenty minutes before twelve to-day.
The Senate resumed business.

On motion of Mr. Graham, of Lincoln, the Secretary of the Senate was directed to return to the proper party the receipt of the treasurer for twenty-five dollars attached to S. B. 55, bill to amend chapter 33, private laws of 1876-'77 which was recalled from the House of Representatives.

CALENDAR.

H. B. 54, S. B. 184, bill to amend chapter 80, private laws of 1879, concerning cotton weighers, passed its several readings, and was ordered enrolled.

S. B 151, bill to repeal section 14, chapter 240, laws of 1879, on its second reading.

On the passage of the bill

Mr. Williamson demanded the ayes and noes, which were ordered.

Mr. Henderson moved to lay the bill upon the table, on which

Mr. Erwin demanded the ayes and noes, which were ordered, and the motion to table prevailed, ayes 23, noes 4, as follows:

Those voting in the affirmative were:


Those voting in the negative were:


S. R. 66, resolution relative to the muster rolls of the war of 1812, was, on motion, laid on the table.
Mr. Everett, (Mr. Henderson in the chair,) introduced the following:

"Resolved by the Senate, That the thanks of this body are due, and are hereby tendered to the President, Lieutenant Governor Robinson, and the officers, for their uniform courtesy and faithful discharge of public business."

Which was unanimously adopted.

The Committee on Enrolled Bills reported as correctly enrolled,
Resolution in behalf of H. W. Miller.
An act to amend chapter eighty-three, laws of 1879.
An act to provide a servant for the Supreme Court.
An act to re-enact an act to run and establish the dividing line between the counties of Greene and Wayne.
An act concerning the drawing of juries in Wake county.
An act to incorporate the town of Richlands, in Onslow county.
An act to allow L. M. Long, late tax collector of Halifax county, to collect arrears of taxes for the year one thousand eight hundred and seventy-eight.
An act to amend section 1, chapter 194, of the laws of 1876-'77.
Resolution instructing the Public Treasurer to issue bonds to E. A. Crudup, administrator of Seth Jones dec'd.
An act to amend section twenty, of chapter seventy, of the laws of 1879.
An act to amend the charter of High Point, in Guilford county.
Resolution on adjournment.
An act to prohibit the sale of intoxicating liquors within two miles of Elkville and other churches in this State.
An act to incorporate the town of Aurora, in the county of Beaufort.

An act to incorporate the Historical and Scientific Society of Wilmington, North Carolina.

An act to amend "an act to prevent live stock from running at large within Rowan, Davie, Cabarrus and other counties."

An act to amend an act entitled "an act to incorporate the Granville Railroad Company, ratified the thirteenth day of December, one thousand eight hundred and sixty-nine.

An act to amend chapter 232, laws of A. D. 1879.

An act in regard to the collection of taxes in Robeson county.

An act to incorporate the town of Middleburg, in the county of Warren.

An act to incorporate the town of Mebanesville, in Alamance county.

An act to amend the Revenue law.

An act to amend the laws of 1879, chapter 104.

An act relating to roads and other public works, in the county of Lenoir.

Resolution in relation to Centennial celebration of the Battle of Guilford Court House.

Resolution in reference to the room of the Keeper of the Capitol.

An act to provide for the sale of the State's interest in the Western North Carolina Railroad Company, and for other purposes.

An act to incorporate the town of Randleman Mills, in Randolph county.

An act to amend chapter forty, section two, laws of one thousand eight hundred and seventy-nine.

An act to amend an act entitled "an act to prohibit the sale of spirituous liquors in certain localities," chapter 232, laws of 1879.
Resolution in favor of I. W. Rogers, late Keeper of the Capitol and Arsenal.

An act to amend that part of chapter 232, of the laws of 1879, which prohibits spirituous liquors, bitters, or any other intoxicating drinks, within three miles of Chowan Female Institute.

An act to create a new township out of a portion of Crowder Mountain, Dallas and South Point townships in the county of Gaston.

An act to amend section (8) eight, chapter (7) seven, Battle's Revisal.

An act to amend an act entitled "an act to provide for the laying off of a road from Quaker Bridge, in Jones county, to a point near Tar Landing, in Onslow county, chapter 260, acts of General Assembly, sessions 1878 and 1879."

An act concerning taxation and revenue.

An act to amend chapter eighty-two of the laws of 1879, entitled "an act to provide for keeping in repair the public roads of the State."

An act to incorporate the town of Wake Forest College in Wake county.

An act to give sub-contractors, laborers and material men a lien for their just claims.

An act to amend chapter 69 of Battle's Revisal.

Resolution in favor of D. W. Furman and John C. Syme.

An act to prohibit the sale of spirituous liquors within five miles of Hadnot Creek, Bethlehem and Oak Grove churches, Carteret county.

Resolution to pay S. T. Carrow.

An act to amend section fourteen (14), chapter one hundred and seventeen (117) of Battle's Revisal, in relation to widows' year's support.

An act for the better protection of navigation in the waters of the Albemarle Sound and its tributaries.

An act to amend section 1, chapter 260, act of 1876-'77
and to prohibit the sale of liquors within two miles of Mann's Chapel in Chatham county;

An act to construe an act to prohibit the sale of liquors within two miles and one-half of Hank's Chapel in Chatham county;

Resolution to employ counsel to aid the Governor in making contract with W. J. Best and others;

An act to prevent the felling of trees below the South-west Bridge in West branch of New river, in Onslow county;

An act to amend chapter 80 of the private laws of 1879, concerning cotton weighers;

An act to amend chapter one hundred and thirty-seven, laws of 1873-'74, entitled an act to prohibit the sale of liquors in certain localities;

An act for the relief of the bondsmen of F. J. Satchwell, late sheriff and tax collector of Beaufort county;

An act to protect the fish interest in North Carolina;

Which were duly ratified and ordered sent to the office of the Secretary of State.

A message was directed to be sent to the House of Representatives informing that honorable body that upon the return of the messenger the Senate would be declared adjourned sine die.

The hour for adjournment having arrived,

Mr. President Robinson, having resumed the Chair, addressed the Senate as follows:

"Fellow Senators:

The hour for the final adjournment having arrived, I desire to return my acknowledgments, in behalf of myself and the Secretary and Reading Clerk, for the compliment tendered by the resolutions adopted to-day.

I tender to each Senator the assurance of my individual respect and kind feelings. To the Senate collectively I am under lasting obligations for their aid and support in the discharge of my official duties. Trusting you may each re-
turn in safety to your families and homes, and live long lives of usefulness and honor to our beloved State, I declare the Senate adjourned without day."

J. L. ROBINSON,  
President of the Senate.

ROBT. M. FURMAN,  
Secretary of the Senate.
INDEX

TO THE

SENATE JOURNAL,

SPECIAL SESSION, 1880.
## Index to Senate Journal,  
**SPECIAL SESSION, 1880.**

### A.

<table>
<thead>
<tr>
<th>Topic</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>Absence, leave of, granted to</td>
<td></td>
</tr>
<tr>
<td>Messrs. Austin,</td>
<td>98</td>
</tr>
<tr>
<td>Brower,</td>
<td>24</td>
</tr>
<tr>
<td>Bynum,</td>
<td>27</td>
</tr>
<tr>
<td>Bull,</td>
<td>47</td>
</tr>
<tr>
<td>Everett,</td>
<td>47</td>
</tr>
<tr>
<td>Absence, leave of, granted the</td>
<td></td>
</tr>
<tr>
<td>Doorkeeper,</td>
<td>39</td>
</tr>
<tr>
<td>Engrossing clerk,</td>
<td>39</td>
</tr>
<tr>
<td>Adjournment, resolution on,</td>
<td>78, 110</td>
</tr>
<tr>
<td>&quot; resolution postponing hour of,</td>
<td>107</td>
</tr>
<tr>
<td>Adjournment</td>
<td>114</td>
</tr>
<tr>
<td>Albemarle Sound, bill to protect navigation in waters of</td>
<td>92, 108, 112</td>
</tr>
<tr>
<td>Alston, Mr. announced absent,</td>
<td>29</td>
</tr>
<tr>
<td>Anderson, J. C. bill to authorize to collect arrears of taxes,</td>
<td>81</td>
</tr>
<tr>
<td>Asylum for the deaf, the dumb and the blind, report of superintendent of,</td>
<td>63, 75</td>
</tr>
<tr>
<td>Atlanta and Charlotte Air Line Railway Company, bill to amend charter of,</td>
<td>81, 82</td>
</tr>
<tr>
<td>Atlantic and North Carolina Railroad, bill to sell state's interest in the,</td>
<td>85, 95, 96</td>
</tr>
<tr>
<td>Attorneys, bill to repeal the act abolishing tax fees of</td>
<td>30, 37</td>
</tr>
<tr>
<td>BILL</td>
<td>PAGES</td>
</tr>
<tr>
<td>------</td>
<td>-------</td>
</tr>
<tr>
<td>Aurora, bill to incorporate town of</td>
<td>50, 51, 111</td>
</tr>
</tbody>
</table>

**B.**

<table>
<thead>
<tr>
<th>BILL</th>
<th>PAGES</th>
</tr>
</thead>
<tbody>
<tr>
<td>Battle's Revisal, bill to amend section 39, chapter 53</td>
<td>25</td>
</tr>
<tr>
<td>&quot; &quot; &quot; &quot; &quot; &quot; section 15, chapter, 63, 34, 56</td>
<td></td>
</tr>
<tr>
<td>&quot; &quot; &quot; &quot; &quot; section 154 and 155, chapter 32</td>
<td>34</td>
</tr>
<tr>
<td>Battle's Revisal, bill to amend section 2, chapter 118</td>
<td>51</td>
</tr>
<tr>
<td>&quot; &quot; &quot; &quot; &quot; chapter 69, 91, 108, 112</td>
<td></td>
</tr>
<tr>
<td>&quot; &quot; &quot; &quot; &quot; chapter 8, 90</td>
<td></td>
</tr>
<tr>
<td>&quot; &quot; &quot; &quot; &quot; section 4, chapter 23, 90</td>
<td></td>
</tr>
<tr>
<td>&quot; &quot; &quot; &quot; &quot; section 8, chapter 7, 92, 103</td>
<td></td>
</tr>
<tr>
<td>&quot; &quot; &quot; &quot; &quot; section 14, chapter 117, 106, 108, 112</td>
<td></td>
</tr>
<tr>
<td>Beaufort county, bill for the relief of</td>
<td>25, 36, 45</td>
</tr>
<tr>
<td>Bills and resolutions, resolution limiting introduction of</td>
<td>90</td>
</tr>
<tr>
<td>Burke county, bill to relieve citizens of</td>
<td>23, 26, 37</td>
</tr>
<tr>
<td>Burnsville, bill to incorporate town of</td>
<td>60, 82</td>
</tr>
<tr>
<td>Buncombe county, bill to classify public roads of, and other counties</td>
<td>31, 47, 51, 52, 53, 80</td>
</tr>
</tbody>
</table>

**C.**

<table>
<thead>
<tr>
<th>BILL</th>
<th>PAGES</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cabarrus county, bill to allow commissioners of, to settle with sheriff</td>
<td>25, 26, 37</td>
</tr>
<tr>
<td>Cape Fear and Yadkin Valley Railroad Company, bill to amend the charter of</td>
<td>35, 39, 80</td>
</tr>
<tr>
<td>Cape Fear and Yadkin Valley Railroad Company, resolution concerning the</td>
<td>64, 70, 78, 79</td>
</tr>
<tr>
<td>Carolina Central Railway, bill to aid in the construction of the, from Lincolnton to Hickory</td>
<td>41</td>
</tr>
<tr>
<td>Carrow, S. T., resolution to pay</td>
<td>90, 101, 102, 105, 112</td>
</tr>
</tbody>
</table>
INDEX TO SENATE JOURNAL.

Page.

Chatham, bill to submit question of "Prohibition" or "No Prohibition" to voters of county of, 90
Coast Turnpike Company, bill to incorporate the, 91
Constitution of the State, resolution relating to the, 22, 26, 27
County Treasurers, bill concerning commissions of, 50, 58
Criminal actions, bill to expedite trial of, 34, 51, 60

D.

Doughty, James R., memorial of, 48
Draymen, bill to relieve, from payment of special tax, 106
Duplin Canal, bill in relation to the, 106
Durham Railroad Company, bill to incorporate the, 50, 58, 80

E.

Edgecombe county, bill to authorize the Board of Education of, to pay certain claims, 22, 31, 32, 34, 63
Elkville, bill to prohibit sale of liquor near, &c., 57, 68, 96, 110

F.

Fish interest, bill to protect the, of North Carolina, 57, 68, 99, 100, 105, 107, 113
Fitch, G. A., memorial of, 55, 56, 77, 78
Furman, D. W., resolution in favor of, &c., 90, 97, 106, 107, 112

G.

Gaston, bill to create a new township in the county of, 91, 102, 112
Governor, proclamation of the, 5, 6
Governor, committee to wait on the message of the, 7, 8
resolution of instruction to the, 8 to 21
resolution of request to the, 28
resolution authorizing the, to employ counsel, &c., 52
103, 105, 113
Granville Railroad Company, bill to amend an act to incorporate the, 34, 39, 91, 92, 102, 111
Greene and Lenoir, bill to allow commissioners of, to work roads by taxation, 29, 39, 58
Greene and Wayne, bill to run the dividing line between the counties of, 29, 39, 44, 45, 110
Guilford Court House, resolution in relation to the centennial celebration of the battle of, 41, 42, 82, 111

H.

Halifax county, bill to require the Board of Education of, to pay certain school claims, 25, 36, 40
Hanks' Chapel, bill to construe an act to prevent the sale of liquors near, &c., 57, 68, 69, 108, 113
High Point, bill to amend the charter of the town of, 63, 69, 83, 96, 97, 110
Horse racing, bill to prevent, on the public highways, 41, 53, 54
House of Representatives, organization of the, 7

I.

Insane Asylum, report of the Steward of the, 63

J.

Joines, C., resolution in favor of, 69, 70, 104
Journals, Documents and Laws, resolution concerning the binding of the, 69, 76, 95
Judiciary Committee, resolution of instruction to the, 50
INDEX TO SENATE JOURNAL. 121

Page.

Justices of the Peace, bill to provide for the removal of causes in courts of, 34, 47, 49, 80

K.

Keeper of the Capitol, resolution in relation to the room of the, 50, 87, 101, 111

King's Mountain, message of the Governor relating to the battle of, 43, 44

King's Mountain, resolution relating to the celebration of the Centennial of the battle of, 81, 82, 83

L.

Lands sold to the State, bill to extend time to redeem, 35, 56, 58, 80

Laws of 1873-'74, bill to amend chapter 137, 54, 108, 113

Laws of 1874-'75, bill to amend chapter 239, 29, 31, 80

Laws of 1874-'75, bill to amend chapter 130, 81

Laws of 1876-'77, bill to amend chapter 25, 31, 38, 69

Laws of 1876-'77, bill to amend chapter 33, private, 41, 55, 58, 71, 75, 76, 109

Laws of 1876-77, bill to amend section 1, chapter 84, private, 57

Laws of 1876-77, bill to amend section 1, chapter 194, 69, 79, 110

" " " bill to amend chapter 260, 91, 107, 112

" " " bill to amend chapter 260, 90

Laws of 1879, bill to amend chapter 82, 22

" " " bill to repeal chapter 142, 22, 26

" " " bill to repeal chapter 83, 23, 24, 110

" " " bill to amend section 23, chapter 70, 24, 31, 36, 38, 80

" " " bill to amend chapter 232, 25, 26, 34, 111

" " " bill to amend chapter 293, 25, 31, 43, 80
Laws of 1879, bill to amend section 12, chapter 70, 30, 40
" " " bill to repeal chapter 183, 30, 49, 53
" " " bill to amend section 1, chap. 206, 31, 38, 80
" " " bill to amend chapter 79, 31, 33, 37
" " " bill to amend section 20, chap. 70, 50, 60, 64, 110
" " " bill to enforce chapter 241, 54
" " " bill to amend chapter 260, 57, 70, 112
" " " bill to amend section 1, chap. 257, 60, 70
" " " bill to amend chapter 83, 63, 70
" " " bill to amend section 1, chap. 200, 64
" " " bill to amend section 22, chap. 70, 64, 87
" " " bill to amend sec. 10, Revenue Act, 78
" " " bill to amend section 1, chap. 129, 34
" " " bill to amend section 2, chapter 40, 81, 104, 111
" " " bill to amend chapter 104, 81, 98
" " " bill to amend chapter 82; 81, 93, 94, 95, 97, 106, 112
" " " bill to amend chapter 70, 86
" " " bill to amend chapter 24, private, 90, 103, 105
" " " bill to repeal section 14, chap. 240, 90, 109
" " " bill to amend the Revenue Act of, 91, 97, 98, 99, 111
" " " bill to amend chapter 232, 91, 104
" " " bill to amend section 6, chap. 135, 106
" " " bill to amend chapter 80, 106, 109, 113
Lenoir, bill relating to roads and other public works in the county of, 35, 52, 88, 95, 111
INDEX TO SENATE JOURNAL. 123

Page.

Lien, bill to give sub-contractors, laborers, &c., a, 91, 100, 101, 105, 107, 112

Liquors, bill to prohibit the sale of, near Hadnot church, &c., 62, 107, 112

Liquors, bill to amend the act prohibiting sale of in certain localities, 81, 103, 112

Liquors, bill to prohibit sale of in certain localities, 26, 30, 38, 63, 80

Liquors, bill to amend an act to prohibit sale of in certain localities, 90, 111

Live stock, bill making the killing of by engines, &c., indictable, 42, 49, 54, 55, 80

Live stock, bill to amend an act to prevent from running at large in Rowan, Davie and other counties, 91, 98, 111

Long, L. M., bill for the relief of, 63, 79, 110

M.

Map, resolution to purchase a, 35, 47, 48, 58, 80

Mebanesville, bill to incorporate town of, 81, 97, 118

Middleburg, bill to incorporate the town of, 57, 77, 97

Miller, H. W., resolution in favor of, 89, 92, 110

Mitchell, Senator, protest of, 108

Muddy Brook, bill to make, in Davidson county, a lawful fence, 107

Muster rolls, resolution relative to the of 1812, 49, 109

N.

Newberne, bill to incorporate the Board of Trade of, 106

New Hanover county, bill to authorize commissioners of to settle debts of Wilmington township, 50, 59
**INDEX TO SENATE JOURNAL.**

New river, bill to prevent felling of trees in, &c., 50, 95, 97, 113

North Carolina, bill to protect citizens of against stock from South Carolina, 29, 30, 39, 45, 59

North Carolina Railroad, bill to protect the state's interest in the, 44, 64

North Carolina, and Atlantic and North Carolina Railroads, bill to appoint commissioners to sell the state's interest in the, 29, 56

O.

Odd Fellows, bill to incorporate Cape Fear Lodge, No. 1841, G. U. O. of, 26, 33

P.

Petition of Henry Turner and others, 24, 25

" " W. E. White and others, 25

" " citizens of Yancy, 35

" " " " Pitt, 48

" " " " Aurora, Beaufort county, 48

" " " " Hyde, 67

" " the I. O. of G. T., of Greensboro, 77

" " " Board of Trade of Newbern, 55

" " " citizens of Lincoln and Catawba, 62

" " " " " High Point, 62

" " Hon. W. M. Robbins and others, 62

" " watchman and employees of capitol, 87

Polk county, bill to allow commissioners of, to submit a proposition to levy a special tax, to voters of, 42, 43

Powell, A M., bill to authorize, and others to erect a toll bridge, 92

Public Treasurer, resolution of instruction to the, 46, 47, 51
Public Treasurer, resolution to authorize the, to issue bonds to E. A. Crudup, Adm'r, &c., 69, 77, 79, 110

Randleman Mills, bill to incorporate the town of, 81, 95, 96, 97, 107, 111
Rice, Noah H., resolution for the relief of, 51, 59, 80
Richland, bill to incorporate the town of, 34, 46, 110
Roads and highways, bill to amend an act relating to, 25, 32
Robeson county, bill in regard to collection of taxes in, 69, 82
Robinson, Lieutenant Governor, address of, 7
" " " resolution of thanks to, 110
" " " address of, 113
Rogers, I. W., resolution in favor of, 91, 102, 112
Rowan county, bill for the protection of crops in, 28, 30, 31, 38, 39, 40

S.
Salisbury, bill to authorize Graded Schools in town of, 30, 36, 37, 45, 54, 75
Satchwell, F. J., bill for the relief of the bondsmen of, 30, 32, 113
Senatorial District, Second, resolution relating to the contested seat from the, 28, 32, 33, 88, 89, 95
Senate, organization of, 6, 7
School Bill, resolution relating to the, 21, 23, 31, 33, 105, 106
Spirituous and malt liquors, bill to change the law of evidence in relation to sale of, 78
State Banks, resolution concerning the ten per cent. tax on, 41
State Finances, resolution concerning the, 42
State Penitentiary, report of the Steward of the, 75
Superior Courts, bill concerning the, for Beaufort and Martin, 30, 39, 40, 80
Superior Courts, bill to change the time for holding the, in the Fourth Judicial District, 44, 49
Superior Courts, bill to change the time of holding the, in Jones and Carteret counties, 62
Supreme Court, resolution of request to the Judges of the, 34, 45
Supreme Court, bill to employ a messenger for the, 69, 79, 110

T.

Taxation and Revenue, bill concerning, 59, 64
Taxes of the State, resolution to reduce the, 102, 103
Taylorsville and Wadesboro Railroad, bill for the speedy procurement of the right of way of the, 57, 88
Treasury, resolution to provide for a deficit in the, 86, 92, 93
Tobacco Peddlers, bill for the relief of, 78
Tuckaseige river, bill to construct a bridge over the, 28, 32, 36, 38, 43, 80

U.

Union county, bill to authorize commissioners of, to apply surplus funds, &c., 35, 39, 80
University, resolution to correct report of committee on election of Trustees of the, and report of committee on said election, 50, 68, 81
Wake county, bill concerning the drawing of juries in, 90, 93, 110
Wake Forest College, bill to incorporate town of, 106, 107, 112
Walton, Tisdell, resolution in relation to, 50, 79
INDEX TO SENATE JOURNAL.

Western Insane Asylum, message from the Governor concerning the, 75, 87
Western N. C. Railroad, resolution to raise a joint select committee in reference to the, 21, 23
Western N. C. Railroad, bill in relation to the, 21, 56
Western N. C. Railroad, bill to sell the State’s interest in the, 22, 49, 56, 59, 60, 61, 64, 65, 66, 70, 71, 72, 73, 74, 75, 84, 111
Western N. C. Railroad, bill to sell the, 25, 56
“ “ “ bill in relation to the, 84, 85, 86
“ “ “ bill to authorize the sale of the State’s interest in the, 91
Western N. C. Railroad, bill to sell the State’s interest in the, and the N. C. and A. & N. C. Railroads, 21, 56
Wilmington, bill to incorporate the Scientific and Historical Society of, 92, 99
Wilmington Market Company, bill to incorporate the, 69, 95
Wilmington Telegraph Company, bill to incorporate the, 107