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# JOURNAL

OF  
THE

# THE SENATE,

OF THE

STATE OF SOUTH CAROLINA.

" *General assembly*

BEING

THE ANNUAL SESSION OF 1847.



COLUMBIA, S. C.

A. G. SUMMER, STATE PRINTER.

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OF

# THE SENATE

OF

# THE STATE OF SOUTH CAROLINA.

MONDAY, NOVEMBER 22, 1847.

General Assembly of the State of South-Carolina, begun and holden at Columbia, on the 22d day of November, in the year of our Lord, one thousand eight hundred and forty-seven—being the fourth Monday in November, the day fixed by the Constitution for the meeting of the General Assembly. The members of the Senate assembled in the Senate Chamber in the Capitol at 12 M.

The Hon. A. PATTERSON, Senator from Barnwell and President of the Senate, took the Chair, and on the Roll being called, the following Senators answered to their names, viz :

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|------------------------|------------------------------|
| Hon. R. F. W. Allston, | Prince George, Winyaw.       |
| “ Joseph A. Black,     | Richland.                    |
| “ John Blake,          | St. James, Santee.           |
| “ Ker Boyce,           | St. Phillip and St. Michael. |
| “ John Buchanan,       | Fairfield.                   |
| “ Gabriel Cannon,      | Spartanburg.                 |

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Hon. William Cooper,	Williamsburg.
“ George W. Dargan,	Darlington.
“ R. De Treville,	St. Helena.
“ Alexander Evins,	Pendleton.
“ John M. Felder,	Orange.
“ William H. Gist,	Union.
“ T. J. Goodwyn,	St. Matthews.
“ N. L. Griffin,	Edgefield.
“ William J. Hanna,	Chesterfield.
“ T. W. Hucy,	Lancaster.
“ J. D. Johnson,	St. Peters
“ William Irby,	Laurens.
“ F. J. Moses,	Claremont.
“ John P. Neele,	Newberry.
“ Thomas C. Perrin,	Abbeville.
“ B. F. Perry,	Greenville.
“ James S. Rhett,	Christ Church.
“ Joel B. Skipper,	Horry.
“ William J. Taylor,	Kershaw.
“ J. D. Witherspoon,	York.

A quorum being present, the Senate proceeded to business

The Clerk read the Journal of the last day of the last session of the Senate, December 18th, 1846.

The President announced that since the last meeting of the Senate, the Hon. B. K. HENEGAN, Senator from Marion District, had accepted a disqualifying office, and a writ of election had therefore been issued to supply the vacancy.

The Hon. ROBERT HARLLEE, Senator elect from Marion District, then appeared at the Clerk's desk, presented his credentials, the oaths were administered, and he took his seat.

Mr. WITHERSPOON presented a communication from J. B. Fulton, Door-keeper of the Senate, stating that in consequence of sickness he was unable to attend the session. Mr. WITHERSPOON thereupon offered the following Resolution, which was agreed to :

*Resolved*, That J. B. Fulton, the Door-keeper, have leave to discharge the duties of his office, during the present session, by a deputy, and that Archibald D. Gaillard be appointed said deputy. This permission, however, is not to be attended with any additional expense or charge on the State.

Mr. BOYCE submitted the presentments of the Grand Jury for Charleston District, at May and October Terms, 1847, which were read and referred to the Committee on the Judiciary.

Mr. BOYCE presented the memorial of the President and Directors of the Charleston Insurance and Trust Company, praying alteration of their charter, which was referred to the Committee on Incorporations and Engrossed Acts. Also,

The Petition of the Charleston Gas Light Company, praying an extension of their charter, which was referred to the Committee on Incorporations and Engrossed Acts. Also,

The Return of the Commissioners of Free Schools for the Parishes of St. Philip's and St. Michael's, for 1847; which was referred to the Committee on the College, Education and Religion.

Mr. MOSES presented the Petition of John Bradley, praying compensation for a slave killed in the service of the State; which was referred to the Committee on Claims and Grievances.

Mr. MOSES submitted the Presentment of the Grand Jury for Sumter District, Fall Term, 1847; which was read, and was referred to the Committee on the Judiciary.

Mr. MOSES presented the Petition of Joseph P. McElveen, praying payment for services and expenses in giving notice to the President of the Senate of the death of the former Senator from Williamsburg; which was referred to the Committee on Claims and Grievances.

Mr. BLACK gave notice, that he will, on Thursday next, ask leave to introduce a Bill to transfer the Election of Electors of President and Vice President of the United States, from the Legislature to the People.

Mr. BLACK presented the Petition of Samuel J. Kennerly, praying to be refunded a tax twice paid; which was referred to the Committee on Finance and Banks. Also,

The Petition of John J. Kinsler, praying to be refunded a double tax; which was referred to the Committee on Finance and Banks.

Mr. DARGAN presented the Return of the Commissioners of Free Schools for the District of Darlington, for the year 1847; which was referred to the Committee on the College, Education and Religion.

Mr. RHETT presented the Petition of David Truesdale, for protection to his planted oysters on Sullivan's Island; which was referred to the Committee on the Judiciary.

Messrs. WITHERSPOON and MOSES were appointed a Special Commit-

tee, to wait upon his Excellency, the Governor, and inform him that Senate had met, formed a quorum, and was ready to receive any communication he might be pleased to make.

The following Message was received from the House of Representatives.

IN THE HOUSE OF REPRESENTATIVES, }  
November 22, 1847. }

This House informs Senate that it has met, formed a quorum, and is ready to proceed to business.

By order of the House.

W. F. COLCOCK, *Speaker.*

A Message was also sent to the House of Representatives, informing the House of Representatives that the Senate had met, formed a quorum, and had proceeded to business.

Mr. B. F. FERRY presented the return of the Commissioners of Free Schools for Greenville District, for 1847; which was referred to the Committee on the College, Education and Religion.

On motion of Mr. DARGAN, it was ordered that when the Senate adjourns, it shall stand adjourned to meet to-morrow at 12 o'clock.

Mr. DeTREVILLE presented the return of the Commissioners of Free Schools for St. Helena Parish, for 1847; which was referred to the Committee on the College, Education and Religion.

Mr. DeTREVILLE submitted the Presentment of the Grand Jury for Beaufort District, Spring Term, 1847; which was referred to the Committee on the Judiciary.

Mr. WITHERSPOON, from the Committee to wait on his Excellency, the Governor, reported that the Committee had discharged the duty assigned to them, and that his Excellency had informed them that he would make a communication to-morrow, at 1 o'clock.

On motion of Mr. NEEL, the Senate adjourned.

## TUESDAY, NOVEMBER 23, 1847.

The Senate met at 12 o'clock, pursuant to adjournment.

The Clerk read the journal of the proceedings of yesterday.

## ADDITIONAL MEMBERS.

The following Senators appeared in their seats in the Senate Chamber, viz :

The Hon. Lemuel Boozer,	from	Lexington.
“ Jeremiah Fickling,	“	St. Luke.
“ William Mellard,	“	St. James, Goose Creek
“ John Rivers,	“	St. Andrew's.
“ David Walker,	“	St. Bartholomew's.
“ William Williams,	“	Prince William's.

The Hon. BENJAMIN PERRY, Senator elect from St. Paul's Parish, appeared at the Clerk's desk, presented his credentials, the oaths were administered and he took his seat

The President announced that Mr. HARLLEE was added to the Committee on the Lunatic Asylum and Medical Accounts.

Mr. MOSES presented the account of the Sumter Banner for advertising, which was referred to the Committee on Claims and Grievances.

Mr. WALKER presented the Petition of Aaron Varn and others, praying to be relieved from certain liabilities incurred by them as sureties of H. W. Rice, late Sheriff of Colleton District, which was referred to the Committee on Finance and Banks.

Mr. MOSES presented the Return of the Commissioners of Free Schools, for Claremont, for 1847; which was referred to the Committee on the College, Education and Religion.

Mr. WALKER presented the Return of the Commissioners of Free Schools for St. Bartholomew's Parish, for 1847; which was referred to the Committee on the College, Education and Religion.

Mr. ELLERBE submitted the Presentment of the Grand Jury of Marlborough, Fall Term, 1847, in relation to the Court House; which was read, and was referred to the Committee on Roads and Buildings. Also.

The Presentment of the Grand Jury of Marlborough District, Spring Term, 1847; which was read, and was referred to the Committee on the Judiciary.

Mr. FELDER presented the Petition of the Officers and Trustees of the

Healing Springs Academy, located in Barnwell District, praying to be incorporated; which was referred to the Committee on Incorporations and Engrossed Acts.

Mr. FELDER presented the Return of the Commissioners of Free Schools for Orange Parish, for 1847; which was referred to the Committee on the College, Education and Religion.

Mr. WITHERSPOON presented the Return of the Commissioners of Free Schools for York District, for 1847; which was referred to the Committee on the College, Education and Religion.

Mr. HANNA presented the Return of the Commissioners of Free Schools for Chesterfield District, for the year 1847; which was referred to the Committee on the College, Education and Religion.

Mr. MELLARD presented the Return of the Commissioners of Free Schools for St. James, Goose Creek, for 1847; which was referred to the Committee on the College, Education and Religion.

Mr. NEEL presented the Return of the Commissioners of Free Schools for Newberry District, for 1847; which was referred to the same Committee.

Mr. CANNON presented the Return of the Commissioners of Free Schools for Spartanburg District, for 1847; which was referred to the same Committee.

Mr. BOYCE presented the Petition of the South Carolina Masonic Benevolent Society, praying incorporation; which was referred to the Committee on Incorporations and Engrossed Acts. And also,

The petition of James Adger, George A. Trenholm and others, praying an Act of Incorporation of a company for compressing cotton bales; which was referred to the same committee. And also,

The petition of sundry citizens of Charleston, praying the prohibition of the introduction of slaves into that city merely for sale, and for other amendments of the law in relation to slaves; which was referred to the Committee on the Judiciary.

Mr. GRIFFIN presented the petition of Iverson L. Brooks, praying to be refunded a sum of money overpaid for taxes; which was referred to the Committee on Finance and Banks. And also,

The petition of John H. Fair, praying to be refunded the interest on a sum of money paid to the State before it was due; which was referred to the Committee on Claims and Grievances.

Mr. DETREVILLE presented the petition of Marmaduke Jowers, praying

a divorce from his wife; which was referred to the Committee on the Judiciary. And also,

The petition of Susannah Connelly, praying a grant of escheated property, which was referred to the same committee. And also,

The return of the Commissioners of Free Schools for Barnwell District, for the year 1847; which was referred to the Committee on the College, Education and Religion. And also,

The Presentment of the Grand Jury for Barnwell District, Fall Term, 1847, which was read, and so much thereof as relates to the Free School system was referred to the Committee on the College, Education and Religion; and

So much thereof as relates to the practice of carrying concealed deadly weapons, was referred to the Committee on the Judiciary.

Mr. EVINS submitted the Presentment of the Grand Jury of Anderson District, March Term, 1847; which was read and was referred to the Committee on the Judiciary. And also,

The return of the Commissioners of Free Schools for Anderson District, for 1847; which was referred to the Committee on the College, Education and Religion.

Mr. BLACK from the Committee on Accounts and Vacant Offices, reported the offices of Commissioner in Equity for Edgefield, Barnwell, York and Georgetown, vacant.

On motion of Mr. WITHERSPOON, Mr. BENJAMIN PERRY was added to the Committee on Roads and Buildings.

Mr. SKIPPER presented the Return of the Commissioners of Free Schools for Horry District, for the year 1847; which was referred to the Committee on the College, Education and Religion

Mr. CANNON presented the petition of T. J. Turner, praying compensation for guarding a prisoner; which was referred to the Committee on Claims and Grievances. And also,

The petition of Justice Turner, H. P. Golightly and E. P. Clements, praying compensation for guarding a prisoner; which was referred to the same Committee.

Mr. CANNON gave notice that on to-morrow he will ask leave to introduce a Bill to alter the law in relation to Magistrates' Executions, and the duty of Sheriffs as to executions in their offices.

At the hour of half-past 12 o'clock, His Excellency, the Governor, communicated to the Senate, his annual Message No. 1, as follows:



EXECUTIVE DEPARTMENT, }  
 NOVEMBER 23, 1847. }

*To the Honorable Members of the Senate, and  
 Of the House of Representatives :*

GENTLEMEN :—The representatives of the good people of the State, you have met here to consider of and provide for their welfare. The “universal frame” is governed by immutable and unerring laws—the same yesterday, to-day, and forever, and all is harmony. But humanity is left in its blindness and feebleness, to provide for its own changing and never satisfied necessities. I need scarcely remind you, that the law making power imposes on the law giver the highest responsibilities which individuals can incur in relation to their fellow man. It involves not only the obligation of providing for the passing day but after generations have a claim upon you, to which you are bound to respond—not that any thing that you may enact will be immutable, but that your enactments may serve as guides and lights to those that may come after us. To me the constitution has imposed the humbler, but delicate duty, to give you from time to time, “information of the condition of the State,” and to recommend to your “consideration such measures as I shall judge necessary or expedient.” And I shall enter upon this duty in the perfect confidence, that coming from all parts of the State, with full knowledge of the condition and wants of your constituents, you will readily perceive any omission and correct any error of my own. Perfection is not to be expected in the works of man, and a few are found who are hardy enough to question even the wisdom of some of those laws which have been ordained by almighty wisdom for the government of the moral world. It is not then matter of surprise, that still more complain of those which emanate from the hand of man. Some are governed by what might be characterised a perversity of thought, others are from defect of education incapable of reasoning aright, and a still more numerous class are benighted by their selfishness. Hence the clamor which is raised not only here but every where else where law governs, about its delays and uncertainties. To frame laws therefore, to meet the views of every individual, is not only impracticable, but any attempt to do so would be productive of nothing but anarchy. All that can be attained, is to preserve the old, and frame anew those best suited to the wants and necessities of the great mass of the people.

There is no one who is conversant with our general laws, and has witnessed their effect and operation, but must admire and approve of their general fitness. The English Common Law, founded on the wisdom and experience of ages, shorn of some of its rude proportions by successive enactments of our Legisla-

ture, and by slow and cautious judicial decisions, and moulded to a form suited to our peculiar circumstances, and the genius of our people, is the great foundation of those rules by which we are protected and secured in our lives, liberty, and property. They may be susceptible of improvements, but as a principle of legislation, I would lay it down as a rule, that any attempt to change these great landmarks by legislation, ought to be done with great care and circumspection. A particular case may develop apparent evil, but there is danger that in remedying that, others of greater magnitude will grow out of the remedy, and long experience has persuaded me that the safer course is the correction of it by what is sometimes stigmatized as Judicial Legislation, but not therefore the less safe or salutary. It is not the province of the Judge to make the law, but to apply the principle to the practical concerns of life, and it is no cause of wonder that the wisest are some times mistaken in its application, in some of the infinite variety of cases that daily arise. These errors are developed by time, and the true correction is in the correct application of the well settled principle. The great beauty and excellence of the common law, is its wonderful adaptation to all times, places, and circumstances. I do not mean that one common law would equally apply to all countries, but that every country in which right prevails, must have, so to express it, a common law of its own, possessing similar properties, founded on the usages and necessities of its citizens; it provides a remedy for every wrong, and it would be unwise to fetter it by arbitrary rules, the operation of which cannot be foreseen, unless the evil admits of no other remedy. I have therefore, nothing to propose to you on this head. Nor does any important defects in our statutory law, affecting the rights of property, now occur to me. Mankind readily accommodate themselves to any system of laws which are founded on correct morals, and are known and understood, and the same dangers and difficulties present themselves in reforming and modifying the statutory laws as in the common law. Neither ought to be handled without great caution and circumspection. If evils do exist, they will be found on a careful examination, not so much in the laws themselves, as in the machinery by which they are carried into effect. It is vain to expect their legitimate and successful operation in the hands of unskilful artists, where the machinery is defective, or the power employed is insufficient for the work to be performed. Occasional complaints against delays in the administration of justice has suggested these remarks, but when it is known that they are heard throughout the world, wherever the laws are administered through the agency of Courts of Justice, it gives assurance that they arise rather out of the necessity for caution and deliberation in meteing out justice, than in the varied systems through which it is done. No community

will or ought to be satisfied with any system, which does not secure reasonable despatch in its administration, and if there be any defects in our own, they ought to be corrected. The mere machinery of the law does not affect private rights, and these may be safely changed or modified to suit the exigencies of the times.

Of the patience, diligence, zeal and ability of the Law Judges and Chancellors, with most of whom I have acted for many years, I can speak with confidence, and I pay them no compliment in saying that no state in this Union is served in this department with more fidelity and ability, and if there are any unnecessary delays, they will be found in the want of sufficient time to despatch the business with that caution and circumspection which is indispensable to its correctness. I may have occasion during the present session to call your attention more particularly to this subject, and will for the present forbear to press it further.

#### DISTRICT POLICE.

Amongst the subjects requiring your immediate attention and calling for radical reform, is our District Police. That it is badly administered at least in some departments, is universally known and acknowledged, and I am persuaded that if the defects in the system itself, and the equally defective execution of it had been clearly seen and well understood, a corrective would have been before applied. The Commissioners of Roads, of the Poor, and of Public Buildings, have discretionary, not to say unlimited power of taxation over the citizens, and yet in effect they are accountable only to themselves, not only as to the fact, but for the manner of disbursing the fund and the uses to which they are applied. I do not intend to impute any thing improper to any individual or particular Board of Commissioners, but it is a power susceptible of the greatest abuses, defying detection, and I am satisfied that they themselves would generally desire the strictest scrutiny into their accounts. They are by law required to exhibit their accounts to the Attorney General and Solicitors, but this is necessarily matter of form. These officers are for the most part necessarily ignorant of the propriety and necessity of the disbursement of these funds, nor will the most specious vouchers suffice to demonstrate it. There is no one to question their propriety, and what they exhibit on their face is taken for granted. The administration of the Free School fund is equally exposed to abuse, and there is one instance falling within my own knowledge, in which a Board of Commissioners had been imposed on by one of its members, by the fabrication

of receipts in the name of fictitious persons, representing the disbursement of funds; and it is no unworthy compliment to the honesty and integrity of our people, that instances of this sort are so rare, when the facilities and temptations to frauds are so great.

This is not all. It is confidently believed that if the labour authorized by law for keeping our roads in repair, was rigidly required and judiciously directed they would generally be kept in good condition. It is believed too, that the poor are wretchedly provided for, although the sums annually exacted in the form of taxes are ample, and it is notorious, that the Free School Fund, large and liberal as it is, has failed almost wholly of the objects for which it has been appropriated. There is, unquestionably, defects in the system itself; but the great defect is in the want of principle and rule in its administration.

That these evils do exist is universally known and conceded. The difficulty is as to the remedy, and I feel great distrust of my ability to suggest one which will prove effectual. The leading feature of any remedy, ought to be to secure the prompt accountability of all the Boards of Commissioners or other agents, to an authority independent of their own; and I would respectfully recommend, as worthy at least of an experiment, the appointment of a Court or Supervisors of the Police in each district, to be appointed by the Executive with the advice of the Senate, to consist at least of one for each member of the House of Representatives, allowing at least one to each Parish—clothed with all the powers of these several Board of Commissioners, and with power to appoint overseers of the roads, of the poor, of public buildings, and of free schools, in such numbers as they may think fit, to be charged with the execution of the laws provided for their respective departments within the precincts to be assigned to them, and to account to the Judges or Supervisors at regular periods, for the manner in which they have discharged their duties and disbursed any funds that may have been committed to them. I submit, too, that the Judges or Supervisors should be required to meet regularly at the Court Houses of their respective districts at least once in every three months, and hold their sessions publicly, and be authorized to punish all delinquencies in the overseers. The report of the Circuit Solicitors to the Legislature in December, 1839, will supply a useful guide in framing the details of such a system, and their able arguments as to the necessity of a radical reform of our District Police, supersedes the necessity of vindicating it here. The proposed reform has at least the advantage of securing accountability to an independent authority. Clothed with limited judicial authority it might be rendered eminently subservient to the purposes of justice—particularly in the trial of slaves and free persons of color for capital offences. The

tribunals which now exercise this power, it is known, are generally not only ignorant of the principles, but even the forms of law, and incapable of analyzing and comparing facts. Independent of the humanity concerned in it, it has always struck me as a strange incongruity in our laws, that whilst the life of a slave is put in jeopardy on a trial before such a tribunal, the slightest injury to his person entitles the owner to resort to the highest tribunal in the State. If there be a class of offences of which they are capable, requiring a more summary mode of trial, make them an exception. It is believed too, that the jurisdiction of contracts to a very limited amount, of petty trespasses and misdemeanors, might be safely confided to it, and would relieve the Superior Courts of a burthen, which unimportant in itself, is calculated to delay and obstruct matters of more consequence. The want of men competent to fill the offices of Judges was a leading, and according to my recollection, the only reason for abolishing the County Courts in 1799, and that is no matter of surprise, as that generation was brought up during the Revolutionary War, when there was no means of obtaining an education, and yet the memory of some of the Judges is cherished by the old inhabitants, as examples of strict impartiality and ability in the administration of justice. But that objection no longer exists. The South Carolina College has shed its light throughout every portion of the State, and it is believed that in every district, educated gentlemen, some of whom have studied law as part of a finished education, and in other instances retired lawyers, will be found willing and able to serve the country in the capacity of Judges of such a Court, and one such at the head of the Courts of each District, would ensure it confidence and respect.

### EDUCATION.

In the increasing usefulness and growing prosperity of the South Carolina College, the State is reaping the full fruits of the liberal patronage which she has heretofore bestowed upon that Institution. It ranks now amongst the most useful asylums of learning in the Southern portion of the Union, and under its present wise and prudent and energetic government, it bids fair to take the lead of all. It is only the few who have lived like myself in times preceding the organization of this Institution, who can realize the full benefits which have resulted from it. Before, the only organs of imparting science and learning within the State, were a few Grammar schools, widely dispersed, in which the ancient classics were principally taught, with which were occasionally united a few of

the elementary branches of the exact sciences—a higher grade of mental culture were reserved for the very few who had the means of going to some of the Northern or foreign colleges to complete their education; and mental darkness pervaded the land. But under the fostering influence of this Institution, the lights of literature and the sciences have penetrated the recesses of the mountains, the islets of the sea-coast, and spread over the whole intermediate space. The number of students is now something like four-fold what it was a few years ago, and this addition would seem to indicate the necessity of an addition to the number of Professors, and necessarily enlarged accommodations for the Students. I will not anticipate what the Board of Trustees, whose peculiar duty and province it is to advise on this subject, may suggest. But I will not allow myself to question, that whatever appropriations may be necessary to sustain and promote this invaluable institution will not be withheld.

Of our Free School system I shall forbear to say any thing at present, as a Committee of the House of Representatives were charged, at the last session, with examining into it, with a view to its improvement, and it may be reasonably expected that they have bestowed upon it all the attention that so important a subject deserves; and that they will bring together all the information that could be obtained. The system in its present form, as well as the manner in which it is carried into effect, is the very worst that can be conceived, and calls loudly for improvement. But as the starting point of any improvement, I would suggest the absolute necessity of appointing a general Supervisor of the Schools, without which, it is respectfully submitted, all attempts at improvement will be vain—without it, nothing like system, so necessary to every enterprise, can be attained—next to this, the most important is the means of obtaining competent instructors.

#### ELECTION OF ELECTORS OF PRESIDENT AND VICE PRESIDENT.

It will not escape your notice, that by the act of Congress, the first Monday in November next, is fixed for the election of Electors for President and Vice-President. For the last fifty or sixty years, they have been elected by the Legislature, the time appointed for the election being within the period of its regular annual sessions, but the time now fixed is between the election of a new Legislature and the term prescribed by the Constitution for their assembling. If the Legislature determine to exercise the power themselves, the questions

will arise, 1st. Whether you have the power to adjourn yourselves over to that day—if not, 2d. Whether you have an authority to provide for the assembling the newly elected members, and if neither, 3d. Whether the Executive has, under the Constitution, authority to convene them. I do not, myself, entertain any doubt on either of these questions. In the memorable session of November, 1834, specially called to provide against the operation of the obnoxious tariff laws of the United States, the newly elected members were convened before the time appointed by the Constitution, by the proclamation of Governor Hamilton, upon the advice at least of the Judges of the Court of Appeals, of which I was then a member, and it is a little remarkable that irreconcilably divided as we were upon the political questions that agitated the whole State, we all, without concert, came to the conclusion that the newly elected members constituted the true Legislature, and so advised him. The conclusion at which I then arrived, was not without due deliberation, and I believe it has been sanctioned by general public opinion. I have certainly not changed my own. It follows that this Legislature has no authority to adjourn itself over to a time beyond the next election of members, and I think there is as little doubt that you have no authority to prescribe a time for their meeting. If you may, there is nothing to restrain you from prescribing rules for its government and direct its course of legislation, and so of any subsequent Legislature. The question is resolved by the familiar rule—that an agent or representative cannot, by the appointment of a substitute, extend his authority beyond the time limited by the authority under which he acts.

Has the Executive the authority to convene the newly to be elected members? His power in this respect is limited by the Constitution to “extraordinary occasions.” Is this one of that character? It may be said that it is not, because the occasion is foreknown. Now, if the passage of the act had been delayed until after the next session of the Legislature, I can hardly suppose that even this objection would be raised, and yet this Legislature is as impotent to provide for the occasion, unless by changing the manner of appointing the electors, as would be the individual members in March next, dispersed throughout the State, and the “occasion” is the more “extraordinary,” as there is no other means of providing for it, unless the Legislature shall see fit to provide another manner of appointment.

The only alternative is, to give the election to the people. The present system has worked well heretofore, and I am upon principle opposed to any changes, unless certain and practical advantages are to result from them. This certainly has one advantage. The members of the Legislature have greater facilities of

ascertaining the qualification and claims of the candidates than the great mass of the people, and are therefore less liable to be imposed on by the artful misrepresentations of designing men. If you should think otherwise, it will be for you to determine whether to elect them by districts or a general ticket. It is obvious that if the general ticket system is adopted, the up country will, on account of the greater number of voters, have the entire control of these elections. Now, the representation in our State Legislature is apportioned generally amongst the districts on the basis of taxation and population, with some concessions to the Parishes of the low country, on account of their peculiar territorial divisions, the result of a compromise between the up and low countries, with a view to establish something like a balance of power, if by any possibility conflicting interests should arise—the only value of a written constitution being to protect the weak against the strong. The principle of this compromise has generally governed in the election of Senators to Congress, by selecting one from each section of the State, and good faith requires that it should be carried out in the election of electors.

The Constitution of the United States authorizes the Legislatures of the several States to prescribe the manner of appointing electors, and I have heard it urged that as the power was limited to prescribing the manner, the Legislatures themselves had not the power to appoint. Our long continued usage gives the answer to this argument; but if the question was now open I do not think there would be room for much controversy about it. The power to appoint, necessarily involves the right to direct the manner in which the power is to be executed; and the idea that one may authorize that to be done which he himself is prohibited to do, would seem to involve a contradiction—a fit and willing agent might not be found, and it would be criminal to confide it to one who was unworthy of confidence and if the position be correct the power must remain unexecuted.

I submit these views with great deference and profound respect, and under perfect confidence that however you may dispose of the question, your councils will be directed with a single eye to the well being of the State.

#### FEDERAL RELATIONS.

I transmit herewith certain resolutions of the Legislature of the State of Virginia, which I am requested by the Governor of that State to lay before you. They are directed against that proviso of the bill then under consideration in Congress, appropriating money to prosecute the war or negotiate a peace



with the Republic of Mexico, usually called the Wilmot Proviso, and affirms amongst other things, that the passage of that Proviso would make "it the duty of every slave-holding State, and of the citizens thereof, as they value their dearest privileges, their sovereignty, their independence, their right of property, to take firm, united and concerted action in this emergency."

I am also requested to lay before you, and herewith transmit, certain resolutions of the Legislature of Connecticut, upon the same subject, approving and affirming the principles of the Wilmot Proviso. I have also received from the Governor of Rhode Island certain resolutions of the Legislature of that State, of the same import, which I also herewith transmit. These conflicting resolutions raised the question whether Congress had or had not the constitutional right to prohibit slavery in the States admitted into the Union heretofore, and may be hereafter admitted. If the question was now to be agitated, for the first time, one who is familiar with the history of our Government and has studied our Constitution in the spirit of its original design, would be surprised that such a question was ever raised. The States of which the Union was composed at the adoption of the Constitution, were clearly intended to be placed on the footing of precise equality, and the framers of that instrument would have been startled at the idea that those afterwards to be admitted were to be regarded as unworthy of the sacred privileges secured to the original States, the right to legislate for themselves, and that Congress might, by act, prescribe rules for their legislation. The argument in favor of this proposition is based on that provision of the Constitution which declares that "Congress may admit other States into the Union"—that this in terms, is a discretionary power, and Congress may therefore annex any condition that it thinks fit, and consequently the right to interdict slavery or involuntary servitude. If this be admissible, there is no militation to the right, and the principle, if carried out, would authorize Congress to reserve to itself all the powers of legislation for the new States, or so to fetter it with restrictions, as to leave to them the mere shadow.

The impracticability of enforcing such a restriction in opposition to the interest and wishes of the citizens, is a strong, if not a conclusive argument against the soundness and correctness of the principle. If Indiana, or any other of the States on which the restriction has been imposed, determined to throw it off and introduce slavery, by what means would the Government enforce it? An army would find nothing to war against, and a law in violation to the constitutional rights of the people and opposed to their wishes and interest, would be, and must necessarily prove wholly inoperative.

The question is one of interest to us mainly as it affects the balance of pow-

er in the Government of the United States, that is even now against us and the slave-holding States owe it to themselves and to posterity to resist its increase by any possible means, as an open, undisguised and unconstitutional oppression on the States hereafter to be admitted into the Union, and as destructive of that balance of political power so necessary in a country like this to the healthful operations of the Government.

The Missouri Question agitated this Union throughout its whole extent, and it was hoped that the principle on which it was compromised had put it to rest forever. But the non-slave-holding States, as if impatient for the strife, and eager for the contest, regardless of their constitutional obligations and the compromise solemnly entered into, again revive it in the form of the Wilmot Proviso. But it has again been quieted by the rejection of the proviso by the Senate of the United States. It furnishes pregnant evidence, however, that they will never suffer any occasion to escape which will afford an opportunity of lighting up this fire-brand.

The interests and sympathies of the slave-holding States are in unison, and they require nothing but firmness, concert of measures, and unity of action, to command respect for their rights. It requires no spirit of prophecy to foretel that sooner or later we shall have to meet and finally decide this question, and we ought to prepare for it.

I earnestly recommend to your consideration the principles of the resolutions of the Legislature of Virginia, as a correct exposition of our rights, and as pointing out the proper principle of action.

Connected with this subject, is another of deep interest to the slave-holding, particular the border States—but the evil is felt throughout them all. I mean the protection given to our fugitive slaves in some places, as in Pennsylvania, under the color of law, and almost every where in the non-slave-holding States by a thoughtless, reckless fanaticism which wields a power greater even than the law—and is extended also to those that have been seduced or stolen from us, and to the seducer and thief. I am not aware of any means by which we can protect the individual rights of our citizens against the lawless combination of the citizens of another State, but our Statutes makes it a felony to inveigle steal and carry away any slave from his owner, and if one offend against these laws and fly to another State, we have, under the Constitution of the United States, the right to demand of the Executive of the State in which he has taken refuge, his arrest and delivery. The right has been denied in some instances, and in others the culprits have been even more securely protected by the power to which I have before referred. The laws are impotent and direct force is pre-

hibited by the Constitution. Is there no remedy? It may be ineffectual, but I submit to your consideration, whether a liberal increase of the contingent fund to be disbursed by the Executive in such way as he thinks fit to bring these offenders to justice, would not be advisable.

I transmit herewith, at the request of the Legislature of Missouri, certain resolutions of that body, by which their Senators and Representatives in Congress are requested to use their best exertions to procure a modification of the laws and regulations of the Army, by which the officers and soldiers may be put on a footing of equality.

I transmit also herewith, a communication from Count De CHOISEUL, the Consul of France for South Carolina, &c., on the subject of the claims of the Legionaries of Luxemburg, against the State, for services rendered during the war of the Revolution, which has for its object, with a view to the settlement of that long standing claim, the payment of the money to the French Government, on its guaranty against all future claims from the Legionaries and their heirs, and I recommend it to your special consideration.

I shall have occasion at a future day, to bring to your notice several matters of a local nature. The most important of which relates to the Rail Roads which have been projected in the State—there are also other matters, the facts connected with which have not been put in my possession.

### MEXICO.

The war with Mexico is of deep and exciting interest to every portion of the United States, and South-Carolina participates largely in it. In its commencement, the ostensible object was to repel the intrusion of the Mexican army into the territory acquired by the admission of Texas into the Union. Since then, other causes have been relied on as a justification for pushing the war into the heart of the Mexican country, the most prominent of which was the neglect of Mexico to pay a sum of money stipulated for by treaty; and that, under some circumstances, would, according to the laws of nations, have been a justifiable cause of war, as when having the means a State pertinaciously refused to pay an acknowledged demand, but in the condition that Mexico then was, torn to pieces by domestic dissension and strife, subject to frequent revolutions, the people of the United States would never have consented to have made that alone the cause of war against a Sister Republic. We must then look back to the intrusion upon our territory as a justification.

If an enemy assail us, we are justified by the laws of nature, and of nations, not only to repel it, but so to disarm him, or to put him into a condition from which we might reasonably suppose he would cease to annoy us. Texas, standing alone, had driven Mexico out of the field, and actual war between them had long ceased, and after the lessons which she had been so severely taught at Resaca de la Palma—Palo Alto, and Matamoras, it can hardly be supposed that she would have been eager again to try her strength with the arms of the United States, and the honor and interest of the country would have been vindicated, by arresting the war then, at least until, in her folly and madness, she should renew the contest. To “conquer a peace,” the war has been carried into the heart of the country at an immense cost of blood and treasure. Her armies have been swept before us like grass before the reapers scythe. Her seaports, many of her cities, and her great Capital are in our possession, and yet there is no peace. We have tendered to her overtures intended as pacific, which have been indignantly rejected, and the nation driven to desperation is as one man armed against us. When and how is this peace to be conquered? If by the conquest and permanent occupation of the country, it is worthy of the grave and solemn consideration of the people of the United States whether the fee simple is worth in dollars and cents, the cost of the conquest. Suppose it conquered, the diversity in our language and religion would be an inseparable obstacle to their cordial amalgamation with us, and until their remembrance of what they at least will assume to be the wrongs we have done them, shall have passed away, a large army will be necessary to keep them in subjection. Apart from these difficulties, what benefit are we to derive from the conquest? A communication between our North-Western possessions and the Pacific Ocean is certainly very desirable, but beyond this, we have already territory enough to satisfy the demands of our population for many generations to come—none is hardly desirable, as we are already cavilling amongst ourselves about the spoils of the anticipated victory which may lead to a contest more disastrous than the war itself. It becomes then a question of serious import and great delicacy, to determine what course, in this juncture, the Government of the United States ought to pursue. It ought not, and I trust will not, do any act calculated to compromise its interest, honor, or dignity—but its object and end, in the prosecution of this war, if there be any other than the attainment of an honorable peace, is yet shut up in the closet, and I trust I shall not be deemed impertinent in making some suggestions in relation to it. The enemy has been already severely chastised for her aggressions upon us, our arms have met with no reverse, but have triumphed in many a bloody field, always

against fearful odds in numbers. We are in possession of her seaports, and I venture to suggest, as worthy of consideration, whether we should incur any odium, and whether we should not consult our interest and dignity by withdrawing our army from the interior of the country, and throwing around a line of circumvallation which would cut her off from all communication with the rest of the world—is not as well calculated to produce what ought to be the desired result, as laying waste the country with the sword, and at a less expense of blood and treasure.

I have ventured these remarks, in the belief that you will receive them as coming from one having no feelings or aspirations inconsistent with the interest and glory of the American people, and with the knowledge that you have no immediate power over the subject, or that you would feel any disposition improperly to interfere with the legitimate powers of the General Government in the prosecution of the war, but that your voice is entitled to be heard and must command respect, if you think proper to give it utterance.

I cannot dismiss the subject of this war without some notice of our own Palmetto Regiment—made up of some of the best blood and choicest spirits of the State. They have won for themselves, our common country, and their native State, a measure of renown unsurpassed by any army in any age or country.—A bright page is reserved for them in the history of this war, and when the battles of Contreras, Churubusco, and Chapultapec shall be reviewed by after ages, they will be found to compare with the most brilliant achievements of ancient or modern times. The small remnant that remains of this gallant regiment is melancholy proof of their courage and devotion. The splendor of its triumph, is reflected back on the State, and she will not forget that it imposes obligations which she cannot forego. The widows and children of the fallen ought not to be thrown off to depend on the cautious and measured charity of the General Government. Let them be our peculiar care. Nursed and sustained by those bound to them by the ties of kindred and common sympathy, they will be exempted from the chills and blighting influence of dependance on strangers. I can summon to the aid of this suggestion no greater or more imposing influence than the sentiment expressed by Brigadier General Shields, in a letter to me, announcing the fall of the lamented Col. Pierce M. Butler, at the battle of Churubusco, and applying the principle to the families of all who have fallen in this contest. In speaking of him, he remarks, “permit me, Sir, to say in conclusion, that I trust the gallant State, upon which his death has shed such lustre, will supply the place of guardian and protector to his widowed family.”

DAVID JOHNSON.

The Message was read, and on motion of Mr. MOSES, the Senate ordered that the usual number be printed, together with the communication of Count CHOISEUL on the subject of the claim of the Legendaries of Luxemburg against the State for services during the war of the Revolution, and the resolutions of the State of Virginia in relation to the Wilmot Proviso, and be made the Special order of the day for Thursday at 1 o'clock.

Mr. HUEY presented the Return of the Commissioners of Free Schools for Lancaster District for the year 1847; which was referred to the Committee on the College, Education and Religion.

On motion of Mr. SKIPPER, it was ordered that when the Senate adjourns it shall stand adjourned to meet to-morrow at 12 o'clock.

Mr. ALLSTON presented the account of Dr. H. L. Byrd and C. Williams for a post mortem examination, which was referred to the committee on the Lunatic Asylum and Medical Accounts.

Mr. ALLSTON submitted the Presentment of the Grand Jury of Georgetown District, Fall Term, 1847, which was read and was referred to the Committee on the Judiciary. And also,

The Presentment of the Grand Jury of Georgetown District for Spring Term, 1847, which was read and was referred to the same Committee.

Mr. HANNA gave notice that on to-morrow he will ask leave to introduce a Bill to require all gifts of slaves to be in writing.

Mr. BOYCE presented the petition of the officers and members of the Carpenters' Society of the city of Charleston, praying a revival of their Charter, which was referred to the same Committee. And also,

The Petition of the Glebe street Presbyterian Church, praying an act of incorporation; which was referred to the same Committee. And also,

The Petition of the Wesleyan Benevolent Society, praying an act of Incorporation; which was referred to the same Committee. And also,

The Petition of the Charleston Cotton Manufacturing Company, praying an act of incorporation; which was referred to the same committee. And also,

The Petition of the Cumberland Church Benevolent Society, of the Methodist Episcopal Church in Charleston, praying an act of incorporation; which was referred to the same Committee. And also,

The Memorial of the City Council of Charleston, praying the passage of laws for the inspection of Flour, Turpentine, Indian Meal and Lumber; which was referred to the Committee on the Judiciary.

The Senate granted leave to Mr. TAYLOR to withdraw from its files the Petition of W. A. Anerum, praying to be refunded a tax

On motion of Mr. SKIPPER, the Senate adjourned at 25 min. after 1 o'clock.

## WEDNESDAY, NOVEMBER 24, 1847.

The Senate met at 12 o'clock, pursuant to adjournment.

The Clerk read the Journal of the proceedings of yesterday.

## ADDITIONAL MEMBERS.

The Hon. P. C. GRIMBALL, from St. John's, Colleton,

“ T. L. GOURDIN, from St. James, Santee,

appeared in their places in the Senate.

Mr. DARGAN presented the Petition of sundry inhabitants of Darlington District, praying for the establishment of a new Road; which was referred to the Committee on Roads and Buildings; also

The Petition of Alexander Sparks, praying for the re-charter of a Ferry; which was referred to the same Committee.

The following Resolution offered by Mr. ELLERBE, was agreed to:

*Resolved*, That the Committee on the Judiciary inquire into the expediency of establishing, for the District of Marlboro', a separate Court of Equity, and that they report on the matter by Bill or otherwise.

Mr. COOPER presented the Return of the Commissioners of Free Schools for Williamsburg District, for the year 1847; which was referred to the Committee on the College, Education and Religion

Mr. JOHNSON presented the Return of the Commissioners of Free Schools for St. Peters' Parish, for the year 1847; which was referred to the same Committee.

Mr. HARLLEE presented the Petition of sundry citizens of Marion Village for a charter of incorporation; which was referred to the Committee on Incorporations and Engrossed Acts; also

The Petition of sundry citizens of Marion Villags, against an Act of Incorporation; which was referred to the same Committee.

Mr. IRBY presented the Return of the Commissioners of Free Schools for Laurens District, for the year 1847; which was referred to the Committee on the College, Education and Religion.

Mr. MELLARD presented the Petition of John J. Sweatman, praying for a pension; which was referred to the Committee on the Military and Pensions.

Mr. HUEY presented the Petition of the Lancaster Regimental Band, praying an Act of Incorporation; which was referred to the Committee on Incorporations and Engrossed Acts.

Mr. CANNON presented the Petition of David Lyle, of Chester District, praying that a certain tract of land subject to escheat, be vested in him; which was referred to the Committee on the Judiciary.

Pursuant to notice, and with leave of the Senate, Mr. CANNON introduced

A Bill to alter the Law in relation to Magistrate's Executions and the duty of Sheriffs as to executions in their office. The Bill received the first reading, and was referred to the Committee on the Judiciary.

Mr. MOSES presented the Return of the Commissioners of Free Schools for Clarendon County, for 1847; which was referred to the Committee on the College, Education and Religion.

The following Resolution, offered by Mr. MOSES, was agreed to:

*Resolved*, That it be referred to the Committee on the Judiciary, to enquire and report upon the propriety of repealing so much of the law as allows costs to the Attorney General and Solicitors in cases of conviction, and to establish in lieu thereof, a fixed salary. And that the Committee have leave to report by bill or otherwise.

Mr. MOSES presented the Petition of sundry citizens of Sumter District, praying that a certain road, heretofore required by law to be opened, be completed and recognized as a public road; which was referred to the Committee on Roads and Buildings.

Mr. MOSES also presented the Petition of the Commissioners of Roads of Clarendon, praying that a certain public road may be closed; which was referred to the Committee on Roads and Buildings.

Mr. MOSES laid before the Senate the 3d volume of Law Reports by J. S. G. Richardson, late State Reporter; which was referred to the Committee on the Judiciary.

Mr. FICKLING presented a communication from James A. Strobbart, accompanied by the 1st volume of his Law Reports. The communication and volume were referred to the Committee on the Judiciary.

Mr. GOODWYN presented the Return of the Commissioners of Free Schools for St. Matthews' Parish, for the year 1847; which was referred to the Committee on the College, Education and Religion.

Mr. WITHERSPOON presented the account of the Clerk of the Court of Appeals at Columbia, against the State; which was referred to the Committee on Claims and Grievances.

Mr. RHETT presented the Return of the Commissioners of Free Schools for Christ Church Parish, for the year 1847; which was referred to the Committee on the College, Education and Religion.



Mr. TAYLOR presented the Petition of Joseph Kirkland and others, in relation to a road; which was referred to the Committee on Roads and Buildings. And also,

The Return of the Commissioners of Free Schools for Kershaw District, for 1847; which was referred to the Committee on the College, Education and Religion.

The Senate granted leave to Mr. IRBY to withdraw the Petition of John Hudgins, Sheriff of Laurens, for payment for carrying a prisoner to jail—with the report of the Committee on Claims and Grievances of the House of Representatives, and the accompanying documents.

Mr. BOYCE presented the abstract of the expenditures of the city and poor fund for Charleston, for the year 1847; which was referred to the Committee on Finance and Banks.

Mr. BOYCE presented the Petition of the Artilleurs Français, to have the name changed to the La Fayette Artillery; which was referred to the Committee on the Military and Pensions.

Mr. TAYLOR submitted the Presentment of the Grand Jury of Kershaw District, Fall Term, 1847; which was read, and was referred to the Committee on the Judiciary.

Pursuant to notice given by Mr. HANNA, and by leave of the Senate, Mr. DARGAN (in the temporary absence of Mr. HANNA) introduced

A Bill to require all gifts of slaves to be in writing.

The Bill received the first reading, and was referred to the Committee on the Judiciary.

Mr. TAYLOR presented the Petition of W. A. Ancrum, praying to be refunded taxes paid for a series of years; which was referred to the Committee on Finance and Banks.

The President laid before the Senate the Memorial of J. N. Whitner, Solicitor, concerning certain bonds due the State, and placed in his hands for collection; which was referred to the Committee on Agriculture and Internal Improvements.

The Senate granted leave to Mr. GOODWYN to withdraw from its files the Petition of citizens of St. Matthew's, in relation to a decision of the Court of Appeals on the will of A. Houser.

Mr. BLACK, from the Committee on Accounts and Vacant Offices, reported vacant the following offices:

Commissioner in Equity for Fairfield and Pickens.

Register of Mesne Conveyance for Georgetown District.

Mr. BLACK presented the Return of the Commissioners for Free Schools

for Richland District, for the year 1847; which was referred to the Committee on the College, Education and Religion.

Mr. GRIMBALL presented the Petition of J. Jenkins Mikell, praying compensation for a slave executed; which was referred to the Committee on Claims and Grievances.

On motion of Mr. BLACK, a Message was sent to the House of Representatives, proposing to that House to go into a ballot to-morrow, at half past 12 o'clock, for Commissioners in Equity for the Districts of Edgefield, Barnwell, York, Georgetown, Fairfield and Pickens.

Mr. HARLEE presented the Petition of the Commissioners of Public Buildings, and sundry citizens of the District of Marion, praying for an appropriation to build a jail in said district; which was referred to the Committee on Roads and Buildings.

On motion of Mr. BOYCE, it was ordered that when the Senate adjourns, it shall stand adjourned to meet to-morrow at 12 o'clock.

On motion of Mr. NEEL, the Senate adjourned at 13 minutes to 1 o'clock.

THURSDAY, NOVEMBER 25, 1847.

The Senate met at 12 o'clock, pursuant to adjournment.

The clerk read the journal of the proceedings of yesterday.

The Hon. M. T. APPLEBY, Senator from St. George, Dorchester, appeared in his seat in the Senate chamber.

Mr. WITHERSPOON presented the Report of the Comptroller General, which was referred to the Committee on Finance and Banks, and the reports and exhibits were ordered to be printed.

The following message was received from the House of Representatives:

IN THE HOUSE OF REPRESENTATIVES, }  
November 24, 1847. }

*Mr. President and Gentlemen of the Senate:*

This House concurs in the Message of Senate, proposing to go into a ballot for Commissioners in Equity for the Districts of Edgefield, Barnwell, York, Georgetown, Fairfield and Pickens, to-morrow at half past 12 o'clock.

By order of the House,

W. F. COLCOCK, *Speaker.*

The House of Representatives sent to the Senate for concurrence, the following resolutions :

Whereas, Brigadier General SHIELDS, one of the most gallant officers of the army engaged in the Mexican war, under whose immediate command the Pafmetto Regiment has been led to battle, is about to pass through the State : and having understood that His Excellency, Governor JOHNSON, intends to invite him to visit the Capital, the Legislature, gratified at the opportunity thus afforded of manifesting their high appreciation of the military services of this great leader ; therefore,

*Be it Resolved,* That this General Assembly most heartily approve of the intention of His Excellency to extend this merited act of courtesy to General SHIELDS, and most cordially unite with him in tendering the respects and hospitalities of the State to an officer so intimately connected, as he is, with her Regiment in the Mexican war.

*Resolved,* That a copy of this resolution be transmitted to His Excellency the Governor.

The resolutions were concurred in, and were ordered to be returned to the House of Representatives.

On motion of Mr. MOSES, the Special Order for 1 o'clock (the Annual Message, No. 1, of His Excellency, the Governor,) was discharged, and the Senate proceeded to the consideration of the same.

Mr. MOSES offered the following resolutions :

*Resolved,* That so much of the Message of His Excellency the Governor as relates to the subject of "District Police," be referred to the Committee on the Judiciary.

That so much thereof as relates to the subject of "Education," be referred to the Committee on the College, Education and Religion.

That so much as relates to "the election of Electors of President and Vice President," to the "Resolutions of the Legislature of the State of Virginia, in reference to the Wilmot Proviso;" to the protection given in non-slaveholding States to fugitive slaves, and fugitives from justice charged with negro stealing ; together with so much thereof as refers to the proper course for the termination of the war with Mexico, be referred to the Committee on Federal Relations.

That so much thereof as relates to the communication from the Count Choiseul, the Consul of France for South Carolina, on the subject of the claims of the Legendaries of Luxemburg against the State, for services in the Revolution, be referred to the Committee on Claims and Grievances. And,

That so much thereof as relates to the widows and children of the officers and soldiers of the Palmetto Regiment, who have fallen in the war with Mexico, be referred to the Committee on the Military and Pensions.

*Resolved*, That His Excellency, the Governor, be requested to return without comment, to the respective Executives of the States of Connecticut and Rhode Island, the resolutions from the said States, referred to in his Message, in relation to the principles of the Wilmot Proviso.

The resolutions were agreed to, and the Message was referred accordingly.

On motion of Mr. MOSES, a message was sent to the House of Representatives, requesting that House to furnish to the Senate, the communication from Count Choiseul, consul of France, upon the claim of the French Legendaries of Luxemburg, for compensation for services in the war of the Revolution, and the resolutions from the Virginia Legislature, on the subject of the Wilmot Proviso, documents accompanying the Governor's Message, copies of which, had not been furnished to the Senate.

Mr. BLACK presented the petition of the officers and sundry members of the Mechanics' Association of Columbia, praying an Act of incorporation; which was referred to the Committee on Incorporations and Engrossed Acts.

Mr. IRBY presented the Petition of John Hudgins, praying compensation for carrying prisoners from Spartanburg to Laurens, and from Laurens to Union and back; also for blankets furnished for prisoners in jail; which was referred to the Committee on Claims and Grievances.

Mr. BOYCE presented the petition of citizens of Charleston, for alteration of the License Law; which was referred to the Committee on the Judiciary Also,

The petition of Michael Thompson, praying to be refunded a double tax which was referred to the Committee on Finance and Banks.

Mr. PERRIN presented the petition of Oney Patterson, praying compensation for a slave executed; which was referred to the Committee on Claims and Grievances.

Mr. HARLLEE submitted the presentment of the Grand Jury for Marion District, at Fall Term, 1847; which was read and was referred to the Committee on Roads and Buildings.

Mr. TAYLOR presented the petition of the Town Council of Camden, praying increased power of taxation; which was referred to the Committee on Incorporations and Engrossed Acts.

Mr. GRIFFIN presented the memorial of sundry citizens of Hamburg, praying the establishment of a Recorder's Court in that town, which was referred to the Committee on the Judiciary; and

The memorial of the Intendant and Wardens of Hamburg to the same effect, which was referred to the same Committee.

Mr. FELDER presented the petition of Henry Rutland and others, praying a grant of escheated property, which was referred to the same Committee.

Mr. CANNON presented the petition of Sarah Keenan, of Chester District, praying that the title of certain property therein named be vested in her, which was referred to the same Committee; and also

The petition of William Wall, praying for the use of a part of the Rocky Mount Canal, which was referred to the same Committee.

The Senate granted leave to Mr. HUEY to withdraw the petition of John N. Walker, praying to be refunded a double tax.

Message No. 2, from His Excellency the Governor, communicating the resignation of Isaac C. Sessions, Register of Mesne Conveyance, and Thomas R. Sessions, Coroner for Georgetown District, was laid before the Senate, and was read and was referred to the Committee on Accounts and Vacant Offices.

Mr. DeTREVILLE presented the Petition of sundry citizens of the Parish of St. Helena, praying the establishment of a Road on Lady's Island.

Mr. PERRIN gave notice that on to-morrow he will ask leave to introduce a Bill to provide for the subscription, on the part of the State, for stock in certain Rail Roads.

At the hour of half-past 12 o'clock, the Senate, pursuant to Messages interchanged between the two Houses, proceeded to the Hall of the House of Representatives, and joined that house in balloting for Commissioners in Equity, for Barnwell, Edgefield, Fairfield, Georgetown, York and Pickens.

Messrs. ALLSTON and APPLEBY were appointed a Committee on the part of the Senate to count the ballots.

Mr. BLACK presented the accounts of the Carolinian Office for publishing notices of election and the Comptroller General's Exhibit in relation to the Banks.

Mr. BLACK offered the following Resolutions, which were ordered to be printed and to be referred to the Committee on Federal Relations.

*Resolved*, That the people of South Carolina have always manifested, and still entertain, the most ardent and devoted attachment to the Union of the States of this Republic, and have always been, and still are, willing to make any and every sacrifice, except those which tyrants alone would exact and slaves submit to, to preserve it.

*Resolved*, That we have seen with deep regret and sorrow, that there exists in many of the Northern States of this Confederacy, a deep and settled hos-

tility to the South, and a mad and fanatical determination to restrict them in the enjoyment of those sacred rights and privileges, for the preservation of which the Union itself was established, by an unprincipled and unwarrantable interference with the institution of slavery.

*Resolved*, That we have long watched, with much anxiety, the incendiary machinations of the abolitionists of the North, but still have entertained the hope that a returning sense of justice, or a due regard to the sacred charter of rights guaranteed to us by the Constitution, would restrain them in their fanatical career and prevent a consummation of their destructive designs; but the passage by the House of Representatives of the United States at their last session, of the Wilmot Proviso, by which the South was to be virtually excluded from all participation in the enjoyment of such territory as might be acquired from Mexico by conquest or otherwise, and the resolutions adopted on the same subject by the Legislatures of almost all the non-slaveholding States of this Union, warn us that we have but little ground for hope, either from their forbearance, their sense of justice, their humanity or patriotism.

*Resolved*, That this attempt to exclude and debase the South, is the more vile and unjust, inas-much as the very territory from which we are to be forever excluded, is territory which, if obtained at all, will have been acquired in equal measure by Southern valor, and has already been freely watered with Southern blood.

*Resolved*, That we have every reason to fear, that it is the deliberate intention of a reckless and fanatical majority of the non-slaveholding States of this Union, to make the Wilmot Proviso, or a similar provision, the condition to the acquisition of any territory to the United States in our present war with Mexico, and that, regarding the adoption of any such measure as a gross violation of the Constitution—an infringement of the rights of the South, and a wanton, undistinguished insult—a submission thereto would be degrading and infamous.

*Resolved*, That we most cordially concur in the resolutions adopted by the Legislature of Virginia on this subject, and that, in the language used by that patriotic assembly, we feel it to be the “duty of every slaveholding State and of the citizens thereof, as they value their dearest privileges, their sovereignty, their independence, their right of property, to take firm, united and concerted action in this emergency.”

*Resolved, therefore*, That in the event of the adoption, by the Congress of the United States of any law or resolution by which the citizens of the slaveholding States are to be excluded from a full, perfect and equal enjoyment of all the rights and privileges in any territory which may be acquired from Mexico

or any other power, by the prohibition of the introduction of slave property into such territory, that the Governor of this State for the time being, convene immediately the Legislature thereof, that they may take such action as they may deem necessary and becoming. And that his Excellency be further desired and requested, during the interval between the summoning and the assembling of the Legislature, to correspond and consult with the constituted authorities of other States, with a view to harmonious action on this important subject.

Mr. BOYCE offered the following accounts of the Charleston Mercury, which were referred to the Committee on Claims and Grievances.

For advertising the sessions of the Appeal Court.

For advertising notices of Sheriff's Election.

“ “ “ Ordinary.

“ “ “ Tax Collector.

For advertising the sessions of the Court of Appeals.

“ “ “ Comp. Gen'l. Statements.

And also the

Account of A. S. Willington & Co., proprietors of the Charleston Courier, for advertising; which were referred to the Committee on Claims and Grievances.

Mr. BLACK gave notice that he will, on Tuesday next, ask leave to introduce a Bill to increase the powers of the Town Council of Columbia for certain purposes.

Mr. GIST offered the following Resolution :

*Resolved*, That the war waged against the Republic of Mexico by the United States is just and proper, and that South-Carolina will sustain the administration in prosecuting it with vigor to a successful termination. The resolution was referred to the Committee on Federal Relations and was ordered to be printed.

On motion of Mr. GIST, it was ordered that when the Senate adjourns it shall stand adjourned to 12 o'clock to-morrow.

Mr. TAYLOR presented the petition of many citizens of Kershaw District in relation to the License laws; which was referred to the Committee on the Judiciary.

Pursuant to notice, with leave of Senate, Mr. BLACK introduced a Bill to give the Election of Electors of President and Vice President of the United States to the people. The Bill received the first reading, and was referred to the Committee on Privileges and Elections, and was ordered to be printed.

On motion of Mr. GIST, the Senate adjourned, at 3 minutes after 1 o'clock.

FRIDAY, NOVEMBER <sup>26</sup> 27, 1847.

The Senate met at 12 o'clock, pursuant to adjournment.

The Clerk read the journal of the proceedings of yesterday.

ADDITIONAL MEMBERS.

Hon. JOHN S. ASHE, Senator from St. Phillips and St. Michaels, and the Hon. JOHN L. MANNING, Senator from Clarendon, appeared in their seats in the Senate.

Mr. WALKER presented the petition of the citizens of Aiken and vicinity, praying the abolition of the License Laws in said town and its vicinity, which was referred to the Committee on the Judiciary.

Mr. APPLEBY, from the Committee to count the ballots for Commissioners in Equity for certain districts, reported that the following elections had been made, viz :

For Barnwell District,	-	-	-	A. P. Aldrich.
Fairfield,	-	-	-	J. B. McCants.
Georgetown,	-	-	-	S. T. Atkinson.
York,	-	-	-	W. J. Clausen.
Pickens,	-	-	-	M. M. Norton.

The Committee also reported, that for Edgefield District, neither candidate had received a majority, and there was therefore no election.

On motion of Mr. BLACK, a message was sent to the House of Representatives proposing to go into a second ballot for Commissioner in Equity for Edgefield District, this day at 1 o'clock.

Mr. GRIFFIN gave notice, that on Monday next he will ask leave to introduce a Bill to amend the Charter of the Edgefield Rail Road Company, and to confer on said Company the power to extend their road to Greenville C. H., and also to some point on the Savannah River, or its tributary streams, in the District of Pendleton.

Mr. DE TREVILLE presented the Protest of Charles G. Capers, against the petition of H. McKee, and others, for a road, which was referred to the Committee on Roads and Buildings.

The House of Representatives sent to the Senate resolutions as to observations of the Magnetic Needle, which were ordered for consideration to-morrow.



Mr. NEEL presented the Petition of Margaret Kerr and others to have an escheated estate vested in them, which was referred to the Committee on the Judiciary.

Mr. FICKLING gave notice that he will, on to-morrow, ask leave to introduce a Bill to establish a uniform day throughout the State for the election of Clerks, Sheriffs, Ordinaries and Tax Collectors.

Mr. MANNING presented the petition of sundry citizens of Clarendon against the closing of the old Hopper road, which was referred to the Committee on Roads and Buildings.

Mr. ASHE presented the Petition of T. Street, Jos. Prevost and others, praying an Act of Incorporation for a Sugar Refining Company, which was referred to the Committee on Incorporations and Engrossed Acts.

Mr. ASHE presented the Petition of the South Carolina Jockey Club praying a re-charter, which was referred to the Committee on Incorporations and Engrossed Acts

Mr. ASHE also presented the Petition of the Fire Companies of Charleston Neck praying exemption from ordinary militia duty after the performance of fire duty for a certain term of years.

Mr. PERRIN presented the Petition of sundry citizens of Pickens District on the subject of licenses to retail spirituous liquors, which was referred to the Committee on the Judiciary.

The following resolutions, offered by Mr. FELDER, were agreed to :

Whereas, by Act of 1813, it was enacted as follows, to-wit :

*“ Be it further enacted, That the Comptroller be and he is hereby authorized and directed to transfer to the Bank, on account of capital, on the second day of April, 1814, all monies received in the course of the preceding year and remaining in the Treasury on the second of April in each and every year.”*

*Therefore, Resolved, That the Comptroller be, and he is hereby requested, to report to the Senate, as soon as practicable, all and every sum or sums which may at any time have been paid over to the Bank in pursuance of said Act, specifying the date and amount of each payment.*

*Resolved, That the Comptroller be, and he is hereby requested, to report to the Senate, as soon as practicable, the date and amount of all sums received from the Federal Government since January 1815, whether the same be on account of claims for services and advances made during the last war by this State, or on any other account whatever.*

The following message was received from the House of Representatives :

IN THE HOUSE OF REPRESENTATIVES, }  
November 26, 1847. }

*Mr. President and Gentlemen of the Senate :*

This House concurs with the Senate in its message proposing to go into a second ballot for Commissioner in Equity for Edgefield District to-day at 1 o'clock.

By order of the House,

W. F. COLCOCK, *Speaker.*

Mr. PERRIN presented the Report of the Special Joint Committee appointed to examine the Branch of the Bank of the State of South Carolina at Columbia, which was ordered for consideration to-morrow and to be printed.

Mr. BOYCE gave notice, that on Monday next he will ask leave to introduce a Bill to incorporate the Charleston and Georgia Rail Road.

The Senate granted leave to Mr. HUEY to withdraw the Petition of J. N. Walker, sent from the House of Representatives in 1846.

The Senate also granted leave to Mr. BUCHANAN to withdraw the Petition of Dr. William Cloud, asking the use of a portion of the Rocky Mount Canal.

Mr. BUCHANAN presented the Petition of sundry citizens of Fairfield district, praying the Legislature to refer to the decision of the people, by ballot, on a day to be named, the question whether licenses shall hereafter be granted; which was referred to the Committee on the Judiciary.

Mr. BUCHANAN presented the Return of the Commissioners of Free Schools for Chester district, for 1847; which was referred to the Committee on the College, Education and Religion. And also,

The Return of the Commissioners of Free Schools for Fairfield district, for the year 1847; which was referred to the Committee on the College, Education and Religion.

Mr BUCHANAN presented the Petition of the Town Council of Winnsboro', praying a repeal of the License Law; which was referred to the Committee on the Judiciary.

The following message was received from the House of Representatives :

IN THE HOUSE OF REPRESENTATIVES, }  
November 26, 1847. }

*Mr. President and Gentlemen of the Senate :*

This House proposes to Senate, to go into a ballot for Register of Mesne

Conveyance for Georgetown district, immediately after the ballot for Commissioner in Equity for Edgefield District.

By order of the House,

W. F. COLCOCK, *Speaker*.

The Senate concurred, and sent a message accordingly.

On motion of Mr. GIST, Mr. B. F. PERRY was added to the Committee on Federal Relations, in the place of Mr. HENEGAN.

Pursuant to notice, and with leave of the Senate, Mr PERRIN introduced A Bill to provide for the subscription on the part of the State, to the Stock of certain Rail Road Companies.

The Bill received the first reading, and was referred to the Committee on Finance and Banks, and was ordered to be printed.

Mr. HANNA submitted the Presentment of the Grand Jury of Chesterfield district, Fall Term, 1847 ; which was read, and was referred to the Committee on the Judiciary.

Mr. HUEY presented the Petition of John N. Walker, praying to be refunded a double tax, which was referred to the Committee on Finance and Banks.

Mr. ASHE presented the Memorial of the Company organized for establishing a steam navigation between Charleston and the Island of Cuba, praying to be allowed to use their own slaves as firemen and cooks, &c. on board their vessels ; which was referred to the Committee on the Judiciary.

At the hour of half-past 12 o'clock, the Senate, pursuant to messages interchanged between the two houses, proceeded to the Hall of the House of Representatives, in a second ballot for Commissioner in Equity for Edgefield district.

Messrs. ASHE and BLACK were appointed a Committee on the part of the Senate, to count the votes.

Immediately thereafter, the Senate again joined the House of Representatives in balloting for Register of Mesne Conveyance for Georgetown.

Messrs BLAKE and BOOZER were appointed a Committee on the part of the Senate, to count the votes.

On motion of Mr. MOSES, it was ordered that when the Senate adjourns, it shall be adjourned to 12 o'clock to-morrow.

On motion of Mr. GRIFFIN, the Senate adjourned.

## SATURDAY, NOVEMBER 27, 1847.

The Senate met at 12 o'clock, pursuant to adjournment.

The Clerk read the Journal of the proceedings of yesterday.

The Hon. JOHN HUGER, Senator from St. Thomas and St. Dennis, appeared in his seat in the Senate Chamber.

Mr. DARGAN presented the unfavorable report of the Committee on the Judiciary, on the Presentment of the Grand Jury of Beaufort, recommending the removal of the Court House from Gillisonville to Coosawhatchie. Also,

The unfavorable report of the same Committee, on the Presentment of the Grand Jury of Barnwell, in reference to the Free School system and the practice of carrying concealed deadly weapons; which were ordered for consideration on Monday next.

The House of Representatives sent to the Senate the report of the Committee of Ways and Means, on the Petition of M. Thompson, praying to be refunded a double tax; which was referred to the Committee on Finance and Banks.

Mr. APPLEBY presented the Petition of James Perry, praying compensation for a slave executed; which was referred to the Committee on Claims and Grievances. Also,

The Petition of Elizabeth Singelton, to be refunded a double tax; which was referred to the Committee on Finance and Banks.

Mr. B. F. PERRY presented the Report of the President and Directors of the Bank of the State of South Carolina; which was referred to the Committee on Finance and Banks and was ordered to be printed.

Mr. WITHERSPOON gave notice, that on Monday next he will ask leave to introduce a Bill to alter the sittings of the Courts on the Northern Circuit.

Mr. ASHE, from the Committee on the part of the Senate to count the votes for Commissioner in Equity for Edgefield District, reported that S. S. Tompkins had received a majority of votes and was therefore duly elected.

The Committee on Privileges and Elections was discharged from the further consideration of a Bill to give the election of Electors of President and Vice President to the people, and it was referred to a Committee of the whole Senate to sit on Tuesday next, and ordered to be printed.

Mr. MOSES presented the Report of the Committee on the Judiciary, on so much of the Presentment of the Grand Jury of Sumter District, at Spring Term, 1847, as recommends the extension of the sittings of the Court for said District for two weeks.

The Committee also reported a "Bill to alter the sittings of the Courts of Law in certain Districts within the Middle Circuit." The Bill received the first reading, was ordered for a second reading on Monday next, and to be printed.

Mr. BOYCE, from the Committee appointed on the part of the Senate to count the votes for Register of Mesne Conveyance for Georgetown District, reported that W. J. Howard had received a majority of votes and was therefore duly elected.

Mr. BLACK, from the Committee on Accounts and Vacant Officers, reported that the office of Comptroller General is vacant; and

That in consequence of the decease of the late Hon. WILLIAM HARPER, the office of Chancellor is vacant.

Mr. BLACK presented the Petition of Robert Adams, praying compensation for a Slave executed; which was referred to the Committee on Claims and Grievances.

Mr. PERRIN presented the Petition of Margaret Dawkins, praying to be placed on the Pension roll; which was referred to the Committee on the Military and Pensions.

Mr MANNING presented the Petition of Dempsey Griffin and others, asking the re-opening of a road into the Santee Swamp; which was referred to the Committee on Roads and Buildings. Also,

A counter-petition of sundry citizens of Clarendon against the closing of the Stark's ferry road; which was referred to the same Committee.

Mr. PERRIN presented the Report of the Committee on Claims and Grievances,

On the Petition of Joseph McElveen, for payment of services and expenses in giving notice to the President of the Senate of the death of the former Senator from Williamsburg. Also,

On the Petition of Oney Patterson, praying compensation for a slave executed.

On the Petition of John Bradley, praying compensation for a slave killed in the service of the State.

All of which were ordered for consideration on Monday next.

The Committee on Agriculture and Internal Improvements was discharged from the further consideration of the Memorial of J. N. Whitner, Solicitor,

concerning certain bonds due the State and placed in his hands for collection, and the same was referred to the Committee on the Judiciary.

Mr. BOOZER, presented the Return of the Commissioners of Free Schools for Lexington District, for the year 1847, which was referred to the Committee on the College, Education and Religion; and also

The Petition of Elizabeth Lewey, praying for a re-charter of Calk's Ferry over Saluda river; which was referred to the Committee on Roads and Buildings.

Mr. BLAKE presented the Return of the Commissioners of Free Schools for St. James, Santee, for the year 1847; which was referred to the Committee on the College, Education and Religion.

Mr. NEEL presented the Memorial of the Commissioners of Public Buildings of Newberry District, in relation to the Court House; which was referred to the Committee on Roads and Buildings.

Mr DARGAN presented the unfavorable Report of the Committee on the Judiciary, on a resolution of inquiry in relation to the expediency of establishing a separate Court of Equity for Marlboro'; and on the Presentment of the Grand Jury of Marlboro' to the same effect. And also

The Report of the same Committee on the Presentment of the Grand Jury of Georgetown District, in relation to the poor law system; which were ordered for consideration on Monday next.

Pursuant to notice, with leave of Senate, Mr. FICKLING introduced a Bill to establish a uniform day throughout the State, for the election of Clerks, Sheriffs, Ordinaries and Tax Collectors. The Bill received the first reading, and was referred to the Committee on the Judiciary, and was ordered to be printed.

The Senate proceeded to the

#### GENERAL ORDERS OF THE DAY.

The following Resolutions, which had been sent from the House of Representatives, were concurred in, and were returned to the House of Representatives:

*Resolved*, That it is an object of public interest, to ascertain and cause to be registered, the precise variation, from time to time, of the Magnetic Needle, with a view to the correct location of the lines of former surveys, and to promote an important branch of science

*Resolved*, That His Excellency, the Governor, be authorized to establish two points of observation, one at Columbia, and the other at Charleston, and

to make such arrangements and regulations as he may deem expedient, to procure accurate observations and reports, as to the variation of the Needle.

The General Orders having been disposed of,

Mr. CANNON offered the following Resolution, which was agreed to :

*Resolved*, That the Committee on the Military and Pensions be instructed to enquire as to the expediency of so changing the law, as to require the Cavalry to be called out in Regimental Reviews, only once in two years, and that they report by bill or otherwise.

Mr. B. F. PERRY gave notice, that he will, on Monday next, ask leave to introduce a Bill, to allow the Court of Equity to sit for one week at Greenville Court House, if so much time be necessary to despatch the business of the said Court.

Mr. BLACK presented the Petition of sundry citizens of Richland, praying a change in the place of election, from Gaffney's Store to Gadsden; which was referred to the Committee on Privileges and Elections.

Mr. BOYCE presented the Petition of sundry citizens of Charleston, praying a repeal of the Act providing for the inspection of vessels trading to New York; which was referred to the Committee on Federal Relations.

Mr. JOHNSON offered the following Resolution, which was agreed to :

*Resolved*, That it be referred to the Committee on Roads and Buildings, to consider and report on the propriety of appointing three or more Commissioners, to enquire into, and report to the Legislature at its next session, the expediency and mode of relieving the citizens of a large section of this State, from the heavy exactions and other grievances imposed upon them by reason of a portion of the great highway leading from Savannah to Charleston, called the Union Ferry road, being owned and controlled by a private company.

Mr. PERRIN gave notice, that he will, on Monday next, ask leave to introduce a Bill to amend the Charter of the Greenville and Columbia Rail Road Company.

On motion of Mr. FICKLING, it was ordered that when the Senate adjourns, it shall stand adjourned to meet on Monday at 12 o'clock.

Mr. PERRIN presented the Memorial of the Greenville and Columbia Rail Road Company, asking the aid of the State in the enterprise by a subscription, loan or advancement. The Memorial was ordered to lie on the table, and to be printed.

Mr. ASHE presented the Petition of citizens of Charleston, praying the endowment by the State, of a Professorship in the Charleston College, which was referred to the Committee on the College, Education and Religion.

Mr. DARGAN presented the unfavorable Report of the Committee on the Judiciary, on the Presentment of the Grand Jury of Georgetown, recommending an alteration as to the penalties imposed for hiring slaves their own time; which was ordered for consideration on Monday next.

On motion of Mr. DARGAN, the Senate adjourned, at 5 minutes after 1 o'clock.

## MONDAY, NOVEMBER 29, 1847.

The Senate met at 12 o'clock, pursuant to adjournment.

The Clerk read the journal of the proceedings of yesterday.

The Hon. P. P. PALMER, Senator from St. Johns, Berkeley, appeared in his seat in the Senate Chamber.

Pursuant to notice, and with leave of Senate, Mr. BOYCE introduced a Bill to incorporate the Charleston and Georgia Rail Road Company. The Bill received the first reading, and was referred to the Committee on Incorporations and Engrossed Acts, and was ordered to be printed.

Mr. BLACK presented the Petition of the Palmetto Lodge, No. 5, of the Independent Order of Odd Fellows, praying for a grant of a lot in Columbia to build a School House upon; which was referred to the Committee on the College, Education and Religion. Also,

The Petition of the President and Directors of the Axe, Ladder and Hook Company of Columbia, praying for an Act of Incorporation; which was referred to the Committee on Incorporations and Engrossed Acts; and also,

The Account of W. W. Purse, for work done on the Senate Chamber; which was referred to the Special Joint Committee on the State House and Grounds. And also,

The Account of Dr. John W. Powell, for post mortem examinations; which was referred to the Committee on the Lunatic Asylum and Medical Accounts.

Mr. FELDER submitted the presentment of the Grand Jury of Orangeburg District, fall term, 1847, which was read, and

So much as relates to the Commissioners of Free Schools, was referred to the Committee on the College, Education and Religion.



So much as relates to retailing spirituous liquors, gambling, and concealed weapons, was referred to the Committee on the Judiciary; and

So much as relates to subscriptions to Rail-Roads, was referred to the Committee on Finance and Banks.

Mr. BLACK presented the Account of R. E. Russell for work done on the State House Grounds; which was referred to the Joint Special Committee on the State House and Grounds.

Mr. BUCHANAN presented the Report of the Special Joint Committee on the Branch of the Bank of the State of South-Carolina, at Camden; which was ordered to lie on the table, and to be printed.

Mr. HUGER presented the Return of the Commissioners of Free Schools for St. Thomas and St. Dennis, for 1847; which was referred to the Committee on the College, Education and Religion.

Mr. EVINS presented the Report of E. Drayton Earle, Superintendent of Public Works, for 1847; which was referred to the Committee on Agriculture and Internal Improvements, and ordered to be printed.

On motion of Mr. DARGAN, the Report of the Committee on the Judiciary, on the resolution of the Senate, instructing them to inquire into and report upon the expediency of establishing a separate Court of Equity for Marlboro' District, and also on the presentment of the Grand Jury of Marlboro' on the same subject, was called up from the General Orders, and was re-committed.

Mr. GRIFFIN presented the return of the Commissioners of Free Schools for Edgefield District, for 1847; which was referred to the Committee on the College, Education and Religion. Also,

The memorial of the Town Council of Edgefield and others, praying that the money arising from Licenses may be granted to the town; which was referred to the Committee on Incorporations and Engrossed Acts.

Mr. BOYCE presented the Petition of J. E. Bowers and others, praying compensation for services rendered the State for the Palmetto Regiment; which was referred to the Committee on Claims and Grievances.

Message No. 3, from his Excellency the Governor, was communicated to the Senate. The message was read, and was ordered to be printed.

In connection with the Message, the Chair communicated to the Senate the following Message:

IN THE HOUSE OF REPRESENTATIVES, }  
November 29, 1847. }

*Mr. President, and gentlemen of the Senate :*

This House informs Senate that so much of the Governor's Message No. 3, as relates to Rail-Roads, has been referred to a Special Committee of this House, consisting of Messrs. MEMMINGER, PALMER, BLAKENEY, GARY, CARN, ZIMMERMAN and TOWNES, and ask Senate to appoint a similar Committee to join the Committee of this House on that subject.

By order of the House,

W. F. COLCOCK, *Speaker.*

The Senate concurred, and sent a message accordingly, informing the House of Representatives that Messrs. PERRIN, B. F. PERRY, RHETT, FELDER and DARGAN were appointed a Committee on the part of the Senate to meet the Committee of the House on that subject, and the message was referred accordingly.

The House of Representatives sent to the Senate for concurrence, the report of the Committee of Ways and Means, on the Petition of William S. Harris, Tax Collector, praying to be remitted a penalty; which was referred to the Committee on Finance and Banks.

Mr. WALKER presented sundry counter Petitions of sundry citizens of Edgefield, praying that the revenue from Licenses in the Town of Edgefield be not given to said town; which were referred to the Committee on Incorporations and Engrossed Acts.

The Committee on Finance and Banks was discharged from the further consideration of a Bill to provide for the subscription on the part of the State to the stock of certain Rail-Road Companies, and the same was referred to the Special Committee, to which had been referred so much of the Governor's Message No. 3, as relates to Rail-Roads.

The following Resolution, offered by Mr. MANNING, was agreed to :

*Resolved,* That the Messenger of the Senate be hereby ordered to have constructed forthwith a neat mahogany box, with two divisions—one for depositing letters and newspapers intended for the mail—and another for communications intended for the Governor—and that he shall have the two divisions so distinctly marked, as to prevent confusion as to the destination of the letters and papers. That the Messenger be further ordered to deliver the contents of each division of the letter box once a day, according to the direction, into the Post Office, and the Executive Chamber.

Mr. PERRY presented the favorable report of the Committee on Finance

and Banks, on the Petition of Iverson L. Brooks, to be refunded a sum of money overpaid for taxes; which was ordered for consideration to-morrow.

Mr. MELLARD presented the Petition of C. Mims, praying compensation for working on the State Road; which was referred to the Committee on Agriculture and Internal Improvements.

Mr. BLACK presented the Account of A. S. Johnston, for books furnished for the use of the State; which was referred to the Committee on Claims and Grievances.

Mr. TAYLOR presented the Petition of John P. Knox and others, praying the opening of an old road in Kershaw District; which was referred to the Committee on Roads and Buildings.

#### REPORTS OF COMMITTEES.

Mr. B. F. PERRY presented the favorable report of the Committee on Finance and Banks, on the petition of Aaron Varn and others, sureties of H. W. Rice, late Sheriff of Colleton District, praying to be relieved from certain liabilities; which was ordered for consideration to-morrow. Also,

The favorable report of the same Committee, on the abstract of expenditures for the city and transient poor of Charleston; which was ordered for consideration to-morrow.

Pursuant to notice, and with leave of Senate, Mr. B. F. PERRY introduced a Bill to alter the sittings of the Courts of Equity for Greenville and Laurens Districts; which was read the first time and was referred to the Committee on the Judiciary,

Mr. MELLARD offered the following resolution, which was agreed to :

*Resolved*, That the Committee on Agriculture and Internal Improvement do inquire into the expediency of reducing the salary of the Superintendent of Public Works, and report in the shortest reasonable time thereon.

Mr. FICKLING presented the Account of James A. Strobhart, for copies of his Reports, furnished for the use of the State; which was referred to the Committee on Claims and Grievances.

Mr. De TREVILLE gave notice, that on to-morrow he will ask leave to introduce a Bill, to alter and amend the 10th "Section of the first Article of the Constitution of the State of South-Carolina."

Mr. GRIMBALL presented the return of the Commissioners of Free Schools for St. Johns, Colleton, for the year 1847; which was referred to the Committee on the College, Education and Religion.

Mr. GRIMBALL presented the Petition of the Commissioners of Newtown Cut, praying permission to expend in the purchase of meat, molasses, &c. for the hands on the said Cut, a part of the fines incurred for the failure to perform road duty; which was referred to the Committee on Roads and Buildings.

Mr. ALLSTON presented the return of the Commissioners of Free Schools For Prince George, Winyaw, for the year 1847; which was referred to the Committee on the College, Education and Religion.

Mr. SKIPPER submitted the presentment of the Grand Jury of Horry district, for Fall Term, 1847; which was read, and was referred to the Committee on the Judiciary.

Mr. SKIPPER also presented the Petition of citizens of Horry District for a new Road; which was referred to the Committee on Roads and Buildings.

The Senate proceeded to the

#### GENERAL ORDERS OF THE DAY.

The Report of the Joint Special Committee, appointed on the part of the Senate, to examine the affairs of the Branch of the Bank of the State of South-Carolina at Columbia, was ordered to lie on the table.

The unfavorable Report of the Committee on the Judiciary, on the Presentment of the Grand Jury of Georgetown, recommending an alteration of the law as to the penalties imposed for hiring to slaves their own time, was agreed to.

A Bill to alter the sittings of the Courts of Law in certain Districts within the Middle Circuit, which had been reported by the Committee on the Judiciary, received the second reading, was agreed to, and was ordered to be sent to the House of Representatives.

The unfavorable Report of the Committee on the Judiciary, on the Presentment of the Grand Jury of Barnwell District, in reference to the Free School system, and the practice of carrying concealed deadly weapons. And

The unfavorable Report of the same Committee, on the Presentment of the Grand Jury of Georgetown District, in relation to the Poor Law System, were agreed to by the Senate.

The favorable Report of the Committee on Claims and Grievances, on the Petition of Joseph P. McElveen, for compensation for services rendered and expenses incurred in giving notice to the President of the Senate, of the death of a former Senator from Williamsburg, was agreed to, and was ordered to be sent to the House of Representativee for concurrence

The unfavorable Report of the Committee on the Judiciary, on the Presentment of the Grand Jury of Beaufort District, Fall Term, 1847, in relation to the removal of the Court House to Coosawhatchie, was agreed to.

The Report of the Committee on Claims and Grievances, on the Petition of

John Bradley, praying compensation for a slave killed while working on the roads, (which report recommends the payment of three hundred dollars to the Petitioner) was rejected by the Senate.

The General Orders were suspended, and Mr. BLACK presented the Report of the Regents of the Lunatic Asylum, with accompanying documents. The report and documents were referred to the Committee on the Lunatic Asylum and Medical Accounts, and 400 copies were ordered to be printed.

While the General Orders were suspended, Mr. MOSES gave notice that on to-morrow, he will ask leave to introduce a Bill to provide for the registering of Marriages, Births and Deaths, within this State.

Mr. WITHERSPOON, pursuant to notice, and with leave of Senate, introduced

A Bill to alter the sittings of the Courts on the Northern circuit. The Bill received the first reading, and was referred to the Committee on the Judiciary.

The Senate resumed the

#### GENERAL ORDERS OF THE DAY.

The favorable Report of the Committee on Claims and Grievances, on the Petition of Oney Patterson, praying compensation for a slave executed, was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

The General Orders having been disposed of,

Mr. BOYCE presented the Petition of John S. Bird, praying that the title to certain real estate acquired before he was naturalized, may be confirmed in him; which was referred to the Committee on the Judiciary.

Mr. BLACK gave notice, that on to-morrow, he will ask leave to introduce a Bill to provide for a more definite mode of presenting cases to the Court of Appeals.

#### REPORTS OF COMMITTEES.

Mr. DARGAN presented the favorable Report of the Committee on the Judiciary, on a Bill to alter the law in relation to Magistrates' Executions, and the duty of Sheriffs as to executions in their offices, recommending the passage of the Bill with certain amendments. And also,

The favorable Report of the same Committee, on a Resolution as to the expediency of abolishing taxed costs to the Attorney General and Circuit Solicitors in cases of conviction, and to establish in lieu thereof, a fixed salary. The Committee also reported a Bill to substitute a fixed salary for the costs to which

the Attorney General and Solicitors are entitled in criminal proceedings. And also,

The Report of the same Committee, on a Bill to require all gifts of slaves to be in writing, recommending the passage of the Bill; all of which reports were ordered for consideration to-morrow.

On motion of Mr. MOSES, it was ordered that when the Senate adjourns, it shall stand adjourned to meet to-morrow at 12 o'clock.

On motion of Mr. BOYCE, the Senate adjourned, at 20 minutes to 3 o'clock.

## TUESDAY, NOVEMBER 30, 1847.

The Senate met at 12 o'clock, pursuant to adjournment.

The Clerk read the journal of the proceedings of yesterday.

The following Resolution, offered by Mr. FELDER, was ordered for consideration to-morrow:

*Resolved*, That it is the opinion of this Senate, that whilst the Fire Loan Bonds were, during the present year, selling in the London market at the rate of eighty dollars and fifty cents, for one hundred dollars, it was the duty of the President and Directors of the Bank of the State of South Carolina to apply a portion of the sinking fund towards the buying up and cancelling a portion of the public debt, contracted in such bonds.

On motion of Mr. MOSES, a Message was sent to the House of Representatives, asking leave of that House to add Mr. BUCHANAN to the Joint Special Committee, to which had been referred so much of Message No. 3 of his Excellency, the Governor, as relates to Rail Roads.

On motion of Mr. WITHERSPOON, a message was sent to the House of Representatives, proposing to go into a ballot for Comptroller General, on to-morrow at half-past 12 o'clock.

Mr. ELLERBE presented the Petition of sundry citizens of Marlboro' District, praying an appropriation to improve the navigation of the Little Pee Dee River; which was referred to the Committee on Agriculture and Internal Improvements.

Mr. ELLERBE presented the Petition of T. C. Weatherly, Sheriff of Marlboro' District, praying payment for books furnished the Sheriff's office; which was referred to the Committee on the Judiciary.

Mr. MOSES presented the Petition of the Commissioners of Roads for Claremont, for the discontinuance of a public road leading to Stark's ferry; which was referred to the Committee on Roads and Buildings.

Mr. BLACK presented the Petition of the Officers and Members of the Richland Light Dragoons, praying payment for two cannon purchased by the company; which was referred to the Committee on the Military and Pensions. Also,

The Memorial of the Town Council of Columbia, praying extension of corporate powers; which was referred to the Committee on Incorporations and Engrossed Acts.

Mr. BLACK offered the following Resolution :

*Resolved*, That when the Comptroller General reports to this House the amount paid by the Treasury into the Bank for capital, he shall also at the same time report what amount of the public debt the said Bank has paid out of the capital shares paid in from the Treasury; and also what amount the said Bank has paid into the Treasury from its profits. Also, what amount of public debt, principal and interest, the said Bank has paid since its organization.

Mr. FELDER offered the following as an amendment—"also what amount of stocks issued by the State, have, at various times, been placed in the Bank." The amendment was agreed to. The resolution as amended, was then agreed to by the Senate.

Mr. PERRIN presented a communication from the Clerk of the Senate, in relation to records in his office; which was referred to a Special Committee, consisting of Messrs. PERRIN, RHETT and ALLSTON.

On motion of Mr. DARGAN, the Senate re-considered the report of the Committee on the Judiciary, on the Presentment of the Grand Jury of Georgetown, recommending an alteration as to the penalties imposed for hiring slaves their own time; and the same was ordered to lie on the table.

Pursuant to notice, and with leave of Senate, Mr. BLACK introduced a Bill to provide for a more definite mode of presenting cases to the Court of Appeals.

The Bill received the first reading, and was referred to the Committee on the Judiciary, and was ordered to be printed.

Mr. BENJAMIN PERRY presented the Petition of the inhabitants of Summerville, for an Act of Incorporation; which was referred to the Committee on Incorporations and Engrossed Acts. Also,

The Return of the Commissioners of Free Schools for St. Paul's Parish, for 1847 ; which was referred to the Committee on the College, Education and Re-

Mr. PALMER presented the Return of the Commissioners of Free Schools for St. John's, Berkley for 1847 ; which was referred to the same Committee.

Mr. WILLIAMS presented the Return of the Commissioners of Free Schools for Prince William's Parish, for 1847 ; which was referred to the same Committee.

Mr. FICKLING submitted the Presentment of the Grand Jury for Beaufort District, for November term, 1847 ; which was read, and so much as relates to the Free School Fund, was referred to the Committee on the College, Education and Religion. And

So much as relates to concealed deadly weapons, the License system and the location of the Court House, was referred to the Committee on the Judiciary.

#### REPORTS OF COMMITTEES.

Mr. PERRIN presented the favorable reports of the Committee on Claims and Grievances,

On the Account of the South Carolinian Office, for advertising election notices ;

On the Account of the Charleston Mercury, for advertising the sittings of the Appeal Court at Charleston ;

On the Account of the Charleston Mercury, for advertising the sittings of the Court of Appeals at Columbia ;

On the Account of the Sumter Banner newspaper, for advertising.

On the Petition of T. G. Turner, praying compensation for guarding a prisoner.

On the Petition of Justice Turner, H. P. Golightly, and E. P. Clement, praying compensation for guarding a prisoner ;

On the Petition of John Hudgins, praying compensation for carrying a prisoner from Spartanburg to Laurens, and from Laurens to Union and back, and also for blankets furnished for prisoner in jail ;

Which were ordered for consideration to-morrow.

Mr. B. F. PERRY presented the Report of the Committee on Federal Relations, on so much of the Governor's Message as relates to the Mexican War, and the resolution introduced into the Senate on the same subject.

The report was ordered to be placed in the General Orders of the day for Saturday, and 500 extra copies were ordered to be printed.



## REPORTS OF COMMITTEES.

Mr. B. F. PERRY presented the favorable report of the Committee on Finance and Banks, on the Report of the Committee of Ways and Means of the House of Representatives, on the Petition of William S. Harris, Tax Collector of Abbeville, Also,

The favorable report of the same Committee, on the report of the Committee of Ways and Means of the House of Representatives, on the Petition of M. Thompson, praying to be refunded a double tax;

Which were ordered for consideration to-morrow.

The Committee on the Judiciary was discharged from the further consideration of the Presentment of the Grand Jury of Orangeburg, Fall term, 1847 and the same was referred to the Joint Special Committee to which had been referred that part of the Governor's Message No. 3, which relates to Rail Roads.

The Committee on Incorporations and Engrossed Acts, to which had been referred the Memorial of the President and Directors of the Charleston Insurance and Trust Company, praying for alterations of their charter, reported

A Bill to amend the charter of the Charleston Insurance and Trust Company, and also to amend an Act entitled "An Act to reduce the capital of the Charleston Insurance and Trust Company," passed 19th day of December, 1843. The Bill received the first reading, and was ordered for a second reading to-morrow.

Mr. GRIFFIN, from the same Committee, also reported a Bill to incorporate the South Carolina Press Company. The Bill received the first reading, and was ordered for a second reading to-morrow.

Mr. PERRIN called from the table, the Memorial of the Greenville and Columbia Rail Road Company, soliciting a subscription of stock by the State, and it was referred to the Joint Special Committee on the part of the Senate, to which had been referred so much of the Message No. 3, of his Excellency, the Governor, as relates to Rail Roads.

Mr. RIVERS presented the petition of John Douglass, praying to be refunded a tax twice paid; which was referred to the Committee on Finance and Banks.

Pursuant to notice, and by leave of the House, Mr. DETREVILLE, introduced

A Bill to alter and amend the tenth Section of the first article of the Constitution of the State of South Carolina. The Bill received the first reading, and was referred to the Committee on the Judiciary, and was ordered to be printed.

At the hour of 1 o'clock, Mr. BLACK called up from the General Orders of the day, a Bill to give the election of Electors of President and Vice President of the United States to the people. In pursuance to the order previously made, the Senate resolved itself into a Committee of the whole House, Mr. WITHERSPOON, the Senator from York, in the Chair, and after some time spent therein, the Committee rose, the President resumed the chair, and the Senate proceeded to business.

Mr. WITHERSPOON, from the Committee of the Whole, reported that the Committee had had under consideration the subject referred to them, had made progress, and asked leave to sit again on Friday next, at 1 o'clock; and the same was ordered by the Senate.

Mr. BOOZER gave notice, that on to-morrow, he will ask leave to introduce a Bill to repeal an Act to diminish the number of magistrates, ratified on the 18th day of December, 1846.

The following Message was received from the House of Representatives:

IN THE HOUSE OF REPRESENTATIVES, }  
November 30, 1847. }

*Mr. President and Gentlemen of the Senate :*

This House grants leave to Senate to add a member to the Special Committee appointed by Senate to meet a Special Committee of this House, to whom was referred so much of the Governor's Message No 3, as relates to Rail Roads. And this House concurs with Senate to go into an election for Comptroller General, to-morrow at half-past 12 o'clock.

By order of the House,

W. F. COLCOCK, *Speaker.*

The House of Representatives sent to the Senate the report of the Committee on Claims, on the Account of Henry V. Massey; which was referred to the Committee on Claims and Grievances.

Mr. FICKLING presented the unfavorable report of the Committee on the Lunatic Asylum and Medical Accounts, on the Account of Dr. H. L. Byrd and C. Williams, for post mortem examinations; which was ordered for consideration to-morrow.

Mr. EVINS presented the Petition of sundry citizens of Pickens Village, praying the incorporation of that Village; which was referred to the Committee on Incorporations and Engrossed Acts

On motion of Mr MANNING, it was ordered that when the Senate adjourns, it shall stand adjourned to meet to-morrow at 12 o'clock.

The following Message was received from the House of Representatives :

IN THE HOUSE OF REPRESENTATIVES, }  
November 30, 1847, }

*Mr. President and Gentlemen of the Senate :*

This House proposes to Senate to go into a ballot for Commissioner in Equity for Kershaw District, to-morrow, immediately after the ballot for Comptroller General.

By order of the House,

W. F. COLCOCK, *Speaker*

The Senate concurred, and sent a message accordingly.

Mr. DARGAN, from the Committee on the Judiciary, reported a Bill to punish and prevent the stealing of oysters. The Bill received the first reading and was ordered for a second reading to-morrow, and to be printed.

Mr. BLACK presented the Petition of sundry citizens of Richland, against increasing the power of the Intendant and Wardens of the town of Columbia; which was referred to the Committee on Incorporations and Engrossed Acts.

Mr. BUCHANAN presented the Petition of Edward Lewis, praying to be refunded the amount over paid for a tract of land purchased from the State; which was referred to the Committee on Claims and Grievances.

On motion of Mr. DARGAN, a Bill to require all gifts of slaves to be in writing, was called from the General Orders, and was ordered for consideration to-morrow, and to be printed

The Senate proceeded to the

#### GENERAL ORDERS OF THE DAY.

The report of the Committee on Finance and Banks, on the Petition of Iversou L. Brooks, praying to be refunded a sum of money over paid for taxes, was agreed to, and was ordered to be sent to the House of Representatives for concurrence

The General Orders were suspended, and on motion of Mr. PERRIN, the Senate adjourned at 25 minutes after 2 o'clock.

## WEDNESDAY, DECEMBER 1st, 1847.

The Senate met at 12 o'clock, pursuant to adjournment.

The Clerk read the Journal of the proceedings of yesterday.

The Hon. J. J. WARD, Senator from All Saints Parish, appeared in his seat in the Senate Chamber.

The House of Representatives sent to the Senate for concurrence, the report of the Committee on Internal Improvements, on the Petition of Dr. Wm. Cloud, praying the use of a portion of the Fishing Creek Canal; which was referred to the Committee on Agriculture and Internal Improvements. Also,

The report of the Committee on Claims of that House.

On the Account of A. M. Lowry, for articles furnished the Jail.

On the Petition of Burges, James and Paxton, praying payment of their bill for public printing.

On the Accounts of the Charleston Mercury, for printing.

On the Accounts of the Charleston Courier, for public printing.

On the Account of Martin E. Munro, for printing done in the Patriot and Transcript.

On the Account of T. W. Pegues, for public printing.

On the Account of O. H. Wells, for public printing.

On the Petition of William M. Burt, administrator of A. W. Burt.

On the Account of W. M. Sutton, for services as a guard.

On the Petition of James Goodlett, to be paid Jail fees for keeping a Lunatic.

On the Petition of J. Jenkins Mikell, praying compensation for a slave executed.

On the Account of W. F. Durisoe, for public printing.

All of which were referred to the Committee on Claims and Grievances.

Mr. COOPER presented the Petition of Solomon Coward, praying for the charter of a Bridge across Lynch's Creek; which was referred to the Committee on Roads and Buildings.

Mr. WARD presented the Return of the Commissioners of Free Schools for All Saints Parish for 1847; which was referred to the Committee on the College, Education and Religion.

The President laid before the Senate the Annual Report of J. N. Whitner, Solicitor of the Western Circuit, concerning District Officers and their Offices; which was referred to the Committee on the Judiciary.

The following Resolution, offered by Mr. GIST, was agreed to :

*Resolved*, That the Committee on Agriculture and Internal Improvements be instructed to enquire into and report, as soon as practicable, whether the monies expended in the repairs of the Public Works, and the Salary of the Superintendent, does not amount to more than the income received by the State from that source; and if so, to devise some plan for disposing of the said Public Works, so as to prevent any further drain from the Treasury.

Mr. BOYCE presented the Memorial of the Trustees on behalf of the subscribers in South Carolina, to the Washington and New Orleans Magnetic Telegraph Company, praying incorporation; which was referred to the Committee on Incorporations and Engrossed Acts.

Mr. CANNON gave notice, that on to-morrow he will ask leave to introduce a Bill to regulate certain undrawn appropriations.

The Senate proceeded to the

#### GENERAL ORDERS OF THE DAY.

The report of the Committee on Finance and Banks, on the abstract of expenditures for the city and transient poor of Charleston.

The report of the same Committee, on the Petition of Aaron Varn and others, praying to be relieved from certain liabilities, &c.; were agreed to, and were ordered to be sent to the House of Representatives for concurrence.

The General Orders were suspended.

The Senate granted leave to Mr. BOYCE to withdraw from its files, a Bill to define the terms upon which Rail Roads shall hereafter be incorporated, with the accompanying documents, which was before the Senate at its last annual session and postponed to 1st January.

The Senate resumed the General Orders of the day.

The report of the Committee on the Judiciary, on a Bill to alter the law in relation to Magistrate's Executions and the duty of Sheriffs as to executions in their offices, was ordered for consideration to-morrow and was ordered to be printed.

The General Orders were suspended.

Message No. 4, from His Excellency, the Governor, conveying the invitation of the Trustees of the South Carolina College to the Senate, to the College

Commencement on Monday next, together with the Accounts of the College Treasurer, was communicated to the Senate.

The Message was read, was ordered to be printed and to be referred to the Committee on the College, Education and Religion.

The Accounts of the Treasurer were also to be printed, and to lie on the table.

Mr. BOOZER presented the Petition of Jacob Drafts, a constable, praying compensation for unavoidable expenses incurred in the execution and burial of a convicted slave; which was referred to the Committee on Claims and Grievances

At the hour of half-past 12 o'clock, the Senate, pursuant to messages interchanged, joined the House of Representatives in balloting for Comptroller General.

Messrs. BOYCE and BUCHANAN were appointed a Committee on the part of the Senate to count the votes.

Pursuant to notice, and with leave of Senate, Mr. BOOZER introduced a Bill to repeal An Act entitled An Act to diminish the number of Magistrates, ratified on the 18th of December, one thousand eight hundred and forty-six. The Bill received the first reading, and was referred to the Committee on the Judiciary.

Mr. APPLEBY presented the Petition of F. H. Branch, praying to be refunded a tax twice paid; which was referred to the Committee on Finance and Banks.

The Senate resumed the

#### GENERAL ORDERS OF THE DAY.

A Bill to incorporate the South Carolina Press Company, which had been reported by the Committee on Incorporations and Engrossed Acts, received the second reading, was agreed to and was ordered to be sent to the House of Representatives.

The General Orders were again suspended; and

The Senate, pursuant to messages interchanged, again proceeded to the Hall of the House of Representatives, and joined that House in balloting for Commissioner in Equity for Kershaw District.

Messrs. CANNON and COOPER were appointed the Committee on the part of the Senate to count the votes.

## REPORTS OF COMMITTEES.

Mr. DARGAN, from the Committee on the Judiciary, reported

A Bill to vest the right of the State of South Carolina to certain escheated land lying in Barnwell District, in Susannah Connolly and her heirs. The Bill received the first reading and was ordered for a second reading to-morrow.

Mr. DARGAN presented the favorable report of the same Committee, on a Bill to alter the sittings of the Courts of Equity for Greenville and Laurens Districts. The report was ordered for consideration to-morrow.

Mr. HARLLEE presented the Return of the Commissioners of Free Schools for Marion District, for the year 1847; which was referred to the Committee on the College, Education and Religion.

The Senate resumed the

## GENERAL ORDERS OF THE DAY.

The unfavorable report of the Committee on the Lunatic Asylum and Medical Accounts, on the Accounts of Dr. H. S. Byrd and Dr. C. Williams, for post mortem examinations, was, on motion of Mr ALLSTON, ordered to lie on the table and to be printed.

A Resolution affirming that the fire loan bonds should have been purchased last summer in the London market by the President of the Bank of the State of South Carolina, was, on motion of Mr ASHE, referred to the Committee on Finance and Banks.

The General Orders were again suspended, and Mr. BOYCE, from the Committee to count the ballots for Comptroller General, reported that William C. Black had received the majority of votes, and was therefore duly elected.

Mr. BOYCE presented the Memorial of the City Council of Charleston, praying the Legislature to grant them control over the Guard House Yard, in Charleston, with a view to the erection of new buildings for the City Police: which was referred to the Committee on Roads and Buildings.

The Senate resumed the

## GENERAL ORDERS OF THE DAY.

The following reports were agreed to, and were ordered to be sent to the House of Representatives for concurrence.

The report of the Committee on Claims and Grievances, on the Account of the Charleston Mercury newspaper, for publishing notices of the Sessions of the Court of Appeals at Columbia.

The report of the Committee on Claims and Grievances, on the Account of the Charleston Mercury newspaper, for publishing notices of the Sessions of the Court of Appeals at Charleston.

The report of the Committee on Claims and Grievances, on the Petition of John Hudgins, Sheriff, praying compensation for carrying prisoners from Spartanburg to Laurens, and from Laurens to Union, and back; and, also, for blankets furnished for prisoners in jail.

The General Orders were again suspended, and Mr. ALLSTON offered the following Resolution, which was referred to the Committee on Incorporations and Engrossed Acts.

*Resolved*, That the Charter of the Winyaw Indigo Society be so amended, as to make seven members a legal quorum, in place of nine, as heretofore.

The Senate granted leave to Mr. APPLEBY, to withdraw from its files the Petition of Harmony Lodge, No. 61, of Ancient Free Masons.

Mr. CANNON, from the Committee appointed on the part of the Senate to count the ballots for Commissioner in Equity for Kershaw District, reported that W. M. Shannon had received a majority of votes, and was therefore duly elected.

On motion of Mr. MELLARD, it was ordered that, when the Senate adjourns, it shall stand adjourned to meet to-morrow at 12 o'clock.

The Senate resumed the

#### GENERAL ORDERS OF THE DAY.

The report of the Committee of Ways and Means of the House of Representatives, on the Petition of Wm. S. Harris, Tax Collector, praying to be remitted a penalty; and

The report of the Committee of Ways and Means of the House of Representatives, on the Petition of M. Thompson, praying to be refunded a double tax; were concurred in by the Senate, and were ordered to be returned to the House of Representatives.

The following reports were agreed to, and were ordered to be sent to the House of Representatives for concurrence.

The report of the Committee on Claims and Grievances, on the Account of the South Carolinian newspaper, for advertising election notices.



The report of the Committee on Claims and Grievances, on the Petition of T. J. Turner, praying compassion for guarding a prisoner.

The report of the Committee on Claims and Grievances, on the Petition of Justin Turner, H. P. Golightly, and E. P. Clement, praying compensation for guarding a prisoner.

The report of the Committee on Claims and Grievances, on the Account of the Sumter Banner, for advertising, was, on motion of Mr. MOSES, ordered to be recommitted.

The General Orders were disposed of; and the Senate received from the House of Representatives, for concurrence, the following Resolutions:

Whereas, information has recently reached this Legislature, that Gen. Shields will be accompanied in his passage through the State by Major Gen. Quitman; and, whereas, this Legislature entertains the highest appreciation of the eminent services and gallant conduct of General Quitman.

*Be it Resolved*, That His Excellency the Governor be requested to convey to that distinguished officer, the exalted estimate which the people of South Carolina place upon the services he has rendered to the country in the War with Mexico, and that His Excellency be further requested to invite him to visit the Capital as the guest of the State.

*Resolved*, That a copy of this Resolution be transmitted to His Excellency the Governor.

The Resolutions were concurred in, and were ordered to be returned to the House of Representatives.

Mr DARGAN, from the Committee on the Judiciary, to which had been referred the Memorials of the Town Council of Winnsboro'; the Petition of sundry citizens of Aiken; sundry citizens of Pickens District; and also the Presentments of the Grand Juries of Charleston, Beaufort and Orangeburg, in relation to retailing, and the license laws; reported the following bills, viz:

A Bill to amend the law in relation to granting licenses to retail spirituous liquors, or to keep taverns; and

A Bill further to regulate the retailing of spirituous liquors. The Bills, severally received the first reading, and were ordered for a second reading to-morrow, and to be printed.

Mr. DARGAN, from the Committee on the Judiciary, to which had been referred the Memorial of certain citizens of Charleston, praying that the General Assembly shall, by law, fix upon a day, on which the voters of the State shall assemble and give their votes on the question, whether the license to retail spirituous liquors shall hereafter be granted; and the Petition of sundry citi-

zens of Fairfield and Kershaw Districts on the same subject—submitted an unfavorable report, which was ordered for consideration to-morrow.

On motion of Mr. NEEL, the Senate adjourned.

THURSDAY, DECEMBER 2d, 1847.

The Senate met at 12 o'clock, pursuant to adjournment.

The Clerk read the journal of the proceedings of yesterday.

Mr. WITHERSPOON presented the Petition of the Commissioners of Public Buildings for York District, praying an appropriation for alterations to the Court-House; which was referred to the Committee on Roads and Buildings.

The following Message was received from the House of Representatives, which was ordered to lie on the table.

IN THE HOUSE OF REPRESENTATIVES, }  
December 1, 1847. }

*Mr. President, and Gentlemen of the Senate:*

This House respectfully requests that the Senate would furnish to this House the original, or a copy of the College Treasurer's Account, which accompanied the Message No. 4, of his Excellency the Governor, and which was not sent to this House by his Excellency.

By order of the House,

W. F. COLCOCK, *Speaker.*

The House of Representatives sent to the Senate for concurrence, the following Reports:

The Report of the Committee on Public Buildings, on the Petition of sundry citizens of Marion District, praying an appropriation for a new Jail, and on the presentment of the Grand Jury on the same subject; which was referred to the Committee on Roads and Buildings. Also,

The Report of the Committee on Internal Improvements, on the Petition of Wm. Wall, praying for the use of a part of the Rocky Mount Canal; which was referred to the Committee on Agriculture and Internal Improvements. Also,

The Report of the Committee of Ways and Means, on the Petition of Aaron

Varn and others, sureties of H. W. Rice, late Sheriff, praying the discontinuance of a suit brought against them. Also,

The Report of the same Committee, on the petition of Elizabeth Singelton, praying to be refunded a tax. Also,

The Report of the same Committee, on the Petition of Humphrey Boulware, Sheriff of Edgefield, praying to be allowed credit for certain tax executions; which were referred to the Committee on Finance and Banks.

The House of Representatives sent to the Senate a Bill to amend the charter of Greenville Village, which had been twice read in the House of Representatives. The bill received the first reading in the Senate, and was referred to the Committee on Incorporations and Engrossed Acts.

Mr. WITHERSPOON gave notice that on Friday he will ask leave to introduce a Bill to define the terms on which the State shall hereafter make appropriations for public buildings.

The House of Representatives sent to the Senate a Bill to require the Sheriffs of the several Districts of the State to make annual reports of certain prisoners in their custody, which had received two readings in the House of Representatives. The bill received the first reading in the Senate, and was referred to the Committee on the Judiciary. Also,

A Bill to vest the right and title of the State in and to the estate of James M. Egger, deceased, in George Brown, which had received two readings in the House of Representatives. The bill received the first reading in the Senate, and was referred to the Committee on the Judiciary.

Mr. WITHERSPOON presented the unfavorable report of the Committee on Roads and Buildings, on the Petition of John Knox and others; and also, on the counter petition of Joseph Kirkland and others. Also,

The Report of the same Committee, on the petition of Dempsey Griffin and others; which were ordered for consideration to-morrow.

Mr. BOYCE presented the petition of sundry citizens of Barnwell, praying a charter to run a Rail-Road from Barnwell Court-house to the South-Carolina Rail-Road, at or near Blackville; which was referred to the Committee on Incorporations and Engrossed Acts.

Pursuant to notice, and with leave of Senate,

Mr. CANNON introduced a Bill to regulate certain undrawn appropriations. The bill received the first reading, and was referred to the Committee on Finance and Banks.

Mr. RIVERS presented the return of the Commissioners of Free Schools

for St. Andrew's Parish, for 1847; which was referred to the Committee on the College, Education and Religion.

Mr. MELLARD gave notice, that on to-morrow he will ask leave to introduce a Bill to restore Company Court Martials, and for other purposes.

The Senate proceeded to the

#### GENERAL ORDERS OF THE DAY.

The following Bills were ordered to be placed in the General Orders of the day for to-morrow.

A Bill to require all gifts of slaves to be in writing.

A Bill to alter the law in relation to Magistrates' Executions, and the duty of Sheriffs, as to executions in their offices.

A Bill to substitute a fixed salary for the costs to which the Attorney General and Solicitors are entitled in criminal prosecutions.

A Bill to punish and prevent the stealing of oysters; was, on motion of Mr. WITHERSPOON, ordered to lie on the table.

A Bill to amend the charter of the Charleston Insurance and Trust Company, and also to amend An Act entitled "An Act to reduce the capital of the Charleston Insurance and Trust Company," passed the 19th day of December, 1843. The bill received the second reading in the Senate, was agreed to, and was ordered to be sent to the House of Representatives.

A Bill to vest the right of the State of South-Carolina to certain escheated lands lying in Barnwell District, in Susannah Connolly and her heirs, was ordered to lie on the table.

A Bill to alter the sittings of the Court of Equity for Greenville and Laurens Districts, received the second reading in the Senate, was agreed to, and was ordered to be sent to the House of Representatives.

A Bill to amend the law in relation to granting Licenses to retail Spirituous Liquors, or to keep Taverns; and

A Bill further to regulate the retailing of Spirituous Liquors, which had been reported by the Committee on the Judiciary; were placed in the General Orders of the day for to-morrow.

The unfavorable Report of the Judiciary Committee, on the memorial of certain citizens of Charleston, praying that the General Assembly should, by law, fix upon a day on which the voters of the State shall assemble and give their votes on the question whether license to retail Spirituous Liquors shall hereafter be granted. Also, on the petition of sundry citizens of Fairfield and of Kershaw Districts, on the same subject, was ordered to lie on the table.

The General Orders were disposed of.

Mr. BUCHANAN presented the Petition of James Gill, praying for permission to manumit a slave; which was referred to the Committee on the Judiciary.

Mr. BUCHANAN presented the favorable report of the Committee on the Military and Pensions, on the Petition of John J. Sweatman, praying for a pension; which was ordered for consideration to-morrow

Mr. GRIMBALL gave notice that he will ask leave to-morrow to introduce a Bill to amend the twentieth section of An Act entitled "An Act to establish certain Roads, Bridges and Ferries, ratified on the eighteenth day of December, one thousand eight hundred and forty-six.

Mr. FICKLING offered the following resolution, which was agreed to.

*Resolved*, That it be referred to the Committee on Finance and Banks, to inquire into the propriety and expediency of taxing money at interest, and money vested in stocks—and also whether the taxes on lands and negroes ought not to be diminished.

On motion of Mr. BUCHANAN, it was ordered, that when the Senate adjourns it shall stand adjourned, to meet to-morrow at 12 o'clock.

Mr. FELDER offered certain resolutions, providing for a report by the President of the Bank of the State of South-Carolina, of losses sustained by that institution; which were ordered for consideration to-morrow, and to be printed.

Pursuant to notice, and with leave of Senate, Mr. MOSES introduced a Bill to provide for the Registry of Marriages, Births and Deaths within this State. The bill received the first reading, and was referred to the Committee on the Judiciary.

Mr. BLACK offered certain resolutions in relation to the death of the late Hon. WILLIAM HARPER; which were ordered for consideration to-morrow, and to be printed.

On motion of Mr. BUCHANAN, the Senate adjourned.

## FRIDAY, DECEMBER 3 D, 1847.

The Senate met at 12 o'clock, pursuant to adjournment.

The Clerk read the journal of the proceedings of yesterday.

Pursuant to notice, and with leave of Senate, Mr. WITHERSPOON, introduced a Bill to define the terms on which the State shall hereafter make appropriations for public buildings

The Bill received the first reading, and was referred to the Committee on Roads and Buildings, and was ordered to be printed.

Mr. RHETT presented the Report of the Special Joint Committee, appointed to examine the affairs of the Bank of the State, for 1847; which was ordered to lie on the table, and the report and documents were ordered to be printed.

The Senate granted leave to Mr. PERRIN to withdraw from its files the Account of John B. Irving.

On motion of Mr. WITHERSPOON, the following Bills were called up from the table, and were placed in the General Orders for this day:

A Bill to punish and prevent the stealing of Oysters;

A Bill to vest the right of the State of South Carolina to certain escheated land lying in Barnwell District, in Susannah Connolly and her heirs.

## REPORTS OF COMMITTEES.

Mr. BLACK presented the unfavorable Report of the Committee on the State House and Grounds, on the Account of R. E. Russell, for work on the State House Grounds. Also,

The favorable Report of the same Committee, on the Account of W. W. Purse, for work in the Senate Chamber;

Which were ordered for consideration to-morrow.

Mr. BLACK presented the Petition of J. B. Black, praying payment for transcribing certain Books of Record in the Surveyor General's Office. Also,

The Petition of L. T. Levin, praying payment for indexing certain Books belonging to the Surveyor General's Office:

Which were referred to the Committee on Claims and Grievances.

Mr. GRIFFIN presented the unfavorable Report of the Committee on Incorporations and Engrossed Acts, on the Petition of the Charleston Gas Light

Company, praying an extension of their Charter; which was ordered for consideration to-morrow.

Mr. GRIFFIN, from the Committee on Incorporations and Engrossed Acts, to which had been referred sundry Petitions, Memorials, &c., for incorporations, reported,

A Bill to incorporate certain Societies and Companies, and to renew and amend certain Charters heretofore granted. The Bill received the first reading and was ordered for a second reading to-morrow, and to be printed.

Pursuant to notice, and with leave of Senate, Mr. MELLARD introduced

A Bill to provide for the organization of Company Courts Martial. The Bill received the first reading, was referred to the Committee on the Military and Pensions, and was ordered to be printed.

The House of Representatives returned to the Senate,

The Report of the Committee on Claims and Grievances, on the Petition of Joseph V. McElveen, for payment for services rendered and expenses incurred in giving notice of the death of a former Senator from Williamsburg; and

The Report of the same Committee, on the Petition of Oney Patterson, praying for compensation for a slave executed.

In which Reports the House of Representatives had concurred.

The House of Representatives sent to the Senate, the Reports of the Committee on Claims of that House,

On the Petition of John B. Holmes, praying compensation for a slave executed; and

The Report of the same Committee, on the Petition of James S. Shingler, Sheriff of Charleston, praying payment for blankets furnished the Jail in Charleston.

Which were referred to the Committee on Claims and Grievances.

The House of Representatives also sent to the Senate for concurrence,

The Report of the Committee on Pensions, on the Petition of Samuel Sumner, administrator of James Howard, praying a pension; and

The Report of the same Committee, on the Petition of Abarella Banks, praying to be placed on the pension roll of this State.

Which were referred to the Committee on the Military and Pensions.

The Report of the Committee on Internal Improvements, on the Petition of P. H. Pickett, praying for a right of way over the State's land near the Rocky Mount Canal, and on the counter Petition of Daniel McCulloch, on the same subject; which was referred to the Committee on Agriculture and Internal Improvements.

The House of Representatives also sent to the Senate for concurrence,

A Resolution requiring notice to be given on application for the release of escheats ; which was referred to the Committee on the Judiciary. And also,

Resolutions providing for establishing a Branch Mint at Charleston ; which was referred to the Committee on Finance and Banks.

The House of Representatives also sent to the Senate,

A Bill for the better regulation of Free Persons of Color, which had been twice read in the House of Representatives. The Bill received the first reading in the Senate, and was referred to the Committee on the Judiciary, and was ordered to be printed.

The House of Representatives also sent to the Senate,

A Bill to amend the Charter of the Charleston Insurance and Trust Company ; and also to amend an Act entitled " An Act to reduce the Capital of the Charleston Insurance and Trust Company," passed the 19th day of December, 1843.

The bill received the first reading, and was referred to the Committee on Incorporations and Engrossed Acts.

Mr. MOSES laid before the Senate, from the late State Reporter, J. S. G. Richardson, his 2d Volume of Chancery Reports ; which was referred to the Committee on the Judiciary.

#### REPORTS OF COMMITTEES.

Mr. BOOZER presented the unfavorable Report of the Committee on Agriculture and Internal Improvements, on the Petition of sundry citizens of Marlborough, praying an appropriation to improve the navigation of the Little Pee River ; which was ordered for consideration to-morrow.

Mr. DARGAN, from the Committee on the Judiciary, to which had been referred the Presentment of the Grand Jury of Chester District, in relation to the Bastardy Law, reported a Bill to alter the Law in relation to Bastardy. The report was ordered for consideration to-morrow.

Mr. DARGAN, from the same Committee, submitted a Report on so much of the Presentment of the Grand Jury of Charleston District, as relates to prisoners in Charleston Jail who are destitute of clothing, asking to be discharged from the further consideration thereof ; and

The Report of the same Committee, on a Bill to establish an uniform day throughout the State for the election of Clerk, Sheriff, Ordinary and Tax Collector, recommending the passage of the Bill without amendment ; and

The Report of the same Committee, on so much of the Presentment of the



Grand Jury of Beaufort District, in relation to the practice of carrying concealed deadly weapons ; and

The Report of the same Committee, on so much of the Presentment of the Grand Jury of Anderson District, as relates to Magistrates' judgments and executions ; and

The Report of the same Committee, on the Presentment of the Grand Jury of Horry District, in relation to the law against Hawkers and Pedlars ; and

The Report of the same Committee on the Memorial of J. N. Whitner, Solicitor, in relation to certain bonds due to the State, and placed in his hands for collection ; and

The Report of the same Committee, on so much of the Presentment of the Grand Jury of Charleston District, as relates to the practice of carrying concealed weapons and gambling ; in all of which cases, the Committee recommend that it is inexpedient to legislate thereon. The Reports were ordered for consideration to-morrow.

Mr. PERRIN, from the Joint Special Committee, on the part of the Senate, to which had been referred the Message No. 3, of his Excellency the Governor, in relation to Rail Roads, reported

A Bill to create a State Improvement Fund. The Bill received the first reading, and was ordered for a second reading to-morrow, and to be printed.

Mr. PERRIN, from the same Committee to which had been referred the Memorial of the Greenville and Columbia Rail Road Company, asking the aid of the State ; the Presentment of the Grand Jury of Orangeburg, in relation to Rail Roads, and a Bill to provide for the subscription, on the part of the State, to the stock of certain Rail Road Companies ; submitted a Report, recommending the passage of the Bill. The Report was ordered for consideration to-morrow.

Mr. PERRIN also presented the favorable Reports of the Committee on Claims and Grievances ;

On the Account of the South Carolinian Newspaper, for printing the Comptroller General's Table.

On the Account of the Charleston Mercury Newspaper, for publishing the Comptroller General's Table.

On the Account of J. A. Strobhart, State Reporter, for books furnished to the State.

On the Account of A. S. Johnston, for books furnished for the State.

And the unfavorable Reports of the same Committee,

On the Account of A. S. Willington & Co., of the Charleston Courier, for

publishing notices of the election of Tax Collector of St. Philips and St. Michael's.

On the Petition of Edward Lewis, praying to be refunded the amount overpaid for a tract of land purchased from the State.

On the Petition of J. E. Bowers and others, praying compensation for services rendered the State for the Palmetto Regiment.

On the Report of the Committee on Claims of the House of Representatives, on the account of Henry V. Massey, for dieting and guarding prisoners.

All of which were ordered for consideration to-morrow.

Mr. PERRIN also presented the Reports of the Committee on Claims and Grievances, on the following accounts, recommending payment of a part of the same :

On the Account of the Charleston Mercury newspaper, for advertising notices of the Tax Collector's Election.

On the Account of the Charleston Mercury newspaper, for advertising the election of Ordinary.

On the Account of the Charleston Mercury newspaper, for advertising the election of Sheriff.

Which were ordered for consideration to-morrow.

Mr. PERRIN also presented the Report of the same Committee, on the re-committed report of the same Committee, on the account of the Sumterville Banner for advertising, recommending the adoption of the former report of the Committee ; which was also ordered for consideration to-morrow.

Mr. ALLSTON presented the favorable Report of the Committee on the College, Education and Religion, on the Petition of Palmetto Lodge, No. 5, Independent Order of Odd Fellows, praying the grant to them of a lot in Columbia ; which was ordered for consideration to-morrow.

Mr. BUCHANAN presented the favorable Report of the Committee on the Military and Pensions, on the Petition of the officers and members of the Richland Light Dragoons, praying payment for two cannon and carriages purchased by them ; and the

Unfavorable Report of the same Committee, on the Petition of the fire Companies of Charleston and Charleston Neck, praying exemption from ordinary militia duty after the performance of fire duty for a certain length of time ; and

The unfavorable Report of the same Committee, on a Resolution of inquiry into the expediency of requiring the Cavalry to attend Regimental Reviews but once in two years.

Which were ordered for consideration to-morrow.

Mr. B. F. PERRY presented the favorable Report of the Committee on Finance and Banks, on the Petition of John Douglass, praying to be refunded a tax twice paid; and

The favorable Report of the same Committee, on the Petition of W. A. Ancrum, praying to be refunded taxes paid for a series of years.

Which were ordered for consideration to-morrow.

Mr. DARGAN presented the Petition of the Town Council of Darlington, praying for an amendment of their charter; which was referred to the Committee on Incorporations and Engrossed Acts.

Pursuant to notice, and with leave of Senate, Mr. GRIMBALL introduced a Bill to amend the twentieth Section of An Act entitled "An Act to establish certain Roads, Bridges and Ferries," ratified on the eighteenth day of December, in the year of our Lord, one thousand eight hundred and forty-six.

The Bill received the first reading, and was referred to the Committee on Roads and Buildings.

The President laid before the Senate the Report of the Solicitor of the Middle Circuit, on District Officers and their Offices in that Circuit; which was referred to the Committee on the Judiciary.

On motion of Mr. MANNING, a Message was ordered to be sent to the House of Representatives proposing to that House to go into a ballot for Chancellor to-morrow at 1 o'clock.

Mr. PERRY offered certain Resolutions, providing for the appointment of an agent by his Excellency, the Governor, to receive the surplus revenue and proceeds of the sales of the public lands due this State from the General Government; which was ordered for consideration to-morrow.

The Committee on the Judiciary was discharged from the further consideration of the Petition of Henry Rutland and others, praying a grant of escheated property, and the Senate granted leave to Mr. FELDER to withdraw the Petition.

Mr. DARGAN presented the Petition of Thomas Frean, praying additional compensation for work done in the Surveyor General's Office; which was referred to the Committee on Claims and Grievances.

At the hour of 1 o'clock, the Senate proceeded to the

#### SPECIAL ORDER OF THE DAY FOR THIS HOUR.

A Bill to give the election of Electors of President and Vice President of the United States to the people.

The Senate, in pursuance of the order previously made, resolved itself into a Committee of the Whole House, Mr. WITHERSPOON, Senator from York, in the Chair.

After some time spent therein, the Committee rose, and Mr. WITHERSPOON reported that the Committee of the Whole had had the bill referred to them under consideration, had made progress, and asked leave to sit again to-morrow at half-past 1 o'clock, and the same was ordered.

On motion of Mr. RHETT, it was ordered that when the Senate adjourns, it shall stand adjourned to meet to-morrow at 12 o'clock.

The following Message was received from the House of Representatives:

IN THE HOUSE OF REPRESENTATIVES, }  
December 3, 1847. }

*Mr. President and Gentlemen of the Senate:*

This House concurs in the Message of Senate, proposing to go into a ballot for Chancellor, to fill the vacancy occasioned by the death of Chancellor HARPER, to-morrow at 1 o'clock.

By order of the House,

W. F. COLCOCK, *Speaker.*

Message No. 5, from his Excellency, the Governor, was communicated to the Senate. The Message was ordered to lie on the table, and to be printed.

On motion of Mr. NEEL, the Senate adjourned at half-past 3 o'clock.

SATURDAY, DECEMBER 4th, 1847.

The Senate met at 12 o'clock, pursuant to adjournment.

The Clerk read the journal of the proceedings of yesterday.

The following resolution, offered by Mr. ELLERBE, was ordered to lie on the table.

*Resolved,* That a Committee of seven be appointed by this House to nominate suitable persons as candidates for President and Directors of the Bank of the State of South Carolina, and that a message be sent to the House of Representatives, requesting that House to appoint a similar Committee to act with the Committee of this House on that subject.

The following Message was received from the House of Representatives :

IN THE HOUSE OF REPRESENTATIVES, }  
December 3, 1847. }

*Mr. President and Gentlemen of the Senate :*

This House informs Senate that it has appointed a Special Committee consisting of Messrs. BLAKENEY, OTTERSON, SLOAN, OWENS, JOEL SMITH, ELLIOTT, and J. J. WILSON, to nominate President and Directors of the Bank of the State of South Carolina, and requests Senate to appoint a similar Committee of this House on that subject

By order of the House.

W. F. COLCOCK, *Speaker.*

The Message was concurred in.

The following Message was received from the House of Representatives :

IN THE HOUSE OF REPRESENTATIVES, }  
December, 3, 1847. }

*Mr. President and Gentlemen of the Senate :*

This House informs Senate, that it has referred so much of the Governor's Message No. 4, as relates to the organization of the Courts, to a Special Committee, consisting of Messrs. SIMONS, HENRY, SULLIVAN, DESAUSURE, BLAKENEY, YANCEY and TILLINGHAST, and requests Senate to appoint a similar Committee to meet the Committee of this House on that subject.

By order of the House.

W. F. COLCOCK, *Speaker.*

The Message was concurred in, and

Messrs. DARGAN, B. F. PERRY, DETREVILLE, BLACK and PERRIN were appointed a Committee on the part of the Senate to meet the Committee of the House, and a message was sent accordingly.

Mr. CANNON offered the following resolutions, which were agreed to, and were ordered to be sent to the House of Representatives for concurrence.

Whereas, intelligence has been received that many of the soldiers in the war with Mexico, belonging to the Palmetto Regiment, have arrived in New Orleans, without the adequate means to defray their expenses home, and in consequence thereof are forced to beg and rely upon private charity for support and the means of conveyance. And whereas, this Legislature considers it derogatory to the country, that the members of the Regiment which has, by their chivalrous conduct, reflected so much glory upon the State, should be thus embarrassed and delayed in returning to their friends and State.

1. *Be it therefore resolved*, That his Excellency, the Governor, be requested to deposit forthwith, in the hands of some responsible agent in New Orleans, the sum of five thousand dollars, for the purpose of defraying the necessary expenses home of the discharged soldiers of the Palmetto Regiment.

2. *Be it further resolved*, That his Excellency, the Governor, be requested to make arrangements with the agent he may select, to render a full account of the money thus deposited, showing the evidence upon which he advanced the monies, to whom advanced, and the amounts received by each.

Mr. MOSES presented the Petition of sundry citizens of Sumter District, for Legislative aid for the suffering poor of Ireland; which was referred to the Committee on Finance and Banks.

#### REPORTS OF COMMITTEES.

Mr. GRIFFIN presented the favorable report of the Committee on Incorporations and Engrossed Acts, on a Bill to amend the charter of Greenville Village; which was ordered for consideration on Monday next.

Mr. WITHERSPOON presented the favorable Report of the Committee on Roads and Buildings, on a Bill to define the terms on which the State will make appropriations for public buildings; which was ordered for consideration on Monday next.

Mr. GRIFFIN presented the Report of the Committee on Incorporations and Engrossed Acts, on a Bill to incorporate the Charleston and Georgia Rail Road Company, recommending the passage of the Bill with amendments; which was ordered for consideration on Monday next.

Mr. FICKLING presented the Return of the Commissioners of Free Schools for St. Luke's Parish, for the year 1847; which was referred to the Committee on the College, Education and Religion.

Pursuant to notice, and with leave of Senate, Mr. GRIFFIN introduced a Bill to extend the powers of the Edgefield Rail Road Company; which was referred to the Committee on Incorporations and Engrossed Acts, and was ordered to be printed.

The Committee on the Judiciary was discharged from the further consideration of a Bill to alter and amend the 10th Section of the first Article of the Constitution; and the same was made the Special Order for this day at 1 o'clock, and was referred to a Committee of the Whole, to which had been referred a Bill to give the Election of Electors of President and Vice President of the United States to the People.

The Committee on the Judiciary, to which had been referred a Resolution of the Senate, instructing them to inquire as to the expediency of establishing a separate Court of Equity for Marlborough District, reported a Bill to alter the sittings of the Courts of Equity in the third Equity Circuit, and to establish a Court of Equity for Marlborough District.

The Bill received the first reading, and was ordered for a second reading on Monday next, and was ordered to be printed.

Mr. DARGAN presented the unfavorable Report of the Committee on the Judiciary, on a Bill to repeal an Act entitled "An Act to diminish the number of Magistrates," ratified the 18th day of December, A. D. 1846. Also,

The unfavorable Report of the same Committee, on a Bill to provide for a more definite mode of presenting cases to the Court of Appeals.

Which were ordered for consideration on Monday next.

The House of Representatives sent to the Senate the following Reports for concurrence :

The favorable Report of the Committee on Claims of that House,

On the Petition of H. Boulware, Sheriff of Edgefield, praying payment for services rendered the State. Also,

The favorable Report of the same Committee, on the Petition of James Perry, praying compensation for a slave executed. Also

The favorable Report of the same Committee, on the Petition of H. Boulware, praying to be refunded money expended in bringing up a prisoner to the Appeal Court; which were referred to the Committee on Claims and Grievances.

The favorable Report of the Medical Committee, on the Joint Petitions of Doctors Porcher and Hayne. Also,

The favorable Report of the same Committee, on the Petition of Dr. Peter Porcher.

The favorable Report of the same Committee, on the Account of Dr. W. P. Turpin.

The favorable Report of the same Committee, on the Petition of Dr. J. H. Murray.

The favorable Report of the same Committee, on the Account of Dr. J. C. Hainsworth.

All of which were referred to the Committee on the Lunatic Asylum and Medical Accounts.

The Committee on Finance and Banks was discharged from the further consideration of the Report of the Committee of Ways and Means, of the House

of Representatives, on the Petition of Aaron Varn and others, sureties of H. W. Rice, late Sheriff, praying the discontinuance of a suit brought against them

Mr. BLACK presented the Petition of B. K. Henegan, praying payment of his Account; which was referred to the Committee on Claims and Grievances.

Mr. BOOZER presented the Petition of sundry citizens of Lexington District, praying the Legislature to fix a day on which the votes of each District, Town or Village may decide whether licenses to retail intoxicating drinks to be drank at the place where sold, shall be granted; which was referred to the Committee on the Judiciary.

Mr. WITHERSPOON presented the favorable Report of the Committee on Roads and Buildings, on a Resolution as to the expediency of appointing Commissioners to ascertain and report on the propriety and mode by which the people who travel the high way from Savannah to Charleston may be relieved; which was ordered for consideration on Monday next.

Mr. BLACK presented the Petition of R. Q. Pinckney, praying payment of his Account; which was referred to the Committee on Claims and Grievances

#### REPORTS OF COMMITTEES.

Mr. PERRY presented the favorable Report of the Committee on Finance and Banks, on the Report of the Committee of Ways and Means, on the Petition of Elizabeth Singleton, praying to be refunded a tax. Also,

The favorable Report of the same Committee, on the Report of the Committee of Ways and Means, on the Petition of Humphrey Boulware, praying to be allowed credit for certain tax executions. Also,

On certain Resolutions to establish a Branch Mint at Charleston.

On a Bill to regulate certain undrawn appropriations; all of which were ordered for consideration on Monday next.

Mr. BOOZER presented the Report of the Committee on Agriculture and Internal Improvements, on the Petition of William Wall, praying for the use of a part of Rocky Mount Canal, and the Report of the Committee on Internal Improvements of the House of Representatives, on the same subject. Also,

On the Petition of C. Mims, praying compensation for work done on the State Road.

On the Report of the Committee on Internal Improvements of the House of Representatives, on the Petition of William Cloud, praying the use of a portion of Fishing Creek Canal.



The unfavorable Report of the same Committee, on a Resolution of enquiry, as to the expediency of reducing the salary of the Superintendent of Public Works; all of which were ordered for consideration on Monday next.

Mr. PERRIN presented the Report of the Committee on Claims and Grievances, on the Report of the Committee on Claims of the House of Representatives, on the Account of T. W. Pegues, for public printing.

On the Report of the Committee on Claims, on the Account of O. H. Wells for public printing.

On the Report of the Committee on Claims on the Petition Wm. M. Burt administrator of A. W. Burt.

On the Report of the Committee on Claims, on the Petition of James Goodlett, to be paid Jail Fees for keeping a lunatic.

On the Report of the Committee on Claims, on the Petition of J. Jenkins Mikell, for a slave executed.

On the Report of the Committee on Claims, on the Account of W. F. Durisoe, for public printing; all of which were ordered for consideration on Monday next.

At the hour of 1 o'clock, the Senate, pursuant to Messages interchanged, joined the House of Representatives in balloting for Chancellor.

Messrs. DE TREVILLE and ELLERBE were appointed a Committee on the part of the Senate, to count the ballots.

The Senate proceeded to the

#### GENERAL ORDERS OF THE DAY.

A Bill to punish and prevent the stealing of oysters. And,

A Bill to vest the right of the State of South Carolina, to certain escheated lands lying in Barnwell District, in Susannah Conolly and her heirs, which had been reported by the Committee on the Judiciary, severally received the second reading, were agreed to, and were ordered to be sent to the House of Representatives.

The unfavorable Report of the Committee on the Judiciary, on the Memorial of certain citizens of Charleston, and the Petition of sundry citizens of Fairfield and Kershaw, praying that the question of granting licenses, may be referred to the legal voters of South Carolina for their decision, on a day to be designated, was agreed to by the Senate.

The General Orders were suspended, and the Senate, at the hour of half past 1, proceeded to the Special Order for this hour.

A Bill to give the election of Electors of President and Vice President of the United States to the people. And,

A Bill to alter and amend the 10th Section of the first article of the Constitution.

Pursuant to the order previously made, the Senate resolved itself into a Committee of the whole, Mr. WITHERSPOON, the Senator from York, in the Chair. After some time spent therein, the business of the Committee was suspended, the President resumed the Chair, and the Senate proceeded to business.

Mr. DĒTREVILLE, from the Committee appointed to count the ballots for Chancellor, reported that neither of the gentlemen voted for had received a majority of votes, and therefore there was no election.

On motion of Mr. MOSES, a Message was thereupon sent to the House of Representatives, proposing to that House to go forthwith into a second ballot for Chancellor.

The Senate again resolved itself into a Committee of the Whole, on the subject above mentioned, Mr. WITHERSPOON in the Chair. After some time spent therein, the Committee again rose, the President resumed the Chair, and the Senate proceeded to the Hall of the House of Representatives, and joined that House in a second ballot for Chancellor.

Messrs. EVINS and FICKLING were appointed a Committee on the part of the Senate, to count the ballots.

The President appointed Messrs. ELLERBE, HUGER, GRIFFIN, BUCHANAN, RHETT, PERRIN and HUEY, the Committee on the part of the Senate, to nominate fit and suitable persons for President and Directors of the Bank of the State of South Carolina, and a Message was sent to the House of Representatives, informing that House thereof.

The Senate again resolved itself into a Committee of the Whole, upon the matters above set forth, Mr. WITHERSPOON in the Chair, and after some time spent therein, the Committee again rose, the President resumed the Chair, and the Senate proceeded with business; and Mr. WITHERSPOON reported that the Committee of the Whole had had under consideration,

A Bill to give the election of Electors of President and Vice President of the United States to the people, and a Bill to alter and amend the 10th section of the first Article of the Constitution, had made progress, and asked leave to sit again on Tuesday next, at 1 o'clock, and the same was ordered.

Mr. EVINS from the Committee to count the votes for Chancellor, on the second ballot, reported, that neither gentlemen voted for, had received a majority of votes, and there was therefore no election.

On motion Mr. BOYCE, a Message was ordered to be sent to the House of Representatives, proposing to go forthwith into a third ballot for Chancellor. Before the Message had been sent, the following Message was received from the House of Representatives.

IN THE HOUSE OF REPRESENTATIVES, }  
December 4, 1847. }

*Mr. President and Gentlemen of the Senate :*

This House proposes to Senate to go forthwith into a third ballot for Chancellor, to fill the vacancy, occasioned by the death of Chancellor Harper.

By order of the House,

W. F. COLCOCK, *Speaker.*

The Senate concurred and sent a Message accordingly, and immediately proceeded to the Hall of the House of Representatives, and joined that House in balloting for Chancellor. Messrs. FELDER and GIST were appointed a Committee on the part of the Senate to count the ballots.

The President laid before the Senate the Report of the Solicitor of the Eastern Circuit on District Officers and their Offices; which was referred to the Committee on the Judiciary.

Mr. ALLSTON presented the favorable Report of the Committee on the College, Education and Religion, on the Message No. 3, of his Excellency the Governor, in relation to an appropriation for the South Carolina College.

And also, the Report of the same Committee on so much of Message, No. 1, of his Excellency the Governor, as relates to the Free School System, and the Presentments of the Grand Juries of Barnwell, Orangeburg and Beaufort Districts on the same subject, which were ordered for consideration on Monday next.

Mr. ALLSTON, from the same Committee, to which had been referred so much of the Message No. 3, of his Excellency the Governor, as conveys the invitation of the Trustees of the South Carolina College, to attend the Commencement of that institution—submitted a report, recommending that the Senate accept the invitation, and join in the proceedings, as recommended in the programme.

On motion of Mr. PERRIN, it was ordered that when the Senate adjourns, it shall stand adjourned to meet on Monday next, at half-past 9 o'clock.

Mr. EVINS offered the following Resolution :

*Resolved,* That this General Assembly do adjourn on Tuesday, the 14th of the present month, sine die.

The Resolution was before the Senate under consideration, when on motion of Mr. BLACK, the Senate adjourned, at 10 minutes to 4 o'clock, P. M.

MONDAY, DECEMBER 6th, 1847.

The Senate met at half-past 9 o'clock, pursuant to adjournment.

The Clerk read the Journal of the proceedings of Saturday.

The House of Representatives sent to the Senate the report of the Special Committee, to which had been referred the Message of His Excellency the Governor, conveying the invitation of the Trustees of the South Carolina College, to attend the Commencement of the South Carolina College. The Senate concurred in the report, and ordered it to be returned to the House of Representatives.

Mr. FELDER, from the Committee appointed on the part of the Senate, to count the votes for Chancellor on the 3rd ballot, reported that neither gentleman voted for had received a majority of votes, and there was therefore no election.

On motion of Mr. MOSES, a message was sent to the House of Representatives, proposing to that House to go into a 4th ballot for Chancellor, immediately on the return of the two Houses of the Legislature from the exercises at the Commencement of the South Carolina College.

Mr. EVINS called the attention of the Senate to a Resolution offered by himself, providing for the adjournment of the General Assembly on the 14th instant, and the same was ordered to lie on the table.

At the hour of 10 o'clock, the Senate proceeded to join the procession, and attended the Commencement of the South Carolina College.

The Senate returned from the Commencement at 2 o'clock. The President resumed the chair, and the Senate proceeded to business.

Mr. B. F. PERRY called up from the General Orders of the day, the report of the Committee on Federal Relations, on so much of the Message No. 1, of His Excellency, the Governor, as relates to the Mexican War, and the Resolution introduced into the Senate on the same subject.

The report was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

The following message was received from the House of Representatives :

IN THE HOUSE OF REPRESENTATIVES, )  
December 6, 1847. }

*Mr. President and Gentlemen of the Senate :*

The House concurs with Senate, in its message, proposing to go into a

fourth ballot for Chancellor, to fill the vacancy occasioned by the death of Chancellor HARPER, immediately after the return from the College Commencement.

By order of the House,

W. F. COLCOCK, Speaker.

The Senate immediately proceeded to the Hall of the House of Representatives, and joined that House in a fourth ballot for Chancellor.

Messrs. GOODWYN and GOURDIN were appointed a Committee on the part of the Senate to count the ballots.

Mr. BOYCE presented the Petition of Palmetto Division No. 1, of the Sons of Temperance, praying an Act of incorporation; which was referred to the Committee on Incorporations and Engrossed Acts. And also,

The Petition of J. S. Heriot, praying compensation for services rendered the State in the office of the Surveyor General in Charleston; which was referred to the Committee on Claims and Grievances.

Mr. BLACK presented the Petition of sundry citizens of Richland, praying an alteration in the Road law; which was referred to the Committee on Roads and Buildings.

Mr. WITHERSPOON laid before the Senate, the report of the Comptroller General on the contingent accounts against the Lower Division of the Treasury; which was referred to the Committee on Accounts and Vacant Offices.

Mr. BOOZER presented the Petition of sundry citizens of Lexington Judicial district, included within Orange parish, praying that that portion of the parish may be attached to Lexington district for all purposes; which was referred to the Committee on Privileges and Elections.

Mr. BOOZER also presented the Petition of sundry citizens of Lexington district, residing in Beat No. 3, Upper Battalion, 15th Regiment, praying for a division of said Beat; which was referred to the Committee on the Military and Pensions.

Mr. PERRIN called up from the table, the following Resolution:

*Resolved*, That this General Assembly do adjourn on Tuesday, the 14th of the present month, *sine die*.

The Resolution was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

Mr. GOODWYN, from the Committee to count the votes for Chancellor, on the fourth ballot, reported that George W. Dargan had received eighty-eight

votes, and seventy being a majority of votes given, he is therefore duly elected Chancellor.

On motion of Mr. MOSES, it was ordered that when the Senate adjourns, it shall stand adjourned to meet to-morrow at eleven o'clock.

Mr ELLERBE laid before the Senate, the private report of the President of the Bank of the State, of the indebtedness of officers and directors of that institution. The report was referred to the Joint Special Committee, to nominate a President and Directors of the Bank of the State of South Carolina.

On motion of Mr. MOSES, the Senate adjourned.

TUESDAY, DECEMBER 7th, 1847.

The Senate met at 11 o'clock, pursuant to adjournment.

The Clerk read the journal of the proceedings of yesterday.

The House of Representatives sent to the Senate,

A Bill to incorporate the South Carolina Press Company; and

A Bill to alter, amend and modify the charter of Newberry village; which had been twice read in the House of Representatives.

The Bills severally received the first reading in the Senate, and were referred to the Committee on Incorporations and Engrossed Acts; and

A Bill to extend the active energy of Magistrates' Executions to four years without renewal.

The Bill received the first reading, and was referred to the Committee on the Judiciary.

REPORTS OF COMMITTEES.

Mr. WITHERSPOON presented the favorable report of the Committee on Roads and Buildings, on the report of the Committee on Public Buildings of the House of Representatives, recommending an appropriation to build a new jail at Marion Court House; and

The favorable report of the same Committee, on the Petition of the Commissioners of Public Buildings for York District, asking an appropriation for an

addition to the Court House for that District; which were ordered for consideration to-morrow.

Mr. GIST offered a Preamble and Resolutions, providing for the admission of James A. Thomas, a Volunteer in the Mexican War, into the Arsenal Academy at Columbia, as a beneficiary of the State; which were ordered to lie on the table.

Mr. ASHE presented the report of the Committee on Federal Relations, on so much of the Message No. 1, of his Excellency, the Governor, as relates to the Wilmot Proviso and the Resolutions introduced into the Senate; which was ordered for consideration to-morrow and to be printed.

Mr. ALLSTON presented the Petition of the Commissioners of the Poor for Georgetown District, praying an appropriation for transient poor; and also,

The account current of the Transient Poor Fund, for Georgetown, 1847; which were referred to the Committee on Finance and Banks.

Mr. DARGAN presented the favorable report of the Committee on the Judiciary, on the Petition of T. C. Weatherbe, Sheriff of Marlboro' District, praying compensation for books furnished for his office; which was ordered for consideration to-morrow.

The Senate proceeded to the

#### GENERAL ORDERS OF THE DAY.

A Bill to alter the law in relation to Magistrate's Executions, and the duty of Sheriffs in relation to executions in their offices, on which a favorable report had been made by the Committee on the Judiciary, which received the second reading, was agreed to, and was ordered to be sent to the House of Representatives.

A Bill to amend the law in relation to granting licenses to retail spirituous liquors or to keep taverns, and which had been reported by the Committee on the Judiciary, received the second reading, was agreed to, and was ordered to be sent to the House of Representatives.

A Bill further to regulate the retailing of spirituous liquors, which had been reported by the Committee on the Judiciary, to which had been referred sundry Petitions, Memorials and Presentments in relation to retailing, was before the Senate on the second reading, and on motion of Mr. BOOZER, the further consideration of the Bill was postponed to the 1st of January next.

The General Orders were suspended; and

Mr. PERRIN, from the Committee on Claims and Grievances, submitted the favorable reports of that Committee,

On the Report of the Committee on Claims of the House of Representatives, on the Account of A. M. Lowry, Sheriff of Chesterfield, for articles furnished the Jail.

On the Petition of B. K. Henegan, Secretary of State, praying payment of his Account

On the Report of the Committee on Claims of the House of Representatives, on the Petition of James Perry, praying compensation for a slave executed.

On the Petition of R. Q. Pinckney, late Secretary of State, praying payment of his account.

On the report of the Committee on Claims of the House of Representatives, on the Petition of John B. Holmes, praying compensation for a slave executed.

On the Report of the Committee on Claims of the House of Representatives, on the Petition of James S. Shingler, praying payment for blankets furnished the Jail in Charleston.

Mr. PERRIN, from the Committee on Claims and Grievances, also submitted the following reports, recommending payment of a portion of the claims.

On the Report of the Committee on Claims of the House of Representatives, on the account of the Charleston Courier, for public printing.

On the Accounts of the Charleston Mercury, for printing.

On the Petition of Burges, James & Paxton, praying payment of their bill for public printing.

On the Account of M. E. Munro, for printing, &c.

All of which were ordered for consideration to-morrow.

The Senate resumed the

#### GENERAL ORDERS OF THE DAY

A Bill to substitute a fixed salary for the costs to which the Attorney General and Solicitors are entitled in criminal prosecutions, which had been reported by the Committee on the Judiciary, was, on motion of Mr. MOSES, ordered to lie on the table.

A Bill to require all gifts of slaves to be in writing, was before the Senate on the second reading.

#### RECEPTION OF HON. N. R. EAVES.

Mr. RHETT moved the suspension of the General Orders, and announced to the Senate that the Hon. N. R. EAVES, a member of this Senate, who had



volunteered in the war of Mexico, had returned to Columbia, under a furlough from the Commander-in-chief. Mr. RHETT also presented a series of documents, connected with the honorable discharge of Senator EAVES, from the commanding officers in the Mexican War, and bearing the highest testimonials to his gallantry and spirit. The documents were ordered to be referred to the Committee on the Military and Pensions and were ordered to be printed. Mr. RHETT also offered the following Resolutions :

*Resolved*, That we tender a hearty welcome to the Honorable Senator from Chester, on his return to this body, after the arduous duties he has performed in Mexico in the service of his country.

*Resolved*, That the Senate presents him her hearty thanks for the patriotism and bravery he has displayed in battle under the banner of the State, and trusts he may long live to enjoy the honor he has so fairly won.

The Resolutions were unanimously agreed to, and

The Hon. N. R. EAVES having made his appearance in his seat in the Senate, responded eloquently and happily to the complimentary Resolutions, detailing the events of the campaign in Mexico, the triumph of the American Arms, and the gallantry and heroism of the South Carolina Regiment.

Mr. MOSES, announced to the Senate, that a distinguished young officer, Lieutenant Thomas D. Baker, of the Sumter company, of the Palmetto regiment, who had shared the toils, and braved the dangers of the Mexican war, had returned to his native State, and was then in the Senate chamber. With the view, therefore, to the extension of a suitable welcome, as an earnest of the appreciation by this Senate, of the services of Lieutenant Baker, in common with those of his gallant companions in arms, Mr. MOSES, offered the following Resolution, which was unanimously agreed to.

*Resolved*, That this Senate invite Lieutenant Thomas D Baker, of the Sumter company of the Palmetto regiment, to a seat on the floor of this Senate, during his stay in Columbia.

The Senate resumed the

#### GENERAL ORDERS OF THE DAY.

The Senate resumed the second reading of a Bill to require all gifts of slaves to be in writing, and the Bill was rejected.

At the hour of 1 o'clock, the Senate proceeded to the

## SPECIAL ORDER FOR THIS HOUR.

A Bill to give the election of Electors of President and Vice President of the United States to the people. And

A Bill to alter and amend the 10th Section of the first Article of the Constitution.

Pursuant to the order previously made, the Senate resolved itself into a Committee of the Whole, Mr. WITHERSPOON, the Senator from York, in the chair, and after some time spent therein, the Committee rose, the President resumed the chair, and the Senate proceeded with business. Mr. WITHERSPOON, from the Committee of the Whole, reported that the Committee had had the several matters referred to them under consideration, had made progress, and asked leave to sit again to-morrow at 1 o'clock; and the same was ordered.

Mr. ALLSTON gave notice, that on to-morrow he will ask leave to introduce a Bill to authorize the United States to purchase a sufficient quantity of land on South Island, near the entrance of Winyaw Bay, in this State, for the erection of a Light House.

Mr. BUCHANAN presented the favorable report of the Committee on the Military and Pensions, on the report of the Committee on Pensions, of the House of Representatives, on the Petition of Sum Sumner, administrator of James Howard, praying arrearages of Pension And

The unfavorable report of the same Committee, on the Petition of Margaret Dawkins, praying a Pension.

The report of the same Committee on a Bill to provide for the organization of Company Courts Martial; which were ordered for consideration to-morrow.

Mr. MELLARD presented the report of the Vestry of the Parish of St. James, Goose Creek, of the administration of the Ludlam School Fund. And

The report of the Attorney General, on the state of the debt due by Barnard E. Bee to the Ludlam School Fund; which was referred to the Committee on the College, Education and Religion.

Mr. DARGAN gave notice, that on to-morrow, he will ask leave to introduce a Bill to provide for regulating the registry of Marriages, Births and Deaths.

On motion of Mr. PERRIN, it was ordered that when the Senate adjourns, it shall stand adjourned to meet to-morrow at eleven o'clock.

On motion of Mr. ALLSTON, the Senate adjourned at 27 minutes after 4 o'clock, P. M.

## WEDNESDAY, DECEMBER 8th, 1847.

The Senate met at 11 o'clock, pursuant to adjournment.

The Clerk read the journal of the proceedings of yesterday.

The President laid before the Senate the report of the Solicitor of the Middle Circuit on District officers and their offices in that circuit; which was referred to the Committee on the Judiciary.

The House of Representatives sent to the Senate,

A Bill to authorize the City Council of Charleston to pass laws for the inspection of lumber and turpentine.

A Bill to amend an Act, entitled "An Act for the better regulation and government of Free Negroes and persons of color, and for other purposes," ratified on the 21st day of December, 1822.

A Bill to establish a Recorder's Court in the town of Hamburg.

A Bill to unite the offices of Clerk of the Court and Register of Mesne Conveyances for Georgetown District, and for other purposes

The Bills severally received the first reading in the Senate, and were referred to the Committee on the Judiciary.

The House of Representatives also sent to the Senate,

A Bill to increase the powers of the Commissioners of Cross Roads for Charleston Neck. The Bill received the first reading, and was referred to the committee on the Judiciary, and was ordered to be printed.

Mr. RHETT presented the Account of R. Q. Pinckney, for Lexicographically Indexing 92 Vols. of Records in the office of Secretary of State in Charleston; which was referred to the Committee on Claims and Grievances.

Mr. ELLERBE presented the following report:

The Joint Committee appointed to nominate a President and Directors of the Bank of the State of South Carolina—report, that they have discharged that duty, and recommend the following ticket:

*For President:*

F. H. ELMORE.

*For Directors:*

D. C. WEBB,

W. C. DUKES,

W. B. PRINGLE,

W. M. LAWTON,  
 G. N. REYNOLDS,  
 R. CALDWELL,  
 W. A. CARSON,  
 P. C. GALLARD,  
 ELISHA CARSON,  
 ROBERT FISHBURN,  
 GEORGE ROBERTSON,  
 S. L. GLOVER.

Which was ordered to lie on the table, and to be printed.

Mr. FELDER offered the following Resolution, which was rejected by the Senate :

*Resolved*, That the private report of the President of the Bank of the State of South Carolina, upon the indebtedness of the Officers and Directors of that institution, be printed for the private use of the Senate.

Mr. GIST called up from the table the following Preamble and Resolution :

Whereas, under the requisition of the President of the United States, South Carolina promptly and patriotically responded to the call for Volunteers, and furnished a Regiment for the field, whose conduct in the recent battles near the City of Mexico have won for themselves imperishable renown, and for their State a name and a reputation abroad that will forever silence the calumnies of its enemies and establish its claim to exalted patriotism and true courage

And whereas, it is the duty of the State to provide in a suitable manner for those who have returned, disabled by wounds from providing for their own maintenance.

*Be it therefore Resolved*, That James A. Thomas, a private in the Chester Company of Volunteers, who has lost an arm in the service of his country, be admitted as a beneficiary of the State in the Arsenal Academy of Columbia, upon the same conditions as other beneficiaries of the State, whenever he may make application.

The Preamble and Resolution were agreed to, and were ordered to be sent to the House of Representatives for concurrence.

Pursuant to notice, and with leave of Senate, Mr. ALLSTON introduced

A Bill to authorize the United States to purchase a sufficient quantity of land in this State for the erection of a Light House.

The Bill received the first reading, and was referred to the Committee on Federal Relations.

Mr. ALLSTON offered the following Resolution, which was agreed to:

*Resolved*, That the Reading Clerk be instructed to have printed for the use of the Senate, an abstract of the Will of the late Dr. John De La Howe, of Abbeville District, together with the plan of an Agricultural School therein referred to. A copy of the same to be furnished to each member of the Legislature, and to each member of the Board of Trustees having charge of the said School.

Mr. ALLSTON also offered the following Resolution, which was agreed to, and was ordered to be sent to the House of Representatives for concurrence:

*Resolved*, That the Secretary of State is hereby directed to procure from the Ordinary of Abbeville District, a certified copy of the last Will and Testament of the late Dr. John De La Howe, and to deposit and duly record the same in his office at Columbia.

Mr. DARGAN asked leave of Senate to be discharged from acting as Chairman of the Committee on the Judiciary for the remainder of the session, and the same was granted.

#### REPORTS OF COMMITTEES.

Mr MOSES presented the favorable report of the Committee on the Judiciary,

On a Bill, from the House of Representatives, to vest the right and title of the State in and to the estate of James M. Egger, deceased, in George Brown; and

The unfavorable reports of the same Committee,

On the Petition of James Gill, praying for permission to manumit a slave.

On the Petition of Marmaduke Towers, praying for a divorce.

On a Bill for the better regulation of Free Persons of Color.

On the Petition of Margaret Ker and others, to have an escheated estate granted to them; and also,

The report of the same Committee, on a Bill to extend the active energy of Magistrates' Executions to four years without renewal, recommending that further legislation on that subject is unnecessary; and

The report of the same Committee, on the Petition of John S. Bird, a naturalized citizen, to have the title to certain property acquired before naturalization. (The Committee report by Bill.)

All of which reports were ordered for consideration to-morrow.

Mr. PERRIN presented the unfavorable reports of the Committee on Claims and Grievances,

On the Report of the Committee on Claims of the House of Representatives, on the Account of William M. Sutton, for services rendered as a guard.

On the Report of the Committee on Claims of the House of Representatives on the Petition of H. Boulware, praying to be refunded money expended in bringing up a Prisoner to the Appeal Court; which were ordered for consideration to-morrow.

Mr. DARGAN, from the Joint Special Committee, to which had been referred the Message No. 5, from his Excellency the Governor, submitted the favorable report of that portion of the Committee appointed on the part of the Senate, and the Committee also reported.

A Bill to re-organize the Courts of Law of this State, and to provide for the election of an additional Judge and Solicitor.

The Bill received the first reading, and was ordered for a second reading to-morrow, and the Bill and report were ordered to be printed.

Mr. ASHE presented the unfavorable report of the Committee on Federal Relations on the Petition of sundry citizens of Charleston, praying the repeal of the Act for the inspection of vessels trading to New York, which was ordered for consideration to-morrow.

Mr. TAYLOR presented the Petition of John J. Kinsler, praying the State to perfect in him, the title to certain streets in the town of Columbia; which was referred to the Committee on the Judiciary.

At the hour of half after 1 o'clock, the Senate proceeded to the

#### SPECIAL ORDER FOR THIS DAY.

A Bill to give the election of Electors of President and Vice President of the United States to the people. And

A Bill to alter and amend the 10th Section of the first Article of the Constitution.

The Senate, pursuant to the order previously made, resolved itself into a Committee of the Whole, Mr. WITHERSPOON, the Senator from York, in the chair, and after some time spent therein, the Committee rose, the President resumed the chair, and the Senate proceeded with business.

Mr. WITHERSPOON, from the Committee of the Whole, reported that that Committee having had under consideration,

A Bill to give the election of Electors of President and Vice President of the United States to the people, had agreed to recommend to the Senate that the Bill be rejected. On the question of agreeing to this report, the Yeas and Nays were ordered to be taken, and they are as follows :

YEAS 26—NAYS 17.

Those who voted in the affirmative, are

The Hon. A. PATTERSON, President,

Messrs. Allston,	Messrs. Gist,	Messrs. Neel,
Appleby,	Goodwyn,	Palmer,
Ashe,	Gourdin,	Perrin,
Blake,	Grimball,	Benj. Perry,
Boyce,	Huger,	Rhett,
Buchanan,	Johnson,	Rivers,
Dargan,	Manning,	Walker,
De Treville,	Mellard,	Williams.
Fickling,		

Those who voted in the negative, are

Messrs. Black,	Messrs. Felder,	Messrs. Moscs,
Cannon,	Griffin,	B. F. Perry,
Cooper,	Hanna,	Skipper,
Eaves,	Harlee,	Taylor,
Ellerbe,	Huey,	Witherspoon.
Evins,	Irby,	

The report of the Committee was therefore agreed to, and the Bill was consequently rejected.

Mr. WITHERSPOON, from the Committee of the Whole, to which had been referred

A Bill to alter and amend the tenth section of the first Article of the Constitution, submitted a report, recommending that the Bill do pass. On motion of Mr. DE TREVILLE, the Bill was ordered to lie on the table.

Mr. RHETT gave notice, that on to-morrow he will ask leave to introduce a Bill to appoint an extra session of the Legislature, to be held on Tuesday after the first Monday of November next, and on Tuesday after the first Monday 10 November of every 4th year thereafter.

Mr. GRIFFIN presented the favorable reports of the Committee on Incorporations and Engrossed Acts,

On the Petition of Palmetto Division, No. 1, of the Sons of Temperance, praying incorporation. And

On a Resolution to amend the charter of the Winyaw Indigo Society.

On the Petition of citizens of Pickens village, praying incorporation; which were ordered to lie on the table.

The same Committee was discharged from the further consideration of the Petition of the Town Council of Darlington, praying an amendment of their charter.

Mr. MOSES presented the unfavorable report of the Committee on the Judiciary, on the Petition of David Lyle, of Chester district, praying that certain escheated land be vested in him.

The Senate proceeded to the

#### GENERAL ORDERS OF THE DAY.

A Bill to incorporate certain societies and companies, and to renew and amend certain charters heretofore granted, was called up by Mr. GRIFFIN, the Chairman of the Committee on Incorporations and Engrossed Acts, together with the several reports from that Committee, just laid on the table. The Bill received the second reading, was agreed to, and was ordered to be sent to the House of Representatives.

The General Orders were suspended, and the Senate granted leave to Messrs. BOOZER and WARD, who were absent when the vote was taken on the report of the Committee of the Whole, recommending the rejection of a Bill to give the election of Electors of President and Vice President of the United States to the people, to record the vote they would have given if they had been present. Upon their names being called, Mr. BOOZER voted in the negative, and Mr. WARD voted in the affirmative.

The President laid before the Senate, the reports of the Attorney General, and of the Solicitor of the Southern Circuit, in relation to District officers and their offices; which were referred to the Committee on the Judiciary.

On motion of Mr. DE TREVILLE, the Senate adjourned at 4 o'clock.



## THURSDAY, DECEMBER 9th, 1847.

The Senate met at 10 o'clock.

The Clerk read the journal of the proceedings of yesterday.

Mr. RIETT, pursuant to notice given yesterday, of his intention to ask leave to introduce "A Bill to appoint an extra session of the Legislature, to be held on Tuesday after the first Monday of November next, and on Tuesday after the first Monday of every fourth year thereafter," now introduced the following Bill, the title formerly given having been changed so as to read as follows :

A Bill to provide for the election of Electors of President and Vice President of the United States.

The bill received the first reading, was referred to the Committee on the Judiciary, and was ordered to be printed.

Mr. BOOZER presented the report of the Committee on Agriculture and Internal Improvements, on a resolution of enquiry as to the expenses and profits of the public works; which was ordered for consideration to-morrow, and to be printed.

Mr. TAYLOR presented the petition of John Workman, for services rendered to the Kershaw Volunteer Company for Mexico; which was referred to the Committee on Claims and Grievances.

The Committee on Finance and Banks was discharged from the further consideration of the Petition of M. Thompson, praying to be refunded a double tax. Also,

The Petition of Elizabeth Singelton, to be refunded a double tax.

Mr. B. F. PERRY presented the favorable reports of the Committee on Finance and Banks,

On a resolution as to the expediency of taxing money at interest and reducing the taxes on negroes and other property.

On the Petition of John J. Kinsler, to be refunded a double tax.

On the Account Current of the Poor Fund for Georgetown District, for 1847. Also,

The unfavorable reports of the same Committee,

On the Petition of sundry citizens of Sumter District, for Legislative aid for the suffering poor of Ireland.

On the Petition of the Commissioners of the Poor of Georgetown District, praying an appropriation for the transient poor.

All of which were ordered for consideration to-morrow.

Mr GRIFFIN presented the report of the Committee on Incorporations and Engrossed Acts, on a Bill from the House of Representatives, to incorporate the South-Carolina Press Company, recommending that the bill do lie on the table. Also,

The favorable report of the same Committee, on a Bill from the House of Representatives, to alter, amend and modify the charter of Newberry village. Also,

On a Bill to extend the powers of the Edgefield Rail Road Company. Also,

The report of the same Committee, on a Bill from the House of Representatives, to amend the charter of the Charleston Insurance and Trust Company; and also,

To amend an Act entitled "An Act to reduce the capital of the Charleston Insurance Company," passed 19th December, 1843, recommending that the bill lie on the table

All of which were ordered for consideration to-morrow.

Mr ASHE presented the Petition of R Yeaton, administrator of Samuel Paxton, for issues of new certificates of Stock in place of Nos. 106 and 585 of State 3 per cent., lost or mislaid, and for payment of arrearages and accrual of interest; which was referred to the Committee on Finance and Banks.

The Senate proceeded to the

#### GENERAL ORDERS OF THE DAY.

The unfavorable report of the Committee on Roads and Buildings, on the petition of John Knox and others; and also on the petition of Joseph Kirkland and others, praying that an old road may be made a public road, was agreed to.

The unfavorable report of the same Committee, on the petition of Dempsey Griffin and others, praying for the re-opening of a road, was ordered to lie on the table.

The favorable report of the Committee on the Military and Pensions, on the Petition of John J. Sweatman, praying for a pension, was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

The following Preamble and Resolutions, offered by Mr. FELDER, were before the Senate for consideration.

Whereas, the President and Directors of the Bank of the State of South-Carolina, in their annual report to the Legislature of November, 1843, state the sum of four hundred and seventy-three thousand five hundred and fifty-

eight dollars and sixty-six cents, (\$473,558 66,) and since that time in other reports, state the further sum of eighty-eight thousand six hundred and eighty-five dollars and twenty-eight cents, (\$88,685 28,) amounting together to the sum of five hundred and sixty-two thousand two hundred and forty-three dollars and ninety-four cents, (\$562,243 94.) to be lost in bad debts by the said Bank, and have placed the same under the title of amount carried to profit and loss.

*Therefore, Resolved,* That it is the constitutional, inherent and essential right of a free people to have a full knowledge of all matters and things relating to the keeping, disbursing, or loss of the taxes and funds of the State.

*Resolved,* That the President and Directors of the said Bank report to the Senate, as soon as practicable, the names of all those persons by whom the said sums have been lost, specifying the amount and date of each loss, and the name of each person by whom lost.

On the question of agreeing to the first resolution, the Yeas and Nays were ordered to be taken, and they are as follows :

YEAS, 34—In the negative, none.

Those who voted in the affirmative, are

The Hon. A. PATTERSON, President.

Messrs. Allston,	Messrs. Gist,	Messrs. Neel,
Ashe,	Griffin,	Palmer,
Black,	Grimball,	B. Perry,
Booser,	Hanna,	B. F. Perry,
Boyce,	Harlee,	Rhett,
Buchanan,	Huey,	Rivers,
Cooper,	Huger,	Skipper,
De Treville,	Johnson,	Taylor,
Evins,	Irby,	Walker,
Felder,	Mallard,	Ward,
Fickling,	Moses,	Witherspoon.

The resolution was, therefore, unanimously agreed to.

On the question of agreeing to the second resolution, the Yeas and Nays were again ordered to be taken, and they are as follows :

YEAS, 13—NAYS, 20.

Those who voted in the affirmative, are

Messrs. Boozer,	Messrs. Gist,	Messrs. Moses,
Boyce,	Griffin,	B. F. Perry,
Cooper,	Grimball,	Skipper, and
Evins,	Mellard,	Witherspoon.
Felder,		

Those who voted in the negative, are

The Hon. A. PATTERSON, President.

Messrs. Allston,	Messrs. Harllee,	Messrs. Benj. Perry,
Ashe,	Huey,	Rhett,
Black,	Johnson,	Rivers,
Buchanan,	Irby,	Taylor,
De Treville,	Neel,	Walker, and
Fickling,	Palmer,	Ward.
Hanna,		

The resolution was, therefore, rejected.

On motion of Mr. MOSES, the Preamble was then ordered to lie on the table.

The following Preamble and Resolutions were before the Senate for consideration.

Whereas, since the last session of this General Assembly, it has pleased the Almighty Disposer of Events, to remove from his position of earthly usefulness and honor, to the scenes of another existence, a most virtuous, able and faithful public functionary, in the person of Chancellor WILLIAM HARPER, whose exalted excellence of private character and illustrious services as a public officer during a long and brilliant career, won for him the unrestrained affection, applause and gratitude of his fellow-citizens of South-Carolina, and attracted the earnest admiration of the just, the good and the learned, throughout the Union. Therefore be it

*Resolved*, That the Legislature of South-Carolina have received with most profound emotions of sorrow, the intelligence of the death of that great and good citizen, and most distinguished judicial magistrate.

*Resolved*, In consideration of his long, pure and most satisfactory administration of justice, as a Judge in Chancery—and as a testimonial by the Legislature on behalf of the people of the State, of their respect for the purity, worth and brilliancy of his labors in the fulfilment of the duties of that most elevated relation, that the amount of one year's salary be appropriated for the benefit of his surviving family.

*Resolved*, That a copy of these proceedings be transmitted to the family of the deceased, as expressive of the sympathy of the Legislature with them, and

of their grateful appreciation of the stainless purity, great ability and valuable public services of the departed Judge.

The Preamble and the 1st and 3d resolutions were unanimously agreed to.

Mr. DE TREVILLE moved to strike out in the 2d resolution, all after the word resolved, to the words "*that the amount,*" so that if amended, the resolution would read as follows:

*Resolved,* That the amount of one year's salary be appropriated for the benefit of his surviving family.

The amendment was agreed to, and the resolution was amended accordingly.

On the question of agreeing to this resolution, the Yeas and Nays were ordered to be taken, and they are as follows:

YEAS, 23—NAYS, 19.

Those who voted in the affirmative, are

The Hon. A. PATTERSON, President.

Messrs. Allston,	Messrs. Gourdin,	Messrs. Perrin,
Ashe,	Hanna,	B. Perry,
Black,	Harlee,	Rhett,
Blake,	Huger,	Rivers,
Buchanan,	Manning,	Taylor,
De Treville,	Moses,	Walker, and
Fickling,	Palmer.	Ward
Goodwyn,		

Those who voted in the negative, are

Messrs. Appleby,	Messrs. Gist,	Messrs. Mellard,
Boozer,	Griffin,	Neel,
Boyce,	Grimball,	B. F. Perry,
Cannon,	Huey,	Skipper,
Cooper,	Johnson,	Williams, and
Evins,	Irby,	Witherspoon.
Felder,		

The resolution was therefore agreed to, and the preamble and resolutions were ordered to be sent to the House of Representatives for concurrence.

The General Orders were suspended.

Mr. MOSES presented the favorable report of the Committee on the Judiciary, on a Bill to provide for the registry of marriages, births and deaths, within this State, recommending the passage of the Bill.

The report was ordered for consideration to-morrow, and to be printed.

Mr. GIST presented the Return of the Commissioners of Free Schools for Union District, for the year 1847; which was referred to the Committee on the College, Education and Religion.

Mr. CANNON offered a resolution, providing for printing 300 copies of the report upon the Free School System, made by the Hon. R. F. W. ALLSTON to the State Agricultural Society; which was ordered for consideration to-morrow.

A Bill to create a State Improvement Fund, which had been reported by the Joint Special Committee, to which had been referred the Message No. 4, of his Excellency, the Governor, in relation to Rail Roads, and the report of the same Committee, to which had been referred the Memorial of the Greenville and Columbia Rail Road Company, together with a Bill to provide for the subscription on the part of this State to stock of certain Rail Road Companies, were, on motion of Mr. WITHERSPOON, referred to a Committee of the Whole House, to sit to-morrow at 1 o'clock.

The report of the Committee on Incorporations and Engrossed Acts, on the Petition of the Charleston Gas Light Company, praying an extension of their charter, was agreed to.

The favorable report of the Committee on the State House and Grounds, on the Account of W. W. Purse, for work done in the Senate Chamber, was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

The unfavorable report of the same Committee, on the Account of R. E. Russell, for trees and shrubs furnished for the State House and Grounds, and for his services in superintending them, was, on motion of Mr. BLACK, re-committed.

The unfavorable report of the Committee on Agriculture and Internal Improvements, on the Petition of sundry citizens of Marlboro', praying for an appropriation to improve the navigation of the Little Pec Dee River, was agreed to.

A Bill to alter the law in relation to bastardy, which had been reported by the Committee on the Judiciary, received the first reading, and was ordered for a second reading to-morrow, and to be printed.

The General Orders were suspended, and the Senate granted leave to Mr. ELLERBE to record the vote he would have given if he had been present, upon the appropriation for the family of the late Chancellor Harper, and upon his name being called, the Senator voted in favor of the appropriation.

The General Orders were resumed.

The Committee on the Judiciary was discharged from the further consideration of so much of the Presentment of the Grand Jury of Charleston District, as relates to prisoners in Charleston Jail, who are destitute of clothing.

A Bill to establish a uniform day throughout the State, for the election of Clerk, Sheriff, Ordinary and Tax Collector, and the favorable report of the Committee on the Judiciary, on the same, were, on motion of Mr. WITHERSPOON, re-committed to the Committee on the Judiciary.

The unfavorable report of the Committee on the Judiciary, on so much of the Presentment of the Grand Jury of Beaufort District, as relates to the practice of carrying concealed deadly weapons, was agreed to.

The General Orders were again suspended.

Mr. BLACK presented the report of the Joint Committee, appointed at the last session of the Legislature to superintend the publication of the Geological Survey of South Carolina; which was ordered for consideration to-morrow, and to be printed.

Mr. BOOZER at the same time, presented a letter from Mr. Tuomey, the Geological Surveyor, explaining the causes of delay on his part in publishing his report. The letter was also ordered to be printed.

The Senate resumed the

#### GENERAL ORDERS OF THE DAY.

The unfavorable report of the Committee on the Judiciary; on the presentment of the Grand Jury of Hory District, in relation to Hawkers and Pedlars; and

The unfavorable report of the same Committee, on so much of the Presentment of the Grand Jury of Anderson District, as relates to Magistrates' Judgments and Executions, were agreed to.

The Report of the Committee on the Judiciary, on the Memorial of J. N. Whitner, Solicitor, in relation to certain bonds due the State and placed in his hands for collection, was ordered to lie on the table; and

Mr. B. F. PERRY offered as a substitute, a resolution providing that the Solicitor do settle the matters in dispute, and report his proceedings to the Legislature. The resolution was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

The unfavorable report of the Committee of the Judiciary, on so much of the Presentment of the Grand Jury of Charleston District, as relates to the practice of carrying concealed deadly weapons and gambling, was agreed to.

The following reports were agreed to, and were ordered to be sent to the House of Representatives for concurrence.

Favorable report of the Committee on Claims and Grievances, on the account of the South Carolinian newspaper, for printing the Comptroller General's table.

Favorable report of the Committee on Claims and Grievances, on the Account of the Charleston Mercury newspaper, for publishing Comptroller General's table.

Favorable report of the Committee on Claims and Grievances, on the Account of J. A. Strobhart, State Reporter, for books furnished to the State.

Favorable report of the Committee on Claims and Grievances on the Account of A. S. Johnston, for books furnished for the State.

The following reports recommending payment of a portion of the claims, were agreed to, and were ordered to be sent to the House of Representatives for concurrence.

The report of the Committee on Claims and Grievances, on the Account of the Sumter Banner newspaper, for printing for the State.

The report of the same Committee, on the Account of the Charleston Mercury, for advertising election notice for Tax Collector.

The report of the same Committee, on the Account of the Charleston Mercury, for advertising election notice for Sheriff.

The report of the same Committee, on the Account of the Charleston Mercury, for advertising the election for Ordinary.

The following unfavorable reports were agreed to :

The report of the Committee on Claims and Grievances, on the Petition of Edward Lewis, praying to be refunded the amount over paid for a tract of land.

The report of the same Committee, on the Petition of J. E. Bowers and others' praying compensation for services rendered the State for the Palmetto Regiment.

The report of the same Committee, on the Account of A. S. Willington & Co., of the Charleston Courier, for printing.

The unfavorable report of the Committee on Claims and Grievances, on the report of the Committee on Claims of the House of Representatives, on the Account of Henry V. Massey, for dieting and guarding prisoners, was agreed to, and the report of the Committee of the House of Representatives was consequently rejected.

The favorable report of the Committee on the College, Education and Reli-



gion, on the Petition of Palmetto Lodge, No. 5, of Independent Order of Odd Fellows, praying the State to grant them a lot in Columbia for the erection of a school house upon, was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

The favorable report of the Committee on the Military and Pensions, on the Petition of the officers and members of the Richland Light Dragoons, praying payment for two cannon and carriages, was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

The unfavorable report of the Committee on the Military and Pensions, on a resolution of inquiry into the expediency of so altering the law as to require the cavalry to parade for regimental review but once in two years; and

The unfavorable report of the same Committee, on the Petition of the Fire Companies of Charleston and Charleston Neck, praying exemption from ordinary militia duty after the performance of fire duty for a term of years, were agreed to.

The favorable report of the Committee on Finance and Banks, on the Petition of W. A. Amerum, praying to be refunded a tax paid for a series of years; and

The favorable report of the same Committee, on the Petition of John Douglass, praying to be refunded a tax twice paid, were agreed to, and were ordered to be sent to the House of Representatives for concurrence.

Resolutions for the appointment of an agent to receive the surplus revenue were ordered to lie on the table.

A Bill to alter the sittings of the Courts of Equity in the third Equity circuit, and to establish a Court of Equity for Marlboro' District, which had been reported by the Committee on the Judiciary, received the second reading, was agreed to, and was ordered to be sent to the House of Representatives.

The unfavorable report of the Committee on the Judiciary, on a Bill to repeal an Act entitled An Act to diminish the number of Magistrates, ratified on the eighteenth day of December, one thousand eight hundred and forty-six, was ordered to lie on the table, and the Bill was ordered for a second reading, and the reading having been concluded, the yeas and nays were ordered to be taken and they are as follows:

YEAS 18—NAYS 28.

Those who voted in the affirmative are

Messrs. Ashe,	Messrs. Huey,	Messrs. Rhett,
Blake,	Huger,	Skipper,
Boezer,	Irby,	Taylor,

Messrs. Boyce,	Messrs. Mellard,	Messrs. Ward,
Felder,	Benj. Perry,	Williams and
Goodwyn,	Benj. F. Perry,	Witherspoon.

Those who voted in the negative, are

The Hon. A. PATTERSON, President.

Messrs Allston,	Messrs. Eaves,	Messrs. Manning,
Appleby,	Ellerbe,	Moses,
Black,	Evins,	Neel,
Buchanan,	Fickling,	Palmer,
Cannon,	Griffin,	Perrin,
Cooper,	Hanna,	Rivers, and
Dargan,	Johnson,	Walker,
DeTreville,		

The Bill was therefore rejected.

The unfavorable report of the Committee on the Judiciary, on a Bill to provide for a more definite mode of presenting cases to the Court of Appeals, together with the Bill, was ordered to lie on the table.

A Bill to define the terms on which the State shall hereafter make appropriations for public buildings, received the second reading, was agreed to, and was ordered to be sent to the House of Representatives.

The following message was received from the House of Representatives, the General Orders having been suspended :

IN THE HOUSE OF REPRESENTATIVES, }  
December 9, 1847. }

*Mr. President and Gentlemen of the Senate :*

This House asks leave of Senate to amend the resolution of Senate fixing Tuesday, the 14th inst., as the day of adjournment of the present session of the General Assembly, by striking out "Tuesday, the 14th," and inserting "Friday, the 17th."

By order of the House,                      W. F. COLCOCK, *Speaker.*

The Message was ordered to lie on the table.

While the General Orders were suspended, Mr. MOSES presented the report of the Committee on the Judiciary, on "A Bill to establish a uniform day throughout the State for the election of Clerk, Sheriff, Ordinary and Tax Collector," which had been recommitted. The report was ordered for consideration to-morrow.

The Senate resumed the

GENERAL ORDERS OF THE DAY.

A Bill to incorporate the Charleston and Georgia Rail Road Company, was before the Senate on the second reading, and having been read, on the question of agreeing to the Bill, the yeas and nays were ordered to be taken, and are as follows :

YEAS 26—NAYS 16.

Those who voted in the affirmative, are

The Hon. A. PATTERSON, President,

Messrs. Allston,	Messrs. Felder,	Messrs. Irby,
Appleby,	Fickling,	Mellard,
Ashe,	Goodwyn,	Moses,
Blake,	Griffin,	Neel,
Boozer,	Grimball,	Benj. Perry,
Boyce,	Hanna,	Walker,
Cannon,	Huger,	Ward, and
DeTreville,	Johnson,	Williams
Ellerbe,		

Those who voted in the negative, are

Messrs. Black,	Messrs. Huey,	Messrs. Rhett,
Buchanan,	Manning,	Rivers,
Cooper,	Palmer,	Skipper,
Eaves,	Perrin,	Taylor, and
Evins,	Benj. F. Perry,	Witherspoon,
Harlee,		

The Bill was therefore agreed to, and was ordered to be sent to the House of Representatives.

On motion of Mr. MOSES, it was ordered that when the Senate adjourns, it shall stand adjourned to meet to-morrow at eleven o'clock.

On motion of Mr. DETREVILLE, the Senate adjourned, at 25 minutes to 5 o'clock.

## FRIDAY, DECEMBER 10, 1847.

The Senate met at 11 o'clock, pursuant to adjournment.

The Clerk read the journal of the proceedings of yesterday.

Mr. RHETT presented the favorable report of the committee on the Judiciary, on a Bill to provide for the election of Electors of President and Vice President of the United States; which was ordered for consideration to-morrow.

The message from the House of Representatives, asking leave to amend the resolution from the Senate, in relation to the adjournment of the General Assembly, by striking out "Tuesday, the 14th," to insert "Friday, 17th," was called from the table.

On motion of Mr. DE TREVILLE, the Senate refused to concur in the message, and returned a reply accordingly.

The House of Representatives sent to the Senate the following reports for concurrence:

The Report of the Committee on Claims of the House of Representatives, on the Account of R. J. Bailey, for public printing.

On the Account of Charles Chapman, for services rendered the State as a guard.

On the Account of O. H. Murrow, constable, for services rendered the State.

On the Account of P. Alexander, Sheriff of Pickens District; which were referred to the Committee on Claims and Grievances.

Mr. WITHERSPOON presented the Report of the Committee on Roads and Buildings, on a Bill to amend the 20th Section of "An Act to establish certain Roads, Bridges and Ferries," passed 18th December, 1846; which was ordered for consideration to-morrow, and the Bill and Report were ordered to be printed.

Mr. TAYLOR presented the Account of M. M. Levy, Sheriff of Kershaw District, for blankets furnished the Jail; which was referred to the Committee on Claims and Grievances.

Mr. ASHE presented the favorable Report of the Committee on Federal Relations, on a Bill to authorize the United States to purchase a sufficient quantity of land in this State for the erection of a Light-house, recommended that the Bill pass without amendment; which was ordered for consideration to-morrow.

Mr. APPLEBY presented the Petition of sundry citizens of St. George's,

Dorchester, praying that a certain Creek may be declared a public highway ; which was referred to the Committee on Roads and Buildings.

Mr. MOSES presented the favorable Report of the Committee on the Judiciary, on a Bill from the House of Representatives, to establish a Recorder's Court in the town of Hamburg, recommending its passage. The Bill and Report were ordered to be printed, and the report was ordered for consideration to-morrow. Also,

The unfavorable report of the same Committee, on a Bill from the House of Representatives, to amend an Act entitled, "An Act for the better regulation and government of Free Negroes and persons of color, and for other purposes," ratified on the 21st day of December, 1822 ; and also,

The unfavorable Report of the same Committee, on a Bill from the House of Representatives, to require the Sheriff's of the several Districts of the State to make annual reports of certain prisoners in their custody ; which were ordered for consideration to-morrow.

The House of Representatives sent to the Senate a Bill to authorize the formation of the Colleton Rail Road Company, which had been twice read in the House of Representatives ; the Bill received the first reading, and was referred to the Committee on Incorporations and Engrossed Acts.

The House of Representatives sent to the Senate for concurrence, a resolution directing the Comptroller General to examine into and to Report upon the claims of the Legionaries of Luxemburg ; which was referred to the committee on Finance and Banks.

Mr. BUCHANAN, from the Committee on the Military and Pensions, to which had been referred the petition of citizens residing in Beat No. 3, of Lexington District, reported a Bill to divide Beat Company Number 3, of the upper battalion, 15th Regiment. The Bill received the first reading, and was ordered for a second reading to-morrow.

Mr. BUCHANAN presented the favorable Report of the same Committee, on the report of the Committee on Pensions of the House of Representatives, on the petition of Abarella Wilbanks, praying a pension ; which was ordered for consideration to-morrow.

The President laid before the Senate, the Report of the Attorney General, in relation to the Charleston New Bridge Company ; which was referred to the committee on Roads and Buildings. And

The Report of the Attorney General on Lottery Offices ; which was referred to the Committee on Finance and Banks.

Mr. B. F. PERRY offered a resolution, providing for the adjournment of the

present session of the General Assembly on Thursday, the 16th instant, to meet on the 1st Monday in November, 1848, for the purpose of electing Electors of President and Vice President of the United States. The resolution was ordered to lie on the table.

Mr CANNON presented the unfavorable Report of the Committee on Claims and Grievances, on the petition of Thomas Freen, praying additional compensations for work done in the Surveyor General's office ; which was ordered for consideration to-morrow.

At the hour of 1 o'clock, the Senate proceeded to the

### SPECIAL ORDER FOR THIS HOUR.

A Bill to create a State Improvement Fund, which had been reported by the Joint Special Committee, on the Governor's Message, in relation to Rail Roads. And

Report of the Special Joint Committee, on the Message of his Excellency, the Governor, in relation to Rail Roads, and on the memorial of the Greenville and Columbia Rail Road Company, asking aid of the State ; and on a Bill to provide for the subscription, on the part of the State, to the stock of certain Rail Road Companies.

The order referring the subjects to the Committee of the Whole, was rescinded, and the Senate proceeded with the consideration of the several subjects.

A Bill to provide for the subscription, on the part of this State, to the stock of certain Rail Road Companies, being on the second reading.

Mr. WITHERSPOON offered the following amendment to the first section.

*Provided*, That before he subscribed the amount specified, the road shall be located to run by the village of York, in this State, if upon a survey hereafter to be had, it be found practicable so to locate the said road.

While this amendment was before the Senate under consideration, Mr. HANNA moved that the further consideration of the Bill be postponed to the first day of January next, which question was ordered to be decided by yeas and nays, and they are as follows :

YEAS 28—NAYS 15.

Those who voted in the affirmative, are

The Hon. A. PATTERSON, President,

Messrs. Appleby,	Messrs. Fickling,	Messrs. Irby,
Ashe,	Gist,	Mellard,
Blake,	Gourdin,	Palmer,
Boozer,	Griffin,	B. Perry,

Messrs. Boyce,	Messrs. Grimball,	Messrs. Rivers,
Cannon,	Hanna,	Taylor,
Cooper,	Huey,	Walker,
DeTreville,	Huger,	Williams and
Felder,	Johnson,	Witherspoon.

Those who voted in the negative are

Messrs. Allston,	Messrs. Eving,	Messrs. Perrin,
Black,	Harlee,	B. F. Perry,
Buchanan,	Manning,	Rbett,
Dargan,	Moses,	Skipper and
Eaves,	Neel,	Ward.

The further consideration of the Bill was therefore postponed to the 1st day of January next.

The Special Order was suspended, and Mr. MOSES presented the favorable report of the committee on the Judiciary, on

A Bill to increase the powers of the Commissioners of Cross Roads, for Charleston Neck; which was ordered for consideration to-morrow.

On motion of Mr. DE TREVILLE, the Senate adjourned at 15 minutes after 4 o'clock.

## SATURDAY, DECEMBER 11th, 1847.

The Senate met at 10 o'clock,

The Clerk read the journal of the proceedings of yesterday.

The President laid before the Senate, a statement of monies received from the Federal Government since 1815, made by the Comptroller General, in obedience to a resolution of the Senate; which was referred to the committee on Finance and Banks, and was ordered to be printed.

On motion of Mr. CANNON, a message was sent to the House of Representatives, proposing to that House to go into a ballot for Superintendent of Public Works this day at half-past 10 o'clock, A. M.

Mr. GRIFFIN presented the favorable report of the Committee on Incorporations and Engrossed Acts, on a Bill to authorize the formation of the

Colleton Rail Road Company; which was ordered for consideration on Monday.

On motion of Mr. FELDER, the private report of the President and Directors of the Bank of the State of South Carolina, of the debts due by the officers and Directors of that institution, was referred to the Committee on Finance and Banks.

Mr. FICKLING presented the unfavorable reports of the Committee on the Lunatic Asylum and Medical Accounts, on the report of the Medical Committee of the House of Representatives, on the accounts of Doctors Porcher and Hayne.

On the Report of the same Committee, on the account of Dr. Peter Porcher, for compensation for a post-mortem examination.

On the report of the same Committee, on the Petition of Dr. J. H. Murray, praying compensation for a post-mortem examination; which were ordered to lie on the table.

Mr. FELDER offered the following resolutions :

*Resolved*, That it is the opinion of this Senate, that whilst the Rail Road bonds were, during the present year, selling in the London market at the rate of eighty dollars and fifty cents for one hundred dollars, it was the duty of the President and Directors of the Bank of the State of South Carolina, to apply a portion of the sinking fund towards the buying up a portion of the public debt contracted in such bonds.

*Resolved*, That the above resolution be referred to the Committee on Finance and Banks.

Mr. ASHE offered the following as an amendment :

“And that the facts of the whole case be fully reported on.” The amendment was agreed to.

Mr. B. F. PERRY then moved to strike out the whole of the 2nd resolution, and the same was agreed to.

Mr. GIST then offered the following as a substitute, viz :

*Resolved*, That the Committee on Finance and Banks be instructed to enquire into and report the price of the Fire Loan or Rail Road bonds in Europe the present year, and whether, under all the circumstances, it was the duty of the Bank to purchase the said bonds.

The resolution was agreed to, and the resolution offered by Mr. FELDER was ordered to lie on the table.

The House of Representatives sent to the Senate,

A Bill to provide for the uniform disbursement of the Free School Fund,



which had been twice read in that House. The bill received the first reading, and was referred to the Committee on the College, Education and Religion; and also,

A Bill to raise supplies for the year commencing in October, one thousand eight hundred and forty-seven.

The Bill received the first reading, and was referred to the Committee on Finance and Banks; and

A Bill to incorporate the village of Marion.

The Bill received the first reading, and was referred to the Committee on Incorporations and Engrossed Acts; and

A Bill to incorporate the Charleston Sugar Refining Company.

The bill received the first reading, and was referred to the Committee on Incorporations and Engrossed Acts.

Mr. BLACK presented the report of the Committee on Accounts and Vacant Offices, on the accounts against the lower division of the Treasury; which was ordered for consideration on Monday.

Mr. BLACK, from the same Committee, reported that the office of Superintendent of Public Works, is vacant

On motion of Mr. MANNING, a Special Committee was raised on the part of the Senate to act in conjunction with the Governor, to make suitable arrangements for the reception of General SHIELDS.

Messrs. MANNING, ASHE and B. F. PERRY, were appointed the Committee on the part of the Senate, and a Message was sent to the House of Representatives, informing that House of this appointment, and requesting that House to appoint a similar Committee to meet the Committee of the Senate on this subject.

At the hour of eleven o'clock, the Senate resumed the consideration of a Bill to create a State Improvement Fund, which was before the Senate as the Special Order, at the hour of adjournment yesterday. The Senate proceeded with the second reading of the bill: and on the question of agreeing to the bill, the Yeas and Nays were ordered to be taken, and they are as follows:

YEAS 17—NAYS 25.

Those who voted in the Affirmative, are

Messrs. Allston,	Messrs. Cannon,	Messrs. Perrin,
Ashe,	DeTreville,	B. F. Perry,
Black,	Evins,	Rhett,
Blake,	Huger,	Taylor and
Boyce,	Neel,	Ward.
Buchanan,	Palmer,	

Those who voted in the Negative, are

The Hon. A. PATTERSON, President

Messrs. Appleby,	Messrs. Gourdin,	Messrs. Manning,
Boozer,	Griffin,	Mellard,
Cooper,	Grimball,	Moses,
Dargan,	Hanna,	B. Perry,
Eaves,	Harlee,	Skipper,
Ellerbe,	Huey,	Walker,
Felder,	Johnson,	Williams and
Fickling,	Irby,	Witherspoon

The Bill was, therefore, not agreed to.

Mr. FICKLING presented the account of the Clerk of the Senate, for Stationary, Binding Books, &c ; which was referred to the Committee on Claims and Grievances.

Mr. GRIFFIN presented the Report of the Committee on Incorporations and Engrossed Acts, on the Petition of sundry citizens of Marion Village, for an Act of Incorporation ; also,

On a Counter Petition, and on a Bill from the House of Representatives, to incorporate the village of Marion, recommending the passage of the Bill. Also,

The favorable Report of the same Committee, on the Petition of T. Street, Joseph Prevost and others, praying that the Charleston Sugar Refining Company be incorporated ; and also,

On a Bill from the House of Representatives, to incorporate the Charleston Sugar Refining Company, recommending its passage ; which were ordered for consideration on Monday next.

Mr. PERRIN presented the favorable Reports of the Committee on Claims and Grievances,

On the Petition of John H. Fair, to be paid the interest on a sum of money paid to the State before it was due.

On the Account of M. M. Levy, Sheriff of Kershaw District, for Blankets furnished the jail.

On the Report of the Committee on Claims, of the House of Representatives, on the account of O. H. Murrow.

On the Account of Charles Chapman.

On the Account of P. Alexander, Sheriff of Pickens District ; which were ordered for consideration on Monday next. Also,

The favorable Report of the Committee on Claims and Grievances,

On the Petition of John Workman, for services rendered to the Kershaw Volunteer Company, for Mexico; which was ordered for consideration on Monday next. Also,

The Report of the same Committee, on the Report of the Committee on Claims of the House of Representatives, on the Account of R. S. Bailey for Public Printing. Also,

The unfavorable Reports of the same Committee,

On the Petition of L. T. Levin, praying payment for indexing certain books belonging to the Surveyor General's Office.

On the Petition of J. B. Black, praying payment for indexing certain books belonging to the Surveyor General's Office.

On the Petition of T. S. Herriot, praying compensation for services rendered the State, in the office of the Surveyor General in Charleston. Also,

On the Petition of Jacob Drafts, a Constable, praying compensation for unavoidable expenses incurred in the execution and burial of a slave; all of which were ordered for consideration on Monday next.

The Senate proceeded to the

#### GENERAL ORDERS OF THE DAY.

A Bill to amend the Charter of Greenville Village, which had been twice read in the House of Representatives, received the second reading, was agreed to, and was ordered to be returned to the House of Representatives.

A Bill to regulate certain undrawn appropriations, received the second reading, was agreed to, and was ordered to be sent to the House of Representatives.

The following were concurred in, and were ordered to be returned to the House of Representatives.

Resolutions to establish a Branch Mint at Charleston.

The Report of the Committee of Ways and Means of the House of Representatives, on the Petition of H. Boulware, praying to be allowed credit for certain Tax Executions.

The Report of the same Committee, on the Petition of Elizabeth Singleton, praying to be refunded a tax.

The Report of the Committee on Roads and Buildings, on a Resolution as to the expediency of appointing Commissioners to ascertain and report on the mode by which the people who travel the highway from Savannah to Charleston may be relieved, was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

The unfavorable Report of the Committee on Agriculture and Internal Improvements, on the Petition of C. Mims, praying compensation for work done on the State Road, was agreed to.

The Report of the Committee on Internal Improvements, on the Petition of William Wall, praying for the use of a portion of the Rocky Mount Canal.

The Report of the same Committee, on the Petition of Dr. William Cloud, praying the use of a portion of the Fishing Creek Canal, were concurred in, and were ordered to be returned to the House of Representatives.

The unfavorable Report of the Committee on the College, Education and Religion, on a Resolution of enquiry, as to the expediency of reducing the salary of the Superintendent of Public Works, was agreed to.

The following Reports were concurred in, and were returned to the House of Representatives.

The Report of the Committee on Claims of the House of Representatives, on the Account of T. W. Pegues for printing.

On the Report of the same Committee, on the Account of O. H. Wells for public printing.

On the Report of the same Committee, on the Petition of Wm. M. Burt, administrator of A. W. Burt.

On the Report of the same Committee, on the Account of W. F. Duriso for printing.

On the Report of the same Committee, on the Petition of J. Jenkins Mikell, for a slave executed.

On the Report of the same Committee, on the Petition of James Goodlett, to be paid jail fees for keeping a lunatic.

The Report of the Committee on the College, Education and Religion, on the Governor's Message No. 1, and the Presentments of the Grand Juries of Barnwell, Orangeburg and Beaufort Districts, in relation to the Free School System, was ordered to lie on the table.

The Report of the Committee on the College, Education and Religion, on the Governor's Message No. 4, asking an appropriation for the South Carolina College, which Report recommends that the sum of \$20,000 be appropriated for the College buildings, was before the Senate for consideration.

Mr. BOYCE offered the following amendment :

*Resolved*, That the sum of \$5,000 be appropriated for the Charleston College, to be paid to the Trustees of the said College, and expended by them for the use of the said college, and accounted for to the Legislature.

The amendment was referred to the Committee on the College, Education and Religion, and the Report of the Committee on the College, Education and Religion, was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

A Bill to provide for the re-organization of Company Courts Martial, received the second reading, was agreed to, and was ordered to be sent to the House of Representatives.

On motion of Mr. DETREVILLE, the Senate adjourned at 4 o'clock, P. M.

MONDAY, DECEMBER 13, 1847.

The Senate met at 10 o'clock.

The Clerk read the journal of the proceedings of Saturday last.

Message No. 6, from his Excellency the Governor, was laid before the Senate, which was read and was ordered to be printed; and

So much as relates to the Militia of this State, was referred to the Committee on the Military and Pensions; and

So much as relates to weights and measures, was referred to the Committee on Federal Relations.

On motion of Mr. WITHERSPOON, leave of absence was granted to Mr. HUGER, Senator from St. Thomas and St. Dennis, from and after Thursday next.

The Senate also granted leave of absence to Mr NEEL, Senator from Newberry, from and after Thursday next.

Mr. MELLARD asked leave to withdraw from the files of the Senate, the Petition of C. Mims, with the accompanying documents; and the same was granted.

The House of Representatives returned to the Senate,

A resolution providing for the admission of James A. Thomas, a volunteer in the Mexican War, into the Arsenal Academy in Columbia, in which it had concurred.

Mr. WITHERSPOON presented the unfavorable report the Committee on Roads and Buildings, on the memorial of the Commissioners of Public Buildings of Newberry District; also,

The unfavorable Report of the same Committee, on the petition of sundry citizens of Darlington, praying for the establishment of a new road; also,

The favorable Report of the same Committee, on the presentment of the Grand Jury of Marlboro' District, in relation to the Court-House; also,

The Report of the same Committee, on the Petition and counter Petition of Commissioners and citizens of Clarendon, in relation to a public road.

All of which were ordered for consideration to-morrow.

The Senate proceeded to the

#### GENERAL ORDERS OF THE DAY.

A Bill to re-organize the Courts of Law of this State, and to provide for the election of an additional Judge and Solicitor, which had received the first reading in the Senate, was, on motion of Mr. MOSES, ordered to lie on the table.

The unfavorable Report of the Committee on the Judiciary, on a Bill for the better regulation of Free Persons of Color, was agreed to, and the bill was rejected

A Bill to confirm in John S. Bird, a naturalized citizen, the title to a certain lot of land in Charleston, which had been reported by the Committee on the Judiciary, received the first reading, and was ordered for a second reading to-morrow.

A Bill to extend the active energy of Magistrates' Executions to four years, without renewal, which had been twice read in the House of Representatives, received the second reading in the Senate, the title thereof was changed, so as to read

A Bill to alter the law in relation to Magistrates' Executions and the duty of Sheriffs as to executions in their offices,

And it was agreed to, and was ordered to be returned to the House of Representatives.

A Bill to vest the right and title of the State in and to the estate of James M. Egger, deceased, in George Brown; also,

A Bill to alter, amend and modify the charter of Newberry village.

Which bills severally had been twice read in the House of Representatives, received the second reading in the Senate, were agreed to, and were ordered to be returned to the House of Representatives.

The Report of the Committee on Incorporations and Engrossed Acts, on a Bill to incorporate the South-Carolina Press Company, was agreed to, and the bill was ordered to lie on the table.

A Bill to alter the law in relation to bastardy, received the second reading in the Senate, was agreed to, and was ordered to be sent to the House of Representatives.

The following Message was received from the House of Representatives.

IN THE HOUSE OF REPRESENTATIVES, }  
December 13, 1847. }

*Mr. President and Gentlemen of the Senate :*

This House insists on asking leave of Senate, to amend the resolution of the Senate to adjourn the present session of the General Assembly, by striking out the words "on Tuesday the 14th," and inserting "on Friday the 17th," and respectfully ask the appointment of a Committee on the part of the Senate, to meet a Committee of this House, to confer freely on the subject of difference between the two Houses, and have appointed Messrs. MEMMINGER, CARN and HARLLEE, a Committee of this House, to meet the Committee of the Senate on that subject.

By order of the House,

W. F. COLCOCK, *Speaker.*

The Senate refused to concur in so much of the message as asks leave to amend the resolution of the Senate, and assented to the request for the appointment of a Committee of Conference; Messrs. DE TREVILLE, PERRIN and RHETT, were appointed the Committee on the part of the Senate, and a message was sent accordingly.

The Report of the Committee on Incorporations and Engrossed Acts, on

A Bill to amend the charter of the Charleston Insurance and Trust Company; and also to amend an Act entitled "An Act to reduce the capital of the Charleston Insurance and Trust Company," passed the 19th December, 1843, was agreed to, and the bill was ordered to lie on the table

A Bill to extend the powers of the Edgefield Rail Road Company. And

A Bill to establish a uniform day throughout the State, for the election of Clerk, Sheriff, Ordinary and Tax Collector, which had each received two readings in the House of Representatives, received the second reading in the Senate, were agreed to, and were ordered to be sent to the House of Representatives.

A Bill to provide for the registry of marriages, births and deaths within this State, received the second reading in the Senate, and

On motion of Mr. DE TREVILLE, the further consideration of the Bill was postponed to the first day of January next.

The General Orders were suspended.

Mr. MANNING offered the following resolution, which was agreed to.

*Resolved,* That a Special Committee be appointed to enquire into the propriety of refunding to Messrs. A. T. Burnly, Johnson & Co. of New-Orleans,

the balance due them upon their account against the Palmetto Regiment, as the agents of the regiment for supplies furnished them on their route to Mexico.

Messrs. MANNING, BUCHANAN and HANNA, were appointed the Special Committee, in pursuance to the resolution.

Mr. DETREVILLE presented the following Report.

The Committee of Conference on the part of the Senate, to which was referred the message from the House of Representatives, insisting on asking leave of the Senate to amend the resolution of the Senate to adjourn the present session, by striking out the words "on Tuesday the 14th," and inserting "on Friday the 17th," and asking the appointment of a Committee of this House on the subject of the difference between the two Houses, respectfully report,

That they have had the same under their consideration, in conference with the Committee on the part of the House, and they recommend that a message be sent to the House, granting leave to amend the resolution of the Senate, by striking out the words "on Tuesday the 14th," and inserting "on Friday the 17th."

The report was agreed to, and a message was sent to the House of Representatives accordingly.

A Bill to provide for the election of Electors of President and Vice President of the United States, was before the Senate on the second reading, and on the question of agreeing to the bill, the Yeas and Nays were ordered to be taken, and they are as follows:

YEAS, 19—NAYS, 19.

Those who voted in the affirmative, are

Messrs. Allston,	Messrs. Gourdin,	Messrs. Perrin,
Ashe,	Grimball,	Rhett,
Blake,	Huger,	Rivers,
Boyce,	Johnson,	Walker,
Buchanan,	Manning,	Ward, and
De Treville,	Palmer,	Williams.
Goodwyn,		

Those who voted in the negative, are

The Hon. A. PATTERSON, President

Messrs. Black,	Messrs. Gist,	Messrs. Moscos,
Cannon,	Griffin,	Neel,
Cooper,	Hanna,	B. F. Perry.

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Messrs. Ellerbe,  
Evins,  
Felder,

Messrs. Huey,  
Irby,  
Mellard,

Messrs. Skipper,  
Taylor, and  
Witherspoon

The Bill was therefore rejected.

The General Orders were suspended ; and

Mr. PERRIN presented the favorable report of the Committee on Claims and Grievances, on the account of the Clerk of the Senate, for stationery, binding books, &c., which was ordered for consideration to-morrow.

Mr. PERRIN presented the Petition of the Greenville and Columbia Rail Road Company, praying that the title to certain vacant lots, in the town of Columbia may be vested in them, which was referred to the Committee on Finance and Banks.

On motion of Mr. MANNING, Messrs. BUCHANAN and EAVES were added to the Joint Special Committee on the part of the Senate, to make arrangements for the reception of General SHIELDS ; of which, Mr. MANNING moved that the Senator from Fairfield, shall be Chairman. A message was sent to the House of Representatives, informing that House accordingly.

The unfavorable Report of the Committee on the Judiciary, on a Bill to amend an Act entitled " An Act for the better regulation and government of Free Negroes and Persons of Color, and for other purposes," ratified on the 21st December, 1822 ; also,

On a Bill to require the sheriffs of the several districts of the State, to make annual reports of certain prisoners in their custody, were agreed to, and the bills were rejected.

The unfavorable Report of the Committee on Roads and Buildings, on a Bill to amend the twentieth section of an Act entitled " An Act to establish certain Roads, Bridges and Ferries," ratified on the 18th day of December, in the year of our Lord one thousand eight hundred and forty-six, was agreed to, and the Bill was rejected.

A Bill to increase the powers of the Commissioners of Cross Roads for Charleston Neck, which had been twice read in the House of Representatives, received a second reading in the Senate, was agreed to, and was ordered to be returned to the House of Representatives.

The General Orders were suspended.

Mr. ASHE presented the petition of Dr. B. B. Strobel, praying compensation for a post mortem examination, which was referred to the Committee on the Lunatic Asylum and Medical Accounts.

Mr. ASHE presented the Petition of Factors and Dealers in Cotton and

Rice, praying the passage of a law against the fraudulent sale of those articles; which was referred to the Committee on the Judiciary.

Mr. CANNON offered the following resolutions, which were ordered for consideration to-morrow

Whereas, the claims and charges which have been presented to the State for payment for arranging and putting in order the office of Surveyor General and Secretary of State, are enormous and unreasonable, and in the opinion of this General Assembly, further progress in this work, under the supervision and direction of the late Surveyor General and the late Secretary of State should be stopped.

Therefore *Resolved*, That all the books and papers belonging to the office of Surveyor General, be delivered up by those now having them in possession, to the present Surveyor General

*Resolve*, That all the papers and books belonging to the office of Secretary of State, be delivered up by those now having the possession of them, to the present Secretary of State.

*Resolved*, That the General Assembly will not grant payment to the late Surveyor General or the late Secretary of State, for work hereafter to be done in the respective offices aforesaid, under the resolutions of 1845.

The House of Representatives sent to the Senate,

A Bill to establish certain Roads, Bridges and Ferrics. The bill received the first reading, and was referred to the Committee on Roads and Buildings.

A Bill to authorize the United States to purchase a sufficient quantity of land in this State, for the erection of a Lighthouse. Also,

A Bill to divide Boat Company No. 3, of the Upper Battalion, Fifteenth Regiment, received the second reading, were agreed to, and were ordered to be sent to the House of Representatives.

A Bill to establish a Recorder's Court in the town of Hamburg, was before the Senate on the second reading; and

On motion of Mr. GRIFFIN, the bill was postponed to the first day of January next.

A Bill to incorporate the Village of Marion. Also,

A Bill to incorporate the Charleston Sugar Refining Company.

A Bill to authorize the formation of the Colleton Rail Road Company.

Each received a second reading, was agreed to, and was ordered to be returned to the House of Representatives.

The General Orders were suspended; and

On motion of Mr. ELLERBE, a message was sent to the House of Repre-

representatives, proposing to that House to go into an election for President and Directors of the Bank of the State of South-Carolina, to-morrow, at 12 o'clock.

The Report of the Committee on Roads and Buildings, on the Petition of the Commissioners of Public Buildings of York, which recommends that the sum of two thousand seven hundred and thirty-one dollars be appropriated for an addition to the Court House of that District, was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

The Report of the Committee on Roads and Buildings, on the report of the Committee on Public Buildings of the House of Representatives, on the Petition of the Commissioners of Public Buildings, praying an appropriation for a jail in Marion, being before the Senate for consideration,—the Report of the Committee of the House of Representatives was taken up for consideration.

On motion of Mr. HARLLEE, a message was sent to the House of Representatives, asking leave of that House to amend their report, recommending six thousand dollars for building of the jail, by striking out six thousand dollars, to insert eight thousand dollars, if so much be necessary.

The favorable Report of the Committee on the Judiciary, on the Petition of Thomas C. Weatherly, praying compensation for books furnished the Sheriff's office of Marlborough district, was rejected.

The following Reports were concurred in, and ordered to be returned to the House of Representatives.

The Report of the Committee on Claims, on the Petition of James S. Shingler, praying payment for blankets furnished the jail in Charleston.

On the Petition of John B. Holmes, praying compensation for a slave executed.

On the Petition of James Perry, praying compensation for a slave executed.

On the Account of M. Lowry, for articles furnished the jail.

The Report of the Committee on Claims and Grievances, on the Petition of B. K. Henegan, praying payment of his account; and

The Report of the same Committee, on the Petition of R. Q. Pinckney, praying payment of his account; were agreed to, and were ordered to be sent to the House of Representatives for concurrence.

Sundry Reports of the Committee on Claims and Grievances, on the reports of the Committee on Claims of the House of Representatives, being before the Senate for consideration, the Senate, in pursuance to the recommendation of the Committee of the Senate, sent a message to the House of Representatives, asking leave to amend the reports as follows :

“On the Account of M. E. Munroe, for printing, by striking out fifty-four dollars and forty cents, and to insert nine dollars and ninety cents.”

“On the Account of the Charleston Mercury for printing, by striking out two hundred and forty-one dollars and seventy cents, and inserting two hundred and fifty-three dollars and ninety cents.”

“On the Petition of Burges, James & Paxton, for printing, by striking out sixty-three dollars and forty cents, and inserting twenty-eight dollars and forty-five cents.”

“On the account of the Charleston Courier, for printing, by striking out one hundred and seventeen dollars and thirty-nine cents, and inserting sixty-one dollars and twelve cents.”

The Report of the Committee on Federal Relations, on that portion of the Governor's Message, relative to the Wilmot Proviso, and other resolutions on the same subject, was ordered for consideration to-morrow

The unfavorable Report of the Committee on the Military and Pensions, on the Petition of Margaret Dawkins, praying to be placed on the pension roll, was agreed to.

The Report of the Committee on Pensions of the House of Representatives, on the Petition of Sum Summer, administrator of James Howard, praying arrearage of Pension, was concurred in, and was ordered to be returned to the House of Representatives.

The unfavorable Report of the Committee on Federal Relations, on the Petition of sundry citizens of Charleston, praying the repeal of the Act for the inspection of vessels trading to New-York, was agreed to.

The Committee on the Judiciary was discharged from the further consideration of the Petition of Margaret Ker and others, to have an escheated estate granted to them.

The unfavorable Report of the Committee on the Judiciary, on the petition of Marmaduke Jowers, praying for a divorce, was agreed to.

The unfavorable Report of the Committee on the Judiciary, on the Petition of James Gill, praying for permission to manumit a slave, was agreed to.

The unfavorable Report of the Committee on Claims and Grievances, on the report of the Committee on Claims of the House of Representatives, on the Petition of H. Boulware, praying to be refunded money expended in bringing up a prisoner to the Appeal Court, was agreed to, and the report of the Committee of the House of Representatives was rejected.

The unfavorable Report of the Committee on Claims and Grievances, on the report of the Committee on Claims of the House of Representatives, on the

account of W. M. Sutton, for services as a guard; was agreed to, and the report of the Committee of the House of Representatives was rejected.

The following resolution was agreed to:

*Resolved*, That three hundred copies of the Report on the Free School System in South-Carolina, by R. F. W. Allston be printed and distributed with the Acts of the General Assembly, amongst the several Boards of Commissioners of Free Schools in this State, that each member thereof may be furnished with a copy.

The favorable Report of the Committee on Finance and Banks, on the Petition of John J. Kinsler, to be refunded a double tax. And,

The Report of the same Committee on the account current of the Transient Poor Fund for Georgetown District, for 1847; were agreed to, and ordered to be sent to the House of Representatives for concurrence.

The Report of the Committee on Finance and Banks, on a resolution providing for taxing money at interest, and reducing the taxes on negroes and lands, was, on motion of Mr. WITHERSPOON, ordered to lie on the table.

The General Orders were suspended.

The Senate, on motion of Mr. BLACK, granted leave of absence to Mr. PERRIN, the Senator from Abbeville, from and after 12 o'clock, on Thursday next.

The Report of the Committee on Pensions of the House of Representatives on the Petition of Abarella Wilbanks, praying for a pension, was concurred in, and was returned to the House of Representatives.

The Report of the Committee on Agriculture and Internal Improvements, on a resolution of enquiry, in relation to the expenses and profits of the public works, was, on motion of Mr. BOOZER, ordered to lie on the table.

The unfavorable Report of the Committee on Finance and Banks, on the petition of the Commissioners of the Poor for Georgetown, praying an appropriation for the transient poor of Georgetown. And,

The unfavorable Report of the same Committee, on the petition of sundry citizens of Sumter District, praying for Legislative aid for the suffering poor of Ireland, were agreed to.

The Report of the Joint Special Committee, appointed at the last session of the Legislature, to superintend the publication of the Geological Survey of South-Carolina, being before the Senate for consideration, Mr. ALLSTON moved that the report lie on the table; which question was ordered to be decided by Yeas and Nays, and they are as follows:

YEAS 28—NAYS 12.

Those who voted in the affirmative, are

Hon. A. PATTERSON, President,

Messrs. Allston,	Messrs. Gist,	Messrs. Manning,
Ashe,	Goodwyn,	Moses,
Blake,	Gourdin,	Palmer,
Boozer,	Griffin,	B. F. Perry,
Boyce,	Grimball,	Rhett,
DeTreville,	Hanna,	Rivers,
Ellerbe,	Harloe,	Walker,
Felder,	Johnson,	Ward, and
Fickling,	Irby,	Williams.

Those who voted in the negative, are

Messrs. Black,	Messrs. Evins,	Messrs. Perrin,
Buchanan,	Huey,	Skipper,
Cannon,	Huger,	Taylor, and
Cooper,	Mellard,	Witherspoon.

The report was therefore ordered to lie on the table.

Leave was granted to the Committee on Finance and Banks, to hold its sittings during the session of the Senate.

On motion of Mr. RIVERS, the Senate at the hour of four o'clock recessed from business until 7 o'clock, P. M.

R E C E S S .

At the hour to which the Senate had taken a recess from business, the President took the chair, and the Senate proceeded with business.

The report of the Committee on Claims and Grievances, on the Petition of John H. Fair, praying to be refunded the interest on a sum of money paid before it was due, and

The report of the same Committee, on the Account of M. M. Levy, Sheriff of Kershaw District, for blankets furnished the Jail; and

The report of the same Committee, on the Petition of John Workman, for services rendered to the Kershaw Volunteer Company for Mexico, were agreed to, and were ordered to be sent to the House of Representatives for concurrence.

The unfavorable report of the same Committee, on the Petition of T. S. Heriot, praying compensation for services rendered the State in the office of the Surveyor General in Charleston; also

The unfavorable report of the same Committee, on the Petition of J. B. Black, praying payment for transcribing certain books of records in Surveyor General's office, were agreed to.

The unfavorable report of the Committee on Claims and Grievances, on the Petition of Jacob Drafts, Constable, praying compensation for unavoidable expenses incurred in the execution and burial of a slave, was on motion of Mr. BOOZER, ordered to lie on the table.

The report of the Committee on Claims and Grievances, on the report of the Committee on Claims of the House of Representatives, on the Account of R. S. Bailey for public printing, recommending that the sum of fifteen dollars and fifty cents, as allowed by the Committee of the House of Representatives, was agreed to, and a message was sent to the House of Representatives, asking leave of that House to amend the report of the Committee on Claims accordingly.

The reports of the Committee on Claims of the House of Representatives, on the Account of O. H. Murrow.

On the Account of Charles Chapman.

On the Account of P. Alexander, Sheriff of Pickens District, were concurred in, and ordered to be returned to the House of Representatives.

The unfavorable report of the Committee on Claims and Grievances, on the Petition of L. T. Levin, praying compensation for indexing books in the Surveyor General's office, was agreed to.

The House of Representatives sent to the Senate,

A Bill to provide for the appointment of electors of President and Vice President of the United States by the People of South Carolina. The Bill received the first reading, and Mr. DETREVILLE moved that its further consideration be postponed to the first day of January next, which question was ordered to be decided by yeas and nays, and they are as follows:

YEAS 13—NAYS 13.

Those who voted in the affirmative, are

Messrs. DeTreville,  
Gourdin,  
Grimball,  
Huger,  
Johnson,

Messrs. Manning,  
Mellard,  
Neel,  
Palmer,

Messrs. Perrin,  
River,  
Walker, and  
Williams.

Those who voted in the negative, are

Hon. A. PATTERSON, President,

Messrs. Allston,	Messrs. Eaves,	Messrs. Harlee,
Boozer,	Evins,	Huey,
Cannon,	Griffin,	Skipper, and
Cooper,	Hanna,	Witherspoon.

The motion was therefore lost, and the Bill was referred to the Committee on Privileges and Elections.

The House of Representatives returned to the Senate a resolution to adjourn the present session of the General Assembly, on Friday, 17th, of the present month, sine die, in which it had concurred.

The House of Representatives sent to the Senate

A Bill to amend the charter of Greenville Village, which had been twice read in the Senate, and had received three readings in the House of Representatives.

The Bill received the third reading in the Senate, that it was resolved that the Bill do pass, that the title thereof be changed, that it be called an Act, and be returned to the House of Representatives.

The report of the Committee on Accounts and Vacant Offices, on the Comptroller General's report on the contingent accounts against the Lower Division of the Treasury, was, on motion of Mr. GOURDIN, placed in the General Orders of the day, for to-morrow.

Mr. ALLSTON presented the favorable report of the Committee on the College, Education and Religion, on the Petition of citizens of Charleston, praying for the endowment of an additional professorship in the Charleston College, and on a resolution proposing to appropriate five thousand dollars to the Charleston College; which was ordered for consideration to-morrow.

Mr. BOOZER presented the favorable report of the Committee on Agriculture and Internal Improvements, on a Bill from the House of Representatives to authorize the City Council of Charleston to pass laws for the inspection of lumber and turpentine; which was ordered for consideration to-morrow.

Mr. MOSES presented the favorable report of the Committee on Privileges and Elections, on a Bill from the House of Representatives to provide for the appointment of Electors of President and Vice President of the United States, by the people of South Carolina; which was ordered for consideration to-morrow.

On motion of Mr. WITHERSPOON, it was ordered that when the Senate adjourns, it shall stand adjourned to meet to-morrow at eleven o'clock.

On motion of Mr. HUEY, the Senate adjourned at 5 min after 8 o'clock, P. M.



## TUESDAY, DECEMBER 14th, 1847.

At the hour of 11 o'clock, the members of the Senate assembled, when the Clerk called the Senate to order, and announced that the President was detained from the Senate by indisposition.

Mr. DETREVILLE was called to the Chair, and the Senate proceeded to ballot for a President of the Senate, *pro tem*.

The Hon. R. F. W. ALLSTON, Senator from Prince George, Winyah, having received a majority of votes, was duly elected; and having been conducted to the Chair by Messrs. WITHERSPOON and GRIFFIN, he responded briefly to the Senate for the honor they had conferred upon him, and entered upon the duties of the Chair.

The Clerk read the Journal of the proceedings of yesterday.

On motion of Mr. WITHERSPOON, a Message was sent to the House of Representatives, informing that House of the indisposition of the President, and that the Hon. R. F. W. ALLSTON had been elected President, *pro tem*.

Mr. WITHERSPOON presented the Report of the Committee on Roads and Buildings, on sundry Petitions; and also,

On a Bill from the House of Representatives, to establish certain Roads, Bridges and Ferries, recommending the passage of the Bill with certain amendments; which was ordered for consideration to-morrow.

Mr. PERRIN presented the favorable Report of the Committee on Claims and Grievances, on the Account of R. Q. Pinckney, for Lexicographically Indexing 96 Volumes of Records in Charleston; which was ordered for consideration to-morrow.

The following Message was received from the House of Representatives:

IN THE HOUSE OF REPRESENTATIVES, }  
December 13, 1847. }

*Mr. President and Gentlemen of the Senate:*

This House grants leave to Senate, to amend the Report of the Committee on Claims of this House, on the Account of R. S. Bailey, for Public Printing, by striking out the words "fifteen dollars and fifty cents," and insert "seventeen dollars."

By order of the House,

W. F. COLCOCK, *Speaker*.

The Report of the Committee on Claims of the House of Representatives, on the Account of R. S. Bailey, for Public Printing, was amended in pursuance of leave granted, and as amended, was concurred in, and was ordered to be returned to the House of Representatives

The following Message was received from the House of Representatives:

IN THE HOUSE OF REPRESENTATIVES, )  
December 13, 1847. }

*Mr President and Gentlemen of the Senate:*

This House refuses to grant leave to Senate to amend the Report of the Committee on Public Buildings of this House, on the Petition of the Commissioners of Public Buildings, and sundry citizens of Marion District, praying for an appropriation for a new Jail; and on the Presentment of the Grand Jury on the same subject, by striking out the words, "six thousand," for the purpose of inserting "eight thousand."

By order of the House,

W. F. COLCOCK,

*Speaker of the House of Representatives.*

The Report of the Committee on Public Buildings of the House of Representatives, on the Petition of sundry citizens of Marion District, praying an appropriation for a new Jail, and on the Presentment of the Grand Jury, on the same subject, was then concurred in, and was ordered to be returned to the House of Representatives.

Mr. BLACK presented the unfavorable Report of the Committee on the State House and Grounds, on the re-committed Report of that Committee, on the Account of R. E. Russell; which was ordered for consideration to-morrow.

The House of Representatives sent to the Senate for concurrence,

The Report of the Committee on District Officers and their Offices, on a Resolution in relation to the expediency of compiling the laws in relation to Commissioners of the Poor, of Free Schools and Public Buildings; which was referred to the Committee on the Judiciary.

The House of Representatives sent to the Senate,

A Bill for the Inspection of Flour.

The Bill received the first reading, and was referred to the Committee on Agriculture and Internal Improvements, and was ordered to be printed; and also,

A Bill to repeal the 70th Section of an Act entitled An Act to reduce all Acts and clauses of Acts in relation to the Militia of this State, to one Act, and to alter and amend the same.

The Bill received the first reading, and was referred to the Committee on the Military and Pensions; and also,

A Bill relating to the Survey of the Coast of South Carolina, under the authority of the United States.

The Bill received the first reading, and was referred to the Committee on Federal Relations; and also,

A Bill to secure to owners of Fisheries on the Savannah River, their rights to the same, and to admit the free passage of fish up the said River. The Bill received the first reading, and was referred to the Committee on Agriculture and Internal Improvements.

The House of Representatives sent to the Senate,

A Bill to authorize the formation of the Spartanburgh and Union Rail Road Company, which had been twice read in the House of Representatives. The Bill received the first reading in the Senate, and was referred to the Committee on Incorporations and Engrossed Acts.

The following Message was received from the House of Representatives:

IN THE HOUSE OF REPRESENTATIVES, }  
December 14, 1847. }

*Mr. President and Gentlemen of the Senate:*

This House proposes to Senate to go into a ballot for Superintendent of Public Works, to-morrow at 12 o'clock, M., and immediately thereafter, into a ballot for President and Directors of the Bank of the State of South Carolina

By order of the House,

W. F. COLCOCK, *Speaker.*

The Senate concurred and sent a Message accordingly.

The House of Representatives sent to the Senate the following Bills, which had received three readings in the House of Representatives.

A Bill to vest the right and title of the State, in and to the Estate of James M. Egger, deceased, in George Brown.

A Bill to alter the law in relation to Magistrate's Executions, and the duty of Sheriffs as to Executions in their offices.

A Bill to authorize the formation of the Colleton Rail Road Company.

A Bill to incorporate the Charleston Sugar Refining Company.

A Bill to alter, amend and modify the Charter of Newberry Village.

A Bill to incorporate the Village of Marion.

The Bills each received the third reading in the Senate, and it was Resolved that they do pass; that the titles thereof be changed; that they be called Acts. Ordered that they be returned to the House of Representatives.

On motion of Mr. DETREVILLE, the Senate reconsidered

The Report of the Committee on the Judiciary, on a Bill to require the Sheriffs of the several Districts of the State to make annual Reports of certain prisoners in their custody, and the same was placed in the General Orders of the Day.

The House of Representatives sent to the Senate the following Message:

IN THE HOUSE OF REPRESENTATIVES, }  
December 14, 1847. }

*Mr. President and Gentlemen of the Senate:*

This House refuses leave to Senate, to amend the Report of the Committee on Claims of the House of Representatives, on the Account of M. E. Munro, by striking out the words "fifty-four dollars and forty cents," and inserting the words "nine dollars and ninety-four cents;" and also refuses leave to Senate to amend the Report of the same Committee, on the Account of the Charleston Mercury for Printing, by striking out the words "two hundred and forty-one dollars and seventy cents," and inserting "two hundred and fifty-three dollars and ninety cents;" and also refuses leave to Senate to amend the Report of the Committee on the Petition of Burges, James & Paxton, praying payment of their bill for Public Printing, by striking out the words "sixty-three dollars and forty cents;" and inserting "twenty-eight dollars and forty-five cents;" and also refuses leave to Senate to amend the Report of the same Committee, on the Account of the Charleston Courier for Public Printing, by striking out the words "one hundred and seventeen dollars and thirty-nine cents;" and inserting "sixty-one dollars and twelve cents."

By order of the House,

W. F. COLCOCK, *Speaker.*

The Senate in relation to the Report of the Committee on Claims, on the Account of the Charleston Mercury, yielded its objections; and that Report was concurred in, and was ordered to be returned to the House of Representatives.

The Senate returned a Message, insisting on asking leave to make the other amendments included in the Message, and sent a Message to the House of Representatives, informing that House thereof. Messrs. PERRIN, BLACK and BOYCE, were appointed a Committee of Free Conference, on the subject of difference between the two Houses; and a Message was sent to the House of Representatives, asking the appointment of a similar Committee on that subject.

To which Message, the House of Representatives returned the following reply :

IN THE HOUSE OF REPRESENTATIVES, }  
December 14, 1847. }

*Mr. President and Gentlemen of the Senate :*

This House insists upon refusing leave to Senate to amend the Report of the Committee on Claims of this House, on the Account of M. E. Munro, by striking out the words "fifty-four dollars and forty cents," and inserting the words "nine dollars and ninety-four cents."

Also insists upon refusing leave to Senate to amend the Report of the same Committee, on the Petition of Burges, James and Paxton, by striking out "sixty-three dollars and forty cents," and inserting "twenty-eight dollars and forty-five cents."

This House also insists upon refusing leave to Senate to amend the Report of the same Committee, on the Account of the Charleston Courier for Printing, by striking out the words "one hundred and seventeen dollars and thirty-nine cents," and inserting "sixty-one dollars, twelve cents."

This House concurs in the Message of Senate, proposing the appointment of a Committee of Free Conference on the subject of the differences between the two Houses, and have appointed Messrs. BLAKENEY, ORR and TOWNES, a Committee to meet the Committee of Senate.

By order of the House,

W. F. COLCOCK, *Speaker.*

The House of Representatives sent to the Senate,

A Bill to make Appropriations for the year, commencing in October, one thousand eight hundred and forty-seven ; the Bill received the first reading in the Senate, and was referred to the Committee on Finance and Banks. Also,

A Bill to amend the laws prohibiting the entrance of slaves into this State ; the Bill received the first reading, and was referred to the Committee on the Judiciary.

Mr. WITHERSPOON presented the Report of the Committee on Roads and Buildings,

On the Memorial of the City Council of Charleston, praying the Legislature to grant them control over the Guard House Yard, in the City of Charleston, with a view to the erection of new buildings for the City Police. And

On the Report of the Attorney General in relation to the Charleston New Bridge Company ; which were ordered for consideration to-morrow.

The House of Representatives sent to the Senate,

A Bill for the allowance of appeals on Bills of exception, which received the first reading in the Senate, was referred to the Committee on the Judiciary, and was ordered to be printed.

The Committee on Finance and Banks was discharged from the further consideration of the private Report of the President and Directors of the Bank of the State, of the indebtedness of the Officers and Directors of that Institution.

Mr. B. F. PERRY presented the Report of the Committee on Finance and Banks, on "A Bill to raise supplies for the year commencing in October, 1847;" recommending the passage of the Bill with certain amendments; and the

Favorable Report of the same Committee, on the Petition of Samuel J. Kennerly, praying to be refunded a tax twice paid; which were ordered for consideration to-morrow.

Mr. B. F. PERRY presented a communication from the Comptroller General, in relation to the issue of small bills or notes by the South Carolina Rail Road Company; which was referred to the Committee on Finance and Banks.

Mr. MOSES presented the unfavorable Reports of the Committee on the Judiciary,

On a Bill to unite the offices of the Clerk of the Court and Register of Mesne Conveyances, for Georgetown District, and for other purposes.

On a Bill to alter the sittings of the Courts on the Northern Circuit.

On a Resolution requiring notice to be given on application for the release of escheats.

On the Petition of John J. Kinsler, praying to have perfected in him, the title to certain streets in the town of Columbia.

On the Petition of sundry citizens of Charleston, to prohibit the introduction of slaves merely for sale, and for other amendments of the law in relation to slaves; which were ordered for consideration to-morrow.

Mr. GRIFFIN presented the Report of the Committee on Incorporations and Engrossed Acts,

On a Bill to authorize the formation of the Spartanburg and Union Rail Road Company, recommending the passage of the Bill, which was ordered for consideration to-morrow.

Mr. PERRIN presented the Report of the Special Committee, on the records and archives of the Senate, which was ordered for consideration to-morrow, and to be printed.

Mr. MOSES presented the Report of the Committee on Privileges and

Elections, on the Petition of sundry citizens of that part of Lexington. Judicial District, included within Orange Parish, praying that that portion of the Parish may be attached to Lexington District, for all purposes, which was ordered for consideration to-morrow.

The Committee on the Judiciary was discharged from the further consideration of the Petition of Sarah Keenan, of Chester District, praying that the title of certain property therein named be vested in her.

The Senate proceeded to the

#### GENERAL ORDERS OF THE DAY.

The unfavorable Report of the Committee on Claims and Grievances, on the Petition of Thomas Frean, praying additional compensation for work done in the Surveyor General's Office. And

The favorable Report of the Committee on Roads and Buildings, on the Presentment of the Grand Jury of Marlborough District; and

The unfavorable Report of the same Committee on the Petition and counter Petition of Commissioners and citizens of Clarendon.

Resolutions in relation to the work in the Surveyor General's and Secretary of State's offices, were ordered to lie on the table.

The unfavorable Reports of the Committee on Roads and Buildings,

On the Memorial of the Commissioners of Public Buildings for Newberry District, in relation to the Court House; and

On the Petition of sundry citizens of Darlington, in relation to a road; were agreed to, and were ordered to be sent to the House of Representatives for concurrence.

The favorable Report of the Committee on Claims and Grievances, on the Account of the Clerk of the Senate for stationary, binding books, &c., was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

A Bill to alter the sittings of the Courts of Law in certain Districts within the Middle Circuit, which had received two readings in the House of Representatives, and two readings in the Senate, received the third reading, and it was resolved that the bill do pass; that the title thereof be changed; that it be called "an Act," and be sent to the House of Representatives.

The following Resolution, offered by Mr. HUEY, was agreed to:

*Resolved*, That the Committee on the Military and Pensions, inquire into and report the most suitable way to furnish the Colonels or Officers commanding the different Regiments in this State with blank commissions, for the pur-

pose of commissioning such officers in the respective Regiments, as may hereafter be elected or appointed.

A Bill to increase the powers of the Commissioners of Cross Roads for Charleston Neck, which had received three readings in the House of Representatives, received the third reading in the Senate; it was resolved that the Bill do pass; that the title thereof be changed; that it be called an Act. Ordered that it be returned to the House of Representatives.

The following Resolution, offered by Mr. RHETT, was referred to the Committee on Finance and Banks:

*Resolved*, That the Treasurer of the Lower Division do pay over to the Trustees of the Beaufort College the sum of five hundred and forty dollars, paid into his hands by the Escheator of Beaufort District, in June, 1845, by mistake, the same having been vested in the said Trustees under the Act of 1795.

Mr. MOSES presented the Report of the Committee on the Judiciary, on a Bill to amend the laws prohibiting the entrance of slaves into this State—recommending its passage, which was ordered for consideration to-morrow.

The Senate resumed the

#### GENERAL ORDERS OF THE EAY.

A Bill to confirm in John S. Bird, a naturalized citizen, the title to a certain lot of land in Charleston, received a second reading, and was ordered to be sent to the House of Representatives.

The House of Representatives sent to the Senate a Bill to incorporate the Washington and New Orleans Magnetic Telegraph Company, and

A Bill to incorporate the Charleston Cotton Manufacturing Company, in the State of South Carolina; each received the first reading, and were referred to the Committee on Incorporations and Engrossed Acts.

Mr. MANNING presented the unfavorable Report of the Committee on the College, Education and Religion, on a Bill to provide for the uniform disbursement of the Free School Fund, which was ordered for consideration to-morrow.

The House of Representatives sent to the Senate a Bill to incorporate the Barnwell Rail Road Company, and

A Bill to incorporate the Laurens Rail Road Company.

The Bills severally received the first reading, and were referred to the Committee on Incorporations and Engrossed Acts.



Message No. 7, from his Excellency the Governor was communicated to the Senate.

The Message was ordered to be printed, and so much thereof as relates to the Contingent Accounts of the Executive Department, and the disbursement of the fund for the South Carolina Regiment in the Mexican War, were referred to a Special Committee, consisting of Messrs. HANNA, RHETT and WILLIAMS.

So much thereof as relates to the Catawba Indians, was referred to the Committee on Federal Relations; and so much thereof as relates to the Education of the Deaf and Dumb, was referred to the Committee on the College, Education and Religion.

The favorable Report of the Committee on Privileges and Elections, on a Bill to provide for the appointment of Electors of President and Vice President of the United States, by the people of South Carolina, was before the Senate for consideration. The Bill received the second reading, and on the question of agreeing to it, the yeas and nays were ordered to be taken, and they are as follows:

YEAS 17.—NAYS 23.

Those who voted in the affirmative, are

Messrs. Black,	Messrs. Felder,	Messrs. Moses,
Boozer,	Griffin,	B. F. Perry,
Cannon,	Hanna,	Skipper,
Cooper,	Harlee,	Taylor and
Eaves,	Huey,	Witherspoon,
Evins,	Irby,	

Those who voted in the negative are,

The Hon. R. F. W. ALLSTON, President.

Messrs. Appleby,	Messrs. Goodwyn,	Messrs. Palmer,
Ashe,	Gourdin,	Perrin,
Blake,	Grimball,	Rhett,
Boyce,	Huger,	Rivers,
Buchanan,	Johnson,	Walker,
De Treville,	Manning,	Ward, and
Fickling,	Mellard,	Williams.
Gist,		

The Bill was therefore rejected.

The Report of the Committee on Federal Relations, on that portion of the Governor's Message relative to the Wilmot Proviso, and Resolutions intro-

duced into the Senate on the same subject, was unanimously agreed to, and was ordered to be sent to the House of Representatives for concurrence

The Report of the Committee on Agriculture and Internal Improvements on a Bill to authorize the City Council of Charleston to pass laws for the inspection of lumber and turpentine, was ordered to lie on the table.

The General Orders were suspended; and

Mr. BUCHANAN, from the Committee on the Military and Pensions, submitted a favorable Report of that Committee,

On a Bill from the House of Representatives, to repeal the 70th Section of an Act entitled "An Act to reduce all Acts and clauses of Acts in relation to the Militia of this State, into one Act, and to alter and amend the same." The Report was ordered for consideration to-morrow.

The Report of the Committee on the College, Education and Religion, on the Petition of citizens of Charleston, praying for the endowment of a Professorship in the Charleston College, and on a Resolution proposing an appropriation of five thousand dollars for the Charleston College, was before the Senate for consideration, when

On motion of Mr. GRIFFIN, the Senate, at the hour of 10 minutes to 4 o'clock, recessed from business until 7 o'clock, P. M.

#### RECESS.

At the hour to which the Senate had recessed from business, the President resumed the Chair, and the Senate proceeded with business.

The House of Representatives sent to the Senate,

A Bill to amend an Act entitled An Act to prevent the citizens of New York from carrying slaves, or persons held to service, out of this State, and to prevent the escape of persons charged with the commission of any crime; the Bill received the first reading, and was referred to the Committee on Federal Relations.

Mr. GRIFFIN presented the favorable Reports of the Committee on Incorporations and Engrossed Acts.

On a Bill to incorporate the Washington and New Orleans Magnetic Telegraph Company, and on the Petition of the Trustees in behalf of the subscribers to the New Orleans Magnetic Telegraph. And

On a Bill to incorporate the Barnwell Rail Road Company, and on the Petition of citizens of Barnwell on the same subject. And

On a Bill to incorporate the Charleston Cotton Manufacturing Company, in

the State of South Carolina, and on the Petition of the Charleston Cotton Manufacturing Company for incorporation. And

On a Bill to incorporate the Laurens Rail Road Company.

The Reports were ordered for consideration to-morrow.

The Senate resumed the consideration of the Report of the Committee on the College, Education and Religion, on the Memorial of certain citizens of Charleston, praying the endowment of a Professorship in the Charleston College, and on a resolution providing for an appropriation of five thousand dollars for that College; which Report was before the Senate, and undisposed of at the hour at which the Senate recessed from business. The Report recommends that the Resolution be laid on the table, and that two thousand dollars per annum be appropriated for the support of an additional Professor in the Charleston College. Provided the citizens of Charleston, and others interested in the said College, shall raise and appropriate for the same annually, twice the amount of the State's appropriation. And provided, also, that chemistry as applied to Agriculture and the useful arts, be taught in the said College.

The Senate refused to agree to the report, and it was therefore rejected.

The following Resolution was then called from the table:

*Resolved*, That the sum of five thousand dollars be appropriated for the Charleston College, to be paid to the Trustees of the said College, and expended by them for the use of the said College, and accounted for to the Legislature.

On the question of agreeing to the Resolution, the yeas and nays were ordered to be taken, and they are as follows:

YEAS 16—NAYS 18.

Those who voted in the affirmative, are

Hon. R. F. W. ALLSTON, President,

Messrs. Ashe,	Messrs. De Treville,	Messrs. Palmer,
Black,	Grimball,	B. Perry,
Blake,	Huger,	Rhett,
Boyce,	Manning,	Rivers,
Buchanan,	Moses,	Taylor,

Those who voted in the negative are as follows:

Messrs. Boozer,	Messrs. Griffin,	Messrs. Mellard,
Cannon,	Hanna,	Perrin,
Cooper,	Harlee,	B. F. Perry,
Evins,	Huey,	Skipper,
Felder,	Johnson,	Walker,
Gist,	Irby,	Witherspoon,

The Resolution was therefore rejected.

The unfavorable Report of the Committee on the Judiciary, on a Bill to require the Sheriffs of the several Districts of this State to make annual reports of certain prisoners in their custody, was agreed to.

Mr. PERRIN from the Committee on Claims and Grievances, offered the following resolutions, which were ordered for consideration to-morrow, and to be printed.

*Resolved*, That hereafter, the publication of notice of all elections for District Officers, shall be paid for by the District for which the notice may be given. The same to be paid by the Commissioners of Public Buildings, out of any funds that may be in their hands.

*Resolved*, That the amount of pay to be allowed for the publication of election notice for District Officers, shall be fixed by contract with the Commissioners of Public Buildings, and in the absence of an express contract for the same, no compensation shall be allowed.

*Resolved*, That the Clerk of the Court of Appeals for Charleston, be restrained from advertising the notice of the order, in which the Circuits shall be taken up in said Court, in more than two papers, and that the pay to be allowed the proprietor of each paper, for the publication for each term of the Court, including Law and Equity, shall be fixed at twelve dollars and fifty cents.

*Resolved*, That the Clerk of the Court of Appeals for Columbia, be restrained from advertising the notice of the order in which the circuits will be taken up in the said Court in more than two papers; and that the pay to be allowed the proprietor of each paper for the publication of each term of the Court, including Law and Equity, shall be fixed at twelve dollars and fifty cents.

The House of Representatives sent to the Senate,

A Bill to grant the use of a vacant lot in the town of Columbia, to the Palmetto Lodge, No. 5, of the Independent Order of Odd Fellows, on certain conditions. The Bill received the first reading, and was referred to the Committee on the College, Education and Religion. Also,

A Bill to define the terms upon which Manufacturing Companies shall hereafter be incorporated. The Bill received the first reading, and was referred to the Committee on Incorporations and Engrossed Acts.

A Bill to reorganize the Courts of Law of this State, and to provide for the election of an additional Judge and Solicitor, was called up from the table: and on the question of agreeing to the Bill, the yeas and nays were ordered to be taken, and are as follows:

## YEAS 17—NAYS 20.

Those who voted in the affirmative, are

Hon. R. F. W. ALLSTON, President,

Messrs. Black,	Messrs. Gourdin,	Messrs. Palmer,
Blake,	Griffin,	Perrin,
Boyce,	Harlee,	Rhett,
Buchanan,	Manning,	Taylor.
DeTreville,	Moses,	

Those who voted in the negative, are

Messrs. Boozer,	Messrs. Hanna,	Messrs. B. F. Perry.
Cannon,	Huey,	Rivers,
Cooper,	Huger,	Skipper,
Evins,	Johnson,	Walker,
Felder,	Irby,	Williams,
Gist,	Mellard,	Witherspoon,
Goodwyn,	B. Perry,	

The Bill was therefore rejected.

The House of Representatives sent to the Senate,

A Bill to amend the law in relation to the education of the Deaf and Dumb.

The Bill received the first reading, and was referred to the Committee on the College, Education and Religion; and

A Bill to authorize the Sheriff of Marion District, to transfer prisoners in his custody to the jails of adjoining Districts for a limited time.

The Bill received the first reading, and was referred to the Committee on the Judiciary; also,

A Bill to regulate the fees of certain officers, in relation to the Contingent Accounts against the State, and for other purposes.

The Bill received the first reading, and was referred to the Committee on Accounts and Vacant Offices, and was ordered to be printed.

On motion of Mr. MOSES, it was ordered, that when the Senate adjourns, it shall stand adjourned to meet to-morrow at 11 o'clock.

On motion of Mr. RIVERS, the Senate adjourned at a quaaer after 10 o'clock, P. M.

## WEDNESDAY, DECEMBER 15th, 1847.

The Senate met at 11 o'clock, pursuant to adjournment.

The Clerk read the journal of the proceedings of yesterday.

Mr. BLACK, from the Committee on Accounts and Vacant Offices, reported the office of Solicitor of the Western Circuit vacant.

Mr. MOSES presented the report of the Committee on the Judiciary, on a Bill for the allowance of appeals on Bills of Exception, recommending certain amendments. Also,

The unfavorable report of the same Committee, on the report of the Committee on District Officers and Offices, of the House of Representatives, on a resolution to inquire and report upon the expediency of compiling the laws in relation to the Commissioners of the Poor, of Free Schools and Public Buildings. Also.

The report of the same Committee, on a Bill to authorize the Sheriff of Marion District to transfer prisoners in his custody to the Jails of the adjoining Districts for a limited time, recommending its passage.

All of which were ordered to be placed in the General Orders of the day.

The following message was received from the House of Representatives :

IN THE HOUSE OF REPRESENTATIVES, )  
December 15, 1847. {

*Mr. President and Gentlemen of the Senate :*

This House proposes to Senate to go into a ballot for Solicitor for the Western Circuit this day, immediately after the ballot for President and Directors of the Bank of the State of South Carolina.

By order of the House,

W. F. COLCOCK, *Speaker.*

The Senate concurred, and sent a message accordingly.

Mr. B. F. PERRY presented the favorable report of the Committee on Finance and Banks, on "a Bill to make appropriations for the year commencing in October, one thousand eight hundred and forty-seven;" which was ordered to be placed in the General Orders for this day.

Mr. B. F. PERRY presented the favorable report of the Committee on Finance and Banks, on a resolution relative to the escheated property of Beaufort District; which was ordered for consideration to-morrow. Also,

The report of the same Committee, on certain resolutions in relation to the purchase of the Fire Loan and Rail Road Bonds, by the President of the Bank in the London market; which was ordered for consideration to-morrow, and to be printed. Also.

The report of the same Committee, on the report of the President and Directors of the Bank of the State of South Carolina; which was ordered for consideration to-morrow.

Mr. BOOZER presented the unfavorable report of the Committee on Agriculture and Internal Improvements, on a Bill to secure to owners of fisheries on the Savannah River, their rights, and to admit the free passage of fish up said river; which was ordered to be placed in the General Orders for this day. Also,

The favorable report of the same Committee, on the report of the Committee on Internal Improvements of the House of Representatives, on the Petition of P. H. Pickett, praying for right of way over the State's land, and the counter Petition of Daniel McCulloch, on the same subject; which was ordered for consideration to-morrow.

Mr. ASHE presented the report of the Committee on Federal Relations, on a Bill, from the House of Representatives, relating to the survey of the coast of South Carolina, under the authority of the United States; which was placed in the General Orders for this day.

Mr. GRIFFIN presented the report of the Committee on Incorporations and Engrossed Acts, on a Bill, from the the House of Representatives, to define the terms on which Manufacturing Companies shall hereafter be incorporated recommending that the Bill be passed. The report was placed in the General Orders for this day.

On motion of Mr. WITHERSPOON, the report of the Committee on Roads and Buildings, on the Presentment of the Grand Jury for Marlboro' District, was called up from the table—it was agreed to, and ordered to be sent to the House of Representatives for concurrence.

The House of Representatives sent to the Senate

A Bill to prevent and punish the purchase by persons in insolvent circumstances, of cotton, rice, or other merchandize, and converting the same to other purposes than the payment therefor, in fraud of the seller.

The Bill was ordered to lie on the table.

The House of Representatives also sent to the Senate

A Bill to incorporate the South Carolina Press Company—which had received three readings in the House of Representatives.

The Bill received the third reading in the Senate, and it was resolved that the Bill do pass, that the title thereof be changed; that it be called "An Act," and be returned to the House of Representatives.

The House of Representatives returned to the Senate

An Act to alter the sittings of the Courts of Law in certain Districts within this State, which had received three readings in the House of Representatives, and three readings in the Senate. It was referred to the Committee on Incorporations and Engrossed Acts.

Mr. GRIMBALL, from the Committee on College, Education and Religion, presented an abstract of the whole number of Free Schools—teachers and scholars, with the amounts appropriated and expended in 1847, which was ordered for consideration to-morrow.

Mr. FICKLING presented the favorable reports of the Committee on the Lunatic Asylum and Medical Accounts, on the Report of the Medical Committee of the House of Representatives.

On the Account of Dr. W. P. Turpin; also,

On the Account of Dr. H. Hanesworth, for Medical services to State prisoners—which were ordered for consideration to-morrow.

Mr. BLACK presented the Account of J. C. Price, for work done in the Senate Chamber, which was referred to the Committee on Claims and Grievances.

Pursuant to messages interchanged, the Senate at the hour of 12 o'clock, M proceeded to join the House of Representatives, in balloting for Superintendent of Public Works.

Messrs. GRIFFIN and GRIMBALL, were appointed the Committee on the part of the Senate to count the ballots.

Immediately thereafter, the Senate again joined the House of Representatives in balloting for a President and Directors of the Bank of the State of South Carolina.

Messrs. HANNA and HARLEE were appointed a Committee on the part of the Senate to count the ballots.

Pursuant to messages interchanged, the Senate then joined the House of Representatives, in balloting for Solicitor of the Western circuit.

Messrs. HUEY and HUGER were appointed the Committee on the part of Senate to count the ballots.

Mr. GRIFFIN, from the Committee on the part of the Senate to count the ballots for Superintendent of Public Works, on the 1st ballot, reported that neither candidate had received a majority of votes, and there was therefore no election.



On motion of Mr. GIST, a message was ordered to be sent to the House of Representatives, proposing to that House to go forthwith into a second ballot for Superintendent of Public Works. Before this message was sent, the House of Representatives sent to the Senate the following message :

IN THE HOUSE OF REPRESENTATIVES, }  
December 15, 1847. }

*Mr. President and Gentlemen of the Senate :*

This House proposes to Senate to go forthwith into a second ballot for Superintendent of Public Works.

By order of the House, W. F. COLCOCK, *Speaker.*

The Senate thereupon joined the House of Representatives in a second ballot for Superintendent of Public Works.

Messrs. JOHNSON and IRBY were appointed a Committee on the part of the Senate to count the votes.

The following reports were called up from the table by Mr. FICKLING.

The report of the Committee on the Lunatic Asylum and Medical Accounts, on the Accounts of Drs. H. L. Byrd and C. Williams, for post mortem examinations.

On the report of the Medical Committee of the House of Representatives, on the Petition of Drs. Poreher and Hayne, praying compensation for a post mortem examination.

On the report of the Medical Committee of the House of Representatives, on the Petition of Dr. Peter Poreher, praying compensation for a post mortem examination.

On the report of the Medical Committee of the House of Representatives, on the Petition of Dr. J. H. Murray, praying compensation for a post mortem examination. All of which were ordered for consideration to-morrow.

The House of Representatives returned to the Senate

A Bill to amend the charter of the Charleston Insurance and Trust Company; and also to amend an Act entitled "An Act to reduce the capital of the Charleston Insurance and Trust Company, passed the 19th day of December, 1843," which had received two readings in the Senate, and two readings in the House of Representatives. The Bill received the third reading in the Senate, and it was resolved that the Bill do pass; that the title thereof be changed; that it be called "An Act," and be returned to the House of Representatives.

Mr. MANNING presented the report of the Special Committee, upon the claim of Burnley, Johnson & Co, for advances for the Palmetto Regiment on

their route to Mexico; which was ordered for consideration to-morrow, and to be printed.

On motion of Mr. DE TREVILLE, leave of absence was granted to the Senator from St. Luke, from and after to-morrow, on account of indisposition.

The House of Representatives returned to the Senate,

A Bill to authorize the United States to purchase a sufficient quantity of land in this State, for the erection of a Light-house, which had received two readings in the Senate, and two readings in the House of Representatives.—The bill received a third reading in the Senate, and it was resolved that the bill do pass: that the title thereof be changed; that it be called "An Act," and be sent to the House of Representatives.

The Senate proceeded to the

#### GENERAL ORDERS OF THE DAY.

The following unfavorable reports of the Committee on the Judiciary were agreed to :

On a resolution requiring notice to be given of applications for the release of escheats.

On the petition of John J. Kinsler, praying to have perfected in him the title to certain streets in the town of Columbia.

On a petition of sundry citizens of Charleston, praying the prohibition of the introduction of slaves merely for sale, and for other amendments of the laws in relation to slaves.

The unfavorable report of the Committee on the Judiciary, on a Bill to alter the sittings of the courts in the northern circuit, together with the Bill, was on motion of Mr. WITHERSPOON, ordered to lie on the table.

The unfavorable report of the same Committee on a Bill to unite the officers of Clerk of the Court and Register of Mesne Conveyances for Georgetown district, and for other purposes, was agreed to, and the Bill was consequently rejected.

A Bill to amend the laws prohibiting the entrance of slaves into this State, received the second reading, was agreed to, and was ordered to be returned to the House of Representatives.

The unfavorable report of the Committee on the College, Education and Religion, on a Bill to provide for the uniform disbursement of the Free School Fund, was agreed to, and the Bill was consequently rejected.

A Bill to authorize the formation of the Spartanburg and Union Rail Road Company, received the second reading, was agreed to, and was ordered to be returned to the House of Representatives.

The general orders were suspended ; and

Mr. MANNING presented the favorable reports of the Committee on the College, Education and Religion,

On a Bill to grant the use of a lot in the town of Columbia to the Palmetto Lodge No. 5, of the Independent order of Odd Fellows, on certain conditions ; and

On a Bill to amend the law in relation to the education of the deaf and dumb. The reports were placed in the General orders of this day.

The General Orders were suspended, and

Mr. PERRIN presented the report of the Committee on Claims and Grievances on the account of J. C. Price, for work done in the Senate Chamber, which was ordered for consideration to-morrow.

Mr. DE TREVILLE presented the account of Benjamin Hart, for incidental expenses for State the House during the session of 1847 ; which was referred to the Committee on Claims and Grievances.

Mr. HUEY, from the Committee appointed on the part of the Senate, to count the ballots for Solicitor of the Western Circuit, reported that J. N. Whitney had received a majority of votes, and was therefore duly elected.

The Senate resumed the

#### GENERAL ORDERS OF THE DAY.

A Bill to establish certain roads, bridges and ferries, received the second reading, was agreed to and was ordered to be returned to the House of Representatives.

The unfavorable Report of the Committee on Privileges and Elections, on the petition of sundry citizens of that part of Lexington Judicial District included in Orange parish, praying that that portion of the parish may be attached to Lexington district for all purposes, was agreed to.

A Bill to repeal the 70th section of an Act entitled an Act to reduce all Acts and clauses of Acts in relation to the militia of this State, to one Act, and to alter and amend the same, received the second reading, was agreed to, and was ordered to be returned to the House of Representatives.

The General Orders were suspended

Mr. BLACK presented the favorable Report of the Committee on Accounts and Vacant Offices, on a Bill to regulate the fees of certain officers, in relation to contingent accounts against the State, and for other purposes. The report was placed in the General Orders for this day.

Mr. JOHNSON from the Committee to count the votes for Superintendent

of Public Works on the second ballot, reported that John Gibbes had received a majority of votes, and was therefore duly elected.

The Senate resumed the

GENERAL ORDERS OF THE DAY.

A Bill to raise supplies for the year, commencing in October, one thousand eight hundred and forty-seven, was before the Senate on the second reading.—The Committee on Finance and Banks, had recommended the following as an addition to the Bill.

“Ten cents on every hundred dollars of money at interest on the 1st day of January, 1848, which any person may own in his own right, or hold in the right of another.”

Mr. GRIFFIN offered the following substitute for the amendment.

“Ten cents on every hundred dollars which any person in this State lends for interest, or uses for the purpose of buying notes, bonds, judgments or other evidences of debt, which shall be owned on the first day of January, 1848.

On the question of agreeing to the amendment, the yeas and nays were ordered to be taken, and they are as follows.

YEAS 18—NAYS 15.

Those who voted in the affirmative are

Hon. R. F. W. ALLSTON, President,

Messrs. Black,	Messrs. Fickling,	Messrs. Palmer,
Blake,	Gourdin,	B. F. Perry,
Cannon,	Griffin,	Ward,
Cooper,	Huey,	Williams, and
Evins,	Johnson,	Witherspoon.
Felder,	Mellard,	

Those who voted in the negative, are

Messrs. Ashe,	Messrs. Ellerbe,	Messrs. Perrin,
Booser,	Grimball,	Rhett,
Boyce,	Huger,	Rivers,
Buchanan,	Irby,	Skipper and
De Treville,	Moses,	Taylor.

The amendment was therefore agreed to. The Bill then received the second reading, was agreed to, and was ordered to be returned to the House of Representatives.

The General Orders was suspended, and

Mr. BLACK from the Committee on Free Conference, to which had been re-

ferred the subjects of difference between the two houses of the Legislature, upon the Reports on the Committee on Claims, on the accounts of the Charleston Courier, of Barges, James and Paxton, and M. E. Munro, submitted a report recommending to the Senate to yield its objections to the reports. The report was ordered for consideration to-morrow.

On motion of Mr. ELLERBE, the Senate at the hour of 5 minutes past 3 o'clock, recessed from business until 6 o'clock, P. M.

### RECESS.

At the hour to which the Senate had recessed from business, the President took the chair, and the Senate proceeded with business.

### GENERAL ORDERS OF THE DAY.

A Bill to incorporate the Charleston Cotton Manufacturing Company, in the State of South Carolina.

A Bill to incorporate the Barnwell and Rail Road Company; received the second reading, were agreed to, and were ordered to be returned to the House of Representatives.

The General Orders were suspended, and

Mr. HANNA from the committee on the part of the Senate, to count the ballots for President and Directors, of the Bank of the State of South Carolina, submitted a report, setting forth that the following gentlemen were duly elected, viz:

*President,*

F. H. ELMORE.

*Directors.*

W. C. Dukes,

R. Caldwell,

D. C. Webb,

George Robertson,

W. M. Lawton,

W. B. Pingle,

G. N. Reynolds,

Robert Fishburn,

S. L. Glover,

P. C. Gaillard,

R. G. Stone.

And the Committee reported, that they could not decide under the circumstances, whether Elisha Carson or J. H. Steinmeyer, is elected to the twelfth vacancy.

On motion of Mr WITHERSPOON, the report was ordered to lie on the table.

The Senate resumed the

GENERAL ORDERS OF THE DAY.

A Bill to incorporate the Washington and New Orleans Magnetic Telegraph Company; and

A Bill to incorporate the Laurens Rail Road Company; and

A Bill to define the terms upon which manufacturing companies shall hereafter be incorporated.

A Bill relating to the survey of the coast of South Carolina, under the authority of the United States; received the second reading, were agreed to, and were ordered to be sent to the House of Representatives.

The unfavorable report of the Committee on Agriculture and Internal Improvements, on A Bill to secure to owners of fisheries on the Savannah River, their rights to the same, and to admit the free passage of the fish up the said river, was agreed to, and the bill was therefore rejected.

A Bill to make appropriations for the year commencing in October, 1847, was before the Senate on the second reading.

Mr. BLACK gave notice, that on the third reading of the bill, he will move to amend the bill so as to appropriate eight hundred dollars for paying the Secretary of State that amount, in lieu of his accounts against the State.

Mr. WITHERSPOON gave notice, that on the third reading of the bill, he will move to amend the same as follows:—two thousand seven hundred and thirty dollars for an addition to York Court House.

The Bill received the second reading, was agreed to, and was ordered to be sent to the House of Representatives.

The General Orders were suspended, and

Mr. BOOZER presented the unfavorable report of the Committee on Agriculture and Internal Improvements, on a Bill for the inspection of Flour, which was placed in the General Orders of this day.

A Bill to authorize the Sheriff of Marion District, to transfer prisoners in his custody, to the jails of the adjoining districts, for a limited time, received the second reading, was agreed to, and was ordered to be sent to the House of Representatives.

The General Orders were suspended, and

Mr. MOSES offered the following Preamble and Resolutions, which were unanimously agreed to, and were ordered to be sent to the House of Representatives for concurrence.

Whereas, the gallantry of General SHIELDS, in the Mexican War, which has won for him the admiration and gratitude of the whole American people, is doubly appreciated by the State of South Carolina, by reason of his connection with the Palmetto Regiment.

*Resolved*, Unanimously by the Senate, the House concurring, that the Governor be instructed on behalf of the State, to have prepared, and to present to General SHIELDS, a Sword with appropriate devices, as a testimonial of its high estimation of his gallant bearing in the Mexican War, and as a tribute of gratitude for his parental attention to the Palmetto Regiment.

A Bill to grant the use of a vacant lot in the town of Columbia, to the Palmetto Lodge, No. 5, of the Independent Order of Odd Fellows, on certain conditions, received the second reading, was agreed to, and was ordered to be returned to the House of Representatives.

A Bill for the allowance of appeals on Bills of Exceptions, was before the Senate on the second reading, and was rejected.

A Bill to amend the law in relation to the education of the deaf and dumb, received the second reading, was agreed to, and was ordered to be returned to the House of Representatives.

A Bill to regulate the fees of certain officers, in relation to the contingent accounts against the State, and for other purposes, was before the Senate on the second reading, and on motion of Mr. GRIFFIN, it was ordered to lie on the table.

The General Orders were suspended, and

Mr. BUCHANAN offered the following Resolution, which was agreed to :

*Resolved*, That General SHIELDS, in company with his Excellency, the Governor, be invited to seats in the Senate Chamber, and that seats be provided accordingly.

Mr. PERRIN presented the report of the Committee on Claims and Grievances,

On the Account of Benj. Hart for incidental expenses of the State House, for 1847. And

On the report of the Committee on Claims of the House of Representatives, on the Petition of H. Boulware, Sheriff of Edgefield district, praying payment for services rendered the State; which were ordered for consideration to-morrow.

On motion of Mr MELLARŪ, the Senate adjourned at 10 minutes to eleven o'clock.

## THURSDAY, DECEMBER 16th, 1847.

The Senate met at 10 o'clock.

The Clerk read the journal of the proceedings of yesterday.

The House of Representatives returned to the Senate,

A Resolution instructing the Governor to have prepared, and to present to Gen. SHIELDS a Sword, on behalf of the State, in which it had concurred.

The following Resolutions offered by Mr. FELDER, were ordered for consideration to-morrow:

*Resolved*, that the President and Directors of the Bank of the State of South Carolina, report in their next and each succeeding annual report, the quantity of small bills under five dollars in circulation, specifying the amount of each kind.

*Resolved*, That they also report to each Session of the Legislature all balances of deposits, dividends or other sums unclaimed for the space of two years.

On motion of Mr. DE TREVILLE, leave of absence was granted to Mr. BOYCE, one of the Senators from St. Philips and St. Michaels, from and after to-morrow.

The House of Representatives returned to the Senate,

A Bill to alter the law in relation to Bastardy.

A Bill to confirm in John S. Bird, a naturalized citizen, the title to a certain lot of land in Charleston; and

A Bill to punish and prevent the stealing of Oysters; and

A Bill to incorporate certain societies and companies, and to renew and amend certain charters heretofore granted.

The Bills each received the third reading in the Senate, and it was resolved that they do pass, that the titles thereof be changed, that they be called Acts and be sent to the House of Representatives.

The House of Representatives sent to the Senate for concurrence,

The reports of the Medical Committee, on the Account of Dr. J. W. Powell; and

On the Account of Dr. A. W. Kennerly; which were referred to the Committee on the Lunatic Asylum and Medical Accounts. Also,



The Report of the Committee on Education, on so much of the Message No. 4, of the Governor, as relates to the application of the Trustees of the South Carolina College, for an appropriation of Twenty Thousand Dollars; which was referred to the Committee on the College, Education and Religion. Also,

Resolutions as to monthly statements of the Banks; which was referred to the Committee on Finance and Banks. Also,

Resolutions appropriating Five Thousand Dollars to relieve the wants of the orphans and widows of such of the Palmetto Regiment as have fallen or may fall in the Mexican War, and to erect a Monument, and to provide Medals; which was referred to the Committee on the Military and Pensions. Also,

The Report of the Committee on Federal Relations, upon so much of the Governor's Message as relates to the War with Mexico; which was referred to the Committee on Federal Relations.

Mr. MOSES presented the Reports of the Committee on the Judiciary, on Reports of the Attorney General and Solicitors, on District Officers and their Offices; and

On one volume of Strobhart's Law Reports, second volume of Richardson's Equity, and third volume of Richardson's Law Reports; which were ordered for consideration to-morrow.

Mr. WITHERSPOON presented the Reports of the Committee on Roads and Buildings, on the Petition of citizens of St. George, Dorchester.

On the Petition of sundry citizens of Sumter, praying that a certain road heretofore required by law to be opened, be completed, and recognized as a public road.

On the Petition of sundry citizens of Richland, praying an alteration in the road law; all of which were ordered for consideration to-morrow.

The Committee on Incorporations and Engrossed Acts, was discharged from the further consideration of the Petition of the inhabitants of Summerville for an act of incorporation.

Mr. BLACK offered the following Resolution, which was unanimously agreed to.

Whereas, Lieutenant MICHAEL CLARK, of the Richland company of the Palmetto Regiment, has returned to his native town, in company with Gen. SHIELDS: and whereas, the said Lieutenant CLARK has shared in common with all his gallant co-patriots in arms, the dangers and glory of the Mexican campaign, and bears on his person the evidences of his valor.

*Resolved*, That the Senate of South Carolina welcome him to his home again;

and as an evidence of its respect for his services and bearing, extend to him the privileges of its body during the present session.

The Committee on Incorporations and Engrossed Acts, was discharged from the further consideration of the Memorial of the Town Council of Columbia.

Mr. ASHE presented the unfavorable report of the Committee on Federal Relations, on a Bill to alter an Act in relation to vessels trading with New York; which was ordered for consideration to-morrow.

Mr. PERRIN called up from the table,

The unfavorable report of the Committee on Claims and Grievances, on the Petition of Thomas Frean, praying additional compensation for work done in the Surveyor General's office, and the same was agreed to.

#### RECEPTION OF GENERAL SHIELDS IN THE SENATE CHAMBER.

At the hour of half-past 11 o'clock, His Excellency, the Governor, attended by his suite, and the Committee of Arrangements, was announced at the bar of the House. Mr. BUCHANAN, Chairman of the Committee on the part of the Senate, advanced with Brig. Gen. SHIELDS up the aisle fronting the President's desk, and addressed the President as follows:

*Mr. President:—*

The Committee of the Senate appointed for the occasion, have the honor of introducing to the Senate, the guest of the State, Brig. General Shields. The brave, the gallant, the humane and the victorious General—the commander and the special friend and guardian-protector of South Carolina's own Palmetto Regiment.

To which the President responded as follows:

*General:—*

In the name and on behalf of the body over whose deliberations I have the honor to preside, I greet you as the guest of the State—and respectfully invite you, with his Excellency, to a seat in this chamber.

At the announcement of Gen. SHIELDS, the heart of the Carolinian glows with quick, generous emotion. Thought wings her way to distant battle-fields, where glory and renown have been won by a gallant army for a confiding coun-

try. The rough incidents, and brilliant feats of those stirring scenes in which you have so largely participated, rise irresistibly and vividly to the mind. At Cerro Gordo, where the bold, impetuous Harney scaled the rocky steep, and carried the heights by storm—at Contreras, where was exhibited the rare virtue of a Brigadier General waving rank, and generously aiding the well-laid plans of his junior. At Churubusco—where the chivalry of our people, and the prowess of American Arms were illustrated in a remarkable manner—and where the lamented Butler fell. In these last engagements—in the nearer approaches to Mexico—under the walls, within the gates of the city—you witnessed the conduct and courage, the devotion and death of brave and valued sons of Carolina. You shared with their dangers, privations and triumphs.

Welcome to the hospitalities of their mother country! Welcome to the hearths of those, whose brothers and friends you have marshalled in War—have defended in council! Welcome to the grateful hearts of those whose sons, brothers and friends have, under your watchful care, been nursed when wounded and bleeding—been soothed and comforted when dying—been cheered and so-laced when drooping under the influence of disease and hardship, in a foreign land, far, far, from home! Be one of us! The Senate of South Carolina once more offers you a hearty welcome!

General SHIELDS responded warmly and eloquently to the address, expressing his grateful sense of the honors he had received among the people of South Carolina.

Gen. Shields and his Excellency, the Governor, then accepted the seats provided for them, and the business of the Senate was suspended for the space of one hour, during which time the members of the Senate, and the citizens who thronged the Senate chamber on the occasion, were presented and paid their respects to Gen. Shields.

The Senate again resumed business.

The following message was received from the House of Representatives:

IN THE HOUSE OF REPRESENTATIVES, }  
December 16, 1847. }

*Mr. President and Gentlemen of the Senate:*

This House proposes to Senate, to go into a second ballot for one Director of the Bank of the State of South Carolina, this day at 2 o'clock, P. M.

By order of the House,

W. F. COLCOCK, Speaker.

The report of the Committee on the part of the Senate, to count the votes for President and Directors, was then taken up, and was read, and was again ordered to lie on the table.

The Senate then concurred in the message of the House of Representatives, and sent a message accordingly.

Mr. MANNING, from the Committee on the College, Education and Religion, submitted a report on the report of the Committee on Education of the House of Representatives, on so much of the Message No. 4 of the Governor as relates to the application of the Trustees of the South Carolina College for an appropriation of Twenty Thousand Dollars; which was ordered for consideration to-morrow.

The Senate proceeded to the

#### GENERAL ORDERS OF THE DAY.

The report of the whole number of Free Schools, Teachers and Scholars, with the amounts appropriated and expended in 1847

The report of the Committee on Claims and Grievances, on the Account of J. C. Price, for work done in the Senate Chamber.

The report of the Committee on Finance and Banks, on a resolution relative to the escheated property of Beaufort District; were agreed to, and were ordered to be sent to the House of Representatives for concurrence.

The report of the Special Committee, upon the claim of Burnley, Johnson & Co., for advances for the Palmetto Regiment on their route to Mexico, was ordered to lie on the table.

The unfavorable reports of the Committee on the Lunatic Asylum and Medical Accounts, on the report of the Medical Committee of the House of Representatives, on the Petition of Dr. J. H. Murray, praying compensation for post mortem examination.

On the Petition of Drs. Porcher and Hayne, praying compensation for post mortem examination.

On the Petition of Dr. Peter Porcher, praying compensation for a post mortem examination—were agreed to, and the reports of the Medical Committee of the House of Representatives were consequently rejected.

The unfavorable report of the Committee on the Lunatic Asylum and Medical Accounts, on the Account of Drs. H. L. Bird and C. Williams, for post mortem examinations—was agreed to.

The report of the Committee on Finance and Banks, on the report of the

President and Directors of the Bank of the State of South Carolina, was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

The report of the Medical Committee, on the Account of Dr. W. P. Turpin, was concurred in, and ordered to be returned to the House of Representatives.

The House of Representatives sent to the Senate for concurrence,

The report of the Committee on Pensions, on the Petition of Theophilus Wilson

The report of the same Committee, on so much of the Message No. 6, of His Excellency, the Governor, as relates to the public arms, and the appropriation for arsenal purposes; which were referred to the Committee on Military and Pensions.

The report of the Committee on Public Printing, on the report of the Clerk of the House of Representatives, respecting a new edition of the rules, and on the Account of A. G. Summer, for printing the same; and

The report of the same Committee, on the Account of Summer & Carroll, for public printing; and

The report of the Committee on Claims, on the Account of the South Carolinian, for advertising for the Court of Appeals; and

The report of the same Committee, on the Account of A. G. Summer, for public printing; and

The report of the same Committee on the Petition of Alexander Sharlock.

The report of the same Committee, on the Account of W. W. Purse, for work done in the House of Representatives; all of which were referred to the Committee on Claims and Grievances.

The House of Representatives also sent to the Senate, for concurrence, the report of the Committee of Ways and Means of that House, on the Petition of John N. Walker, of Barnwell District, praying to be refunded a tax. And

The report of the Committee of Ways and Means, on the Petition of the Commissioners of the Poor for Georgetown District, which were referred to the Committee on Finance and Banks.

The House of Representatives also returned to the Senate,

The report of the Committee on Finance and Banks, on the Petition of Iverson C. Brooks, to be refunded a sum of money overpaid for taxes.

The report of the same Committee, on the abstract of expenditures for the city and transient poor of Charleston.

Resolutions providing a fund for defraying expenses home, of volunteers in the Mexican war. And

The report of the Committee on Claims and Grievances, on the Account of the South Carolinian, for advertising election notices.

The Senate resumed the

### GENERAL ORDERS OF THE DAY.

The report of the Committee on Internal Improvements, of the House of Representatives, on the Petition of P. H. Pickett, praying for a right of way, and the counter petition of Daniel McCulloch, on the same subject, was concurred in, and was ordered to be returned to the House of Representatives,

The unfavorable report of the Committee on the Judiciary, on the report of the Committee on District Offices and Officers, on a resolution of inquiry in relation to the expediency of compiling the laws in relation to Commissioners of the Poor, of Free Schools, and Public Buildings, was agreed to, and the report of the Committee of the House of Representatives was consequently rejected.

The report of the Committee on Finance and Banks, on the Petition of Samuel J. Kennerly, praying to be refunded a tax twice paid, was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

The report of the Committee on Roads and Buildings, on the report of the Attorney General in relation to the New Bridge Ferry, was ordered to lie on the table.

The Committee on Roads and Buildings was discharged from the further consideration of the Memorial of the City Council of Charleston, praying the State to grant them the use of the Guard House Yard.

The unfavorable report of the Committee on the State House and Grounds, on the re-committed report of the same Committee on the Account of R. E. Russell, was agreed to.

The General Orders were suspended.

Mr. WITHERSPOON presented the favorable report of the Committee on Roads and Buildings, on the report of the Committee on Roads, Bridges and Ferries of the House of Representatives, on a resolution as to the expediency of appointing Commissioners to ascertain and report on the propriety and mode by which the people who travel the high-way from Savannah to Charleston, may be relieved, which was ordered to be placed in the General Orders for this day.

The Committee on Finance and Banks, was discharged from the further consideration of the report of the Attorney General, on Lottery Offices; also, from the statement of the Comptroller General of monies received from the Federal Government since 1815.

Mr. B. F. PERRY presented the favorable reports of the Committee on Finance and Banks, on the resolutions respecting the monthly statements of the Banks; also, the favorable report of the same Committee, on the Petition of Richard Yeadon, praying a new certificate of stock; also,

The unfavorable report of the same Committee, on the resolutions respecting the claim of the Legionaries of Luxemburg.

On the communication of the Comptroller General, in relation to the issue of small bills by the Rail Road Company. All of which were ordered for consideration to-morrow.

Pursuant to messages interchanged between the two Houses, at the hour of two o'clock, the Senate proceeded to the House of Representatives, and joined the House in balloting for a Bank Director.

Messrs. MANNING and MELLARD were appointed a Committee on the part of the Senate to count the votes

The report of the Special Committee upon the claim of Burnley, Johnson & Co., for advances for the Palmetto Regiment on their route to Mexico, was called up from the table by Mr. MANNING, and on the question of agreeing to the report, the yeas and nays were ordered to be taken, and they are as follows:

YEAS 22—NAYS 11.

Those who voted in the affirmative, are

	Hon. R. F. W. ALLSTON,	
Messrs. Ashe,	Messrs. Grimball,	Messrs. Palmer,
Black,	Hanna,	B. Perry,
Blake,	Harlee,	Rhett,
Buchanan,	Huey,	Taylor,
DeTreville,	Johnson,	Walker,
Eaves,	Manning,	Ward,
Gourdin,	Moses,	Witherspoon.

Those who voted in the negative, are

Messrs. Boozer,	Messrs. Evins,	Messrs. Mellard,
Boyce,	Felder,	B. F. Perry,
Cannon,	Griffin,	Skipper.
Cooper,	Irby,	

The report was therefore agreed to, and was ordered to be sent to the House of Representatives for concurrence.

Mr. MELLARD, from the Committee to count the votes for twelfth Direc-

tor of the Bank of the State of South Carolina, reported that J. H. Steinmeyer had received a majority of votes, and was therefore duly elected.

The House of Representatives sent to the Senate for concurrence,

A Resolution providing for paying the expenses of the visitors of the Military Academies, which was referred to the Committee on the Military and Pensions; and

The reports of the Committee on Claims,

On the Account of George Thompson & Son, for raising a wall between the Armory yard and Dr. Waring's residence.

On the Account of John E. Goodwin, for printing.

On the Account of John B. Irving, Sheriff of Charleston.

On the Account of N. G. W. Walker, Sheriff of Barnwell.

On the Account of Charles Beck, for work done on the State House.

On the Account of P. M. Johnson, for work done as a book binder.

On the Petition of John P. Kiward, late Sheriff of Newberry.

On the Petition of Robert Adams, praying compensation for a slave executed, and

The report of the Committee on Internal Improvements, on the Petition of Edwin Lewis, praying to be released from paying \$31 64, on account of deficiency in lands sold him; all of which were referred to the Committee on Claims and Grievances.

The House of Representatives also sent to the Senate,

The report of the Committee of Ways and Means, on the Petition of F. H. Baish, praying to be refunded a double tax.

The report of the same Committee, on the Petition of John Douglass, praying to be refunded a double tax.

The report of the same Committee, on the report of the President and Directors of the Bank of the State; all of which were referred to the Committee on Finance and Banks.

The House of Representatives also sent to the Senate,

The report of the Abbeville Delegation, on the report and return of the Trustees of the Estate of Dr. De La Howe, which was referred to the Committee on the College, Education and Religion.

The report of the Committee on Internal Improvements, on the annual report of the Superintendent of Public Works, which was referred to the Committee on Agriculture and Internal Improvements.

On motion of Mr. DeTREVILLE, the Senate, at five minutes past four o'clock, recessed from business until seven o'clock, P. M.



## RECESS.

At the hour to which the Senate had recessed from business, the President took the Chair, and the Senate proceeded with business.

The House of Representatives returned to the Senate a bill to raise supplies for the year commencing in October, 1847, which had received two readings in the Senate and three readings in the House of Representatives.

The House of Representatives, on the third reading of the bill, had restored the words "fifty-five cents:" the tax on slaves, which had been stricken out by the Senate on the second reading, in lieu of which "fifty cents" had been inserted. Mr. FELDER moved to send a message to the House of Representatives, asking leave to restore the amendment made by the Senate. On this question, the Ayes and Nays were ordered to be taken, and they are as follows :

AYES, 21—NAYS, 8.

Those who voted in the affirmative, are

Messrs. Appleby,	Messrs. Gist,	Messrs. Irby,
Ashe,	Goodwyn,	Mellard,
Blake,	Gourdin,	B. F. Perry,
Cannon,	Griffin,	Rhett,
Cooper,	Grimball,	Rivers,
Evins,	Huey,	Skipper, and
Felder,	Johnson,	Witherspoon .

Those who voted in the negative, are

Hon. R. F. ALLSTON, President.

Messrs. Black,	Messrs. Buchanan,	Messrs. Harlee, and
Boozer,	Hanna,	Walker.
Boyer,		

The Senate therefore decided to ask leave, and a message was ordered accordingly.

The House of Representatives had further stricken out the words "five" in the tax on lots, lands and buildings; which words the House of Representatives had restored on the third reading of the bill. The Senate ordered a message to the House of Representatives, asking leave to restore the amendment of the Senate.

The House of Representatives had further amended the bill on the third reading, by striking out the words "five" in the tax on every hundred dollars of goods, wares and merchandize, which words were inserted by the Senate on

the second reading. The Senate, thereupon, sent a message to the House of Representatives, asking leave to amend the bill by restoring the amendment of the Senate.

On the second reading of the Bill in the Senate, the following amendment had been added.

“Ten cents on every hundred dollars, which any person in this State lends for interest, or uses for the purpose of buying notes, bonds, judgments or other evidences of debt, which shall be owned on the first day of January, 1848.”

These words had been stricken out by the House of Representatives on the third reading. A message was ordered to be sent to the House of Representatives, asking leave to restore the amendment. The House of Representatives returned the following reply:

IN THE HOUSE OF REPRESENTATIVES, }  
December, 16, 1847. }

*Mr. President and Gentlemen of the Senate :*

The House refuses to grant leave to Senate to amend the bill to raise supplies for the year commencing in October, 1847, by striking out the word “five” in the tax on slaves, which was stricken out by Senate on the second reading of the bill, and restored by this House on the third reading thereof.

This House also refuses to grant leave to Senate to amend said bill by striking out the word “five” in the tax on lots, lands and buildings, which was stricken out by the Senate on the second reading, and restored by this House on the third reading thereof.

And this House refuses to grant leave to the Senate to restore the words “five cents” in the tax on every hundred dollars worth of goods, wares and merchandize. And also refuses to grant leave to the Senate to restore the amendment in the following words: “Ten cents on every hundred dollars which any person in this State lends for interest or uses for the purpose of buying notes, bonds, judgments or other evidences of debt, which shall be owned on the first day of January, 1848.” Which said amendment was made by the Senate on the second reading of said bill, and was stricken out by this House on the third reading thereof.

By order of the House,

W. F. COLCOCK,

*Speaker of the House of Representatives.*

The Senate returned a message insisting on asking leave to make the proposed amendments, and informing that House that Messrs. FELDER, GRIFFIN and RHETT had been appointed by the Senate a Committee of Free

Conference on the subject of the differences between the two Houses, to which the House of Representatives returned the following reply :

IN THE HOUSE OF REPRESENTATIVES,  
December 16, 1847. }

*Mr. President and Gentlemen of the Senate :*

This House insists on refusing to grant leave to the Senate, to amend the "Bill to raise supplies for the year, commencing in October, 1847," by striking out the word "five" in the tax on slaves: also, by striking out the word "five" in the tax on lots, lands and buildings—which words were stricken out by Senate on the second reading of said Bill, and restored by this House on the third reading thereof. This House also insists on refusing to grant leave to Senate, to restore the words "five cents" in the tax on every hundred dollars worth of goods, wares and merchandize; and also insists on refusing leave to Senate to restore the following amendment—"ten cents on every hundred dollars which any person in this State lends for interest or uses for the purpose of buying notes, bonds, judgments or other evidences of debt, which shall be owned on the first day of January, 1848," which said amendments were received by the Senate on the second reading, and stricken out by this House on the third reading thereof. And this House consents to the appointment of a Committee to meet and confer freely with the Committee of the Senate, on the differences between the two Houses, and has appointed Messrs. MEMMINGER, PALMER and TOWNES, a Committee to meet and confer with the Committee of the Senate.

By order of the House.

W. F. COLCOCK, Speaker.

Mr. FELDER, from the Committee of Free Conference, submitted a report.

The Joint Committee of both House report, that the Joint Committee agree to recommend to their respective Houses to reduce the tax on negroes to fifty-two cents; and also recommending this House to withdraw their request of leave of the House to tax money at interest; also their request to reduce taxes on stock in trade and in town lots.

JOHN M. FELDER, Chairman.

A message was sent to the House of Representatives asking leave to amend the bill as recommended by the committee of Free Conference.

The House of Representatives returned to the Senate the following message.

IN THE HOUSE OF REPRESENTATIVES. }  
December 16, 1847. }

*Mr. President, and Gentlemen of the Senate:*

This House grants leave to the Senate, to amend the Bill to raise supplies for the year commencing in October, 1847, by striking out the word "five in the tax on slaves, and inserting "two," as recommended by the Committees of conference, on the differences between the two houses respecting said Bill.

By order of the House,

W. F. COLCOCK, Speaker.

The Bill was then amended in pursuance of the leave granted, and it was resolved that the Bill do pass, that the title thereof be changed, that it be called an Act, and be returned to the House of Representatives.

A Bill to establish certain Roads, Bridges and Ferries, was before the Senate on the 3d reading.

The Senate on the second reading of the Bill, had stricken out the 2d section of the Bill, which is as follows: Section 2. That the road in Clarendon county, known as the Hopper Road, between the end of the Turnpike road and the great Savannah, be, and the same is hereby discontinued as a public road; which section the House of Representatives had restored on the third reading.

A message was sent to the House of Representatives, asking leave to amend the Bill by striking out the 2d section, which is as follows: Section 2d. That the road in Clarendon county known as the Hopper Road between the end of the Turnpike road and the great Savannah, be, and the same is hereby discontinued as a public road.

The following message was received from the House of Representatives.

IN THE HOUSE OF REPRESENTATIVES, }  
December 16, 1847. }

*Mr. President, and Gentlemen of the Senate.*

This House refuses leave to Senate, to amend the Bill to establish certain Roads, Bridges and Ferries, by striking out the 2d section of the Bill, which is in the following words, viz :

Section 2. That the Road in Clarendon county, known as the Hopper road, between the end of the Turnpike road and the great Savannah, be and the same is hereby discontinued as a public road.

By order of the House,

W. F. COLCOCK, Speaker.

The Senate returned a message, insisting on asking leave to amend, and

appointing Messrs. WITHERSPOON, MANNING and COOPER a committee of Free Conference on the part of the Senate and asking the appointment of a similar Committee to meet the Committee of Senate on the difference between the two Houses.

The House of Representatives returned to the Senate the following message in reply.

IN THE HOUSE OF REPRESENTATIVES, }  
December 16, 1847. }

*Mr. President, and Gentlemen of the Senate :*

This House insists on refusing leave to the Senate to amend the bill to establish certain Roads, Bridges and Ferries, by striking out the second section of the bill, which is in the following words, viz :

Section 2d. That the Road in Clarendon County, known as the Hopper Road, between the end of the turnpike and the great Savannah, be and the same is hereby discontinued as a public road.

This House concurs in so much of the Message as proposes the appointment of a Committee to meet and confer with the Committee of Senate on the subject of differences between the two Houses, and has appointed Messrs. CARN, SULLIVAN and T. W. PORCH, a Committee to join and confer with the Committee appointed by the Senate.

By order of the House,

W. F. COLCOCK, Speaker.

Mr. WITHERSPOON, from the Committee on Free Conference, reported that they have considered the subject of difference between the two Houses, and recommend that the second section in said bill be stricken out.

The following message was received from the House of Representatives :

IN THE HOUSE OF REPRESENTATIVES. }  
December 16, 1847. }

*Mr. President, and Gentlemen of the Senate :*

This House grants leave to the Senate, to strike out the 2d section of a "Bill to establish certain Roads, Bridges and Ferries," which is in the following words: "Section 2. That the road in Clarendon commonly known as the Hopper road, between the end of the Turnpike road and the great Savannah, be, and the same is hereby discontinued as a public road."

By order of the House,

W. F. COLCOCK, Speaker.

The bill was then amended, in pursuance of the leave granted, and it was resolved that the bill do pass, that the title thereof be changed, that it be called an Act, and be returned to the House of Representatives.

A Bill to make appropriations for the year commencing in October, one thousand eight hundred and forty-seven, was before the Senate on the third reading.

In connection with the reading of the Bill, Mr. MOSES presented the favorable Report of the Committee on the Judiciary on a Resolution from the House of Representatives providing for appropriating \$800, for Printing a Digest of Laws in relation to the power and duties of Magistrates. The Resolution was concurred in, and was ordered to be returned to the House of Representatives.

Mr. TAYLOR at the same time presented the favorable Report of the Committee on Agriculture and Internal Improvements, on the Report of the Committee on Internal Improvements of the House of Representatives, on a Resolution providing for an appropriation of \$5,000 for the improvement of the navigation of the Savannah River. This Report was disagreed to.

Mr. WITHERSPOON (in courtesy to those who had not voted in the minority) moved a reconsideration of that portion of the Bill which provides for Military Contingencies. On the question of reconsideration the Yeas and Nays were ordered to be taken, and they are as follows:

YEAS 19—NAYS 15.

Those who voted in the affirmative, are

Hon. R. F. W. ALLSTON, President.

Messrs. Ashe,	Messrs. Goodwyn,	Messrs. Moses,
Black,	Gourdin,	Palmer,
Blake,	Grimball,	B. Perry,
Buchanan,	Harlee,	Taylor,
DeTreville,	Johnson,	Walker and
Fickling,	Manning,	Witherspoon.

Those who voted in the negative, are

Messrs. Appleby,	Messrs. Evins,	Messrs. Irby,
Boozer,	Felder,	Mellard,
Boyce,	Gist,	Benj. F. Perry,
Cannon,	Griffin,	Rivers and
Cooper,	Huey,	Skipper.

The vote was therefore reconsidered, and a Message was ordered to be sent to the House of Representatives, asking leave to strike out "five" for the purpose of inserting "eleven."

The House of Representatives had amended that portion of the Bill which provides for repairs of public arms by restoring the words \$2,000 which had

been stricken out by the Senate. Mr. B. F. PERRY, moved to send a Message to the House of Representatives, asking leave to restore the amendment, of the Senate "one thousand" instead of "two thousand," which question was ordered to be decided by Yeas and Nays, and they are as follows:

## YEAS 21—NAYS 9.

Those who voted in the affirmative, are

Messrs. Appleby,	Messrs. Evins,	Messrs. Irby,
Ashe,	Felder,	B. F. Perry,
Blake,	Goodwyn,	Rivers,
Boozer,	Griffin,	Skipper,
Boyce,	Grimball,	Walker,
Cannon,	Hucy,	Williams and
Cooper,	Johnson,	Witherspoon.

Those who voted in the negative, are

Hon. R. F. W. ALLSTON, President.

Messrs. Black,	Messrs. Manning,	Messrs. B. Perry and
Buchanan,	Mellard,	Rhett.
Harlee,	Moses,	

The Message was therefore ordered.

The House of Representatives on the third reading of the Bill, had inserted the following clause:

For Internal Improvements:

14 Sec. For the purpose of improving the navigation of the Savannah River, from the Town of Hamburg, to a point opposite to the mouth of the Augusta Canal, to be expended under the direction of the Superintendent of Public Works, according to a Resolution reported by the Committee on Internal Improvements, five thousand dollars.

The Senate refused to agree to the amendment, and sent a Message to the House of Representatives accordingly, to which the House returned the following reply:

IN THE HOUSE OF REPRESENTATIVES, }  
December 16, 1847. }

*Mr. President and Gentlemen of the Senate:*

This House refuses to grant leave to the Senate to amend the Bill to make appropriations for the year commencing in October, 1847, by striking out the word "two," in the appropriation for repairing arms, and for Arsenal purposes, inserted by House on the third reading of the Bill, for the purpose of restoring the word "one," stricken out by this House.

This House grants leave to the Senate to strike out the word "five," in the appropriation for military contingencies, and to insert the word "eleven," which had been inserted by the Senate on the second reading of the Bill and stricken out by this House on the third reading. This House also grants leave to Senate to strike out the 14th section, which is as follows :

"14. For Internal Improvement.

"For the purpose of improving the navigation of the Savannah River from the town of Hamburg to a point opposite to the mouth of the Augusta Canal, to be expended under the direction of the Superintendent of Public Works, according to a resolution reported by the Committee on Internal Improvements, five thousand dollars.

By order of the House,

W. F. COLCOCK, *Speaker*,

The Senate agreed to the first amendment referred to in the Message.

A Message was further sent to the House of Representatives, asking leave to amend the Bill by striking out "five" in the appropriation for the family of the late Chancellor Harper, so that the appropriation will read \$3,000. To this, the House of Representatives returned the following reply :

IN THE HOUSE OF REPRESENTATIVES, }  
December 16, 1847. }

*Mr. President and Gentlemen of the Senate :*

This House grants leave to the Senate to amend a "Bill to make appropriations for the year, commencing in October, 1847," by striking out the word "five" in the appropriation for the family of the late Chancellor Harper, so that the appropriation will be "three thousand dollars," instead of three thousand five hundred dollars.

By order of the House,

W. F. COLCOCK, *Speaker*

The Bill was then amended in the several particulars referred to in the Message, and it was resolved that it do pass, that the title thereof be changed, that it be called an Act, and be returned to the House of Representatives.

Mr. BUCHANAN presented the following Reports :

The Report of the Committee on the Military and Pensions, on so much of Message No. 6, of His Excellency the Governor, as relates to the Public Arms, and the appropriation for Arsenal purposes.

The Report of the same Committee on a resolution in relation to the issuing of Military Commissions.



The Report of the same Committee on His Excellency the Governor's Message, No. 6, relating to Regimental Encampments, &c.

The Report of the same Committee on the Report of the Committee on Pensions of the House of Representatives, on the Petition of Theophilus Wilson, praying a Pension.

The Report of the same Committee on Resolutions, from the House of Representatives, appropriating five thousand dollars, to relieve the wants of the orphans and widows of such of the Palmetto Regiment, as have fallen or may fall in the Mexican war, and to erect a Monument, and to provide Medals.

The Report of the same Committee on the Report of the Medical Committee of the House of Representatives, on Message No. 6, of His Excellency, the Governor, in relation to the office of the Secretary of State.

The Report of the same Committee on the Report of the Medical Committee of the House of Representatives, on a resolution for payment of the expenses of the visitors of the State Military Academies—all of which were ordered for consideration to-morrow.

Mr. BLACK offered the following Resolution, which was agreed to :

Whereas, Lieut. W. B. Stanley, of the town of Columbia, and an officer of the Palmetto Regiment, as also J. B. Glass, J. Cantwell and John Campbell, Privates in Company H. of said Regiment, have returned to their native homes from the Mexican war, in which they gallantly participated in all the toils and dangers of the campaign.

*Resolved*, That the Senate of South Carolina welcome them home again, and as a testimonial of its appreciation of their services, presents to them the privileges of its body for the present Session.

The House of Representatives returned the following Acts :

An Act to incorporate certain societies and companies, and to renew and amend certain charters heretofore granted.

An Act to incorporate the South Carolina Press Company.

An Act to alter the law in relation to Bastardy.

An Act to authorize the United States to purchase a sufficient quantity of land in this State, for the erection of a Light House.

An Act to confirm in John S. Bird, a naturalized citizen, the title to a certain lot of land in Charleston.

An Act to amend the Charter of the Charleston Insurance and Trust Company, and also to amend an Act entitled "An Act to reduce the capital of the Charleston Insurance and Trust Company," passed the 19th day of December, 1843.

An Act to punish and prevent the stealing of oysters.

And they were referred to the Committee on Incorporations and Engrossed Acts.

The House of Representatives returned to the Senate the following resolutions and reports, in which it had concurred.

A resolution directing the Secretary of State to procure and record a copy of Dr. De La Howe's will.

Resolution in relation to bonds in suit for public lands.

Resolutions in relation to the late Chancellor, William Harper.

The Report of the Committee on Finance and Banks, on the petition of Aaron Varn, and others, praying to be relieved from certain liabilities, &c.

The Report of the Committee on Claims and Grievances, on the Petition of John Hudgins, praying compensation for carrying prisoners from Spartanburg to Laurens, and from Laurens to Union and back; also, for blankets furnished for prisoners in jail.

The Report of the same Committee, on the Petition of Justin Turner, H. P. Golightly, and E. P. Clement, praying compensation for guarding a prisoner.

The Report of the Committee on Claims and Grievances, on the Account of the Charleston Mercury, for advertising Court of Appeals at Columbia.

The Report of the same Committee on the Account of the Charleston Mercury, for advertising Court of Appeals for Charleston.

The Report of the same Committee on the Petition of B. J. Turner, praying compensation for guarding a prisoner.

The Report of the Committee on Finance and Banks, on a resolution relative to the escheated property of Beaufort District.

The House of Representatives sent to the Senate for concurrence,

The Report of the Committee on the Military,, on so much of the Message, No. 6, of his Excellency the Governor, as relates to the office of Secretary of State, which was referred to the Committee on Military and Pensions; and

A Resolution for appropriating \$800 to pay for printing a Digest of Laws, in relation to the powers and duties of Magistrates, which was referred to the Committee on the Judiciary; and

The Report of the Committee on Internal Improvements, on a resolution as to the expediency of appropriating \$5000 to improve Savannah river, which was referred to the Committee on Agriculture and Internal Improvements.

Mr. MANNING presented the favorable Report of the Committee on the College Education and Religion, on the report of the Abbeville Delegation, in

the House of Representatives, on the return of the Trustees of the estate of the late Dr. De La Howe, which was ordered for consideration to-morrow.

Messrs. GIST and GOODWYN, who were absent when the vote was taken upon agreeing to the report of the Special Committee on the claim of A. T. Burnley, Johnson & Co., for advances to the Palmetto Regiment, were permitted by the Senate to record the votes they would have given if they had been present, and upon their names being called, the first named Senator voted in the negative, and the last voted in the affirmative.

The House of Representatives sent to the Senate the following Bills, which had received two readings in the Senate and third readings in the House of Representatives.

A Bill to authorize the sheriff of Marion District to transfer prisoners in his custody to the jails of the adjoining districts for a limited time.

A Bill to amend the law in relation to the education of the deaf and dumb.

A Bill relating to the survey of the coast of South Carolina, under the authority of the United States

A Bill to grant the use of a vacant lot in the town of Columbia, to the Palmetto Lodge, No. 5, of the Independent Order of Odd Fellows, on certain conditions.

A Bill to incorporate the Charleston Cotton Manufacturing Company in the State of South-Carolina.

A Bill to amend the laws prohibiting the entrance of slaves into this State.

A Bill to repeal the 70th section of An Act entitled "An Act to reduce all Acts and clauses of Acts in relation to the militia of this State to one Act, and to alter and amend the same."

A Bill to incorporate the Barnwell Rail Road Company.

A Bill to authorize the formation of the Spartanburg and Union Rail Road Company.

A Bill to define the terms upon which manufacturing companies shall hereafter be incorporated.

A Bill to incorporate the Washington and New Orleans Magnetic Telegraph Company.

A Bill to incorporate the Laurens Rail Road Company. The Bills severally received the third reading; and it was resolved that the Bills do pass; that the titles thereof be changed; that they be called Acts, and be returned to the House of Representatives.

The House of Representatives returned to the Senate

The Report of the Special Committee on the claim of Burnley, Johnson &

Co., for advances for the Palmetto Regiment on the route to Mexico, in which it had concurred.

The Report of the Committee on Accounts and Vacant Offices, on the contingent accounts against the Lower Division of the Treasury, was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

The House of Representatives sent to the Senate, for concurrence, the Report of the Committee on Accounts and Vacant Offices, on the contingent accounts against the Upper Division of the Treasury. The Senate sent a message to the House of Representatives asking leave to amend the report by striking out T. D. Jenkins, in the accounts, for the purpose of inserting T. J. Dinkins. The House of Representatives returned a message granting leave. The report was then amended in pursuance of the leave granted, and as amended was concurred in, and was returned to the House of Representatives.

On motion of Mr. WITHERSPOON, it was ordered that when the Senate adjourns, it shall stand adjourned to meet to-morrow at 11 o'clock.

On motion of Mr. DeTREVILLE, the Senate adjourned at 20 minutes to 1 o'clock.

## FRIDAY, DECEMBER 17th 1847.

The Senate met at 11 o'clock, pursuant to adjournment.

The Clerk read the journal of the proceedings of yesterday.

The House of Representatives sent to the Senate for concurrence,

The report of the Committee on the Lunatic Asylum of the House of Representatives, on the report of the Regents thereof for the year 1847; which was referred to the Committee on the Lunatic Asylum and Medical Accounts.

A resolution requesting the Governor in the settlement with Messrs. Burnley, Johnson & Co, to provide for the substitution of this State to the rights of the said Burnley, Johnson & Co. against the sutlers and against the General Government; which was referred to the Special Committee on the claim of Burnley, Johnson & Co.

Mr. WARD offered the following resolutions, which were unanimously agreed to:

*Resolved, unanimously,* That the Senate sincerely regret the cause of absence of the Hon. ANGUS PATTERSON, their President.

*Resolved, unanimously,* That we will preserve a grateful recollection of the past services of the Hon. ANGUS PATTERSON, of the amiable and able manner in which he has performed, for a series of years, the arduous duties of the chair; and that we wish him a safe return to his home, and a speedy recovery from his present illness.

Ordered, that a copy of these resolutions be forwarded to the Honorable ANGUS PATTERSON.

Mr. WITHERSPOON presented the report of the Committee on Roads and Buildings, on the report of a Special Committee of the House of Representatives, on the condition of the Clerk's Office of the House; which was placed in the General Orders for this day.

The Committee on Finance and Banks was discharged from the further consideration of the petition of F. H. Barsh, praying to be refunded a tax twice paid.

The Committee on Finance and Banks was discharged from the further consideration of the petition of John N. Walker, of Barwell District, praying to be refunded a double tax.

The House of Representatives sent to the Senate,

The Report of the Committee on Privileges and Elections, appointing Managers and places of Elections for the several Districts and Parishes; which was referred to the Committee on Privileges and Elections.

The Report of the Committee on the Lunatic Asylum of the House of Representatives, on a resolution directing them to report on the expediency of making some provisions for the Lunatic Slaves and free persons of color of this State; which was referred to the Committee on the Lunatic Asylum and Medical Accounts.

Mr. HANNA presented the report of the Special Committee, appointed on the part of the Senate, to examine the contingent accounts of the Executive Department, and the disbursement of the fund appropriated for the use of the Palmetto Regiment; and the same was ordered to be considered immediately, was agreed to, and ordered to be sent to the House of Representatives for concurrence.

Mr. CARN offered the following resolution:

*Resolved,* That the Comptroller General be directed to inquire into the accounts of W. W. Anerum, late Superintendent of Public Works, during the last quarter of his term of office, and report the result to the next Legislature.

The resolution was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

Mr. BOOZER presented the report of the Committee on Agriculture and Internal Improvements, on the Report of the Committee on Internal Improvements, of the House of Representatives, on a resolution to allow the Lessee of the Columbia Canal to divert Steam Mill Branch; which was placed in the General Orders for this day. Also,

The Report of the same Committee, on the report of the Superintendent of Public Works; which was placed in the General Orders for this day.

Mr. WITHERSPOON presented the Report of the Committee on Roads and Buildings, on the report of the Special Committee of the House of Representatives, on the condition of the Clerk's office of the House of Representatives; which was placed in the General Orders for this day.

The President laid before the Senate, a communication and memorial of Robert Mills, in relation to a new edition of his district maps; which was ordered to lie on the table. Also,

A communication of the Comptroller General, in reply to certain resolutions of enquiry, of the Senate, which was ordered to lie on the table, and to be printed.

Mr. CANNON, from the Committee on Claims and Grievances, submitted a report on the report of Committee on Claims of the House of Representatives, on the petition of Alexander Sharlock; which was ordered to lie on the table. Also,

The unfavorable report of the same Committee, on the report of the Committee on Internal Improvements of the House of Representatives, on the petition of Edward Lewis, to be relieved from payment of thirty-one dollars sixty-four cents, on account of deficiency in land sold him; which was agreed to.

Mr. CANNON, from the Committee on Claims and Grievances, submitted favorable reports

On the Report of the Committee on Claims, on the account of John E. Goodwyn.

On the account of Charles Beck, for repairs on the State House.

On the petition of N. G. W. Walker, Sheriff of Barnwell district.

On the account of W. W. Purse, for work done in the Representatives Hall.

On the account of J. B. Irving, late Sheriff of Charleston district

On the petition of John P. Kinard, late Sheriff of Newberry district, praying payment for articles furnished the jail in said district.

On the account of P. M. Johnson, for work done for the State as a book binder; and the reports having been ordered for immediate consideration, the reports of the Committee of House of Representatives were concurred in, and were ordered to be returned to the House of Representatives.

Mr. WARD offered the following resolution, which was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

*Resolved*, That the Commissioners of Public Buildings for Georgetown district, be instructed to have the loose records in the office of the Commissioner of Location of that district collected, arranged and preserved in the said office for convenient reference.

Mr. WITHERSPOON offered a resolution, directing the Comptroller General to make a report in relation to the Bank of the State of South Carolina; which was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

Mr. B. F. PERRY presented the Reports of the Committee on Finance and Banks; on the report of the Committee on Ways and Means of the House of Representatives, on the petition of F. H. Barsh, praying to be refunded a double tax.

On the report of the same Committee, on the petition of John Douglass, praying to be refunded a tax.

On the Report of the same Committee, on the petition of the Commissioners of the Poor for Georgetown.

On the Report of the same Committee, on the Report of the President and Directors of the Bank of the State.

The Reports being ordered for immediate consideration the Report of the Committee of House of Representatives were concurred in, and ordered to be returned to the House of Representatives.

Mr. BUCHANAN presented the following Report.

The Committee on the Military and Pensions, to which was referred certain documents in relation to the Honorable N. R. Eaves, submits the following Report:

The Committee have given the matter referred, due deliberation. The documents show that in December last, the Hon. N. R. Eaves was the Senator in the present General Assembly from Chester district; which fact comes within the knowledge of your Committee and the whole Senate. That he united himself as a private in the company of the Palmetto Regiment raised in Chester, his native district; and although in affluent circumstances and arrived to an age when military service is not required by law, he cheerfully submitted to all the privations and dangers of a perilous and harassing campaign. He was

entrusted with the responsible duty of disbursing the appropriation of twenty thousand dollars made by this State, for the use of the Palmetto Regiment, and from this and other considerations, service in the ranks was not exacted.— Voluntarily, and from his own impulsive and chivalric nature, he shouldered his musket and fought in the ranks as a private in every battle in which his regiment was engaged in Mexico. At Vera Cruz, at Contreras, at the bloody fields of Churubuseo, Chapultepec and the Garita, he was found in the front rank, leading in the advance, cool, collected, and brave.

Such patriotic devotion in one of its own members, deserves the special notice of this Senate.

Your Committee recommend that the documents referred be entered on the journals of the Senate, as a tribute of regard for patriotism and public virtue.

Respectfully submitted,

JOHN BUCHANAN, Chairman.

The report was unanimously agreed to, and was ordered to be printed. The following are the documents referred to.

*City of Mexico, October 26, 1847.*

To Capt. H. L. SCOTT, A. A. A. Gen.

I have the honor to request a furlough for six month, to enable me to return home to discharge the duties of my civil office, being Senator from Chester district, South Carolina. The Legislature of that State convenes on the fourth Monday, in November next, and it is important that I should be there as early as practicable.

N. R. EAVES, private Co. B., Palmetto Regiment.

I certify that private N. R. Eaves is the State Senator from Chester district, South Carolina; that he has been doing duty in my company, and was present, fighting valiantly, in all the battles fought in the valley of Mexico, (except at Melino del Rey, in which the Palmetto Regiment was not engaged) and that he behaved with credit and distinction to himself, having been slightly wounded in four places. I therefore respectfully recommend that his request be granted.

(Signed)

R. G. M. DUNOVANT, Capt. Co. B., S. C. V.

Approved

(Signed,) A. H. GLADDEN,

Maj. Com. Pal. Regt. S. C. V.

*City of Mexico, Oct. 26, 1847.*

Respectfully referred and recommended,

SAMUEL E. WATSON, Lt. Col.

Commanding 1st Brig. Vol. Div.



*City of Mexico, Oct. 26, 1847.*

To Capt. H. L. SCOTT, A. A. A. Gen.

Sir :—It is due to N. R. Eaves, private in company B, Palmetto Regiment, S. C. V., to state that he is the State Senator from Chester district, and whilst discharging his duties at Columbia, S. C., in that office, a call was made by the Secretary of War upon the State for one regiment of volunteers, to serve during the war with Mexico.

He left his seat in the State Senate, and promptly repaired to his district, and enrolled his name as a private.

From the high position he occupied, and the patriotic motives that induced him to volunteer, the field officers were induced to place in his hands the \$20,000 appropriated by the State and placed at their disposal. He has therefore acted in the capacity of paymaster to the regiment. As that fund is now nearly exhausted, and feeling disinclined to see him shoulder his musket, the call for his civil services induces me respectfully to request that his petition be granted.

He has been in all the battles fought in the valley of Mexico in which his regiment participated. On these occasions he shouldered his musket, and behaved with great bravery and gallantry.

Very respectfully,

A. H. GLADDEN, Maj. Palmetto Reg't S. C. V.

I have known Major Eaves since his arrival at Lobos, and found him always attentive to his duty, and at all times ready for any service.

Signed,

D. E. TWIGGS, Br. Gen. U. S. A.

I have commanded the Palmetto Regiment in all the battles fought in the valley of Mexico, and can vouch for the bravery and gallantry of Major Eaves in all those battles, as well as for his good conduct on all occasions.

JAS. SHIELDS, Brig. Gen.

Respectfully referred and recommended.

SAMUEL E. WATSON, Lt. Col.

Commanding 1st Brig. Vol. Div.

Recommended by

J. A. QUITMAN, Maj. Gen.

Honorably discharged,

By command of Major General Scott:

(Signed)

H. L. SCOTT, A. A. A. Gen'l.

*Head Quarters of the Army, October 26, 1847.*

*National Palace, Mexico, Oct. 28, 1846.*

Maj. Eaves—Sir:—Allow me to take the liberty, now that you are about to leave for your native land, to present to you my heartfelt regret at your departure.

A companion and soldier, one who with us has shared all the perils and fatigues of this campaign, cheerful under every sky, and foremost in every engagement! I am certain, sir, you have nobly represented your district and State, and I trust a grateful country will respect your patriotic disposition.

With great respect,

Your friend and servant,

N J. WALKER, Capt. Co. K. S. C. V.

Mr. B. F. PERRY called up the Report of the Committee on Finance and Banks on certain resolutions in relation to the purchase of fire loan bonds. On the question of agreeing to the report, the yeas and nays were ordered to be taken, and they are as follows :

YEAS 28—NAYS 1.

Those who voted in the affirmative are

Hon. R. F. W. ALLSTON, President ;

Messrs Appleby,	Messrs. Evins,	Messrs. Manning,
Ashe,	Goodwyn,	B. F. Perry,
Black,	Griffin,	Rhett,
Blake,	Grimball,	Rivers,
Buchanan,	Hanna,	Skipper,
Cannon,	Harley,	Walker,
Cooper,	Huey,	Ward,
De Treville,	Johnson,	Williams,
Eaves,	Irby,	Witherspoon.

In the negative—Mr. John M. Felder

The Report was therefore agreed to, and was ordered to be sent to the House of Representatives for concurrence.

The House of Representatives sent to the Senate for concurrence, the Report of the Committee on Vacant Offices, appointing Magistrates, Commissioners of Free Schools, and other district officers.

The Senate sent a message to the House of Representatives asking leave to amend the Report by adding, "Coroner for Richland District, John W. Moore."

*Lexington District.*—Commissioners to approve the securities of public officers,—John Fox, Henry Hendrix, Michael Drafts, Ephraim Corley, and J. N. Boozer.

Coroner.—Jacob Harmon.

Commissioners of Fish Sluices for Saluda River,—Godfrey Dreher, Samuel Lorick, and John T. Shuler.

The House of Representatives returned a Message, granting leave to the Senate to amend the Report as requested, and it was amended accordingly, and as amended, was concurred in, and was returned to the House of Representatives.

The House of Representatives sent to the Senate for concurrence,

A Resolution directing the suspension of work in the Surveyor General and Secretary of State's Offices; which was referred to the Committee on Roads and Buildings; also,

The Reports of the Committees on Claims; on the Account of John A. Wagner, for Public Printing.

On the Account of E. Waterman, Jr., for Public Printing.

On the Petition of R. H. Lee, Constable.

On the Account of Thomas Fream.

On the Account of Thomas W. Glover, Clerk of the House of Representatives.

On the Account of Z. D. Cottrell, for Public Printing.

On the Account of P. M. Johnson; which were referred to the Committee on Claims and Grievances.

The House of Representatives sent to the Senate a Resolution requesting the Governor to furnish the Legislature with the plan and estimates of the proposed Monument in honor of the officers and men of the Carolina Regiment. Also,

The Report of the Special Committee upon the Contingent Account of the Executive Department; which were concurred in, and were ordered to be returned to the House of Representatives.

Mr. CANNON, from the Committee on Claims and Grievances, submitted a Report on the Report of the Committee on Claims of the House of Representatives.

On the Account of the South Carolinian, for advertising for the Court of Appeals.

On the Account of A. G. Summer, for Public Printing.

On the Petition of Robert Adams, praying compensation for a slave executed. Also,

The Reports of the Committee on Public Printing, of the House of Representatives, on the Account of Summer & Carroll, for Public Printing.

On the Report of the Clerk of the House of Representatives, respecting a new edition of the rules, and on the Account of A. G. Summer for printing the same.

The Reports were ordered for immediate consideration, were agreed to, and were ordered to be returned to the House of Representatives.

The Committee on Claims and Grievances were discharged from the further consideration of the Petition of Robert Adams, praying compensation for a slave executed.

Mr. CANNON presented the Report of the Committee on Claims and Grievances on the Report of the Committee on Claims of the House of Representatives on the Petition of Jacob Drafts, Constable. The Report of the Committee of the House of Representatives was disagreed to.

The House of Representatives returned to the Senate the following Reports, in which it had concurred.

The Report of the Committee on Claims and Grievances on the Petition of John H. Fair, to be paid the interest on a sum of money paid to the State before it was due.

The Report of the Committee on Claims and Grievances on the Account of the Clerk of the Senate, for Stationary, Binding Books, &c.

The Report of the Committee on Finance and Banks, on the Petition of Iverson L. Brooks.

The House of Representatives also sent to the Senate the Report of the Committee on Federal Relations, on so much of the Governor's Message, as relates to the protection given to our Fugitive Slaves in certain States of the North, which was referred to the Committee on Federal Relations

Mr. EVINS presented the favorable Reports of the Committee on the Lunatic Asylum and Medical Accounts, on the Reports of the Medical Committee of the House of Representatives on the Account of Dr. A. W. Kennerly.

On the Account of Dr. J. W. Powel.

On the Report of the Regents of the Lunatic Asylum, and on the Report of the Committee on Medical Accounts of the House of Representatives, on the same subject; also,

The unfavorable Report of the same Committee on a Resolution from the House of Representatives, in relation to a provision for Lunatic Slaves, and Report of the Medical Committee of that House, on the same subject; which were placed in the General Orders for this Day.

Mr. WITHERSPOON presented the unfavorable Report of the Committee on Roads and Buildings, on a Resolution from the House of Representatives directing the suspending of the work going on in the Surveyor General and Secretary of State's Office.

The following Resolution, offered by Mr. MANNING, was ordered to be placed in the General Orders for this Day.

*Resolved*, That the Printer of the Senate, be directed to forward, as soon as printed, to the Members of the Senate, the Report of the Committee on Finance and Banks in relation to the purchase of Fire Loan Bonds. And that he be directed to include said Report, the Report of the President of the Bank and the Report of the Joint Committee on the affairs of the Bank, in the laws and documents relating to the Bank, ordered at last Session to be published.

The House of Representatives returned to the Senate the following papers, in which it had concurred, viz :

Report of the Committee on Claims and Grievances, on the Account of J. C. Price for work.

Report of the Committee on Finance and Banks, on the Petition of S. J. Kennerly to be refunded a tax twice paid.

Report of the Committee on Claims and Grievances, on the Account of R. Q. Pinckney, for lexicographically indexing 94 volumes in Charleston.

Report of the whole number of Free Schools, Teachers and Scholars, with the amounts appropriated and expended in 1847.

The House of Representatives sent to the Senate the following reports for concurrence :

The Report of the Committee on Education on the report of the Vestry of St. James, Goose Creek, of the administration of the Ludlam School Fund

The Report of the same Committee, on the Report of the Attorney General, on the state of the debt due by Barnard E. Bee to the Ludlam School Fund ; which were referred to the Committee on the College, Education and Religion.

The Report of the Committee on Ways and Means, on the Communication of the Comptroller General respecting bills under five dollars issued by the South Carolina Rail Road Company.

Which was ordered to lie on the table.

The Report of the same Committee, on the Petition of Richard Yeadon, administrator of Paxton, praying for an issue of new certificates of three per cent. stock.

Which was referred to the Committee on Finance and Banks.

The Report of the Medical Committee, on the Petition of Dr. B. B. Strobel,

Which was referred to the Committee on the Lunatic Asylum and Medical Accounts.

The Report and Resolution from the Committee on Internal Improvements, on the condition of the office of Superintendent of Public Works.

The Report of the same Committee on the Account of the late Superintendent of Public Works.

The Report of the same Committee on the Governor's Message No. 3, and Petitions and Memorials praying for a survey of Savannah River.

Which were referred to the Committee on Agriculture and Internal Improvements.

The Report of the Committee on Claims, on the Account of A. Herbemont, Clerk of the Court of Appeals.

The Report of the same Committee, on the Petition of the Clerk of the Court of Appeals at Charleston, for compensation for copying decrees of the Court of Appeals.

Which were referred to the Committee on Claims and Grievances.

Mr. MOSES, from the Committee on Privileges and Elections, presented a Report on the Report of the Committee on Privileges and Elections of the House of Representatives, appointing Managers and places of Elections, for the several Districts and Parishes, recommending the following amendments:

At the end of list for Spartanburg, add "five members of the House of Representatives to be elected."

At the end of list for Marlborough, add "two members of the House of Representatives to be elected."

At the end of list for St. Andrew's Parish, add "one Senator and one member of the House of Representatives to be elected."

The Senate ordered a Message to the House of Representatives, asking leave to amend the Report as above, and also further to amend the Report as follows:

*For Lancaster District.*—Strike out "Wednesday," as the day for counting the votes, and insert "Tuesday."

*For Marlborough District.*—Strike out "Tuesday," as the day for counting the votes, and insert "Wednesday"

*For St. Andrew's Parish.*—Strike out “J. M. Magwood,” as one of the Managers, and insert “A. Haig.”

The reading of the report was suspended; and

On motion of Mr. WITHERSPOON, leave of absence was granted to Mr. HANNA, Senator from Chesterfield, from and after six o'clock this evening.

The following Message was received from the House of Representatives:

IN THE HOUSE OF REPRESENTATIVES, }  
December 17, 1847. }

*Mr President and Gentlemen of the Senate:*

This House asks leave of Senate to amend the report of the Senate Committee of Federal Relations, on that part of the Governor's Message relative to the Wilmot Proviso, by striking out the fifth section, which reads as follows:—

*Resolved*, Therefore, unanimously, that in the event of the enactment by the Congress of the United States of any law by which the citizens of the slaveholding States are to be excluded from a full, perfect and equal enjoyment of all the rights and privileges in any territory, which may be acquired from Mexico or any other power, by the prohibition of the introduction of slave property into such territory—in the opinion of this Legislature it will become the duty of the Governor of this State to convene immediately the Legislature thereof, that they may take such action thereon, as they may deem necessary and becoming: and that his Excellency be requested, between the summoning and assembling of the Legislature, to correspond and consult with the authorities of other States, with a view to harmonious action on this important subject.

By order of this House,

W. F. COLCOCK, *Speaker*.

The Senate refused leave, and returned a Message accordingly.

The Senate resumed the reading of the Report of the Committee on Privileges and Elections, of the House of Representatives, appointing Managers and places of general elections. The reading was suspended at twenty minutes to four o'clock, and the Senate,

On motion of Mr. DE TREVILLE, recessed from business until six o'clock, P. M.

RECESS.

At the hour to which the Senate had recessed from business, the President took the chair, and the Senate proceeded with business.

Senate granted leave to Mr. MOSES to record the vote he would have given if he had been present, upon the question of asking leave of the House of Representatives to restore the amendment of Senate in the bill to raise supplies for the year commencing in October 1847, by restoring "fifty cents," the tax on slaves, instead of "fifty-five" cents, as amended by the House of Representatives; and the Honorable Senator's name being called, he voted in the affirmative.

The following Message was received from the House of Representatives:

IN THE HOUSE OF REPRESENTATIVES,  
December 17, 1847. }

*Mr. President, and Gentlemen of the Senate:*

This House insists on asking leave of Senate to amend the report of Senate's Committee on Federal Relations, on that part of the Governor's Message relating to the Wilmot Proviso, by striking out the fifth Resolution, which reads as follows:--"*Resolved, therefore, unanimously, That in the event of an enactment by the Congress of the United States, of any law by which the citizens of the slave-holding States are to be excluded from a full, perfect and equal enjoyment of all the rights and privileges in any territory which may be acquired from Mexico or any other power, by the prohibition of the introduction of slave property into such territory, in the opinion of this Legislature it will become the duty of the Governor of the State, to convene immediately the Legislature thereof, that they may take such action as they may deem necessary and becoming; and that his Excellency be requested, between the summoning and assembling of the Legislature, to correspond and consult with the authorities of other States, with a view to harmonious action on this important subject.*"

This House proposes to Senate, to submit the difference between the two Houses to the consideration of a Joint Committee, and has appointed Messrs. DeSaussure, Memminger, and Thomson, a Committee to meet and confer freely with such Committee as the Senate may appoint.

By order of the House,

W. F. COLCOCK, *Speaker.*



The Senate insisted on refusing leave to the House of Representatives to make the proposed amendments, and assented to the appointment of a committee of free conference.

Messrs. B. F. PERRY, BLACK and EVINS were appointed the Committee on the part of the Senate, and a message was sent accordingly.

The following Resolution offered by Mr. BLACK, was agreed to, and was ordered to be sent to the House of Representatives for concurrence:

*Resolved*, That Benjamin Bevins, a Constable for Colleton District, be paid out of the amount appropriated to pay the contingent accounts of the Lower Division, the sum of thirty-one dollars and fifty-five cents, which is the amount of his account against the State, the same having been regularly audited, and omitted by mistake in the general report.

The House of Representatives returned to the Senate the following Reports in which it had concurred.

The Report of the Committee on the State House and grounds, on the Account of W. W. Purse.

The Reports of the Committee on Claims and Grievances, on the Petition of R. Q. Pinckney, praying payment of Account.

On the Account of M. M. Levy, Sheriff of Kershaw District, for Blankets furnished the Jail.

On the Account of the Sumter Banner, for advertising for the State.

Resolutions providing for arranging records in the offices of Commissioners of Location for Georgetown District.

Resolution directing the Comptroller General to make a report, in relation to the Bank of the State of South Carolina.

The Reports of the Committee on Claims and Grievances, on the Account of the South Carolinian for Printing the Comptroller General's Exhibits.

On J. A. Strobhart's Account for Books furnished for the use of the State.

On A. S. Johnston's Account for Books furnished for the use of the State.

On the Account of the Charleston Mercury, for Advertising Comparative Table.

The Reports of the Committee on Finance and Banks, on the Petition of W. A. Ancrum, praying to be refunded a tax for a series of years.

On the Petition of John Douglass, praying to be refunded a twice paid.

The Report of the Committee on the Military and Pensions on the Petition of John S. Sweatman, praying for a Pension.

The Report of the Committee on Finance and Banks, on the Petition of John J. Kinsler, to be refunded a double tax.

The Report of the Committee on Roads and Buildings, on a Resolution as to the expediency of appointing Commissioners to ascertain and report on the propriety and mode by which the people who travel the high-way from Savannah to Charleston may be relieved.

The Report of the Committee on Finance and Banks, on certain Resolutions as to the Fire Loan Bonds.

The Report of the Committee on Claims and Grievances, on the Petition of B. K. Henggan, praying payment of Account.

The Report of the Committee on Accounts and Vacant Offices, on the Accounts against the Lower Division of the Treasury.

The House of Representatives sent to the Senate for concurrence,

The Report of the Special Committee, on so much of the Message No. 7, of the Governor, as relates to the Catawba Indians; which was referred to the Committee on the Military and Pensions.

Mr. WITHERSPOON called up from the General Orders of the day,

The Report of the Committee on Roads and Buildings, on the Report of the Special Committee of the House of Representatives, in relation to the records in the office of the Clerk of the House of Representatives. The Report of the Special Committee was concurred in, and was ordered to be returned to the House of Representatives.

Mr. WITHERSPOON also called up from the General Orders of the day,

The Report of the Special Committee of the Senate, on the records and archives of the Senate. The Report was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

The Senate resumed the reading of the Report of the Committee on Privileges and Elections, appointing managers and establishing places of General Elections.

A Message was sent to the House of Representatives asking leave further to amend the report, by adding, for Lancaster District, "polls to be closed on Tuesday, at 2 o'clock;" also,

To amend so much of the said report as relates to Marlboro' District, by striking out Tuesday, as the day for counting the votes, and inserting Wednesday; also,

To amend so much of the said report as relates to St. Andrew's Parish, by striking out J. M. Magwood, and inserting A. Haig, as one of the Managers of Elections; also,

To amend so much of the said reports as relates to Winyaw, by striking out Sampit Musterfield, John E. Allston, B. M. Grier and T. B. M. Singleton, and

adding Pee Dee Musterfield, John E. Allston, B. M. Grier and T. B. M. Singleton; and also, Sampit Musterfield, Joseph Moyd, R. W. Shackelford and A. J. Bailey; also,

To amend so much of the said report as relates to Lexington District, by striking out two days at all places, and inserting two days at the Court House and one at all other places; also,

To amend so much of the said report as relates to Claremont, by striking out John Nunnery, and inserting James W. Dinkins, as one of the managers at Statesburg.

The House of Representatives returned the following message:

IN THE HOUSE OF REPRESENTATIVES,  
December 17, 1847. }

*Mr. President and Gentlemen of the Senate:*

This House grants leave to Senate to amend the Report of the Committee on Privileges and Elections of this House, appointing managers and fixing the places of General Elections, as follows, viz:

At the end of the list for Spartanburg, add "five members of the House of Representatives to be elected."

At the end of the list for Marlboro' add "two members of the House of Representatives to be elected."

At the end of the list for St. Andrew's Parish, add "one member of the House of Representatives to be elected."

#### LANCASTER DISTRICT.

Strike out "Wednesday following" the day for counting the votes, and insert "Tuesday," and add "polls to be closed on Tuesday at 2 o'clock."

#### MARLBORO' DISTRICT.

Strike out "J. M. Magwood," one of the Managers of Elections, and insert "A. Haig."

#### WINYAW.

Strike out "Sampit Musterfield, John E. Allston, B. M. Grier and T. B. M. Singleton," and add "Pee Dec Musterfield, John E. Allston, B. M. Grier and T. B. M. Singleton;" and also add, "Sampit Musterfield, Joseph Moyd, R. W. Shackelford and A. J. Bailey."

## LEXINGTON DISTRICT.

Strike out "two days at all places," and insert "two days at Court House, and one at all other places."

## CLAREMONT.

Strike out "John Nuanery," as a manager at Statesburg, and insert "James W. Dinkins."

By order of the House,

W. F. COLCOCK, Speaker.

On motion of Mr. RIVERS, a Message was sent to the House of Representatives, asking leave further to amend the report by adding for St. Andrew's Parish "one Senator," and inserting the words "at the Club House on," and "at the School House on," so that it will read "at the Club House on the main," and "at the School House on James Island."

The following Message was returned by the House of Representatives.

IN THE HOUSE OF REPRESENTATIVES, }  
December 17, 1847. }

*Mr. President and Gentlemen of the Senate:*

This House grants leave to Senatc, to amend the Report of the Committee on Privileges and Elections, appointing managers and places of elections, by adding for St. Andrew's Parish, "one Senator," and inserting the words, "at the Club House on" and "at the School House on," so that it will read "at the Club House on the main," and "at the School House on James Island."

By order of the House,

W. F. COLCOCK, Speaker.

The report was amended in pursuance to the leave granted, and as amended was concurred in, and was returned to the House of Representatives.

The Senate proceeded to the

## GENERAL ORDERS OF THE DAY.

The following reports were agreed to, and were ordered to be sent to the House of Representatives for concurrence.

The Reports of the Committee on Finance and Banks,

On Resolutions respecting the monthly statement of the Banks.

On the Petition of Richard Yeadon.

The following Report was concurred in, and was ordered to be returned to the House of Representatives

The Report of the Committee on Roads, Bridges and Ferries, of the House of Representatives, on a Resolution as to the expediency of appointing Commissioners to ascertain and Report on the propriety and mode by which the people who travel the highway from Savannah to Charleston, may be relieved.

Mr. CANNON, from the Committee on Claims and Grievances, submitted Reports

On the Reports of the Committee of Claims of the House of Representatives.

On the Account of Z. D. Cottrell.

On the Account of P. M. Johnson.

On the Account of Thomas Freen.

On the Account of John A. Wagner.

On the Account of E. Waterman.

On the Account of R. H. Lee.

On the Account of T. W. Glover; and

The Reports having been ordered for immediate consideration, the Reports of the Committee on Claims of the House of Representatives were concurred in, and were ordered to be returned to the House of Representatives.

The Senate resumed the

#### GENERAL ORDERS OF THE DAY.

The following Reports were agreed to, and were ordered to be sent to the House of Representatives for concurrence.

The Report of the Committee on Finance and Banks, on the Petition of Richard Yeadon, praying a new certificate of stock.

The Report of the same Committee on the Resolutions respecting the monthly statement of the Banks.

The Report of the Committee on the Judiciary, on one volume of Strobhart's Law Reports, 2d volume of Richardson's Equity Reports, and third volume of Richardson's Law Reports.

The Report of the same Committee on the Reports of the Attorney General and Solicitors on District Offices and Officers.

The Report of the Committee on Roads and Buildings, on a Resolution directing the suspension of work in the Surveyor General and Secretary of State's Offices, was recommitted.

Mr. WITHERSPOON immediately submitted a Report, which being ordered for immediate consideration, the Resolution of the House of Represent-

tatives was concurred in, and was ordered to be returned to the House of Representatives.

Mr. GRIFFIN, from the Committee on Incorporations and Engrossed Acts, reported that the Acts which had passed the General Assembly at the present Session had been Engrossed, and were now ready for ratification.

The House of Representatives returned to the Senate,

The Report of the Special Committee upon the Archives of the Senate.

A Resolution for paying Benjamin Bevins, Constable, the amount of his Account.

The House of Representatives sent to the Senate for concurrence, the Report of the Committee of Ways and Means, on the Report of the Comptroller General in relation to the debts due by the South Carolina Rail Road Company which was referred to the Committee on Finance and Banks.

The Report of the Committee on the Judiciary, on the State Reports, which was referred to the Committee on the Judiciary.

The Senate resumed the

#### GENERAL ORDERS OF THE DAY.

The following Reports were concurred in, and were ordered to be returned to the House of Representatives.

The Report of the Abbeville Delegation on the Report and Return of the Trustees of the Estate of Dr. John De La Howe.

Resolutions appropriating \$5000 to relieve the wants of the Orphans and Widows of such of the Palmetto Regiment, as have fallen or may fall in the Mexican war, and to erect a Monument, and to provide Medals.

The Report of the Committee on the Military, on so much of the Message, No. 6, of His Excellency, the Governor, as relates to the Public Arms, and the appropriation for Arsenal purposes.

The Report of the Committee on Internal Improvements, on a Resolution to allow the Lessee of the Columbia Canal, to divert Steam Mill Branch from its natural channel.

The Report of the same Committee, on the Account of the late Superintendent of Public Works.

The Report of the Medical Committee, on the Account of Dr. A. W. Kennerly.

The Report of the Committee on Claims and Grievances, on the incidental expenses of the State House for 1847, was agreed to and was ordered to be sent to the House of Representatives for concurrence.

The following were concurred in, and were ordered to be returned to the House of Representatives.

The Report of the Committee on Pensions, on the Petition of Theophilus Wilson:

Resolutions providing for payment of the expenses of the visitors of the State Military Academies.

Report of the Committee on the Military of the House of Representatives, on so much of the Message No. 6, of His Excellency the Governor, as relates to the Secretary of State.

The following Reports were agreed to, and were ordered to be sent to the House of Representatives for concurrence.

The Report of the Committee on the Military and Pensions, on a resolution in relation to the issuing of military commissions.

The Report of the Committee on Agriculture and Internal Improvements, on the report of the late Superintendent of Public Works.

The Report of the Committee on the Lunatic Asylum of the House of Representatives, was concurred in, and was ordered to be returned to the House of Representatives.

Mr. B. F. PERRY presented the Report of the Committee on Finance and Banks, on the report of the Committee of Ways and Means of the House of Representatives, on the Petition of Richard Yeadon, administrator of Paxton, praying for an issue of new certificate of three per cent. stock, and the same being ordered for immediate consideration, the report of the Committee of Ways and Means was concurred in, and was ordered to be returned to the House of Representatives.

The unfavorable Report of the Committee on the Lunatic Asylum and Medical Accounts, on the report of Medical Committee of the House of Representatives, on the Account of Dr. B. B. Strobel, for post mortem examination, was agreed to, and the Report of the Committee of the House of Representatives was rejected.

The Report of the Special Committee on so much of the Message No. 7, of the Governor, as relates to the Catawba Indians, was returned to the Clerk by the Committee on the Military and Pensions, for want of time to consider it.

The House of Representatives returned to the Senate,

The Report of the Committee on the Judiciary, on 1st Vol. Strobhart's Law Reports, 2d Vol. of Richardson's Equity, and 3d Vol. of Richardson's Law Reports; and

The Report of the same Committee on the reports of the Attorney General and Solicitors, on district officers and their offices; and

The Report of the Committee on Finance and Banks, on the Petition of Richard Yeadon, praying a new certificate of stock in which it had concurred

The Report of the Committee on Federal Relations, on a Bill to alter an Act in relation to vessels trading with New-York, was ordered to lie on the table.

The unfavorable Report of the Committee on Roads and Buildings, on the petition of sundry citizens of Richland, praying an alteration in the Road Law; and

The unfavorable Report of the same Committee, on the petition of sundry citizens of Sumter, praying that a certain road heretofore required by law to be opened, may be opened; and

The unfavorable Report of the same Committee, on the petition of citizens of St. George's, Dorchester, praying that a certain creek may be declared a high-way; were ordered to lie on the table.

The Committee on Finance and Banks was discharged from the further consideration of the communication of the Comptroller General in relation to the issue of small bills by the Rail Road Company; and

From the further consideration of the resolutions respecting the claim of the Legionaries of Luxemburg.

The Committee on Claims and Grievances was discharged from the further consideration of the Petition of James Perry, praying compensation for a slave executed.

The Senate resumed the

#### GENERAL ORDERS OF THE DAY.

The unfavorable Report of the Committee on the Lunatic Asylum and Medical Accounts, on the report of the Medical Committee of the House of Representatives, on the Account of Dr. J. W. Powell, was agreed to.

The Report of the Committee on the Judiciary, of the House of Representatives, on the State Reports, was ordered to lie on the table.

The unfavorable Report of the Committee on Agriculture and Internal Improvements, on a bill for the inspection of flour, together with the bill, was ordered to lie on the table.

The Report of the Committee on the Military and Pensions, on His Excellency the Governor's Message No. 6, was ordered to lie on the table.

The Report of the Committee on the Lunatic Asylum and Medical Accounts, on a resolution from the House of Representatives, directing them to report on



the expediency of making some provision for the Lunatic slaves and free persons of color of this State, and a report of the Medical Committee on that subject, were ordered to lie on the table.

A Resolution providing for printing certain documents in relation to the Bank of the State of South-Carolina, was agreed to, and was ordered to be sent to the House of Representatives for concurrence.

On motion of Mr. GRIFFIN, a message was sent to the House of Representatives, proposing to ratify the Acts at 9 o'clock.

The Committee on Claims and Grievances was discharged from the further consideration of the petition of J. Jenkins Mikell, praying compensation for a slave executed. Also,

From the Report of the Committee on Claims of the House of Representatives, on the Petition of the Clerk of the Court of Appeals at Charleston, for compensation for copying decrees of the Court of Appeals.

From the Report of the Committee on Claims of the House of Representatives, on the account of A. Herbemont, Clerk of the Court of Appeals.

The Committee on Federal Relations was discharged from the further consideration of the report of the Committee on Federal Relations of the House of Representatives, on so much of the Governor's Message as relates to the protection given to our fugitive slaves in certain States of the North.

From the report of the Committee on Federal Relations, on so much of the Governor's Message as relates to the war with Mexico.

The Committee on Finance and Banks was discharged from the further consideration of the Petition of the Greenville and Columbia Rail Road Company, praying that the title to certain vacant lots in the town of Columbia, may be vested in them. Also,

From the report of the Comptroller General to the Legislature of South Carolina, at its session commencing Nov. 22, 1847.

Mr. PERRY, from the Committee of free conference, submitted the following report.

The Committee of free conference on the part of the Senate, appointed to meet a similar Committee on the part of the House, in relation to a disagreement between the two Houses, respecting that part of the Governor's Message which relates to the Wilmot Proviso, have met the Committee on the part of the House, and after free conference between the two Committees, report

That they were unable to agree to the united action of the two Houses, in reference to the matter referred to them.

The House of Representatives returned to the Senate the following reports and resolutions, in which it had concurred.

The report of the Committee on Agriculture and Internal Improvements on the report of the Superintendent of Public Works.

The report of the Committee on Claims and Grievances, on the Account of Benjamin Hart, for incidental repairs for the State House.

Resolutions requesting the President and Directors of the Bank of the State of South Carolina, to report the quantity of small notes in circulation, &c.

Report of the Committee on the Military and Pensions, on a resolution in relation to the issuing of military commissions, in which that house had concurred.

At the hour of 9 o'clock, the Speaker, attended by the members of the House of Representatives, entered the Senate Chamber, and the two Houses of the Legislature proceeded to ratify the following Acts :

1. An Act to alter the sitting of the Courts of Law in certain Districts, within the Middle Circuit.

2. An Act to confirm in John S. Bird, a naturalized citizen, the title to a certain lot of land in Charleston.

3. An Act to incorporate the South Carolina Press Company.

4. An Act to authorize the United States to purchase a sufficient quantity of land in this State, for the erection of a Lighthouse.

5. An Act to punish and prevent the stealing of Oysters.

6. An Act to alter the law in relation to Bastardy.

7. An Act to amend the charter of the Charleston Insurance and Trust Company, and also to amend an Act entitled "An Act to reduce the capital of the Charleston Insurance and Trust Company," passed the 19th day of December, 1843.

8. An Act to incorporate certain Societies and Companies, and to renew and amend certain charters heretofore granted

9. An Act to amend the charter of Greenville Village.

10. An Act to incorporate Marion Village.

11. An Act to alter, amend and modify the charter of Newberry Village.

12. An Act to alter the law in relation to Magistrates' executions, and the duty of Sheriffs as to executions in their offices.

13. An Act to vest the right and title of the State in and to the estate of James M. Egger, deceased, in George Brown.

14. An Act to incorporate the Charleston Sugar Refining Company.

15. An Act to authorize the formation of the Colleton Rail Road Company.

16. An Act to increase the powers of the Commissioners of Cross Roads for Charleston Neck.

17. An Act to make appropriations for the year commencing in October, 1847.

18. An Act to raise supplies for the year commencing in October, one thousand eight hundred and forty seven.

19. An Act to establish certain roads, bridges and ferries.

20. An Act to incorporate the Charleston Cotton Manufacturing Company, in the State of South Carolina.

21. An Act relating to the survey of the coast of South Carolina, under the authority of the United States.

22. An Act to grant the use of a vacant lot in the town of Columbia, to the Palmetto Lodge No. 5, of the Independent Order of Odd Fellows, on certain conditions.

23. An Act to amend the law in relation to the education of the deaf and dumb.

24. An Act to authorize the Sheriff of Marion District to transfer prisoners in his custody, to the jails of the adjoining districts, for a limited time.

25. An Act to incorporate the Laurens Rail Road Company.

26. An Act to incorporate the Washington and New Orleans Magnetic Telegraph Company.

27. An Act to incorporate the Barnwell Rail Road Company.

28. An Act to authorize the formation of the Spartanburg and Union Rail Road Company.

✓ 29. An Act to amend the law prohibiting the entrance of slaves into this State.

30. An Act to repeal the 70th section of an Act to reduce all Acts and clauses of Acts in relation to the militia of this State, to one Act, and to alter and amend the same.

31. An Act to define the terms upon which Manufacturing Companies shall hereafter be incorporated.

A Message was sent to the House of Representatives, informing that House that the Senate had disposed of the business of the General Assembly, and was now ready to adjourn *sine die*.

A similar message was received from the House of Representatives, and the Senate, at five minutes after 10 o'clock, on motion of Mr. DeTREVILLE, adjourned *sine die*.

# INDEX

TO THE

## JOURNAL OF THE SENATE.

### A.

Allston Hon. R. F. W. elected President of Senate <i>ad interim</i> .....	122
Ancrum W. A. petition withdrawn.....	23
Presented.....	26
Report Committee on Finance and Banks.....	178
Ancrum, W. W. late Superintendent Public Works resolution in relation to his accounts.....	166
Attorney General, fees of office. resolution as to.....	25
See a bill on this subject.	
Artilleurs Francais petition for leave to change their name.....	26
Aiken, citizens of, petition in relation to licenses in that town.....	32
Aldrich, A. P. elected Comr. in Equity of Barnwell.....	33
Atkinson S. T. " " " Georgetown.....	33
Adams Robert, Petition for compensation for a slave executed.....	38
Committee on Claims and Grievances discharged.....	173
Axe, Ladder, and Hook Company of Columbia, petition for incorpo- ration.....	41
Attorney General Report on the debt due the Ludlam School Fund	83
Attorney General Report District Offices and Officers.....	89
Report of the Committee on the Judiciary, on, agreed to and sent to House Representatives.....	182
Returned, concurred in.....	184
On the Charleston New Bridge ferry.....	192
Report Committee Roads and Buildings, ordered to lie on the table	151
In relation to Lotteries.....	102

## B.

Bradley John A., petition for compensation for a slave killed in the State .....	6
Report of the Committee on Claims and Grievances recommending \$300, rejected.....	45
Byrd H. L. account for Post Mortem examination.....	23
Unfavorable Report of the Committee on the Lunatic Asylum and Medical Accounts on agreed to.....	149
Barnwell, A. P. Aldrich elected Com. in Equity for.....	33
Petition of citizens of, for charter of a Rail Road Company.....	60
See a bill on this subject.	
Brown, J. E. for services rendered for the Palmetto Regiment.....	42
Bird, John S., Petition of compensation of title to land liable to be escheated.....	46
See further a bill on this subject.	
Brooks Iverson L., petition to be refunded certain money over paid for taxes— Report of the Committee on Finance and Banks on, agreed to and sent to House of Representatives.....	52
Returned, concurred in.....	150
Branch F. H., petition to be refunded a tax twice paid.....	55
Black Wm C., elected Comptroller General.....	56
Black John B., account for work in the Surveyor General's office..	63
Unfavorable report of the Committee on Claims and Grievances on, agreed to.....	120
Baker Thos. D., a volunteer in the war with Mexico, his reception in the Senate.....	82
Boozer Hon. L., permitted to record his vote.....	89
Beaufort College, resolution directing the Treasurer to pay over to the Trustees of a certain sum of money.....	129
Boyce Hon. Ker, leave of absence granted to him.....	145
Burnley, Johnson & Co. of N. O. claim against the State for advances for the Palmetto Regiment: Report of the Special Committee on, agreed to and sent to House of Representatives.....	152
Returned concurred in.....	164
Barsh F. H., petition to be refunded a tax.....	
Committee on Finance and Banks, discharged.....	166

## B.—Continued.

## BANKS.

## BANK OF THE STATE OF SOUTH CAROLINA AND ITS BRANCHES.

*Reports by the President.*

Annual Report by the President,.....	37
Private Report laid before Senate,.....	79
Referred to the Committee on Finance and Banks,.....	105
Committee on Finance and Banks discharged,.....	127

## COMMITTEE IN RELATION TO THE BANK.

Report of the Joint Committee to examine the Branch at Columbin, Ordered to lie on the Table.....	35 45
Report of the Joint Committee to examine the Branch Bank of the State, at Camden,.....	42
Report of the Joint Committee to examine the Bank of the State of South Carolina,.....	63
To nominate a President and Directors,.....	70, 75
Report,.....	84
Election,.....	142

## RESOLUTIONS IN RELATION TO THE BANK.

Requiring the Comptroller General to Report in relation to certain funds, (Mr. Felder,).....	34
Further Resolution on same subject, (Mr. Black,).....	49
In relation to the purchase of Fire Loan Bonds, (Mr. Felder,).....	47
Report of the Committee on Finance and Banks, on.....	179
For Printing the private Report of the President of the Bank, (Mr. Felder,) rejected,.....	85
Requiring the President of the Bank to Report on losses,.....	91, 92, 93
Requiring the Comptroller General to make a certain Report,.....	168

## BILLS—SENATE.

*Bills originating in the Senate, which were passed by the Legislature.*

A Bill to alter the sittings of the Courts of Law in certain Districts,  
    within the Middle Circuit; reported by the Committee on the



Judiciary, received first reading and ordered for a second reading on Monday and to be printed, . . . . .	38
Received second reading and sent to the House of Representatives,	45
Received third reading and returned to House of Representatives,	128
Referred to the Committee on Incorporations and Engrossed Acts,	137
Ratified, . . . . .	187
A Bill to alter the Law in relation to Bastardy; reported by the Committee on the Judiciary, received first reading and ordered for a second reading to-morrow, . . . . .	95
Received second reading and sent to the House of Representatives,	113
Received third reading and returned to House of Representatives,	145
Referred to Committee on Incorporations and Engrossed Acts, . .	162
A Bill to confirm in John S. Bird, a naturalized citizen, the title to a certain lot of land in Charleston; reported by the Committee on the Judiciary, received first reading and ordered for second reading to-morrow, . . . . .	111
Received second reading and sent to the House of Representatives,	129
Received third reading and returned to House of Representatives,	145
Referred to the Committee on Incorporations and Engrossed Acts,	162
Ratified, . . . . .	187
A Bill to amend the charter of the Charleston Insurance and Trust Company, and also, to amend an Act entitled "An Act to reduce the Capital of the Charleston Insurance and Trust Company," passed the 19th day of December, 1843; reported by the Committee on Incorporations and Engrossed Acts, received the first reading and ordered for a second reading to-morrow, . .	50
Received second reading and sent to the House of Representatives,	62
Received third reading and sent to the House of Representatives,	138
Referred to the Committee on Incorporations and Engrossed Acts,	162
Ratified, . . . . .	187
A Bill to incorporate the South Carolina Press Company; reported on by the Committee on Incorporations and Engrossed Acts, received the first reading and ordered for a second reading to-morrow, . . . . .	50
Received second reading and sent to the House of Representatives,	55
Received third reading and returned to House of Representatives,	136
Referred to the Committee on Incorporations and Engrossed Acts,	162
Ratified, . . . . .	187

B.—Continued.

BILLS—SENATE.

*Bills originating in the Senate which were passed by the Legislature.*

A Bill to punish and prevent the stealing of Oysters. Reported by the Committee on the Judiciary, (to which had been referred D. Truesdale's Petition,) received the first reading; ordered for a second reading to-morrow, and to be printed.....	52
Ordered to lie on the table .....	61
Called up and placed in General Orders.....	63
Received second reading, and sent to House of Representatives..	74
Received third reading, and sent to House of Representatives...	145
Referred to the Committee on Incorporations and Engrossed Acts,	163
Ratified.....	187
A Bill to incorporate certain Societies and Companies, and to renew and amend certain Charters heretofore granted. Reported by the Committee on Incorporations and Engrossed Acts. Received first reading, and ordered for a second reading to-morrow....	64
Received second reading, agreed to, and sent to House of Representatives.....	89
Received third reading and sent to House of Representatives....	145
Referred to the Committee on Incorporations and Engrossed Acts,	162
Ratified .....	187
A Bill to authorize the United States to purchase a sufficient quantity of land in this State for the erection of a Light House.—Introduced by Mr. Allston; received first reading, and referred to the Committee on Federal Relations.....	85
Received second reading, and returned to House of Representatives .....	115
Received third reading, and sent to House of Representatives....	139
Referred to the Committee on Incorporations and Engrossed Acts.	162
Ratified.....	187

*Bills originating in the Senate which were not passed by the Legislature*

A Bill to require all gifts of slaves to be in writing—introduced by Mr. Dargan (for Mr. Hanna). Received first reading, and referred to the Committee on the Judiciary.....	26
Rejected on the second reading.....	82



B.—*Continued.*

## BILLS—SENATE.

<i>Bills originating in the Senate, which were not passed by the Legislature.</i>	
A Bill to give the Election of Electors of President and Vice President of the United States to the people—introduced by Mr. Black, received first reading, referred to the Committee on Privileges and Elections, and ordered to be printed.....	32
Committee on Privileges and Elections discharged, and referred to the Committee of the Whole.....	37
Committee have the matter under consideration; report progress, and ask leave to sit again on Friday, at 1 o'clock, and leave granted.....	51
Committee consider the Bill, report progress, and have leave to sit again.....	75
Committee consider the Bill, report progress, and have leave to sit again.....	83
Committee recommend that the Bill be rejected, and the report agreed to by Yeas 26—Nays 17.....	88
A Bill to provide for the reorganization of Company Courts Martial, introduced by Mr. Mellard, received first reading, and referred to the Committee on the Military and Pensions.....	64
Received second reading and sent to House of Representatives...	110
A Bill to create a State Improvement Fund; reported by the Special Committee on the Governor's Message, in relation to Rail Roads; received first reading, and ordered for second reading to-morrow, and to be printed.....	66
Referred to Committee of the Whole.....	95
Rejected on second reading.....	106
A Bill to provide for the subscription on the part of this State to the Stock of certain Rail Road Companies; introduced by Mr. Perrin, received the first reading, and referred to the Committee on Finance and Banks.....	36
Discharged and referred to Joint Special Committee.....	43
Favorable Report.....	66
On second reading, amendment offered and not decided, and Bill postponed to 1st January next.....	103
A Bill to establish a uniform day throughout the State for the election of Clerks, Sheriffs, Ordinaries and Tax Collectors; intro-	

B—Continued.

BILLS—SENATE.

*Bills originating in the Senate, which were not passed by the Legislature.*

duced by Mr. Fickling, received the first reading, and referred to the Committee on the Judiciary, and ordered to be printed. . . .	39
Favorable Report of the Committee, and Bill ordered to be recom- mitted. . . . .	96
Received second reading, and sent to House of Representatives. .	112
A Bill to incorporate the Charleston and Georgia Rail Road Com- pany; introduced by Mr. Boyce, by leave of Senate, received the first reading, and referred to the Committee on Incorporations and Engrossed Acts. . . . .	41
Received second reading, and sent to House of Representatives. .	100
A Bill to alter the sittings of the Courts of Equity for Greenville and Laurens District; introduced by Mr. B. F. Perry, received the first reading, and referred to the Committee on the Judiciary. .	44
Received second reading, and sent to House of Representatives. .	67
A Bill to alter the sittings of the Courts on the Northern Circuits; introduced by Mr Witherspoon, received the first reading, and referred to the Committee on the Judiciary. . . . .	46
Unfavorable Report of the Committee, and Bill ordered to lie on the table. . . . .	139
A Bill to provide a more definite mode of presenting cases to the Court of Appeals; introduced by Mr. Black, received the first reading, and referred to the Committee on the Judiciary. . . . .	48
Bill and Report ordered to lie on the table. . . . .	99
A Bill to alter and amend the 10th Section of the first Article of the Constitution of the State of South-Carolina; introduced by Mr. DeTreville, received first reading, and referred to the Committee on the Judiciary. . . . .	50
Committee on the Judiciary discharged, and referred to Committee of the whole. . . . .	71
Committee consider the Bill, report progress, and leave given to sit again . . . . .	75
Committee again consider the Bill, report progress, and leave given to sit again. . . . .	83

B—Continued.

## BILLS—SENATE.

*Bills originating in the Senate, which were not passed by the Legislature.*

Committee recommend that the Bill do pass; Bill ordered to lie on the table.....	88
A Bill to repeal An Act, entitled "An Act to diminish the number of Magistrates." Ratified on the 18th of December, 1846; introduced by Mr. Boozer, by leave of Senate; received 1st reading, and referred to the Committee on the Judiciary.....	55
Unfavorable Report of the Committee on the Judiciary on, agreed to, and Bill rejected.....	98
A Bill to vest the right of the State of South-Carolina to certain escheated lands, lying in Barnwell District, in Susannah Connolly and her heirs, reported by the Committee on the Judiciary; received the first reading, and ordered for a second reading to-morrow.....	56
Ordered to lie on the table.....	61
Called up and placed in the General Orders.....	63
Received second reading, and sent to House of Representatives..	74
A Bill to amend the law in relation to granting licenses to retail Spirituous Liquors; and a Bill further to regulate the retailing of Spirituous Liquors; reported by the Committee on the Judiciary; received the first reading, ordered for a second reading to-morrow, and to be printed.....	58
The first received second reading, and sent to House of Representatives.....	80
The second postponed to first January next.....	80
• A Bill to regulate certain undrawn appropriations; introduced by Mr. Cannon; received first reading, and referred to the Committee on Finance and Ranks.....	60
Received second reading, and sent to House of Representatives..	108
A Bill to provide for the Registry of Marriages, Births and Deaths; introduced by Mr. Moses, received first reading, and referred to the Committee on the Judiciary.....	63
Postponed to first January.....	112
A Bill to define the terms on which the State shall hereafter make	



B—Continued.

BILLS—SENATE.

*Bills originating in the Senate, which were not passed by the Legislature.*

appropriations for Public Buildings; introduced by Mr. Wither- spoon, received first reading, and referred to the Committee on Roads and Bridges. ....	63
Received second reading, and sent to House of Representatives. .	99
A Bill to amend the 20th Section of an Act entitled "An Act to es- tablish certain Roads, Bridges and Ferries," ratified the 18th of December, 1846; introduced by Mr. Grimball, received the first reading, referred to the Committee on Roads and Bridges. .	68
Unfavorable report of the Committee agreed to, and Bill rejected.	114
A Bill to extend the power of the Edgefield Rail Road Company; introduced by Mr. Griffin, received the first reading, and referred to the Committee on Incorporations and Engrossed Acts. ....	71
Received second reading, agreed to, and sent to the House of Re- presentatives. ....	112
A Bill to alter the sittings of the Court of Equity in the third Equi- ty Circuit, and to establish a Court of Equity for Marlboro' dis- trict, reported by the Committee on the Judiciary; received the first reading, and ordered for a second reading on Monday next, and to be printed. ....	72
Received second reading and sent to the House of Representatives.	98
A Bill to substitute a fixed salary for the costs to which the Attor- ney General and Solicitors are entitled in criminal proceedings; reported by the Committee on the Judiciary, and placed in the General Orders. ....	47
Ordered to lie on the table. ....	81

*Bills introduced into the Senate which were not passed by the Legislature*

A Bill to re-organize the Courts of Law of this State, and to provide for an additional Judge and Solicitor; reported by the Joint Special Committee on the Governor's Message No. 5, received the first reading, and ordered for a second to-morrow, and to be printed. ....	87
Ordered to lie on the table. ....	111

## B—Continued.

## BILLS.—SENATE.

*Bills introduced into the Senate which were NOT passed by the Legislature.*

Called up and rejected by Yeas 17—Nays 20 .....	133
A Bill to provide for the election of Electors of President and Vice President of the United States; introduced by Mr. Rhett, (title being changed) received first reading, referred to the Committee on the Judiciary, and printed .....	90
Rejected on second reading by Yeas and Nays .....	113
A Bill to divide Beat Company No. 3, of the Upper Battalion, 15th Regiment; reported by the Committee on the Military and Pensions, received first reading and ordered for a second reading tomorrow .....	102
Received second reading and returned to House of Representatives,	115
A Bill to alter the law in relation to Magistrate's executions, and the duty of Sheriffs as to executions in their offices; introduced by Mr. Cannon, received first reading, and referred to the Committee on the Judiciary .....	25
Received second reading and sent to the House of Representatives.	80

## BILLS—HOUSE OF REPRESENTATIVES.

*Bills originating in the House of Representatives which WERE passed by the Legislature.*

A Bill to amend the charter of Greenville Village; received first reading, and referred to the Committee on Incorporations and Engrossed Acts .....	60
Received second reading and returned to House of Representatives,	107
Received third reading and returned to House of Representatives, Ratified .....	121
	187
A Bill to vest the right, title and interest of the State in and to the Estate of James M. Egger, deceased, in George Brown; received the first reading and referred to the Committee on the Judiciary .....	60
Received second reading and returned to House of Representatives,	111
Received third reading and returned to House of Representatives,	124
Ratified	187

B—Continued.

BILLS.—HOUSE OF REPRESENTATIVES.

*Bills originating in the House of Representatives which were passed by the Legislature.*

A Bill to amend and modify the charter of Newberry Village; received first reading and referred to the Committee on Incorporations and Engrossed Acts	79
Received second reading and returned to House of Representatives,	111
Received third reading and returned to House of Representatives,	124
Ratified	187
A Bill to increase the powers of the Commissioners of Cross Roads for Charleston Neck; received first reading, and referred to the Committee on the Judiciary, and ordered to be printed	84
Received second reading and returned to House of Representatives,	114
Received third reading and returned to House of Representatives,	129
Ratified	188
A Bill to authorize the formation of the Colleton Rail Road Company; received first reading, and referred to the Committee on Incorporations and Engrossed Acts	102
Received second reading and returned to House of Representatives,	115
Received third reading and returned to House of Representatives,	124
Ratified	187
A Bill to raise supplies for the year commencing in October, 1847; received first reading and referred to the Committee on Finance and Banks	106
On second reading amendment offered and agreed to, and Bill received second reading and returned to House of Representatives,	141
On third reading, Senate asks leave to amend, &c, Bill received third reading and returned to House of Representatives	154, 155, 153, 157
Ratified	188
A Bill to incorporate the Village of Marion; received first reading, and referred to the Committee on Incorporations and Engrossed Acts	106
Received second reading and returned to House of Representatives,	115
Received third reading and returned to House of Representatives,	124
Ratified	187

B.—Continued.

## BILLS.—HOUSE OF REPRESENTATIVES.

*Bills originating in the House of Representatives which were passed by the Legislature.*

A Bill to incorporate the Charleston Sugar refining Company; received first reading and referred to the Committee on Incorporations and Engrossed Acts	106
Received second reading and returned to House of Representatives,	115
Received third reading and returned to House of Representatives,	124
Ratified	187
A Bill to alter the Law in relation to Magistrate's Executions and the duty of Sheriff's as to executions in their offices; (first reading under the title of a Bill to extend the active energy of Magistrate's Executions to four years without renewal,)	79
Received second reading, title changed and sent to House of Representatives	111
Received third reading and returned to House of Representatives,	124
Ratified	187
A Bill to incorporate the Washington and New Orleans Magnetic Telegraph; received first reading and referred to the Committee on Incorporations and Engrossed Acts	129
Received second reading and returned to House of Representatives,	143
Received third reading and returned to House of Representatives,	164
Ratified	188
A Bill to incorporate the Charleston Cotton Manufacturing Company in the State of South Carolina: received first reading and referred to the Committee on Incorporations and Engrossed Acts,	129
Received second reading and returned to House of Representatives,	142
Received third reading and returned to House of Representatives,	164
Ratified	188
A Bill to incorporate the Laurens Rail Road Company; received first reading and referred to the Committee on Incorporations and Engrossed Acts	129
Received second reading and returned to House of Representatives,	143
Received third reading and returned to House of Representatives,	164
Ratified	188

B—Continued.

BILLS.—HOUSE OF REPRESENTATIVES.

*Bills originating in the House of Representatives which were passed by the Legislature.*

<b>A Bill to grant the use of a vacant lot in the town of Columbia, to the Palmetto Lodge No. 5, of the Independent Order of Odd Fellows, on certain conditions; received first reading and referred to the Committee on the College, Education and Religion,</b>	131
<b>Received second reading and returned to House of Representatives,</b>	144
<b>Received third reading and returned to House of Representatives,</b>	164
<b>Ratified</b>	188
<b>A Bill to define the terms upon which Manufacturing Companies shall hereafter be incorporated; received first reading and referred to the Committee on Incorporations and Engrossed Acts</b>	133
<b>Received second reading and returned to House of Representatives,</b>	143
<b>Received third reading and returned to House of Representatives,</b>	164
<b>Ratified</b>	188
<b>A Bill to amend the law in relation to the education of the Deaf and Dumb; received first reading and referred to the Committee on the College, Education and Religion</b>	134
<b>Received second reading and returned to House of Representatives,</b>	144
<b>Received third reading and returned to House of Representatives,</b>	164
<b>Ratified</b>	188
<b>A Bill to authorise the Sheriff of Marion District to transfer prisoners in his custody to the jails of the adjoining districts for a limited time; received first reading and referred to the Committee on the Judiciary</b>	134
<b>Received second reading and returned to House of Representatives,</b>	143
<b>Received third reading and returned to House of Representatives,</b>	164
<b>Ratified</b>	188
<b>A Bill to amend the laws prohibiting the entrance of slaves into this State; received first reading and referred to the Committee on the Judiciary</b>	126
<b>Received second reading and returned to House of Representatives,</b>	139
<b>Received third reading and returned to House of Representatives,</b>	164
<b>Ratified</b>	188



B—Continued.

## BILLS.—HOUSE OF REPRESENTATIVES.

*Bills originating in the House of Representatives which were passed by the Legislature.*

A Bill to authorize the formation of the Spartanburg and Union Rail Road Company; received first reading and referred to the Committee on Incorporations and Engrossed Acts	124
Received second reading and returned to House of Representatives,	139
Received third reading and returned to House of Representatives,	164
Ratified	188
A Bill to establish certain Roads, Bridges and Ferries; received first reading and referred to the Committee on Roads and Bridges.	115
Received second reading and returned to House of Representatives,	140
On third reading, amended by leave of House of Representatives and returned to House of Representatives	157
Ratified	188
A Bill to repeal the 70th section of An Act, entitled "An Act to reduce all Acts and clauses of Acts in relation to the Militia of this State to one Act, and to alter and amend the same; received first reading and referred to the Committee on Military and Pensions	123
Received second reading and returned to House of Representatives,	140
Received third reading and returned to House of Representatives,	164
Ratified	188
A Bill to incorporate the Barnwell Rail Road Company; received first reading and referred to the Committee on Incorporations and Engrossed Acts	129
Received second reading and returned to House of Representatives,	142
Received third reading and returned to House of Representatives,	164
Ratified	188
A Bill relating to the survey of the coast of South Carolina; received first reading and referred to the Committee on Federal Relations	124
Received second reading and returned to House of Representatives,	143
Received third reading and returned to House of Representatives,	165
A Bill to make appropriations for the year commencing in October, 1847; received first reading and referred to the Committee on Finance and Banks	126

B—Continued.

BILLS—HOUSE OF REPRESENTATIVES.

*Bills originating in the House of Representatives which were passed by the Legislature.*

On second reading, notice of amendments given and Bill received second reading and sent to House of Representatives	143
On third reading, certain amendments considered and Bill received third reading and returned	159, 160
Ratified	188

*Bills originating in the House of Representatives, which were not passed by the Legislature.*

A Bill to require the Sheriffs of the several Districts of the State to make Annual Reports of certain prisoners in their custody; received the first reading and referred to the Committee on the Judiciary,	60
Unfavorable Report of the Committee agreed to and bill rejected,	133
Re-considered,	125
A Bill for the better regulation of Free Persons of Color; received the first reading and referred to the Committee on the Judiciary.	65
Unfavorable Report of the Committee on the Judiciary agreed to, and Bill rejected,	111
A Bill to incorporate the South Carolina Press Company; received the first reading and referred to the Committee on Incorporations and Engrossed Acts,	79
Unfavorable Report of the Committee on Incorporations and Engrossed Acts on, agreed to and Bill rejected,	111
A Bill to extend the active energy of Magistrate's Executions, to four years, without renewal; received the first reading and referred to the Committee on the Judiciary,	79
See Bills from the House of Representatives, which passed	
A Bill to alter the law in relation to Magistrate's Executions, and the duties of Sheriffs, as to Executions in their offices.	
A Bill to authorize the City Council of Charleston, to pass laws for the Inspection of Lumber and Turpentine; received first reading and referred to the Committee on Agriculture and Internal Improvements,	84
Ordered to lie on the Table with Report of Committee,	131

B—Continued.

## BILLS—HOUSE OF REPRESENTATIVES.

*Bills originating in the House of Representatives which were not passed by the Legislature.*

A Bill to amend an Act entitled, "An Act for the better regulation and government of Free Negroes and Persons of Color, and for other purposes," ratified on the 21st day of December, 1822; received the first reading and referred to the Committee on the Judiciary, - - - - -	84
A Bill to establish a Recorder's Court in the Town of Hamburg; received the first reading and referred to the Committee on the Judiciary, - - - - -	84
Postponed to first January next, - - - - -	115
A Bill to unite the Offices of Clerk of the Court and Register of Mesne Conveyances, for Georgetown, and for other purposes; received the first reading and referred to the Committee on the Judiciary, - - - - -	84
Unfavorable Report of the Committee agreed to and Bill rejected,	139
A Bill to provide for the uniform disbursement of the Free School Fund; received the first reading and referred to the Committee on Education and Religion, - - - - -	106
Unfavorable Report of the Committee agreed to and Bill rejected,	139
A Bill to amend an Act entitled, "An Act to prevent the citizens of New York, from carrying slaves or persons he'd to service, out of this State and to prevent the escape of persons charged with the commission of any crime;" received the first reading and referred to the Committee on Federal Relations, - - - - -	131
Unfavorable Report and Bill ordered to lie on the Table. - - - - -	135
A Bill to regulate the Fees of certain officers in relation to Contingent Accounts against the State, and for other purposes; received the first reading and referred to the Committee on Accounts and Vacant Offices, and ordered to be printed, - - - - -	134
Ordered to lie on the Table. - - - - -	144
A Bill to punish and prevent the purchase by persons in insolvent circumstances, of Cotton, Rice, or other Merchandize, and converting the same to other purposes than the payment therefor in fraud of the seller; ordered to lie on the Table. - - - - -	136

B—Continued.

## BILLS—HOUSE OF REPRESENTATIVES.

*Bills originating in the House of Representatives, which were not passed by the Legislature.*

A Bill to secure to owners of Fisheries on the Savannah River, their rights to the same, and to admit the free passage of Fish up the said River; received first reading and referred to the Committee on Agriculture and Internal Improvements, - - -	124
Unfavorable Report of the Committee on Agriculture and Internal Improvements agreed to, and Bill rejected, - - -	143
A Bill for the allowance of Appeals, on Bills of Exceptions; received first reading and referred to the Committee on the Judiciary, - - -	127
Rejected on second reading, - - - - -	144
A Bill for the Inspection of Flour; received first reading and referred to the Committee on Agriculture and Internal Improvements, - - -	123
Bill and unfavorable Report, ordered to lie on the Table, - - -	185
A Bill to provide for the appointment of Electors of President and Vice President of the United States, by the People of South Carolina; motion to postpone until first of January next, lost, and Bill received first reading and referred to the Committee on Privileges and Elections, - - - - -	121
On second reading, rejected by Yeas and Nays, - - -	180

## BILLS OF A FORMER SESSION.

A Bill to define the terms upon which Rail Roads shall hereafter be incorporated—withdrawn by Mr. Boyce, by leave of Senate, - - -	54
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C.

## COMMITTEES DISCHARGED.

Privileges and Elections, from a Bill to give the Election of President and Vice President of the United States to the People, - - -	37
Agriculture and Internal Improvements, from the Memorial of J. N. Whitner, Solicitor, - - - - -	38
Judiciary, from the Presentment of the Grand Jury of Orangeburg, in relation to Rail Roads, - - - - -	50
Judiciary, from Petition of H. Rutland, - - - - -	68
Judiciary, from a Bill to alter and amend, the 10th Section of the first article of the Constitution, - - - - -	71

*C—Continued.*

## COMMITTEES DISCHARGED.

Finance and Banks, from the Report of the Committee on Ways and Means, of the House of Representatives, on the Petition of A. Varn and others, - - - - -	72
Incorporations and Engrossed Acts, from Petition of the Town Council of Darlington, - - - - -	89
Finance and Banks, from Petitions of M. Thompson and Elizabeth Singelton, - - - - -	90
Judiciary, from Presentment of the Grand Jury of Charleston, -	96
Incorporations and Engrossed Acts, from the Memorial of Town Council of Columbia, and citizens of Summerville, - - -	146, 147
Roads and Buildings, from the Memorial of the City Council of Charleston, in relation to the Guard House Yard, - - -	151
Finance and Banks, from the Attorney's General's Report on Lotteries, - - - - -	151
Finance and Banks, from Comptroller General's Report of monies received from the United States, - - - - -	151
Finance and Banks, from Petitions of F. H. Barsh and J. N Walker,	166
Claims and Grievances, from the Petition of Robert Adams, -	173
Finance and Banks, from the communication of the Comptroller General, in relation to the issue of small bills by the Rail Road Company, and from Resolutions respecting the claim of the Legionaries of Luxemburg, - - - - -	185
Claims and Grievances, from the Petition of James Perry, -	185
“ “ “ “ J. Jenkins Mikell, -	185
On the Report of the Committee on Claims of the House of Representatives, on the Clerks of the Court of Appeals at Charleston and Columbia, - - - - -	186
Federal Relations, from Report of the Committee on Federal Relations of the House of Representatives, in relation to Fugitive Slaves, - - - - -	186
On the war with Mexico, - - - - -	186
Finance and Banks, from the Petition of the Greenville Rail Road Company, in relation to lots in Columbia, - - - - -	186
On the Comptroller General's Annual Report, - - - - -	186
Judiciary, from the Petition of Margaret Ker, - - - - -	117



C—Continued.

## COMMITTEES DISCHARGED.

Finance and Banks, from the private Report of the President of the Bank of the State, . . . . .	127
Judiciary, from the Petition of Sarah Keenan, . . . . .	128

## COMMITTEES SPECIAL.

To wait on His Excellency the Governor, . . . . .	6
Report, . . . . .	6
On the Governor's Message, No. 3, in relation to Rail Roads, . . . . .	43, 48
On the communication of the Clerk of the Senate, on records, . . . . .	48
On the claim of Burnley, Johnson & Co., . . . . .	113
To nominate Bank Directors, . . . . .	70, 75
On the Governor's Message in relation to the Courts, . . . . .	70
To co-operate with the Governor in the reception of Gen'l. Shields, . . . . .	114, 106
Of Free Conference on the Adjournment of the General Assembly, . . . . .	112
Of Free Conference on Tax Bill, . . . . .	153, 154
Of Free Conference on Road Bill, . . . . .	158
Of Free Conference on the Wilmot Proviso, . . . . .	177, 178
Cotton Press Company, Petition of citizens for incorporation of, . . . . .	8
See a Bill on the subject.	
Cotton Dealers, on Petition in relation to Frauds in packing, . . . . .	114
Charleston, citizens of—see "Slaves sale of"	
"    City Council of—see "Flour," "Turpentine," &c.	
"    See "License Law."	
"    See "Transient Poor,"—see "Attorney General."	
"    City Council, Petition for control of the Guard House Yard, . . . . .	56
Committee on Roa's and Bridges, discharged, . . . . .	151
Connolly, Susannah, Petition for grant of Escheated property, . . . . .	9
See a Bill on this subject,	
Clements, E. P., Account for guarding a prisoner, . . . . .	9
Carpenter's Society of Charleston, Petition for revival of charter, . . . . .	23
Cotton Manufacturing Company of Charleston, Petition for incorporation, . . . . .	33
Cumberland Church Benevolent Society, Petition for incorporation, . . . . .	23

C—Continued.

## COMMITTEES SPECIAL.

Clarendon, citizens of, Petition in relation to a Road, - - -	25
“ “ “ “ “ “ “ - - -	34
“ “ “ “ “ “ “ - - -	38
Report Committee on Roads and Bridges, on, ordered to lie on the table. - - - - -	128
Clerk of the Appeal Court of Columbia,, - - - - -	25
Comptroller General, Annual Report of.....	27
Wm C. Black, elected.....	56
Report on Contingent Accounts.....	78
Reports of monies received from the United States since 1815....	104
Committee on Finance and Banks discharged from.....	151
Communication in relation to Bank of the State South Carolina..	167
In relation to Rail Road Bills under \$5.....	185
Camden, Town Council of, Petition for increase of powers of taxation	29
Catawba Indians, See Report of Committee on Military and Pensions.	
Courier Newspaper, account for advertising.....	32
Clawson, W. J., elected Commissioner in Equity for York District..	33
Capers, Chas. G., protest against a certain road.....	33
Cloud, Dr. William, his Petition withdrawn.....	35
Cuba and Charleston, Navigation Company, Petition of Members of in relation to the use of their slaves on their vessels.....	36
See a bill on this subject.	
Charleston College, Trustees of, Memorial for aid.....	49
Rejected.....	132
Claremont, Commissioners of Roads of, Petition for discontinuance of a Road.....	48
Columbia Town Council of, Memorial for increase of corporate powers	48
Counter Petition of citizens.....	52
Committee on Grievances and Engrossed Acts, discharged.....	147
Clerk of the Senate, communication from in relation to the Records in his Office.....	48
Report of Special Committee on, agreed to and sent to House of Representatives.....	179
Returned, concurred in.....	183
Coward, Solomon, Petition for a charter of a bridge.....	53

C—Continued.

COMMITTEES SPECIAL

College, South Carolina, Treasurer's account.....	55
Chancellor, Geo. W. Dargan elected.....	78
Clerk of the Senate, Account for stationery, &c.....	107
Report of the Committee on Claims and Grievances on, agreed to and sent to House of representatives.....	
Returned, concurred in.....	173
Caldwell, R., elected a Director of the Bank of State South Carolina	142
Clark, M. R. Lt., Resolution in relation to.....	146
Cantwell, J., Resolution in relation to.....	162
Campbell, John, Resolution in relation to.....	162

D.

Darlington, Petition of citizens of for a road.....	24
Unfavorable Report of the Committee on Roads and Bridges, agreed to.....	128
Unfavorable Report for amendment of Village Charter.....	68
Dawkins, Margaret, praying to be placed on the Pension Roll.....	38
Unfavorable Report of the Committee on the Military and Pen- sions, agreed to.....	117
Douglass, John, Petition to be refunded a tax twice paid.....	50
Report of the Committee on Finance and Banks on.....	178
Drafts, Jacob, Constable, Account against the State.....	55
Rejected.....	173
Dargan, Hon. Geo. W., elected Chancellor.....	78
Excused from serving as Chairman of the Committee on the Judiciary.....	86
De La Howe, Dr. J., Resolution for printing his Will and having it recorded in the office of Secretary of State.....	86
Dukes, W. C., elected a Director of the Bank of the State of South Carolina.....	142

E.

Edgefield, Commissioner in Equity for, S. S. Tomkins elected.....	37
Citizens of, Petition in relation to License Laws.....	42
Earle, E. W., Superintendent of Public Works, Report of.....	42
Eaves, Hon. N. R., his reception in the Senate on his return from Mexico.....	81



## E—Continued.

Report of Committee on Military and Pensions in relation to.....	178
Ellerbe, Hon. W. T., permitted to record his vote.....	96
Elmore, Hon. F. H., elected President of the Bank of the State of South Carolina.....	142

## F.

Fulton, J. B., Door-Keeper of Senate, communication from.....	4
Resolution in relation to his performance of his duties by a deputy	4
Fickling, Hon. J., leave of absence granted to him.....	139
Fair, John H., Petition to be refunded certain money.....	8
Report of the Committee on Claims and Grievances on, agreed to, and sent to House of Representatives.....	119
Returned, concurred in.....	173
Flour, inspection of, Memorial of City Council of Charleston for passage of Laws for.....	23
Fairfield, Commissioner in Equity for, J. B. McCants elected.....	33
Citizens of, Petition in relation to the License Laws.....	35
Fire Companies of Charleston Neck, Petition for exemption from Military duty.....	34
Fire Loan Bonds—See Bank of the State of South Carolina, Resolution as to.....	47
Frean, Thomas, Petition for compensation for work in Surveyor General's Office.....	68
Unfavorable Report of the Committee on Claims and Grievances on, agreed to.....	147
Fishburne, Robert, elected a Director of the Bank of the State of South Carolina.....	142
Free School System, Report of the Committee on the College, Education and Religion on sundry Presentments as to.....	109
See a Bill in relation to Free Schools.	

## FREE SCHOOL RETURNS FOR 1847.

For St Philip's and St. Michael.....	5
“ Darlington.....	5
“ St. Helena.....	6
“ Greenville.....	6
“ Claremont.....	7

F—Continued.

FREE SCHOOL RETURNS FOR 1847.

For St. Bartholemew's.....	7
“ Orange.....	8
“ York.....	8
“ Chesterfield.....	8
“ St. James, Goose Creek.....	8
“ Newberry.....	8
“ Spartanburg.....	8
“ Barnwell.....	9
“ Anderson.....	9
“ Horry.....	9
“ Lancaster.....	23
“ Williamsburg.....	24
“ St Peters.....	24
“ Laurens.....	24
“ Clarendon.....	25
“ St. Matthews.....	25
“ Christ Church.....	25
“ Kershaw.....	26
“ Richland.....	27
“ Chester.....	35
“ Fairfield.....	35
“ Lexington.....	39
“ St. James, Santee.....	39
“ St. Thomas and St. Dennis.....	42
“ Edgefield.....	42
“ St. John's, Colleton.....	44
“ Prince George, Winyaw.....	45
“ St. Paul's.....	49
“ St. John's, Berkley.....	49
“ Prince William's.....	49
“ All Saints.....	58
“ Marion.....	58
“ St. Andrew's.....	61
“ St. Luke's.....	71
“ Union.....	95

## F—Continued.

Report of the Committee on the College, Education and Religion on, agreed to and sent to the House of Representatives.....	149
Returned, concurred in.....	174

## G.

Gaillard, A. W., appointed Assistant Door-Keeper of Senate.....	4
Gas Light Company of Charleston, Petition for Charter.....	5
Unfavorable Report of the Committee on Grievances and En- grossed Acts on, agreed to.....	95
Golightly, H. P., Account for guarding a prisoner.....	9
Report of the Committee.	
Georgetown, Commissioner in Equity for, S. T. Atkinson elected... ..	33
Georgetown, Register Mesne Conveyance, W. J. Howard elected... ..	38
Georgetown, Petition of Commissioners of Poor for an appropriation.	80
Unfavorable Report of the Committee on Finance and Banks agreed to.....	118
Georgetown, Account of Commissioners of Poor of disbursements... ..	80
Report of the Committee on Finance and Banks on, agreed to and sent to House of Representatives.....	118
Griffin, Dempsey, Petition in relation to a road.....	38
Greenville and Columbia Rail Road Company, Memorial for aid from the State.....	40
Called and referred to Joint Special Committee on Rail Roads... ..	50
See also pages.....	114, 186
Gill, James, Petition for permission to manumit a slave.....	62
Unfavorable Report of the Committee on the Judiciary, agreed to	117
Gibbs, John, elected Superintendent of Public Works.....	141
Gaillard, P. C., elected Director of the Bank of the State S. C.....	142
Glover, S. C. " " " " .....	142
Gist, Hon. W. H., permitted to record his vote on the claim of Burn- ley, Johnson & Co.....	164
Godwyn, Hon. T. J., permitted to record his vote on same.....	164
Glass, J. B., Resolution in relation to.....	162
Geological Survey of South Carolina, Report of the Special Com- mittee on, ordered to lie on the table.....	118

## H.

Henegan, Hon. B. K., Senator from Marion, vacation of his seat... ..	4
Harlee, Hon. Robt., qualified as Senator from Marion.....	4

H—Continued.

Added to the Committee on the Lunatic Asylum and Medical Accounts . . . . .	7
Hanna, Hon. William J., leave of absence granted to him . . . . .	176
Healing Springs Academy, petition for incorporation . . . . .	8
Hudgins, John, Sheriff, his account withdrawn . . . . .	26
Again presented . . . . .	29
Report of the Committee on Claims and Grievances, on, agreed to and sent to House of Representatives . . . . .	57
Returned, concurred in . . . . .	163
Hamburg, Citizens of Petition for establishment of a Recorder's Court . . . . .	29
Howard, W. J., elected Register of Mesne Conveyance for Georgetown . . . . .	38
Horry District, Citizens of Petition for a new road - - -	45
Harmony Lodge, No. 61, Petition withdrawn - - -	57
Henegan, B. K., Secretary of State, his Account - - -	72
Heriot, J. S., Petition, unfavorable Report Committee on Claims and Grievances, agreed to - - - - -	119
Harper, Hon. William, Resolutions in relation to - - -	93, 45
Huger, Hon. John, leave of absence granted to him - - -	110
Hart, Benjamin, account for incidental expenses for the State House, Report of the Committee on Claims and Grievances on, agreed to and sent to House of Representatives, - - - - -	140
Returned concurred in - - - - -	183
	187

I.

Insurance, and Trust Company of Charleston, Petition for alteration of Charter - - - - -	5
Indian Meal, inspection of, Memorial of City Council of Charleston for passage of laws for - - - - -	23
Irving, John B., his account withdrawn - - - - -	63
Ireland, suffering Poor of, petition of Citizens of Sumter for aid for - - - - -	71

J.

Jowers, Marmaduke, petition for a divorce, - - - - -	8
Unfavorable report of the Committee on the Judiciary agreed to - - - - -	117
Jockey Club of South Carolina, petition for renewal of charter - - -	34
Johnson, A. S., account for books furnished for the State - - -	44
Report of the Committee on Claims and Grievances - - -	178

## K.

Kennerly, S. J., Petition to be refunded a tax twice paid	-	5
Kinsler, J. J., Petition to be refunded a double tax	-	5
Report of the Committee on Finance and Banks	-	178
Petition to have his title to Lots in Columbia, perfected	-	87
Unfavorable Report of the Committee on the Judiciary, agreed to	-	139
Kirkland, J., and others, Petition in relation to a road	-	26
Report of Committee on Roads and Bridges (unfavorable) agreed	-	91
Keenan Sarah, praying a grant of escheated property	-	30
Committee on the Judiciary discharged	-	128
Kershaw, Citizens of Petition in relation to the License Laws	-	32
Ker, Margaret, and others Petition for grant of escheated property	-	34
Committee on the Judiciary discharged	-	117
Knox, John P., and others, Petition for the opening of a road	-	44
Report of the Committee on Roads and Bridges, on, unfavorable agreed to	-	91

## L.

Lumber, inspection of, Petition of City Council of Charleston for passage of laws for	-	23
Lancaster Regimental Band, Petition for Incorporation	-	24
Lyle, Daniel, praying for a grant of Land liable to escheat	-	25
Lands Public—see J. N. Whitner.		
Lewey, Elizabeth, Petition for Charter of a Ferry	-	39
Lunatic Asylum Regents of, Annual Report	-	46
Lewis, Edward, Petition to be refunded money over-paid for a tract of land purchased from the State	-	52
Levin, L. T., account for work in the Surveyor General's Office	-	63
Unfavorable Report of the Committee on Claims and Grievances on, agreed to	-	120
Lexington,—see License Laws below	-	73
Lexington, Citizens of Petition in relation to boundary line	-	78
Unfavorable Report of the Committee on Privileges and Elections on, agreed to	-	140
Lawton, Wm. M., elected a Director of the Bank of the State of South Carolina	-	142
License Laws, Petition of Citizens of Charleston in relation to	-	29
“ “ “ of Kershaw, “	-	32
“ “ “ of Aiken, “	-	33
“ “ “ of Lickens, “	-	34

L—Continued.

License Laws, Petition of citizens of Winnsboro, in relation, to	-	35
"    "    "    of Edgefield,    "	-	42
Report of the Committee on the Judiciary, on	-	59
Ordered to lie on the table	-	61
Unfavorable, agreed to	-	74
License Laws, Petition of Citizens of Lexington as to	-	78
Ludlam School Fund—see Saint James, Goose Creek, and Attorney General's Report.		
Levy, M. M., Sheriff of Kershaw, account against the State	-	100, 119
Report of the Committee on Claims and Grievances, on	-	178
Lotteries, Attorney General's Report, on	-	102
Committee on Finance and Banks on, discharged	-	151
Lunatic Slaves, report of Medical Committee on, ordered to lie on the table	-	186

M

MESSAGES

FROM HIS EXCELLENCY THE GOVERNOR.

No. 1. pages.....	10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22	
Order on the same, page.....		28
Referred.....		28
No. 2 page.....		30
No. 3 ".....		42
No. 4 ".....		54
No. 5 ".....		110
No. 6 ".....		130

MESSAGES

FROM THE SENATE TO THE HOUSE OF REPRESENTATIVES.

Pages 6, 27, 29, 33, 35, 43, 47, 47, 48, 52, 58, 70, 75, 76, 76, 77, 104, 106, 114, 115, 122, 124, 135, 138, 149, 154, 154, 157, 158, 159, 160, 161, 165, 172, 175, 176, 181, 186, 188.

MESSAGES

FROM THE HOUSE OF REPRESENTATIVES TO THE SENATE.

Pges 6, 27a, 34, 35, 35, 63, 51, 52, 59, 69, 70, 75, 76, 77, 77, 99, 112, 112, 123, 124, 125, 135, 138, 148, 155, 155, 157, 158, 158, 159, 160, 161, 165, 172, 175, 175, 176, 181, 189.

*M—Continued.*

<b>McElveen J. P.</b> , petition for compensation for services rendered the State .....	5
Report of the Committee on Claims and Grievances on, agreed to, sent to House of Representatives.....	45
Returned, concurred in.....	64
<b>Masonic Benevolent Society</b> , petition for incorporation.....	8
<b>Marion Village</b> , petition for incorporation, counter petition.....	24
<b>Mikell, J. Jenkins</b> petition for compensation for a slave executed... ..	27
<b>Mechanics Association of Columbia</b> petition for incorporation.....	29
<b>Mercury Newspaper</b> , sundry accounts of.....	32
Report of the Committee on Claims and Grievance, on.....	57, 178
<b>Mexican War</b> , with resolutions of Senate as to.....	32
Report of the Committee on Federal Relations on, agreed to and sent to the House of Representatives.....	77
<b>Magnetic Needle</b> , observations of, resolution as to.....	33
Concurred in and returned to the House of Representatives.....	39
<b>Mims, C.</b> , petition for compensation for work on the State Road.....	44
Unfavorable Report of the Committee on Agriculture and Internal Improvements on, agreed to.....	110
Petition withdrawn.....	110
<b>Marlboro' citizens of</b> , petition for improvement of the Navigation of little Pee Dee river.....	47
Unfavorable Report of the Committee on Agriculture and Internal Improvements on, agreed to.....	95
<b>Magnetic Telegraph Company</b> , petition for incorporation.....	54
See a Bill on this subject.	
<b>Mills, Robert</b> , communication in relation to a new edition of his Maps of South Carolina.....	167
<b>Moses, Hon. F. J.</b> permitted to record his vote.....	177

## N.

<b>Norton M. M.</b> , elected Commissioner in Equity for Pickens District	32
<b>New York Inspection Law</b> , petition of citizens of Charleston for repeal of.....	40
Report of the Committee on Federal Relations, unfavorable agreed to.....	117
A Bill on this subject, ordered to lie on the table.....	185

P—Continued.

Newtown Cut, Commissioners of, Petition for leave to expend certain articles of supplies for the slaves on that cut.....	45
Neel, Hon. John P., leave of absence granted to him.....	110

O.

Oysters—See Truesdale, David.

P.

Patterson Hon. Angus, President of the Senate—his indisposition announced and election to supply the place <i>ad interim</i> . Resolutions in relation to.....	166
---	-----

PRESENTMENTS OF GRAND JURIES.

Charleston, May and October Terms, 1847.....	5
Sumter, Fall Term, 1847.....	5
Beaufort, Spring Term, 1847.....	6
Marlboro', Fall Term, 1847.....	7
"    Spring Term, 1847.....	7
Barnwell District.....	9
Anderson    "    .....	9
Georgetown, Fall Term 1847.....	23
"    Spring Term, 1847.....	23
Kershaw, Fall Term, 1847.....	26
Marion, Fall Term, 1847.....	29
Chesterfield, Fall Term, 1847.....	36
Orangeburg, Fall Term, 1847.....	41
Horry, Fall Term, 1847.....	45
Beaufort November Term, 1847.....	49
Perry, Hon. Benjamin, qualified as Senator from St. Pauls.....	7
Added to the Committee on Roads and Buildings.....	9
Perry Hon. Benj. F., added to the Committee on Federal Relations.	36
Perrin Hon. Thomas, leave of absence granted to him.....	118
Presbyterian (Glebe St) Church, petition for incorporation.....	23
Public Buildings, Commissioners of, Marion, petition for, an appropriation for a jail.....	27
Public Buildings, Commissioners of, for Newberry, memorial in relation to the Court House.....	39



## P—Continued.

Patterson Oney, petition for compensation for a slave executed....	29
Report of the Committee on Claims and Grievances on, agreed to and sent to the House of Representatives.....	46
Returned, concurred in.....	46
President and Vice President of the United States, electors of....	
See a Bill on this subject and a resolution for adjournment of the General Assembly in connection with.	
Pickens District, Commissioner in Equity for, M. M. Norton elected	33
Petition of citizens of, as to License Laws, <i>qui vide</i> .	
Pickens Village, citizens of, petition for incorporation.....	51
Report of the Committee on Incorporations and Engrossed Acts on, ordered to lie on the table.....	89
Perry, James, Petition for compensation for a slave executed.....	37
Committee on Finance and Banks, discharged.....	185
Palmetto Lodge No. 5 of Columbia, petition for a grant of land for an Academy.....	41
Purse, W. W., account for work done in the Senate Chamber.....	41
Report of the Committee on the State House on, agreed to and sent to the House of Representatives.....	95
Returned concurred in.....	178
Powell, Dr. John W., account for Post Mortem examinations.....	41
Pee Dee River, improvement of navigation of petition of, citizens of Marlboro' for.....	47
Unfavorable Report of the Committee on Agriculture and Internal Improvements on, agreed to.....	95
Palmetto Regiment, resolutions in relation to the expenses home of disabled volunteers of.....	70
Claim of Burnley Johnson & Co against.....	112
Report of the Special Committee, agreed to, and sent to the House of Representatives.....	152
Pineknay, R. Q., late Secretary of State his account.....	73
Pineknay, R. Q., account for Lexicographical Index in the office of Sec- retary of State.....	84, 178
Price, J. C., account for work done in Senate Chamber.....	137
Report of the Committee on Finance and Banks on, agreed to and sent to House of Representatives.....	149
Pingle, Wm. B. elected a Director of the Bank of the State, South Carolina.....	142

Q.

Quitman, General, resolutions for inviting him to Columbia..... 58

R.

Richardson J. S. G., late State Reporter 3rd vol. of Law Records,  
laid before the Senate..... 25

2nd vol. Chancery Reports laid before the Senate..... 65

Recorders Court, petition of citizens and Intendant and Wardens of  
Hamburg for establishment of, in that town..... 29

See a Bill on this subject rejected.

Rutland Henry, petition for grant of escheated property..... 30

Committee on the Judiciary discharged and petition withdrawn... 68

Richland, citizens of, petition for change of place of election..... 40

“ “ petition that the powers of the town council of  
Columbia may not be increased..... 52

Russell, R. E account for work done on the Senate House grounds 42

Richland citizens of, in relation to a road..... 78

Reynolds G. N., elected a Director, of the Bank of the State South  
Carolina..... 142

Robertson George elected a Director of the Bank of the State South  
Carolina..... 142

Rice dealers in, fraud in relation to..... 114

Unfavorable Report of the Committee on the State House recom-  
mended..... 95

Again made, unfavorable, agreed to..... 157

Richland Light Dragoons, petition for payment for cannon..... 48

REPORTS OF COMMITTEES.—SENATE.

FINANCE AND BANKS.

On the Abstract of the Transient Poor Fund of Charleston, agreed  
to, and sent to House of Representatives..... 54

Returned to House of Representatives..... 150

On the Petition of A. Varn and others, agreed to and sent to House  
of Representatives for concurrence..... 54

Returned, concurred in..... 163

On the Petition of W. A. Ancrum, agreed to and sent to House of  
Representatives..... 98

On the Petition of John Douglass, returned, concurred in..... 178

## R—Continued.

## REPORTS OF COMMITTEES—SENATE.

On a Resolution in relation to Escheated Property of Beaufort District, agreed to and sent to House of Representatives.....	149
Returned, concurred in.....	162
On the Report of the President and Directors of the Bank of the State of South-Carolina, agreed to and sent to House of Representatives.....	149
On the Petition of Iverson L. Brooks, agreed to and sent to House of Representatives.....	52
Returned, concurred in.....	150
On the Petition of Samuel J. Kennerly, agreed to and sent to House of Representatives.....	151
Returned, concurred in.....	174
On certain Resolutions in relation to the purchase of Fire Loan Bonds, agreed to and sent to House of Representatives.....	171
Returned, concurred in.....	179
On the Petition of J. J. Kinsler.....	178
On Resolutions respecting the monthly statements of the Bank, agreed to and sent to House of Representatives.....	181
On the Petition of J. J. Kinsler, agreed to and sent to House of Representatives.....	118
On the Account of the Transient Poor for Georgetown, agreed to and sent to House of Representatives.....	118
On a Resolution for taxing Money at interest, ordered to lie on the table.....	118
On the Petition of the Commissioners of the Poor for Georgetown, unfavorable, agreed to.....	118
On the Petition of citizens of Sumter, praying Legislative aid for Ireland, unfavorable, agreed to.....	118
On the Petition of R. Yeadon, agreed to and sent to House of Representatives.....	181
Returned, concurred in.....	184

## PRIVILEGES AND ELECTIONS.

On the Petition of citizens of Lexington and Orangeburg, in relation to their Boundary Lines, unfavorable, agreed to.....	140
---	-----

R—*Continued.*

REPORTS OF COMMITTEES—SENATE.

JUDICIARY.

On a Resolution of the Senate, instructing them to inquire into and report in relation to a Court of Equity for Marlboro', recommended.....	42
On the Presentment of the Grand Jury of Georgetown, in relation to slaves hiring their own time, unfavorable, agreed to.....	45
Reconsidered, ordered to lie on the table.....	84
On the Presentment of the Grand Jury of Barnwell District, on the Free School System, unfavorable; agreed to.....	45
On the Presentment of the Grand Jury of Georgetown District, in relation to the Poor Law system, unfavorable agreed to.....	45
On the Presentment of the Grand Jury of Beaufort, in relation to the removal of the Court House from Gillisonville to Coosawhatchie, unfavorable, agreed to.....	45
On certain Petitions, Memorials and Presentments, in relation to License Laws, ordered to lie on the table.....	61
Unfavorable, agreed to.....	74
On the Presentment of the Grand Jury of Beaufort, unfavorable, agreed to.....	66
On the Presentment of the Grand Jury of Horry District, unfavorable, agreed to.....	96
On the Presentment of the Grand Jury of Anderson, unfavorable, agreed to.....	96
On the Memorial of J. Whitner, Solicitor in relation to suits for bonds given for sales of Public Lands, ordered to lie on the table.....	96
On so much of the Presentment of the Grand Jury of Charleston, as relates to carrying concealed deadly weapons, unfavorable, agreed to.....	96
On a Resolution in relation to notice of Escheats, unfavorable, agreed to.....	139
On the Petition of J. J. Kinser.....	139
On the Petition of citizens of Charleston, praying the prohibition of the introduction of slaves, merely for sale, unfavorable, agreed to	139

R—Continued.

## REPORTS OF COMMITTEES.—SENATE.

On one vol. Strobhart's Reports; 2d vol. Richardson's Equity, and, 3d vol. Richardson's Law Reports, agreed to and sent to House of Representatives for concurrence.....	182
Returned, concurred in.....	184
On the Report of the Attorney General and Solicitors, in relation to District Offices and Officers, agreed to and sent to House of Representatives.....	182
Returned, concurred in.....	185
On the Petition of Marmaduke Jowers, unfavorable, agreed to.....	117
On the Petition of James Gill, unfavorable, agreed to.....	117

## CLAIMS AND GRIEVANCES.

On the Account of J. P. McElween, agreed to and sent to House of Representatives for concurrence.....	45
Returned, concurred in.....	64
On the Petition of John Bradley, praying compensation for a slave killed while working the road—(which report recommends payment of \$300,) rejected.....	46
On the Petition of Oney Patterson, for compensation for a slave executed, agreed to and sent to House of Representatives....	46
Returned, concurred in.....	64
On the Account of the Mercury Newspaper, agreed to and sent to House of Representatives.....	57
On the Account of John Huggins, Sheriff, agreed to and sent to the House of Representatives.....	57
Returned, concurred in.....	163
On the Petition of T. J. Turner, agreed to, and sent to House of Representatives for concurrence.....	58
Returned, concurred in.....	163
On the Petition of Justin Turner, H. P. Golightly, and E. P. Clement, agreed to and sent to House of Representatives.....	58
Returned, concurred in.....	163
On the Account of the Sumter Banner, for advertising, agreed to and sent to House of Representatives.....	58-97
Returned, concurred in.....	178

R—Continued.

REPORTS OF COMMITTEES—SENATE

CLAIMS AND GRIEVANCES.

On the Account of the South Carolinian Newspaper, agreed to and sent to House of Representatives.....	97
Returned, concurred in.....	151
On the Account of the Charleston Mercury Newspaper, agreed to and sent to House of Representatives.....	97
Returned, concurred in.....	163
On the Account of J. A. Strobhart, agreed to and sent to House of Representatives.....	97
Returned, concurred in.....	178
On the Account of A. S. Johnston, agreed to and sent to House of Representatives.....	97
Returned, concurred in.....	178
On the Account of Charleston Mercury, agreed to and sent to House of Representatives.....	97
Returned, concurred in.....	178
On the Account of Edward Lewis, unfavorable, agreed to.....	97
On the Account of J. E. Bowers, unfavorable, agreed to.....	97
On the Account of A. S. Willington & Co., unfavorable, agreed to..	97
On the Petition of Thomas Freen, unfavorable, agreed to.....	147
On the Account of J. C. Price, for work in the Senate Chamber....	149, 174
On the Account of the Clerk of the Senate, for Stationery, &c. ....	128, 173
On the Petition of John H. Fair, agreed to and sent to House of Representatives, returned, concurred in.....	178
On the Account of R. Q. Pinckney, agreed to and sent to House of Representatives, returned, concurred in.....	174
On the Account of R. Q. Pinckney, agreed to and sent to House of Representatives, returned, concurred in.....	178
On the Account of M. M. Levy.....	178
On the Account of B. K. Henegan.....	178
On the account of B. Hart, for Incidental expenses, agreed to and sent to House of Representatives.....	188
Returned, concurred in.....	187
On the Petition of B. K. Henegan, agreed to and sent to House of Representatives.....	116
On the Petition of R. Q. Pinckney, agreed to and sent to House of Representatives.....	116

## R—Continued.

## REPORTS OF COMMITTEES—SENATE.

## CLAIMS AND GRIEVANCES.

On the Account of M. E. Munro, message to House of Representatives, asking leave to amend . . . . .	117
On the Account of Charleston Mercury, message to House of Representatives, asking leave to amend . . . . .	117
On the Account of Burges, James & Paxton, message to House of Representatives, asking leave to amend . . . . .	117
On the Account of Charleston Courier, message to House of Representatives, asking leave to amend . . . . .	117
On the Petition of John H. Fair, agreed to and sent to House of Representatives . . . . .	119
On the Petition of M. M. Levy, agreed to and sent to House of Representatives . . . . .	119
On the Petition of John Workman, agreed to, and sent to House of Representatives . . . . .	119
On the Petition of J. S. Heriot, unfavorable, agreed to . . . . .	119, 120
On the Petition of J. B. Black, unfavorable, agreed to . . . . .	119, 120
On the Petition of Jacob Drafts, ordered to lie on the table . . . . .	120
On the Petition of L. T. Levin, unfavorable, agreed to . . . . .	120
On the Petition of Thomas Frean, ordered to lie on the table . . . . .	128

## FEDERAL RELATIONS.

On so much of Message No 1, as relates to the Mexican war, agreed to and sent to House of Representatives . . . . .	77
On that portion of the Governor's Message which relates to the Wilmot proviso, and resolutions introduced into the Senate on the same subject, agreed to and sent to House of Representatives, Messages from House of Representatives, asking leave to amend, and leave refused, Committee of Free Conference appointed, and their report . . . . .	176, 177; 178, 188
On the Memorial of citizens of Charleston, praying repeal of the N. Y. Inspection Law, unfavorable agreed to . . . . .	117

## COLLEGE, EDUCATION AND RELIGION.

On the Petition of Palmetto Lodge No. 5, of Odd Fellows of Columbia, agreed to and sent to House of Representatives . . . . .	98
---	----

REPORTS OF COMMITTEES.—SENATE.

R—Continued.

On sundry Presentments in relation to the Free School System, ordered to lie on the table - - - - -	109
On the Governor's Message, asking an appropriation for the South Carolina College, amendment offered and referred to the Committee on the College, Education and Religion, and report agreed to and sent to House of Representatives - - - - -	109
On the Memorial of citizens of Charleston, for an endowment of a Professorship in the Charleston College, rejected - - - - -	132
On the Free School Returns, agreed to and sent to House of Representatives - - - - -	149
Returned, concurred in - - - - -	174

LUNATIC ASYLUM AND MEDICAL ACCOUNTS.

On the Accounts of Drs Byrd and Williams, ordered to lie on the table and to be printed - - - - -	56
Unfavorable, agreed to - - - - -	49

INCORPORATIONS AND ENGR/ SSED ACTS.

On the Petition of Palmetto Division No. 1, Sons of Temperance, ordered to lie on the table - - - - -	89
On a Resolution to amend the charter of the Winyaw Indigo Society, ordered to lie on the table - - - - -	89
On the Petition of citizens of Pickens Village, ordered to lie on the table - - - - -	89
On the Petition of the Charleston Gas Light Company, unfavorable agreed to - - - - -	95
On Acts ready for ratification - - - - -	183

ROADS AND BUILDINGS.

On the Petition of John Knox, J. Kirkland, agreed to - - - - -	91
On the Petition of Dempsey Griffin, ordered to lie on the table - - - - -	91
On a resolution in relation to the Union Ferry Road, agreed to and sent to House of Representatives - - - - -	108
Returned, concurred in - - - - -	179
On the Presentment of the Grand Jury of Marion District, called up from the table, agreed to and sent to House of Representatives, - - - - -	136



## R—Continued.

## REPORTS OF COMMITTEES.—SENATE.

On the Report of the Attorney General on the New Bridge Ferry, ordered to lie on the table	151
On a Resolution directing the suspension of the work in the offices of Secretary of State and Surveyor General, recommitted, again made	182
On the Petition of citizens of Richland, praying an alteration in the Road Law, ordered to lie on the table	185
On the Petition of sundry citizens of Sumter, ordered to lie on the table	185
On the Petition of sundry citizens of St. George's, Dorchester, in re- lation to certain roads	185
On the Petition of the Commissioners of Public Buildings for York District, agreed to and sent to House of Representatives	116
On the Memorial of the Commissioners of Public Buildings for New- berry District, unfavorable, agreed to	128
On the Petition of citizens of Darlington, in relation to Road, unfa- vorable, agreed to	128

## ACCOUNTS AND VACANT OFFICES.

On the Contingent Accounts against the Lower Division, agreed to and sent to House of Representatives	165
Returned, concurred in	179

## AGRICULTURE AND INTERNAL IMPROVEMENTS.

On the Petition of citizens of Marlboro', praying an appropriation for the navigation of the Little Pee Dee River, unfavorable, agreed to	96
On the Petition of C. Mims, unfavorable, agreed to	108
On a resolution in relation to the reduction of the salary of the Su- perintendent of Public Works, unfavorable, agreed to	109
On the Account of the late Superintendent of Public Works, agreed to and sent to House of Representatives	184
Returned, concurred in	187
On a resolution of inquiry in relation to the expense and profits of the Public Works, ordered to lie on the table	118

R—Continued.

## REPORTS OF COMMITTEES.—SENATE.

## MILITARY AND PENSIONS.

On the Petition of J. J. Sweatman, agreed to and sent to House of Representatives	91
Returned, concurred in	178
On the Petition of the Richland Light Dragoons, agreed to and sent to House of Representatives	92
On a resolution in relation to the Cavalry being required to attend Regimental reviews but once in two years, unfavorable, agreed to	98
On the Petition of the Fire Companies of Charleston and Charleston Neck, in relation to exemption from military duty, unfavorable, agreed to	98
On the credentials and papers relating to the discharge of the Hon. N. R. Eaves, agreed to	168
On a resolution in relation to the issuing of Military commissions, agreed to and sent to House of Representatives	183
Returned, concurred in	187
On Message No. 6, of his Excellency the Governor, ordered to lie on the table	185
On the Petition of Margaret Dawkins, unfavorable, agreed to	117

## SPECIAL COMMITTEES.

Committee to nominate Bank Directors	84
On the State House and Grounds	95
On the Account of W. W. Purse, agreed to and sent to House of Representatives	95
Returned, concurred in	178
On the Account of R. E. Russell, (unfavorable) agreed to	151
On the Account of R. E. Russell, re-committed	95
On the claim of Burnley, Johnson & Co., ordered to lie on the table	149
Called up, agreed to and sent to House of Representatives	152
Returned, concurred in	164
On the Executive contingent accounts and the disbursements of the fund for the Palmetto Regiment, agreed to and sent to House of Representatives for concurrence	166

R—Continued.

## REPORTS OF COMMITTEES.—SENATE.

## SPECIAL COMMITTEES.

On the Senate Records, agreed to and sent to House of Representatives	179
Returned, concurred in	182
On the Geological Survey, ordered to lie on the table	118

## REPORTS OF COMMITTEES OF THE HOUSE OF REPRESENTATIVES.

## WAYS AND MEANS.

On the Petition of M. Thompson	38
Concurred in and returned to the House of Representatives	57
On the Petition of Wm T. Harris	43
Concurred in and returned to the House of Representatives	57
On the Petition of Aaron Varn and others	59
Committee on Finance and Banks discharged	72
On the Petition of Elizabeth Singleton	60
Concurred in and returned	108
On the Petition of H. Boulware	60
Concurred in and returned	108
On the Petition of F. H. Barsh, concurred in and returned to House of Representatives	168
On the Petition of John Douglas, concurred in and returned to House of Representatives	168
On the Petition of the Commissioners of Poor for Georgetown, concurred in and returned to House of Representatives	168
On the Report of President of Bank of the State of South Carolina, concurred in and returned to House of Representatives	168
On the communication of the Comptroller General, respecting Bills under five dollars, issued by the Rail Road Company, ordered to lie on the table	174
Committee on Finance and Banks discharged	185
On the Petition of R. Yeadon, administrator of Paxton	174
On the Report of the Comptroller General in relation to debts due by the Rail Road Company	183
On the Petition of R. Yeadon, concurred in and returned	184

INDEX TO THE SENATE JOURNAL.

R—Continued.

REPORTS OF COMMITTEES OF THE HOUSE OF REPRESENTATIVES.

VACANT OFFICES.

Appointing Magistrates and other District Officers, amended by leave of House of Representatives, and concurred in and returned, - - - - - 172

EDUCATION.

On the Report of the Vestry of St. James, Goose Creek, and the Ludlam School Fund, - - - - - 174  
On the Report of the Attorney General, on the debt due to the Ludlam School Fund, by B. E. Bee, - - - - - 174

PRIVILEGES AND ELECTIONS.

Appointing Managers, and designating places for the General Elections, amended by leave of House of Representatives, and concurred in and returned to House of Representatives, - 175, 179, 180, 181

ROADS, BRIDGES AND FERRIES.

On a Resolution in relation to the Union Ferry Turnpike Road, concurred in and returned, - - - - - 182

JUDICIARY.

On the State Reports, - - - - - 183  
Ordered to lie on the table, - - - - - 185  
On the Petition of S. Weatherly, rejected, . . . . . 116

ABBEVILLE DELEGATION.

On the return of the Trustees of the Estate of Dr. De La Howe, concurred in and returned to House of Representatives, - - - 183

PUBLIC BUILDINGS.

On the Petition of sundry citizens of Marion District, praying an appropriation for a New Jail, . . . . . 59  
Leave asked of House of Representatives to amend, - - - 116  
On the Petition of the Commissioners of Public Buildings and citizens of Marion, praying for a new Jail, amended by leave of House of Representatives, and concurred in and returned to House of Representatives. . . . . 123

## R—Continued.

## REPORTS OF COMMITTEES OF THE HOUSE OF REPRESENTATIVES.

## INTERNAL IMPROVEMENTS.

On the Petition of William Wall, . . . . .	59
Concurred in and returned to House of Representatives, . . . . .	109
On the Petition of Dr. William Cloud, concurred in and returned to House of Representatives, . . . . .	109
On the Petition of P. H. Pickett, concurred in and returned to House of Representatives, . . . . .	151
On the Petition of Edward Lewis, ordered to lie on the table, . . . . .	167
On a Resolution to allow the Lessee of the Columbia Canal, to divert Steam Mill Branch, concurred in, and returned to House of Representatives, . . . . .	183
On the Account of the late Superintendent of Public Works, concurred in, and returned to House of Representatives, . . . . .	183

## COMMITTEE ON DISTRICT OFFICES.

On a Resolution of enquiry in relation to the expediency of compiling the laws in relation to Commissioners of the Poor, of Free Schools and Public Buildings; rejected. . . . .	151
--	-----

## PENSIONS.

On the Petition of Theophilus Wilson, concurred in and returned to House of Representatives, . . . . .	184
On the Petition of Sum Summer, concurred in, and returned to House of Representatives, . . . . .	117
On the Petition of Abarilla Wilbanks, agreed to, and sent to House of Representatives, . . . . .	118

## CLAIMS.

On the Account of the Mercury newspaper; message to House of Representatives, asking leave to amend; leave refused; Report concurred in and returned to House of Representatives, . . . . .	125
On the Account of M. E. Munro, Burges, James & Paxton, Charleston Courier; Committee of Free Conference appointed . . . . .	125
On the Account of Henry V. Massey, rejected, . . . . .	97

## R—Continued.

## REPORT OF COMMITTEES OF THE HOUSE OF REPRESENTATIVES.

On the Account of A. Sharlock ; ordered to lie on the table, . . . . .	16
On the Account of T. W. Pegues, concurred in and returned to House of Representatives, . . . . .	109
On the Account of O. H. Wells, concurred in and returned to House of Representatives, . . . . .	109
On the Account of A. W. Burt, concurred in and returned to House of Representatives, . . . . .	109
On the Account of W. F. Durisoe, concurred in and returned to House of Representatives, . . . . .	109
On the Account of J. J. Mikell, concurred in and returned to House of Representatives, . . . . .	109
On the Account of Jas. Goodlett, concurred in and returned to House of Representatives, . . . . .	109
On the Account of John E. Goodwin, concurred in and returned to House of Representatives, . . . . .	167, 168
On the Account of C. Beck, concurred in and returned to House of Representatives, . . . . .	167, 168
On the Account of N. G. W. Walker, concurred in and returned to House of Representatives, . . . . .	167, 168
On the Account of W. W. Purse, concurred in and returned to House of Representatives, . . . . .	167, 168
On the Account of J. B. Irving, concurred in and returned to House of Representatives, . . . . .	167, 168
On the Account of J. P. Kinard, concurred in and returned to House of Representatives, . . . . .	167, 168
On the Account of P. M. Johnson, concurred in and returned to House of Representatives, . . . . .	167, 168
On the Account of the South Carolinian Newspaper, concurred in and returned to the House of Representatives, . . . . .	172
On the Account of A. G. Summer concurred in and returned to House of Representatives, . . . . .	172
On the Account of Robert Adams, concurred in and returned to House of Representatives, . . . . .	172
On the Petition of Jacob Drafts constable, rejected . . . . .	173

## R—Continued.

## REPORT OF COMMITTEES OF THE HOUSE OF REPRESENTATIVES.

On the Account of Z. W. Cottrell, concurred in and returned to House of Representatives, . . . . .	182
On the Account of P. M. Johnson, concurred in and returned to House of Representatives, . . . . .	182
On the Account of Thomas Frean, concurred in and returned to House of Representatives, . . . . .	182
On the Account of John A. Wagner, concurred in and returned to House of Representatives, . . . . .	182
On the Account of E. Waterman, concurred in and returned to House of Representatives, . . . . .	182
On the Account of R. H. Lee, concurred in and returned to House of Representatives, . . . . .	182
On the Account of T. W. Glover, concurred in and returned to House of Representatives, . . . . .	182
On the Petition of J. Shingler, concurred in, and returned to House of Representatives, . . . . .	116
On the Petition of J. B. Holmes concurred in and returned to House of Representatives, . . . . .	116
On the Petition of J. Perry, concurred in and returned to House of Representatives, . . . . .	116
On the Petition of M. Lowry, concurred in and returned to House of Representatives, . . . . .	116
On the Petition of the Clerk's of the Court of Appeals at Columbia and Charleston, Committee on Claims and Grievances discharged . . . . .	186
On the Petition of H. Boulware, rejected . . . . .	118
On the Petition of W. M. Sutton, rejected . . . . .	118
On the Account of R. S. Bailey, amended by leave of House of Representatives and concurred in and returned . . . . .	122
On the account of O. H. Murrow, concurred in and returned to House Representatives . . . . .	120
On the Account of C. Chapman, concurred in and returned to House of Representatives, . . . . .	120
On the Account of P. Alexander, concurred in and returned to House of Representatives, . . . . .	120

R—Continued.

REPORTS OF COMMITTEES OF THE HOUSE OF REPRESENTATIVES.

ACCOUNTS.

On the contingent accounts against the lower division of the Treasury, amended by leave of House of Representatives and concurred in and returned to House of Representatives . . . . .	165
---	-----

PUBLIC PRINTING.

On the Account of the Clerk of House of Representatives, in relation to an addition of Rules of House of Representatives, concurred in and returned. . . . .	173
--	-----

MEDICAL COMMITTEE.

On the Account of Doctors Porcher and Hayne, Report of the Committee on the Lunatic Asylum and Medical Accounts, agreed to and Report of the Committee of House of Representatives rejected . . . . .	149
On the Petition of Dr. Murray, rejected, . . . . .	149
On the Petition of Dr. Porcher, rejected, . . . . .	149
On the Petition of Dr. W. P. Turpin, concurred in and returned to House of Representatives, . . . . .	150
On the Account of Dr. A. W. Kennerly, concurred in, and returned to House of Representatives, . . . . .	183
On the Account of Dr. Strobel, rejected, . . . . .	184
On the account of Dr. J. W. Powell, rejected, . . . . .	185
In relation to Lunatic Slaves ordered to lie on the table, . . . . .	185

LUNATIC ASYLUM.

On the Report of the Regents of the Lunatic Asylum, concurred in and returned to the House Representatives. . . . .	184
---	-----

SPECIAL COMMITTEES.

Committee on the Governor's Message in relation to the Commencement of the South Carolina College, concurred in, and returned, . . . . .	77
Committee in relation to the records in the Clerk's Department House Representatives, concurred in, and returned. . . . .	179



R—Continued.

## REPORTS OF COMMITTEES OF THE HOUSE OF REPRESENTATIVES.

- On the Governor's Message, in relation to the Catawba Indians, returned to the Clerk by Committee on Military and Pensions... 184

## MILITARY.

- On the Governor's Message in relation to the Public Arms, &c., concurred in, and returned to House of Representatives..... 183

## RESOLUTIONS ORIGINATING IN THE SENATE.

- By Mr. Witherspoon, in relation to Fulton, Door Keeper,..... 4  
 Mr. Ellerbe, in relation to a Court of Equity, in Marlboro,'.... 24  
 Mr. Moses, in relation to substituting to the Attorney General and Solicitors, a salary in lieu of costs..... 25  
 Mr. Moses, referring Message No. 1, of His Excellency the Governor,..... 28  
 Mr. Black, in Relation to Federal Policy,..... 30  
 Mr. Gist, in relation to the War with Mexico,..... 32  
 Mr. Cannon, in relation to exemption of the Cavalry from Regimental reviews, oftener than once in two years,..... 40  
 Mr. Johnson, in relation to the Union Ferry Turnpike Road,.. 40  
 Mr. Manning, providing for a Letter Box in the Senate..... 43  
 Mr. Mellard, in relation to the salary of the Superintendent of Public Works,..... 44  
 Mr. Felder, in relation to certain Funds in the Bank of the State of South Carolina..... 34  
 Mr. Black, further Resolutions on same subject,..... 49  
 Mr. Felder, in relation to the purchase of Fire Loan Bonds, by the Bank of the State of South Carolina,..... 47  
 Referred to the Committee on Finance and Banks,..... 56  
 Mr. Gist, in relation to the Public Works of the State..... 54  
 Mr. Allston, in relation to the Wynyaw Indigo Society,..... 57  
 Report of the Committee on Incorporations and Engrossed Acts, ordered to lie on the table,..... 89  
 Mr. Fickling, in relation to taxes on money, and bonds at interest, 62  
 Mr. Felder, in relation to losses sustained by the Bank of the State of South Carolina,..... 62

R—Continued.

RESOLUTIONS ORIGINATING IN THE SENATE.

1st. agreed to, 2nd. rejected, Preamble laid on the table. . . .	91
Mr. B. F. Perry, for appointing an agent to receive the Surplus Revenue, &c. &c. . . . .	68
Ordered to lie on the table, . . . . .	98
Mr. Ellerbe, for nominating Bank Director, . . . . .	69
Mr. Cannon, for defraying expenses of Volunteers of South Caro- lina, on their return from Mexico, . . . . .	70
Returned by the House of Representatives, concurred in, . . . .	150
Mr. Eving, to adjourn the General Assembly, . . . . .	76
Ordered to lie on the table. . . . .	77
Agreed to and sent to the House of Representatives for concur- rence, . . . . .	78
Returned, concurred in. . . . .	121
Mr. Gist, for the admission of J. A. Thomas, (a volunteer in the war with Mexico,) into the Military Academy, . . . . .	80
Agreed to, and sent to House of Representatives, for concur- rence. . . . .	85
Returned, concurred in, . . . . .	110
Mr. Rhett, in relation to the reception of the Hon. N. R. Eaves, .	82
Mr. Moses, in relation to the reception of Thoms D. Baker, a Volunteer in the Mexican War, . . . . .	82
Mr. Felder, for printing the private Report of the President of the Bank of the State of South Carolina, rejected, . . . . .	85
Mr. Huey, in relation to the issuing of Military Commissions, . .	128
Mr. Allston, in relation to Dr. De La Howe's Will, . . . . .	86
Returned, concurred in. . . . .	163
Mr. Black, in relation to Chancellor Harper, . . . . . 93, 94, 95	
Returned, concurred in. . . . .	163
Mr. Cannon, for printing the Report of Hon. R. F. W. Allston, on the Free School System, . . . . .	95
Agreed to, and sent to House of Representatives, . . . . .	118
Mr. B. F. Perry, in relation to the Memorial of J. N. Whitner, in relation to public lands, . . . . .	96
Returned, concurred in. . . . .	163
Mr. Black, for payment of the account of B. Bevins constable, .	178
Returned, concurred in. . . . .	183

## R--Continued.

## RESOLUTIONS ORIGINATING IN THE SENATE.

Mr. B. F. Perry, for the adjournment of the General Assembly, to meet on 1st Monday, in November, 1848,.....	
Ordered to lie on the table,.....	102
Mr. Feller, in relation to the purchase of Rail Road Bonds,....	105
Ordered to lie on the table.	
Mr. Gist, in relation to Fire Loan and Rail Road Bonds, agreed to	105
Mr. Manning, for the appointment of a Special Committee in relation to the claim of A. T. Burnley, Johnson & Co. against the Palmetto Regiment,.....	112, 152, 164
Mr. Rhett, directing the Treasurer to pay over to the Trustees of the Beaufort College, a certain sum of money,.....	129
Mr. Boyce, in relation to endowing a Professorship in the Charleston College.....	132
Mr. Manning, for distribution of the Bank Compilation,....	136
Mr. Moses, for presenting a sword to Gen. Shields,.....	144, 145
Mr. Buchanan, inviting Gen. Shields to a seat in the Senate Chamber,.....	144
Mr. Black, inviting Lieutenant M. R. Clark, of the Palmetto Regiment, to a seat in the Senate Chamber,.....	146
In relation to Lieut. W. B. Stanley, and others,.....	162
Mr. Cannon, in relation to the accounts of W. W. Ancrum, late Superintendent of Public Works.....	166
Mr. Ward, in relation to Commissioners of Public Buildings Georgetown.....	168, 178
Mr. Witherspoon, directing Comptroller General to make a Report in relation to Bank of the State of South Carolina,.....	168, 178

## RESOLUTIONS ORIGINATING IN THE HOUSE OF REPRESENTATIVES.

In relation to the invitation to General Shields to visit Columbia, concurred in, and returned to the House of Representatives.	28
In relation to observations of the Magnetic Needle,.....	33
Concurred in, and returned to the House of Representatives,.	39
In relation to the invitation to Gen. Quitman to visit Columbia, concurred in and returned.....	58
Requiring notice to be given in relation to Escheats,.....	65

*R—Continued.*

RESOLUTIONS ORIGINATING IN THE HOUSE OF REPRESENTATIVES.

For establishing a Branch Mint in Charleston,.....	65
Concurred in, and returned to the House of Representatives..	108
Requesting the Governor to furnish estimates in relation to the proposed monument to the Volunteers in Mexico, concurred in and returned.....	172
Directing a suspension of the work in the Office of Secretary of State, and Surveyor General, concurred in and returned to House Representatives,.....	182
Appropriating \$5,000 for the relief of the Widows and Orphans of the Members of the Palmetto Regiment, &c., concurred in and returned to House Representatives,.....	183
Providing for paying the expenses of the visitors of the State Military Academies, concurred in, and returned to the House of Representatives,.....	183
Resolution in relation to the claim of the Legionaries of Luxemburg; Committee on Finance and Banks discharged,.....	185

S.

Senate of South Carolina, convened in Senate Chamber under the Constitution - - - - -	3
Sumter Banner Newspaper, Account for advertising - - - - -	7
Report of the Committee on Claims and Grievances - - - - -	178
Slaves in Charleston, Petition of citizens for prohibition of introduction of, merely for sale - - - - -	8
Unfavorable Report of the Committee on the Judiciary, agreed to	139
Slavery—See Wilmot Proviso, and Resolutions of Senate.	
Sparks, Alexander, Petition for re-charter of a ferry - - - - -	24
Sweatman, Jno. J., Petition for a pension - - - - -	24
Report of the Committee on the Military and Pensions, agreed to and sent to House of Representatives - - - - -	91
Returned concurred in - - - - -	178
Solicitors, fees of office, Resolution as to - - - - -	25
See a Bill on this subject.	
Sumter, citizens of, Petition for a road - - - - -	25

*S—Continued.*

State Reporter, late, J. S. G. Richardson, communication from	-	25
State Reporter, (J. A. Strobhart,) communication from	-	25
St. Matthew's, citizens of, Petition in relation to a decision of the Court of Appeals, on the Will of A. Houser	- -	26
Shields, Brig. Gen., Resolution from the House of Representatives, in relation to the Governor's invitation to him to the Capital, concurring in and returned to House of Representatives,	-	28
Special Committee in relation to	- - - -	106
His reception in the Senate Chamber	- - - -	147
Resolution for presenting a sword to him	- - - -	144
Concurring in and returned	- - - -	145
Resolution for inviting him to a seat in the Senate Chamber	-	144
St Helena, citizens of, Petition for a road on Lady's Island	-	30
South Carolinian Newspaper, Account for printing Comptroller Gen- eral's Exhibit	- - - -	30
Report of the Committee on Claims and Grievances on	-	178
Sugar Refining Company, Petition for incorporation of	-	34
Singleton, Elizabeth, Petition to be refunded a double tax	-	37
Committee on Finance and Banks discharged	- -	90
Superintendent of Public Works, Report of	- - - -	42
Resolution in relation to the salary of	- - - -	44
John Gibbes elected	- - - -	141
Strobhart, J. A., Account for books furnished to the State	-	44
Report of the Committee on Claims and Grievances on	-	178
Summerville, citizens of, Petition for incorporation	- -	48
Committee on Judiciary and Engrossed Acts discharged	-	146
Solicitors' Circuit Reports on District Offices and Officers.		
Western	- - - -	54
Middle	- - - -	68
Eastern	- - - -	76
Southern	- - - -	89
Report of the Committee on the Judiciary on, agreed to and sent to House of Representatives	- - - -	182
Returned concurring in	- - - -	185
Shannon, W. M., elected Commissioner in Equity for Kershaw	-	57
St. James, Goose Creek, Vestry of, Report on the Ludlam School Fund	- - - -	38

S—Continued.

St. George's, Dorchester, in relation to a high-way - - -	101
Steinmeyer, J. H., elected Director of the Bank of the State S. C.	152
Stanley, W. B. Lt., Resolution in relation - - -	162
Strobel, Dr. B. B., Account for a post mortem examination - -	114

T.

Truesdale, D., Petition for protection to his planted oysters -	5
Turner, J. J., Account for acting as a guard - - -	9
Report of the Committee on Claims and Grievances on, agreed to and sent to House of Representatives - - -	58
Turner, Justin, Account for acting as a guard - - -	9
Report of the Committee on Claims and Grievances on, agreed to and sent to House of Representatives - - -	58
Turpentine, inspection of, Petition of City Council of Charleston for passage of law for - - - - -	23
Transient Poor of Charleston, Report of expenditures for -	26
Thompson, Michael, Petition to be refunded a double tax -	29
Committee on Finance and Banks discharged - - -	90
Tomkins, S. S., elected Commissioner in Equity for Edgefield -	37
Taxes on Money and Bonds at interest - - - - -	62
Temperance, Sons of, Palmetto Division, No. 1, Petition for incorpo- ration - - - - -	78
Report of the Committee on Incorporations and Engrossed Acts, ordered to lie on the table - - - - -	89
Thomas, Jas. A., Resolution for admitting him into the Military Academy - - - - -	80
Agreed to and sent to House of Representatives for concurrence	110
Tuomey, Geological Surveyor, letter from - - - - -	96

U,

Union Ferry Turnpike Road, Resolution in relation to - - -	40
--	----

V

Varn, Aaron and others, Petition to be relieved from certain liabilities	
Report of the Committee on Finance and Banks on, agreed to and sent to House of Representatives - - - - -	54
Returned, concurred in - - - - -	163

## W.

Wesleyan Brev. Inst. Society, Petition for incorporation	23
Whitner, J. N. Memorial in relation to Public Lands	26
Report of the Committee on the Judiciary on, ordered to lie on the table	96
Resolution as to, agreed to and sent to House of Representatives	96
Elected Solicitor of Western Circuit	140
Wall, William, Petition for use of part of the Rocky Mount Canal	30
Walker, John N., Petition withdrawn	30
Presented	36
Committee on Finance and Banks discharged	166
Wilmot proviso, Resolutions in relation to	30
Report of the Committee on Federal Relations on, agreed to and sent to House of Representatives	139
Winnsboro' Town Council, Memorial in relation to Licenses	35
Williams, Dr. C., Account for a post-mortem examination	23
Weatherly, T. S., Sheriff of Marlboro', Account	48
Report of the Committee on the Judiciary on, rejected	116
Workman, John, Account for services to the Palmetto Regiment.	90
Report of the Committee on Claims and Grievances on, agreed to and sent to House of Representatives	119
Ward, Hon. J. J., permitted to record his vote	89

## Y.

York, Commissioner in Equity for, W. G. Clawson elected	33
Commissioners of Public Buildings of, Petition for an appropriation for alterations to the Court House	59
Yeaton, R., Administrator of Paxton, Petition for issues of new certificates of 3 per cent. stock	91