

# Pennsylvania Telegraph

"INDEPENDENT IN ALL THINGS—NEUTRAL IN NONE."

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NO. 78.

## Pennsylvania Legislature.

### SENATE.

Thursday, April 4, 1861.

The Senate met at 10 A. M. Mr. PENNEY in the Chair.

The Journal of yesterday was partly read, when

On motion of Mr. WHARTON the further reading of the same was dispensed with.

The Clerk of the House of Representatives being introduced, presented a number of bills for concurrence, which were read by their titles and appropriately referred.

### BEDFORD RAILROAD COMPANY.

Mr. WHARTON moved to suspend the order of the day for the purpose of considering House bill No. 736, entitled "a further supplement to an Act to incorporate the Bedford Railroad company."

The motion was agreed to, and the Senate resolved itself into Committee of the Whole, (Mr. SCHINDEL in the Chair,) on said bill.

The first section was read and agreed to.

The question being on the second section, Mr. WHARTON moved to amend by adding the following proviso to the end of the section:

Provided, That letters patent granted to the Bedford railroad be and the same are hereby confirmed.

The amendment was agreed to, and the third and last section was agreed to.

The Committee then rose and reported the bill with an amendment.

When it was taken up on second reading, and

Passed finally.

### REPORTS OF STANDING COMMITTEES.

Mr. SMITH, (Judiciary,) as committed, an Act relative to prison discipline.

Mr. CRAWFORD, (Election Districts,) with a negative recommendation, House bill No. 344, entitled "an Act dividing the city of Reading into wards and precincts for election purposes."

Mr. FULLER, (same,) with a negative recommendation, House bill No. 576, entitled "an Act to change the place of holding elections in Derry township, Montour county."

Mr. THOMPSON, (Roads and Bridges,) as committed, a further supplement to an Act to incorporate the Shrewsbury and Hopewell Plank Road company of York county.

Mr. BOUGHTER, (Compare Bills,) presented a report, which was read and approved.

Mr. KETCHAM, (Education,) as committed, an Act to authorize the erection of a new school district out of parts of North Moreland and Eaton townships, Wyoming county.

### BILLS READ IN PLACE.

Mr. SCHINDEL read in place a supplement to an Act to incorporate the Union Canal company.

Referred to the Committee on Corporations.

Mr. CONNELL, an Act to incorporate the Hahnemann University of Philadelphia.

Referred to the Committee on Corporations.

Also, a supplement to an Act to enable the Governor to incorporate a company for making an artificial road from Vine street, city of Philadelphia, to Perkiomen, Montgomery county.

Referred to the Committee on Roads and Bridges.

Mr. HALL, an Act relative to the Cambria Iron company.

Referred to the Committee on the Judiciary.

Mr. ROUGHEN, an Act relative to appeals from Justices of the Peace and Aldermen.

Referred to the Committee on the Judiciary.

Mr. BOUND, an Act to incorporate the Tuscarora and Buckville Railroad company in Schuylkill county.

Referred to the Committee on Railroads.

### ORDERS OF THE DAY.

House bill, No. 782, entitled "a supplement to an Act incorporating the Reading and Columbia Railroad company," came up in order on third reading and

Passed finally.

### BILLS CONSIDERED.

Mr. HALL called up House bill No. 652, entitled an Act relative to the Cambria Iron company.

Passed finally.

Mr. LAWRENCE, for Senator Gregg, called up House bill No. 652, entitled an Act to change the place of holding elections in Upper Fairfield township, Lycoming county.

Passed finally.

### PHILADELPHIA POLICE BILL.

Mr. SMITH moved to discharge the Committee on the Judiciary from the further consideration of House bill No. 694, entitled "an Act relative to the police of Philadelphia."

On the question,

"Will the Senate agree to the motion?"

The yeas and nays were required by Mr. WELSH and Mr. CONNELL, and were as follows, viz:

Yeas—Messrs. Benson, Boughter, Bound, Connell, Hall, Hiestand, Imbrie, Ketcham, Lawrence, Meredith, Parker, Robinson, Serrill, Smith, Thompson, Wharton and Palmer, Speaker—18.

Nays—Messrs. Blood, Clymer, Crawford, Schindel and Welsh—5.

So the question was determined in the affirmative.

The bill was accordingly taken up, the Senate dispensing with going into Committee of the Whole.

The first section was read, and

On the question,

"Will the Senate agree to the same?"

The yeas and nays were required by Mr. WELSH and Mr. SCHINDEL, and were as follows, viz:

Yeas—Messrs. Benson, Boughter, Bound, Connell, Hall, Hiestand, Imbrie, Ketcham, Lawrence, Meredith, Parker, Robinson, Serrill, Smith, Thompson, Wharton and Palmer, Speaker—18.

Nays—Messrs. Blood, Clymer, Crawford, Schindel and Welsh—5.

So the question was determined in the affirmative.

The bill was accordingly taken up, the Senate dispensing with going into Committee of the Whole.

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Yeas—Messrs. Benson, Boughter, Bound, Connell, Hall, Hiestand, Imbrie, Ketcham, Lawrence, Meredith, Parker, Robinson, Serrill, Smith, Thompson, Wharton and Palmer, Speaker—18.

Nays—Messrs. Blood, Clymer, Crawford, Schindel and Welsh—5.

So the question was determined in the affirmative.

The bill was accordingly taken up, the Senate dispensing with going into Committee of the Whole.

The first section was read, and

On the question,

"Will the Senate agree to the same?"

The yeas and nays were required by Mr. WELSH and Mr. SCHINDEL, and were as follows, viz:

Yeas—Messrs. Benson, Boughter, Bound, Connell, Hall, Hiestand, Imbrie, Ketcham, Lawrence, Meredith, Parker, Robinson, Serrill, Smith, Thompson, Wharton and Palmer, Speaker—18.

Nays—Messrs. Blood, Clymer, Crawford, Schindel and Welsh—5.

So the question was determined in the affirmative.

The bill was accordingly taken up, the Senate dispensing with going into Committee of the Whole.

The first section was read, and

Yeas—Messrs. Benson, Boughter, Bound, Connell, Fuller, Hall, Hiestand, Imbrie, Ketcham, Lawrence, Parker, Robinson, Serrill, Smith, Thompson, Wharton and Palmer, Speaker—17.

Nays—Messrs. Blood, Clymer, Crawford, Schindel and Welsh—5.

So the question was determined in the affirmative.

The fifth section was read, and on agreeing to the same,

The yeas and nays were required by Mr. WELSH and Mr. SCHINDEL, and were as follows, viz:

Yeas—Messrs. Benson, Boughter, Bound, Connell, Hall, Hiestand, Imbrie, Ketcham, Lawrence, Parker, Serrill, Smith, Wharton and Palmer, Speaker—16.

Nays—Messrs. Blood, Clymer, Crawford, Schindel, and Welsh—5.

So the section was agreed to.

The sixth section was read and agreed to.

The seventh section was read, and on agreeing to the same,

The yeas and nays were required by Mr. WELSH and Mr. SCHINDEL, and were as follows, viz:

Yeas—Messrs. Benson, Boughter, Bound, Connell, Hall, Hamilton, Hiestand, Imbrie, Ketcham, Lawrence, Parker, Robinson, Serrill, Smith, Wharton and Palmer, Speaker—16.

Nays—Messrs. Blood, Clymer, Crawford, Schindel, and Welsh—5.

So the section was agreed to.

The eighth section was read, and on agreeing to the same,

The yeas and nays were required by Mr. WELSH and Mr. SCHINDEL, and were as follows, viz:

Yeas—Messrs. Benson, Boughter, Bound, Connell, Hiestand, Imbrie, Lawrence, Parker, Penney, Robinson, Smith, Wharton and Palmer, Speaker—12.

Nays—Blood, Clymer, Crawford, Schindel and Welsh—5.

So the section was agreed to.

The ninth, tenth, eleventh, twelfth, thirteenth, fourteenth, fifteenth, sixteenth, seventeenth, eighteenth, nineteenth and twentieth sections were severally read and agreed to.

The twenty-first section was read, and on agreeing to the same,

The yeas and nays were required by Mr. WELSH and Mr. BLOOD, and were as follows, viz:

Yeas—Messrs. Benson, Boughter, Connell, Hamilton, Hiestand, Imbrie, Lawrence, Parker, Robinson, Serrill, Smith, Wharton and Palmer, Speaker—18.

Nays—Messrs. Blood, Clymer, Crawford, Schindel and Welsh—5.

So the section was agreed to.

The twenty-second and last section was read, and

Agreed to.

Mr. SMITH moved to suspend the rules and read the bill a second time by its title.

On the question,

"Will the Senate agree to the motion?"

The yeas and nays were required by Mr. WELSH and Mr. BLOOD, and were as follows, viz:

Yeas—Messrs. Benson, Boughter, Bound, Connell, Fuller, Hall, Hamilton, Hiestand, Imbrie, Ketcham, Lawrence, Meredith, Parker, Robinson, Serrill, Smith, Thompson, Wharton and Palmer, Speaker—19.

Nays—Messrs. Blood, Clymer, Crawford, Schindel and Welsh—5.

So the rules were suspended, and

The bill was read a third time.

On the question,

"Shall the bill pass finally?"

The yeas and nays were required by Mr. WELSH and Mr. SCHINDEL, and were as follows, viz:

Yeas—Messrs. Benson, Boughter, Bound, Connell, Hall, Hamilton, Imbrie, Ketcham, Lawrence, Meredith, Parker, Robinson, Serrill, Smith, Thompson, Wharton and Palmer, Speaker—17.

Nays—Messrs. Blood, Clymer, Crawford, Schindel and Welsh—5.

So the bill

Passed finally.

MR. IMBRIE moved to proceed to the consideration of the motion to reconsider the vote negating the first section of Senate bill No. 494, entitled "an Act to provide for the fencing of a part of the Pittsburg and Cleveland Railroad, and for a better protection of property in Beaver county."

The motion was agreed to.

The question recurred.

"Will the Senate agree to reconsider the vote had on the first section?"

It was determined in the affirmative.

The several sections were then read and agreed to, and the bill

Passed finally.

MR. HESTAND called up House bill, No. 412, entitled "an Act organizing a gray battalion and regiment in Carbon county."

Mr. WELSH stated that this bill was one in which the Senator from Pike (Mr. MOTT) was interested, and he therefore moved that the further consideration of the subject be postponed for the present.

Mr. HESTAND replied that he did not wish to pass the bill further than third reading in which position it might easily be amended by the Senator from Pike on his return.

Mr. CLYMER hoped that the motion to postpone would be agreed to.

On the motion of Mr. WELSH,

The yeas and nays were required by Mr. WELSH and Mr. HESTAND, and were as follows, viz:

Yeas—Messrs. Benson, Boughter, Bound, Connell, Penney, Robinson and Thompson—7.

Nays—Messrs. Blood, Clymer, Crawford, Fuller, Hall, Hamilton, Hiestand, Imbrie, Irish, Ketcham, Lawrence, Meredith, Parker, Schindel, Serrill, Smith, Welsh, Wharton and Palmer, Speaker—19.

Nays—Messrs. Benson, Boughter, Bound, Connell, Penney, Robinson and Thompson—7.

So the bill was agreed to.

Mr. BLOOD moved to suspend the rules and read the bill a third time by its title.

On the motion,

The yeas and nays were required by Mr. PENNEY and Mr. MEREDITH, and were as follows, viz:

Yeas—Messrs. Blood, Bound, Clymer, Crawford, Fuller, Hall, Hamilton, Hiestand, Imbrie, Irish, Ketcham, Lawrence, Meredith, Parker, Serrill, Welsh, Wharton and Palmer, Speaker—17.

Nays—Messrs. Benson, Boughter, Connell, Parker, Penney, Robinson, Smith and Thompson—8.

So the rules were suspended, and the bill

Passed finally.

MR. CONNELL called up House bill, No. 646, entitled "an Act to vacate Filbert street, in the twenty-fourth ward of the city of Philadelphia."

Passed finally.

Mr. CONNELL called up Senate bill, No. 636, entitled "a further supplement to the Act to incorporate the city of Philadelphia."

[The bill provides for the sale of the Almshouse in the twenty-fourth ward of said city.]

TON, seconded by Mr. HESTAND, which resulted as follows:

Yeas—Messrs. Benson, Boughter, Bound, Connell, Hall, Hiestand, Lawrence, Meredith, Parker, Penney, Serrill, Smith, Thompson, Wharton and Palmer, Speaker—16.

Nays—Messrs. Blood, Hamilton, Irish and Welsh—4.

So the bill passed finally.

FINAL ADJOURNMENT.

Mr. IRISH moved to discharge the Finance Committee from the further consideration of House bill No. 481, entitled "a Joint Resolution relative to the final adjournment of the Legislature."

Mr. IRISH. A rule of the House provides that no bill shall be objected of the private calendar within ten days of the time fixed for final adjournment. If the Senate concurs in the action of the House with regard to this subject, the rule will have to be enforced as early as Tuesday next.

The motion was agreed to, and the Senate resolved itself into Committee of the Whole, (Mr. FULLER in the Chair,) on said resolution.

The first and only section was read.

Mr. PENNEY. I doubt whether the Senate is now ready to act upon this resolution, as we have not yet acted upon either the appropriation or apportionment bills. I am inclined to vote for it, if it can possibly see the beginning of the end of the business of the present session.

Mr. BLOOD. If we concur in the action of the House on this subject, the effect may be to bring back Senators who are now absent in Washington.

Mr. SMITH. If the business of the Senate is in such position as to admit of the passage of the resolution, I shall vote for it; but I am convinced that the contrary is the case. I believe it to be utterly impossible for the Legislature to finish the business coming before it, within two weeks. The Committee appointed relative to the matter of an apportionment of the State into Congressional districts, have not yet reported; and the consideration of their report, when made, will occupy considerable time, as differences of opinion among Senators and members necessarily exist in regard to that measure. The appropriation bill will occupy some three or four days in its consideration. I am anxious for a final adjournment of the Legislature on an early day as is any Senator, but I wish to see the business of the session properly attended to. Last year, we passed a similar resolution, in too great haste, and adjourned finally a month before we should have done. I move that the Committee rise, report progress and ask leave to sit again.

Mr. HESTAND. In reply to the Senator from Philadelphia, I would state that though the Legislature may have adjourned a month too early in his opinion, yet in the opinion of the people we did not adjourn any too soon, and we cannot adjourn any too early this year. I think we should adopt this resolution and go to work in earnest; by so doing we can easily finish up the remaining business of the session by the time named.

Mr. SMITH. I have never been influenced by this popular clap-trap of early adjournments. The people send members of the Legislature here to attend to the business of the State properly, and they expect that business to be properly finished when we adjourn.

Mr. IRISH. It seems to me that the Senate "drags its slow length along," apparently forgetting the fact that there are two very important bills yet to be acted upon during this session.

Mr. LAWRENCE. In justification of the committee appointed to apportion the State into congressional districts, I would state that there has been no unnecessary delay on their part. I have been as anxious as any member of the Senate to get the business of this session wound up, by the 18th of this month. I believe the apportionment bill can be acted upon by the Senate in two days, and that the appropriation bill will, perhaps, be disposed of within the same length of time. If no obstacles, at present unforeseen, are thrown in the way, we may be ready to adjourn on the 18th. I can fully appreciate the anxiety of every member of the Senate who desires to get home as soon as possible.

Mr. BLOOD. It is well known that two of the most important bills of this session were considered and passed finally by either branch of the Legislature, within a few days of their introduction. The Appropriation and Apportionment bills need not require more than a few days for their consideration; and I am of opinion that by proper industry, we may be ready to adjourn at the time named.

The motion that the Committee rise was agreed to; when

The bill was reported to the Senate.

On granting the Committee leave to sit again,

The yeas and nays were required by Mr. LAWRENCE and Mr. IRISH, and were as follows, viz:

Yeas—Messrs. Benson, Boughter, Bound, Clymer, Connell, Ketcham, Penney, Robinson, Schindel, Smith, Thompson and Welsh—12.

Nays—Messrs. Blood, Crawford, Fuller, Hall, Hamilton, Hiestand, Imbrie, Irish, Ketcham, Lawrence, Meredith, Parker, Schindel, Serrill, Smith, Welsh, Wharton and Palmer, Speaker—17.

So the Committee was not granted leave.

The bill was then read; and on agreeing to the same, on second reading,

The yeas and nays were required by Mr. WELSH and Mr. BLOOD, and were as follows, viz:

Yeas—Messrs. Blood, Clymer, Crawford, Fuller, Hall, Hamilton, Hiestand, Imbrie, Irish, Ketcham, Lawrence, Meredith, Parker, Schindel, Serrill, Smith, Welsh, Wharton and Palmer, Speaker—19.

Nays—Messrs. Benson, Boughter, Bound, Connell, Penney, Robinson and Thompson—7.

So the bill was agreed to.

Mr. BLOOD moved to suspend the rules and read the bill a third time by its title.

On the motion,

The yeas and nays were required by Mr. PENNEY and Mr. MEREDITH, and were as follows, viz:

Yeas—Messrs. Blood, Bound, Clymer, Crawford, Fuller, Hall, Hamilton, Hiestand, Imbrie, Irish, Ketcham, Lawrence, Meredith, Parker, Serrill, Welsh, Wharton and Palmer, Speaker—17.

Nays—Messrs. Benson, Boughter, Connell, Parker, Penney, Robinson, Smith and Thompson—8.

So the rules were suspended, and the bill

Passed finally.

MR. CONNELL called up House bill, No. 646, entitled "an Act to vacate Filbert street, in the twenty-fourth ward of the city of Philadelphia."

Passed finally.

Mr. CONNELL called up Senate bill, No. 636, entitled "a further supplement to the Act to incorporate the city of Philadelphia."

[The bill provides for the sale of the Almshouse in the twenty-fourth ward of said city.]

Passed finally.

Mr. KETCHAM called up an Act to authorize the erection of a new school district, out of parts of North Moreland and Eaton townships, Wyoming county.

The first section of the bill was read, and pending its consideration,

Mr. KETCHAM moved to postpone the further consideration of the bill for the present.

The motion was agreed to.

Mr. MEREDITH called up an Act relative to Sheriff's and Coroners in Armstrong county.

Passed finally.

Mr. WHARTON called up House bill, entitled an Act to appoint an auctioneer for the county of Bedford.

The first section was negatived and the bill fell.

Mr. KETCHAM moved to resume the consideration of an Act authorizing the creation of a new school district out of parts of North Moreland and Eaton townships, Wyoming county.

The motion was agreed to,

And after a modification of the first section of the bill

Passed finally.

Mr. CLYMER for Mr. MOTT, called up House bill, No. 678, entitled an Act laying out a State road in Carbon and Butler counties.

Passed finally.

Mr. ROBINSON called up Senate bill, No. 782, entitled an Act to incorporate the New Castle and Harrington Railroad company.

Mr. SCHINDEL called up House bill, No. 600, entitled an Act to incorporate the Saucun railroad and mining company.

Passed finally.

Mr. PENNEY called up House bill, No. 591, entitled "an Act relative to a certain burial ground in Allegheny city."

In Committee of the Whole, (Mr. KETCHAM in the Chair,) the bill was amended, so reported, and

Passed finally.

Mr. SERRILL called up an Act to ratify a contract made by the Philadelphia and Lancaster turnpike road company, with the borough of Downingtown, in Chester county.

Passed finally.

Mr. THOMPSON called up Senate bill No. 447, entitled "a supplement to an Act to incorporate the Lackawanna and Lanesborough Railroad company."

In Committee of the Whole (Mr. WELSH in the Chair) the first and second sections were read and agreed to.

Mr. CLYMER moved to amend by adding the following as a new section:

SECT. 3. That this corporation shall pay into the Treasury of the Commonwealth a bonus of one-half of one per centum on the capital stock hereby authorized, or hereafter created, in four equal annual installments, and such other tax as is now or may hereafter be imposed by law on corporations; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers employed by said company, and for all materials and provisions furnished to said company, to be sued for and collected as is provided in the twelfth, thirteenth and fourteenth sections of the Act incorporating the Lackawanna Coal and Iron company, approved the fifth day of April, one thousand eight hundred and fifty-three; and the privileges hereby granted shall not extend for a period longer than twenty years.

The amendment was agreed to, and the bill being so reported,