

pass, it passed in the negative—ordered that the clerk inform the house of representatives thereof.

On Motion.

Ordered that the act for the admission of equitable trials in suits at law be read the third time to day, whereupon it was read, and on the question being put, shall this bill pass, it passed in the negative—ordered that the clerk inform the house of representatives thereof.

On the third reading of the act making compensation to the chancellor of the territory and for other purposes, Mr. Bond moved to amend the same by striking out from the word 'services' in the second section to the end of the third session, which passed in the affirmative, whereupon the bill was read a third time and passed as amended—ordered that the clerk inform the house of representatives thereof, and desire their concurrence therein.

On the third reading of the act to amend the act entitled an act concerning servants and for other purposes, Mr. Bond moved to amend the same by adding after the word masters, in the fourth line from the bottom of the first page the words, first had and obtained, and on motion the further consideration of the bill is postponed till evening.

A message from the house of representatives by Mr. Jones, their clerk.

Mr. President, I am directed by the house of representatives to inform this house, that they have concurred in the amendments made by this house to the act for the relief of Catharine Moore, and then he withdrew.

House adjourned.

Saturday, October 15.

House met according to adjournment.

The act to amend an act entitled an act regulating the fees of the several officers and persons therein named, was read the third time, when Mr. Fisher moved to strike out the first section, which passed in the affirmative—the question being taken, shall the bill pass as amended, it passed in the affirmative—ordered that the clerk inform the house of representatives thereof.

A message from the house of representatives by Mr. Jones, their clerk.

Mr. President, I am directed by the house of representatives to inform this house, that they have concurred in the amendment made by this house to the act entitled an act to amend an act entitled an act regulating the fees of the several officers and persons therein named, and then he withdrew.

Mr. Bond asked and obtained leave to bring in a bill supplemental to an act entitled an act establishing and regulating the militia, which was read the first time to day—ordered that it be read a second time on Monday next.

Ordered, That the house adjourn till Monday next.

Monday, October 17.

House met according to adjournment.

Mr. Jones submitted the following resolution to the consideration of the house.

Whereas frequent appeals to the people by election are the best safe guards of their rights and liberties, and whereas it appears to this house that the mode established by the ordinance for the government of the territory, of nominating and appointing the legislative council, and the time of their continuance in office, are by no means congenial to the rights or interests of the citizens in a free government.

Resolved, therefore by the legislative council of the Indiana territory, that our delegate be instructed to use his endeavors at the ensuing national legislature to procure a law to be passed vesting the powers of electing the members of the said council in the citizens of the said territory entitled to vote for representatives to the general assembly, and that the continuance in office of the members of such council shall be for the term of two years only.

Resolved, that one delegate be instructed to apply to the national legislature at their next session for the passage of a law vesting the powers of electing a delegate to congress in the citizens of the territory entitled to vote for representatives to the general assembly.

Resolved, that copies of these resolutions, signed by the president, and attested by the secretary, be transmitted to the president of the United States, the president of the Senate, the speaker of the house of representatives, and our delegate to congress.

Mr. Bond moved to amend the same by striking out the word, two, in the first resolution, and insert the word, four, which passed in the affirmative, the yeas and nays being called for by Mr. Jones, they were—yeas, messrs. Fisher and Bond—nays, Mr. Jones.

Ordered that the resolutions pass as amended.

Mr. Bond from the committee for enrolled bills, reported that they had laid be-

fore the governor, the act in addition to the act regulating public roads and highways. He also reported that they had examined the act for the relief of Catharine Moore, and find it duly enrolled.

A message from the house of representatives by Mr. Jones, their clerk.

Mr. President, the speaker of the house of representatives having signed the act for the relief of Catharine Moore, I am directed to lay it before this house for the signature of the president, and then he retired.

The president of the council having signed the act for the relief of Catharine Moore it was delivered to the committee for enrolled bills to be laid before the governor.

A message from the house of representatives by Mr. Jones, their clerk.

Mr. President, I am directed by the house of representatives to inform this house, that they have passed an act to alter and repeal certain parts of an act entitled a law to regulate county levies, to which they desire the concurrence of this house, and then he withdrew.

Mr. Bond from the committee of enrolled bills reported that they had laid before the governor, the act for the relief of Catharine Moore.

A message from the house of representatives by Mr. Jones, their clerk.

Mr. President, I am directed by the house of representatives to inform this house, that they have concurred in the act to amend an act entitled an act establishing courts for the trial of small causes, to which they have made some amendments, and desire the concurrence of this house, and then he withdrew.

The act to amend an act entitled an act for the trial of small causes was read, on motion, ordered that this house concur in the amendments thereto by the house of representatives, on the question being taken, shall this bill pass as amended, it passed in the affirmative—ordered that the clerk inform the house of representatives thereof.

A message from the house of representatives by Mr. Jones, their clerk.

Mr. President, I am directed by the house of representatives to inform this house, that they have concurred in the amendment made by this house to the act entitled an act to amend an act entitled an act regulating the fees of the several officers and persons therein named, and then he withdrew.

Mr. Jones asked and obtained leave to bring in a bill to regulate the county levies which was read the first time—ordered that it be read a second time to morrow.

Mr. Bond moved to bring in a bill to establish district courts and a court of errors and appeals, which was read the first time—ordered that it be read a second time to morrow.

House adjourned.

Tuesday, October 18.

House met according to adjournment.

House adjourned.

Wednesday, October 19.

House met according to adjournment.

Mr. Bond from the committee of enrolled bills, reported that they had compared the enrolled with the engrossed bill to amend an act entitled an act regulating the fees of the several officers and persons therein named, and find it duly enrolled.

A message from the house of representatives by Mr. Jones, their clerk.

Mr. President, the speaker of the house of representatives having signed the act to amend an act entitled an act to regulate the fees of the several officers and persons therein named, I am directed to lay it before this house for the signature of the president, and then he withdrew.

The president having signed the act to amend an act entitled an act to regulate the fees of the several officers and persons therein named, it was delivered to the committee for enrolled bills to be laid before the governor.

On the second reading of the bill establishing district courts and a court of errors and appeals, moved to amend the same by adding the following section to it. 'Be it further enacted, that no judge shall hold a district court in any county in this territory for two terms successively; nor shall any judge from whose opinion an appeal is prayed for to the court of errors and appeals in such court on the trial of such appeal which passed in the affirmative.'

On Motion.

Ordered that the rule be dispensed with, and that the same be read a third time to day, whereupon it was read, and passed as amended—ordered that the clerk inform

the house of representatives thereof, and desire their concurrence thereto.

The act for the relief of Nicholas Jarrot was read the first time to day—on motion, ordered that the rule be dispensed with, and that the same be read a second and 3d time to day, whereupon the same was read and passed—ordered that the clerk inform the house of representatives thereof.

The act supplementary to an act entitled an act to authorize the proprietors of land in the lower prairie in the county of Knox to enclose the same and for other purposes, was read the first time—on motion, ordered that the rule be dispensed with, & that the same be read a second and third time to day whereupon the same was read accordingly, and passed—ordered that the clerk inform the house of representatives thereof.

The act allowing compensation to the legislative council, and house of representatives was read the first time, when Mr. Fisher moved to amend the same by striking out the word, three, in the second line of the 3d section, and inserting in lieu thereof the words, two, which passed in the affirmative—on motion, ordered that the rule be dispensed with, and that the same be read a second and third time to day, whereupon the same was read accordingly, and passed—ordered that the clerk inform the house of representatives thereof, and desire their concurrence therein.

A message from the house of representatives by Mr. Jones, their clerk.

Mr. President, I am directed by the house of representatives to inform this house, that they have passed an act to amend an act authorizing the granting letters testamentary and letters of administration, for the settlement of intestate estates and for other purposes to which they desire the concurrence of this House and then he withdrew.

The last mentioned act was read the first time, when Mr. Jones moved to amend the same by adding executors or administrators shall make it a part of the condition of such sales that purchases under three dollars shall be paid down, which passed in the affirmative, several other amendments being made thereto, ordered that the rule be dispensed with, and that the same be read a 2d & 3d time to day, whereupon it was read, and passed as amended—ordered that the clerk inform the house of representatives thereof, and desire their concurrence therein.

A message from the house of representatives by Mr. Jones, their clerk.

Mr. President, I am directed to inform this house that the house of representatives disagree to the amendments made by this house to the act entitled an act concerning servants, and to the amendments made to the act allowing compensation to the members of the house of representatives and legislative council, and to the officers of both houses for the present session, and then he withdrew.

The bill supplemental to an act entitled an act establishing and regulating the militia, was read the second time to day—ordered that the same be read a 3d time to morrow.

A message from the house of representatives by Mr. Jones, their clerk.

Mr. President, I am directed by the house of representatives to inform this house, that they have passed the following resolution.

Resolved, the legislative council concurring therein, that our delegate to congress be instructed to use his endeavors to have a law passed allowing further time to the citizens of Knox in this territory, to claim and locate lands in the said county, to which they desire the concurrence of this house, and then he withdrew.

House adjourned.

Thursday, October 20.

Mr. Bond being too much indisposed to attend the house, it adjourned till to morrow.

Friday, October 21.

House met according to adjournment.

A message from the governor by general Gibson, secretary.—The message recommends to the legislature the passage of a law authorizing the governor to call out the militia in cases of emergency, and also to furnish those who may be so called out with provisions, it also contains an account of expenditures.

The act concerning servants and for other purposes, was read the third time to day, whereupon Mr. Fisher moved to amend the same by striking out the third section which passed in the affirmative—on motion, ordered that the bill pass as amended, and that the same be read a third time to day whereupon the same was read and passed as amended—ordered that the clerk inform the house of representatives thereof, and desire their concurrence therein.

The act to amend an act entitled an act organizing courts of common pleas and for other purposes, was read the 3d time, when Mr. Fisher moved to amend the same by striking out the word, one, in the first section, & insert the word, two, in lieu thereof, and also to strike out the 2d, 3d, 4th & 5th sections thereof, and further to amend the same by adding the following section.

Mr. President, The speaker of the house of representatives having signed the act entitled an act regulating the practice of the general court and courts of common pleas and for other purposes, and the act for the relief of Nicholas Jarrot, I am directed to lay them before this house for the signature of the president.

Be it enacted, that the following fees shall be allowed and collected by the proper officer and paid into the county treasury.

Every writ of capias and seal, 1

For each action in court 75

Signing every judgment 50

Acknowledging satisfaction on record 25

Taxing and signing bill of costs 50

Proof or acknowledgement of deed 75

For every issue joined 1

For every trial 1 50

Granting referees 50

Approving report of referees 70

On surrendering principal in court 50

Hearing petin. & making order thereon 50

Allowing writ of error, habeas corpus,

or certiorari, when presented from the judges of the general court 1

which passed in the affirmative, the yeas & nays being called for by Mr. Jones, they were, yeas, messrs. Bond and Fisher, nays, Mr. Jones—

Ordered that the clerk inform the house of representatives thereof, and desire their concurrence therein.

A message from the house of representatives by Mr. Jones, their clerk.

Mr. President, I am directed by the house of representatives to inform this house, that they have passed an act to amend an act authorizing the granting letters testamentary and letters of administration, for the settlement of intestate estates and for other purposes to which they desire the concurrence of this House and then he withdrew.

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Mr. President, I am directed to inform this house that the house of representatives disagree to the amendments made by this house to the act entitled an act concerning servants, and to the amendments made to the act allowing compensation to the members of the house of representatives and legislative council, and to the officers of both houses for the present session, and then he withdrew.

The bill supplemental to an act entitled an act establishing and regulating the militia, was read the second time, further consideration of this bill be postponed.

A message from the house of representatives by Mr. Jones, their clerk.

Mr. President, I am directed to inform this house that the house of representatives have passed the act establishing district courts and a high court of errors and appeals, to which they have made an amendment, and desire the concurrence of this house thereto.

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