(1)

In convention
assembly Chamber
State capitol,
Sacramento Wednesday
Oct. 16, 1878.

Convention met pursuant to adjournment

President Hoge in the chair

The Roll was called and the following members were ~~absent~~ present,

(2) Roll call Oct. 16th, 1878.

Roll-Call of Delegates to the Constitutional Convention, 1878.

Names.	Ayes	Noes	Names.	Ayes	Noes	Names.	Ayes	Noes	Names.	Ayes	Noes
ANDREWS	1		FAWCETT	35		LAVIGNE	66		SHOEMAKER	138	
AYERS	2		FILCHER	36		LEWIS	67		SHURTLEFF	103	
BARBOUR	3		FINNEY	37		LINDOW	68		SMITH of Santa Clara.	104	
BARNES	a		FREEMAN	"		MANSFIELD	69		SMITH of Fourth District.	105	
BARRY			FREUD	38		MARTIN of Alameda.	70		SMITH of San Francisco.	106	
BARTON			GARVEY	39		MARTIN of Santa Cruz.	71		SOULE	107	
BEERSTECHER	4		GLASSCOCK			McCALLUM	72		STEDMAN	108	
BELCHER	5		GORMAN	40		McCOMAS	73		STEELE	109	
BELL	6		GRACE	41		McCONNELL	74		STEVENSON	110	
BERRY			GRAVES			McCOY	75		STRONG	111	
BIGGS	7		GREGG	42		McFARLAND	76		STUART	64	
BLACKMER	8		HAGER	43		McNUTT	77		SWEASEY	112	
BOGGS	9		HALE			MILLER	78		SWENSON	113	
BOUCHER	11		HALL	44		MILLS	79		SWING	114	
BROWN	12		HARRISON	45		MOFFAT	80		TERRY	115	
BURT	13		HARVEY	46		MORELAND	81		THOMPSON	116	
CAMPBELL	14		HEISKELL	47		MORSE	82		TINNIN	117	
CAPLES	15		HEROLD	48		MURPHY	139		TOWNSEND	118	
CASSERLY	a		HERRINGTON	49		NASON	83		TULLY	119	
CHAPMAN	16		HILBORN	50		NELSON	84		TURNER	120	
CHARLES	17		HITCHCOCK	51		NEUNABER	85		TUTTLE	121	
CONDON	18		HOLMES	52		NOEL	86		VACQUEREL	122	
COWDEN	19		HOWARD	53		O'DONNELL	87		VAN DYKE	123	
CROSS	20		HUESTIS	54		OHLEYER	88		VAN VOORHIES	124	
CROUCH	21		HUGHEY	55		O'SULLIVAN	89		WALKER of Marin.	125	
DAVIS	22		HUNTER	56		OVERTON	90		WALKER of Tuolumne.	126	
DEAN	23		INMAN	57		PORTER	91		WATERS	4	
DOWLING	24		JOHNSON	58		PROUTY	92		WEBSTER	127	
DOYLE	25		JONES	59		PULLIAM	93		WELLER	5	
DUDLEY of San Joaquin and Amador.	26		JOYCE	135		REDDY	94		WELLIN	128	
DUDLEY of Solano.	27		KELLY	60		REED	95		WEST	129	
DUNLAP	28		KENNY	61		REYNOLDS	96		WICKES	130	
EAGON	29		KEYS	8		RHODES	97		WHITE	131	
EDGERTON	30		KLEINE	62		RINGGOLD	98		WILSON of Tehama.	132	
ESTEY of Contra Costa and Marin.	31		LAINE	63		ROLFE	99		WILSON of First District.	a	
ESTEE of First District.	32		LAMPSON			SCHELL	100		WINANS	133	
EVEY	33		LARKIN	137		SCHOMP	101		WYATT	134	
FARRELL	34		LARUE	65		SHAFTER	102		MR. PRESIDENT	135	

Ayes _____

Noes _____

(3)

Leave of absence -

Mr. Keyes was granted leave of absence for one day

The Journal of yesterday was read and approved -

(4)

Petitions and Memorials

Memorials were presented by Mr. Hager from citizens of the State of California Relative to the Preamble and Bill of Rights

Also

Mr. Martin of Alameda presented ~~a~~ petitions from citizens of the State of California relative to the same subject

Each referred to the Committee on Preamble and Bill of Rights

The President presented a memorial from citizens of Humboldt County

5

relative to the Legislative Department

Referred to Com. on Legislative Department

Mr. Boucher by leave introduced

Amendment No. 349

Relative to County and County Seats -

Referred to Com. on City, County and Township Organizations

6

Reports of Standing Committees

~~Mr Nichols from the com.~~ mechanics ~~submitted the following Report~~ to which was referred the following Resolution

Resolved that this Convention memorialize the President of the United States to abrogate or modify the Burlingame Treaty, and also memorialize Congress to prohibit Chinese Immigration - and that the chair appoint a Committee of seven to draft such memorials to be submitted to this convention

7 made ~~submitted~~ the following report -

Mr. President

The committee on Chinese to whom was referred the Resolution No. 28. relating to a memorial to the President of the United States for the modification of the Burlingame Treaty, beg leave to report the same to the Convention together with the following substitute therefor, unanimously agreed upon by ~~the~~ Committee, with the recommendation that the substitute herein be adopted, to wit:

"Resolved that the ~~Committee~~ Convention memorialize the President and
"Senate of the United States to modify the
" Burlingame Treaty so as to
" prohibit Chinese Immigration,
" and that the ~~Chairman~~ Chair appoint
" a Committee of Seven to draft
" such memorial ~~to be submitted~~
" to the Convention"

Respectfully submitted
Jno. F. Miller
Chairman

Report of
Com. on Finance

9

Mr. Hager moved to amend as follows:

"To substitute the standing Committee on Chinese in place of the special committee as commended."

~~The amendment was adopted and the question coming on the adoption of the Report the same was adopted~~

The Report as amended was adopted

110

(10)

Mr. Hibbard for the com on Mileage and contgl. Expenses offered the following Resolution

Resolved That the Secretary of State be requested to furnish the Convention a Statement of the amount of Stationary issued from his office up to this date, which has been charged to the Appropriation for the payment of the expenses of this Convention

adopted

8 Resolution
Kilbourn from
Com-on mileage

adopted -

11/ The following Resolutions were introduced by leave
By Mr. Gamey, ~~by leave~~

~~#~~	Resolved That P. H. Kean be and is hereby appointed Clerk of the Sergeant-at-Arms, whose pay shall be the same as minute Clerk, payable out of the appropriation for the expenses of this Convention.

Referred to Com.
on Mileage and contgt.
Expenses -

12

By Mr. Hilborne

Resolved That the Sergeant at Arms be directed to assign the Chambers of the Judges of the Supreme Court for Committee rooms for this Convention.

adopted

Cilbom

adapted

13

By Mr. Aspd.

4	Resolved that the Committee on Enrollment & Engrossement be authorized and empowered to employ a Clerk at a Salary of five dollars per day whenever necessary

Referred to Com on Mileage and Misc. Expenses

13 14

at ten o'clock and forty-five minutes a. m. the Convention adjourned.

Oct 16th 1878

10/16/78