1

In Convention

Assembly Chamber, State Capitol

Sacramento

Wednesday Nov. 27th 1878

Convention met pursuant to adjournment

President Moje in the Chair

Roll called and the following members were present:

2)

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

Names.	Ayes.	Noes.	Names.	Ayes.	Noes.	Names.	Ayes.	Noes.	Names.	Ayes.	Noes.
ANDREWS	1		FAWCETT	31		LAVIGNE			SHOEMAKER	[illegible]	
AYERS	2		FILCHER	32		LEWIS	57		SHURTLEFF	89	
BARBOUR	3		FINNEY	33		LINDOW	58		SMITH of Santa Clara.	90	
BARNES	4		FREEMAN	34		MANSFIELD	59		SMITH of Fourth District.	91	
BARRY	5		FREUD	35		MARTIN of Alameda.	60		SMITH of San Francisco.	92	
BARTON	6		GARVEY	1		MARTIN of Santa Cruz.	61		SOULE	93	
BEERSTECHER	7		GLASSCOCK	36		McCALLUM	62		STEDMAN	94	
BELCHER	8		GORMAN	37		McCOMAS	63		STEELE	95	
BELL			GRACE	1		McCONNELL	64		STEVENSON	96	
BERRY			GRAVES			McCOY	65		~~STRONG~~		
BIGGS			GREGG	38		McFARLAND	66		STUART	97	
BLACKMER	9		HAGER	39		McNUTT	67		SWEASEY	98	
BOGGS	10		HALE	1		MILLER	68		SWENSON	99	
BOUCHER	11		HALL	40		MILLS	69		SWING	100	
BROWN	12		HARRISON	41		MOFFAT	70		TERRY	101	
BURT	13		HARVEY	42		MORELAND			THOMPSON		
CAMPBELL	14		HEISKELL	43		MORSE	71		TINNIN	102	
CAPLES	1		HEROLD	44		MURPHY	[illegible]		TOWNSEND	103	
CASSERLY	15		HERRINGTON	45		NASON	72		TULLY	104	
CHAPMAN	16		HILBORN	46		NELSON	73		TURNER	105	
CHARLES	17		HITCHCOCK	47		NEUNABER			TUTTLE		
CONDON	18		HOLMES	48		NOEL	74		VACQUEREL	106	
COWDEN	19		HOWARD	122		O'DONNELL	75		VAN DYKE	107	
CROSS	20		HUESTIS	49		OHLEYER	76		VAN VOORHIES	108	
CROUCH	21		HUGHEY			O'SULLIVAN	77		WALKER of Marin.		
DAVIS	22		HUNTER	50		OVERTON			WALKER of Tuolumne.	109	
DEAN			INMAN			PORTER	78		WATERS	110	
DOWLING	23		JOHNSON			PROUTY	79		WEBSTER	111	
DOYLE	24		JONES			PULLIAM	80		WELLER	112	
DUDLEY of San Joaquin and Amador.	25		JOYCE	51		REDDY			WELLIN	113	
DUDLEY of Solano.	26		KELLY	52		REED	81		WEST	114	
DUNLAP	1		~~KENNY~~			REYNOLDS	82		WICKES	115	
EAGON			KEYS	53		RHODES	83		WHITE	116	
EDGERTON			KLEINE	54		RINGGOLD	84		WILSON of Tehama.	117	
ESTEY of Contra Costa and Marin.	27		LAINE	1		ROLFE	85		WILSON of First District.	118	
ESTEE of First District.	28		LAMPSON	1		SCHELL	86		WINANS	119	
EVEY	29		LARKIN	55		SCHOMP	87		WYATT	120	
FARRELL	30		LARUE	56		SHAFTER	88		Mr. PRESIDENT	121	

Ayes 122

Noes

3)

Leave of absence

Messrs. Moulton and Overton were granted two days, and Messrs Johnson and Thompson one days leave of absence.

On motion of Mr. Zinnin the reading of the journal was dispensed with and the same approved.

Mr. Zinnin moved to take from the table the motion to reconsider the vote on the adoption of the resolution providing for an adjournment until the 2d day of December.

Mr. Barnes made

4)

a point of order as follows:

1st The motion to reconsider made by Mr Estee was laid on the table. The motion of Mr Irwin to take from the table the motion to reconsider was defeated. This disposed of the whole matter and was equivalent to a defeat of the motion to reconsider. The motion to reconsider was defeated

2nd There can be no reconsideration of an order the execution of which has already commenced and even if the motion should prevail, the Convention could not change the order of the 25th inst. relating to adjournment, as the Extra Sessions which were part of the order have already been held.

The President decided the point of order well taken. from which decision messrs Jinnin, Larkin and Wyatt appealed.

Upon the question "Shall the decision of the Chair stand as the judgment

37 of the Convention. The ayes and noes were demanded by Messrs Larkin, Milly, Condon White and Minnin.

The roll was called and the decision of the Chair was sustained by the following vote:

6)

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

Names.	Ayes.	Noes.	Names.	Ayes.	Noes.	Names.	Ayes.	Noes.	Names.	Ayes.	Noes.
ANDREWS		1	FAWCETT	21		LAVIGNE			SHOEMAKER		
AYERS	1		FILCHER	22		LEWIS	43		SHURTLEFF	72	
BARBOUR		2	FINNEY	23		LINDOW	44		SMITH of Santa Clara.		
BARNES	2		FREEMAN	24		MANSFIELD	45		SMITH of Fourth District.	73	
BARRY		3	FREUD		12	MARTIN of Alameda.	46		SMITH of San Francisco.		22
BARTON	3		GARVEY	25		MARTIN of Santa Cruz.	47		SOULE	74	
BEERSTECHER	4		GLASSCOCK			McCALLUM	48		STEDMAN	75	
BELCHER	5		GORMAN	26		McCOMAS	49		STEELE	76	
BELL			GRACE	27		McCONNELL	50		STEVENSON		23
BERRY			GRAVES			McCOY		20	STRONG		
BIGGS			GREGG			McFARLAND	51		STUART	77	
BLACKMER	6		HAGER	28		McNUTT	52		SWEASEY	78	
BOGGS	7		HALE	29		MILLER	53		SWENSON		24
BOUCHER	8		HALL	30		MILLS	54		SWING		25
BROWN		4	HARRISON	31		MOFFAT			TERRY		26
BURT	9		HARVEY	32		MORELAND			THOMPSON		
CAMPBELL	10		HEISKELL	33		MORSE	55		TINNIN		27
CAPLES	11		HEROLD	34		MURPHY			TOWNSEND	79	
CASSERLY	12		HERRINGTON	35		NASON	56		TULLY		28
CHAPMAN	13		HILBORN	36		NELSON	57		TURNER	80	
CHARLES	14		HITCHCOCK	37		NEUNABER			TUTTLE		
CONDON		5	HOLMES	38		NOEL	58		VACQUEREL		29
COWDEN		6	HOWARD		13	O'DONNELL	59		VAN DYKE	81	
CROSS		7	HUESTIS	39		OHLEYER	60		VAN VOORHIES	82	
CROUCH	15		HUGHEY			O'SULLIVAN	61		WALKER of Marin.		
DAVIS		8	HUNTER	40		OVERTON			WALKER of Tuolumne.	83	
DEAN			INMAN			PORTER	62		WATERS	84	
DOWLING		9	JOHNSON			PROUTY	63		WEBSTER		30
DOYLE		10	JONES			PULLIAM	64		WELLER	85	
DUDLEY of San Joaquin and Amador.			JOYCE		14	REDDY			WELLIN	86	
DUDLEY of Solano.	16		KELLY		15	REED	65		WEST		31
DUNLAP	17		KENNY			REYNOLDS		21	WICKES		32
EAGON			KEYS	41		RHODES	66		WHITE		33
EDGERTON			KLEINE		16	RINGGOLD	67		WILSON of Tehama.	87	
ESTEY of Contra Costa and Marin.	18		LAINE		17	ROLFE	68		WILSON of First District.	88	
ESTEE of First District.	19		LAMPSON	42		SCHELL	69		WINANS	89	
EVEY		11	LARKIN		18	SCHOMP	70		WYATT		34
FARRELL	20		LARUE		19	SHAFTER	71		MR. PRESIDENT		

AYES 89

NOES 34

Nov 27

7)

Committee of the Whole

On motion of Mr Estin the Convention resolved itself into Committee of the whole — President Stone in the Chair — to further consider the ~~article~~ article on Corporations

At Eleven o'Clock and fifty nine Minutes P. M. the Committee arose reported progress and asked leave to sit again

8)

Adjournment.

At twelve o'Clock M. the President declared the convention adjourned until Monday Dec. 2d 1878 at two o'Clock P. M. in accordance with the resolution adopted on the 25th inst.

11/27/78
Adjourn until 12/2