1

Cn. Convention

Assembly Chamber
State Capitol
Sacramento.

Wednesday Feb. 12 1879

Convention met pursuant to adjournment

President Hoge in the Chair.

Roll called and the following members were absent:—

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			LARUE	9		SHAFTER	5	
AYERS	2		FILCHER	1		LAVIGNE	60		SHOEMAKER	123	
BARBOUR			FINNEY			LEWIS	1		SHURTLEFF	6	
BARNES			FREEMAN	121		LINDOW	2		SMITH of Santa Clara.	7	
BARRY	3		FREUD	2		MANSFIELD	2		SMITH of Fourth District.	8	
BARTON	4		GARVEY	3		MARTIN of Alameda.	4		SMITH of San Francisco.	9	
BEERSTECHER	5		GLASSCOCK			MARTIN of Santa Cruz.			SOULE	90	
BELCHER	6		GORMAN	4		McCALLUM	5		STEDMAN	1	
BELL	7		GRACE			McCOMAS	6		STEELE	2	
BERRY			GRAVES	5		McCONNELL			STEVENSON	3	
BIGGS	8		GREGG			McCOY	7		STUART		
BLACKMER			HAGER	6		McFARLAND	125		SWEASEY	4	
BOGGS	9		HALE	124		McNUTT	8		SWENSON	5	
BOUCHER	10		HALL	7		MILLER			SWING	6	
BROWN	11		HARRISON	8		MILLS	9		TERRY		
BURT	12		HARVEY	9		MOFFAT	70		THOMPSON	7	
CAMPBELL	13		HEISKELL	40		MORELAND	1		TINNIN	8	
CAPLES	14		HEROLD	1		MORSE	109		TOWNSEND	9	
CASSERLY	15		HERRINGTON			MURPHY			TULLY	100	
CHAPMAN	16		HILBORN	2		NASON	2		TURNER	1	
CHARLES	17		HITCHCOCK	3		NELSON	120		TUTTLE	2	
CONDON	18		HOLMES	4		NEUNABER	3		VACQUEREL	3	
COWDEN	19		HOWARD of Los Angeles.	5		NOEL	4		VAN DYKE	4	
CROSS	20		HOWARD of Mariposa and Merced.	6		O'DONNELL			VAN VOORHIES	5	
CROUCH	21		HUESTIS	7		OHLEYER	5		WALKER of Marin.		
DAVIS	2		HUGHEY	8		O'SULLIVAN	6		WALKER of Tuolumne.	6	
DEAN	3		HUNTER	9		OVERTON			WATERS	7	
DOWLING	4		INMAN	50		PORTER	7		WEBSTER		
DOYLE	5		JOHNSON			PROUTY			WELLER	8	
DUDLEY of San Joaquin and Amador.			JONES	1		PULLIAM	8		WELLIN	9	
DUDLEY of Solano.	6		JOYCE	2		REDDY			WEST	10	
DUNLAP	7		KELLY	3		REED	122		WICKES	1	
EAGON	123		KENNY	4		REYNOLDS	9		WHITE	2	
EDGERTON	8		KEYS	5		RHODES	80		WILSON of Tehama.	3	
ESTEY of Contra Costa and Marin.	9		KLEINE	6		RINGGOLD	1		WILSON of First District.	4	
ESTEE of First District.	30		LAINE	7		ROLFE	2		WINANS	5	
EVEY	118		LAMPSON			SCHELL	3		WYATT	6	
FARRELL			LARKIN	8		SCHOMP	4		MR. PRESIDENT	117	

123
5

AYES 122

NOES

3)

Leave of absence.

Leave of absence for one day was granted to Mr. Stewart, and for three days to Mr. Lumpkin.

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

Report:

Mr. Ayers, from the committee on Reporting and printing reported as correctly engrossed amendment No. 501 - Legislative Department - amendment No. 526 - Future amendments.

4)

General File -

Amendment No 303 - resumed.

Upon the adoption of the amendment of Mr. Steadman the ayes and noes were demanded by Messrs Willin, Howard of Los Angeles, Steadman Swenson and Wyatt.

The roll was called and the amendment rejected by the following vote, —

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

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

Ayes ~~104~~ 19

Noes ~~19~~ 104

19 103
104

6) Mr. Campbell offered the following amendment.

SEC. 17. The Justices of the Supreme Court and Judges of the Superior Courts shall severally, at stated times during their continuance in office, receive from the State treasury, for their services, a compensation which shall not be increased or diminished during the term for which they shall have been elected. During the term of the first Judges elected under this Constitution, the annual salaries of the Justices of the Supreme Court shall be six thousand dollars each. The Superior Judges shall be divided into four classes: Those of the City and County of San Francisco, and of the Counties of Alameda, San Joaquin, Los Angeles, Santa Clara, Sacramento, Yuba and Sutter combined, and Sonoma, shall constitute the first class, and shall each receive during the first term an annual salary of five thousand dollars, payable quarterly; those of the Counties of Butte, El Dorado, Amador, Colusa, Contra Costa, Humboldt, Mendocino, Monterey, Napa, Nevada, Placer, Santa Cruz, Solano, Tulare, Yolo, Kern, ~~Yuba~~, and San Bernardino, shall constitute the second class, and shall receive during the first term an annual salary of four thousand dollars each, payable quarterly; those of the Counties of Calaveras, Fresno, Lake, Marin, Merced, Plumas, San Benito, San Diego, San Luis Obispo, San Mateo, Santa Barbara, Sierra, Shasta, Siskiyou, Stanislaus, ~~Sutter~~, Tehama, Tuolumne, and Ventura, shall constitute the third class, and receive during the first term an annual salary of three thousand dollars each, payable quarterly; and those of all other counties of the State, not above enumerated, shall constitute the fourth class, and receive during the first term an annual salary of two thousand dollars each, payable quarterly. shall be one half of the salaries of the judges of the Superior courts shall be paid by the state, and the other half by the respective counties

Journal

7)

A

Recess

The hour having arrived the convention took a recess till two o'Clock P.M.

Afternoon Session.

Convention re-assembled at two o'Clock P.M.

President Hoge in the chair.

Quorum present.

On motion of Mr. Reynolds the special order for this hour was continued until tomorrow at 9 o'clock and 30 minutes A.M.

General File.

Amendment No 503 - resumed.

8)

The amendment of Mrs. Campbell was rejected

Mrs Zimmin offered the following amendment:-

Strike out all after the word "each" in the seventh line and insert –

Judges of the Superior Courts shall receive an annual salary of two thousand dollars payable at stated times out of the State treasury. The Supervisors of any County may increase the salary of the Judges of the Superior Courts, to an amount not exceeding five thousand dollars per annum, which increase shall be paid out of the County Treasury

upon which the ayes and noes were demanded by Messrs Larkin,

10)

Minnin, Hunter, White and Doyle.

The roll was called and the amendment rejected by the following vote:

11

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

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

Ayes 45

Noes 76

12)

Mr. McCallum offered the following amendment:-

In line 3 strike out the words "from the State Treasury"

In line 5 after the word "Elected" insert "The salaries of the Justices of the supreme court shall be paid by the state, one half of the salary of each superior Court Judge shall be paid by the state, the other half thereof shall be paid by the county for which he is elected."

Messrs. Estes, Waters, Howard Boucher, & Huestis demanded the previous question

The Convention refused to order the main question

When the amendment of Mr. McCullum the ayes and noes were demanded by Messrs. Larkin, McCullum Brown, Dudley of Solano & Doyle.

The roll was called and the amendment adopted by the following vote:-

14

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

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

Ayes 74

Noes 42

74 42

15)

Mr. Wilson of 4th District offered the following

Sec. 17. The Justices of the Supreme Court and Judges of the Superior Courts shall severally at stated times during their continuance in office receive for their services a compensation which shall not be increased or diminished during the term for which they shall have been elected.

During the term of the first judges elected under this constitution the annual salary of the Justices of Supreme Court

16)

shall be six thousand dollars each payable quarterly out of the state Treasury; until otherwise ~~ordered~~ changed by the Legislature the superior judges shall be divided into three classes at the following annual salaries payable quarterly - that is to say to the first Class - five thousand dollars to the second class four thousand dollars - to the third three thousand dollars one half ~~of~~ of ~~the~~ salary of ~~each~~ each superior judge shall be paid by the state and

17)

the other half thereof shall be paid by the county for which he is elected."

upon which the ayes and noes were demanded by Messrs Steadman, Wirt, Every Mason and Wilson of Tehama.

The roll was called and the amendment rejected by the following vote

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

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

Ayes 41

Noes 82

18)

Mr. Wellers offered the following amendment:-

Substitute after the word each in seventh line -

Until otherwise provided by the Legislature the Superior court judges shall receive an anual salary of three thousand dollars each - payable quarterly, except the judges of the City and County of San Francisco and the counties of Alameda Butte, Colusa, Contra Costa, Fresno, ~~Rein~~ Kern Los Angeles, Monterey, Napa, Nevada, ~~Placer~~ Placer Sac - Sacramento, Santa Clara ~~Stanislaus~~ San Joaquin Salano Sonoma ~~and~~ Yolo, Yuba & Sutter combined which counties shall receive an anual salary of four thousand dollars each payable quarterly

Amador

Stanislaus

Notice.

20)

I hereby give notice that I will on tomorrow move to reconsider the vote by which the McCallum amendment to section seventeen of the amended report of the committee on Judiciary was passed also the concurrence of and adoption of section 17 by this Convention

(January 12th 1879.

Marion Biggs

Mr Harvey offered the following amendment:

21)

Substitute for Sec 17

Sec 17 The Justices of the Supreme Court shall severally at stated times during their continuance in office, receive from the State treasury for their services, a compensation which shall not be increased or diminished during the term for which they shall have been elected. The annual salaries of the Justices first elected under this Constitution shall be $6000 each.

The Judges of the Superior Courts until classified by the Legislature are hereby classified as follows:

Those of Counties containing twenty thousand inhabitants or over shall constitute the first class; those of counties containing eight thousand inhabitants and under twenty thousand shall constitute the second class and all counties containing less than eight thousand inhabitants shall constitute the third class.

The annual salaries of the Judges of the Superior Court shall be as follows:

For Counties of the first class $4000, each

For Counties of the second class, $3000. each
For Counties of the third class, $2000. each
and such salaries shall not be increased or diminished during the term for which they shall have been elected, which compensation shall be paid at stated times during their continuance in office as follows: Two thousand dollars out of the State Treasury and the remainder out of the Treasuries of their respective counties

The Legislature may by law provide for the consolidation of counties for judicial purposes and fix the compensation of the judges of such counties

Mssrs Waters, Larkin, Freeman, Bailey and Holmes demanded the previous question, which was ordered by the convention

Upon the adoption of the amendment of Mr Harvey the ayes and noes were demanded by Messrs. Brown, Cupples Larkin, Bell & White.

The roll was called and the amendment rejected by the following vote.

24)

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

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

Ayes 47

Noes 75

47
78
4
5

25) 1

Upon concurring ~~of~~ in the amendment of the of the Committee as amended. the ages and noes were demanded by messrs, Wyatt, West, Evey, Huestiss & Charles.

The roll was called and the ~~amendment~~ convention refused to concur ~~as amended was~~ by the following vote:

26)

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

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

AYES 50

NOES 76

76
50
6
6

27)

Sec. 18

The committee recommended the following:

[SEC. 18. The Justices of the Supreme Court and Judges of the
2 Superior Courts shall be ineligible to any other office or public employment
3 than a judicial office or employment during the term for which they shall
4 have been elected.]

Concurred in

Sec. 19.

The committee recommended the following:

[SEC. 19. Judges shall not charge juries with respect to matters of
2 fact, but may, except in criminal prosecutions for libel, state the testimony
3 and declare the law.]

The convention refused to concur.

Sec. 21.

The committee recom-

27)

moved the following:

[SEC. 21. The Justices shall appoint a Reporter of the decisions of the
2 Supreme Court, who shall hold his office and be removable at their pleasure.
3 He shall receive an annual salary not to exceed twenty-five hundred dollars,
4 payable quarterly.]

Mr. Barbour moved to strike out the word "Quarterly" and insert "Monthly"

adopted.

The amendment as amended was concurred in.

Sec. 22

The committee recommended the following

[SEC. 22. No Judge of a Court of record shall practice law in any
2 Court of this State during his continuance in office.]

Concurred in

29

Sec. 23

The committee recommended that Sec. 23 be stricken out.

Concurred in.

Sec. 24

The committee recommended the following:

[SEC. 24. No one shall be eligible to the office of Justice of the Supreme Court, or to the office of Judge of a Superior Court, unless he shall have been admitted to practice before the Supreme Court of the State.]

Mr. McCoy moved to amend by striking out the words "or to the office of Judge of a Superior Court,"

Lost.

The amendment of the com-

mitter was concurred in;

Mr Biggs offered the following:

Sec. — No judge of a Superior Court nor of the Supreme Court shall after the first day of July one Thousand eight hundred and Eighty be allowed to draw his recieve his monthly Salary unless he shall take and subscribe an oath before the disbursing Offices, that no cause in their respective courts remain undecided that

31

has been submitted for decision for the period of ninety days.

Messrs Howard of Los Angeles, West, Wyatt Swazey & Lampson demanded the previous question which was ordered by the Convention.

Upon the adoption of the amendment of Mr Biggs the ayes and noes were demanded by Messrs

32)

Bizzp, Grace, Brown, Doyle and White.

The roll was called and the amendment adopted by the following vote:

331

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

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

Ayes 111

Noes 10

34)

Notice

1	I hereby give notice that I
2	will on tomorrow move to re-
3	consider the vote by which the Con-
4	-vention refused to adopt the amend-
5	-ment offered by Mr McCoy to section
6	24 also the vote by which the recom-
7	-mendation of the Committee of the
8	Whole to Section 24 was adopted.
9	Keyes
10	

Mr. Barbour moved to strike out sec. 19.

at five o'clock and seven-teen minutes P.M. Mr. Winans moved to adjourn. upon which motion the ayes and noes were de-

Seconded by Messrs Howard of Los Angeles, McCullum, Nelson, Gorman and West.

The roll was called and the motion lost by the following vote:—

36)

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

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

AYES 60

NOES 60

48 53
9 60
~~46~~ 60
53

37)

The amendment of Mr. Barbour to strike out section 19 was lost.

Notices

I give notice that tomorrow I will move to reconsider the vote by which the Convention refused to concur in the amendment adopted by the Committee of the whole to sec 19.

Campbell

38

I give notice that I will tomorrow move to reconsider the vote by which the ~~17th section~~ Convention refused to concur in the Amendments ~~of the Committee~~ to section 17

Ivan Dyke

Mr. O'Sullivan offered the following.

~~Amendment to Section 16.~~

Strike out all after the word "and" in the second line, and insert the following:

"the work shall be done in the State Printing Office."

Rejected

39)

At five o'Clock and 39 minutes P.M. Mr. Moreland moved to adjourn.

Lost.

Mr. Hilborn offerred the following:

	Amend Sec 15 by striking out after the word ~~affair~~ "Except" in first line the following words, "~~except~~ justices of the Peace."

~~Rejected~~

At five o'Clock and 35 minutes P.M. Mr. Zimmin moved to adjourn.

40)

Lost.

Upon ordering the articles engrossed, Messrs Watts, Brown, Doyle, Schell and Dudley of Solano demanded the previous question.

Upon the question of ordering the main question put, the ayes and noes were demanded by Messrs Keys, Grace, Doyle Schell and West.

The roll was called and the main question ordered by the following vote:

41)

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

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

Ayes 55

Noes 54

58 50
57 51
56 53
55 54

Upon ordering the article engrossed for a second reading the ayes and noes were demanded by messrs Zimmin, West, Every, Lewis and Hitchcock

The roll was called and the convention refused to order the article engrossed by the following vote.

43)

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

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

Ayes 50

Noes 57

51 56
50 57

Fig. 12

44)

Notice

I give notice that I will tomorrow move to reconsider the vote by which the Convention refused to order the article on judiciary engrossed and read a second time.

McCallum

adjournment

At five o'clock and 53 minutes P.M. on motion of Mr. Shoemaker the Convention adjourned.

2/12/79

Exh. 12