1 Sheet

In Convention
Assembly Chamber.
State Capitol.
Sacramento
Thursday Feb 27th 1879

Convention met pursuant to adjournment.

President Hoge in the Chair

Roll called and the following members were absent:—

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	89	
AYERS	2		FILCHER	31		LAVIGNE	58		SHOEMAKER	129	
BARBOUR	3		FINNEY			LEWIS			SHURTLEFF	90	
BARNES			FREEMAN	132		LINDOW	59		SMITH of Santa Clara.	91	
BARRY	4		FREUD	32		MANSFIELD	60		SMITH of Fourth District.	92	
BARTON	5		GARVEY	33		MARTIN of Alameda.	61		SMITH of San Francisco.	93	
BEERSTECHER	6		GLASSCOCK			MARTIN of Santa Cruz.	62		SOULE	94	
BELCHER	7		GORMAN	34		McCALLUM	63		STEDMAN	95	
BELL	8		GRACE	133		McCOMAS	64		STEELE	97	
BERRY			GRAVES	35		McCONNELL	65		STEVENSON	98	
BIGGS	9		GREGG			McCOY	66		STUART	99	
BLACKMER	10		HAGER	36		McFARLAND	126		SWEASEY	100	
BOGGS			HALE			McNUTT	67		SWENSON	101	
BOUCHER	11		HALL	37		MILLER			SWING	82	
BROWN	12		HARRISON	38		MILLS	68		TERRY		
BURT	13		HARVEY	39		MOFFAT	69		THOMPSON	102	
CAMPBELL			HEISKELL	40		MORELAND	70		TINNIN	103	
CAPLES	14		HEROLD	41		MORSE	71		TOWNSEND	104	
CASSERLY	15		HERRINGTON	42		MURPHY	131		TULLY	105	
CHAPMAN	16		HILBORN			NASON	72		TURNER	106	
CHARLES	17		HITCHCOCK	43		NELSON	73		TUTTLE	107	
CONDON	18		HOLMES	44		NEUNABER	74		VACQUEREL	108	
COWDEN			HOWARD of Los Angeles.	45		NOEL			VAN DYKE	109	
CROSS	19		HOWARD of Mariposa and Merced.	46		O'DONNELL	75		VAN VOORHIES	110	
CROUCH	125		HUESTIS	47		OHLEYER	76		WALKER of Marin.		
DAVIS	20		HUGHEY	48		O'SULLIVAN	77		WALKER of Tuolumne.	111	
DEAN	21		HUNTER	49		OVERTON			WATERS	112	
DOWLING	22		INMAN	50		PORTER	78		WEBSTER	130	
DOYLE	23		JOHNSON	51		PROUTY	79		WELLER	113	
DUDLEY of San Joaquin and Amador.			JONES	124		PULLIAM	80		WELLIN	114	
DUDLEY of Solano.	24		JOYCE	52		REDDY	81		WEST	115	
DUNLAP			KELLY	53		REED	82		WICKES	116	
EAGON	25		KENNY	54		REYNOLDS	83		WHITE	117	
EDGERTON	26		KEYS	55		RHODES	84		WILSON of Tehama.	118	
ESTEY of Contra Costa and Marin.	27		KLEINE	56		RINGGOLD	85		WILSON of First District.	119	
ESTEE of First District.	28		LAINE			ROLFE	86		WINANS	120	
EVEY	29		LAMPSON	123		SCHELL	87		WYATT	121	
FARRELL	30		LARKIN	5		SCHOMP	88		Mr. PRESIDENT	122	

122
1
8
7
130

Ayes

Noes

3)

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

Resolution.

By Mr Bursteches

Whereas: Wm Galt, Porter, has paid to Wm Lewis out of his private funds the sum of $2.50 per week for 18 weeks of the session of this Convention, and whereas the services of said Wm Lewis were needed as rear porter and were unprovided for by this body. therefore

Resolved: That scrip

4) to the amount of $45.— be issued to said Mr. Galt in payment of his disbursements.

Referred to the committee on Mileage and Contingent Expenses.

Article — Harbors, tide waters, and navigable Streams — Consideration resumed.

Messrs. Smith of Santa Clara, La Rue Shoemakes, Kelley and Wyatt. demanded the previous question which was ordered by the convention: —

5)

Upon the motion to strike out section 3 the ages and aves were demanded by Messrs. Howard of Los Angeles, Brown, Doyle, Condon, and Larkin

The roll was called and the ~~Convention refused to~~ motion lost ~~strike out~~ by the following vote:

(6)

Amendment

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

Ayes 40

Noes 39

1

81

Upon the adoption of the amendment of Mr. Ayers Mr. ayes and noes were demanded by Messrs. Howard of Los Angeles, Ayers, West, Evey, and Brown.

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

8) Stickney

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

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

Ayes 43

Noes 76

1 1
45 73
1 1
44 74
43 75
76

9/

~~The roll was called upon the adoption of~~ The article was adopted as a part of the constitution, ~~and it was adopted~~ by the following vote

10)
Sacramento

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

AYES 65

NOES 59

The Article was
Referred to the Committee on
Revision and adjustment

11)

article. — Right of Suffrage —
The article was
Read second time by
sections.

Messrs. Murphy, Grace, Tinnin
Dunlap and Beersteche de-
manded the previous
question, ~~upon which~~
~~the aye~~
Upon the question shall
the main question be
now put the ayes
and noes were demanded
by Messrs. ayers, Grace
Keys, Blackmes, and
Swenson.

12)

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

13)

Meacham

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

AYES 65

NOES 53

1 for J-3

1 for J-4

1 for J-5

14)

The roll was called and the article adopted as a part of the Constitution by the following vote:—

15) Ware

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

AYES 97

NOES 27

(6) Kim. The article was Referred to the Committee on Revision and adjustment.

article - County, City and Township organizations

The Article was Read a Second time by sections.

Mr. Hayes offered the following amendment to section five -

In Line 5 strike out "Compensation" and insert "terms of office"

17) #

In lines 5+6 strike out "Salaries and fees of county officers" and insert "Compensation of said such officers".

adopted.

Mrs Hayes offered the following ~~substitute~~ amendment for Section Six.

"Sec. 6 Corporations for municipal purposes, shall not be created by special laws, but the Legislature, by general laws, shall provide for the incorporation, organization, and classification, in proportion to population, of cities

and towns; which laws may be altered, amended or repealed. Cities and towns hereafter organized or incorporated may become organized under such general laws, whenever a majority of the electors voting at a general election shall so determine, and shall organize in conformity therewith, and Cities or towns heretofore or hereafter organized, and all charters thereof, framed or adopted by

authority of this constitution shall be subject to and controlled by such general laws."

~~adopted.~~

~~Mrs. Wilson of 4th dist. offered the following amendment to section~~

Messrs Schell, Larkin Freeman, Mansfield and Pullium demanded the previous question which was ordered by the Convention

The Amendment of Mrs Hager was adopted.

Mrs. Wilson of the 1st District offered the following amendment to Section 7:

"Provided: That notwithstanding anything herein contained the Legislature may grant to any city or consolidated city and County where the population exceeds 100.000 persons, a special Charter defining its powers and duties".

Messrs. Dudley of Solano, Rolfe, Keys, Broom and Lindow demanded the previous question which was ordered by the convention.

When the adoption of the amendment the ayes and noes were demanded by Messrs. Gruel, Bell, White, Harrison and Beerstecher.

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

22

Kies

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

AYES 36

NOES 80

36 79

Mr. Moreland offered the following amendment to section 8.

Insert after word "City" and before "may" in first line, the following - "containing a population of more than one hundred thousand inhabitants".

Messrs Wyatt, West, Emery, Rolf and Biggs demanded the previous question which was ordered by the Convention.

The amendment by

24)

Moreland was adopted.

Messrs. Prouty, McCormel, Schomp, Eagan and Murphy demanded the previous question which was ordered by the convention.

The roll was called and the articles adopted as a part of the constitution by the following vote:

25) Counted

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

AYES 89

NOES 28

89

the Article was
Referred to the Com-
mittee on Revision
and adjustment.

Recess

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

Afternoon Session

Convention reassembled
at two o'Clock P. M.
President Hoge in the
Chair

Quorum present.

27

Article — Boundary.
The article was
Read a second time by
sections.

The roll was called
and the article adopted
as a part of the Con-
stitution by the fol-
lowing vote:

28) Thomas

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

AYES 116

NOES 8

The article was

~~Article~~ Referred to the Committee on Revision and adjustment

Article - Distribution of Powers,

The article was Read a second time by sections

Mrs. Schell moved to strike out the word "is" in line 5. adopted.

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

AYES 113

NOES 6

31) The article was Referred to the committee on revision and adjustment.

article — Read and Homestead exemptions

The article was Read a second time by sections

Messrs Dunlap, Huntes, Murphy, Gorman, and Mansfield demanded the previous question

Upon the question, shall the main question be now put. the ayes

32)

and noes were demanded by messrs. Vacquerel, Joyce, O'Sullivan, Lindow and Reynolds.

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

33 Dick Rivey

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

AYES 77

NOES 43

34) Wane

The roll was called and the article adopted as a part of the Constitution by the following vote:

351

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

AYES 108

NOES 15

36) The article was
Unanstrong
Referred to the com-
mittee on revision
and adjustment.

article - State indebted-
ness The article was
Read a second time
by sections.

Mr. Casserly offered
the following amend-
ment.-
add to section.
"The Legislature may at

any time after the approval of such law by the people, no debt shall have been contracted in pursuance thereof, except the same."
adopted.

The roll was called and the article as amended was adopted as a part of the Constitution by the following vote:

387

Thomas

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

AYES 116

NOES 3

29 meeting The article was
Referred to the committee
on Revision and adjustment

article — Schedule.

The article was
Read a second times
by sections.

Mr. Estes offered the
following amendment
to section 11

Strike out all after
the word "officers" on third
line up to and including
the word "Constitution" on
fifth line

adopted.

40)

Mr. Belcher offered the following amendment to section three.

Strike out all after the word "therein" in the 6th Line.

adopted.

Mr Shoemaker offered the following amendment to

Sec 4.

Amend by striking out the words: "provided, any copies not called for ten days after reaching ~~their~~ their delivery office, shall be subject to general distribution by the several Post Masters of the State"

~~Thomas~~

Rejected

41) Ries

Mr Andrews offerred the following amendment to section (8.) Eight.

Mr. strike out "day to day untill all the returns are recieved, or untill six postponements have been had" and insert

"time to time, until all the returns are recieved, or until the second monday after said election".

adopted.

Mr. Moreland offerred the following amendment

to section ten.

Strike out "State" in last line and insert "others"

Rejected

Mr. Herrington offered the following amendment to section ten:

Add and insert ~~the following~~ after the word "Provided" in line 6 the following

But, the first terms, after the adoption of this Constitution, of the offices of County Clerks, Sheriffs, Recorders, Treasurers, Assessors and ~~[illegible]~~ and Collectors, District Attorneys, Coroners, Public Administrators, and County Superintendents of Common Schools of the Several Counties, shall commence, at the expiration of the terms, as now provided by law, of their respective predecessors in office.

43/

Rejected.

Mrs. Burbour offered the following amendment to section ten:

44

Amended

Amend Sec 10 by substituting therefor the following

SEC. 10. In order that future elections in this State shall conform to the requirements of this Constitution, the term of all officers elected at the first election under the same, and whose term of office is four years or over, shall be, respectively, one year shorter than the term provided for in this Constitution, and the term of all officers whose term of office is two years shall be, respectively, one year longer than the term provided for in this Constitution, except the members of the Assembly, whose first term of office shall be one year; and the successors of all such officers shall be elected at the last election before the expiration of the terms as in this section provided. The first officers chosen after the adoption of this Constitution shall be elected at the time and in the manner now provided by law.

Judicial officers and the Superintendent of public instruction, at the first election under this Constitution, shall be elected at the time and in the manner that State officers are elected.

~~Barbour~~

upon the adoption of the amendment the ayes and noes were demanded by Messrs. Beerstecher, O'Sullivan, Jozee, Doyle and Condon.

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

46
Amendment

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

Ayes 8[illegible]

Noes 72

48
49 70
50 71
57 72

47

Mr. McCallum moved to strike out the last sentence of section ten in lines 7-8 & 9

Wan

The roll was called upon the article as amended adopted as a part of the Constitution by the following vote:

50)
48 Kern.

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

AYES 112

NOES 4

110
111
112
113
114

49) The Article was
were ~~Re~~ ferred to the
Committee on
Revision and ad-
justment.

Article - Miscellaneous
subjects
The Article was
Read a second time
by sections.

Messrs. Reddy, Moise,
Waters, Hunter and
Mansfield, demanded
the previous question.
Upon the question,

50) "Shall the main question be now put?" The ayes and noes were demanded by Messrs. Vacquerel, White, Grace, Wyatt, and Lindow.

The roll was called and the convention ordered the ~~[illegible]~~ main question by the following vote:

3-1) Stickney

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

Ayes ~~68~~ ~~69~~ 70

Noes ~~60~~ ~~60~~ 59

68. 61

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63 64 58 ~~64~~
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66 61 67
67 62

52)

The roll was called and the articles adopted as a part of the Constitution by the following vote:

53) Meacham

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

Ayes 99

Noes 19

Thomas

The article was

Referred to the

Committee on

Revision and adjust-

ment.

Mr. Shafter, from

the Committee on

Revision and Ad-

justment, made a

favorable report.

Mr. Edgerton

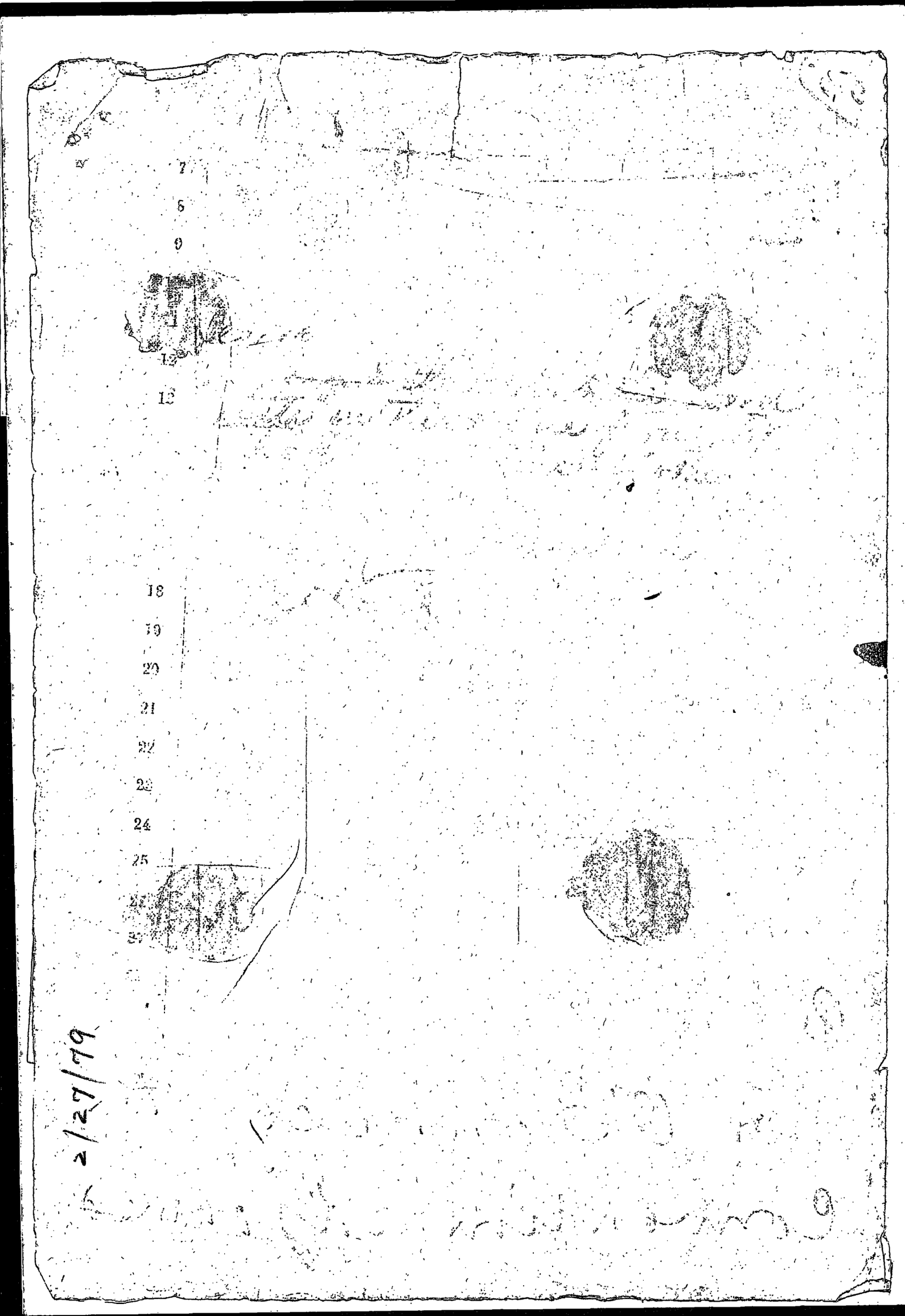
53

~~Mr Edgerton~~ moved the 480 Copies of the Report of the Committee on Revision be printed and that the several amendments to the articles, as reported by the said Committee be printed in Italics and words stricken out put in brackets

Adopted

Adjourned

at five o'Clock P. M., on motion of Mr O'Donnell, the Convention adjourned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