12 No - 26

Resolution to allow G E McStay $40 - for writing up Journal prior to organization -

Introduced by J. A. Eagon

Referred to Com on Contingent Expenses

Ed F Smith
Asst Sec'y

Oct 17. 78

Com recommend its adoption now concurred in by the Convention

~~Lo~~ Thornton
Ass Sec

Eagon

+8

Resolved: That the Controller of State be and he is hereby authorized and directed to draw his warrant in favor of G E McStay for the sum of Forty Dollars for services rendered in writing the Journal of proceedings during the organization of this convention prior to October 3rd, 1878 and

That the State Treasurer is hereby authorized to pay the same out of the appropriation for the Expenses of this convention,

Resolved That the Controller of State be and he is hereby authorized to draw a Warrant in favor of W F Germann in the sum of $18.00 for services rendered as page during the organization of this Convention

Huestis

No 29

Resolution
Relative to
payment of Page

Oct 9 78
Read & referred
to Com on Military
& Contingent Expenses
Thanks
Ass Lee

Huestis

No 28

Resolution

Relative to petitioning for the abrogation of Burlingame treaty (2)

Oct 10/78

Read & referred to Com on Chinese

Thornton
ass sec

Oct 16. 78

Favorable Report by Committee adopted, substituted by Committee and with enclosed Amendment by Hager also adopted

Thornton
ass sec

Barbour
Com. on Chinese
Barbour

Report of
n. on Chinese

PAGE.

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

By Barbour

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, viz:

"Resolved that the Convention Me-
"morialize the President and Senate
"of the United States to Modify the
"Burlingame Treaty so as to prohibit
"Chinese immigration, and that
"the Chair appoint a Committee of
"Seven to draft such memorial
"to be submitted to this Convention."

Respectfully Submitted

W.T. Miller
Chairman

moved to amend as follows
to substitute the standing
committee on Chinese in place
of the special committee as
recommended

Hayes

10

No 29

Resolution

Relative to Committee Rooms

Oct 10/78

Read & referred to Com on Mileage & Contingt Expenses

Thornton
Ass Sec

Oct 17 78

Favorably reported on by Committee & adopted by Convention

Thornton
Ass Sec

adopted

Beerstecher

Resolved, That the Secretary of State is hereby requested to have such rooms in the Capital building as may be used for meetings of Committees, members, etc., lighted on the nights said meetings are held, and that Patrick Leary, the porter who has charge of the gas, be and he is hereby allowed two ($2.00) dollars per diem for the performance of said extra services, to be paid out of the appropriation for the expenses of this Convention.

~~O'Sullivan~~ Beerstecher

No 30

Resolution
Relative to Grand
Juries

Octg 4th 1858
Read & referred to
Com on Judiciary
& Judicial Department
Thornton
Ass Sec

Nov 13. 1858
Reported back with
substitute Ann No 503
Thornton
Asst Sec

Tuttle

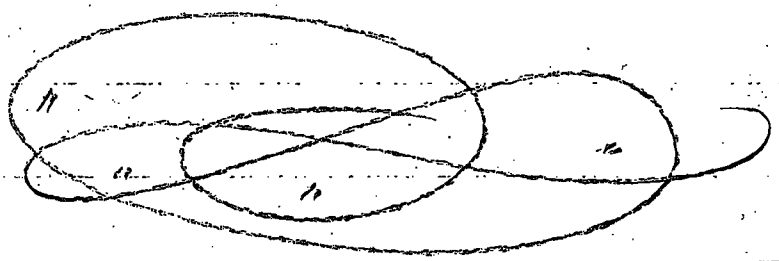
Judiciary —

Tuttle

67

Resolved that the Judiciary Committee do recommend that ~~that~~ the Grand Jury shall consist of thirteen Members

Little



No 31

Resolution

Relative to forced sale of property

Oct 9 /8

Read & referred to Committee on Judiciary & Judicial Department

Thornton

Ass Rle

Nov 13. /8

Reported back with substitute Am to 503

Thornton

Asker

Wyatt

No 31

Judiciary

Wyatt

W

79

Resolved

That the Judiciary Committee be instructed to report a clause in the Constitution which shall prevent the sale of any property in this state under Judicial or other forced sale unless said property shall bring 2/3 of its appraised value under such sale the appraisement to be made as provided by Law

M Jatt

No 32

Resolution	Legislation
Relative to rate of interest	Wyatt
Oct 9/78 Read & referred to Committee on Legislative Department Thornton ass sec	
Nov 11 of 8 Reported back with substitute am No 501 Thornton asst sec	

80

Wyatt

Resolved
That the Legislative Committee be instructed to report a clause in the Constitution which shall prevent any person from receiving directly or indirectly any greater interest or usury for the use of loaned money than seven per cent per Annum.

Wyatt

No 33

Resolution

Relative to Treaty with France

Oct 10 1848

Read & referred to Com on Agriculture & Commerce

Thornton

Ass Sec

Dec 4. 1848.

Reported back with a memorial to U.S. Congress.

Thornton

Asst Secy

Mansfield

By

Mr Mansfield

Los Angeles

Resolution of inquiry in reference to the wine interest under the contemplated Treaty with France

Agricul Comm

&c

By Mr Mansfield

Whereas it is represented the United States are about to Conclude a Commercial Treaty with the Republic of Hawaii, that the effect will prove destructive to the wine interest of the United States and especially of California - therefore

Resolved,

That the subject be referred to the Committee on Agriculture and Commerce, with instructions to inquire and report at as early a day as practicable to this House for its protest, or for such other action as they may deem expedient -

John Mansfield

No 34

Resolution

Relative to propose Treaty with France

Oct 10 1878

Read & referred to Com on Agriculture & Commerce

Thornton
Ass Sec

To Com on Agriculture and Commerce —

Dec 4 1878

Reported back with a Memorial to Congress of U.S.

Thornton
Ass Secy

Mansfield

Los Angeles. Oct 5. 78.

Hon. John Mansfield,
Member Constitutional Convention -
Sacramento. Cal - At a public meeting of the business men and vinieulturists of Los Angeles County, held at the Court House in this city to-day with Hon. John G. Downey in the chair, a committee of the following representative men was appointed to prepare a suitable remonstrance against the proposed Commercial Treaty with France:

Hon. J.G. Downey, J. De Barth Shorb,
H.D. Barrows, L.J. Rose -
Mateo Keller, E.J. Baldwin.
Don José Rabio. J.F. Crank -
W.H. Workman Geo. Stoneman.
Benj. Dreyfus. Hon. J.R. Baird.
Don Ygnacio del Valle. Dr J. Barton.
Ellwood Cooper —

The committee organized with Hon. John G. Downey, President, ~~and~~ H.D. Barrows, Vice President, and D.M. Berry, Secretary. Gen Stoneman offered the following resolution which was seconded by Mr. Barrows, and unanimously adopted -

Resolved: that the delegates to the

Constitutional Convention, now in session at Sacramento, be requested to earnestly and solemnly protest against the proposed commercial treaty with France, and that the delegation from Los Angeles county be requested to present the matter to the consideration of that body.

The Secretary was instructed to forward the above resolution to the Los Angeles delegation at Sacramento.

D. M. Berry
Secretary —

No 35

Resolution

Oct 10th a/8

Read & referred
to Com on Mileage &
Contingent Expenses
Thornton
Ass Sec

Adopted
Oct 11/78
2 cf delivered
to Controller

Gregg

PAGE.

PAGE.

Resolved.

That the Controller of State be and he is hereby authorized and directed to draw this warrant payable out of the appropriation for the expenses of this Convention, in favor of Edwin H. Morris, in the sum of $ 15.00 for services rendered as Page during the organization of this Convention.

No 36

Resolution

Oct 11 78

Read & referred to Com on Rules & Order of Business Thanks asc Sec

Com - Reports
Indefinite postponed
Report Adopted

Ed F Smith
Asst Sec'y

Ind Pa
Stedman

Resolved: That after Saturday October 12th. no certificate of pay of any officer or member, shall cover any period of absence, from any session, with or without leave of the Convention; except in the case of sickness or on Committee duty or where any officer who may be absent shall provide a substitute.

John C Stedman Delegate
San Francisco

No 37

Resolution

Oct 11. 78
Read & referred
to Com on Rules
& Order of Business
Thornton
Ass Sec

Com - reported
Indef - Postponement
adopted
E K Smith
ass't Secty

Ind Po
Willin

Resolved

That a fine of ten dollars be and is hereby imposed upon members for each and every days absence from the convention except in case of sickness or absence on committee duty

Wellin

No 38 Indemnity

Resolution Post-Pound

Oct 11. 78

Read & referred to
Com on Rules & Order
of Business

Thornton
ass Sec

Com Report Indef
Postponement

adopted
E Smith
ass Secty

Id - pos
Filcher

Resolved,

That the name of William P. Grace of San Francisco be added to the Committee on State Institutions and Public Buildings

to com. on rules

No. 39

Resolution

Oct 11 78

Read & referred to
Com on Rules &c
Thornton
ass Sec

Com Report
Indef - Postponement
adopted
E K Smith
asst Secy

Ind Po
Winans

Martin Wickes Blackmer
Frend

By Wrong

Resolved that it be referred to the Committee on Rules to enquire and report upon the Expediency of adding Mr S. B. Thompson to the Committee on Rules

Indefinitely
Postponed

Resolved that for the purpose of giving effect and enforcement to the Resolutions aforesaid the several Committees having charge of the matters embraced in the said Preamble and XII Articles shall make their Reports in the order herein named ~~in the order herein named~~ and none of said Committees shall report upon the subject matter of any of said Articles until all the articles having priority thereto as aforesaid shall have been considered and disposed of by this Convention; and that the other Committees having charge of matters not embraced in the said Articles shall report afterwards and in such order as this Convention may determine

Resolved

That all Rules inconsistent with the foregoing Resolutions shall be modified or so far as necessary Revoked to the extent of ensuring conformity therewith

Resolution # 40.

Winans —

Referred to Orderill printed and made special Order for Monday Oct 15 - 2 P.M.

E. P. Smith adsh Secty

Laid on Table

Resolved that the form and order of the present Constitution shall be adopted by this Convention in the new Constitution formed by it, to the following Extent:

That the new Constitution shall consist of a Preamble to be followed by XII Consecutive Articles which shall be numbered, Entitled, and have Reference respectively in the same manner as the XII Articles of the present Constitution; that to these shall be added such new articles, numbered in proper order after the XII, as this Convention shall adopt after which shall follow the Schedule or the final division of said new Constitution

Resolved: That the said Preamble and Articles shall be considered and acted upon by this Convention in the Order and Sequence aforesaid and no one of the new Articles or Subject Matter belonging to any one of them shall be adopted or discussed until all other Articles and matters pertaining to them and having priority as aforesaid shall have been disposed of in their order.

No 40

Resolution

Oct 11. 78

Read & referred to
Com on Rules &c
Thornton
ass Sec

Com reported
Indef Postponement
adopted
Ed K Smith
asst Sec'y

Ind Po

Shoemaker

Rejected unanimously

PAGE

Resolved, That Mr. McCoy, of Nevada County, be and he is hereby added to the Committee on Water and Water Rights

Resolution #41.

By
W. Calhoun
Read
Referred to Com
Rules
Oct 14/78

Com reported
Indefinite postponement

Ed F Smith
asst Secty

Report adopted

2nd Pass

Resolved- that Rule 60- be changed to read as follows

60.

No standing rule or order of the Convention shall be rescinded Changed without a vote of a majority and one days notice being given of the Motion therefor; but a rule or order may be suspended temporarily by a vote of two thirds of members present

~~[illegible]~~ Resolution
No. ~~239~~ 42 –

Resolution

Relative to Submitting Separate propositions

By Barbour
Oct. 12th '78
Referred to Judiciary Committee
Geo. A. Thornton
asst. clk.
Nov 13. of 8
Reported back with substitute Am No 503
Thornton
asst sec
Barbour

PAGE.

Resolved

That it is competent for this Convention, in addition to submitting for ratification or rejection the constitution it may draft, to submit separate propositions to be inserted therein, provided a majority of the electors of this State so decide by their votes at the election to be held upon such submission

By Barbour

Referred to Com. of the ~~Whole~~

45

Resolution
Resolution 43

Referred –
Com on Contg,
Expenses –
Oct. 15
Reported by the Committee on Rules and referred to Committee on Contingent Expenses.
Geo. A. Thornton
Apt. Secy.

Oct 17 78
Favorably reported on by Com. & adopted by Convention
Adopted
Thornton
ass sec

By Com. on Rules –

~~Adopted Oct 16th 1878~~

Resolved that the Controller be and he is authorized and directed to draw his warrant in favor of J. Steppacher for the sum of Sixty five Dollars ~~for~~ for services as Clerk of the Committee on Rules payable out of the appropriation for this Convention and that the State Treasurer be and he is authorized and directed to pay the same.

Commenced –

Oct 2d – to 15th

13 days

Rooms 56

9 Oct 17 1878

Reported on favorably by Com & adopted by Convention

Thornton
Ass Sec

12 44

Resolution 44

A Resolution

Authorising the Committee on Revenue and Taxation to employ a clerk —

Ref.
Com Milage & Contg
Oct. 15

Referred to Committee on Milage & Contingent Expenses
Geo. A. Thornton
Apt Secy

Ed Gaston

Adopted

Resolved - that the Committee on Revenue and Taxation be, and it is hereby, authorized to employ a Clerk at ~~t~~ a compensation of five dollars per day for each day that he is actually employed -

Galloway
17

6 45 11

Resolution 45

Oct. 18

Referred to Committee on Contingent Expenses

Geo. A. Thornton
Asst Secy

Oct 17. 78

Cont Ex

Com recommend its Indefinite postponement.

Resolution not adopted by Convention

Thornton
Ass Sec

Lost

Estee

Resolved that the Controller of State shall issue his warrant and the Treasurer shall pay to Willie Campbell the sum of $18 — being 6 days pay as page for Summers rendered before his appointment

Estes

Resolution No 47,

Oct 16th /98

Read & referred to
Com on Mileage & Contingent Expenses

Thornton

Oct 17. /98

Com Recommend its indefinite postponement.

Resolution not adopted by Convention.

Thornton

Asst Sec

Read and ordered
by Printed

Garvey

9

Resolution T

Contgt. Expenses

Garvey

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.

11 Noel No 48

Resolution

Oct 16. 78

Read & referred to Com on Mileage & Contingent Expenses

Thornton as Ree

Oct 19 78

Reported back & recommended that it lie on table until Convention shall decide that the Com needs the services of a Clerk. so ordered

Thornton as Ree

Cont'g & Expenses

Oct 30. 78

Taken from the table and adopted

Thornton as Ree

Lie on table

PAGE.

Resolved that the committee on Enrollment and Engrossment be authorized and empowered to employ a clerk at a salary of five dollars per day whenever necessary

Yeas

No 49

Oct 17. 1878

Read & referred to
Com on Mileage &
Contingent Expenses
Thornton
Asst Sec

Oct 19. 78
Reported back and
adopted by Concurrent
Thornton
Asst Sec

Cont'g Expenses
Jerry

Jerry.

Resolved That the Committee on Legislative Department be and is hereby authorized to employ a clerk at a compensation of five dollars per day for each day that he is actually employed

Mr Terry -

Please send name of your clerk so I can make out ctf for Controller

E. F. Smith
Asst Secy

L. C. Branch

No.

Resolution No 50

Oct 17 78

Read & referred to Com on Mileage & Contingent Expenses

Thornton
ass Sec

Oct 19 78

Reported back and adopted by Convention

Thornton
ass Sec

Referred to Com Contg Expe -

E Stee

Resolved that a Clerk or Copyist is necessary for the "Committee on Corporations other than Municipal" and the Convention is requested to allow said Committee to elect a Clerk who shall receive a compensation of Five Dollars per day for each day when actually employed by said Committee.

W. M. Ecles
Chairman

Appointed Friday
Cost - 18th Inst
U.H. Vaughn

Mr Estee -

Please send name of your Clerk and day - appointed - so as I can make out ctf for Controller

Smith