

Mr. Burroughs presented the petition of Mr. Jefferson W. Oliver, praying to be admitted as a member of this body, from the county of Sabine, which was referred to the committee on Privileges and Elections.

Mr. Young presented the memorial of Wm. B. Ochiltree, contesting the seat of Charles S. Taylor, as one of the delegates from Nacogdoches county, which, on motion of Mr. Parker, was referred to the committee on Privileges and Elections.

On motion of Mr. Mayfield, the election returns of the county of Nacogdoches were also referred to the same committee.

Mr. Bache presented the memorial of the citizens of Galveston county in behalf of Memucan Hunt, praying that he might be admitted as a member of this body, which was referred to the committee on Elections.

On motion of Mr. Cazneau, the resolution of Mr. Jewett, forming Standing Committees, was taken up.

Mr. Cazneau moved that the committee on the State of the Nation, consist of fifteen members. Carried.

On motion of Mr. Cazneau, the committee on the Executive Department, was filled with nine members; Legislative Department with thirteen members; and Judiciary fifteen members.

On motion of Mr. Moore, the committee on General Provisions of the Constitution was filled with fifteen members.

Mr. Cazneau moved that the committee on Printing consist of five members. Carried.

On motion of Mr. Lipscomb, the House adjourned until Monday morning 8 o'clock.

MONDAY MORNING, July 7, 1845.

The Convention met pursuant to adjournment.

Present—Messrs. President Rusk, Anderson, Armstrong of J., Armstrong of R., Baylor, Bache, Brashear, Brown, Burroughs, Caldwell, Cazneau, Clark, Cunningham, Cuney, Darrell, Davis, Everts, Forbes, Gage, Hemphill, Henderson, Hicks, Hogg, Horton, Holland, Hunter, Irion, Jewett, Kinney, Latimer of L., Latimer of R. R., Love, Lumpkin, Lipscomb, Mayfield, McGowan, McNeill, Miller, Moore, Navarro, Parker, Power, Rains, Runnels, Scott, Smyth, Standefer, Taylor, Van Zandt, White, Wood, Wright and Young.

Prayer by the Chaplain—the journal of the preceding day read and adopted.

The President of the Convention announced the following Standing Committees :

State of the Nation.—Caldwell, Smyth, Armstrong of R., Bache, Brashear, Gage, Hicks, Howard, Holland, Kinney, Lipscomb, Lumpkin, Latimer of L., Moore, Jewett.

Executive.—Davis, Burroughs, Hunter, Irion, Lewis, McGowan, Navarro, Parker, Power.

Printing.—Parker, Power, Lumpkin, Jewett, Irion.

Legislative.—Runnels, Caldwell, Cazneau, Cunningham, Cuney, Darnell, Everts, Forbes, Hogg, Latimer of R. R., Lusk, White, Wright.

General Provisions of the Constitution.—Van Zandt, Baylor, Clark, Holland, Lewis, Love, Mayfield, Moore, Miller, McNeill, Rains, Smyth, Standefer, Taylor, Wood.

Judiciary.—Hemphill, Lipscomb, Evans, Baylor, Anderson, Brown, Henderson, Mayfield, Horton, Van Zandt, Scott, Armstrong of J., Young, Hogg, Love.

Mr. Van Zandt presented the memorial of John G. Chambers of Bowie county, praying to be admitted as a member of this body, which was read, and referred to the committee on Privileges and Elections.

Mr. Navarro offered the following Report, which was adopted by the Convention.

AUSTIN, July 7th, 1845.

*To the Hon. President, and
Members of the Convention :*

GENTLEMEN,—The undersigned, Deputy for the county of Bexar, respectfully reports: That pursuant to authority granted to him by your Honorable body, to engage the services of an Interpreter, he has selected Geo. Fisher of Houston, for that purpose.

J. A. NAVARRO.

The President announced a communication from the Hon. A. J. Donelson, Chargé d'Affaires of the United States, which was read, and on motion of Mr. Armstrong of J., was ordered to be spread on the Journals.

LEGATION OF THE UNITED STATES, }
Austin, July 6th, 1845. }

*To the Hon. THOS. J. RUSK,
President of the Convention of Texas, now in session :*

Sir,—The undersigned, Chargé d'Affaires of the United States, has the honor to acknowledge the receipt of your note of the 5th

inst., transmitting a certified copy of the Ordinance adopted by the Convention of Texas, accepting the proposals, conditions, and guarantees contained in the first and second sections of the Joint Resolution of the Congress of the United States, for the admission of Texas as a State of the Union.

This Ordinance shall be immediately forwarded by a special messenger to the President of the United States, who will receive it with the gratification its dignity and importance are so well calculated to produce in every patriotic heart. Texas has thus manifested to the world with a unanimity unparalleled in the disposition of a debated political question, her preference of an association with the Republican States composing the Federal Union, over all the advantages, real or imaginary, that were held out to her as a separate nation. With a discrimination quickened by her contact with foreign influences, she has learned in her battle fields, and in her civil experience, the necessity of union among the votaries of freedom: and in voluntarily agreeing to take her place hereafter as a sovereign member of the American confederacy, she has paid a tribute to the cause of popular government which will command the admiration of the world.

From the date of this Ordinance, Texas will have acquired a right to the protection of the United States, and the undersigned is happy to inform you, that the President of the United States has taken steps to afford this protection in the most effective manner against future Mexican and Indian invasion.

That the deliberations of the Convention, thus far distinguished by calmness and prudence, may produce a Constitution for Texas as perfect as her trials in the achievement of her liberty and independence have been great and triumphant, is the sincere hope of both the Government and people of the United States. To the expression of which, the undersigned begs leave to add the satisfaction with which he subscribes himself with sentiments of great regard for yourself and the Honorable body over which you preside,

Your very obedient servant,

A. J. DONELSON.

Mr. Anderson, offered the following resolution :

Resolved, That the Standing Committees which have been appointed, be required to enter upon the discharge of the duties assigned them, and that they report to this body the result of their deliberations, at as early a day as practicable.

Be it further resolved, That so soon as the different committees are prepared to submit their reports to this body, it is hereby

made the duty of the committees to confer together through their chairman, so that they may be enabled to present their Reports at one and the same time, for the action of the Convention.

The vote being taken on the adoption of the resolution, it was rejected.

Mr. Miller, chairman of the committee on Privileges and Elections, made the following report :

COMMITTEE ROOM, July 7th, 1845.

To the Hon. THOS. J. RUSK,

President of the Convention :

Your committee, to whom was referred the memorial of the citizens of Galveston, asking that Memucan Hunt be admitted to a seat in this Convention, as a third delegate from Galveston county; and of Jefferson W. Oliver of the county of Sabine, praying that he be admitted to a seat in this Convention, as an additional Delegate from the said county of Sabine, have had the same under consideration, and ask leave to make the following report :

After due consideration of the reasons urged by the memorialists, and a careful examination of the evidences upon which they respectively found their claims to additional representation, your committee are fully persuaded, that in making up their decision, they cannot go beyond the Proclamation of the President, apportioning the number of Delegates; for however informal and without authority the action of the President may have been, its ratification by the Legislative Department of the Government, and general acceptance by the people, have clothed the same with all the effect and force of a law of the land.

Your committee are therefore of the opinion, that neither the county of Galveston, or Sabine, is entitled to further representation in this Convention; and that the prayer of the petitioner shall not be granted.

J. B. MILLER, Chairman.

On motion of Mr. Moore, the report of the committee was ordered to lie on the table until to-morrow morning.

Mr. Gage, from the select committee to whom was referred an ordinance relative to the introduction of the United States troops, reported as follows:

COMMITTEE ROOM, July 7, 1845.

HON. THOS. J. RUSK,

President of the Convention :

The select committee, to whom was referred an Ordinance relating to the introduction of the United States troops into Texas,

have had the same under consideration, and a majority of said committee have instructed me to report a substitute for the original, and recommend its passage.

D. GAGE, Chairman.

The question was then taken on the substitute, which was adopted, as follows :

RESOLUTION,

Relative to the introduction of the United States Forces into Texas.

Be it resolved by the Deputies of the People in Convention assembled, That the President of the United States of America is hereby authorized and requested to occupy and establish posts without delay, upon the frontier and exposed positions of this Republic, and to introduce for such purpose, and the defence of the territory and people of Texas, such forces as may be necessary and advisable for the same ; and the President of this Convention is requested to make known the same to the Government of the United States through the accredited Minister of that Government near this Republic.

On motion of Mr. Cazneau, the word "ordained" was stricken out, and the word "resolved" inserted in lieu thereof.

Mr. Davis offered the following as a substitute :

Be it resolved, That this Convention approve of the policy pursued by the United States, in taking steps for the defence of Texas.

Which was rejected.

Mr. Moore moved to lay the resolution and amendment on the table till to-morrow. Lost.

Mr. Runnels offered the following resolution as a substitute :

Be it resolved by the Deputies of the people of Texas in Convention assembled, That the President of the United States be respectfully requested to occupy with the troops of the United States, such positions within the territory of Texas, as in his judgment he shall deem best calculated to defend the territory and people of Texas against aggression.

Which was rejected.

Mr. Forbes offered the following as a substitute :

Resolved, by the Delegates of the people in Convention assembled, That we approve of the late act of Congress inviting the Government of the United States to take military occupation of the territory of the Republic.

Which was rejected.

Mr. Navarro moved to strike out the word "frontier" in the resolution of the committee. Lost.

The question was then taken on the resolution of the committee, and adopted—by ayes and noes as follows :

Ayes—Messrs. President Rusk, Anderson, Armstrong of J., Armstrong of R., Baylor, Bache, Brashear, Brown, Burroughs, Caldwell, Cazneau, Clark, Cunningham, Cuney, Davis, Darnell, Everts, Forbes, Gage, Hemphill, Henderson, Hicks, Hogg, Horton, Holland, Hunter, Irion, Jewett, Kinney, Latimer of L., Latimer of R. R., Lewis, Love, Lumpkin, Lipscomb, Mayfield, McGowan, McNeill, Miller, Moore, Navarro, Parker, Power, Rains, Runnels, Scott, Smyth, Standefer, Taylor, Van Zandt, White, Wood, Wright and Young—54.

No—Mr. Evans.

Mr. Mayfield moved that a copy of the resolution be transmitted to the President of Texas by the Secretary. Carried.

Mr. Everts presented the memorial of Horace Bunham, praying to be admitted as a member of this body, from the "Trinity Colony," which was referred to the committee on Privileges and Elections.

After various motions to adjourn, on motion of Mr. Forbes, the Convention adjourned until to-morrow morning at half past 8 o'clock.

TUESDAY MORNING, July 8, 1845.

The Convention met pursuant to adjournment.

Present, Messrs. President Rusk, Anderson, Armstrong of J., Armstrong of R., Baylor, Bache, Brashear, Burroughs, Brown, Caldwell, Cazneau, Cunningham, Clark, Cuney, Darnell, Davis, Evans, Everts, Forbes, Gage, Hemphill, Henderson, Hicks, Hogg, Horton, Holland, Hunter, Irion, Jewett, Kinney, Latimer of L., Latimer of R. R., Love, Lumpkin, Lipscomb, Mayfield, McGowan, McNeill, Miller, Moore, Navarro, Parker, Power, Rains, Runnels, Scott, Smyth, Standefer, Taylor, Van Zandt, White, Wood and Young.

Quorum present—prayer by the Chaplain—the journal of the preceding day read and adopted.

Mr. Jewett, chairman of the Committee on Rules, reported as follows:

Journals of the Convention, Assembled at the City of Austin on the Fourth of July, 1845, for the Purpose of Framing a Constitution for the State of Texas. - Link Page

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