

THIRTY-NINTH DAY.

THURSDAY, Aug. 27, 1857.

The Convention met pursuant to adjournment, and was called to order by the PRESIDENT.

The Journal of yesterday was read and approved.

On motion of Mr. A. E. AMES, the Convention took a recess of one hour.

After the recess had expired, the Convention was called to order by the PRESIDENT.

Mr. SETZER moved that the Convention resolve itself into Committee of the Whole to consider the Schedule.

Which motion was lost.

Mr. EMMETT moved to adjourn until 2½ o'clock, P.M.

Which motion was carried, and the Convention adjourned until 2½ o'clock, P.M.

AFTERNOON SESSION.

2½ O'CLOCK P.M.

The Convention met pursuant to adjournment, and was called to order by the PRESIDENT.

Mr. ROLETTE moved to adjourn.

Which motion was lost.

On motion of Mr. SETZER, the Convention resolved itself into Committee of the Whole.

Mr. NORRIS in the Chair.

Having under consideration the report of the Committee on the Schedule.

After some time spent therein, on motion of Mr. CURTIS, the Committee rose and reported the Article back to the Convention without amendment.

Mr. A. E. AMES moved to strike out of section 2 of the Schedule all after the two first lines.

Which motion was carried.

On motion of Mr. ROLETTE, the words "and Todd," were struck out of 17th line of section 3 and the word "and" inserted before "Pembina."

On motion of Mr. BAASEN, the words "and Todd Counties," were inserted in the 17th line of section 3, after "Mille Lac," and the word "and" struck out of the line before the words "Mille Lac."

Mr. SETZER moved to strike out in section 5, 4th line, the figure "3" and insert "4."

Which motion was carried.

Mr. BAASEN moved to strike out of section 5, 15th line, the figure "4" and insert the figure "2."

Which motion was carried.

Mr. TAYLOR moved to strike out section 5, 5th line, the figures "3" and "6," and insert "4" and "7" in lieu thereof.

Mr. EMMETT moved to amend the amendment by inserting "4" and "8" in lieu of "3" and "6."

Which motion was lost.

The question recurring on the original motion it was carried.

Mr. SHEPLEY moved to strike out of 12th line, section 5, the figure 2 and insert 1, and to add the "one" struck out to the 20th District.

Which motion was carried.

Mr. STURGIS moved to strike out the figure "6," in twelfth line, section 5, and insert "5," and add the "one," so taken to the 21st District.

Which motion was carried.

On motion of Mr. BAASEN, the figure "2" in 14th line, section 5, was struck out and "1" inserted in lieu thereof.

On motion of Mr. ROLETTE the representation in 22d District was made "2" representatives in lieu of "1."

Mr. EMMETT moved to strike out the word "Supreme Judges," in section 7, and insert "Justices of the Supreme Court."

Which motion was carried.

Mr. EMMETT moved to strike out of section 8, the words "County and Precinct officers within the State."

Which motion was lost.

Mr. STURGIS moved to strike out the word "ten," in 8th line, Section 8, and "thirty" inserted in lieu thereof.

Which motion was lost.

Mr. SETZER moved to strike out the 9th section.

Which motion was carried.

Mr. EMMETT, moved to strike out all after the word "specified" in 4th line, 10th section.

Which motion was lost.

Mr. CURTIS moved that section 12 be stricken out.

And the yeas and nays being called for and ordered, there were yeas 18, nays 24.

Those who voted in the affirmative were,

Messrs. M. E. Ames, Curtis, Cantell, Day, Emmett, Gilbert, Jerome, Murray, McMahan, Prince, Rolette, Sanderson, Sturgis, Taylor, Tuttle, Vassuer, Wait and Warner—18.

Those who voted in the negative were,

Messrs. A. E. Ames, Armstrong, Butler, Becker, Barrett, Burwell, Baasen, Chase, Davis, Flandrau, Gorman, Kennedy, Keegan, Lashelle, Meeker, McFetridge, Norris, Setzer, Stacey, Shepley, Streeter, Swan, Ten Voorde and Mr President—24.

So the section was not stricken out.

On motion of Mr. STACEY, the word "Waseca," was inserted in 7th line, section 14, after the word "Steele."

Mr. SETZER moved that the rules be suspended so as to allow the article to be enrolled.

And the yeas and nays being called for and ordered, there were yeas 17, nays 25, as follows:

Those who voted in the affirmative were,

Messrs. Armstrong, Barrett, Baasen, Cantell, Day, Jerome, Murray, McFetridge, Rolette, Setzer, Stacey, Shepley, Streeter, Ten Voorde, Vasseur, Wait and Warner—17.

Those who voted in the negative were,

Messrs. A. E. Ames, M. E. Ames, Butler, Becker, Burns, Burwell, Curtis, Chase, Davis, Emmett, Flandrau, Gilbert, Gorman, Kennedy, Keegan, Lashelle, Meeker, McMahan, Norris, Prince, Sanderson, Sturgis, Taylor, Tuttle and Mr. President—25.

So the Convention refused to suspend the rules.

Mr. STURGIS moved to strike out the words "Crow Wing," in the 14th and 15th lines of section 14.

Which motion was lost.

Mr. M. E. AMES moved that the article be laid upon the table.

Which motion was carried, and the article was tabled.

Mr. ROLETTE moved the Convention adjourn.

Which motion was lost.

Mr. SETZER moved that the Committee of Conference be discharged.

The yeas and nays were called for and ordered thereon, whereupon Mr. FLANDRAU moved that the motion be laid upon the table.

Which motion prevailed, and Mr. SETZER's motion was tabled.

Mr. ROLETTE moved to adjourn.

Which motion was lost.

Mr. SHERBURNE from the Committee on Conference submitted the report of said Committee.

Mr. MURRAY moved that the report of the Committee be laid upon the table and printed.

Which motion was lost.

Mr. GORMAN moved that the report of the Committee be taken up in its order.

Which motion was carried, and the report was read by the Secretary.

Mr. GORMAN moved to substitute the subject matter of report of the Committee for the Constitution heretofore adopted.

Mr. SETZER here raised a point of order upon said motion.

Which point of order was overruled by the President.

Whereupon Mr. SETZER appealed from the decision of the Chair, and the yeas and nays being called for and ordered upon said appeal.

There were 31 votes to sustain the decision, and 7 votes against sustaining the decision.

Those who voted to sustain the decision of the Chair were,

Messrs. A. E. Ames, M. E. Ames, Armstrong, Butler, Becker, Burns, Brown, Curtis, Chase, Davis, Emmett, Flandrau, Gorman, Holcombe, Kingsbury, Murray, Meeker, McGrorty, McMahan, Norris, Nash, Prince, Sanderson, Sherburne, Stacey, Shepley, Sturgis, Streeter, Swan, Tuttle and Warner—31,

Those who voted against sustaining the decision were;

Messrs. Baasen, Gilbert, Gilman, Setzer, Taylor, Tenvoodre and Wait—7.

So the decision of the Chair was sustained.

Pending the question on Mr. GORMAN's motion to substitute, Mr. BAASEN moved to adjourn.

Which motion was lost.

Mr. CURTIS moved to amend the motion by striking out the Judicial Districts as reported, and to insert the report heretofore made.

Pending the consideration of which, on motion of Mr. A. E. AMES, the Convention adjourned.

H. H. SIBLEY, President.

Attest:

J. J. NOAH, Secretary.

FORTIETH DAY.

FRIDAY, Aug. 28, 1857.

The Convention met pursuant to adjournment, and was called to order by the PRESIDENT.

Prayer by Rev. Mr. PENMAN.

The Journal of yesterday was read and approved.