

Those who voted in the affirmative are,  
Messrs. Badger, Benton, Berrien, Clarke, Clayton, Corwin, Crittenden, Davis, of Massachusetts, Dayton, Greene, Mangum, Miller, Spruance, Underwood, Upham.

Those who voted in the negative are,  
Messrs. Allen, Ashley, Atchison, Atherton, Baldwin, Bradbury, Breese, Bright, Butler, Cass, Davis, of Mississippi, Dickinson, Dix, Douglass, Downs, Felch, Foot, Hannegan, Houston, Hunter, Johnson, of Maryland, Johnson, of Georgia, Lewis, Mason, Moor, Niles, Sevier, Sturgeon, Turney, Yulee.

The question recurring on the motion of Mr. Sevier, to strike out the tenth article of the treaty:

On motion, by Mr. Crittenden,

To divide the question, by striking out from the tenth article the words from "but" to "void," inclusive:

The question was stated, "Shall these words stand as part of the tenth article?" to wit:

"But the grantees of lands in Texas, put in possession thereof, who, by reason of the circumstances of the country since the beginning of the troubles between Texas and the Mexican government, may have been prevented from fulfilling all the conditions of their grants, shall be under the obligation to fulfil the said conditions within the periods limited in the same respectively; such periods to be now counted from the date of the exchange of ratifications of this treaty; in default of which the said grants shall not be obligatory upon the State of Texas, in virtue of the stipulations contained in this article.

"The foregoing stipulation in regard to grantees of land in Texas is extended to all grantees of land in the territories aforesaid elsewhere than in Texas, put in possession under such grants; and, in default of the fulfilment of the conditions of any such grant, within the new period, which, as is above stipulated, begins with the day of the exchange of ratifications of this treaty, the same shall be null and void."

And it was determined in the negative—nays 48.

Those who voted are,

Messrs. Allen, Ashley, Atherton, Badger, Baldwin, Bell, Benton, Berrien, Bradbury, Breese, Bright, Butler, Calhoun, Cass, Clarke, Clayton, Corwin, Crittenden, Davis, of Massachusetts, Davis, of Mississippi, Dickinson, Dix, Douglas, Downs, Felch, Foote, Greene, Hale, Houston, Hunter, Johnson, of Maryland, Johnson, of Georgia, Lewis, Mangum, Mason, Miller, Moor, Niles, Pearce, Rusk, Sevier, Spruance, Sturgeon, Turney, Underwood, Upham, Westcott, Yulee.

On motion, by Mr. Mangum, further to divide the question, by striking out the last sentence of the tenth article;

The question was stated, "Shall these words stand as part of the tenth article?" to wit:

"The Mexican government declares that no grant whatever of lands in Texas has been made since the second day of March, one thousand eight hundred and thirty-six; and that no grant whatever

of lands in any of the territories aforesaid has been made since the thirteenth day of May, one thousand eight hundred and forty-six;"

And it was determined in the negative, { Yeas ..... 17  
Nays ..... 32

Those who voted in the affirmative are,  
Messrs. Badger, Baldwin, Bell, Berrien, Butler, Clarke, Corwin, Crittenden, Dayton, Greene, Johnson, of Maryland, Johnson, of Georgia, Miller, Pearce, Spruance, Underwood, Upham.

Those who voted in the negative are,  
Messrs. Allen, Ashley, Atchison, Atherton, Benton, Bradbury, Breese, Bright, Calhoun, Cass, Davis, of Massachusetts, Davis, of Mississippi, Dickinson, Dix, Douglas, Downs, Felch, Foote, Hale, Houston, Hunter, Lewis, Mangum, Mason, Moor, Niles, Rusk, Sevier, Sturgeon, Turney, Westcott, Yulee.

The question then recurring on striking out the remaining part of the tenth article;

On motion by Mr. Bell,

The Senate adjourned.

FRIDAY, MARCH 3, 1848.

The Senate, as in Committee of the Whole, resumed the consideration of the treaty of peace, friendship, limits, and settlement between the United States of America and the Mexican republic; and the question recurring on striking out the remaining part of the tenth article.

After debate,

The question was stated, "Shall these words stand as part of the treaty?" to wit:

"All grants of land made by the Mexican government, or by the competent authorities in territories previously appertaining to Mexico and remaining for the future within the limits of the United States, shall be respected as valid to the same extent that the same grants would be valid if the said territories had remained within the limits of Mexico;"

And it was determined in the negative, { Yeas ..... 19  
Nays ..... 33

Those who voted in the affirmative are,  
Messrs. Ashley, Badger, Baldwin, Berrien, Butler, Clarke, Clayton, Corwin, Crittenden, Dayton, Greene, Hale, Johnson, of Maryland, Johnson, of Louisiana, Mangum, Miller, Pearce, Spruance, Upham.

Those who voted in the negative are,  
Messrs. Allen, Atchison, Atherton, Bagby, Bell, Benton, Bradbury, Breese, Bright, Calhoun, Cass, Dickinson, Dix, Douglas, Downs, Felch, Foote, Hannegan, Houston, Hunter, Johnson, of Georgia, Lewis, Mason, Moor, Niles, Phelps, Rusk, Sevier, Sturgeon, Turney, Underwood, Westcott, Yulee.

On motion, by Mr. Breese,

To strike out of the eleventh article the following words, to wit:



"Nor to provide such Indians with firearms or ammunition, by sale or otherwise."

After debate,

The question was stated, "Shall these words stand as part of the eleventh article?"

And it was determined in the negative, { Yeas ..... 20  
Nays ..... 29

Those who voted in the affirmative are,

Messrs. Ashley, Atherton, Bagby, Bell, Butler, Cass, Dickinson, Dix, Foote, Hale, Johnson, of Maryland, Johnson, of Louisiana, Johnson, of Georgia, Mangum, Mason, Miller, Moor, Sevier, Sturgeon, Turney.

Those who voted in the negative are,

Messrs. Allen, Atchison, Badger, Baldwin, Benton, Berrien, Bradbury, Breese, Bright, Calhoun, Corwin, Crittenden, Davis, of Massachusetts, Davis, of Mississippi, Douglas, Downs, Felch, Hannegan, Houston, Hunter, Lewis, Niles, Phelps, Rusk, Spruance, Underwood, Webster, Westcott, Yulee.

On motion, by Mr. Rusk,

To strike out of the eleventh article the following words, to wit:

"And in the event of any person or persons captured within Mexican territory by Indians, being carried into the territory of the United States, the government of the latter engages and binds itself in the most solemn manner, so soon as it shall know of such captives being within its territory, and shall be able so to do, through the faithful exercise of its influence and power, to rescue them and return them to their country, or deliver them to the agent or representative of the Mexican government. The Mexican authorities will, as far as practicable, give to the government of the United States notice of such captures; and its agent shall pay the expenses incurred in the maintenance and transmission of the rescued captives, who in the mean time shall be treated with the utmost hospitality by the American authorities at the place where they may be. But if the government of the United States, before receiving such notice from Mexico, should obtain intelligence through any other channel of the existence of Mexican captives within its territory, it will proceed forthwith to effect their release and delivery to the Mexican agent, as above stipulated.

"For the purpose of giving to these stipulations the fullest possible efficacy, thereby affording the security and redress demanded by their true spirit and intent, the government of the United States will now and hereafter pass, without unnecessary delay, and always vigilantly enforce, such laws as the nature of the subject may require; and, finally, the sacredness of this obligation shall never be lost sight of by the said government, when providing for the removal of the Indians from any portion of the said territories, or for its being settled by citizens of the United States; but, on the contrary, special care shall then be taken not to place its Indian occupants under the necessity of seeking new homes, by committing those invasions which the United States have solemnly obliged themselves to restrain."

After debate,

The question was stated, "Shall these words stand as part of the eleventh article?"

And it was determined in the affirmative, { Yeas ..... 39  
Nays ..... 12

Those who voted in the affirmative are,

Messrs. Ashley, Atchison, Atherton, Bagby, Baldwin, Bell, Bradbury, Breese, Bright, Butler, Calhoun, Cass, Crittenden, Davis, of Massachusetts, Dayton, Dickinson, Dix, Downs, Felch, Foote, Greene, Hale, Hannegan, Hunter, Johnson, of Maryland, Johnson, of Georgia, Mangum, Mason, Miller, Moore, Niles, Phelps, Sevier, Spruance, Sturgeon, Turney, Underwood, Upham, Yulee.

Those who voted in the negative are,

Messrs. Allen, Badger, Benton, Berrien, Corwin, Davis, of Mississippi, Douglas, Houston, Lewis, Rusk, Webster, Westcott.

On motion, by Mr. Douglas,

To strike out of the eleventh article the following words, to wit:

"Considering that a great part of the territories which, by the present treaty, are to be comprehended for the future within the limits of the United States, is now occupied by savage tribes, who will hereafter be under the exclusive control of the government of the United States, and whose incursions within the territory of Mexico would be prejudicial in the extreme; it is solemnly agreed that all such incursions shall be forcibly restrained by the government of the United States whensoever this may be necessary; and that when they cannot be prevented they shall be punished by the said government, and satisfaction for the same shall be exacted: all in the same way, and with equal diligence and energy, as if the same incursions were meditated or committed within its own territory against its own citizens."

After debate,

The question was stated, "Shall these words stand as part of the eleventh article?"

And it was determined in the affirmative, { Yeas ..... 47  
Nays ..... 5

Those who voted in the affirmative are,

Messrs. Ashley, Atchison, Atherton, Badger, Bagby, Baldwin, Bell, Berrien, Bradbury, Breese, Bright, Butler, Calhoun, Cass, Corwin, Crittenden, Davis, of Massachusetts, Davis, of Mississippi, Dayton, Dickinson, Dix, Downs, Felch, Foote, Greene, Hale, Hannegan, Houston, Hunter, Johnson, of Maryland, Johnson, of Louisiana, Johnson, of Georgia, Mangum, Mason, Miller, Moor, Niles, Phelps, Rusk, Sevier, Spruance, Sturgeon, Turney, Underwood, Upham, Webster, Yulee.

Those who voted in the negative are,

Messrs. Allen, Benton, Douglas, Lewis, Westcott.

On motion by Mr. Sevier,

To strike out the additional and secret article of the treaty.

The question was stated, "Will the Senate advise and consent to the ratification of this article?"



And it was determined in the negative, { Yeas ..... 2  
Nays ..... 48

Those who voted in the affirmative are,  
Messrs. Baldwin and Johnson, of Maryland.

Those who voted in the negative are,  
Messrs. Allen, Ashley, Atchison, Atherton, Badger, Bagby, Bell, Benton, Berrien, Bradbury, Breese, Bright, Butler, Calhoun, Cass, Corwin, Crittenden, Davis, of Massachusetts, Davis, of Mississippi, Dickinson, Dix, Douglas, Downs, Felch, Foote, Greene, Hale, Hannegan, Houston, Hunter, Johnson, of Louisiana, Johnson, of Georgia, Lewis, Mangum, Mason, Moor, Niles, Phelps, Rusk, Sevier, Spruance, Sturgeon, Turney, Underwood, Upham, Webster, Westcott, Yulee.

On motion by Mr. Berrien,  
The Senate adjourned.

SATURDAY, MARCH 4, 1848.

The Senate, as in Committee of the Whole, resumed the consideration of the treaty of peace, friendship, limits, and settlement between the United States of America and the Mexican republic.

On motion by Mr. Westcott,

To strike out of the fifteenth article the following words, to wit: "To an amount not exceeding three and one quarter millions of dollars."

The question was stated, "Shall these words stand as part of the fifteenth article?"

And it was determined in the affirmative, { Yeas ..... 41  
Nays ..... 9

Those who voted in the affirmative are,  
Messrs. Ashley, Atherton, Bagby, Baldwin, Bell, Benton, Berrien, Bradbury, Breese, Bright, Butler, Calhoun, Cass, Clarke, Crittenden, Davis, of Massachusetts, Dayton, Dickinson, Dix, Downs, Felch, Foote, Greene, Hale, Hannegan, Hunter, Johnson, of Maryland, Johnson, of Georgia, Lewis, Mason, Miller, Moor, Niles, Pearce, Phelps, Sevier, Spruance, Sturgeon, Turney, Underwood, Yulee.

Those who voted in the negative are,  
Messrs. Badger, Corwin, Davis, of Mississippi, Houston, Johnson, of Louisiana, Mangum, Rusk, Upham, Westcott.

On motion by Mr. Douglas,

To strike out of the fourth article the following words, to wit: "It is also agreed, that if any Mexicans should now be held as captives by any savage tribe within the limits of the United States, as about to be established by the following article, the government of the said United States will exact the release of such captives, and cause them to be restored to their country."

After debate,  
The question was stated "Shall these words stand as part of the fourth article?"

And it was determined in the affirmative, { Yeas ..... 39  
Nays ..... 10

Those who voted in the affirmative are,  
Messrs. Ashley, Atherton, Badger, Bagby, Baldwin, Bell, Breese, Bright, Butler, Calhoun, Cass, Corwin, Crittenden, Davis, of Massachusetts, Davis, of Mississippi, Dayton, Dix, Downs, Felch, Foote, Greene, Hale, Hannegan, Hunter, Johnson, of Maryland, Johnson, of Louisiana, Mangum, Mason, Miller, Moor, Niles, Pearce, Phelps, Sevier, Sturgeon, Turney, Underwood, Upham, Yulee.

Those who voted in the negative are,  
Messrs. Allen, Benton, Clarke, Dickinson, Douglas, Houston, Johnson, of Georgia, Lewis, Rusk, Westcott.

On motion of Mr. Davis, of Mississippi,

To strike out of the fifth article the following words, to wit: "And no change shall ever be made therein, except by the express and free consent of both nations, lawfully given by the general government of each, in conformity with its own constitution."

After debate,

The question was stated, "Shall these words stand as part of the fifth article?"

And it was determined in the affirmative, { Yeas ..... 42  
Nays ..... 11

Those who voted in the affirmative are,  
Messrs. Ashley, Atherton, Badger, Bagby, Baldwin, Bell, Berrien, Bradbury, Bright, Butler, Calhoun, Cass, Clarke, Corwin, Crittenden, Davis, of Massachusetts, Dayton, Dix, Downs, Felch, Foote, Greene, Hale, Hannegan, Hunter, Johnson, of Maryland, Johnson, of Louisiana, Johnson, of Georgia, Mangum, Mason, Miller, Moor, Niles, Pearce, Phelps, Rusk, Sevier, Spruance, Sturgeon, Turney, Underwood, Upham.

Those who voted in the negative are,  
Messrs. Allen, Atchison, Benton, Breese, Davis, of Mississippi, Dickinson, Douglas, Houston, Lewis, Westcott, Yulee.

On motion by Mr. Davis, of Mississippi,

"To strike out of the twenty-second article the following words, to wit:

"Upon the entrance of the armies of either nation into the territories of the other, women and children, ecclesiastics, scholars of every faculty, cultivators of the earth, merchants, artisans, manufacturers, and fishermen, unarmed and inhabiting unfortified towns, villages, or places, and in general all persons whose occupations are for the common subsistence and benefit of mankind, shall be allowed to continue their respective employments, unmolested in their persons. Nor shall their houses or goods be burnt or otherwise destroyed, nor their cattle taken, nor their fields wasted by the armed force into whose power, by the events of war, they may happen to fall; but if the necessity arise to take any thing from them for the use of such armed force, the same shall be paid for at an equitable price. All churches, hospitals, schools, colleges, libraries, and other establishments for charitable and beneficent pur-



poses, shall be respected, and all persons connected with the same protected in the discharge of their duties and the pursuit of their vocations."

After debate,

The question was stated, "Shall these words stand as part of the twenty-second article?"

And it was determined in the affirmative, { Yeas ..... 45  
Nays ..... 5

Those who voted in the affirmative are,  
Messrs. Ashley, Atherton, Badger, Bagby, Baldwin, Bell, Berrien, Bradbury, Breese, Bright, Butler, Calhoun, Cass, Clarke, Corwin, Davis, of Massachusetts, Dayton, Dickinson, Dix, Douglas, Downs, Felch, Foote, Greene, Hale, Hannegan, Hunter, Johnson, of Maryland, Johnson, of Louisiana, Johnson, of Georgia, Mangum, Mason, Miller, Moor, Niles, Pearce, Phelps, Rusk, Sevier, Spruance, Sturgeon, Turney, Underwood, Upham, Yulee.

Those who voted in the negative are,  
Messrs. Benton, Davis, of Mississippi, Houston, Lewis, Westcott.

On motion by Mr. Johnson, of Maryland,  
That the Senate adjourn.

It was determined in the negative, { Yeas ..... 25  
Nays ..... 29

On motion by Mr. Sevier,  
The yeas and nays being desired by one-fifth of the Senators present,  
Those who voted in the affirmative are,  
Messrs. Atchison, Badger, Bagby, Baldwin, Bell, Benton, Berrien, Clarke, Corwin, Crittenden, Davis, of Massachusetts, Dayton, Greene, Johnson, of Maryland, Johnson, of Louisiana, Lewis, Miller, Pearce, Phelps, Rusk, Spruance, Underwood, Upham, Webster, Westcott.

Those who voted in the negative are,  
Messrs. Allen, Ashley, Atherton, Bradbury, Breese, Bright, Butler, Calhoun, Cass, Davis, of Mississippi, Dickinson, Dix, Douglas, Downs, Felch, Foote, Hale, Hannegan, Houston, Hunter, Johnson, of Georgia, Mangum, Mason, Moor, Niles, Sevier, Sturgeon, Turney, Yulee.

On motion by Mr. Davis, of Mississippi,

To strike out of the fifth article the following words, to wit:

"The mouth of the Rio Grande, otherwise called Rio Bravo del Norte, or opposite the mouth of its deepest branch, if it should have more than one branch emptying directly into the sea; from thence, up the middle of that river, following the deepest channel, where it has more than one, to the point where it strikes the southern boundary of New Mexico; thence, westwardly, along the whole southern boundary of New Mexico (which runs north of the town called Passo) to its western termination; thence, northward, along the western line of New Mexico, until it intersects the first branch of the river Gila, (or if it should not intersect any branch of that river, then to the point on the said line nearest to such branch, and thence in a direct line to the same; thence down the middle of the said branch and of the said river, until it empties into the Rio Col-

orado; thence, across the Rio Colorado, following the division line between Upper and Lower California, to the Pacific ocean.

"The southern and western limits of New Mexico, mentioned in this article, are those laid down in the map, entitled 'map of the United Mexican States, as organized and defined by various acts of the Congress of said republic, and constructed according to the best authorities. Revised edition. Published at New York in 1847 by J. Disturnell;' of which map a copy is added to this treaty, bearing the signatures and seals of the undersigned plenipotentiaries. And, in order to preclude all difficulty in tracing upon the ground the limit separating Upper from Lower California, it is agreed that the said limit shall consist of a straight line, drawn from the middle of the Rio Gila, where it unites with the Colorado, to a point on the coast of the Pacific ocean, distant one marine league due south of the southernmost point of the port of San Diego, according to the plan of said port, made in the year seventeen hundred and eighty-two by Don Juan Pantoja, second sailingmaster of the Spanish fleet, and published at Madrid in the year 1802, in the atlas to the voyage of the schooners *Sutil* and *Mexicana*; of which plan a copy is hereunto added, signed and sealed by the respective plenipotentiaries."

The question was stated, "Shall these words stand as part of the fifth article?"

On motion by Mr. Lewis,  
That the Senate adjourn.

It was determined in the affirmative, { Yeas ..... 27  
Nays ..... 19

On motion by Mr. Sevier,  
The yeas and nays being desired by one-fifth of the Senators present,  
Those who voted in the affirmative are,  
Messrs. Atchison, Badger, Bagby, Baldwin, Bell, Benton, Berrien, Calhoun, Clarke, Corwin, Crittenden, Davis, of Massachusetts, Dayton, Greene, Houston, Johnson, of Maryland, Johnson, of Louisiana, Johnson, of Georgia, Lewis, Miller, Pearce, Phelps, Rusk, Spruance, Underwood, Upham, Westcott.

Those who voted in the negative are,  
Messrs. Ashley, Atherton, Bradbury, Breese, Bright, Butler, Cass, Dickinson, Douglas, Downs, Foote, Hannegan, Hunter, Mangum, Mason, Moor, Sevier, Turney, Yulee.  
So the Senate adjourned.

MONDAY, MARCH 6, 1848.

The Senate, as in Committee of the Whole, resumed the consideration of the treaty of peace, friendship, limits, and settlement between the United States of America and the Mexican republic; and the question recurring on the motion of Mr. Davis, of Mississippi, to strike out the words stated from the fifth article,

On motion, by Mr. Davis, of Mississippi, and by unanimous consent,

Ordered, That he have leave to withdraw the said motion.



On motion, by Mr. Davis, of Mississippi, to insert the following, to wit:

ARTICLE X. The boundary line between the two republics shall commence in the Gulf of Mexico, three leagues from land, opposite a point midway between the mouths of the river San Fernando and Santander, (Boquillas Cerradas and Barra de Santander,) thence westwardly to the town of Labradores, at the head of the mountain pass, from the plain of Linares, thence to Agua Nueva, thence to the southwestern angle of the State of Cohahuila, thence northwardly along the highlands of the Balson de Malpimi and Santa Rosa mountains to the Rio Grande, the line to be so traced as to include the sources of the river Sabinas, and to intersect the Rio Grande above the mouth of the river Puerco, thence up the main channel of said Rio Grande to the thirty-first parallel of north latitude, thence due west to the thirty-fourth meridian of longitude west of Washington, thence, in a direct line, to a point on the Rio Colorado of the west, ten miles below the junction of the Gila and Colorado rivers, thence to a point on the coast of the Pacific ocean, one marine league south of the most southern point of the harbor of San Diego.

"In order to designate the boundary line with due precision, upon authoritative maps, and to establish upon the ground landmarks which shall show the limits of both republics, as described in the present article, the two governments shall each appoint a commissioner and a surveyor, who, before the expiration of one year from the date of the exchange of the ratifications of this treaty, shall meet at the port of San Diego, and proceed to run and mark the said boundary in its whole course to the mouth of the Rio Bravo del Norte. They shall keep journals and make out plans of their operations; and the result agreed upon by them shall be deemed a part of this treaty, and shall have the same force as if it were inserted therein. The two governments will amicably agree regarding what may be necessary to these persons, and also as to their respective escorts, should such be necessary."

After debate,

The question was stated, "Will the Senate advise and consent to the ratification of this article?"

And it was determined in the negative, { Yeas ..... 11  
Nays ..... 44

Those who voted in the affirmative are,

Messrs. Allen, Atchison, Davis, of Mississippi, Dickinson, Douglas, Hannegan, Houston, Lewis, Rusk, Turney, Westcott.

Those who voted in the negative are,

Messrs. Ashley, Atherton, Badger, Bagby, Baldwin, Bell, Benton, Berrien, Bradbury, Breese, Bright, Butler, Calhoun, Cameron, Cass, Clarke, Clayton, Corwin, Crittenden, Davis, of Massachusetts, Dayton, Dix, Downs, Felch, Foote, Greene, Hale, Hunter, Johnson, of Maryland, Johnson, of Louisiana, Johnson, of Georgia, Mangum, Mason, Miller, Moor, Niles, Pearce, Phelps, Sevier, Spruance, Sturgeon, Underwood, Upham, Webster.

On motion by Mr. Westcott,

To strike out of the ninth article the following words, to wit:

"The relations and communication between the Catholics living in the territories aforesaid, and their respective ecclesiastical authorities, shall be open, free, and exempt from all hindrance whatever, even although such authorities should reside within the limits of the Mexican republic, as defined by this treaty; and this freedom shall continue, so long as a new demarcation of ecclesiastical districts shall not have been made, conformably with the laws of the Roman Catholic church."

After debate,

On motion by Mr. Atchison,  
The Senate adjourned.

TUESDAY, MARCH 7, 1848.

The Senate, as in Committee of the Whole, resumed the consideration of the treaty of peace, friendship, limits, and settlement between the United States of America and the Mexican republic; and the question recurring on the motion of Mr. Westcott to strike out the words stated from the ninth article,

On motion by Mr. Westcott, and by unanimous consent,  
Ordered, That he have leave to withdraw the said motion.

On motion by Mr. Johnson, of Georgia,  
To insert in the ninth article, after the words "Mexican laws," the following words, to wit: *not inconsistent with the constitution and laws of the United States.*

The question was stated, "Shall these words stand as part of the ninth article?"

And it was determined in the affirmative, { Yeas ..... 38  
Nays ..... 7

Those who voted in the affirmative are,

Messrs. Allen, Ashley, Atherton, Baldwin, Bell, Berrien, Breese, Butler, Calhoun, Cameron, Clarke, Corwin, Crittenden, Davis, of Mississippi, Dayton, Dickinson, Dix, Felch, Foote, Greene, Hale, Hunter, Johnson, of Maryland, Johnson, of Louisiana, Johnson, of Georgia, Mangum, Mason, Miller, Niles, Rusk, Sevier, Spruance, Sturgeon, Turney, Underwood, Upham, Westcott, Yulee.

Those who voted in the negative are,

Messrs. Atchison, Badger, Bright, Davis, of Massachusetts, Downs, Lewis, Moor.

On motion of Mr. Johnson, of Georgia,

To insert at the end of the ninth article the following, to wit:  
*Provided nothing herein contained shall be so construed as to secure to Roman Catholics their religious corporations or communities, or the ecclesiastical authorities of the Roman Catholic church any other rights and privileges than such as are enjoyed by other religious sects, their corporations or communities, or ecclesiastical authorities, in the United States.*

The question was stated, "Shall these words stand as part of the ninth article?"

And it was determined in the negative, { Yeas ..... 13  
Nays ..... 29