Hall House of Representatives, Austin, Texas, Tuesday, February 16, 1897.

The House met at 9 o'clock a.m., pursuant to adjournment.

Speaker Dashiell in the chair.

Roll called, and the following members present:

Dean. Dennis. Dickinson.
Flint. Freeman. Freeman.
Holland of Burnet. Holland of Collin.
Holland of Collin. Hogg.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
House of Representatives. House of Representatives.
Houe Journal. February 16, 1897.

Ewing. Randolph.
Garrison. Robbins.
Green. Rogan.
Hensley. Rogers.
Hill of Gonzales. Rudd.
Hill of Travis. Savage.
Holland of Burnet. Seabury.
Humphrey. Shelburne.
Logan. Smith.
Love. Smyth.
Manson. Staples.
McFarland. Strother.
McGaughey. Thompson.
McKamy. Turner.
McKellar. Vaughan, Guadalupe.
Moore of Lamar. Vaughan of Collin.
Morris. Wallace.
O'Connor. Ward.
Peery. Wilcox.
Pitts. Wood.
Porter.

Nays—40.

Barbee. Graham.
Benson. Holland of Harris.
Bird. Kimbell.
Blair. Lillard.
Blaine. Logan.
Bean. Lotus.
Beal. Love.
Benson. Manson.
Bertram. Martin.
Burney. Maxwell.
Burns. Fort Bend.
Burns. Moore.
Callan. O'Conor.
Crawford. Oliver.
Cureton. Peery.
Dean. Pfeuffer.
Dennis. Pitts.
Evans of Grayson. Porte.
Field. Porte.
Fields. Porte.
Flint. Porte.
Freeman. Porte.

Absent.

Bell. Mercer.
Bertram. Pfeuffer.
Burns. Reiger.
Childs. Schlick.
Harris. Shrophire.
Jones. Shrophire.
lotto. Shrophire.

Excused.

Ayers. Meade.
Browne. Melton.
Carswell. Mundine.
Dies. Neighbors.
Edwards. Patterson.
Gilbough. Thomas.
Good. Williams.
Henderson.

Accordingly, the House at 12:55 p.m. adjourned until 9 o'clock a.m. tomorrow.
February 16, 1897

HOUSE JOURNAL.

William, Wood.
Wolters.

Absent.
Smith.

Ward.
Alexander.

Ayers.
Crawford.
Edwards.
Good.

Excused.
Melton.
Patterson.
Skillern.
Thomas.

GRANTED LEAVE OF ABSENCE.

By Mr. Conoly:

A petition from 38 citizens of Falls county against the passage of Senate bill No. 28, giving the Railroad Commission power to regulate the compression of cotton.

Referred to the Committee on Internal Improvements.

By Mr. Ewing:

A petition from 90 citizens of Anderson county, asking the Legislature to pass the bill now before the House and Senate looking to the protection of fish and game.

Referred to Judiciary Committee No. 2.

By Mr. Gilbough:

A petition from 33 conductors on the Gulf, Colorado and Santa Fe Railway, protesting against any reduction of railway passenger fare in this State.

Referred to the Committee on Internal Improvements.

BILLS AND RESOLUTIONS.

By Mr. Staples:

House bill No. 440, a bill to be entitled "An act to require operators, receivers or managers of mills and manufactories to pay employees every thirty days; to make their due bills negotiable and to be redeemed in cash or equivalent, and to provide a penalty for the violation of this act."

Read first time and referred to Committee on Labor.

By Mr. Gilbough:

House bill No. 441, a bill to be entitled "An act to amend article 3980, title 50, chapter 13, of the Revised Statutes of Texas of 1896, relating to teachers' certificates by city and State boards of examiners."

(Provides for the issuance of three classes of certificates, as follows: Primary teachers' certificates, intermediate teachers' certificates, high school teachers' certificates, and prescribes the conditions upon which such certificates may be issued.)

Read first time and referred to Committee on Education.

By Mr. Brignac:

House bill No. 442, a bill to be entitled "An act to amend article 4908 of the Revised Statutes of the State of Texas, and to provide that constables in towns and cities of 4000 inhabitants may appoint one deputy."

Read first time and referred to Judiciary Committee No. 2.

By Mr. Bertram:

House bill No. 443, a bill to be entitled "An act to create a more efficient road system for Hopkins county, and to make the county commissioners court of Hopkins county ex-officio road commissioners, and to define their duties as such, and for the working of county convicts, and for fees of office, witness fees," etc.

Read first time and referred to Committee on Roads, Bridges and Ferries.

COMMITTEE REPORTS.

By Mr. Robbins, chairman:

Committee Room,
Austin, Texas, Feb. 15, 1897.

Hon. L. T. Dashiell, Speaker of the House.

Your Committee on Public Lands and Land Office, to whom was referred

Senate bill No. 74, a bill to be entitled "An act to authorize the Commissioner of the General Land Office to forfeit all lands heretofore sold by the
State, under any of the various acts of the Legislature, for failure to pay any portion of the interest thereon."

Have had the same under consideration, and I am instructed to report the same back to the House with the recommendation that it do pass.

ROBBINS, Chairman.

Committee Room,
Austin, Texas, Feb. 15, 1897.
Hon. L. T. Dashiell, Speaker of the House.

Your Committee on Public Lands and Land Office, to whom was referred
Senate bill No. 75, a bill to be entitled "An act to validate all office forfeitures of land heretofore made by the Commissioner of the General Land Office for the non-payment of any part of the interest due thereon, which land has been heretofore sold by the State through any of its authorized agencies, and without reference to the date when or the acts of the Legislature under which said sales were made."

Have had the same under consideration, and I am instructed to report the same back to the House with the recommendation that it do pass.

ROBBINS, Chairman.

Committee Room,
Austin, Texas, Feb. 15, 1897.
Hon. L. T. Dashiell, Speaker of the House:

Your Committee on Public Lands, to whom was referred
House bill No. 226, a bill to be entitled "An act to appropriate and set apart the unappropriated public domain and other lands of the State reserved by the present laws, and lands recovered from railroads illegally held by them."

Have had the same under consideration, and I am instructed to report in lieu thereof committee substitute back to the House with the recommendation that it do pass.

ROBBINS, Chairman.

Committee Room,
Austin, Texas, Feb. 15, 1897.
Hon. L. T. Dashiell, Speaker of the House:

Your Committee on Public Lands and Land Office, to whom was referred
House bill No. 325, a bill to be entitled "An act to provide for the sale of all unappropriated public lands of the State of Texas, including all the public lands heretofore set aside and reserved for sale by chapter 52 of the general laws of the State of Texas, entitled an act to provide for a sale of a portion of the unappropriated public lands of the State of Texas, and the investment of the proceeds of such sale, approved July 14, 1879, and all laws amendatory thereto, and to provide for the investment of the proceeds of such sale, and repeal all laws and parts of laws in conflict herewith."

Have had the same under consideration, and I am instructed to report in lieu thereof committee substitute back to the House with the recommendation that it do pass.

ROBBINS, Chairman.

By Mr. Kirk, chairman:

Committee Room,
Austin, Texas, Feb. 16, 1897.
Hon. L. T. Dashiell, Speaker of the House.

Your Committee on Public Lands and Land Office, to whom was referred
House bill No. 378, a bill to be entitled "An act to amend article 4990, chapter 5, of the Revised Civil Statutes of the State of Texas, page 360, of the mode of preventing certain animals from running at large in counties and subdivisions, by adding thereto article 4990d."

Have had the same under consideration, and I am instructed to report the same back to the House with the recommendation that it do pass.

KIRK, Chairman.

Committee Room,
Austin, Texas, Feb. 16, 1897.
Hon. L. T. Dashiell, Speaker of the House:

Your Committee on Public Lands and Land Office, to whom was referred
House bill No. 288, a bill to be entitled "An act to authorize and require the commissioners' court of any county in Texas, upon the petition of fifty freeholders in each precinct of a majority of the justice precincts of said county, to order an election in said county to determine by a vote of the freeholders, qualified voters thereof, whether or not cattle, horses, mules and assed shall be permitted to run at large."

Have had the same under consideration, and I am instructed to report the same back to the House with the recommendation that it do not pass.

KIRK, Chairman.

Committee Room,
Austin, Texas, Feb. 16, 1897.
Hon. L. T. Dashiell, Speaker of the House:

Your Committee on Public Lands and Land Office, to whom was referred
House bill No. 329, a bill to be entitled "An act to amend article 4943, title 103, chapter 3, of the Revised Statutes of the State of Texas, relating to the slaughter and sale of animals for market."

Have had the same under consideration, and I am instructed to report the same back to the House with the recommendation that it do pass.

KIRK, Chairman.

Committee Room, Austin, Texas, Feb. 16, 1897.
Hon. L. T. Dashiell, Speaker of the House:
Your Committee on Stock and Stockraising, to whom was referred House bill No. 353, a bill to be entitled "An act to regulate the estraying of livestock and to provide for advertising of same for the better protection of owners."

Have had the same under consideration, and I am instructed to report the same back to the House with the recommendation that it do pass, and that the same be referred to Frank Holland.

KIRK, Chairman.

By Mr. Garrison, chairman:

MAJORITY REPORT.

Committee Room, Austin, Texas, Feb. 12, 1897.
Hon. L. T. Dashiell, Speaker of the House:
Your Committee on Finance, to whom was referred House bill No. 357, a bill to be entitled "An act declaring both gold and silver coins of the United States of America to be full legal tender at their face value in the payment of all debts hereafter made in the State of Texas."

Have had the same under consideration, and I am instructed by a majority of the committee to report the same back to the House with the recommendation that it do pass.

GARRISON, Chairman.

MINORITY REPORT.

Committee Room, Austin, Texas, Feb. 12, 1897.
Hon. L. T. Dashiell, Speaker of the House:
A minority of your Committee on Finance, to whom was referred House bill No. 357, do not concur with the majority of the committee, and recommend that it do pass for the following reasons:

We believe it to be in conformity with the declarations of our last National Democratic platform, which planted itself on the Democratic rock of opposition to demonetizing one of our money metals by private contract.

Section 10, article 1 of the Constitution of the United States provides that no State shall "coin money, emit bills of credit, make anything but gold and silver coin a tender in payment of debts." States are clearly inhibited from coining money and emitting bills of credit, but the power of the States to declare gold and silver a tender in the payment of debts, is equally explicit. The words, "make anything but gold and silver coin a tender in the payment of debts," affirmatively expressed, can not be construed to mean other than conferring upon the States the power to declare gold and silver coin a tender in the payment of debts.

The Constitution of the United States is one of specific powers, and the Federal Government can only lawfully exercise those powers specifically enumerated in the grant. The States are unlimited, and may exercise all powers not specifically withheld. The power to make gold and silver coin a tender in the payment of debts is not only not withheld, but a power expressly granted to the States.

The issue was by the last Democratic National platform sharply drawn, we contending that both money metals should be treated equitably; that no advantage should be given either metal over the other in purchasing or debt paying privileges, and we only ask that debtors may lawfully discharge their obligations hereafter made in either gold or silver coins of the United States.

MAXWELL.
FREEMAN.
ROBBINS.
Committee Room,
Austin, Texas, Feb. 12, 1897.
Hon. L. T. Dashiell, Speaker of the House.

Your Committee on Finance, to whom was referred
House bill No. 353, a bill to be entitled "An act to prevent discrimination against any lawful money of the United States."

Have had the same under consideration, and I am instructed by a majority of the committee to report the same back to the House with the recommendation that it do not pass.

GARRISON, Chairman.

By Mr. Rogan, Chairman:

Committee Room,
Austin, Texas, Feb. 15, 1897.
Hon. L. T. Dashiell, Speaker of the House.

Your Committee on Roads, Bridges, and Ferries, to whom was referred
House bill No. 294, a bill to be entitled "An act to amend article 4730, chapter 3, title 97, of the Revised Civil Statutes of the State of Texas adopted in 1895, relating to persons liable to work on roads and their rights and duties, and to repeal article 4730a of the same statute, and repeal all laws and parts of laws in conflict with the same."

Have had the same under consideration, and I am instructed to report the same back to the House with the recommendation that it do not pass.

ROGAN, Chairman.

By Mr. Kimbell, acting chairman:

Committee Room,
Austin, Texas, Feb. 15, 1897.
Hon. L. T. Dashiell, Speaker of the House.

Your Committee on Counties and County Boundaries, to whom was referred
Senate bill No. 13, a bill to be entitled "An act to abolish the unorganized counties of Buchel and Foley, and to incorporate their territory into the county of Brewster, to provide for the payment of certain bonds held by the State against such unorganized counties out of funds now held to their credit, etc."

Have had the same under consideration, and I am instructed to report the same back to the House with the recommendation that it do pass.

KIMBELL, Acting Chairman.

By Mr. Curry, chairman.

Committee Room,
Austin, Texas, Feb. 16, 1897.
Hon. L. T. Dashiell, Speaker of the House.

Your Committee on Revenue and Taxation, to whom was referred
House bill No. 353, a bill to be entitled "An act to amend title 52, chapter 2, article 2531, of the Revised Civil Statutes of the State of Texas, relating to the purposes for which warrants may be drawn by the Comptroller."

Have had the same under consideration, and I am instructed to report the same back to the House with the recommendation that it do pass.

CURRY, Chairman.

By Mr. Barrett, acting chairman:

Committee Room,
Austin, Texas, Feb. 15, 1897.
Hon. L. T. Dashiell, Speaker of the House.

Your Committee on Education, to whom was referred
House bill No. 404, a bill to be entitled "An act to transfer Grimes county from a community school system to a district school system."

Have had the same under consideration, and I am instructed to report the same back to the House with the recommendation that it do pass.

BARRETT, Acting Chairman.

Committee Room,
Austin, Texas, Feb. 15, 1897.
Hon. L. T. Dashiell, Speaker of the House:

Your Committee on Education, to whom was referred
House bill No. 330, a bill to be entitled "An act to regulate and limit the expenditure of State, county, and local public school funds."

Have had the same under consideration, and I am instructed to report in lieu thereof committee substitute back to the House with the recommendation that it do pass.

BARRETT, Acting Chairman.

Committee Room,
Austin, Texas, Feb. 15, 1897.
Hon. L. T. Dashiell, Speaker of the House.

Your Committee on Education, to whom was referred
House bill No. 247, a bill to be entitled "An act to amend articles 3836 and 3837 of the Revised Statutes of the State of Texas of 1895, regulating the custody and expenditures of the school funds, and making provision for reports of treasurers of the school funds."

Have had the same under consideration, and I am instructed to report the same back to the House with the recommendation that it do pass.

GARRISON, Chairman.

By Mr. Rogan, chairman:
funds, and repealing the said sections 3336 and 3337 of the Revised Statutes.

Have had the same under consideration, and I am instructed to report in lieu thereof committee substitute back to the House with the recommendation that it do pass.

BARRETT, Acting Chairman.

Committee Room, Austin, Texas, Feb. 15, 1897.

Hon. L. T. Dashiell, Speaker of the House.

Your Committee on Education, to whom was referred

House bill No. 284, a bill to be entitled “An act to amend articles 3384 and 3385, of the Revised Civil Statutes of the State of Texas, limiting the amount of the available school fund that may be used in building and repairing school houses and purchasing school property.”

Have had the same under consideration, and I am instructed to report in lieu thereof committee substitute back to the House with the recommendation that it do pass.

BARRETT, Acting Chairman.

By Mr. Fields, acting chairman:

Committee Room, Austin, Texas, Feb. 16, 1897.

Hon. L. T. Dashiell, Speaker of the House.

Your Committee on Engrossed Bills have carefully examined and compared

House bill No. 434, a bill to be entitled “An act to validate and confirm an ordinance passed by the city council of the city of Galveston, ceding to the United States of America certain streets intersecting land purchased and to be purchased by the United States of America for the purpose of erecting fortifications thereon, and to authorize the commissioners’ court of Galveston county to cede to the United States of America such portions of public highways in Galveston county for the purpose of establishing fortifications situated outside the limits of the city of Galveston.”

And find the same correctly engrossed.

FIELDS, Acting Chairman.

By Mr. Dies, chairman:

Committee Room, Austin, Texas, Feb. 16, 1897.

Hon. L. T. Dashiell, Speaker of the House.

Your Committee on Engrossed Bills have carefully examined and compared

Substitute House bill No. 105, a bill to be entitled “An act to amend subdivision 18 of article 22 of the Revised Civil Statutes of Texas, fixing the times for holding courts in the Eighteenth judicial district.”

And find the same correctly engrossed.

DIES, Chairman.

Committee Room, Austin, Texas, Feb. 15, 1897.

Hon. L. T. Dashiell, Speaker of the House.

Your Committee on Engrossed Bills have carefully examined and compared

House bill No. 251, a bill to be entitled “An act to repeal article 2923, chapter 6, title 52, of the Revised Civil Statutes of the State of Texas.

And find the same correctly engrossed.

DIES, Chairman.

By Mr. Reiger, chairman:

Committee Room, Austin, Texas, Feb. 12, 1897.

Hon. L. T. Dashiell, Speaker of the House.

Your Committee on Towns and City Corporations, to whom was referred

Senate bill No. 66, a bill to be entitled “An act to provide for single election polls in cities and towns not having more than 400 electors, and to repeal all laws and parts of laws in conflict therewith.”

Have had the same under consideration, and I am instructed to report the same back to the House with the recommendation that it do pass.

REIGER, Chairman.

FURTHER TIME GRANTED.

For consideration of the following bills:

House bills Nos. 331 and 316, on motion of Mr. Holland of Harris, chairman.

House bill No. 372, on motion of Mr. Carpenter, chairman.

MESSAGE FROM THE SENATE.

Senate Chamber, Austin, Texas, Feb. 16, 1897.

Hon. L. T. Dashiell, Speaker of the House.

Sir: I am instructed by the Senate to inform the House that the Senate has passed

Senate bill No. 114, a bill to be entitled “An act to validate acknowledgments to all instruments constituting links in the chain of title, or affecting
the title to any lands in the State of Texas, to quiet title to the same, and to repeal all laws and parts of laws in conflict with the provisions of this act."

Ayes, 17; noes, 5.

House bill No. 62, a bill to be entitled "An act for the relief of railway corporations and belt and suburban railway companies having charters granted or amended since the 1st day of January, 1887, and which have failed or are about to fail to construct their roads and branches, or any part thereof, within the time required by law."

By the following vote: Ayes, 24; nays, 2.

Also, that the following joint committee upon the part of the Senate has been appointed, to whom shall be referred Senate concurrent resolution No. 10, relating to the Torrens system of land registration: Senators Kerr (chairman), Lewis, Bowser, Woods and Presler.

Respectfully,
WILLIAM LAMBERT, Secretary.
February 16, 1897  HOUSE JOURNAL.

SPECIAL ORDER.

At 10 o'clock a. m., pending consideration of House bill No. 18, Mr. McGaughey yielding the floor, the Speaker announced that the hour had arrived for consideration of House bill No. 9, regulating assignments, which had been set as special order for this hour.

House bill No. 9 was laid before the House on its second reading, and Mr. Blair moved to postpone the special order for the purpose of continuing consideration of House bill No. 18. The motion prevailed, and Mr. McGaughey resumed the floor in advocacy of House bill No. 13.

Mr. McGaughey moved to postpone further consideration of the bill until Friday, February 26, at 10 o'clock a. m.

Tabled on motion of Mr. Freeman.
(Mr. Wilcox in the chair.)

Mr. Neighbors moved the previous question, and it was not seconded.

After further consideration, Mr. Wolters moved the previous question, and the main question was ordered.

Question first recurring on the amendment by Mr. Freeman, yeas and nays were demanded by Mr. Tracy, Mr. Welch and Mr. Peery.

The amendment was lost by the following vote:

Yeas—43.

Barbee.  Jones.
Bear.  Kimbell.
Benson.  Lillard.
Berrman.  Manson.
Blair.  McKellar.
Bounds.  Mercer.
Boyd.  Morton.
Brewster.  Peery.
Burns.  Pitts.
Carswell.  Porter.
Conoly.  Randolph.
Curry.  Rhea.
Dennis.  Rudd.
Evans of Grayson.  Schilick.
Fields.  Shelburne.
Flint.  Stamper.
Freeman.  Stokes.
Green.  Tracy.
Hensley.  Tucker.
Holland of Burnet.  Vaughan of Collin.
Holland of Harris.  Wall.
Humphrey.

Nays—63.

Barrett.  McGaughey.
Bean.  McKamy.
Bell.  Meade.
Bird.  Moore, Fort Bend.
Blackburn.  Moore of Lamar.
Brigance.  Morris.
Bumpass.  O'Connor.
Burney.  Oliver.
Callan.  Pfeiffer.
Carpenter.  Reiger.
Collier.  Reubell.
Crowley.  Robbins.
Dean.  Rogan.
Dies.  Rogers.
Dorothy.  Savage.
Doyle.  Seabury.
Drew.  Shropshire.
Evans of Hunt.  Studer.
Ewing.  Staples.
Fisher.  Strother.
Garrison.  Thaxton.
Harris.  Thompson.
Hill of Gonzales.  Turner.
Hill of Travis.  Vaughan, Guadalupe.
Hill of Travis.  Kirk.
Hunt.  Wallace.
Logan.  Welch.
Lotte.  Wilcox.
Love.  Williams.
Martin.  Wolters.
Maxwell.

Absent.

Cureton.  Smith.
Dickinson.  Syth.
Field.  Ward.
Gilbough.  Wood.

Excused.

Ayers.  Melton.
Callis.  Mundine.
Crawford.  Patterson.
Edwards.  Skillern.
Good.  Thomas.
Graham.

I vote “no,” because it will injure the actual settler. Under law he could forfeit his land, the very land he bought at $2.30, with interest at 5 per cent, have 90 days preference to all others, and buy his land at $1, with only 5 per cent. BUMPASS.

I voted for Freeman’s amendment because it protects the actual settler who has bought the land from first purchaser. MORTON.

Question next recurring on final passage of the bill, upon which yeas and nays were demanded by Mr. Bailey, Mr. Shropshire and Mr. Holland of Harris.

The bill was passed by the following vote:
Yeas—71.

Bailey. Manson.
Barrett. Martin.
Bean. Maxwell.
Bell. McFarland.
Bird. McGaughey.
Blackburn. McKamy.
Belden. Meade.
Blewster. Moore, Fort Bend.
Bumpass. Morris.
Burney. Neighbors.
Callow. O'Connor.
Carpenter. Peiffer.
Collins. Relger.
Conoly. Reubell.
Crowley. Robbins.
Curry. Rogan.
Dean. Savage.
Diers. Schlick.
Dorrough. Seabury.
Doyce. Shropshire.
Drew. Shuler.
Evans of Hunt. Stamper.
Evans of Grayson. Staples.
Ewing. Stocker.
Fisher. Thaxton.
Garrison. Thompson.
Harris. Turner.
Hill of Gonzales. Wallace.
Holland of Burnet. Welch.
Humphrey. Wilcox.
Kirk. Williams.
Logan. Wolters.
Lotto. Wood.
Love.

Nays—33.

Barbee. Lillard.
Beard. McKellar.
Benson. Mercer.
Bertram. Morton.
Blair. Peery.
Bounds. Pitts.
Burns. Porter.
Carswell. Randolph.
Dennis. Rhea.
Fields. Rudd.
Flint. Shelburne.
Freeman. Smith.
Green. Stokes.
Hensley. Tracy.
Holland of Harris. Vaughan of Collin.
Jones. Wall.
Kimbell.

Absent.

Brigance. Oliver.
Cureton. Rogers.
Dickinson. Smyth.
Field. Vaughan, Guadalupe.
Gilgough. Ward.

Excused.

Alexander. Crawford.
Ayers. Edwards.
Childs. Good.

Graham. Patterson.
Henderson. Skillern.
Melton. Thomas.
Mundine.

I voted against the bill because the amendment was defeated.

MORTON.

Mr. Robbins moved to reconsider the vote by which House bill No. 13 was passed, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Wolters, by unanimous consent, offered the following resolution:

Whereas, The carpet covering the floor of the House of Representatives is full of dust, which is calculated to injure the health of members; and

Whereas, The House will stand adjourned for three days during the week; therefore be it

Resolved, That the Superintendent of Public Grounds and Buildings be instructed to take up said carpet and remove the dust therefrom during said adjournment.

Read second time, and adopted.

The Speaker, by unanimous consent, laid before the House on its second reading (which had been made a special order for to-day), House bill No. 85, a bill to entitled “An act to grant relief to certain teachers who taught during the school year of 1895-96 in Greer county, which was then considered a portion of Texas, but has since been made a part of the territory of Oklahoma.”

The bill was read second time, and

Mr. Savage offered the following amendment:

Amend by striking out the word “Wilbarger” in section 1, lines 22 and 26, and on page 2, line 9, and inserting the word “Hardeman.”

Adopted.

Mr. Crowley offered the following amendment:

Amend by adding section 2, as follows:

“The fact that the teachers herein referred to have for a long time been deprived of the use of their money to which they are justly entitled, creates an emergency and an imperative public necessity demanding that the constitutional rule requiring that bills be read in each house on three several days be suspended, and that this act take effect and be in force from and after its passage, and it is so enacted.”

Adopted.

The bill was ordered engrossed.

Mr. Williams moved to suspend the constitutional rule requiring bills to be
read on three several days in each house, and that the bill be put on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—98.**

<table>
<thead>
<tr>
<th>Alexander</th>
<th>Henderson</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ayers</td>
<td>Melton</td>
</tr>
<tr>
<td>Bounds</td>
<td>Mundine</td>
</tr>
<tr>
<td>Childs</td>
<td>Patterson</td>
</tr>
<tr>
<td>Crawford</td>
<td>Pfeiffer</td>
</tr>
<tr>
<td>Edwards</td>
<td>Skillern</td>
</tr>
<tr>
<td>Good</td>
<td>Thomas</td>
</tr>
</tbody>
</table>

House bill No. 85 read third time, and passed by the following vote:

**Yeas—98.**

<table>
<thead>
<tr>
<th>Bailey</th>
<th>Benson</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bell</td>
<td>Dickinson</td>
</tr>
</tbody>
</table>

Nays—none.

**Absent.**

<table>
<thead>
<tr>
<th>Bailey</th>
<th>Benson</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bell</td>
<td>Dickinson</td>
</tr>
</tbody>
</table>
Mr. Kimbell moved to reconsider the vote by which House bill No. 85 was passed, and to table the motion to reconsider. The motion to table prevailed.

The Speaker laid before the House as special order House bill No. 9, regulating assignments, on its second reading, whereupon,

Mr. Wilcox moved to adjourn until 9 o'clock a. m. to-morrow, and Mr. Fields moved to adjourn until 3 o'clock p. m. to-day.

Question recurring on the longest time first, yeas and nays were demanded by Mr. Wolters, Mr. Fields and Mr. Evans of Grayson. The motion prevailed by the following vote:

**Yeas—63.**

Barbee.  MclFarland.  
Beard.  McKamy.  
Bean.  Meade.  
Bertram.  Moore, Fort Bend.  
Blackburn.  Moore of Lamar.  
Brigance.  Morton.  
Browne.  Neighbors.  
Burney.  O'Connor.  
Burns.  Pitts.  
Carpenter.  Randolph.  
Carswell.  Reiger.  
Collier.  Reubell.  
Conoly.  Robbins.  
Crowley.  Rogan.  
Denn.  Rogers.  
Dorroh.  Rudd.  
Drew.  Savage.  
Evans of Hunt.  Seabury.  
Garrison.  Shelburne.  
Gilbough.  Smyth.  
Henderson.  Staples.  
Hensley.  Stokes.  
Hill of Travis.  Strother.  
Holland of Burnet.  Thaxton.  
Holland of Harris.  Thompson.  
Jones.  Tracy.  
Kimbell.  Vaughan, Guadalupe.  
Lillard.  Vaughan of Collin.  
Logan.  Wilcox.  
Lotto.  Williams.  
Love.  Wood.  
Manson.  

**Nays—40.**

Barrett.  Humphrey.  
Benson.  Kirk.  
Bird.  Martin.  
Boyd.  Maxwell.  
Brewster.  McGaughy.  
Bumpass.  McKellar.  
Callan.  Mercer.  
Cureton.  Oliver.  
Curry.  Peery.  
Dennis.  Porter.  
Dye.  Rhea.  
Doyle.  Schlick.  
Evans of Grayson.  Shropshire.  
Ewing.  Sluder.  
Fields.  Stamper.  
Fiisher.  Tucker.  
Flint.  Turner.  
Freeman.  Wall.  
Green.  Welch.  
Hill of Gonzales.  Wolters.  

Accordingly, the House at 12:08 p. m., adjourned until 9 o'clock a. m. to-morrow.

Pending question, House bill No. 9, the Evans assignment bill, on its second reading.

**THIRTIETH DAY.**

Hall House of Representatives,  
Austin, Texas,  
Wednesday, Feb. 17, 1897.

The House met at 9 o'clock a. m., pursuant to adjournment.

Speaker Dashiell in the chair.  
Roll called, and the following members present:

**Ayers.**  Blackburn.  
Bailey.  Blair.  
Barbee.  Bounds.  
Barrett.  Boyd.  
Beard.  Brewster.  
Bean.  Brigance.  
Bell.  Browne.  
Benson.  Bumpass.  
Bertram.  Burney.  
Bird.  Burns.