Mr. Shelburne moved to adjourn until 9 o'clock to-morrow, and Mr. Smith until 3 o'clock p.m. to-day.

The motion of Mr. Shelburne prevailed, and the House adjourned accordingly.

THIRTY-FOURTH DAY.

Hall House of Representatives, Austin, Texas.

Tuesday, March 2, 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:

Alexander. Ayers.
Bailey. Barbee.
Barrett. Beard.
Bell. Benison.
Bertram. Bird.
Blackburn. Blair.
Blair. Bounds.
Boyd. Brewer.
Brigance. Browne.
Browne. Bumpass.
Burnett. Burney.
Burney. Burns.
Callan. Carpenter.
Carpenter. Childs.
Collier. Conoly.
Crawford. Cureton.
Curry. Dean.
Dean. Dennis.
Dennis. Dickinson.
Dies. Dorroh.
Dorreah. Doyle.
Evans of Hunt. Feld.
Field.
Fields. Fisher.
Fischer. Freeman.
Freeman. Garrison.
Garrison. Good.
Good. Graham.
Graham. Green.
Green. Harris.
Harris. Stamper.
Staples. Stokes.
Strother. Thaxton.
Thomas. Thompson.
Tracy. Tucker.
Tucker. Turner.

Hill of Gonzales. Hill of Travis.
Holland of Burnet. Holland of Harris.
Humphrey. Jones.
Kimbrell. Kirk.
Lillard. Logan.
Lotto. Love.
Manson. Martin.
McKamy. McKellar.
Melton. Mercer.
Morris. Moore, Fort Bend.
Moore. Moore of Lamar.
Morton. Mundine.
Neighbors. O'Connor.
Patterson. Peery.
Peefur. Pitts.
Porter. Porter.
Randolph. Reuber.
Reuber. Robbins.
Rogers. Roper.
Rudd. Schlick.
Seabury. Shelburne.
Shropshire. Skillern.
Sluder. Smith.
Smyth. Vaughn, Guadalupe.
Vaughn of Collin. Wall.
Wallace. Ward.
Welch. Wilcox.
Wolters. Wood.

Absent.

Ewing.

Excused.

Bean.
Carwell.
Crowley.
Evans of Grayson. Rogers.
Flint.
Henderson.

A quorum was announced present.

Prayer by Dr. J. A. Jackson, Chaplain.

Pending reading of the Journal of yesterday,

On motion of Mr. Reiger, further reading was dispensed with.

On motion of Mr. Dorroh, the committees to visit the State institutions at Austin were excused for to-day, on account of important committee work.

On motion of Mr. Kimbell, Mr. Ewing was excused indefinitely, on account of sickness.

BILL SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof, and its caption had been read, the following bill:

Senate bill No. 66, "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."

PETITIONS AND MEMORIALS.

By Mr. Dies:

A petition from 80 citizens of Woodville, Texas, asking the Legislature not to pass House bill No. 9, known as the Evans Assignment Bill.

Read and referred to Judiciary Committee No. 1.

By Mr. Kimbell:

A petition from more than 200 citizens of Limestone county, asking that a law be passed giving ginners a lien on cotton, also a bill to punish tenants for fraudulently disposing of the crop raised on rented land without paying the rents due.

Referred to Judiciary Committee No. 2.
By Mr. O'Connor:
A petition for relief of Lieutenant Henry Schwethelm and nineteen other officers and privates of Company E, Minute Men of 1874, asking that the sum of $10,480 be appropriated to pay them for services rendered to the State.
Read and referred to Committee on Claims and Accounts.

By Mr. Gilbough:
A claim of Messrs. Clarke & Courts of Galveston, Texas, against the State of Texas for balance due them of $997.11 on printing contract.
Read and referred to Committee on Claims and Accounts.

BILLs AND RESOLUTIONS.

By Mr. Barbee:
House bill No. 510, a bill to be entitled "An act to amend articles 3325 and 3332, of chapter 4, title 60, of the Revised Civil Statutes of the State of Texas, relating to liens, and to provide that chattel mortgages and deeds of trust shall be signed in duplicate, and to require mortgagees and assignees to have same cancelled within thirty days after their payment, and to provide a penalty for failure to comply with the provisions of this act."
Read first time and referred to Judiciary Committee No. 2.

By Mr. Wall:
House bill No. 520, a bill to be entitled "An act to amend article 2807 of chapter 1, title 52, of the Revised Civil Statutes of the State of Texas, relating to the distribution and sale of the report of the Appellate Courts, and to add article 2807a thereto, providing that a copy of same shall be furnished the county judge of each county of the State."
Read first time and referred to Judiciary Committee No. 1.

By Mr. Wall and Mr. Wood:
House bill No. 521, a bill to be entitled "An act to amend title 6, chapter 2, of the Revised Civil Statutes of the State of Texas, so as to insert articles 172a, 172b and 172c, providing for the furlough of inmates of the Confederate Home, their burial, regulating the trial of inmates for breach of discipline of the Home, and making the findings and acts of the board of managers in such cases subject to review by the Governor, and providing for the appointment of a physician for said Home, and to repeal all laws in conflict with this act."
Read first time and referred to Judiciary Committee No. 1.

By Mr. Bailey (by request):
House bill No. 522, a bill to be entitled "An act to amend article 271 of chapter 6, title 8, of the Penal Code of the State of Texas adopted in 1855, relating to the approval of official bonds, and to repeal all laws and parts of laws in conflict with the same."
(The object of this bill is to exempt guarantee and fidelity companies and other like corporations authorized by the laws of this State to do business in this State, from the provisions of this article.)
Read first time and referred to Judiciary Committee No. 2.

By Mr. Fields:
House bill No. 523, a bill to be entitled "An act to provide for the marking and labeling of convict-made goods, wares and merchandise manufactured by convicts in other States."
Read first time and referred to Committee on State Affairs.

By Messrs. Wall and Wood:
House Joint resolution No. 34, to amend section 51, article 3, of the Constitution of the State of Texas, so as to authorize the grant of aid to disabled and dependent Confederate soldiers and sailors and their widows, and to grant aid to the establishment and maintenance of a home for said soldiers and sailors.
Read first time and referred to Committee on Constitutional Amendments.

By Mr. Logan:
House concurrent resolution No. 12:
Whereas, it has been demonstrated beyond doubt to this House that the special committees appointed by the Legislature at each session to visit and examine into the workings of the State departments and State institutions, on account of the short time allowed them, can not perform these duties satisfactory to themselves and the people of the State;
Be it resolved by the House of Representatives, the Senate concurring:
1st. That a joint committee of five be appointed, three by the Speaker of the House and two by the President of the Senate, whose duty it shall be to visit all State departments and institutions during vacation, and make thorough investigation of all workings and management of the same, financial and otherwise, and report the result of their investigations to the Governor so soon as completed, together with such suggestions and recommendations as they may deem pertinent to the more perfect organization and conduct of said departments and institutions and to the public welfare; said report when made
to be published upon the order of the chairman of the committee, in pamphlet form, and a sufficient number of the same shall be deposited with the Secretary of State for the use of the next session of the Legislature.

2nd. It shall also be the duty of said committee to suggest a schedule of salaries for all employees in said departments and institutions, and to recommend such reduction or increase in the clerical force and employees of the same, as they may consider most conducive to the economical and efficient administration of the government.

3rd. Said committee shall be authorized to appoint and employ an expert clerk and accountant who shall receive for his services five dollars per day while in the actual service of the committee, and necessary traveling expenses when required to accompany the committee.

4th. Said committee shall be authorized to administer oaths, to command, to summon, and enforce the attendance of witnesses, to send for books and papers and, to this end may command the services of any sheriff or constable of any county, or marshal of any town or city of Texas. And any such officer when acting under the direction of the committee, shall receive such fees and mileage as is allowed by law for similar services.

5th. The members of said committee shall receive for their services the sum of five dollars per day for actual service rendered and all actual necessary expenses while in discharge of their duties, an itemized account of which per diem and expenses, certified by the chairman of the committee, shall be sufficient voucher to authorize the Comptroller of Public Accounts to draw his warrant on the State Treasurer for the payment of the same, and said itemized accounts shall include the mileage and per diem of the clerk and the fees and mileage of such officers as may execute process for the committee.

6th. In case of vacancy in said committee, caused by death or otherwise, the Speaker of the House or President of the Senate, as the case may be, shall fill such vacancy by appointment.

7th. In order to carry out the provisions of this resolution the sum of $3000, or so much thereof as may be necessary, is hereby appropriated out of any money in the State Treasury not otherwise appropriated. (Signed Logan and Bailey.)

The resolution was read and went over under the rules.

By Mr. Hensley:
Whereas, on the 2d day of March, 1836, the Fathers of the Republic of Texas met in convention and declared that Texas should be forever independent of Mexico, at a time when war clouds were gathering thick and fast, and the enemy were thundering at the gates of the Alamo; and

Whereas, we, their descendants, in consequence of their patriotic actions, have entered into the possession and enjoyment of the fairest land that ever the sun shown on. Therefore be it resolved,

Resolved, that in commemoration of this, the sixty-first anniversary of that eventful day, we, the representatives of the people of Texas, do hereby express our grateful appreciation of their deeds, and direct that a page of the Journal shall be set apart in commemoration of the day, on which shall be suitably inscribed the names of the signers of that immortal document.

Read second time and unanimously adopted.

BILL RECOMMITTED.

House bill No. 63, (reported adversely) on motion of Mr. Kimbell.

FURTHER TIME GRANTED.

For consideration of the following bills:

House bill No. 389, on motion of Mr. Holland of Harris, chairman.
House bill No. 207, on motion of Mr. Curry, chairman.
Senate bill No. 76, on motion of Mr. Martin, chairman.

COMMITTEE REPORTS.

By Mr. Ward, chairman:

Committee Room,
Austin, Texas, March 1, 1897.
Hon. L. T. Dashiel, Speaker of the House.
Your Judiciary Committee No. 1, to whom was referred
Senate bill No. 187, a bill to be entitled "An act to amend article 1407 of chapter 19, title 50, of the Revised Civil Statutes of 1895, relating to appeal bonds by the State of Texas."

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 with the following amendment:

Amend by striking out all of section 1 after the words "article 1407," and insert the lieu thereof: "Neither the State of Texas nor the Railroad Commission shall be required to give bond
In Commemoration

of the

Sixty-first Anniversary

of the

Declaration of Texas Independence

And in Grateful Remembrance of

The Signers of that Immortal Document

Whose Names are Appended.

RICHARD ELLIS, President.

on any appeal or writ of error taken by it or either of them in any civil case."

WARD, Chairman.

Committee Room,
Austin, Texas, March 1, 1897.
Hon. L. T. Dashiell, Speaker of the
House:
Your Judiciary Committee No. 1, to whom was referred
House bill No. 470, a bill to be enti-
tled "An act to regulate chattel mort-
gages and trust deeds executed by an
insolvent debtor for the purpose of se-
curing preferred creditors, and to pun-
ish fraudulent debtors and fraudulent
preferred creditors."

Have had the same under considera-
tion, and I am instructed to report the
same back to the House with the rec-
ommendation that it do pass.
WARD, Chairman.

Committee Room,
Austin, Texas, March 1, 1897.
Hon. L. T. Dashiell, Speaker of the
House:
Your Judiciary Committee No. 1, to whom was referred
Senate bill No. 133, a bill to be enti-
tled "An act to define and prescribe the time for holding terms of the
Courts of Civil Appeals in the
State of Texas."

Have had the same under considera-
tion, and I am instructed to report the
same back to the House with the rec-
ommendation that it do pass.
WARD, Chairman.

Committee Room,
Austin, Texas, March 1, 1897.
Hon. L. T. Dashiell, Speaker of the
House.
Your Judiciary Committee No. 1, to whom was referred
Senate bill No. 106, a bill to be enti-
tled "An act to amend article 2902, of
Title 40, chapter 4, of the Revised Civil
Statutes of the State of Texas, relating
to the competency of witnesses in ac-
tions by or against executors, adminis-
trators or guardians, or by or against
the heirs or legal representatives of a
decedent."

Have had the same under considera-
tion, and I am instructed to report the
same back to the House with the recom-
mandation that it do pass.
WARD, Chairman.

Committee Room,
Austin, Texas, March 1, 1897.
Hon. L. T. Dashiell, Speaker of the
House:
Your Judiciary Committee No. 1, to whom was referred
Senate bill No. 114, a bill to be enti-
tled "An act to validate acknowledg-
ments to all instruments constituting
involved. Thinks this bill is a step toward
in conflict with the provisions of this
act."

Have had the same under considera-
tion, and I am instructed to report the same back to the House with the recommendation that it do not pass.
WARD, Chairman.

Committee Room,
Austin, Texas, March 1, 1897.
Hon. L. T. Dashiell, Speaker of the House.
Your Judiciary Committee No. 1, to whom was referred
Senate bill No. 104, being an "Act to amend article 3744, chapter 10, title 79, of the Revised Civil Statutes of the State of Texas, relating to the hiring of county convicts."

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.
WARD, Chairman.

Committee Room,
Austin, Texas, March 1, 1897.
Hon. L. T. Dashiell, Speaker of the House.
Your Judiciary Committee No. 1, to whom was referred
Senate bill No. 105, a bill to be entitled "An act to secure a system of drainage along the public roads of the State by excavating ditches and drains on either side thereof leading into the natural waterways crossed by or adjacent to such roads, and to provide for the making of lateral drainage ditches to empty into same by owners of lands adjacent to said road, and to provide for the payment of expense incurred therefor, and for the collection of assessments from adjoining land owners benefited by such drainage 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 not pass.
WARD, Chairman.

Committee Room,
Austin, Texas, March 1, 1897.
Hon. L. T. Dashiell, Speaker of the House.
Your Judiciary Committee No. 1, to whom was referred
House bill No. 290, a bill to be entitled "An act to validate acknowledgments to all instruments constituting links in the chain of title or affecting titles to any land in the State of Texas, to quiet title to the same, and repeal all laws and parts of laws in conflict with the provisions of this act."

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.
WARD, Chairman.

By Mr. Evans of Hunt, acting chairman:

Committee Room,
Austin, Texas, March 1, 1897.
Hon. L. T. Dashiell, Speaker of the House:
Your Judiciary Committee No. 2, to whom was referred
House bill No. 289, a bill to be entitled "An act regulating the rules of evidence in relation to titles of real estate, and presumptions in favor of 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.
WARD, Chairman.

Committee Room,
Austin, Texas, March 1, 1897.
Hon. L. T. Dashiell, Speaker of the House:
Your Judiciary Committee No. 2, to whom was referred
House bill No. 164, a bill to be entitled "An act to make it a penal offense, and prescribe the punishment for the violation of this act, for any State Superintendent of Public Instruction, any county judge acting as superintendent of public instruction for any county, any county superintendent of public instruction, any superintendent of public instruction of any city or town, any trustee of any public free school, or any principal or teacher of any public school, who shall accept an agency on salary, commission or otherwise, from any person, firm, association of persons or corporation, dealing in school books, school furniture or school supplies."

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.
EVANS of Hunt,
Acting Chairman.

Committee Room,
Austin, Texas, March 1, 1897.
Hon. L. T. Dashiell, Speaker of the House:
Your Judiciary Committee No. 2, to whom was referred
House bill No. 465, a bill to be entitled "An act to regulate the sale and giving away of opium, and the preparations of opium and cocaine, and the preparations of cocoa leaves, and to fix a punishment for violation of this act."
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, for the reason that House bill No. 424 on the same subject has been reported favorably.

EVANS of Hunt,
Acting Chairman.

Committee Room,
Austin, Texas, March 1, 1897.
Hon. L. T. Dashiell, Speaker of the House:
Your Judiciary Committee No. 2, to whom was referred
House bill No. 447, a bill to be entitled "An act to amend article 96, chapter 5, title 2, of the Code of Criminal Procedure of the State of Texas, and to provide for the alternate filing of criminal suits in justice precincts having two or more justice courts."
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.

EVANS of Hunt,
Acting Chairman.

Committee Room,
Austin, Texas, March 1, 1897.
Hon. L. T. Dashiell, Speaker of the House:
Your Judiciary Committee No. 2, to whom was referred
House bill No. 335, a bill to be entitled "An act to expedite and facilitate the trial of persons indicted for the offense of rape, assault to commit rape, murder committed in the perpetration of the attempt at the perpetration of rape, to authorize the Governor to appoint special district judges to try such cases, to fix the compensation of such special judges, and to advance such cases on the dockets of the District Courts and the Court of Criminal Appeals."
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.

EVANS of Hunt,
Acting Chairman.

Committee Room,
Austin, Texas, March 1, 1897.
Hon. L. T. Dashiell, Speaker of the House:
Your Judiciary Committee No. 2, to whom was referred
Senate bill No. 54, a bill to be entitled "An act to amend article 540a, title 14, chapter 1, of the Penal Code of the State of Texas, by adding article 583, of the said chapter and title, relating to forgery and other offenses affecting written instruments."
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.

EVANS of Hunt,
Acting Chairman.

Committee Room,
Austin, Texas, March 1, 1897.
Hon. L. T. Dashiell, Speaker of the House:
Your Judiciary Committee No. 2, to whom was referred
House bill No. 444, a bill to be entitled "An act to define and punish vagrancy."
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.

EVANS of Hunt,
Acting Chairman.

Committee Room,
Austin, Texas, March 1, 1897.
Hon. L. T. Dashiell, Speaker of the House:
Your Judiciary Committee No. 2, to whom was referred
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 2500 inhabitants may appoint one deputy."
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.

EVANS of Hunt,
Acting Chairman.

Committee Room,
Austin, Texas, March 1, 1897.
Hon. L. T. Dashiell, Speaker of the House:
Your Judiciary Committee No. 2, to whom was referred
House bill No. 449, a bill to be entitled "An act to amend chapter 3, article 379, of the Penal Code of the State of Texas, relating to gaming with cards."
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, for the reason that House bill No. 298 on the same subject has been reported favorably.

EVANS of Hunt,
Acting Chairman.
Committee Room,
Austin, Texas, March 1, 1897.
Hon. L. T. Dashiell, Speaker of the House:
Your Judiciary Committee No. 2, to whom was referred
House bill No. 494, a bill to be entitled "An act to amend article 788, chapter 3, of the Penal Code of the State of Texas, relating to the use of animals without the consent of owner."

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.

EVANS of Hunt,
Acting Chairman.

Committee Room,
Austin, Texas, March 1, 1897.
Hon. L. T. Dashiell, Speaker of the House:
Your Judiciary Committee No. 2, to whom was referred
House bill No. 364, a bill to be entitled "An act to provide separate waiting rooms for white and negro passengers at railway depots, providing for penalties for failure to provide such rooms and for violations of this act."

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.

EVANS of Hunt,
Acting Chairman.

Committee Room,
Austin, Texas, March 1, 1897.
Hon. L. T. Dashiell, Speaker of the House:
Your Judiciary Committee No. 2, to whom was referred
House bill No. 375, a bill to be entitled "An act to prevent the diversion of the flow of water in streams from its natural channel, and fixing penalties for 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 pass.

EVANS of Hunt,
Acting Chairman.

Committee Room,
Austin, Texas, March 1, 1897.
Hon. L. T. Dashiell, Speaker of the House:
Your Judiciary Committee No. 2, to whom was referred
House bill No. 424, a bill to be entitled "An act to regulate the sale of cocaine, morphine, or salts of either, or of opium, or any preparation containing 10 per cent of crude opium, and prescribing a penalty therefor."

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.

EVANS of Hunt,
Acting Chairman.

By Mr. Rogers, chairman:

MAJORITY REPORT.

Committee Room,
Austin, Texas, March 1, 1897.
Hon. L. T. Dashiell, Speaker of the House.
Your Committee on Constitutional Amendments, to whom was referred
House joint resolution No. 80, to amend article 8, section 2, of the Constitution of the State of Texas, so as to permit the Legislature to exempt from taxation capital invested in manufacturing."

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.

ROGERS, Chairman.

By Mr. McGaughhey, chairman:

MINORITY REPORT.

Committee Room,
Austin, Texas, March 1, 1897.
Hon. L. T. Dashiell, Speaker of the House.
Your Committee on Education, to whom was referred
House bill No. 439, a bill to be entitled "An act to establish and provide for the maintenance of a normal department in the University of Texas."

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.

McGAUGHEY, Chairman.
character as this bill seeks to establish.

Third. It seeks to establish a law by which an annual appropriation of $10,000 is had for the support of this branch alone.

Fourth. Because it has a tendency to centralize educational interests in the city of Austin to the exclusion of competition of other cities in the State, which should have an opportunity to compete for location of this branch.

Fifth. Because it would require at least $25,000 additional appropriation to provide buildings to accommodate the additional students under this bill.

Sixth. Because it will impose additional taxation upon the people of the State, and because it is undemocratic in that it denies competition in the establishment of this branch of learning.

SHELBURNE, WALLACE, MCKELLAR.

Committee Room,
Austin, Texas, March 1, 1897.

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

Your Committee on Education, to whom was referred

House bill No. 380, a bill to be entitled "An act to authorize cities and towns, incorporated for municipal purposes and having assumed control of the public schools within their limits, to annex adjacent territory for school purposes only, and to provide for the support and control of the public schools within the independent district so formed."

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.

McGAUGHEY, Chairman.

Committee Room,
Austin, Texas, March 1, 1897.

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

Your Committee on Education, to whom was referred

House bill No. 469, a bill to be entitled "An act to amend article 3906a, of the Revised Civil Statutes of the State of Texas, relating to the course of study in public schools, and to provide for the addition to said course of study of a system of humane treatment of animals."

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, with the emergency clause added.

McGAUGHEY, Chairman.
March 2, 1897

HOUSE JOURNAL.

Committee Room,
Austin, Texas, March 1, 1897.

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

Your Committee on Education, to
whom was referred
House bill No. 251, a bill to be enti-
tled "An act to amend section 3964 of
the Revised Civil Statutes of the State
of Texas, 1895, providing for the man-
ters of taking the scholastic census,
and repealing articles 3965, 3966, 3967,
3968, 3969, 3970 and 3971."

Have had the same under considera-
tion, and I am instructed to report the
same back to the House with the rec-
nomination that it do not pass.

McGAUGHEY, Chairman.

Committee Room,
Austin, Texas, March 1, 1897.

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

Your Committee on Roads, Bridges
and Ferries, to whom was referred

Have had the same under considera-
tion, and I am instructed to report the
same back to the House with the rec-
nomination that it do not pass.

McGAUGHEY, Chairman.

Committee Room,
Austin, Texas, March 1, 1897.

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

Your Committee on Education, to
whom was referred

Have had the same under considera-
tion, and I am instructed to report the
same back to the House with the rec-
nomination that it do not pass.

McGAUGHEY, Chairman.

Committee Room,
Austin, Texas, March 1, 1897.

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

Your Committee on Education, to
whom was referred

House bill No. 482, a bill to be enti-
tled "An act to amend section 3929, of
the Revised Civil Statutes of the State
of Texas, relating to the compensation
of county superintendents of instruc-
tion."

Have had the same under considera-
tion, and I am instructed to report the
same back to the House with the rec-
nomination that it do pass.

McGAUGHEY, Chairman.

Committee Room,
Austin, Texas, March 1, 1897.

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

Your Committee on Education, to
whom was referred

House bill No. 417, a bill to be enti-
tled "An act to give form and stability
to the Texas Summer Normal Schools,
and thereby raise the standard of
efficiency among the teachers of the
State."

Have had the same under considera-
tion, and I am instructed to report the
same back to the House with the rec-
nomination that it do not pass.

McGAUGHEY, Chairman.

Committee Room,
Austin, Texas, March 1, 1897.

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

Your Committee on Roads, Bridges
and Ferries, to whom was referred
House bill No. 456, a bill to be entitled "An act to amend article 4740, chapter 4, relating to the powers and duties of overseers of public roads, so as to make one day's warning a legal notice."

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.

Committee Room, Austin, Texas, March 1, 1897.

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

Your Committee on Roads, Bridges and Ferries, to whom was referred

House bill No. 466, a bill to be entitled "An act to amend chapter 2, title 32, of the Revised Civil Statutes of the State of Texas, by adding thereto an additional article, to be entitled article 1547d, and to make it the duty of commissioners' courts of counties owning bridges situated within the corporate limits of cities and towns, to keep the same in repair."

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.

Committee Room, Austin, Texas, March 1, 1897.

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

Your Committee on Roads, Bridges and Ferries, to whom was referred

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.

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, with the following amendments:

Amend by striking out after the word "escape," in line 11, section 3, the words "which rewards shall be taxed against such convict and worked out or paid by him as a part of the cost."

Amend by striking out section 8, and change the number of following sections to correspond.

Amend section 7 by adding after the word "full," in line 7, the following, "to be used in the road precinct to which the hand making such payment belongs."

ROGAN, Chairman.

By Mr. Holland of Harris, chairman:

Committee Room, Austin, Texas, Feb. 26, 1897.

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

Your Committee on Judicial Districts, to whom was referred

House bill No. 331, a bill to be entitled "An act to amend title 12, chapter 1, of the Revised Civil Statutes of the State of Texas, and to abolish the office of district attorney except as otherwise provided."

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.

HOLLAND of Harris, Chairman.

Committee Room, Austin, Texas, Feb. 26, 1897.

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

Your Committee on Judicial Districts, to whom was referred

House bill No. 316, a bill to be entitled "An act to restore and confer upon the county court of Henderson county the civil and criminal jurisdiction heretofore belonging to said court under the Constitution and general statutes of Texas; to define the jurisdiction of said court; to conform the jurisdiction of the district court of said county to such change; to fix the time of holding court, and to repeal all laws in conflict with this act."

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.

HOLLAND of Harris, Chairman.
Committee Room,
Austin, Texas, Feb. 26, 1897.
Hon. L. T. Dashiell, Speaker of the House.
Your Committee on Judicial Districts, to whom was referred
House bill No. 433, a bill to be entitled "An act to provide for the appointment of assistant district attorneys in counties where the district attorneys are residents of 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 pass.
HOLLAND of Harris, Chairman.

Committee Room,
Austin, Texas, Feb. 26, 1897.
Hon. L. T. Dashiell, Speaker of the House.
Your Committee on Judicial Districts, to whom was referred
House bill No. 435, a bill to be entitled "An act to prescribe the time of holding the terms of the District Court in the Twenty-fifth Judicial District of Texas."
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.
HOLLAND of Harris, Chairman.

By Mr. Martin, chairman:
Committee Room,
Austin, Texas, March 2, 1897.
Hon. L. T. Dashiell, Speaker of the House.
Your Committee on Judicial Districts, to whom was referred
House bill No. 54, a bill to be entitled "An act to amend article 338 of the Penal Code of the State of Texas, adopted A. D. 1895, so as to fix the penalty for unlawfully carrying arms at a fine of not less than $25 nor more than $200."
And find the same correctly enrolled, and I have this day, at 11:40 o'clock a.m., presented the same to the Governor for his approval.
LILLARD, Chairman.

Committee Room,
Austin, Texas, March 2, 1897.
Hon. L. T. Dashiell, Speaker of the House.
Your Committee on Enrolled Bills have carefully examined and compared
House bill No. 109, a bill to be entitled "An act to amend article 1814, article 1815 and article 1816, of title XXXVII, of the Revised Statutes of 1895 of the State of Texas, relating to the time and manner of making returns to the Secretary of State of election for electors for President and Vice-President, and of estimating the same, and of the meeting of the electors."
And find the same correctly enrolled, and I have this day, at 11:30 o'clock a.m., presented the same to the Governor.
LILLARD, Chairman.
road system for Travis county, in the State of Texas,"
And find the same correctly enrolled, and I have this day, at 11:30 o'clock a.m., presented the same to the Governor.  LILLARD, Chairman.

Committee Room,
Austin, Texas, March 2, 1897.
Hon. L. T. Dashiel1, Speaker of the House.
Your Committee on Enrolled Bills have carefully examined and compared
House bill No. 242, a bill to be entitled "An act to amend the charter of the city of Galveston by adding thereto section 73C in order to empower the said city of Galveston to grant rights of way to railroads and depot companies for tracks on Strand street or Avenue B, or any portion thereof, west of Twenty-fifth street, and to confirm certain rights heretofore granted by the city council of the city of Galveston to the Gulf, Colorado and Santa Fe Railway Company to erect and maintain tracks on portions of said street and to occupy a portion of Twenty-sixth street for depot purposes,"
And find the same correctly enrolled, and I have this day, at 11:30 o'clock a.m., presented the same to the Governor.  LILLARD, Chairman.

Committee Room,
Austin, Texas, March 2, 1897.
Hon. L. T. Dashiel1, Speaker of the House.
Your Committee on Enrolled Bills have carefully examined and compared
Substitute House bill No. 17, a bill to be entitled "An act to amend title XCVI, chapter 3, of the Revised Civil Statutes (1895) of the State of Texas, by adding thereto, after article 4640, an article to be known as article 4640A, prohibiting the admission to record of instruments in any other than the English language, except instruments executed prior to the taking effect of this act, which may be recorded if accompanied by sworn translations thereof,"
And find the same correctly enrolled, and I have this day, at 11:30 o'clock a.m., presented the same to the Governor.  LILLARD, Chairman.

SENATE MESSAGE.
Senate Chamber,
Austin, Texas, March 1, 1897.
Hon. L. T. Dashiel1, Speaker of the House.
Sir: I am instructed by the Senate to inform the House that the Senate has concurred in House amendments to Senate joint resolution No. 7, being a joint resolution amending article 8 of the constitution of the State of Texas, by adding thereto section 20, providing for the organization of irrigation districts, and for the levying and collection of a tax for the construction of reservoirs, dams and canals.
Respectfully,
WILL LAMBERT, Secretary.

SPEAKER'S TABLE.
The Speaker laid before the House, as special order for to-day,
House bill No. 22, a bill to be entitled "An act to provide for the redemption of real estate sold for debt,"
With majority adverse report, and minority favorable report thereon.
On motion of Mr. Smith, the special order was postponed to take up and place on its second reading.
Substitute House bill No. 70, a bill to be entitled "An act to establish a branch of the University of the State of Texas for the higher education of the colored youth,"
The bill was laid before the House, read second time, and the substitute was adopted.
Mr. Brigance offered the following amendment:
Amend section 1, on page 1, by adding to said section: "That university shall be located at Prairie View, and that said Prairie View Normal School shall be enlarged, and converting it into a university for colored people,"
Tabled on motion of Mr. Hill of Gonzales.
The bill was ordered engrossed.
Mr. Fisher moved to further suspend pending business to take up and place on its second reading House bill No. 176.
Lost.
Mr. Bell moved to further suspend the pending business, to take up and place on its second reading House bill No. 124.
Lost.
The House resumed consideration of House bill No. 22, and it was read second time, together with majority and minority reports thereon.
Pending consideration of House bill No. 22,
The Speaker laid before the House as special order for this hour, on its engrossment, House bill No. 9, the Evans assignment bill, with the following amendment by Mr. Bumpass pending:
Amend section 15, on page 8, line 2, by inserting between the word "services" and the word "and" the words, "not to exceed 2½ per cent of the estate so assigned," and between the word "fees" and the word "all," in line 3, insert "not to exceed 2½ per cent of the value of the estate so assigned."

Adopted.

Mr. Wolters offered the following amendment to House bill No. 9:

Amend section 18 by adding after the word "effect" the following, "provided, that by this section it is not intended to prevent preferences for wages for three months, debts due as executor, guardian or administrator, and taxes due any city or town or county or the State of Texas."

Mr. Blair offered the following amendment to the amendment:

Amend the amendment by adding after the word "administrator" the words "and accommodation endorser."

Mr. Rogan offered the following substitute for both amendments:

Amend section 18 by adding thereto the following: "This section shall not be construed to prohibit preferences in favor of landlords for three months' rent; in favor of employees for three months' wages; in favor of estates, heirs and wards for debts due as executors, administrators and guardians; in favor of the State, county or city or town for taxes; and in favor of creditors holding vendor's, mechanic's or improvement liens on the homestead."

The substitute was adopted.

Mr. Blair offered the following amendment to the amendment as substituted:

Amend by adding after "administrator" the following: "Accommodation makers and endorsers' legatees."

Pending consideration, Mr. Callan moved to adjourn until 2:30 p.m. to-day; Mr. Carpenter until 9 o'clock to-morrow; Mr. Fields until 3 o'clock p.m. to-day.

Question being on the longest time first, yeas and nays were demanded by Mr. Wolters, Mr. Fields and Mr. Kirk.

The motion prevailed by the following vote:

Yeas-64.

Bell. Collier. Pitts.

Nays-36.

Bumpass. Melton. Logan.
Crawford. Monton. Loggins.
Cureton. Peery. Martin.
Dean. Reubell. Martin.
Hensley. Wall. Ward.
Hill of Gonzales. Wolters.

Absent.

Bird. Reiger.
Dickinson. Smyth. McIntosh.
Gilbough. Welch. McWhorter.
Oliver. Exceded.

Burney. Meade. Flint.
Crowley. Rogers. Fordham.
Dorroh. Savage. Fordham.
Henderson. Williams.

Accordingly, the House adjourned until 9 o'clock to-morrow.

Pending question, House bill No. 9, with amendment by Mr. Rogan, and amendment thereto by Mr. Blair, pending.