On motion of Mr. Bailey, the invitation was accepted.

Mr. Love moved to adjourn until 9 o'clock a. m. to-morrow; Mr. Burney until 3 o'clock p. m. to-day.

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

THIRTY-SIXTH DAY.

Hall House of Representatives,

Austin, Texas,

Thursday, March 4, 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. Holland of Burnet
Barbee. Humphrey.
Barrett. Jones.
Beaird. Kirk.
Benson. Lillard.
Bertram. Logan.
Bird. Lotto.
Blair. Love.
Bound. Manson.
Boyd. Martin.
Brewster. Maxwell.
Brigance. McFarland.
Burney. McGaughey.
Burns. McKamy.
Burnett. Lotte.
Burns. Love.
Browne. Meade.
Buck. Mercer.
Carswell. Moore, Fort Bend.
Childs. Moore of Lamar.
Coly. Morris.
Crawford. Morton.
Cureton. Mundine.
Curry. Neighbors.
Denn. O'Connor.
Dennis. O.iver.
Dickinson. Patterson.
Dies. Peery.
Dorroh. Pfeiffer.
Doyle. Pitta.
Drew. Porter.
Edwards. Randolph.
Evans of Grayson. Reubell.
Field. Robbins.
Fields. Rogan.
Freeman. Rudd.
Garrison. Schlick.
Good. Seabury.
Graham. Shelburne.
Green. Shropshire.
Harris. Skillern.
Henderson. Sluder.
Hensley. Smith.
Hill of Gonzales. Stamper.

A quorum was announced present.

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

Pending reading of the Journal of yesterday,

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

GRANTED LEAVE OF ABSENCE.

On account of important business:

Mr. Dorroh, Mr. Strother, Mr. Shelburne, Mr. Maxwell and Mr. Burney, for to-day, on motion of Mr. Garrison.

On account of important committee work:

Mr. Thaxton until Monday, on motion of Mr. McGaughey.

PETITIONS AND MEMORIALS.

By Mr. Mercer:

A petition of 946 citizens of Franklin county, Texas, asking for the restoration of the criminal jurisdiction of the county court of Franklin county. Read and referred to Judiciary Committee No. 1.

By Mr. Turner:

A protest of fifty citizens of Nueces and San Patricio counties, against the passage of House bill No. 43, being an act to license physicians and surgeons, and to regulate the practice of medicine, etc.

Referred to the Committee on Public Health and Vital Statistics.

By Mr. Dies:

A petition of seventeen citizens of Beaumont, asking the Legislature not to pass the Evans assignment bill. Referred to Judiciary Committee No. 1.

BILLS AND RESOLUTIONS.

By Mr. Staples:

House bill No. 536, a bill to be entitled "An act to define assignment
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houses and punishing the keepers, owners, persons controlling the same, lessors and lessees and persons resorting thereto for purposes of carnal intercourse, and fixing the penalties therefor.

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

By Mr. Pfeuffer:

House bill No. 537, a bill to be entitled "An act to amend title 94 of chapter 10 of the Revised Civil Statutes of the State of Texas, by adding thereto article 4521a, permitting the gate system to be used on railroad trains in this State and providing for shelter for the protection of passengers from the weather, who are required to wait to have their tickets examined and punched, and to provide penalties for a violation of the provisions of this act."

Read first time and referred to Committee on Internal Improvements.

By Mr. Crawford:

House bill No. 538, a bill to be entitled "An act to secure to laborers in and about coal mines, manufactories and other public works in the payment of their wages in lawful money of the United States, and to prevent coercion of employees by their employers."

Read first time and referred to Committee on Labor.

By Mr. Garrison:

House bill No. 539, a bill to be entitled "An act making appropriations for the deficiencies in the appropriations heretofore made for payment of expenses in support of the State government from March 1, 1895, to February 29, 1897, and for previous years, being for claims registered in the Comptroller's office in accordance with law, and for outstanding claims not registered, and other deficiencies."

Read first time and referred to Committee on Finance.

By Mr. Vaughan of Collin:

House bill No. 540, a bill to be entitled "An act to amend chapter 1 of title 19, or the Penal Code of the State of Texas, defining the crime of forgery and other offenses affecting written instruments, and prescribing penalties for violations thereof, by adding thereunto article 540b."

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

By Mr. Shropshire:

House bill No. 541, a bill to be entitled "An act to amend section 92, of an act of the Twenty-third Legislature entitled an act to provide a more effi- cient system of public free schools for the State of Texas, etc., approved May 20, 1893, regulating transfers of school children within the county."

Read first time and referred to Committee on Education.

By Mr. Vaughan of Collin:

House bill No. 542, a bill to be entitled "An act to amend article 4218d, of the Revised Civil Statutes of the State of Texas, title 87, chapter 12a, relating to the classification and valuation of lands belonging to the public free schools and asylums of the State of Texas."

Read first time and referred to Committee on Education.

By Mr. Harris:

House bill No. 543, a bill to be entitled "An act to authorize the Galveston, La Porte & Houston Railway Company to acquire by purchase, lease or otherwise, all rights, privileges, franchises and property of the Galveston & Western Railway Company, and to operate, maintain and use the same."

Read first time and referred to Committee on Internal Improvements.

By Mr. Harris:

House bill No. 544, a bill to be entitled "An act to amend and re-enact article 4478, of the Revised Civil Statutes of the State of Texas, granting to railroad companies the right to acquire by purchase, condemnation or otherwise, real, personal and mixed property that may be necessary for the construction, operation, maintenance and use of the railroad, including stations, terminals, wharves, etc."

Read first time and referred to Committee on Internal Improvements.

By Mr. Barrett:

House bill No. 545, a bill to be entitled "An act to provide for the adoption of school text-books for use in the public free schools in the State of Texas, to regulate contracts with the publishers of such school text-books, and to provide for the enforcement of such contracts."

Read first time and referred to Committee on Education.

By Mr. O'Connor:

Whereas, Peter Edwards and J. J. Washington, two of the porters, have been faithful in the discharge of duty in attendance on this House of Representatives from the beginning of the session; and

Whereas, said Edwards and Washington were not appointed until the 25th day of January, and have only
drawn pay from that day; therefore be it
Resolved, that Peter Edwards and J. J. Washington be and are hereby allowed pay from the 12th of January up to January 25th, and that the Chief Clerk be authorized to draw a warrant for same.
Read second time and tabled on motion of Mr. Wallace.

BILL RECOMMENDED.
House bill No. 265 (reported adversely), on motion of Mr. Burns.

FURTHER TIME GRANTED.
For consideration of the following bills:
House bills Nos. 139 and 146, on motion of Mr. Williams, chairman.

BILL WITHDRAWN.
House bill No. 525 (for correction), on request of Mr. Doyle.

SPECIAL ORDER FIXED.
Substitute House bill No. 221, relating to preservation of wild game in this State, for next Monday, March 8, at 10 o'clock a. m., on motion of Mr. Bailey.

SIGNED BY THE SPEAKER.
The Speaker signed in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following bills:
Senate bill No. 43, "An act to amend article 672 of title 8, chapter 3, of the Code of Criminal Procedure of the Revised Statutes of the State of Texas of 1895."
Senate bill No. 6, "An act to prescribe the time when suits for personal injuries, and for injuries resulting in death, shall be instituted, and to fix the period of limitation in such action."
Senate concurrent resolution No. 15, "thanking the Hon. Swante Palm for the free donation of his magnificent library to the University of Texas."

COMMITTEE REPORTS.
By Mr. Ward, chairman:
Committee Room,
Austin, Texas, March 3, 1897.
Hon. L. T. Dashiel, Speaker of the House:
Your Judiciary Committee No. 1, to whom was referred
House bill No. 432, a bill to be entitled "An act to amend Judicial District."

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.
WARD, Chairman.
Committee Room,
Austin, Texas, March 3, 1897.
Hon. L. T. Dashiel, Speaker of the House.
Your Judiciary Committee No. 1, to whom was referred
House bill No. 430, a bill to be entitled "An act relating to the proceedings in the district and county courts in civil cases, and specifying the causes for which district judges and clerks shall be disqualified from acting in such cases."
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.

MAJORITY REPORT.
Committee Room,
Austin, Texas, March 3, 1897.
Hon. L. T. Dashiel, Speaker of the House.
Your Judiciary Committee No. 1, to whom was referred
House bill No. 429, a bill to be entitled "An act to repeal so much of article 276, chapter 1, title 12, of the Revised Civil Statutes of the State of Texas, as provides for the election of a district attorney in the Twenty-ninth Judicial District."
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.

MINORITY REPORT.
Committee Room,
Austin, Texas, March 3, 1897.
Hon. L. T. Dashiel, Speaker of the House.
We, a minority of your Judiciary Committee No. 1, to whom was referred
House bill No. 429, a bill to be entitled "An act to repeal so much of article 276, chapter 1, title 12, of the Revised Civil Statutes of Texas as provides for the election of a district attorney in the Twenty-ninth Judicial District of Texas."
Do not concur with the majority, and beg leave to report the same back to the House with the recommendation that it do pass.
NEIGHBORS.
STAPLES,
Committee Room, Austin, Texas, March 3, 1897.
Hon. L. T. Dashiell, Speaker of the House.
Your Judiciary Committee No. 1, to whom was referred
House bill No. 376, a bill to be entitled "An act providing a mode of perfecting the records of land deeds that have been recorded describing outstanding vendor's lien notes."
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 3, 1897.
Hon. L. T. Dashiell, Speaker of the House.
Your Judiciary Committee No. 1, to whom was referred
House bill No. 452, a bill to be entitled "An act to amend article 722 of chapter 14, title 21, of the Revised Statutes of the State of Texas, 1895, relating to the powers of channel and dock corporations."
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, because it has been superseded by another bill now before this House.
WARD, Chairman.

Committee Room, Austin, Texas, March 3, 1897.
Hon. L. T. Dashiell, Speaker of the House.
Your Judiciary Committee No. 1, to whom was referred
House bill No. 425, a bill to be entitled "An act to amend chapter 2, title 10, article 252, of the Revised Civil Statutes of the State of Texas, in regard to wages and compensation for personal services."
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.
WARD, Chairman.

Committee Room, Austin, Texas, March 3, 1897.
Hon. L. T. Dashiell, Speaker of the House.
Your Judiciary Committee No. 1, to whom was referred
House bill No. 494, a bill to be entitled "An act to amend article 920, title 26, of the Revised Civil Statutes of the State of Texas, relating to county treasurers."

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.
WARD, Chairman.

Committee Room, Austin, Texas, March 3, 1897.
Hon. L. T. Dashiell, Speaker of the House.
Your Judiciary Committee No. 1, to whom was referred
House bill No. 400, a bill to be entitled "An act to amend articles 3015 and 3016, of title 56, of the Revised Civil Statutes of the State of Texas, conferring the right of injunction upon the State to prevent breach of the revenue and penal laws 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.
WARD, Chairman.

Committee Room, Austin, Texas, March 3, 1897.
Hon. L. T. Dashiell, Speaker of the House.
Your Judiciary Committee No. 1, to whom was referred
Senate bill No. 55, a bill to be entitled "An act to amend articles 641 and 642, chapter 2, of title 21, of the Revised Civil Statutes of Texas, relating to the creation of corporations."
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 the words and figures "twenty-five" wherever they occur in subdivision 37, article 642, and inserting in lieu thereof the word and figures "fifty."
WARD, Chairman.
By Mr. Good, acting chairman:

Committee Room,
Austin, Texas, March 3, 1897.

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

Your Judiciary Committee No. 2, to whom was referred

House bill No. 435, a bill to be entitled "An act to amend article 425 (797), chapter 1, title 12, of the Penal Code of the State of Texas, relating to carcasses of dead animals, and to repeal all laws and parts of laws in conflict with this act."

Have had the same under consideration, and am instructed to report the same back to the House with the recommendation that it do not pass, but that substitute House bill No. 435 do pass in lieu thereof.

GOOD, Acting Chairman.

Committee Room,
Austin, Texas, March 3, 1897.

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

Your Judiciary Committee No. 2, to whom was referred

House bill No. 467, a bill to be entitled "An act for the protection of hotel, boarding house and inn keepers."

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

GOOD, Acting Chairman.

Committee Room,
Austin, Texas, March 3, 1897.

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

Your Judiciary Committee No. 2, to whom was referred

House bill No. 212, a bill to be entitled "An act to prohibit banks or bankers or associations of persons doing a banking business from unlawfully receiving deposits, and making a penalty therefor."

Have had the same under consideration, and 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. 517 on the same subject has been reported favorably.

GOOD, Acting Chairman.

Committee Room,
Austin, Texas, March 3, 1897.

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

Your Judiciary Committee No. 2, to whom was referred

House bill No. 517, a bill to be entitled "An act to make it a felony for any president, director or manager, cashier or other officer of any bank, banking institution or the owner or manager of any private bank or banking institution, or the president, vice president, secretary, treasurer, director or agent of any trust company or institution doing business in the State of Texas to receive or assent to the reception of any deposit of money or other valuable thing in such bank, banking institution or trust company or institution, or for any such officer, owner or agent of such bank, banking institution or president, vice president, secretary, treasurer or director or agent of such trust company or institution to create or assent to the creation of any debt, debts or indebtedness in consideration or by reason of which indebtedness any money or valuable property shall be received into such bank or banking institution or trust company or institution after he shall have knowledge of the fact that such bank, banking institution or trust company or institution or the owner or owners of any such private bank or institution is insolvent or in failing circumstances, and to provide an appropriate penalty therefor."

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

GOOD, Acting Chairman.

By Mr. Robbins, chairman:

Committee Room,
Austin, Texas, March 3, 1897.

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

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

House bill No. 497, a bill to be enti-
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Titled "An act to provide for the sale of the unappropriated public land situated in the unorganized counties of the State of Texas, and to appropriate the proceeds thereof."

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.

Robbyns, Chairman.

Committee Room,

Austin, Texas, March 3, 1897.

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

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

House bill No. 359, a bill to be entitled "An act to confirm title to lands patented 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 not pass.

Robbyns, Chairman.

By Mr. Curry, chairman.

Committee Room,

Austin, Texas, March 3, 1897.

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

Your Committee on Revenue and Taxation, to whom was referred

House bill No. 265, a bill to be entitled "An act to amend section 5, title 8, of the Constitution of the State of Texas, so as to repeal the provision which authorizes the Legislature to add to the available school fund not exceeding 1 per cent annually of the total value of the permanent school fund.

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.

Robbyns, Chairman.

By Mr. Dies, chairman:

Committee Room,

Austin, Texas, March 3, 1897.

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

Your Committee on Engrossed Bills have carefully examined and compared

House bill No. 337, a bill to be entitled "An act to amend article 207, chapter 1, title 8, of the Penal Code, changing the penalty in perjury cases, except as provided for in article 208 of the Penal Code, from not more than ten years nor less than five years in the penitentiary, to not more than ten years nor less than two years in the penitentiary."

And find the same correctly engrossed.

Dies, Chairman.

Committee Room,

Austin, Texas, March 3, 1897.

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

Your Committee on Engrossed Bills have carefully examined and compared

House bill No. 105, a bill to be entitled "An act to require the owner, owners or lessees of coal mines within this State to provide for the safety and health of their employes, and requiring them to construct sufficient means of ingress and egress, and providing a penalty for a failure to do so."

And find the same correctly engrossed.

Dies, Chairman.

Committee Room,

Austin, Texas, March 3, 1897.

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

Your Committee on Engrossed Bills have carefully examined and compared

House joint resolution No. 14, to amend sec. 5, art. 7, of the Constitution of the State of Texas, so as to repeal the provision which authorizes the Legislature to add to the available school fund not exceeding 1 per cent annually of the total value of the permanent school fund."
And find the same correctly engrossed.

DIES, Chairman.

Committee Room,
Austin, Texas, March 3, 1897.

Hon. L. T. Dashielh, Speaker of the House.
Your Committee on Engrossed Bills have carefully examined and compared

House bill No. 322, a bill to be entitled "An act to amend article 1407 of the Revised Statutes of this State,"
And find the same correctly engrossed.

DIES, Chairman.

Committee Room,
Austin, Texas, March 3, 1897.

Hon. L. T. Dashielh, Speaker of the House.
Your Committee on Engrossed Bills have carefully examined and compared

House bill No. 394, a bill to be entitled "An act to amend article 867 of chapter 1, title XXV, of the Revised Civil Statutes of the State of Texas, relating to county finances."
And find the same correctly engrossed.

DIES, Chairman.

Committee Room,
Austin, Texas, March 3, 1897.

Hon. L. T. Dashielh, Speaker of the House.
Your Committee on Engrossed Bills have carefully examined and compared

House bill No. 7, a bill to be entitled "An act to prevent the payment of any deficiency that may arise in any department of the State government or institutions of this State unless an estimate of the same shall have been made out, sworn to and presented to and approved by the Governor and filed with the Comptroller at least 30 days before such deficiency occurs."
And find the same correctly engrossed.

DIES, Chairman.

Committee Room,
Austin, Texas, March 3, 1897.

Hon. L. T. Dashielh, Speaker of the House.
Your Committee on Engrossed Bills have carefully examined and compared

House bill No. 68, a bill to be entitled "An act to amend article 635, title 20, of the Revised Civil Statutes of the State of Texas."

And find the same correctly engrossed.

DIES, Chairman.

Committee Room,
Austin, Texas, March 3, 1897.

Hon. L. T. Dashielh, Speaker of the House.
Your Committee on Engrossed Bills have carefully examined and compared

House bill No. 67, a bill to be entitled "An act to amend article 3973e of the Revised Civil Statutes of the State of Texas, by adding thereto article 3973e, providing for the issuance of permanent certificates to teachers who have taught five years successfully and continuously in one of the public free schools of this State; said certificate to be good for the county of its issuance."
And find the same correctly engrossed.

DIES, Chairman.

By Mr. Fields, acting chairman:

Committee Room,
Austin, Texas, March 3, 1897.

Hon. L. T. Dashielh, Speaker of the House.
Your Committee on Engrossed Bills have carefully examined and compared

House bill No. 90, a bill to be entitled "An act to regulate the practice of dentistry in the State of Texas,"
And find the same correctly engrossed.

FIELDS, Acting Chairman.

Committee Room,
Austin, Texas, March 4, 1897.

Hon. L. T. Dashielh, Speaker of the House of Representatives.
Your Committee on Engrossed Bills have carefully examined and compared

House bill No. 402, a bill to be entitled "An act to authorize the Comptroller of Public Accounts and the
State Treasurer to transfer the sum of $1000 from organized county tax fund to general revenue account," and find the same correctly engrossed.

FIELDS, Acting Chairman.

By Mr. Reiger, chairman:
Committee Room,
Austin, Texas, March 4, 1897.

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

Your Committee on Towns and City Corporations, to whom was referred House bill No. 528, a bill to be entitled "An act to amend articles 579, 580, 586 and 615, title 18, of the Revised Civil Statutes of the State of Texas, so as to increase population necessary to incorporate a town or city, to require record of plot, and to provide for abolishing corporation by majority vote."

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.

By Mr. McGaughey, chairman:
Committee Room,
Austin, Texas, March 4, 1897.

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

We, your committee selected by the House to visit the medical branch of the University, located at Galveston, beg leave to report as follows:

That this branch of the University is in good condition, well managed, with an average attendance of 23 in 1890 to 288 students now.

The grade maintained as to scholarship is equal to the highest in the United States; the faculty is very efficient and wide-awake to every interest of the institution.

The building is well adapted to the purposes of such school, but owing to the unprecedented increase in the attendance of students, we suggest that an extension of the same is a necessity.

As to repairs on building, we beg to suggest that the ceiling in various rooms be replaced by hard wood or iron ceiling, for the reason that the plaster is cracking and falling, to the danger of the lives of the students.

That the floor in the dissecting room be removed and substituted therefor a floor of hard wood saturated with oil.

That the building needs painting wherever there is wood exposed, and this is rendered the more necessary on account of the salty atmosphere in the immediate vicinity, and there are other repairs of minor importance needed, but they have been reported to the Finance Committee verbally and otherwise.

Respectfully submitted,

McGAUGHEY, Chairman.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 4, 1897.

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

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

House bill No. 13, a bill to be entitled "An act to validate certain illegal sales of public school, university and asylum lands sold under section 22, chapter 99, of the Acts of 1887, and the amendments thereto, sold as isolated and detached lands, which were not in fact isolated and detached."

With amendments, and by the following vote: yeas 15, nays 10.

House bill No. 87, a bill to be entitled "An act to amend article 4069, chapter 4, title 87, of the Revised Civil Statutes of the State of Texas, relating to county surveyors, requiring them to give bond," etc.

Also,

House concurrent resolution No. 11, relating to Federal appropriations for the jetties at Galveston, and the appropriation made by Congress for the survey of Buffalo bayou and connections.

Respectfully,

WILL LAMBERT, Secretary.

SPEAKER'S TABLE.

The Speaker laid before the House, on its third reading and final passage, Senate bill No. 67, a bill to be entitled "An act to amend article 688, chapter 4, title 8, of the Code of Criminal Procedure of the State of Texas, relating to the number of peremptory challenges to jurors allowed to the State and defendant in felony cases not capital."

The bill was read third time, and passed.

Mr. Bailey moved to reconsider the vote by which Senate bill No. 67 was passed, and to table the motion to reconsider.

The motion to table prevailed.

The Speaker laid before the House, on its second reading, with majority adverse report and minority favorable report, with amendments,
Senate bill No. 14, a bill to be entitled "An act to amend articles 4978, 4983, 4986, 4987, 4990, 4991, 4992, 4993 and 4996, of title XXI, chapter 5, of the Revised Civil Statutes of Texas."

The bill was read second time, and Mr. Kirk moved to adopt the minority report.

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

Yea and nay votes were demanded by Mr. Kirk, Mr. Dean and Mr. O'Connor. The minority report was lost by the following vote:

Yeas—13.
Barbee. Reubell.
Boyd. Robbins.
Evans of Grayson. Schlick.
Freeman. Stamper.
Kirk. Wallace.
Love. Williams.
Manson.

Nays—89.
Alexander. Vaughan of Collin.
Ayres. Wade.
Bailey. Wall.
Barrett. Wolters.
Beard. Ward.
Bell. Absent.
Benson. Evans of Hunt.
Bertram. Feild.
Bird. Fisher.
Blackburn. Fields.
Blair. Floyd.
Bounds. Gilbough.
Brewster. Glidden.
Brigance. Goble.
Browne. Good.
Burns. Goodwin.
Callan. Gonzales.
Carpenter. Gore.
Casswell. Gresham.
Childs. Harrison.
Collier. Henderson.
Conoly. Hensley.
Crawford. Hill of Gonzales.
Cureton. Hill of Travis.
Curry. Hogg.
Dean. Holcombe.
Dennis. Lindsley.
Dickinson. Little.
Dies. Love.
Doyle. Macdonald.
Drew. Mann.
Edwards. Marvin.
Garrison. McGowan.
Good. McGill.
Graham. McGuffey.
Green. McKinnon.
Harris. McKnight.
Henderson. McKnight.
Hensley. McLeod.
Hill of Gonzales. Melancon.
Hill of Travis. Melancon.

Vaughan of Collin. Welch.
Wall. Wolters.
Ward.

Excused.
Bean. Rogers.
Burney. Savage.
Bumpass. Shelburne.
Crowley. Smither.
Dorob. Strother.
Ewing. Thaxton.
Flint. Wilcox.
Maxwell. Wood.

Rhea.

(Mr. Seabury in the chair.)
Mr. Fields moved to reconsider the vote by which the minority report was lost, and to table the motion to reconsider.

The motion to table prevailed.

On motion of Mr. Robbins, the regular order of business was suspended to take up, and place on its second reading.

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."

The bill was laid before the House, read second time, and Mr. Robbins offered the following amendment:

Amend by striking out section 2, and inserting in lieu thereof the following:

"Section 2. The fact that there are nearly 11,000 sections of school lands now subject to forfeiture for non-payment of the purchase money, which the Commissioner can not forfeit according to recent decisions, and the further fact that the State is thereby deprived of large sums of money that would result from the resale or lease of such lands if forfeited, estimated at about $150,000 per annum if leased, and the fact that unless this relief is granted the State will be compelled to bring a multitude of suits that would bankrupt the treasury, creates an emergency and an imperative public necessity for the suspension of the constitutional rule requiring bills to be read on three several days, and that this act take effect and be in force from and after its passage."

Adopted.

Mr. Hill of Gonzales offered the following amendment:
Amend by adding after the word “death,” in line 2, page 2, the following: “Provided further, that no person so forfeiting his claim shall have a right to repurchase to the exclusion of other applicants.”

Mr. Shropshire offered the following amendment to the amendment: “Except when such lands are held by actual settlers and are occupied as homesteads.”

On the amendment to the amendment, yeas and nays were demanded by Mr. Shropshire, Mr. Boyd and Mr. Love.

Adopted by the following vote:

Yea—50.

Ayers. Logan.

Barbee. Love.

Barrett. Manson.

Bounds. Martin.

Boy. McGaughey.

Browэр. McKamy.

Brigance. Melton.

Browne. Moore, Lamar.

Burns. Morris.

Carpenter. Morton.

Carswell. Mundine.

Collier. Oliver.

Conoly. Peery.

Crawford. Robbins.

Cureton. Schlick.

Dean. Seabury.

Dickinson. Shropshire.

Doyle Skillern.

Drew. Sluder.

Edwards. Stamper.

Evans of Grayson. Stokes.

Fields. Thomas.

Freeman. Thompson.

Good. Turner.

Graham. Vaughan, Guale.

Henderson. Wallace.

Holland of Burnet. Welch.

Holland of Harris. Williams.

Nays—43.

Alexander. Humphrey.

Ayers Logan.

Barbee. Love.

Barrett. Manson.

Bounds. Martin.

Boy. McGaughey.

Browэр. McKamy.

Brigance. Melton.

Browne. Moore, Lamar.

Burns. Morris.

Carpenter. Morton.

Carswell. Mundine.

Collier. Oliver.

Conoly. Peery.

Crawford. Robbins.

Cureton. Schlick.

Dean. Seabury.

Dickinson. Shropshire.

Doyle Skillern.

Drew. Sluder.

Edwards. Stamper.

Evans of Grayson. Stokes.

Fields. Thomas.

Freeman. Thompson.

Good. Turner.

Graham. Vaughan, Guale.

Henderson. Wallace.

Holland of Burnet. Welch.

Holland of Harris. Williams.

Kimbell.

Nays—55.

Alexander. Humphrey.

Ayers Logan.

Barbee. Love.

Barrett. Manson.

Bounds. Martin.

Boy. McGaughey.

Browэр. McKamy.

Brigance. Melton.

Browne. Moore, Lamar.

Burns. Morris.

Carpenter. Morton.

Carswell. Mundine.

Collier. Oliver.

Conoly. Peery.

Crawford. Robbins.

Cureton. Schlick.

Dean. Seabury.

Dickinson. Shropshire.

Doyle Skillern.

Drew. Sluder.

Edwards. Stamper.

Evans of Grayson. Stokes.

Fields. Thomas.

Freeman. Thompson.

Good. Turner.

Graham. Vaughan, Guale.

Henderson. Wallace.

Holland of Burnet. Welch.

Holland of Harris. Williams.

Kimbell.

Nays—55.
The amendment by Mr. Hill of Gonzales as amended was adopted.

The bill was passed to a third reading.

Mr. Rogan called up House bill No. 87, with Senate amendment, and moved that the House concur.

The motion to concur prevailed.

On motion of Mr. Evans of Grayson, the regular order of business was suspended to take up and place on its second reading, Senate bill No. 151.

Whereupon, Mr. Vaughan of Guadalupe, by unanimous consent, offered the following resolution:

Whereas, on this the 4th day of March, William McKinley has been inaugurated President of the United States; and

Whereas, such occasion is fraught with great interest to all patriotic devotees to a republican form of government, and especially is such occasion one of exceeding great rejoicing for the Republican party; and

Whereas, in the election of William McKinley the State of Texas won the distinction of having increased its Republican vote; and

Whereas, it will be a fitting testi-
The House was called to order at 3 o'clock, pursuant to adjournment.

Speaker Dashiell in the chair.

Roll called and the following members present:

Alexander. Carswell.
Ayers. Collier.
Bailey. Conoly.
Barbee. Crawford.
Barrett. Cureton.
Beard. Curry.
Benson. Dean.
Bertram. Dennis.
Bird. Dickinson.
Blackburn. Dies.
Blair. Doyle.
Boyd. Evans of Hunt.
Brewster. Evans of Grayson.
Brigance. Fields.
Brown. Freeman.
Burns. Garrison.
Cainan. Good.
Carpenter. Graham.

Green. Peery.
Harris. Pfeiffer.
Henderson. Pitts.
Hensley. Randolph.
Hill of Gonzales. Reiger.
Hill of Travis. Reubell.
Holland of Burnett. Robbins.
Humphrey. Rogan.
Jones. Rudd.
Kimbell. Schlick.
Kirk. Seabury.
Lillard. Shropshire.
Logan. Skillern.
Lotto. Sluder.
Love. Stamper.
Manson. Staples.
Martin. Stokes.
McFarland. Thomas.
McKamy. Tracy.
McKellar. Turner.
Meade. Vaughan, Gua'lupe.
Melton. Vaughan of Collin.
Mercer. Wall.
Moore of Lamar. Wallace.
Morris. Ward.
Morton. Welch.
Mundine. Williams.
Neighbors. Wolters.
Patterson. Welch.

A quorum was announced present.

BILL SIGNED BY THE SPEAKER.

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

Senate bill No. 67, entitled "An act to amend article 689 of chapter 4, title 8, of the Code of Criminal Procedure of the State of Texas, relating to the number of the peremptory challenges to jurors allowed to the State and defendant in felony cases not capital."
MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 4, 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. 144, a bill to be entitled "An act to amend article 749 of chapter 18, of title XXI, of the Revised Civil Statutes, restricting land holdings of certain corporations."

Respectfully,
WILL LAMBERT, Secretary.

SENATE BILL ON FIRST READING.

The above reported bill, Senate bill No. 144, was read first time and referred to Judiciary Committee No. 1.

REPORT OF THE SERGEANT-AT-ARMS.

Austin, Texas, March 4, 1897.
Hon. L. T. Dashiell, Speaker of the House.
Sir: Your process issued to me for the arrest of Marion Robertson came to hand March 2, 1897, and was duly executed by the arrest of said Marion Robertson in the city of Austin, at the water tank, at 12:30 o'clock, and upon his recognizance and that of Hon. J. D. Rudd, a member of this body, he will be ready to report to the bar of this House at such or any time as required by your honorable body.

Respectfully submitted this the 4th day of March, 1897.
J. S. BOGGS,
Sergt.-at-Arms House of Representatives, Twenty-fifth Legislature.

Mr. Marion Robertson, who was in the Hall, came forward and appeared before the bar of the House, and stated it was never his Intention to treat with contempt the authority of the House of Representatives or any officer thereof, and that he begged pardon of the House for any act of his that might be so construed.

Mr. Wolters then moved that the statement of Mr. Robertson be regarded by the House as entirely satisfactory, and that he be purged of contempt of the House.

The motion of Mr. Wolters prevailed by an unanimous vote.

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

Whereas, there has to-day been made a change in the chief executive office of our country by the inauguration of Hon. William McKinley as President of the United States; and

Whereas, we recognize him as the chief magistrate of all the people of this great nation, irrespective of partisan interests or considerations; therefore be it

Resolved by the House of Representatives of the Twenty-fifth Legislature of Texas, that the congratulations of the House of Representatives be and the same are hereby extended to our new President on the occasion of his assumption of the honors, duties and responsibilities of the highest office within the gift of the American people, and we express the sincere hope that the promises of relief for the distressed people and of renewed prosperity for our great country may be fully realized through the policies of his administration.

Resolved further, that the Speaker be instructed to at once convey by telegraph to President McKinley this message of congratulation.

Read second time, and
Mr. Tracy offered the following amendment:

Amend by adding that we recommend that he advocate silver at 16 to 1.

Adopted.

The resolution as amended was adopted.

By direction of the Chair, the following telegram was read:

Laredo, Texas, March 4.
Governor Culberson, Austin, Texas:
Nebraska committee of Trans-Mississippi and International Exposition will reach Austin to-night. Would like to meet your Legislature in joint informal session, and if this can be arranged for to-morrow forenoon we will stop over. Please confer with Senate President and House Speaker and others, and wire answer to San Antonio, care Burlington special car No. 15, at depot.

C. S. MONTGOMERY,
Chairman.

On motion of Mr. Williams, the Committee on Internal Improvements were excused for this afternoon, on account of important committee work.

Mr. Ward, by consent, offered the following resolution:

Whereas, the representatives of the Nebraska Trans-Mississippi and International Exposition will visit this city to-morrow; therefore

Resolved, that the members of the House of the Twenty-fifth Legislature of the State of Texas extend them a
cordial invitation to visit the Hall of the House of Representatives to-morrow morning, and that a committee of three be appointed to notify them of this action of the House. Read second time and adopted. Committee appointed: Messrs. Ward, Doyle and Harris. On motion of Mr. Humphrey, Mr. Porter was excused indefinitely, on account of important business.

The Speaker laid before the House, as pending business, on its second reading, Senate bill No. 151, a bill to be entitled "An act to amend the charter of the city of Sherman, passed by the Twenty-fourth Legislature, by amending section 2 thereof, in regard to the boundary of said city.”

Bill read second time, and passed to third reading.

Mr. Evans of Grayson moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that Senate bill No. 151 be put on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—91.
Alexander. Harris.
Ayers. Hensley.
Barbee. Hill of Travis.
Barrett. Holland of Burnet.
Benson. Holland of Harris.
Bertram. Humphrey.
Blackburn. Jones.
Blair. Kimbell.
Bounds. Kirk.
Brewster. Lillard.
Brigance. Logan.
Browne. Lotto.
Burns. Love.
Callan. Martin.
Carpenter. Maxwell.
Childs. McGaughy.
Conoly. McKamy.
Crawford. McKellar.
Crowley. Meade.
Cureton. Melton.
Curry. Mercer.
Dean. Moore, Fort Bend.
Deennis. Moore of Lamar.
Doyle. Morris.
Evans of Grayson. Mundine.
Fields. Oliver.
Fisher. Patterson.
Freeman. Peery.
Garrison. Pitts.
Good. Randolph.
Graham. Reiger.
Green. Reubell.
Robbins. Staples.
Rogan. Stokes.
Rogers. Thomas.
Rudd. Thompson.
Savage. Tracy.
Schlick. Vaughan of Collin.
Seabury. Wall.
Skillern. Wallace.
Studer. Ward.
Smith. Welch.

Nays—none.

Excused.
Beard. Manson.
Bean. Neighbors.
Bell. O'Connor.
Bird. Pfenuffer.
Boyd. Porter.
Bumpass. Rhea.
Burney. Shelburne.
Collier. Shropshire.
Dickinson. Smyth.
Dies. Strother.
Dorroh. Thaxton.
Drew. Tucker.
Ewing. Vaughan, Guá'upe
Feild. Wilcox.
Flint. Williams.
Gilbough. Wolters.
Henderson. Wood.

Senate bill No. 151 was read third time and passed.

Mr. Evans of Grayson moved to reconsider the vote by which Senate bill No. 151 was passed, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Meade called up House bill No. 110, with Senate amendments, and moved that the House do concur in the amendments.

The motion to concur prevailed.

On motion of Mr. Bailey, the regular order of business was suspended to take up and place on its second reading:

Senate bill No. 82, a bill to be entitled “An act to amend article 256 of the Revised Civil Statutes of Texas, relating to applications for license to practice law.”

The bill was laid before the House, read second time, and was passed to a third reading.

PETITIONS AND MEMORIALS.

(By consent.)

By Mr. Crowley:
A petition from 61 citizens of Stone-wall county, asking that the county be taken from the Thirty-ninth Judicial District and attached to and hereafter be a part of the Thirty-second Judicial District.
Referred to the Committee on Judicial Districts.

Also, a petition from 12 citizens of Ward county, asking that the Ranger service in this State be perpetuated and increased.

Referred to the Committee on State Affairs.

COMMITTEE REPORTS.

By Mr. Garrison, chairman:

Committee Room, Austin, Texas, March 4, 1897.

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

Your Committee on Finance, to whom was referred House bill No. 203, a bill to be entitled "An act making appropriations for the support of the State government, 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 not pass.

GARRISON, Chairman.

Committee Room, Austin, Texas, March 4, 1897.

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

Your Committee on Finance, to whom was referred Senate bill No. 138, a bill to be entitled "An act to amend section 2439, chapter 1, of title XLV, of the Revised Statutes of Texas, relating to the fees the Secretary of State is authorized and required to charge for the use of the State for charters, amendments and supplements thereto, and to repeal all laws and parts of laws in conflict with this act in so far as they may affect the same."

Have had the same under consideration, and I am instructed to report the same back to the House with the accompanying substitute for said bill, and recommend that the substitute do pass.

GARRISON, Chairman.

Committee Room, Austin, Texas, March 4, 1897.

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

Your Committee on Finance, to whom was referred House bill No. 492, a bill to be entitled "An act to appropriate funds for the Afro-American Fair and Interstate Exposition to be held at Houston, Texas, in the year 1898."

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.

GARRISON, Chairman.

BILL RECOMMENDED.

House bill No. 138 (reported adversely), on motion of Mr. Love, chairman. On motion of Mr. Garrison, 200 extra copies of Substitute House bill No. 203, the general appropriation bill, were ordered printed for use of the House.

On motion of Mr. Seabury, the House, at 5:45 p. m. adjourned until 9 o'clock a. m. to-morrow.

THIRTY-SEVENTH DAY.

Hall House of Representatives, Austin, Texas, Friday, March 5, 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. Fisher.
Bailey. Freeman.
Barbee. Garrison.
Barrett. Gilbough.
Beaird. Good.
Bell. Graham.
Bertram. Harris.
Blackburn. Henderson.
Blair. Hensley.
Boyd. Hill of Travis.
Brewster. Holland of Burnet.
Brigance. Holland of Harris.
Browne. Humphrey.
Burney. Jones.
Burns. Kimbell.
Callan. Kirk.
Carpenter. Lillard.
Carswell. Logan.
Childs. Lotto.
Collie. Love.
Conoly. Martin.
Crawford. Maxwell.
Cureton. McFarland.
Curry. McGaughey.
Dean. McKauy.
Dennis. McKeller.
Dickinson. Meade.
Dies. Melton.
Dorroh. Mercer.
Doyle. Moore, Fort Bend.
Drew. Moore of Lamar.
Edwards. Morris.
Evans of Grayson. Mundine.
Ewing. O'Connor.
Fields of Grayson. Oliver.
Fields of Hill. Patterson.