resolution, with all pending amendments.

Mr. Blair called for a division.

The substitute by Mr. Hill of Gonzales, and the amendment by Mr. Patterson, were tabled.

Question then recurring on the motion to table the resolution, yeas and nays were demanded by Mr. Moore of Lamar, Mr. Dies and Mr. Evans of Grayson.

Tabled by the following vote:

Yeas—51.

Bertram.  McFarland.
Bird.  McGaughey.
Blackburn.  McKamy.
Bounds.  McKellar.
Brewster.  Mercer.
Brigance.  Mundine.
Bumpass.  Neighbors.
Burns.  Peery.
Carpenter.  Porter.
Crawford.  Reubell.
Curry.  Rhea.
Dean.  Robbins.
Dennis.  Rudd.
Evans of Hunt.  Savage.
Ewing.  Seabury.
Fields.  Sluder.
Fisher.  Smyth.
Good.  Stamper.
Graham.  Thomas.
Hensley.  Tucker.
Humphrey.  Wall.
Kimbell.  Wallace.
Kirk.  Williams.
Lillard.  Wolters.
Lotto.  Wood.
Love.

Nays—47.

Alexander.  Harris.
Barbee.  Henderson.
Beaird.  Hill of Gonzales.
Bell.  Hill of Travis.
Benson.  Holland of Burnet.
Blair.  Logan.
Browne.  Manson.
Burney.  Martin.
Carswell.  Maxwell.
Childs.  Moore, Fort Bend.
Collier.  Moore of Lamar.
Colony.  Morton.
Crowley.  Patterson.
Cureton.  Reiger.
Dickinson.  Rogan.
Dies.  Skillern.
Dorroh.  Smith.
Drew.  Stokes.
Evans of Grayson.  Strother.
Flint.  Tracy.
Freeman.  Turner.
Garrison.  Vaughan of Collin.
Gilbough.  Ward.
Green.
On motion of Mr. Seabury, referred to the Committee on Rules.

By Mr. Mundine:
House bill No. 615, a bill to be entitled "An act to amend articles 1722 and 1724, chapter 3, title 36, of the Revised Civil Statutes of the State of Texas, and to require that calls for elections on constitutional amendments shall include a plain statement of the purpose of such amendments."
Read first time and referred to Judiciary Committee No. 1.

By Mr. McFarland:
House bill No. 616, a bill to be entitled "An act to create a more efficient road system for the county of Calhoun, and making county commissioners of said county ex officio road commissioners, and prescribing their duties as such, and providing for their compensation as said road commissioners, and defining the powers and duties of said commissioners, and providing for the appointment of road overseers, defining their duties, and for the working of county convicts upon the roads of said county, and providing for officers' and witness fees, and providing for the working of delinquent poll tax payers upon said roads."
Read first time and referred to Committee on Roads, Bridges and Ferries.

Mr. Seabury, in accordance with notice given in the Journal, March 16th, offered the following resolution:

"Resolved, That Rule No. 18 of the Rules of the House be amended so as hereafter to read as follows:"

"18. Every member who is in the House when the question is put shall give his vote, unless the House, for reasons assigned, shall excuse him; and any member who is present and shall fail and refuse to vote, after being requested to do so by the Speaker, shall be recorded, under the direction of the Speaker, as present for the purpose of making a quorum, but not voting. No member shall be allowed to make any explanation of a vote he is about to give, or ask to be excused from voting, after the Clerk, under the order of the House, shall have commenced calling the yeas and nays."

Read second time, and
On motion of Mr. Seabury, referred to the Committee on Rules.
RESIGNATION AND APPOINTMENT.

Austin, Texas, March 17, 1897.

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

I hereby tender my resignation as a member of the joint committee on text-books.

Respectfully,

WM. A. FIELDS.

The resignation was accepted, and Mr. Seabury was appointed on the Committee in place of Mr. Fields, resigned.

FURTHER TIME GRANTED.

For consideration of the following bill:

House bill No. 558, on motion of Mr. Holland of Harris, chairman.

BILL RECOMMENDED.

House bill No. 489 (reported adversely), to the Committee on Stock and Stockraising, on motion of Mr. Hill of Travis.

COMMITTEE REPORTS.

By Mr. McGaughey, chairman:

Committee Room,

Austin, Texas, March 17, 1897.

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

Your Committee on Education, to whom was referred

House bill No. 565, a bill to be entitled "An act to amend article 3984 of the Revised Civil Statutes of the State of Texas (1895), relating to the disposition of the available school fund, and prescribing purposes for which such fund may be used, and to provide penalties for violations of this act, and repealing article 3989 and 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.

McGAUGHEY, Chairman.

MAJORITY REPORT.

Committee Room,

Austin, Texas, March 17, 1897.

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

Your Committee on Education, to whom was referred

Senate bill No. 58, a bill to be entitled "An act to amend article 3982, chapter 13, title 86, of the Revised Statutes of Texas, adopted at the regular session of the Twenty-fourth Legislature, relating to the transfer of children in district schools."

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.

MINORITY REPORT.

Committee Room,

Austin, Texas, March 17, 1897.

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

A minority of your Committee on Education, to whom was referred

Senate bill No. 58, a bill to be entitled "An act to amend article 3982, chapter 13, title 86, of the Revised Statutes of Texas, adopted at the regular session of the Twenty-fourth Legislature, relating to the transfer of children in district schools."

Do not concur with the majority, and beg to report the same back to the House with the recommendation that it do pass.

McGAUGHEY, Chairman.

BREWSTER.

By Mr. McGaughey, chairman:

Committee Room,

Austin, Texas, March 17, 1897.

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

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

House bill No. 423, a bill to be entitled "An act to provide for the making, development and improvement of public roads."

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.

ROGAN, Chairman.
Committee Room,  
Austin, Texas, March 17, 1897.  
Hon. L. T. Dashiell, Speaker of the  
House.  
Your Committee on Roads, Bridges  
and Ferries, to whom was referred  
House bill No. 18, a bill to be enti­
tled “An act to permit all short term  
State convicts and all county convicts  
to be worked on the public roads and  
highways of this State.”  
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.  
ROGAN, Chairman.  

By Mr. Holland of Harris, chairman:  
Committee Room,  
Austin, Texas, March 18, 1897.  
Hon. L. T. Dashiell, Speaker of the  
House.  
Your Committee on Judicial Dis­
tricts, to whom was referred  
House bill No. 614, a bill to be enti­
tled “An act to regulate the terms and  
fix the times of holding the terms of  
the district court of the Eighth judi­
cial district of Texas, and to repeal all  
laws and parts of laws in conflict with  
this act.”  
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.  
HOLLAND of Harris. Chairman.  

By Mr. Childs, chairman:  
Committee Room,  
Austin, Texas, March 17, 1897.  
Hon. L. T. Dashiell, Speaker of the  
House.  
Your Committee on Federal Rela­
tions, to whom was referred  
House resolution No. ... “Request­
ing the United States government to  
enter into a treaty with Mexico by  
which certain criminals along the  
borders of the two countries can be  
apprehended and brought to trial.”  
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.  
CHILDs. Chairman.  

By Mr. Reiger, chairman:  
Committee Room,  
Austin, Texas, March 17, 1897.  
Hon. L. T. Dashiell, Speaker of the  
House.  
Your Committee on Towns and City  
Corporations, to whom was referred  
Senate bill No. 197, a bill to be enti­
tled “An act to incorporate the city of  
Dallas and grant it a new charter.”  
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, with the  
following amendments:  
(1) Amend by inserting after the  
word “services,” in line 23, the  
following: “a sum not to exceed.”  
(2) Amend by inserting after the  
word “council,” in line 20, page 7, the  
following, “or other city official.”  
(3) Amend by inserting after the  
word “city,” in line 4, page 10, the  
following, “provided that for the first  
election to be held under this charter  
on April 6, 1897, it shall not be neces­
dary to give more than five days’ no­
tice in the manner above provided.”  
Amend by striking out section 200  
and insert in lieu thereof the follow­
ing:  
“Section 200. Whereas, the people of  
Dallas are demanding that they have  
the benefits and reforms embodied in  
this bill, and that same be put into  
operation at once, and that the com­
ing city election be held under the  
terms of this bill; and  
Whereas, the fact that said election  
will occur on the 6th day of April,  
1897, creates a necessity for imme­
rate action by the Legislature;  
Therefore, an emergency and an im­
perative public necessity exists requir­
ing that the constitutional rule requir­
ing bills to be read on three separate  
days be suspended, and said rule is so  
suspended, and that this act take ef­
fect and be in force from and after its  
passage, and it is so enacted.”  
REIGER, Chairman.  

MESSAGE FROM THE SENATE.  

Senate Chamber,  
Austin, Texas, March 18, 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

House bill No. 41, a bill to be entitled "An act to amend article 2979, of chapter 4, title 55, of the Revised Statutes of the State of Texas, relating to divorce so as to make husband and wife competent witnesses, and to repeal all laws in conflict herewith."

House bill No. 50, a bill to be entitled "An act to amend article 1757 of the Revised Civil Statutes (1895) of Texas, relating to the time and manner of making returns to the Secretary of State of elections for State and district officers, etc."

House bill No. 67, a bill to be entitled "An act to amend article 635, title 20, of the Revised Civil Statutes of the State of Texas, relating to the acknowledgments of married women as to the conveyance of their separate property."

House bill No. 68, a bill to be entitled "An act to amend article 636, title 20, of the Revised Civil Statutes of the State of Texas, relating to the acknowledgment of married women to the conveyance of the homestead," with amendment.

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 $20,000 from organized county tax fund account to State revenue account," by a two-thirds vote: yeas 25, nays none.

House bill No. 82, a bill to be entitled "An act to amend article 878 of title 17, chapter 9, of the Penal Code, of the State of Texas, and to make the receiving or concealing of stolen property a criminal offense, and to provide appropriate penalties for said offense, and to repeal all laws and parts of laws in conflict with the provisions of this act."

House bill No. 548, a bill to be entitled "An act to create a more efficient road system for Wise county, Texas, and making county commissioners of said county ex officio road commissioners, and prescribing their duties as such, and providing for their compensation as road commissioners, and defining the duties and powers of such county commissioners, and providing for the appointment of road overseers, and defining their duties, and for the working of county convicts upon the public roads of said county, and providing officers' fees; and to provide for the payment of teams to work on roads and allowance for time of service for same on public roads in Wise county, and fixing a penalty for violations of this act, and to repeal all laws in conflict herewith," by a two-thirds vote: yeas 24, nays none.

Respectfully,

WILL LAMBERT, Secretary.

SPEAKER'S TABLE.

On motion of Mr. Reiger, the regular order of business was suspended to take up, and place on its second reading, with amendments by the committee,

Senate bill No. 197, a bill to be entitled "An act to incorporate the city of Dallas, and grant it a new charter."

The bill was laid before the House, and

On motion of Mr. Reiger, House rule No. 31, requiring that all bills reported favorably be printed and laid on the desk of each member before being acted on by the House, was suspended.

The bill was read second time.

(The legal published notice required by the Constitution of intention to apply for the passage of this act, was read in the House.)

The committee report was adopted, and the bill was passed to a third reading.

Mr. Reiger moved to suspend the constitutional rule requiring bills to be read on three several days in each House, and that Senate bill No. 197 be put on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—98.

Curton.  Curry.  Greek.
Dennis.  Dickson.  Harris.
Dew.  Dies.  Lotto.
| Love.       | Savage.       |
| Martin.    | Seabury.      |
| Manson.    | Shropshire.   |
| Maxwell.   | Skillern.     |
| McFarland. | Sluder.       |
| McGaughey. | Smyth.        |
| McKamy.    | Stamper.      |
| McKeller.  | Stokes.       |
| Meade.     | Strother.     |
| Mercer.    | Thaxton.      |
| Moore, Fort Bend. | Vaughan of Collin. |
| Moore of Lamar. | Thompson. |
| Morton.    | Tracy.        |
| Mundine.   | Tucker.       |
| Neighbors. | Wall.         |
| O'Connor.  |              |
| Patterson. |              |
| Pfeuffer.  |              |
| Reiger.    |              |
| Reuben.    |              |
| Rhea.      |              |
| Robbins.   |              |
| Rogers.    |              |

Nays—none.

Absent.

Ayers.  
Dean.    
Evans of Hunt.  
Humphrey.  
Peery.  
Pitts.  

Excused.

Alexander.  
Bailey.  
Barrett.  
Bean.    
Boyd.    
Callan.  
Collier.  
Conoly.  

Mr. Reiger moved to reconsider the vote by which Senate bill No. 197 was passed, and to table the motion to reconsider. 

The motion to table prevailed. 

Mr. Crawford called up Senate bill No. 31, a bill to be entitled “An act to amend article 838 of chapter 6, title 17, of the Penal Code of the State of Texas, defining the crime of burglary,” which was read second time on March 10, and was laid on the table subject to call. 

The bill was laid before the House on its passage to a third reading. 

Mr. Henderson offered the following amendment:
Amend by striking out the enacting clause.

Mr. Tracy moved the previous question, and the main question was ordered.

The amendment by Mr. Henderson was lost, and the bill passed to a third reading.

Mr. Rogan called up House bill No. 322, with Senate amendments.

The bill, with amendments, was laid before the House, the amendments were read, and, on motion of Mr. Rogan, the House concurred.

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

Whereas, this House is now holding two sessions per day, and the work of the committees has greatly decreased, and the necessity for the services of a great number of committee clerks no longer exists; therefore be it

Resolved, that the Speaker be and he is hereby instructed to discharge one-half of the committee clerks now in the employ of this House.

The resolution was read second time, and Mr. Moore of Lamar moved to lay it on the table.

The motion to table was lost. Mr. Dies moved to refer to the Committee on Contingent Expenses.

The motion to refer was lost. Mr. Love moved the previous question, and the main question was ordered.

Yeas and nays were demanded by Mr. Love, Mr. Moore of Lamar and Mr. Welch.

Adopted by the following vote:

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

Senate bill No. 246, a bill to be entitled "An act to validate the incorporation of cities or towns of one thousand inhabitants or over, incorporated since March 30, 1895, which have heretofore attempted to be made under certain conditions."

The bill was laid before the House, and

On motion of Mr. Mercer, House Rule No. 31, requiring that all bills reported favorably be printed and laid on the desk of each member before being acted on by the House, was suspended.

The bill was read second time, and was passed to a third reading.
Mr. Savage moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that Senate bill No. 246 be put on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—94.

Barbee. Love. 
Bell. Manson. 
Benson. Martin. 
Bertram. Maxwell. 
Blackburn. McGaughey. 
Blair. McKamy. 
Bounds. McKellar. 
Brewster. Meade. 
Browne. Mercer. 
Bumpass. Moore of Lamar. 
Burney. Morton. 
Burns. Mundine. 
Carpenter. Neighbors. 
Carswell. O'Gannon. 
Childs. Patterson. 
Crowley. Peery. 
Dean. Pitts. 
Dennis. Porter. 
Dickinson. Reiger. 
Dies. Reubell. 
Dorroh. Rhea. 
Drew. Robbins. 
Evans of Hunt. Rogan. 
Evans of Grayson. Savage. 
Ewing. Seabury. 
Feild. Skillern. 
Fields. Sluder. 
Fisher. Smyth. 
Flint. Stamper. 
Freeeman. Staples. 
Gilbough. Stokes. 
Good. Strother. 
Graham. Thaxton. 
Harris. Thompson. 
Henderson. Tracy. 
Hensley. Tucker. 
Hill of Gonzales. Vaughan, Guadalupe. 
Holland of Burnet. Vaughan of Collin. 
Holland of Harris. Wall. 
Humphrey. Ward. 
Jones. Welch. 
Kirk. Wilcox. 
Lillard. Williams. 
Loran. Wolters. 
Lotto. Wood. 

Yeas—106.

Barbee. Mayo. 
Barber. Love. 
Bell. Manson. 
Benson. Martin. 
Bertram. Maxwell. 
Blackburn. McGaughey. 
Blair. McKamy. 
Bounds. McKellar. 
Brewster. Meade. 
Bridgeman. Mercer. 
Browne. Moore of Fort Bend. 
Bumpass. Moore of Lamar. 
Burney. Morton. 
Burns. Mundine. 
Carpenter. Patterson. 
Carswell. Peery. 
Cedar. Pitts. 
Cureton. Porter. 
Dennis. Reiger. 
Drew. Reubell. 
Evans of Grayson. Rhea. 
Ewing. Reubell. 
Feild. Rhea. 
Fields. Realm. 
Fisher. Pitts. 
Flint. Peery. 
Freeeman. Patterson. 
Garrison. Peery. 
Gibbough. Peery. 
Good. Pitts. 
Graham. Peery. 
Harrison. Peery. 
Henderson. Peery. 
Hensley. Pitts. 
Hill of Gonzales. Peters. 
Hill of Travis. Peters. 
Holland of Burnet. Peters. 
Holland of Harris. Peters. 
Humphrey. Peters. 
Jones. Peters. 
Kimbell. Peters. 
Lillard. Peters. 
Logan. Peters. 
Lotto. Peters. 

Nays—2.

Butterfield. 

Absent.

Ayers. Curry. 
Beaird. Garrison. 
Brigance. Green. 
Crawford. Moore of Fort Bend. 
Cureton. Pfeiffer. 
Rogers. Smith. 
Rudd. Turner. 
Shropshire. Excused. 
Alexander. Doyle. 
Barrett. Melton. 
Bean. Morris. 
Boyd. Oliver. 
Callan. Randolph. 
Coller. Schick. 
Conoly. Shelburne. 

Senate bill No. 246 read third time, and passed by the following vote:

Yeas—106.

Barbee. Mayo. 
Barber. Love. 
Bell. Manson. 
Benson. Martin. 
Bertram. Maxwell. 
Blackburn. McGaughey. 
Blair. McKamy. 
Bounds. McKellar. 
Brewster. Meade. 
Bridgeman. Mercer. 
Browne. Moore of Fort Bend. 
Bumpass. Moore of Lamar. 
Burney. Morton. 
Burns. Mundine. 
Carpenter. Patterson. 
Carswell. Peery. 
Cedar. Pitts. 
Cureton. Porter. 
Dennis. Reiger. 
Drew. Reubell. 
Evans of Grayson. Rhea. 
Ewing. Reubell. 
Feild. Rhea. 
Fields. Realm. 
Fisher. Pitts. 
Flint. Peery. 
Freeeman. Patterson. 
Garrison. Peery. 
Gibbough. Peery. 
Good. Pitts. 
Graham. Peery. 
Harrison. Peery. 
Henderson. Peery. 
Hensley. Pitts. 
Hill of Gonzales. Peters. 
Hill of Travis. Peters. 
Holland of Burnet. Peters. 
Holland of Harris. Peters. 
Humphrey. Peters. 
Jones. Peters. 
Kimbell. Peters. 
Lillard. Peters. 
Logan. Peters. 
Lotto. Peters. 

Nays—2.

Butterfield. 

Absent.

Ayers. Curry. 
Beaird. Garrison. 
Brigance. Green. 
Crawford. Moore of Fort Bend. 
Cureton. Pfeiffer.
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Ayers. Absent.
Burns. O'Connor.
Dies. Pfeuffer.
Evans of Hunt. Rudd.
Green. Smith.
Turner. Schlick.

The bill was passed to a third reading.

Mr. Gilbough moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that Senate bill No. 105 be put on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—94.

Barbee. Logan.
Bell. Love.
Benson. Manson.
Bertram. Martin.
Bird. Maxwell.
Blair. McGaughey.
Bounds. McKamy.
Brewster. Meade.
Brigance. Mercer.
Brown. Moore, Fort Bend.
Bumpass. Moore of Lamar.
Burney. Morton.
Burns. Mundine.
Carpenter. Patterson.
Carswell. Peery.
Childs. Pfeuffer.
Crawford. Pitts.
Crowley. Porter.
Curry. Reiger.
Dean. Reubell.
Dennis. Rhea.
Dickinson. Robbins.
Dorothy. Rogan.
Drew. Savage.
Ewing. Seabury.
Feild. Shropshire.
Fields. Skillern.
Freeman. Stamper.
Garrison. Staples.
Gilbough. Stokes.
Green. Struther.
Henderson. Thaxton.
Hensley. Thomas.
Hill of Gonzales. Thompson.
Hill of Travis. Tracy.
Holland of Burnet. Tucker.
Holland of Harris. Turner.
Humphrey. Wall.
Hornsby. Washburn.
Kimbell. Wilcox.
Kirk. Williams.
Lillard. Wolters.

Nays—1.

McKellar. Absent.
Ayers. Evans of Hunt.
Beard. Evans of Grayson.
Cureton. Fisher.
Dies. Lotto.
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Nays—none.

Absent.

|          | Reiger. | Rogers. | Rudd. |
|          | Dean. | Smith. | Welch. |

**Excused.**

|-------|--------|------|-------|--------|---------|--------|

Senate bill No. 105 was read third time, and passed by the following vote:

Mr. Gilbough moved to reconsider the vote by which Senate bill No. 105 was passed, and to table the motion to reconsider.

The motion to table prevailed.

The Speaker laid before the House, on its third reading and final passage, Senate bill No. 42, a bill to be entitled "An act to amend chapter 6, title 40, of the Revised Civil Statutes of the State of Texas, by adding thereto article 2293a, relating to the deposition of parties."

Bill read third time and passed.

Mr. Bell moved to reconsider the vote by which Senate bill No. 42 was passed, and to table the motion to reconsider.

The motion to table prevailed.

The Speaker laid before the House, on its third reading and final passage, Senate bill No. 60, a bill to be entitled "An act to amend article 1180, title XXX, of the Revised Civil Statutes of the State of Texas, relating to the institution of suits on holidays and on Sundays."

Bill read third time and passed.

Mr. Shelburne moved to reconsider the vote by which Senate bill No. 60 was passed, and to table the motion to reconsider.

The motion to table prevailed.

The Speaker laid before the House, on its second reading, 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."

The bill was read second time.

Mr. Robbins offered the following amendment:

Amend by adding after the word "value," in line 27, page 1, the words, "provided, that such purchaser shall have the right at any time within six months after the passage of this act, and not afterward, to institute suit in the district court of Travis county against the Commissioner of the General Land Office to set aside such forfeiture upon the ground that the facts did not exist authorizing such forfeiture."

Adopted.

Mr. Smyth offered the following amendment:

Insert after the word valid, in line 27, "and such forfeiture shall be a full liquidation of all claims of the State against such purchaser."

Adopted.

The bill was passed to a third reading.

Mr. Robbins moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that Senate bill No. 75 be put on its third reading and final passage.

The motion prevailed by the following vote:

<table>
<thead>
<tr>
<th>Yeas</th>
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<td>Barbee</td>
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Senate bill No. 75 was read third time, and passed by the following vote:

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Nays—2.

Freeman.

Absent.

Ayers.

Barrett.

Bean.

Boyd.

Callan.

Collier.

Conoly.

Excused.

Alexander.

Bailey.

Barrett.

Bean.

Boyd.

Callan.

Conoly.

McFarland.

McKellar.

Meade.

Mercer.

Moore, Fort Bend.

Moore of Lamar.

Morton.

Mundine.

O'Connor.

Patterson.

Peery.

Pfeuffer.

Pitts.

Porter.

Reubell.

Rea.

Robbins.

Rogan.

Savage.

Seabury.

Skillern.

Smith.

Smyth.

Staples.

Stokes.

Strother.

Thomas.

Thompson.

Tracy.

Tucker.

Turner.

Vaughan of Collin.

Wall.

Wallace.

Ward.

Wilcox.

Williams.

Wolters.

Wood.

Yeas-92.

Drew.

Evans of Grayson.

Evans of Hunt.

Ewing.

Fields.

Fish.

Fisher.

Pfeuffer.

Pitts.

Porter.

Reubell.

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Evans of Hunt.

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Smith.

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Evans of Hunt.

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Williams.

Wolters.

Wood.

Yeas-91.

Drew.

Evans of Grayson.

Evans of Hunt.

Ewing.

Fields.

Fish.

Fisher.

Pfeuffer.

Pitts.

Porter.

Reubell.

Rea.

Robbins.

Rogan.

Savage.

Seabury.

Skillern.

Smith.

Smyth.

Staples.

Stokes.

Strother.

Thomas.

Thompson.

Tracy.

Tucker.

Turner.

Vaughan of Collin.

Wall.

Wallace.

Ward.

Wilcox.

Williams.

Wolters.

Wood.

Yeas-91.
Amend by adding after section 1 the following, to be known as section 2, and conforming the numbers of the other sections thereto:

"Section 2. That all process and writs heretofore issued or which may be issued up to the time this act takes effect, by or from the district court of said counties, and made returnable to the terms of said court as now fixed by law, shall be returnable to the next ensuing term of said courts as prescribed by this act, and all such writs and processes are hereby legalized and validated as if the same had been made returnable to the term of said courts as fixed by this act."

Adopted.

The bill was passed to a third reading.

Mr. Dies moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that Senate bill No. 236 be put on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—97.

Barbee. Graham.
Beard. Green.
Bell. Harris.
Benson. Henderson.
Bertram. Hensley.
Blair. Hill of Travis.
Bouds. Holland of Burnet.
Brewster. Holland of Harris.
Brigance. Humphrey.
Browne. Jones.
Bumpass. Kimbell.
Burney. Kirk.
Burns. Lillard.
Carpenter. Logan.
Carswell. Lotto.
Childs. Love.
Crawford. Manson.
Crowley. Martin.
Cureton. McFarland.
Curry. McGaughey.
Dennis. McKamy.
Dickinson. McKellar.
Dles. Meade.
Dorroh. Mercer.
Drew. Moore, Fort Bend.
Evans of Hunt. Moore, Lamar.
Evans of Grayson. Morton.
Ewing. Mundine.
Field. Neighbors.
Fields. O'Connor.
Fisher. Patterson.
Flint. Peery.
Freeeman. Pfeuffer.
Garrison. Pitts.
Gilbough. Porter.

the constitutional rule requiring bills to be read on three several days in each House, and that Senate bill No. 251 be put on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—96.


Nays—none.


Excused.


Senate bill No. 236 read third time and passed. 

Mr. Dies moved to reconsider the vote by which Senate bill No. 236 was passed, and to table the motion to reconsider.

The motion to table prevailed.

The Speaker laid before the House, on its second reading,

Senate bill No. 76, a bill to entitle "An act granting to the State Orphans' Home, situated at Corsicana, Navarro county, Texas, 50,000 acres of land out of the unappropriated public domain of Texas, and to provide for carrying out the provisions of this act."

On motion of Mr. Seabury, the bill was laid on the table subject to call.

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

Senate bill No. 251, a bill to entitle "An act to prohibit in certain cases the gathering of pecan nuts, and the cutting, injuring or destroying of pecan trees, and prescribing a penalty therefor."

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

Mr. Maxwell moved to suspend
Mr. Tucker moved to reconsider the vote by which Senate bill No. 251 was passed, and to table the motion to reconsider. The motion to table prevailed.

On motion of Mr. Bird, the regular order of business was suspended, to take up and place on its second reading Senate bill No. 227, a bill to be entitled "An act to create a more efficient road system for McLennan county, Texas, and making county commissioners of said county ex officio road commissioners and prescribing their duties as such, and providing for their compensation as road commissioners, and defining the powers and duties of such road commissioners, providing for the appointment of road overseers and defining their duties, and for the working of county convicts on the public roads of said county, and providing for officers' fees, and penalties for said convicts, and rewards for the capture of escaped convicts, and to provide for the manner of training and maintaining hedges along all public roads, and to provide for the summoning of teams for road work, and for an allowance for time of road service for the same, and fixing a penalty for a violation of this act, and to repeal all laws in conflict herewith."

The bill was laid before the House, read third time, and

Mr. Bird offered the following amendment:

Amend by striking out section 13, and insert in lieu thereof the following:

"It shall be the duty of the overseer to keep all hedges on or near the public road trimmed, so that the same shall not obstruct said road and shall not be of greater height than eight feet. The owner of any such hedge who shall refuse to have same trimmed, the overseer upon an order from the county commissioner of his precinct shall cause the same to be trimmed in accordance with the provisions of this act."

Adopted.

The bill was passed to third reading.

Mr. Bird moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that Senate bill No. 227 be put on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—103.

Barbee.
Barnd.
Bell.
Benson.
Bertram.
Bird.
Blackburn.
Blair.
Bounds.
Brewster.
Brigance.
Brown.
Burney.
Burns.
Carpenter.
Carswell.
Childs.
Crawford.
Crowley.
Cureton.
Curry.
Dean.
Dennis.
Dickinson.
Dines.
Dorroh.
Drew.
Drollo.
Fields.
Fisher.
Flint.
Freeman.
Garrison.
Gilbough.
Graham.
Green.
Harris.
Henderson.
Hensley.
Hill of Gonzales.
Hill of Travis.
Holland of Burnet.
Holland of Harris.
Humphrey.
Jones.
Kimbell.

Kirk.
Lillard.
Logan.
Lotto.
Love.
Manson.
Martin.
McFarland.
McGaughey.
McKamy.
McKeller.
Meade.
Merce.
Moore, Fort Bend.
Moore of Lamar.
Morton.
Mundine.
Neighbors.
O'Connor.
Patterson.
Peery.
Pfeuffer.
Pits.
Porter.
Reiger.
Reubell.
Rhea.
Rehbins.
Rog.
Rogers.
Seabury.
Shropshire.
Skilborn.
Sluder.
Smith.
Smyth.
Stamper.
Staples.
Stokes.
Strother.
Thomas.
Thompson.
Tracy.
Tucker.
Vian of Collin.
Wall.
Wallace.
Ward.
Welch.
Senate bill No. 227 read third time and passed by the following vote:

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<th>Nays—none.</th>
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<td>Holland of Harris.</td>
<td>Thomas.</td>
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Mr. Sluder moved to reconsider the vote by which Senate bill No. 227 was passed, and to table the motion to reconsider.

The motion to table prevailed.

On motion of Mr. Fisher, the regular order of business was suspended to take up and place on its second reading, Senate bill No. 115, a bill to be entitled "An act to amend article 16, chapter 11, title 18, of the Revised Civil Statutes of the State of Texas, relating to abolished town and city corporations."

The bill was laid before the House and read second time.

Pending consideration, Mr. Curry moved to suspend the regular order to take up House bill No. 101, a bill to be entitled "An act to amend article 5243e of chapter 9, title CIV, of the Revised Civil Statutes of 1895, relating to the filing of annual statements of life, fire, marine, accident and other insurance companies, and fixing the rate of taxation for same."

To make it a special order for next Monday, March 22, at 3 o'clock p.m.

Yeas and nays were demanded by Mr. Blair, Mr. O'Connor, and Mr. Freeman.

Lost by the following vote (not receiving the necessary two-thirds majority):

<table>
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<th>Yeas—63.</th>
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On motion of Mr. Wolters, the House at 12.43 p. m. took recess until 3 o'clock p. m. to-day.

AFTERNOON SESSION.

The House was called to order by the Speaker at 3 o'clock p. m.

Speaker Dashiell in the chair.

Pending question, Senate bill No. 115, on its passage to a third reading.

COMMITTEE REPORTS.

(By unanimous consent.)

By Mr. Williams, chairman:

Committee Room, Austin Texas, March 18, 1897.

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

Your Committee on Internal Improvements, to whom was referred House bill No. 484, a bill to be entitled "An act to amend chapter 13, title 94, of the Revised Civil Statutes of the State of Texas, by adding articles 4568a and 4568b, relating to investigations made by the Railroad Commission and its findings of facts and conclusions of law."

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.

WILLIAMS, Chairman.

Committee Room, Austin Texas, March 18, 1897.

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

Your Committee on Internal Improvements, to whom was referred House bill No. 321, a bill to be entitled "An act to amend article 4566 of the Revised Statutes of the State of Texas, relating to the rates, regulations, orders, and classifications of the Railroad Commission."

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.

WILLIAMS, Chairman.

Committee Room, Austin Texas, March 18, 1897.

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

Your Committee on Internal Improvements, to whom was referred House bill No. 606, a bill to be entitled "An act to authorize the Gulf, Colorado and Santa Fe Railroad Company to purchase the Texas, Louisiana and Eastern Railroad, and to op-
erate the same under the charter of the Gulf, Colorado and Santa Fe Railroad Company as a part of its own line, with the right to extend the same and to construct branches therefrom by amendment of its charter under the general laws of 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.

WILLIAMS, Chairman.

By Mr. Carpenter, chairman:

MAJORITY REPORT.

Committee Room,
Austin Texas, March 18, 1897.
Hon. L. T. Dashiell, Speaker of the House.

Your Committee on State Affairs, to whom was referred
Senate bill No. 83, a bill to be entitled "An act to regulate the compensation of certain State, district and county officers of this State, 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 not pass.

CARPENTER, Chairman.

MINORITY REPORT.

Committee Room,
Austin Texas, March 18, 1897.
Hon. L. T. Dashiell, Speaker of the House.

We, a minority of your Committee on State Affairs, to whom was referred
Senate bill No. 83, a bill to be entitled "An act to regulate the compensation of certain State, district and county officers of this State, and to repeal all laws and parts of laws in conflict therewith."

Have had the same under consideration, and we report the same back to the House with the recommendation that it do pass, as we believe it is in compliance with the pledge of the Democratic platform.

LOVE,
HENDERSON,
DREW,
MAXWELL,
SAVAGE.

BILLS 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. 2, entitled "An act to amend article 5139 and 5152 of the Revised Civil Statutes of the State of Texas, adopted at the regular session of the Twenty-fourth Legislature, relating to the assessment and collection of taxes on lands in unorganized counties belonging to non-residents."

- Senate bill No. 152, entitled "An act to amend the Collin, Grayson, Williamson, Lamar and Bell county road law, said law passed by the Twenty-third Legislature, by amending section 10, in regard to the payment of commissioners when acting as road commissioners."

- Senate bill No. 32, entitled "An act to amend chapter 4, title 7, of the Code of Criminal Procedure of the State of Texas, by adding thereto article 524a, providing for the issuance of attachments for witnesses residing in the county of the prosecution, when such witness is about to remove therefrom."

- Senate bill No. 144, entitled "An act to amend article 149c of chapter 18, of the Revised Civil Statutes, restricting land holdings of certain corporations."

Resuming consideration of Senate bill No. 115, it was passed to a third reading.

The Speaker laid before the House, on its second reading, with amendment by the committee.

- Senate bill No. 79, a bill to be entitled "An act to amend article 2640 of the Revised Civil Statutes of the State of Texas, relating to loaning money of wards by their guardians."

The bill was read second time, and the committee report was adopted.

Mr. Stamper offered the following amendment:

Amend article 2640, line 22, after the word "sale," the word "on."

Adopted.

The bill was passed to a third reading.

The Speaker laid before the House, on its second reading, with majority favorable and minority adverse report.

- Senate bill No. 100, a bill to be entitled "An act transferring to the available University fund the unexpended balance of the United States direct tax fund remaining in the State Treasury on the 3rd day of March, A. D. 1897, and appropriating the same to the construction and completion of buildings and the making of other permanent improvements of and for the University of Texas."

Mr. Wolters moved to adopt the majority report.
Mr. Shropshire moved as a substitute, to adopt the minority report.

After due consideration, Mr. Blair moved to table the motion of Mr. Shropshire, upon which yeas and nays were demanded by Mr. Shropshire, Mr. Holland of Harris, and Mr. Dies.

The motion to table was lost by the following vote:

**Yeas—48.**

Barrett.  
Bell.  
Blair.  
Brewster.  
Brigance.  
Browne.  
Carswell.  
Childs.  
Curry.  
Dean.  
Dennis.  
Evans of Hunt.  
Feld.  
Fisher.  
Freeman.  
Garrision.  
Gilbough.  
Green.  
Harris.  
Hill of Gonzales.  
Hill of Travis.  
Humphrey.  
Jones.  
Lotto.  
McGaughey.  
McKamy.  
Moore, Fort Bend.  
Moore, Lamar.  
Pfeuffer.  
Porter.  
Pasler.  
Praetor.  
Thaxton.  
Garrison.  
Turner.  
Wall.  
Ward.  
Welch.  
Wilcox.  
Williams.  
Wolters.

**Nays—58.**

Barbee.  
Beaird.  
Benson.  
Bertram.  
Bird.  
Blackburn.  
Bounds.  
Bumpass.  
Burney.  
Burns.  
Carpenter.  
Crawford.  
Crawley.  
Cureton.  
Dickinson.  
Dies.  
Dorroh.  
Drew.  
Evans of Grayson.  
Ewing.  
Fields.  
Flint.  
Graham.  
Henderson.  
Hensley.  
Holland of Burnet.  
Holland of Harris.  
Kimbell.  
Kirk.  
Lillard.  
Logan.  
Love.  
Manson.  
Martin.  
Maxwell.  
McKellar.  
Meade.  
Mercer.  
Mundine.  
Patterson.  
Peery.  
Pitts.  
Reubell.  
Rhea.  
Robbins.  
Rogan.  
Savage.  
Shelburne.  
Shropshire.  
Skilerrn.  
Stamper.  
Stokes.  
Thomas.  
Thompson.  
Tucker.  
Vaughan of Collin.  
Wallace.  
Wood.

*Absent.*

Good.  
McFarland.  
Morton.

*Excused.*

Alexander.  
Ayers.  
Bailey.  
Bean.  
Boyd.  
Callan.  
Collier.  
Conoly.

We vote to table, because under agreement with the supporters of the bill that they will vote and advocate that the A. & M. College shall have $20,000 and the Prairie View $5000; for these reasons we vote to table the minority report, as we are opposed to the $70,000 being appropriated to any one institution to the exclusion of the other educational institutions of this State. We believe the proceeds of the direct tax should go to the education of the children of the State alike. And for the further reason that the adoption of the minority report would kill the bill and prevent the transfer of this money to any fund, thereby causing it to lie idle in the State Treasury for two years.

BRIGANCE,  
DEAN.

Mr. Wolters moved to adjourn until 9 o'clock a. m. to-morrow, upon which yeas and nays were demanded by Mr. Burns, Mr. Rhea and Mr. Thomas.

Lost by the following vote:

**Yeas—47.**

Bell.  
Blair.  
Brewster.  
Browne.  
Carswell.  
Childs.  
Crawford.  
Crowley.  
Curry.  
Dean.  
Dennis.  
Evans of Hunt.  
Ewing.  
Feld.  
Fisher.  
Gilbough.  
Green.  
Harris.  
Hill of Gonzales.  
Hill of Travis.  
Humphrey.  
Jones.  
Lotto.  
Lillard.  
Logan.  
Love.  
Manson.  
McGaughey.  
McKamy.  
Moore, Fort Bend.  
Moore of Lamar.  
O'Connor.  
Peery.  
Porter.  
Reubell.  
Rhea.  
Robbins.  
Rogan.  
Smith.  
Smyth.  
Staples.  
Strother.  
Thaxton.  
Wall.  
Ward.  
Wilcox.  
Williams.  
Wolters.  
Wood.
Mr. Holland of Harris moved the previous question, and the main question was ordered.

Question then recurring on the motion of Mr. Shropshire to adopt the minority report in lieu of the majority report, yeas and nays were demanded by Mr. Shropshire, Mr. Holland of Harris and Mr. Love.

The minority report was adopted by the following vote:

Yeas—58.

McKellar. McKellar. Mercel. 
Wood. 

Nays—45.

Louisville. 
Louisville. 
Lotto. 

Mr. Stamper (present), who would vote "yea," with Mr. Evans of Hunt (absent), who would vote "nay."

I vote against the adoption of the
majority report on Senate bill No. 100.

First. Because I believe it is contrary to the Constitution of the State.

Second. I believe that all legislation should have for its object the greatest good to the greatest number, which would not be the case if this bill becomes a law.

Third. I think this money justly belongs to the patriotic men and women who endured the privations and hardships of war times in Texas, during the '60s, and the hard times that was upon them when they paid this tax to the Federal government.

Fourth. If the people who ought to have this money are not to have it, then I think it ought to be added to the available school fund of the State.

I vote for the majority report to Senate bill No. 100, appropriating the remainder of the United States direct tax fund now remaining in the State treasury to the available University fund, thereby supplying the absolute needs of the University, including the A. and M. College and the branch for the colored youths, for buildings and additions to buildings, which can not be provided for out of the general revenue of the State and which can not be had at this time unless this little sum is appropriated for this purpose.

I would favor giving it to the public school fund but for the fact that it is so small that it will only give to each child 7 cents and extend the public school term throughout the State one tenth of one day. This would be of no practicable benefit to the public schools, but will be of lasting benefit to the University and its branches.

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

Whereas, the Hon. Guy E. Vaughan of Gaudalupe, a member of this body, has bravely ventured upon the sea of matrimony, and the House, desiring to extend to him and his estimable bride a courtesy; therefore, be it

Resolved, that he be invited to appear in the House, attended by his bride, at 10 o'clock to-morrow morning.

Read second time and adopted.

Mr. Wolters moved to adjourn until 9 o'clock a. m. to-morrow, upon which yeas and nays were demanded by Mr. Shropshire, Mr. Dies and Mr. Henderson.

Adjourned at 6:30 p. m. by the following vote:

Yeas—47.

Barrett.  Beard.

Nays—42.

Barbee.  Mannon.

Benson.  Martin.

Bertram.  Maxwell.

Bird.  Meade.

Bounds.  Mercer.

Brigance.  Morton.

Bumpass.  Mouine.

Burney.  Peery.

Burns.  Pfeuffer.

Carpenter.  Pitts.

Cureton.  Reubell.

Dies.  Rhea.

Dorrob.  Robbins.

Evans of Grayson.  Shelburne.

Fields.  Shropshire.

Harrs.  Skillem.

Henderson.  Staples.

Hensley.  Stokes.

Holland of Burnet.  Thomas.

Holland of Harris.  Tucker.

Love.  Vaughan of Collin.

Absenct.

Browne.  Patterson.

Carswell.  Reiger.

Childs.  Rogan.

Evans of Hunt.  Rogers.

Fisher.  Rudd.

Gilbough.  Smith.

Good.  Tracy.

Gree.  Vaughan of Guadalupe.

Moore.  Fort Bend.  Wall.

Neighbours.  Wallace.

O'Connor.  Welch.

Excused.

Alexander.  Doyle.

Ayers.  Edwards.

Bailey.  Melton.

Bean.  Morris.

Bord.  Oliver.

Callan.  Randolph.

Collier.  Schlick.

Conoly.  Stokers.