The motion was lost by the following vote:

**Yeas—33.**

- Ayers.
- Barrett.
- Beard.
- Bell.
- Bird.
- Blair.
- Bounds.
- Boyd.
- Brewer.
- Brigance.
- Carpenter.
- Childs.
- Collier.
- Crowley.
- Field.
- Fisher.
- Feild.
- Garrison.
- Good.
- Green.
- Holland of Burnet.
- Humphrey.
- Kimbell.
- McFarland.
- Mcgaughey.
- Meade.
- Oliver.
- Seabury.
- Shropshire.
- Smyth.
- Vaughn of Collin.

**Nays—50.**

- Alexander.
- Bailey.
- Barbee.
- Benson.
- Bertram.
- Blackburn.
- Browne.
- Bumpass.
- Burney.
- Burns.
- Carswell.
- Conoly.
- Cureton.
- Curry.
- Dean.
- Dennis.
- Dorroh.
- Doyle.
- Evans of Hunt.
- Evans of Grayson.
- Fields.
- Freeman.
- Graham.
- Hensley.
- Hill of Gonzales.
- Absent.

- Ewing.
- Harris.
- Henderson.
- Holland of Harris.
- Kirk.
- Logan.
- Lotto.
- Melton.
- Moore, Fort Bend.
- O'Connor.
- Patterson.
- Pfeuffer.
- Pitts.
- Porter.
- Bean.
- Callan.

**Excused**

- Bean.
- Callan.

---

On motion of Mr. Blair, the House, at 7:47 p.m. adjourned until 9:30 o'clock a.m. tomorrow.

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**SIXTY-SEVENTH DAY.**

Hall House of Representatives, Austin, Texas, Friday, April 9, 1897.

The House met at 9:30 o'clock a.m., pursuant to adjournment. Speaker Dashiel in the chair.

Roll called, and the following members present:

- Alexander.
- Ayers.
- Bailey.
- Barbee.
- Benson.
- Bertram.
- Blackburn.
- Browne.
- Bumpass.
- Burney.
- Burns.
- Carswell.
- Conoly.
- Cureton.
- Curry.
- Dean.
- Dennis.
- Dorroh.
- Doyle.
- Evans of Hunt.
- Evans of Grayson.
- Fields.
- Freeman.
- Graham.
- Hensley.
- Hill of Gonzales.
- Absent.
- Ewing.
- Harris.
- Henderson.
- Holland of Harris.
- Kirk.
- Logan.
- Lotto.
- Melton.
- Moore, Fort Bend.

**Excused**

- Bean.
- Callan.

---

- Dies.
- Drew.
- Edwards.
- Flint.
- Gilbough.
- Hill of Travis.
- Mundine.
- Randolph.
- Reiger.
- Smith.
- Thaxton.
- Tucker.

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- Alexander.
- Bailey.
- Barbee.
- Benson.
- Bertram.
- Blackburn.
- Browne.
- Bumpass.
- Burney.
- Burns.
- Carswell.
- Conoly.
- Cureton.
- Curry.
- Dean.
- Dennis.
- Dorroh.
- Doyle.
- Evans of Hunt.
- Evans of Grayson.
- Fields.
- Freeman.
- Garrison.
- Gilbough.
- Good.
- Green.
- Harris.
- Hensley.
- Hill of Gonzales.
- Hill of Travis.
- Holland of Burnet.
- Holland of Harris.
- Humphrey.
- Jones.
- Kimbell.
- Kirk.
- Lillard.
- Logan.
- Maxwel.
- McFarland.
- Mcgauphey.
- McKamy.
- McKellar.
- Meade.
- Mercer.
- Moore, Fort Bend.
- Moore, Fort Bend.
- Morris.
- Morton.
- Neighbors.
- Oliver.
- Peery.
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Savage.  
Schlick.  
Seabury.  
Shropshire.  
Skillern.  
Sluder.  
Smyth.  
Stamper.  
Strother.  
Thaxton.  
Thomas.  
Thompson.  

TRACY.  
Turner.  
Vaughan, Gua'lupe.  
Vaughan of Collin.  
Wall.  
Wallace.  
Ward.  
Welch.  
Wilcox.  
Williams.  
Woiters.  
Wood.  

A quorum was announced present.

PETITIONS AND MEMORIALS.

By Mr. Blair:
A petition of 100 business men and firms in San Antonio, protesting against the passage of House bill No. 630, known as the Tracy bill. Read and referred to Judiciary Committee No. 1.

BILLS RECOMMENDED.

House bills Nos. 315 and 215 (reported adversely), to the Committee on Education, on motion of Mr. McGaughey, chairman.

COMMITTEE REPORTS.

By Mr. Dennis, acting chairman:

By Mr. Brewster, acting chairman:

By Mr. Dennis, acting chairman:

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

House bill No. 677, a bill to be entitled "An act to amend sections 23 and 24 of House bill No. 351, entitled An act to provide for the construction and maintenance of drains, ditches and water courses, and for the improvement and enlargement of natural drainage of the several counties within the State of Texas, and to repeal all laws in conflict with this act,' passed at the present session," And find the same correctly engrossed.

DENNIS, Acting Chairman.

By Mr. Brewster, acting chairman:

By Mr. Dennis, acting chairman:

Committee Room,  
Austin, Texas, April 9, 1897.  
Hon. L. T. Dashiel, Speaker of the House;
Your Committee on Engrossed Bills have carefully examined and compared

House bill No. 576, a bill to be entitled "An act to create the office of public cotton weigher of justice precincts in the counties of the State of Texas when so desired by a majority of the qualified electors of any justice precinct in the State, to prescribe the oath and bond, to define the duties of such public cotton weigher and his deputies, to prescribe the fees of such officer, and to fix penalties for the violation of the provisions of this act, and to repeal all laws in conflict herewith."
And find the same correctly engrossed.

BREWSTER, Acting Chairman.

Committee Room,  
Austin, Texas, April 9, 1897.  
Hon. L. T. Dashiel, Speaker of the House.
Your Committee on Engrossed Bills

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have carefully examined and compared
House bill No. 518, entitled "An act to amend articles 5243i, 5243j and 5243k, of chapter 9, title 104, of the Revised Civil Statutes, relating to the taxation of insurance, telephone, sleeping and dining car and other corporations, and to provide for forfeiting the charters of domestic corporations and permits of foreign corporations to do business in this State for failure to pay the franchise tax levied by this act, and to define and prescribe the notice to be given to said corporations previous to such forfeiture;"
And find the same correctly engrossed.
BREWSTER, Acting Chairman.

Committee Room,
Austin, Texas, April 9, 1897.
Hon. L. T. Dashiell, Speaker of the House:
Your Committee on Engrossed Bills have carefully examined and compared
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;"
And find the same correctly engrossed.
BREWSTER, Acting Chairman.

Committee Room,
Austin, Texas, April 9, 1897.
Hon. L. T. Dashiell, Speaker of the House.
Your Committee on Engrossed Bills have carefully examined and compared
Substitute House bills Nos. 16 and 192, entitled "An act to make it a penal offense for any person in this State to unlawfully sow, scatter or place on any land the seed or roots of Johnson grass or Russian thistle, or sell or give away any hay, straw or oats or grain containing or intermixed with the seed or roots of Johnson grass or Russian thistle, or to transport same, or allow same to mature on his lands; providing adequate penalties therefor, and providing a right of action for all damages sustained thereby, and providing for the restraining of said acts by writ of injunction, and repealing all laws or parts of laws in conflict with this act;"
And find the same correctly engrossed.
BREWSTER, Acting Chairman.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, April 9, 1897.
Hon. L. T. Dashiell, Speaker of the House:
I am instructed by the Senate to inform the House that the Senate adheres to its amendments to House bill No. 413, grants the request of the House for a free conference, and that Senators Greer, Burns, Kerr, Linn of Wharton and Colquitt have been appointed as such committee on the part of the Senate.
Also, that the Senate adheres to its amendments to House bill No. 180, grants the request of the House for a free conference, and that Senators Turney, Goss, Harrison, Terrell and Presler have been appointed as such committee on the part of the Senate.
Also, that the Senate adheres to its amendments to House bill No. 309, grants the request of the House for a free conference, and that Senators Atlee, Lewis, Linn of Victoria, Darwin and Ross have been appointed as such committee upon the part of the Senate.
Also, that the Senate has adopted the report of the free conference committee on Senate bill No. 13, being an act to abolish the unorganized counties of Buchel and Foley, etc.
Also, that the Senate has adopted the report of the free conference committee on Senate bill No. 240, being the delinquent tax bill, by a two-thirds vote: yeas 23, nays none.
I am further instructed to inform the House that the Senate has passed the following bills:
Senate bill No. 176, entitled "An act to prescribe the powers, duties and compensation of the State Board of Examiners, and to regulate the issuance of State certificates;"
By a two-thirds vote: yeas 21, nays 1.
Senate bill No. 281, a bill to be entitled "An act to authorize towns and villages incorporated under the provisions of chapter 11, title 18, of the Revised Civil Statutes, to condemn the right of way over and across the road bed and right of way of any railway company, within the limits of such town or village, when deemed necessary by such town or village for the purpose of opening, widening or extending the public streets of such towns or villages; to define the duties
of railway companies when their road beds and rights of way are condemned for street purposes by such towns or villages, and to prescribe a penalty for violations thereof.”

By the following vote: yeas 19, nays 1.

Senate bill No. 338, a bill to be entitled “An act to authorize the county commissioners’ courts of the various counties in this State to retire and fund their outstanding floating indebtedness and to provide for the payment of the same.

By the following vote: yeas 19, nays 3.

Also, that the Senate requests the House to return to the Senate Substitute Senate bill No. 163, entitled “An act to amend articles 3984, 3985 and 4028, of the Revised Civil Statutes of 1895, prescribing the penalties for violations of this act, and repealing articles 3986 and 3987, and all laws in conflict with this act.”

A motion to reconsider Senate action on said bill being undisposed of.

Respectfully,

WILL LAMBERT, Secretary.

SENATE BILLS ON FIRST READING.

The following bills, received from the Senate, were read first time and referred as follows:

Senate bill No. 338, to Judiciary Committee No. 1.

Senate bill No. 170, to the Committee on Education.

Senate bill No. 281, to the Committee on Internal Improvements.

The above request of the Senate for return of substitute Senate bill No. 163 was granted.

SPEAKER’S TABLE.

Mr. Maxwell called up the motion to reconsider the vote by which Senate bill No. 83 was passed to a third reading, and moved to table the motion to reconsider.

On the motion to table, yeas and nays were demanded by Mr. Evans of Grayson, Mr. Stamper and Mr. Bird.

Tabled by the following vote:

Yeas—63.

Bailey. | Carswell.
---|---
Barbee. | Conoly.
Benson. | Crowley.
Bertram. | Cureton.
Bird. | Curry.
Browne. | Dean.
Bumpass. | Dennis.
Burney. | Dickinson.
Burns. | Doyle.
Carpenter. | Drew.

Evens of Grayson. | Oliver.
Feld. | Patterson.
Freeman. | Peery.
Garrison. | Pfleuffer.
Graham. | Porter.
Hensley. | Rhea.
Hill of Gonzales. | Robbins.
Lolland of Burnet. | Rogan.
Holland of Harris. | Savage.
Humphrey. | Shelburne.
Jones. | Skillern.
Kimbell. | Studer.
Lillard. | Stamper.
Love. | Staples.
Manson. | Thomas.
Martin. | Thompson.
Maxwell. | Tracy.
McKelcar. | Vaughan of Collin.
Mercer. | Wall.
Moore of Lamar. | Wallace.
Morris. | Wilcox.
Morton. | Wood.

Nays—37.

Ayers. | Logan.
Barrett. | Lotus.
Beard. | McGaughy.
Bell. | McKamy.
Blair. | Meade.
Bouda. | Melton.
Boyd. | Moody, Fort Bend.
Brisiance. | O’Connor.
Collier. | Reubell.
Edwards. | Rogers.
Ewing. | Schlick.
Fields. | Shropshire.
Fisher. | Strother.
Gilbough. | Thaxton.
Good. | Turner.
Gree. | Vaughan, Guad’lupe.
Harris. | Welch.
Hill of Travis. | Wolters.
Kirk. | Absent.

Brewer. | Rudd.
McFarland. | Seabury.
Pitts. | Ward.
Reiger. | Excused.
Bean. | Mundine.
Blackburn. | Randolph.
Callow. | Smith.
Childs. | Stokes.
Crawford. | Tucker.
Dias. | Williams.
Flint. |

PAIRED.

Mr. Smyth (present), who would vote “nay,” with Mr. Blackburn (absent), who would vote “yea.”

Mr. Dorroh (present), who would vote “yea,” with Mr. Childs (absent), who would vote “nay.”
On motion of Mr. Harris, pending business was suspended to take up and place on its second reading.

House bill No. 677, a bill to be entitled "An act to amend sections 23 and 21 of House bill No. 351, entitled 'An act to provide for the construction and maintenance of drains, ditches and watercourses, and for the improvement and enlargement of natural drainage of the several counties within the State of Texas, and to repeal all laws in conflict with this act,' passed at the present session."

The bill was laid before the House. On motion of Mr. Harris, Rule 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 as pertains to this bill.

The bill was read second time, and was ordered engrossed.

Mr. Harris moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that House bill No. 677 be put upon its third reading and final passage.

The motion prevailed by the following vote:

Yeas—107.


Nays—none.

Absent.


Excused.


Yeas—90.


April 9, 1897
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**Nays—none.**

**Absent.**

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Mr. Harris moved to reconsider the vote by which House bill No. 351 was ordered engrossed, and to table the motion to reconsider. The motion to table prevailed.

The Speaker laid before the House the following free conference committee report, submitted by Mr. Drew, chairman, on part of the House:

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Committee Room,
Austin, Texas, April 8, 1897.

Hon. L. T. Dashiel, Speaker of the
House of Representatives, and Hon.
George T. Jester, President of the
Senate.

We, the undersigned, your free con­ference committee on
```

Senate bill No. 240, being a bill entit­
tled "An act to amend an act to pro­vide for the collection of taxes here­torefore and that may hereafter be lev­ied, making such taxes a lien on the lands taxed, establishing and continu­ing such lien; providing for the sale and conveyance of lands delinquent for taxes since January 1, 1885, which may have been returned delinquent, or reported sold to the State, or to any county, city or town for the taxes due thereon and not redeemed, or which may hereafter be returned delinquent or reported sold to the State or to any county, city or town to satisfy the lien thereon, as enacted by the regular session of the Twenty-fourth Legisla­ture, being chapter 5a, of title CIV, of the Revised Civil Statutes of 1885, relating to delinquent taxes, and to re­peal all laws in conflict with this act."

Have had the same under considera­tion with House amendments, and beg to report back as follows:

Strike out section 3 of the bill and House amendments to said section, and insert in lieu thereof the follow­ing for said section:

"Section 3. It shall be the duty of the commissioners court of each county in this State immediately upon the taking effect of this act to cause to be prepared by the tax collector at the expense of the county, the compensa­tion for making out the delinquent tax record to be fixed by the com­missioners court, a list of all lands, lots or parts of lots sold to the State for taxes since the 1st day of January, 1885, and which have not been re­deemed, in their respective counties, and unorganized counties attached thereto, and to have such lists record­ed in books to be called the "Delin­quent Tax Record," showing when the lands or lots were reported delinquent or sold to the State for taxes, also the name of the owner at the time of such sale or delinquency, if known, the number of acres, the amount of taxes due when first sold, and the amount of all taxes assessed against the owner thereof and returned delinquent for each year, as shown by the records of the tax collector's office; and in mak­ing up the list or lists contemplated by this act, corrections and omissions in the description of any real estate embraced in such list or lists shall be made, so that when the corrections are made and the omissions supplied, the description will be such as is given in the abstracts of all the titled and patented lands in the State of Texas, or as required in section 12 of this act, such as may be furnished by the Commissioner of the General Land Office, and it shall be required in busy assessments to apportion to
each tract or lot of land separately its pro rata share of the entire tax, penalty and cost. The list for each county, when certified to by the county judge, and assessment rolls and books on file in the tax collector's office, shall be prima facie evidence that all the requirements of the law have been complied with by the officers charged with any duty thereunder as to the regularity of listing, assessing, levying of all the taxes therein mentioned and reporting as delinquent or sold to the State, any real estate whatsoever, and that the amount alleged against said real estate is a true and correct charge; and in cases in which the description of the property in said list or assessment rolls or books is not sufficient to properly identify the same, and of which property there is a sufficient description in the inventories in the assessor's office, then said inventories shall be admissible as evidence of the description of said property. This "Delinquent Tax Record" for each county shall be delivered to and preserved by the county clerk in his office, and the commissioners court shall cause a duplicate of same to be sent to the Comptroller. Provided, that where the records are incomplete in any county it shall be the duty of the Comptroller to furnish such county with a certified copy of the delinquent list for any year or years.

Second—We recommend that the word "shall" be stricken out of the seventh House amendment, and the word "to" be inserted in lieu of it, and with this amendment that the House amendment to section 4, herein mentioned, be adopted.

Third—That the eighth amendment by the House, being an amendment to section 4, be receded from by the House.

Fourth—We recommend that the words "in like manner as is prescribed to be done by the Comptroller in section 3 of this act" be struck out, said words occurring in lines 7 and 8 of section 4. Also that the word "bound" in line 6 of section 4 be struck out, and the word "recorded" substituted therefor.

Fifth—Amend section 5 by striking out lines 12, 13, 14 and 15, on page 4, and in lieu thereof insert the following:

"Section 5. Upon the completion of said delinquent tax record by any county in this State, it shall be the duty of the commissioners court to cause."

Sixth—We recommend that the 9th and 10th House amendments, being amendments to section 5, be concurred in and adopted.

Seventh—We recommend that the 11th House amendment, being an amendment to section 6, be concurred in and adopted.

Eighth—We recommend that the 12th, 13th and 14th House amendments, being amendments to section 9, be concurred in and adopted.

Ninth—We recommend that the 15th House amendment, being an amendment to section 9, be amended to read: "Strike out in line 19, page 7, the words 'five dollars,' and insert in lieu of the House amendment the words 'three dollars,'" and as amended we recommend the same be adopted.

10th. We recommend the words "as provided in section 4" after the word "assessment" in the 16th House amendment to be stricken out of said amendment, and the following words be added to said amendment, to wit: "to be taxed as cost against the land in each suit," and as amended we recommend that said House amendment be concurred in and adopted.

11th. We recommend that the words "three dollars" be struck out in the 17th House amendment, same being an amendment to section 9, and that the words "two dollars" be inserted in lieu thereof, and as amended said 17th House amendment be adopted.

12th. That the words "one dollar" in the 18th House amendment, being an amendment to section 9, be struck out, and insert in lieu thereof the words "one dollar and fifty cents," and that as amended said 18th amendment be concurred in and adopted.

13th. We recommend that the House recede from its 19th, 20th, 21st amendments, the said amendments being to sections 9 and 10.

14. That the 22nd House amendment be concurred in and adopted, said amendment being to section 10.

15th. We recommend that the 23rd House amendment being an amendment to section 10, be concurred in and adopted.

16th. We recommend that the House recede from its 24th and 25th amendments, said amendments being to section 10, and that they be not adopted.

17th. We recommend that section 12 of the bill be amended by striking out the words "the Comptroller or" in line 6, page 10, of the printed bill in the House.

18th. We recommend that the 26th
House amendment and the amendments adopted thereto be made section 17, and that the two subsequent sections be numbered sections 18 and 19 respectively. With this change, we recommend that House amendment No. 20 be adopted.

19th. We recommend that the 27th House amendment, numbered section 16b, be receded from by the House, and that it be not adopted.

20th. We recommend that the 28th House amendment, being an amendment to section 9, be concurred in and adopted.

21st. We recommend that the comma and the word "and," which occur after the word "correctly" in the 28th House amendment, be struck out, and that as amended the said 28th amendment be concurred in and adopted.

Respectfully submitted,

COLQUITT,
KERR,
NEAL,
MORRIS,
WAYLAND,

Free Conference Committee on part of the Senate.

DRB, ROBBINS, AYERS, CHILDS, MEADE,

Free Conference Committee on part of the House.

The report was read, and on motion of Mr. Blair, it was ordered that the report go over till next Monday.

The Speaker laid before the House the following free conference committee report, submitted by Mr. Robbins, chairman on part of the House:

Committee Room,
Austin, Texas, April 7, 1897.

Hon. L. T. Dashiell, Speaker of the House, and Hon. George T. Jester, President of the Senate:
Your Free Conference Committee, to whom was referred Senate bill No. 13, a bill to be entitled "An act to abolish the unorganized counties of Buchel and Foley and incorporate their territory in the county of Brewster, to provide for the payment of certain bonds held by the State against said unorganized counties out of funds now on hand to their credit, and for the transfer and payment of the balance of said funds to the proper officers and said Brewster county,"

Together with the House amendment to said bill, have had the same under consideration, and we recom-

mend that the House recede from its said amendment, and that the Senate do not concur in said House amendment, and that said Senate bill No. 13 do pass without said House amendment.

Respectfully submitted,

TURNNEY,
LINN of Wharton,
GOSS,
DARWIN,
ATLEE,

On part of the Senate.

ROBBINS,
MORTON,
CROWLEY,
AYERS,
THOMPSON,

On part of the House.

On motion of Mr. Robbins, the report was adopted.

The Speaker laid before the House, as pending business, on its engrossment, Substitute House bill No. 203, the general appropriation bill, the House considering the bill by departments, and the

GENERAL LAND OFFICE

Being the department under consideration.

Pending question: Substitute for said department by Mr. Tracy, and amendment to said department by Mr. Doyle pending.

(Both these amendments are printed in full in the Journal of the 6th instant.)

On the amendment by Mr. Doyle, yeas and nays were demanded by Mr. Wolters, Mr. Vaughan of Guadalupe and Mr. Field.

Lost by the following vote:

Yea—13.
Barbee. Kirk.
Bertram. Lillard.
Burney. Love.
Doyle. Morton.
Evans of Grayson. Skillern.
Fields. Sluder.
Kimbell.

Nay—86.

Ayers. Browne.
Bailey. Burns.
Barrett. Carpenter.
Beard. Collier.
Bell. Conoly.
Benson. Crowley.
Bird. Cureton.
Blair. Curry.
Blair. Dean.
Boyd. Dennis.
Brewster. Dickinson.
Brigance. Dorroh.
Drew.   Morris.  
Ewing.  Oliver.  
Felid.  Patterson.  
Fisher.  Peery.  
Freeman.  Pfeuffer.  
Garrison.  Porter.  
Gilbough.  Rhea.  
Good.  Robbins.  
Graham.  Rogers.  
Green.  Savage.  
Harris.  Schlick.  
Hensley.  Smyth.  
Hill of Travis.  Stamper.  
Holland of Harris.  Thompson.  
Humphrey.  Wilcox.  
Hollanal.  Wood.  
Jones.  Xyc.  
Jmson.  Yc.  
Lc,oto.  Yc.  
Martin.  Tracy.  
Maxwell.  Vaughan, Guailupe.  
Mckamy.  Wall.  
Mckellar.  Wallace.  
Meade.  Ward.  
Melton.  Welch.  
Mercer.  Xyc.  
Moore, Fort Bend.  Wolters.  
Moore of Lamar.  Wood.  
Yerc.  Xyc.  
Bumpass.  Xyc.  
Manson.  Xyc.  
McFarland.  Xyc.  
McGaughey.  Xyc.  
Pitls.  Vaughan of Collin.  
Johnston.  Xyc.  
Bean.  Mundine.  
Blac,urn.  Randolph.  
Callan.  Smith.  
Carswell.  Stokes.  
Childs.  Strother.  
Crawford.  Tucker.  
Dies.  Williams.  
Flint.  

I vote "aye" in favor of the 10 per cent reduction, with the expectation of seeing it applied to all the other State departments, believing that such reduction could be made without crippling the efficiency of the public services. I should vote "no" were the reduction to be made only in the Land department.

LILLARD.

I vote "nay" on the proposition to reduce the salaries in this department 10 per cent, because other departments have been passed without a similar reduction, and I am not willing to single out the Land department as the sole victim of an economical spasm.

ROGAN.

Mr. Logan offered the following amendment to the General Land Office Department:

Amend line 6 page 5 by adding "two filing clerks" and strike out "$1200" and add "$2400."  

Mr. Martin offered the following amendment to the amendment:

Amend the amendment by striking out "$2400" wherever it occurs, and insert in lieu thereof "$2000."

Pending consideration, Mr. Brigance, by unanimous consent, offered the following resolution:

Whereas, The battle of San Jacinto was fought on the 21st day of April, 1836, and the independence of Texas was gained on said eventful day, and

Whereas, The people of Texas feel proud of an opportunity to do honor to the heroes who fought in said battle; therefore be it

Resolved, That the Twenty-fifth Legislature now in session respectfully request the Adjutant-General to fire twenty-one guns on Wednesday, the 21st day of April, 1897, in honor of said victory won on the 21st day of April, 1836, and in honor of the heroes who fought said battle and gained the independence of Texas, which we now enjoy.

(Signed:  Brigance, Wolters, Maxwell, Browne, Rogers, Skillern.)

Read second time and adopted.

On motion of Mr. Wolters the House at 12:28 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.
Pending question.

House bill No. 630, a bill to be entitled "An act to amend title 30, chapter 4, of the Revised Civil Statutes of the State of Texas, by repealing subdivision 5 of article 1194, and adding thereto subdivision 18a; providing that in suits where the amount in controversy is $250 or less, the same shall be brought in the county where the defendant has his domicile."

On its engrossment, with amendment by Mr. Tracy, amendment thereto by Mr. Fisher, and amendment to the bill by Mr. Blair, all pending, which amendments were printed in full in the Journal of April 6.

On motion of Mr. Thomas, Mr. Holland of Burnet was excused for this evening, on account of sickness.

BILLS INTRODUCED.

(By unanimous consent.)

By Mr. Rhea:

House bill No. 682, a bill to be entitled "An act to amend title 102, chapter 5, article 4986, of the Revised Civil Statutes of the State of Texas of 1895, allowing all qualified voters under the Constitution of the United States and of the State of Texas to vote in stock law elections."

Read first time and referred to Judiciary Committee No. 1.

By Mr. O'Connor:

House bill No. 683, a bill to be entitled "An act to amend articles 641 and 642, chapter 2, title 21, of the Revised Civil statutes of the State of Texas, relating to the creation of corporations."

Read first time and referred to the Committee on Internal Improvements.

By Mr. Humphrey:

House bill No. 684, a bill to be entitled "An act to regulate the terms and fix the times for holding the district courts in the Eighth Judicial district of the State of Texas, and to repeal all laws and parts of laws in conflict with the provisions of this act."

Read first time and referred to the Committee on Judicial Districts.

By Mr. Shuler:

House bill No. 685, a bill to be entitled "An act to grant to the Waco Water Power and Electric Company the right to construct and maintain a dam across the Brazos river within five miles of the city of Waco."

Read first time and referred to Judiciary Committee No. 1.

By Mr. Meade and Mr. Reubell:

House bill No. 686, a bill to be entitled "An act to amend the law in regard to taxation and to regulate the sale of liquor by amending article 5060a and article 5060c, of title 104, chapter 1a, of the Revised Civil Statutes of the State of Texas, and adding article 5060j to said chapter, requiring every person, firm, corporation or association of persons selling vinous, malt or intoxicating liquors or medicated bitters in a local option county, precinct or subdivision of a county, to give bond and to pay a license therefore."

Read first time and referred to Committee on Revenue and Taxation.

COMMITTEE REPORTS.

By Mr. Ward, Chairman:

Committee Room,

Austin, Texas, April 9, 1897.

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

Your Judiciary Committee No. 1, to whom was referred

House bill No. 680, a bill to be entitled "An act to diminish the civil and criminal jurisdiction of the county court of Borden county, to conform the jurisdiction of the district court thereto, and to repeal all laws and parts of laws in conflict herewith."

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, April 9, 1897.

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

Your Judiciary Committee No. 1, to whom was referred

House bill No. 671, a bill to be entitled "An act to amend article — of the Revised Civil Statutes of the State of Texas, so as to provide for a penalty for failure to pay taxes due by a given time."

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, April 9, 1897.

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

Your Judiciary Committee No. 1, to whom was referred

House bill No. 674, a bill to be entitled "An act to restore and confer upon the county court of Trinity
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 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 pass.

WARD, Chairman.

Committee Room, Austin, Texas, April 9, 1897.

Hon. L. T. Dashiell, Speaker of the House.
Your Judiciary Committee No. 1, to whom was referred
House bill No. 669, a bill to be entitled "An act to restore and confer upon the county court of Polk 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 pass.

WARD, Chairman.

Committee Room, Austin, Texas, April 9, 1897.

Hon. L. T. Dashiell, Speaker of the House.
Your Judiciary Committee No. 1, to whom was referred
House bill No. 661, a bill to be entitled "An act to amend article 1331, chapter 13, title 30, of the Revised Civil Statutes of the State of Texas of 1895, relating to special verdicts, and providing for same in certain 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, as a bill covering the same ground has been reported from this committee.

WARD, Chairman.

Committee Room, Austin, Texas, April 9, 1897.

Hon. L. T. Dashiell, Speaker of the House.
Your Judiciary Committee No. 1, to whom was referred
House bill No. 655, a bill to be entitled "An act to limit the right of teachers and other persons connected with any school, college, university, or other institute of learning, to make rules and regulations for the government and control of any child attending such school, college, university, or other institution of learning, so as not to interfere with the right of the parent to control and manage his or her child, and to provide a penalty for the 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 pass.

WARD, Chairman.

MAJORITY REPORT.

Committee Room, Austin, Texas, April 9, 1897.

Hon. L. T. Dashiell, Speaker of the House:
Your Judiciary Committee No. 1, to whom was referred
House bill No. 650, a bill to be entitled "An act to provide that in the trial of civil cases in the district courts of this State, ten jurors concurring may render a verdict."

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.

MINORITY REPORT.

Committee Room, Austin, Texas, April 9, 1897.

Hon. L. T. Dashiell, Speaker of the House:
We, a minority of your Judiciary Committee No. 1, to whom was referred
House bill No. 650, a bill to be entitled "An act to provide that in the trial of civil cases in the district courts of this State, ten jurors may render a verdict."

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

STAPLES, BARRETT.
Statutes of the State of Texas, relating to the venue of suits in civil cases in district, county and precinct 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 not pass.

WARD, Chairman.

Committee Room,
Austin, Texas, April 9, 1897.
Hon. L. T. Dashiell, Speaker of the House:
Your Judiciary Committee No. 1, to whom was referred
Senate bill No. 117, a bill to be entitled "An act to amend articles 1494, 1495 and 1496, of the Revised Civil Statutes, relating to auditors."

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, April 9, 1897.
Hon. L. T. Dashiell, Speaker of the House:
Your Judiciary Committee No. 1, to whom was referred
Senate bill No. 215, a bill to be entitled "An act to regulate the trial of civil actions for damages for libel and the damages that may be allowed 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.

Committee Room,
Austin, Texas, April 9, 1897.
Hon. L. T. Dashiell, Speaker of the House:
Your Judiciary Committee No. 1, to whom was referred
Senate bill No. 338, a bill to be entitled "An act to authorize the county commissioners' courts of the various counties in this State to retire and refund their outstanding floating indebtedness, and to provide for the payment 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.

WARD, Chairman.

MAJORITY REPORT.

Committee Room,
Austin, Texas, April 9, 1897.
Hon. L. T. Dashiell, Speaker of the House:
Your Judiciary Committee No. 1, to whom was referred
House bill No. 660, a bill to be entitled "An act to amend articles 199 and 200, of chapter 2, of title 7, of the Penal Code of the State of Texas (1895), relating to the sale of goods on Sunday, to permit the sale of certain articles on that day."

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.

MINORITY REPORT.

Committee Room,
Austin, Texas, April 9, 1897.
Hon. L. T. Dashiell, Speaker of the House:
We, a minority of your Judiciary Committee No. 1, to whom was referred
House bill No. 660, a bill to be entitled "An act to amend articles 199 and 200, of chapter 2, of title 7, of the Penal Code of the State of Texas (1895), relating to the sale of goods on Sunday."

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

MOORE of Lamar,
STAPLES,
SLUDER.

MAJORITY REPORT.

Committee Room,
Austin, Texas, April 9, 1897.
Hon. L. T. Dashiell, Speaker of the House:
Your Judiciary Committee No. 1, to whom was referred
House bill No. 637, a bill to be entitled "An act to amend articles 1050 and 1051, of chapter 23, of the Revised Civil Statutes of the State of Texas, relating to the terms of the Court of Criminal Appeals, and to provide for the transfer of all transcripts, papers, minutes, books, records, etc., now in the custody of the clerks of said court at Tyler and Dallas, and for the transfer of the State libraries at said cities, and to repeal all laws and parts of laws 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.

MINORITY REPORT.

Committee Room,
Austin, Texas, April 9, 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. 637, a bill to be entitled “An act to amend articles 1050 and 1051, of chapter 23, of the Revised Civil Statutes of the State of Texas, relating to the terms of the Court of Criminal Appeals,” etc.,
Do not concur with the majority, and beg to report the same back to the House with the recommendation that it do pass.

FISHER, WARD.

By Mr. McGaughey, chairman:
Committee Room,
Austin, Texas, April 9, 1897.
Hon. L. T. Dashiel, Speaker of the House:
Your Committee on Education, to whom was referred
House bill No. 315, a bill to be entitled “An act to amend article 3933, of the Revised Civil Statutes, relating to the compensation of county judges as ex officio superintendents of public instruction.”
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.

By Mr. Logan, acting chairman:
Committee Room,
Austin, Texas, April 9, 1897.
Hon. L. T. Dashiel, Speaker of the House:
Your Committee on Internal Improvements, to whom was referred
House bill No. 673, a bill to be entitled “An act to authorize the Houston and Texas Central Railroad Company to purchase and operate the railway extending from a point in or near the town of Ross, in McLennan county, with its franchises and appurtenances, and the railway extending from a point in or near said town of Ross to a point in or near the town of Albany, in Shackelford county, with its franchises and appurtenances, or either of such railways, with its franchises and appurtenances, or any part or parts thereof, and to authorize the owners thereof to sell the same, and to authorize a corresponding increase in the authorized aggregate of the bonds and stock of said Houston and Texas Central Railroad Company, and to regulate reports of such properties and the operations 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.

LOGAN, Acting Chairman.

Committee Room,
Austin, Texas, April 9, 1897.

Hon. L. T. Dashiel, Speaker of the House:
Your Committee on Internal Improvements, to whom was referred
Senate bill No. 281, a bill to be entitled “An act to authorize towns and villages incorporated under the provisions of chapter 11, title 18, of the Revised Civil Statutes, to condemn the right of way over and across the roadbed and right of way of any railway company within the limits of such town or village when deemed necessary by such town or village for the purpose of opening, widening or extending the public streets of such towns or villages, to define the duties of railroad companies when their roadbeds and rights of way are condemned for street purposes by such towns and villages, and to prescribe a penalty for violations 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.

LOGAN, Acting Chairman.

By Mr. Evans of Grayson, chairman:
Committee Room,
Austin, Texas, April 9, 1897.
Hon. L. T. Dashiel, Speaker of the House:
Your Committee on Insurance, Statistics and History, to whom was referred
Senate bill No. 298, a bill to be entitled “An act to amend article 3051, chapter 2, title LVIII, of the Revised Statutes of the State of Texas, giving the Commissioner of Insurance power to examine into the condition of any insurance company in this State, or any other State, and to revoke the license of such company or companies upon refusal to submit to such examination.”
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 Grayson, Chairman.

Committee Room,
Austin, Texas, April 9, 1897.
Hon. L. T. Dashiel, Speaker of the
House.

Your Committee on Insurance, Statistics and History, to whom was re-
ferred No. 3, by adding to section 1 the fol-
lowing:

"An act making it unlawful for
any fire, or fire and marine, or marine
insurance company, which is legally
licensed to transact the business of
fire and marine insurance in this
State, to place or cause to be placed,
to write or cause to be written, any
contract or policy of insurance against
loss by fire, or the perils of the sea, on
any property in this State, except division of a
county, city, town or subdivision of a
county which may be there stored for
for distribution in unbroken packages
to dealers outside of any local option
county, precinct, town or subdivision of a
county."

Fourth. That the Senate recede
from its fourth amendment, and that
it be not adopted.

Respectfully submitted,
COLOQUITT,
WOODS,
GOSS,
BEALL,

Committee on part of the Senate.
REUBELL,
MOORE of Lamar,
O’CONNOR,
LILLARD.

Committee on part of the House.

The report was read, and
On motion of Mr. Reubell, it was
adopted.

BILLS SIGNED BY 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. 13, entitled "An act
to abolish the unorganized counties of
Buchel and Foley, and to incorporate
their territory into the county of
Brewster, to provide for the payment
of certain bonds held by the State
against such unorganized counties out
of funds now held to their credit,
etc."

House bill No. 476, entitled "An act
to restore and confer upon
the county court of San Saba coun-
ty the civil and criminal jurisdiction
formerly belonging to said county un-
der the Constitution and general stat-
utes of the State, and to conform the
jurisdiction of the district court of
said county to said change."
House bill No. 613, entitled "An act to set apart for free school purposes four leagues of land herebefore granted to the territory known as Greer county, and to authorize the Attorney General to institute proceedings for the recovery of said land."

House bill No. 281, "An act to repeal article 2923, chapter 6, title 52, of the Revised Civil Statutes of the State of Texas."

House bill No. 314, entitled "An act to amend articles 529c, 529d, 529g, 529h, 529m and 529n of chapter 5, title 13, of the Penal Code of the State of Texas of 1895, and by adding articles 529s and 529t to said chapter 5, title 13, of said Penal Code of the State of Texas, relating to offenses for the protection of fish, birds and game, and to repeal all laws in conflict herewith."

House bill No. 654, entitled "An act to create a more efficient road system in Gregg county, and to provide for the appointment of road overseers, and to define the powers and jurisdiction of the commissioners court with regard thereto, and to utilize the labor of county convicts and defaulting poll tax payers on the public roads of said county, and to provide for the appointment of an overseer to work such convicts and defaulting poll tax payers."

House bill No. 653, entitled "An act to prohibit the taking of fish from the waters of Carter Lake, Clinton Lake, and Caddo Lake and their tributaries in Harrison or Marion counties in this State, otherwise than by means of ordinary hook and line and trot line; and to prohibit the sale or shipping of game fish in said counties of Harrison and Marion, and to provide penalties for the violation thereof."

Substitute House bill No. 90, entitled "An act to regulate the practice of dentistry in the State of Texas, and to prescribe penalties for the violation of same, and to provide for appointment of a State Board of Dental Examiners."

House bill No. 389, a bill to be entitled "An act to amend subdivision 32, of article 22, title 4, of the Revised Civil Statutes of the State of Texas, fixing the time for holding the district court in the Thirty-second Judicial District," by a two-thirds vote—yeas 22, nays 0.

House bill No. 557, a bill to be entitled "An act to amend article 22, title 4, of the Revised Civil Statutes of the State of Texas, so as to extend the terms of the district court in Fort Bend and Waller counties."

With amendments, and by two-thirds vote—yeas 21, nays 0.

House bill No. 459, entitled "An act to require bond investment companies doing business in the State of Texas to deposit certain sums of money or securities with the Treasurer of the State of Texas, and providing penalties for failing to comply with the terms of this law."

With amendment, and by two-thirds vote—yeas 21, nays 0.

House bill No. 351, entitled "An act to provide for the construction and maintenance of drains, ditches and water courses, and for the improvement and enlargement of natural drainage of the several counties within the State of Texas, and to repeal all laws in conflict with this act, passed at the present session."

By two-thirds vote—yeas 21, nays 0. Substitute Senate bill No. 320, entitled "An act to amend title 23, chapter 4, of the Revised Civil Statutes of Texas, relating to county lines, by adding thereto article 808."

By two-thirds vote—yeas 23, nays 0.

Also that the Senate has passed Senate joint resolution No. 13 to amend section 24, of article 3, of the Constitution of the State of Texas. By two-thirds vote—yeas 21, nays 1.

Respectfully,

WILL LAMBERT, Secretary.

SENATE BILLS ON FIRST READING.

The following bills received from the Senate were read first time, and referred as follows:

Substitute Senate bill No. 320, received from the Senate, was read first time and referred to the Committee on Counties and County Boundaries. Also Senate joint resolution No. 13, to Committee on Constitutional Amendments.

HOUSE BILLS WITH SENATE AMENDMENTS.

The Speaker laid before the House, with Senate amendments, the following bills:
House bill No. 557 (see Senate message above).
On motion of Mr. Moore of Fort Bend, the House concurred.
House bill No. 459 (see Senate message above).
On motion of Mr. Moore of Fort Bend, the House concurred.
Mr. Fisher moved to suspend pending business, to take up and place on its second reading, House bill No. 263, a bill to be entitled "An act to prohibit persons engaged in running pool or billiard table in a public place, or for profit, permitting minors in or about their place of business without the written consent of their parents or guardians, and to provide a penalty therefor."

With amendments by the committee.
On a standing vote, there being not a quorum voting, the Speaker directed the clerk to call the roll, and pending business was suspended by the following vote:

Yeas-70.

Mr. Speaker. Manson.
Ayres. Martin.
Barbee. McGaughy.
Barrett. McKamy.
Beard. McKeller.
Benson. Meade.
Bertram. Melton.
Blair. Mercer.
Bounds. Moore, Fort Bend.
Brewster. Morris.
Bumpass. Morton.
Burney. O'Connor.
Burns. Oliver.
Collier. Patterson.
Couoly. Peery.
Crowley. Porter.
Cureton. Robbins.
Curry. Savage.
Dennis. Seabury.
Dorroh. Shelburne.
Doyle. Shropshire.
Edwards. Skillern.
Ewing. Sluder.
Field. Smyth.
Fields. Staples.
Fisher. Thaxton.
Garrison. Thomas.
Gilbough. Thompson.
Good. Tracy.
Harris. Vauxhan, Guad'lupe
Holland of Burnet. Wallace.
Kimbell. Ward.
Kirk. Welch.
Lillard. Wilcox.
Logan. Wolters.

Nays-16.

Bell. Carpenter.
Boyd. Dickinson.
Browne. Drew.

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

Mr. Ayers offered the following amendment:
Amend by adding after the word "person," in line 11, the words "firm or corporation."
Adopted.

Mr. Martin offered the following amendment:
Amend the caption by adding after the word "persons" the following, "firm or corporation."
Adopted.

Mr. Love offered the following amendment:
Amend by striking out the words "or about" in lines 13 and 14.
Adopted.

Mr. Lotto offered the following amendment:
Amend by striking out, line 14, "not less than $25 and."
Adopted.

Mr. Fisher offered the following amendment:
Amend by striking out of the caption the words "or about," between the words "in" and "their" in line 7, page 1.
Adopted.

Mr. Ayers offered the following amendment:
Amend by adding after the word "profit," in line 12, section 1, the words...
"or agent of such person, firm or corporation."

Adopted.

Mr. Bell offered the following amendment:

Amend by adding after the word "guardian," in line 13, "to remain."

On a standing vote, there being not a quorum voting, the Speaker directed the Clerk to call the roll, and the amendment by Mr. Bell was lost by the following vote:

Yeas—39.

Ayers.

Bailey.

Barbee.

Barrett.

Beard.

Bell.

Bertram.

Blair.

Boudins.

Burney.

Crowley.

Dennis.

Dickinson.

Doyle.

Evans, Grayson.

Freeman.

Good.

Graham.

Humphrey.

Jones.

Nays—50.

Benson.

Boyd.

Brewster.

Bumpass.

Burns.

Carpenter.

Collier.

Conoly.

Cureton.

Curry.

Dorroh.

Drew.

Edwards.

Evans of Hunt.

Ewing.

Field.

Fields.

Fisher.

Green.

Hensley.

Holland, Harris.

Kimbell.

Lillard.

Martin.

Maxwell.

Bird.

Brigance.

Brown.

Garrison.

Pfeuffer.

Pitts.

Reiger.

Reubell.

Rogers.

Rudd.

Schlick.

Smyth.

Turner.

Alexander.

Bean.

Blackburn.

Callan.

Carswell.

Childs.

Crawford.

Dean.

Dies.

Flint.

Henderson.

Hill of Gonzales.

Holland of Burnet.

Mundine.

Rogan.

Smith.

Stokes.

Strother.

Tucker.

Williams.

Mr. Ayers offered the following amendment:

Amend the caption by adding after the word "profit" in the caption the words "or the agents of such person, firm or corporation from."

Adopted.

The bill was ordered engrossed.

On motion of Mr. Melton, pending business was suspended to take up and place on its second reading, House bill No. 463, a bill to be entitled "An act to amend article 802, of chapter 3, of title 17, of the Revised Civil Statutes of the State of Texas, relating to herding stock on the land of another."

With amendment by the committee. The bill was laid before the House, and was read second time. The committee report was adopted. Mr. Melton offered the following amendment:

Amend committee amendment by striking out all of said amendment after the word "of," in line 11, and adding the following, "sheep, goats or hogs, moving five miles each day, or cattle, horses or mules, moving ten miles each day, in due course, to market or other destination."

Adopted.

Mr. Lotto offered the following amendment:

Amend by striking out in the caption of the bill "Revised Civil Statutes" and insert "Penal Code."

Adopted.

Mr. Bell offered the following amendment:

Amend by adding at the end of section 1 the following: "This act shall not apply to droves or herds of stock while being held for shipment; provided, that the owner or agent of such stock shall pay the owner of the premises so herded upon reasonable pastur-
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age and all damages done by the said stock." (Signed—Bell, Crowley, Melton, Peery.)

Adopted.

Mr. Humphrey offered the following amendment:

Amend section 1 by striking out the words "Revised Statutes," in line 11 and insert in lieu thereof "Penal Code."

Adopted.

Mr. Hensley offered the following amendment:

Strike out all of section 2 after the word "suspended" in line 27, and add in lieu thereof "and it is so enacted."

Adopted.

The bill was ordered engrossed.

Mr. Melton moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that House bill No. 163 be put on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—89.

Barbee. Humphrey.
Barrett. Jones.
Beaird. Kimbell.
Bell. Kirk.
Benson. Lillard.
Bertram. Logan.
Bird. Lotto.
Blair. Love.
Bounds. Manson.
Boyd. Martin.
Brewster. Maxwell.
Burney. McGaughey.
Burns. McKamy.
Carpenter. Melton.
Collier. Mercer.
Conoly. Moore, Fort Bend.
Crowley. Morris.
Cureton. Morton.
Dickinson. O'Connor.
Dorroh. Oliver.
Doyle. Patterson.
Drew. Peery.
Evans of Hunt. Reubell.
Evans of Grayson. Rhea.
Ewing. Robbins.
Field. Rudd.
Fields. Savage.
Garrison. Schlick.
Gilbough. Seabury.
Good. Shelburne.
Graham. Shropshire.
Harris. Skillern.
Hensley. Sluder.
Hill of Travis. Stamper.

Yays—none.

Ayers. Moore of Lamar.
Brigance. Pfeiffer.
Brown. Pitts.
Fisher. Reigger.
Freeman. Rogers.
Green. Smyth.
Holland of Harris. Turner.

Excused.

Bean. Holland of Burnet.
Blackburn. Mundine.
Callan. Randolph.
Carswell. Rogan.
Childs. Smith.
Crawford. Stokes.
Dean. Strother.
Dies. Tucker.
Flint. Williams.
Henderson.

House bill No. 463 was read third time, and passed.

Mr. Melton moved to reconsider the vote by which House bill No. 463 was passed, and to table the motion to reconsider.

The motion to table prevailed.

On motion of Mr. Cureton, pending business was suspended to take up and place on its second reading, House bill No. 228, a bill to be entitled "An act to prevent the introduction of scab disease among sheep in the State of Texas, and to prevent the spread of and secure the eradication of same, and providing a manner of examining such animals, together with the manner of taxing and collecting cost therefor, and making it a misdemeanor to violate the provisions of this act and prescribing penalties for such violations."

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

Mr. Shropshire offered the following amendment:

Amend section 2, line 23, page 1, by striking out the word "it" and insert in lieu thereof the word "in."

Adopted.

Mr. Cureton offered the following amendment:

Amend by adding to the bill the following:

"Sec. 8 The fact that there is now no
adequate law upon this subject creates an emergency and an imperative public necessity requiring the suspension of the constitutional rule that bills be read on three several days, and said rule is hereby suspended, and this act shall take effect and be in force from and after its passage."

Adopted.

Mr. Hensley offered the following amendment:

Amend by striking out in line 19, page 1, the words "less than 100 nor."

Adopted.

The bill was ordered engrossed.

Mr. Cureton moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that House bill No. 228 be put on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—87.


Nays—1.

Thaxton.

Absent.


Excused.


Yeas—88.

Nays—3.

Holland of Harris. Vaughan of Collin.

Absent.

Brigance. Reubell.
Ewing. Rhea.
Moore, Fort Bend. Rogers.
Moore of Lamar. Schlick.
Neighbors. Sluder.
O'Connor. Stamper.
Pfeuffer. Turner.
Pitts. Reiger.

Excused.

Bean. Holland of Burnet.
Callan. Mundine.
Carswell. Rogam.
Childs. Smith.
Crawford. Stokes.
Dean. Strother.
Dias. Tucker.
Flint. Williams.
Henderson.

Mr. Cureton moved to reconsider the vote by which House bill No. 228 was passed, and to table the motion to reconsider.

The motion to table prevailed.

On motion of Mr. Kirk, pending business was suspended to take up and place on its second reading.

Substitute House bill No. 221, a bill to be entitled "An act to preserve and protect the wild game, birds and fowl of the State of Texas, and provide adequate penalties for the unlawful taking, slaughter, sale or shipment thereof, and to repeal all laws and parts of laws in conflict herewith."

Pending which,

Mr. Blair called up House concurrent resolution No. 20, providing for sine die adjournment on April 20, 1897.

which was read first time April 3d and went over.

The resolution was laid before the house, and was read second time.

Mr. Blair offered the following amendment:

Amend by striking out "20th" and inserting "26th."

(Mr. McKamy in the chair.)

Mr. Wolters moved to postpone further consideration of the resolution until April 26.

Mr. Evans of Grayson moved to table the resolution, upon which motion yeas and nays were demanded by Mr. Blair, Mr. Pitts and Mr. Vaughan of Collin.

Tabled by the following vote:

Yea's—86.

Ayers. Kirk.
Bailey. Lillard.
Barbee. Logan.
Barrett. Love.
Beaird. Lotto.
Bell. Mansan.
Benson. McGaughey.
Bertram. McKamy.
Bird. McKellar.
Blair. Meade.
Bounds. Welton.
Boyd. Mercer.
Brewster. Moore, Fort Bend.
Browne. Moore of Lamar.
Bumpass. Morris.
Burney. Morton.
Burns. O'Connor.
Carpenter. Oliver.
Conoly. Peery.
Cureton. Porter.
Curry. Reubell.
Dennis. Rhea.
Dickinson. Robbins.
Dorroh. Rudd.
Doyle. Savage.
Drew. Seabury.
Evans of Hunt. Shelburne.
Evans of Grayson. Shropshire.
Ewing. Skillern.
Field. Sluder.
Fields. Smyth.
Fisher. Stamper.
Freeman. Staples.
Garrison. Thaxton.
Good. Thomas.
Graham. Thompson.
Green. Tracy.
Harris. Vaughan, Gua'lupe.
Hensley. Vaughan of Collin.
Hill of Travis. Wallace.
Humphrey. Ward.
Jones. Wolters.
Kimbell. Wood.

Nays—9.

Mr. Kirk.
Logan.
Love.
Lotto.
Mansan.
McGaughey.
McKamy.
McKellar.
Meade.
Morton.
Murphy.
McFarland.
Smyth.
McGaughey.
McKamy.
McKellar.
Meade.
Morton.
Oliver.
Velch.
Peery.
Wood.

Mr. McKamy in the chair.

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Evans of Hunt. Shelburne.
Evans of Grayson. Shropshire.
Ewing. Skillern.
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Doyle. Savage.
Drew. Seabury.
Evans of Hunt. Shelburne.
Evans of Grayson. Shropshire.
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Fields. Smyth.
Fisher. Stamper.
Freeman. Staples.
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Good. Thomas.
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Green. Tracy.
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Mr. McKamy in the chair.

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Evans of Hunt. Shelburne.
Evans of Grayson. Shropshire.
Ewing. Skillern.
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Kimbell. Wood.

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Logan.
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Lotto.
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McGaughey.
McKamy.
McKellar.
Meade.
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Mr. McKamy in the chair.

Mr. Wolters moved to postpone further consideration of the resolution until April 26.

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Good. Thomas.
Graham. Thompson.
Green. Tracy.
Harris. Vaughan, Gua'lupe.
Hensley. Vaughan of Collin.
Hill of Travis. Wallace.
Humphrey. Ward.
Jones. Wolters.
Maxwell. Welch.
Patterson. Wilcox.
Wall.

Absent.
Collier. Pitts.
Edwards. Reiger.
Martin. Rogers.
McFarland. Schlick.
Neighbors. Turner.
Pfeuffer.

Excused.
Bean. Holland of Burnet
Blackburn. Mundine.
Callan. Randolph.
Carswell. Rogan.
Childs. Smith.
Crawford. Stokes.
Dean. Strother.
Dies. Tucker.
Flint. Williams.
Henderson.

(Speaker in the chair.)
Mr. Maxwell moved to adjourn until 9 a.m. to-morrow.
Lost.
Substitute House bill No. 221 was laid before the House, read second time, and the substitute was adopted.
Mr. Bell offered the following amendment:
Amend section 6 by adding after the word "year," in line 18, "and it shall be unlawful for any person at any time to hunt deer or other game by aid of what is commonly known as a hunting lamp or lantern, or any other light used for the purpose of hunting at night."
Mr. Good moved to table the amendment.
Lost.
The amendment by Mr. Bell was adopted.
Mr. Smyth offered the following amendment:
Amend line 5, page 2, by striking out the word "antelope."
Pending consideration,
On motion of Mr. Carpenter, the House, at 6:16 p.m. adjourned until 9 o'clock a.m. tomorrow.

SIXTY-EIGHTH DAY.
Hall House of Representatives,
Austin, Texas,
Saturday, April 10, 1897.
The House met at 9 o'clock a.m., pursuant to adjournment.
Speaker Dashell in the chair.
The roll was called, and there was not a quorum present, whereupon

On motion of Mr. Wolters, the House at 9:10 a.m. took recess for 30 minutes.
At 9:30 a.m. the House was called to order by the Speaker, and the Clerk was directed to call the roll.
The following members answered to their names:

Mr. Speaker. Lillard.
Ayres. Logan.
Bailey. Lotto.
Barbee. Love.
Barrett. Mansan.
Beard. Martin.
Bell. McFarland.
Benson. McGaughey.
Blair. McKamy.
Bounds. McKeller.
Browner. Meade.
Burney. Melton.
Burns. Moore, Fort Bend.
Carpenter. Morris.
Collier. Morton.
Crowley. O'Connor.
Curet. Patterson.
Curry. Pitts.
Dennis. Reubell.
Dickinson. Rhea.
Dorrough. Robbins.
Doyle. Savage.
Drew. Seabury.
Evans of Hunt. Shelburne.
Evans of Grayson. Shropshire.
Ewing. Skillern.
Feld. Smyth.
Fields. Stamper.
Fisher. Staples.
Freeman. Thaxton.
Garrison. Thompson.
Good. Tracy.
Graham. Vaughan of Collin.
Harris. Vaughan, Guadalupe.
Hensley. Wall.
Hill of Travis. Wallace.
Holland of Burnet. Ward.
Holland of Harris. Welch.
Humphrey. Wilcox.
Jones. Wolters.
Kimbell. Wood.
Kirk.

Absent.
Bertram. Moore of Lamar.
Bird. Neighbors.
Boyd. Peery.
Brigance. Pfeuffer.
Bumpass. Porter.
Conoly. Rogers.
Edwards. Rudd.
Gilbough. Schlick.
Green. Shuder.
Maxwell. Thomas.
Mercer. Turner.

Excused.
Alexander. Blackburn.
Bean. Callan.