The motion prevailed by the following vote:

<table>
<thead>
<tr>
<th>Yeas</th>
<th>47</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ayers</td>
<td>McKamy</td>
</tr>
<tr>
<td>Barbee</td>
<td>McKellar</td>
</tr>
<tr>
<td>Barrett</td>
<td>Melton</td>
</tr>
<tr>
<td>Beard</td>
<td>Neighbors</td>
</tr>
<tr>
<td>Blair</td>
<td>O'Connor</td>
</tr>
<tr>
<td>Bounds</td>
<td>Pfeffer</td>
</tr>
<tr>
<td>Boyd</td>
<td>Pitts</td>
</tr>
<tr>
<td>Brigance</td>
<td>Porter</td>
</tr>
<tr>
<td>Browne</td>
<td>Robbins</td>
</tr>
<tr>
<td>Burns</td>
<td>Ragan</td>
</tr>
<tr>
<td>Crowley</td>
<td>Savage</td>
</tr>
<tr>
<td>Curry</td>
<td>Schlick</td>
</tr>
<tr>
<td>Dennis</td>
<td>Shropshire</td>
</tr>
<tr>
<td>Dickinson</td>
<td>Sluder</td>
</tr>
<tr>
<td>Doyle</td>
<td>Smith</td>
</tr>
<tr>
<td>Ewing</td>
<td>Smyth</td>
</tr>
<tr>
<td>Harris</td>
<td>Staples</td>
</tr>
<tr>
<td>Kimbell</td>
<td>Strother</td>
</tr>
<tr>
<td>Kirk</td>
<td>Thaxton</td>
</tr>
<tr>
<td>Lillard</td>
<td>Tracy</td>
</tr>
<tr>
<td>Lotto</td>
<td>Wall</td>
</tr>
<tr>
<td>Martin</td>
<td>Wolters</td>
</tr>
<tr>
<td>McFarland</td>
<td>Wood</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Nays</th>
<th>36</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bell</td>
<td>Good</td>
</tr>
<tr>
<td>Bird</td>
<td>Graham</td>
</tr>
<tr>
<td>Brewer</td>
<td>Humphrey</td>
</tr>
<tr>
<td>Burney</td>
<td>Hensley</td>
</tr>
<tr>
<td>Carpenter</td>
<td>Logan</td>
</tr>
<tr>
<td>Childs</td>
<td>Maxwell</td>
</tr>
<tr>
<td>Collier</td>
<td>Mercer</td>
</tr>
<tr>
<td>Conoly</td>
<td>Morton</td>
</tr>
<tr>
<td>Crawford</td>
<td>Oliver</td>
</tr>
<tr>
<td>Dorroh</td>
<td>Reubell</td>
</tr>
<tr>
<td>Drew</td>
<td>Rhea</td>
</tr>
<tr>
<td>Evans of Hunt</td>
<td>Ridd</td>
</tr>
<tr>
<td>Evans of Grayson</td>
<td>Tucker</td>
</tr>
<tr>
<td>Field</td>
<td>Turner</td>
</tr>
<tr>
<td>Fields</td>
<td>Ward</td>
</tr>
<tr>
<td>Freeman</td>
<td>Wilcox</td>
</tr>
<tr>
<td>Garrison</td>
<td>Williams</td>
</tr>
</tbody>
</table>

Absent:

| Carswell | Patterson |
| Edwards | Rogers |
| Hill of Travis | Seabury |
| Holland of Harris | Shelburne |
| Love | Thompson |
| Manson | Wallace |
| Meade | Welch |

Excused:

| Alexander | Dies |
| Bailey | Fisher |
| Bean | Flint |
| Benson | Gilbough |
| Bertram | Green |
| Blackburn | Hill of Gonzales |
| Bumpass | Hill of Burnet |
| Callan | Jones |
| Dean | Moore, Fort Bend |

| Moore of Lamar | Skillern |
| Morris | Stamper |
| Mundine | Stokes |
| Peery | Thomas |
| Randolph | Vaughan, Guadalupe |
| Reiger | Vaughan of Collins |

Accordingly the House, at 5:40 p.m., adjourned until 9:30 o'clock a.m. to-morrow.

SEVENTIETH DAY.

Hall House of Representatives, Austin, Texas, Tuesday, April 13, 1897.

The House met at 9:30 o'clock a.m., pursuant to adjournment.

Speaker Dashell in the chair.

Roll called and the following members present:

| Ayers | Holland of Harris |
| Barbee | Humphrey |
| Barrett | Kimbell |
| Beard | Kirk |
| Bell | Lillard |
| Bertram | Logan |
| Blair | Lotto |
| Bounds | Love |
| Boyd | Manson |
| Brewer | Martin |
| Brigance | Maxwell |
| Browne | McFarland |
| Burns | McGaughery |
| Carpenter | McKamy |
| Childs | McKellar |
| Collier | Meade |
| Conoly | Melton |
| Crawford | Mercer |
| Crowley | Moore of Lamar |
| Cureton | Morton |
| Curry | Neighbors |
| Dennis | O'Connor |
| Dickinson | Oliver |
| Dies | Patterson |
| Dorroh | Pitts |
| Doyle | Porter |
| Drew | Reubell |
| Edwards | Rhea |
| Evans of Hunt | Robbins |
| Evans of Grayson | Rogan |
| Ewing | Savage |
| Field | Schlick |
| Fields | Seabury |
| Fisher | Shelburne |
| Freeman | Shropshire |
| Garrison | Skillern |
| Gilbough | Sluder |
| Good | Smyth |
| Graham | Staples |
| Harris | Stokes |
| Henderson | Strother |
| Hensley | Thaxton |
| Hill of Gonzales | Thompson |
| Hill of Travis | Tracy |
Tucker. Welch.
Turner. Wilcox.
Wall. Williams.
Wallace. Wolters.
Wall. Wood.

Absent.

Bailey. Morris.
Benson. Peery.
Bird. Pfeuffer.
Burney. Rogers.
Carswell. Rudd.
Jones. Smith.

Excused.

Alexander. Moore, Fort Bend.
Bean. Mundine.
Blackburn. Randolph.
Bumpass. Reiger.
Callan. Stamper.
Dean. Thomas.
Flint. Vaughan, Guadalupe.
Green. Vaughan of Collin.

Holland of Burnet.

A quorum was announced present.

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

Pending reading of the Journal of yesterday.
On motion of Mr. Kirk, further reading was dispensed with.

GRANTED LEAVE OF ABSENCE.

On account of important business:
Mr. Pfeuffer until Tuesday, on motion of Mr. Neighbors.
Mr. Ward for to-day, on motion of Mr. Brigance.
Mr. Morris for to-day, on motion of Mr. McGaughey.
Mr. Bailey for to-day, on motion of Mr. Bell.
Mr. Peery until Thursday, on motion of Mr. Hensley.
Mr. Rogers for yesterday and to-day, on motion of Mr. Good.

On account of sickness:
Mr. Jones for to-day, on motion of Mr. Field.
Mr. Benson for to-day, on motion of Mr. Patterson.

PETITIONS AND MEMORIALS.

By Mr. Fields:
A petition of the county officers and 94 business men and other citizens of Somervell county, in favor of the passage of the bill authorizing the Houston and Texas Central Railway Company to purchase and operate the Waco and Northwestern Railroad and the Texas Central Railroad.

Read and referred to Committee on Internal Improvements.

By Mr. Tucker:
A petition of 34 citizens of Callahan county, protesting against Haskell county being added to the Forty-second Judicial District.

Read and referred to Committee on Judicial Districts.

By Mr. Wood:
A petition of 30 lawyers of Corsicana, protesting against a change in the Thirteenth Judicial District, composed of Navarro, Limestone and Freestone counties.

Read and referred to Committee on Judicial Districts.

By Mr. Graham:
A petition from a committee of five, representing the citizens of Henderson county, protesting against the passage of the bill redistricting the State judicially.

Read and referred to Committee on Judicial Districts.

By Mr. Morton:
A petition of 30 citizens of Erath county, asking for the passage of the bill authorizing the Houston and Texas Central Railroad Company to purchase and operate the Waco and Northwestern Railroad and the Texas Central Railroad.

By Mr. Pitts:
A petition of 60 citizens of Hill county, same as above.

Read and referred to the Committee on Internal Improvements.

By Mr. Wall:
A petition from citizens of Houston county in mass meeting, protesting against the passage of House bill No. 685, redistricting the State judicially.

Read and referred to Committee on Judicial Districts.

By Mr. Blackburn:
A petition of 68 members of the bar and citizens of Robertson county, protesting against the passage of the bill redistricting the State of Texas into judicial districts.

Read and referred to Committee on Judicial Districts.

BILLS AND RESOLUTIONS.

By Mr. Sluder:
House bill No. 688, a bill to be entitled "An act to authorize the Texas Central Railroad Company to purchase, own and operate the Waco and Northwestern Railroad with its appurtenances or any part thereof, and to authorize an increase in the stocks and bonds of said Texas Central Railroad Company."

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

By Mr. Beaird:
House bill No. 689, a bill to be en-
April 13, 1897  HOUSE JOURNAL.  917

An act to amend article 859, title 25, chapter 1, of the Revised Civil Statutes of the State of Texas, relating to the transfer of county funds from one fund to another.

Read first time and referred to Committee on County Government and County Finance.

By Mr. Turner:
House bill No. 690, a bill to be entitled "An act to amend section 1 of an act to authorize and permit the Aransas Pass Harbor Company to purchase from the State of Texas Harbor Island, certain shoal waters and flats in front thereof, and in Red Fish Bay, and to excavate a free channel along and through Turtle Cove between Corpus Christi Bay and the deep water harbor or channel at or near Aransas Pass, in order to encourage the procuring and maintenance of deep water at Aransas Pass, and prescribing certain conditions attaching to and following with such purchase, passed at the present session, and which became a law April 8, 1897, without the Governor's approval."

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

By Mr. McKamy:
Whereas, the Daughters of the Confederacy have succeeded in having erected in the city of Dallas, Texas, a suitable and imposing monument, out of Texas granite and by Texas workmen, in honor of the brave men who died in the cause of the Confederacy; and

Whereas, the said monument will be unveiled with appropriate ceremonies on the 28th and 29th days of April, 1897, and this body has been urgently invited to attend the same in its representative capacity by the Daughters of the Confederacy, through their president, Mrs. Katie Cabell Currie; and

Whereas, by the completion of said monument the Daughters of the Confederacy merit the gratitude of the people of this State, and it is fitting and proper that this body should approve of and encourage the work being done by these noble women; therefore be it

Resolved by the House of Representatives of Texas, that this invitation be, and the same is hereby accepted.

Sec. 2. That this body expresses its appreciation of the efforts of these Texas Southern women to perpetuate in stone the deeds of heroism and patriotic devotion to duty of those who followed the flag of the Lost Cause.

Sec. 3. That a copy of this resolution be forwarded by the Chief Clerk to Mrs. Katie Cabell Currie, president of the Daughters of the Confederacy.

Read second time and unanimously adopted.

BILL ORDERED PRINTED.
House bill No. 637 (reported adversely, with favorable minority report), on motion of Mr. Brigance.

COMMITTEE REPORTS.
By Mr. Beard, acting chairman:
MAJORITY REPORT.

Committee Room,
Austin, Texas, April 13, 1897.
Hon. L. T. Dashiel, Speaker of the House.

Your Committee on Constitutional Amendments, to whom was referred Senate joint resolution No. 13, a resolution to amend section 24 of article 3, of the Constitution 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.

BEAIRD, Acting Chairman.

MINORITY REPORT.

Committee Room,
Austin, Texas, April 13, 1897.
Hon. L. T. Dashiel, Speaker of the House.

A minority of your Committee on Constitutional Amendments, to whom was referred Senate joint resolution No. 13, a resolution to amend section 24 of article 3, of the Constitution of the State of Texas,

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

BERTRAM.

By Mr. Curry, chairman:

Committee Room,
Austin, Texas, April 13, 1897.
Hon. L. T. Dashiel, Speaker of the House:

Your Committee on Revenue and Taxation, to whom was referred House bill No. 906, a bill to be entitled "An act to amend article 5065, title 104, chapter 2, of the Revised Civil Statutes of the State of Texas, relating to exemptions of property from taxation."
Have had the same under consideration, and I am instructed to report the same back to the House with the recommendation that it do pass.

CURRY, Chairman.

By Mr. Carpenter, chairman:
Committee Room,
Austin, Texas, April 13, 1897.

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

Your Committee on Engrossed Bills, to whom was referred
Senate bill No. 172, a bill to be entitled "An act to authorize the Governor to use the Texas State Exhibit at the Tennessee Centennial, and providing an appropriation for overhauling said exhibit."

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.

CARPENTER, Chairman.

By Mr. Holland of Harris, chairman:
Committee Room,
Austin, Texas, April 13, 1897.

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

Your Committee on Judicial Districts, to whom was referred
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."

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

HOLLAND of Harris, Chairman.

By Mr. Rogan, chairman:
Committee Room,
Austin, Texas, April 13, 1897.

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

Your Committee on Roads, Bridges and Ferries, to whom was referred
Senate bill No. 322, a bill to be entitled "An act to create a more efficient road system for Ellis 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 providing for the appointment of deputy road commissioners, and defining the powers and duties 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 for officers' fees and rewards for the capture of escaped convicts, and to provide for the manner of training hedges along any public road, and to provide for the summoning of teams for road work, and for an allowance of time of road service for same, and fixing a penalty for a violation of this act, and 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, with the following amendment:

In section 3, on page 5, strike out all of line 17, after the word "be," down to and including the word "cost," in line 20, and insert the following: "paid out of the road and bridge fund of the county," and that the bill be not printed.

ROGAN, Chairman.

By Mr. O'Connor, acting chairman:
Committee Room,
Austin, Texas, April 13, 1897.

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

Your Committee on Public Buildings and Grounds, to whom was referred
Substitute Senate bill No. 92, a bill to be entitled "An act to amend articles 3828 and 3829 of the Revised Civil Statutes of the State of Texas, relating to the control of the capitol building."

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.

O'CONNOR, Acting Chairman.

By Mr. Sluder, acting chairman:
Committee Room,
Austin, Texas, April 13, 1897.

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

Your Committee on Towns and City Corporations, to whom was referred
Senate bill No. 306, a bill to be entitled "An act to provide a charter for the city of Houston."

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.

SLUDER, Acting Chairman.

By Mr. Dennis, acting chairman:
Committee Room,
Austin, Texas, April 12, 1897.

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

Your Committee on Engrossed Bills.
have carefully examined and compared

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."

And find the same correctly engrossed.

DENNIS, Acting Chairman.

Committee Room,
Austin, Texas, April 12, 1897.
Hon. L. T. Dashiell, Speaker of the House.

Your Committee on Engrossed Bills have carefully examined and compared

House joint resolution No. 20, a resolution to amend article 11 of the Constitution of the State of Texas by adding thereto section 11,

And find the same correctly engrossed.

DENNIS, Acting Chairman.

Committee Room,
Austin, Texas, April 12, 1897.
Hon. L. T. Dashiell, Speaker of the House.

Your Committee on Engrossed Bills have carefully examined and compared

House bill No. 263, a bill to be entitled "An act to prohibit persons, firms or corporations engaged in running pool or billiard table in a public place, or for profit, or agent of such person, firm or corporation, permitting minors in or about or use of such business without the written consent of their parents or guardians, and to provide a penalty therefor;"

And find the same correctly engrossed.

DENNIS, Acting Chairman.

Committee Room,
Austin, Texas, April 12, 1897.
Hon. L. T. Dashiell, Speaker of the House.

Your Committee on Engrossed Bills have carefully examined and compared

House bill No. 463, a bill to be entitled "An act to amend article 802, of chapter 3, of title 17, of the Penal Code of the State of Texas, relating to herding stock on the land of another;"

And find the same correctly engrossed.

DENNIS, Acting Chairman.

SENATE MESSAGE.

Senate Chamber.
Austin, Texas, April 13, 1897.
Hon. L. T. Dashiell, Speaker of the House.

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

Senate bill No. 306, entitled 'An act to provide a charter for the city of Houston, Harris county, Texas."

By a two-thirds vote: yeas 22, noes none.

Senate bill No. 149, entitled "An act to amend article 3893 of the Revised Civil Statutes of Texas, relating to the investment of the permanent school fund."

By the following vote: yeas 14, noes 7.

Senate bill No. 154, entitled "An act to require cities to provide for a board of plumbers, to be known as the examining and supervising board of plumbers, to regulate the duties of said board, and to provide penalties for violation hereof."

Senate bill No. 345, a bill to be entitled "An act to further amend section 2 of an act entitled an act to reorganize the Fifteenth Judicial District and the Fortieth Judicial District, and to amend chapter 67, section 15, of the general laws of Texas, approved April 9, 1883, redistricting the State for judicial purposes, and to amend section 2 of chapter 58 of the general laws of Texas, approved March 27, 1885, creating the Fortieth District, and to repeal all laws in conflict with this act, approved March 21, 1893, as amended by an act entitled an act to amend section 2 of an act to be entitled an act reorganizing the Fifteenth Judicial District, and the Fortieth Judicial District; and to amend chapter 67, section 15, of the general laws of Texas, approved April 9, 1883, redistricting the State for judicial purposes, and to amend section 2, chapter 58, of the general laws of Texas, approved March 27, 1885, creating the Fortieth Judicial District, and to repeal all laws in conflict with this act, passed at the present session of the Legislature, and to further regulate and fix the times of holding courts in the Fortieth Judicial District, and to repeal all laws in conflict herewith."

By a two-thirds vote: yeas 22, noes none.

Also, that the Senate has adopted
the report of the free conference committee on House bill No. 413, by a two-thirds vote, to-wit: ayes 24, noes none.

Also, that the Senate has concurred in House amendments to Senate bill No. 42, a bill to be entitled "An act to amend chapter 3, title 40, of the Revised Civil Statutes of the State of Texas, by adding thereto article 2293a, relating to the deposition of parties."

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. 345, to the Committee on Judicial Districts.
- Senate bill No. 148, to the Committee on Education.
- Senate bill No. 154, to the Committee on Public Health and Vital Statistics.
- Senate bill No. 306, to the Committee on Towns and City Corporations.

SPEAKER'S TABLE.

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

ATTORNEY GENERAL'S OFFICE.

Being the department under consideration.

Mr. Childs moved to suspend pending business to take up and place on its second reading:

House joint resolution No. 27, amending sections 4, 22 and 23, of article 4, and sections 9, 15, 18, 20, 21 and 23, of article 5, and sections 14 and 16, of article 8, sections 30 and 44, of article 16, and section 4, of article 3, so that hereafter all State and county officers may be elected by the people for four years, including the office of Secretary of State."

The same having a majority favorable and a minority adverse report by the committee.

Pending business was suspended by the following vote:

Yeas—73.

Ayers.
Barbee.
Barrett.
Beaird.
Bell.
Bounds.

Boyd.
Brewster.
Brown.
Burney.
Burns.
Childs.

Collier.
Conoly.
Crowley.
Curry.
Dennis.
Dies.
Dorroh.
Doyle.
Drew.
Edwards.
Evans of Grayson.
Ewing.
Field.
Fields.
Fisher.
Freeman.
Garrison.
Gilibough.
Harris.
Henderson.
Hensley.
Hill of Gonzales.
Hill of Travis.
Holland of Harris.
Kimbell.
Kirk.
Logan.
Lotto.
Martin.
McParland.
McGaughey.

Nays—22.
Bertram.
Blair.
Blair.
Bowman.
Browne.
Burney.
Burns.
Childs.
Collier.
McKamy.
McKellar.
Meade.
Melton.
Mercer.
O'Connor.
Oliver.
Patterson.
Pitts.
Porter.
Robbins.
Rogan.
Savage.
Schlick.
Seabury.
Shelburne.
Shropshire.
Sluder.
Stuyt.
Staples.
Struther.
Thompson.
Tracy.
Turner.
Vaughan, Guadalupe.
Wall.
Wallace.
Welch.
Williams.

Bird.
Carswell.
Lillard.
Neighbors.

Absence.

Alexander.
Bailey.
Bean.
Benson.
Blackburn.
Bumpass.
Carr.
Dean.
Dent.

Excused.

Alexander.
Bailey.
Bean.
Benson.
Blackburn.
Bumpass.
Callan.
Dean.
Dent.

House joint resolution No. 27 was read second time.

Mr. Humphrey moved to substitute
April 13, 1897

the minority report for the majority report.

Mr. Childs moved to table the motion of Mr. Humphrey.

On the motion to table, yeas and nays were demanded by Mr. Bertram, Mr. Sluder and Mr. Love.

Tabled by the following vote:

Yeas—66.


Nays—35.


Absent.


Excused.


The majority report was adopted.

Mr. Childs offered the following amendments:

Amend by inserting the word “for” after the word “office,” in line 31, on page 4, and inserting after the word “Texas,” in line 21, page 5, the words “on the first Tuesday in August, A.D. 1897,” and inserting after the figure “3” in line 17, page 6, the words “of the Constitution of the State of Texas.”

(Mr. Rogan in the chair.)

Mr. Brigance moved to postpone indefinitely further consideration of the resolution.

Mr. Wolters moved to table the motion to postpone.

On the motion to table, yeas and nays were demanded by Mr. Brigance, Mr. Stokes and Mr. Henderson.

Tabled by the following vote:

Yeas—56.

Amend caption by inserting after "3," in line 8, the following, "and section 9 of article 3;" and insert the same after the word "three," in line 15, page 1, of section 1; and insert the same after "three," in line 28, page 5; and insert the same after the word "three," in line 3, page 6; and insert the same after "3," in line 17, page 6. Adopted.

Mr. Love offered the following amendment:
Amend by striking out all the words in section 15, article 5, and insert in lieu thereof the following:
"Section 15, article 5. There shall be established in each county in this State a county court, which shall be a court of record; and there shall be elected in each county, by the qualified voters, a county judge, who shall be well informed in the law of the State, shall be a conservator of the peace, and shall hold his office for four years and until his successor shall be elected and qualified, but shall not be eligible to re-election to succeed himself. He shall receive such compensation for his services as may be prescribed by law, not to exceed $2500 annually;"

After consideration,
Mr. Wood moved the previous question, and it was not seconded.
After further consideration,
Mr. Bird moved the previous question on the amendment, and the main question was ordered.

Yeas and nays were demanded by Mr. Childs, Mr. Love and Mr. Evans of Hunt.

The amendment by Mr. Love was lost by the following vote:

Yeas—23.
Barbee. Good.
Bertram. Humphrey.
Brewster. Lillard.
Brigance. Love.
Burney. Meade.
Collier. Sluder.
Crawford. Staples.
Cureton. Stokes.
Dickinson. Tracy.
Dies. Tucker.
Fields. Wood.
Freeman.

Nays—74.
Ayers. Browne.
Barrett. Burns.
Bealrd. Carpenter.
Bell. Childs.
Bird. Crowley.
Blair. Curry.
Bounds. Dennis.
Boyd.

The amendments by Mr. Childs were adopted.

Mr. Childs offered the following amendments:

Amend by inserting after section 4, article 3, page 5, line 19, the following:
"Sec. 9. The Senate shall, at the beginning and close of each session, and at such other times as may be necessary, elect one of its members president pro tempore, who shall perform the duties of the Lieutenant Governor in any case of absence or disability of that officer, and whenever the said office of Lieutenant Governor shall be vacant. The House of Representatives shall, when it first assembles at each regular session, organize temporarily, and thereupon proceed to the election of a Speaker from its own members; and each House at each regular session shall choose its other officers."

Adopted.
Mr. Carpenter offered the following amendment:

1. Amend page 5, section 30, article 16, by striking out all of section 30, article 16.

2. And by striking out lines 17, 18 and 19 of section 4, article 3, page 5.

Mr. Tracy called for a division of the question.

Mr. Childs offered the following substitute for division 1 of the amendment:

Substitute by striking out all of section 30, article 16, page 5, line 10, all after the word "four," and adding the word "years."

After consideration,

Mr. Freeman moved the previous question, and the motion was seconded.

On ordering the main question, yeas and nays were demanded by Mr. Freeman, Mr. Bertram and Mr. Hensley.

The main question was ordered by the following vote:

Yeas—72.

Barrett. Kimbell.
Beaird. Kirk.
Bertram. Lillard.
Bird. Lotto.
Blair. Martin.
Bounds. Maxwell.
Browne. McGaughey.
Carpenter. Meade.
Childs. Melton.
Collier. Mercer.
Cureton. Moore of Lamar.
Dennis. Morton.
Dickinson. Oliver.
Dorothy. Porter.
Doyle. Reubell.
Drew. Rhea.
Edwards. Rogan.
Evans of Hunt. Savage.
Evans of Grayson. Seabury.
Ewing. Skilleth.
Field. Sluder.
Fields. Smith.
Fisher. Smyth.
Freeman. Staples.
Garrison. Stokes.
Gilbough. Strother.
Good. Thaxton.
Graham. Thompson.
Harris. Tracy.
Henderson. Tucker.
Hensley. Wall.
Hill of Gonzales. Ward.
Hill of Travis. Welch.
Holland of Harris. Wolters.
Humphrey. Wood.

Nays—19.

Ayres. Love.
Bell. McKamy.
Brewster. McKeller.
Brigance. Pitts.
Bridgel. Rudd.
Conoly. Schlick.
Crawford. Shropshire.
Curry. Turner.
Dils. Wallace.

Absent.

Burney. Patterson.
Burns. Randolph.
Carswell. Robbins.
Crowley. Shelburne.
Manson. Thomas.
Neighbors. Wilcox.
O'Connor. Williams.
### Excused

- Bailey. Moore, Fort Bend.  
- Bean. Morris.  
- Benson. Mundine.  
- Blackburn. Peery.  
- Bumpass. Pfeuffer.  
- Callan. Reiger.  
- Dean. Rogers.  
- Flint. Stamper.  
- Green. Vaughn, Guadalupe.  
- Holland of Burnet. Vaughan of Collin.  
- Holland of Harris.  
- Morgan.  
- Neighbors.  
- O’Connor.  
- Patterson.  
- Shelburne.  
- Wilcox.  
- Williams.  

### Adopted by the following vote:

<table>
<thead>
<tr>
<th>Yeas</th>
<th>57</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>

### Nays—34

- Ayers.  
- Barrett.  
- Bertrand.  
- Bertram.  
- Bounds.  
- Boyd.  
- Brewster.  
- Burney.  
- Carpenter.  
- Crawford.  
- Cureton.  
- Dies.  
- Doyle.  
- Evans of Hunt.  
- Evans of Grayson.  
- Fields.  
- Good.  
- Graham.  
- Henderson.  
- Humphrey.  
- Logan.  
- Love.  

### Nays—55

- Ayers.  
- Barbee.  
- Barrett.  
- Bertrand.  
- Bertram.  
- Bounds.  
- Boyd.  
- Brewster.  
- Burney.  
- Carpenter.  
- Crawford.  
- Cureton.  
- Dies.  
- Doyle.  
- Evans of Hunt.  
- Evans of Grayson.  
- Fields.  
- Good.  
- Graham.  
- Henderson.  
- Humphrey.  
- Logan.  
- Love.  
- Martin.  
- McGaughey.  
- McKamy.  
- McKellar.  
- Meade.  
- Melton.  
- Mercer.  
- Morton.  
- Oliver.  
- Porter.  
- Robbins.  
- Ragan.  
- Rudd.  
- Savage.  
- Schlick.  
- Seabury.  
- Skillern.  
- Smith.  
- Smyth.  
- Strother.  
- Thompson.  
- Tracy.  
- Turner.  
- Vaughan, Guadalupe.  
- Ward.  
- Welch.  
- Wolters.  
- Mancon.  
- Maxwell.  
- Moore of Lamar.  
- Morton.  
- Oliver.  
- Pitts.  
- Reubell.  
- Shropshire.  
- Skillern.  
- Sluder.  
- Smith.  
- Stokes.  
- Thaxton.  
- Tucker.  
- Wall.  
- Wood.  
- Curry.  
- Dennis.  
- Dickinson.  
- Dorroh.  
- Drew.  
- Evans of Grayson.  
- Ewing.  
- Feld.  
- Fisher.  
- Freeman.  
- Garrison.  
- Gilbough.  
- Harris.  
- Hensley.  

### Absent

- Blair.  
- Brigance.  
- Burns.  
- Carswell.  
- Crowley.  
- McFarland.  
- Randolph.  
- Reiger.  
- Stamper.  
- Thomas.  
- Vaughn of Collin.  

### Speaker in the chair.

(Speaker in the chair.)

Question then recurred on the first division of the Carpenter amendment as substituted, and it was adopted.

On the second division of the Carpenter amendment, yeas and nays were demanded by Mr. Childs, Mr. Reubell and Mr. Carpenter.

Lost by the following vote:

<table>
<thead>
<tr>
<th>Yeas</th>
<th>35</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Absent.


House joint resolution No. 27 was ordered engrossed by the following vote:

Yeas—53.


Nays—37.


Absent.


While we vote "yea," we are opposed to the resolution, and expect to vote against it at the polls. We vote "yea" simply to get it before the people, so that they may determine for themselves the advisability of its adoption.

FISHER, HILL of Travis.

On motion of Mr. Wolters, the House, at 12:30 p. m., took a recess until 3 o'clock p. m. to-day.
The House was called to order by the Speaker at 3 o'clock p. m.

Pending question,

House bill No. 665, a bill to be entitled "An act to redistrict the State of Texas into judicial districts, for the purpose of reducing their number and equalizing the work of the judges, to fix the times of holding the court therein, to provide for the appointment of district judges and district attorneys in certain cases, and to repeal all laws and parts of laws in conflict herewith."

On its second reading, with majority favorable report, and minority favorable report with amendment.

The bill was read second time yesterday, and Mr. Tracy moved to substitute the minority report for the majority report, and to postpone further consideration of the bill until next Monday, April 19, at 3 p. m., pending which the House adjourned.

BILL SIGNED BY THE SPEAKER.

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

House bill No. 107, entitled "An act to define cold storage in local option counties, precincts, cities, towns or subdivisions, and affix penalties for keeping same."

COMMITTEE REPORT.

By Mr. Good, Chairman:

Committee Room,

Austin, Texas, April 13, 1897.

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

Your Committee on Counties and County Boundaries, to whom was referred

Substitute Senate bill No. 320, a bill to be entitled "An act to amend title XXIII, chapter 4, of the Revised Civil Statutes of the State of Texas, relating to county lines, by adding thereto article 808a."

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.

GOOD, Chairman.

MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, April 13, 1897.

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

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

Substitute Senate bill No. 328, a bill to be entitled "An act to amend article 812 of the Revised Civil Statutes of Texas, relating to the removal of county seats."

By the following vote: yeas 17, nays 8.

Respectfully,

WILL LAMBERT, Secretary.

SENATE BILL ON FIRST READING.

Substitute Senate bill No. 328, reported above, was read first time and referred to the Committee on Counties and County Boundaries.

SPEAKER'S TABLE.

Mr. Shropshire moved to suspend pending business to take up and place on its second reading

House bill No. 481, a bill to be entitled "An act to amend article 969, chapter 3, title 18, of the Revised Civil Statutes of the State of Texas, 1893, relating to marriages in cases of seduction."

On a standing vote, there being no quorum voting, the Clerk was directed to call the roll, and the motion to suspend was lost by the following vote:

Yeas—46.

Ayers.   Manson.
Barbee.   Maxwell.
Barrett.  McFarland.
Blair.    McCall.
Boyd.     Melton.
Brewster. Morton.
Brigance.  Cureton.
Crawford.  Dennis.
            Doyle.
Ewing.    Doyle.
Feild.     Doyle.
Fields.    Doyle.
Fisher.   Freeman.
            Gibbough.
Graham.   Graham.
Harris.   Graham.
Henderson. Harris.
Kimbell.  Harris.
Lillard.  Graham.
Logan.    Lillard.
Burney.   Logan.

Nays—44.

Beaird.
Bell.
Bertram.
Bounds.
Browne.
Burney.

Burns.
Carpenter.
Childs.
Collier.
Conoly.
Curry.
Mr. Drew moved to suspend pending business to take up and place on its third reading and final passage, 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."

On the motion to suspend, yeas and nays were demanded by Mr. Wolters, Mr. O'Connor and Mr. Fields.

The motion to suspend was lost by the following vote:

Yeas—44.

Mr. Ayers moved to suspend pending business to take up and place on its third reading and final passage, House bill No. 276, a bill to be entitled "An act to amend article 1316, chapter 12, title 30, 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."

On the motion to suspend, yeas and nays were demanded by Mr. Wolters, Mr. O'Connor and Mr. Fields.

The motion to suspend was lost by the following vote:

Yeas—46.
Civil Statutes of Texas, 1895, and to require judges of the district and county courts to prepare their charges to the jury before the argument of a cause before the jury, and repeal all laws in conflict herewith."

The motion to suspend was lost.

The House resumed consideration of House bill No. 665, the judicial redistricting bill, on its second reading, with pending motions.

Mr. Maxwell moved to table the motion of Mr. Tracy to postpone further consideration of the bill until next Monday at 3 o'clock p.m.

On the motion to table, yeas and nays were demanded by Mr. Barbee, Mr. Maxwell and Mr. Tracy.

Tabled by the following vote:

Yeas—60.

Ayers.    Bell.
Barrett.  Bird.
Beaird.   Bounds.
Bell.     Boyd.
Brewster. Browne.
Burney.   Carpenter.
Collier.  Conoly.
Crawford. Cureton.
Curry.    Dennis.
Dickinson. Dibble.
Drew.     Fields.
Fisher.  Garrison.
Gilbough. Good.
Harris.  Henderson.
Hensley.  Smyth.

Yeas—32.

Barbee.    Bayley.
Blair.     Bean.
Brigance.  Benson.
Burns.    Blackburn.
Crowley.  Bumpass.

Nays—67.


Excused.


Question next recurring on the motion of Mr. Tracy to substitute the minority report for the majority report.

After consideration, Mr. Williams moved the previous question on the motion of Mr. Tracy, and the main question was ordered.

Yeas and nays were demanded by Mr. Tracy, Mr. Neighbors and Mr. Martin.

The House refused to adopt the minority report by the following vote:

Yeas—32.

Barbee.    Bell.
Blackburn. Blair.
Brigance.  Burns.
Burns.    Childs.
Childs.   Conoly.
Crawford. Cureton.
Curry.    Dennis.
Dickinson. Dibble.
Drew.     Fields.
Fisher.  Garrison.
Gilbough. Good.
Harris.  Henderson.
Hensley.  Smyth.

Nays—67.

I vote "aye," because I am opposed to legislating men out of offices to which the people have elected them, and think that this bill should not go into effect until the next general election. This, in my opinion, will meet the platform demand.

SMITH.

The majority report was adopted.

On motion of Mr. Pitts, the House, at 6:05 p. m., adjourned until 9:30 o'clock to-morrow.

---

**Absent.**

Benson.

Bird.

Brewster.

Holland of Harris.