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.

I vote "aye" because I believe that the people who elected these judges, acting under the provisions of the Constitution, placed them in office for four years. I don’t think they should be legislated or gerrymandered out of office, but should serve their time. I believe that if the judges and district attorneys who by the majority report will not be allowed to serve out their term, will contend in the courts for it that their position will be sustained. I therefore vote "aye." SMITH.

The majority report was adopted. On motion of Mr. Pitts, the House, at 6:30 p.m., adjourned until 9:30 o’clock to-morrow.

Hall House of Representatives, Austin, Texas, Wednesday, April 14, 1897.

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

Speaker Dashiell in the chair.

Roll called, and the following members present:

**Absent.**

Burney. O’Connor.

Carswell. Patterson.


McKellar. Shelburne.

**Excused.**

Alexander. Morris.

Bailey. Mundine.

Bean. Peery.

Benson. Pfeuffer.

Bumpass. Randolph.

Callan. Reiger.

Dean. Rogers.

Flint. Stamper.

Holland of Burnet. Thomas.

Moore, Fort Bend. Vaughan of Collin.

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. CHILDs.

I vote “aye” because I believe that the people who elected these judges, acting under the provisions of the Constitution, placed them in office for four years. I don’t think they should be legislated or gerrymandered out of office, but should serve their time. I believe that if the judges and district attorneys who by the majority report will not be allowed to serve out their term, will contend in the courts for it that their position will be sustained. I therefore vote “aye.” SMITH.
A quorum was announced present.


Pending reading of the Journal of yesterday.

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

GRANTED LEAVE OF ABSENCE:

On account of important business:
Mr. Benson and Mr. Patterson for to-day, on motion of Mr. McKellar.

On account of sickness:
Mr. Moore of Lamar for to-day, on motion of Mr. Robbins.

The Speaker directed the Sergeant-at-Arms to enforce Rule 50 strictly.

On motion of Mr. Wolters, the following members of the Visiting Committee on freight transportation to the Gulf were invited to seats in the Hall: Nebraska—Mr. Saunders, as proxy for Governor Holcomb.

Kansas — Governor Leedy, Judge Martin, Railroad Commissioner L ewelling, Senator King, and Representatives Brown, Hackney and Johnson.

Oklahoma—Senators Garrison and Hamer, Representative R. B. Shannon, and Sergeant-at-Arms C. J. Jones.

NOTICE.

Mr. Ayers gave notice that on to-morrow he would call up the motion to reconsider the vote by which Senate bill No. 79 was passed, and which motion was spread upon the Journal, March 25th.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, April 14, 1897.
Hon. L. T. Dashiell, Speaker of the House.

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

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

Senate bill No. 254, entitled "An act to amend articles 4786 and 4788 of title 97, chapter 7, of the Revised Civil Statutes of the State of Texas, relating to elections for road taxes."

By two-thirds vote: yeas 25, noes 0.

Senate bill No. 256, entitled "An act to amend article 785 of the Revised Civil Statutes of the State of Texas, providing for the organization or reorganization of unorganized or disorganized counties."

By the following vote: yeas 20, noes 1.

Senate bill No. 312, entitled "An act to amend article 397 of chapter 2, title 12, of the Revised Civil Statutes of the State of Texas, relating to cities and towns, and the election of its officers."

By two-thirds vote: ayes 23, noes 0.

Senate bill No. 356, entitled "An act to amend article 244, chapter 2, title IV, of the Code of Criminal Procedure of the State of Texas."

By two-thirds vote: ayes 21, noes 0.

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 bills Nos. 234 and 256, to Judiciary Committee No. 1.

Senate bill No. 356, to Judiciary Committee No. 2.
Senate bill No. 312 to Committee on Towns and City Corporations.

BILL REFERRED.

House bill No. 683, to Judiciary Committee No. 1, on motion of Mr. O'Connor.

SPEAKER'S TABLE.

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

Senate bill No. 87, a bill to be entitled "An act to amend an act of the regular session of the Twenty-third Legislature, entitled an act to provide for the protection of domestic animals, for the creation of a live stock sanitary commission, rules and regulations, to provide penalties for violating the same, and to make an appropriation to carry out the provisions of this act, approved April 20, A.D. 1893."

The bill was laid before the House on its second reading.

On motion of Mr. Rogan, rule No. 73, requiring the House to go into a committee of the whole to consider all bills carrying appropriations, was suspended, as pertains to this bill.

The bill was then read second time.

Mr. Welch offered the following amendment:

Amend by striking out "three years" in line 12, page 2, and insert "two years."

Adopted.

Mr. Jones offered the following amendment:

Amend line 30, page 1, by striking out the words "their offices," and insert "his office;" and by striking out "their successors" and inserting "his successor."

Adopted.

The bill was passed to a third reading.

Mr. Robbins moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that Senate bill No. 87 be put on its third reading and final passage.

The motion prevailed by the following vote:

Yea's—92.


Nays—5.


Senate bill No. 87 read third time, and
Mr. Henderson offered the following amendment:
Amend lines 14 and 15, page 5, by striking out all between the word “time,” in line 14, and the word “and,” in line 15.

Lost.
The bill was passed by the following vote:

Yeas—86.

Mr. Speaker. Humphrey.
Ayers. Jones.
Barbee. Lillard.
Barrett. Logan.
Beard. Lotto.
Bell. Love.
Blackburn. Manson.
Blair. Martin.
Bounds. Maxwell.
Boyd. McIlvaine.
Bragg. McKellar.
Brewster. Meade.
Burney. Meade.
Carpenter. Mellon.
Carswell. Morris.
Collins. Neighbors.
Conolly. O'Connor.
Crowley. Peery.
Crowley. Peery.
Currie. Pitts.
Dennis. Reubell.
Dickinson. Robbins.
Died. Schlick.
Dorothy. Seaury.
Dorothy. Seaury.
Drew. Shelburne.
Edwards. Sluder.
Evans of Grayson. Staples.
Edwards. Thaxton.
Feld. Thomas.
Fields. Thompson.
Freeman. Turner.
Garrison. Wallace.
Gilbough. Ward.
Good. Welch.
Graham. Wilcox.
Harris. Williams.
Hensley. Wolters.
Hill of Travis. Wood.

Nays—14.

Bertram. Rogers.
Henderson. Savage.
Hill of Gonzales. Skillern.
Mercer. Smith.
Morton. Stokes.
Rhea. Strother.
Rogan. Wall.

Absent.

Bird. Childs.
Brewster. Green.
Burns. Holland of Harris.

Kimbell. Rudd.
McFarland. Tracy.

Excused.

Bean. Mundine.
Bumpass. Patterson.
Pfeiffer. Randolph.
Dean. Reiger.
Flint. Stamper.
Holland of Burnet. Vaughn, Guadalupe.

We vote "no" on the passage of Senate bill No. 87, because it appropriates too much money at this time to enforce its provisions; and because we are opposed to paying full well value for an animal which is depreciated or valueless by reason of disease.

HILL of Gonzales.
ROGAN.
SAVAGE.

Mr. Robbins moved to reconsider the vote by which Senate bill No. 87 was passed, and to table the motion to reconsider.

The motion to table prevailed.

On motion of Mr. Williams, pending business was suspended, to take up the following resolution:

Senate concurrent resolution No. 20, relating to deep water, good harbors and an open sea, etc.

The fact that deep water, good harbors and an open sea now exist at several places on the coast of Texas, and the great difference in distance as compared from our seacoast to that from the far off Atlantic coast to the States mentioned in the said concurrent resolution of the Kansas Legislature, making it a forced and unnatural proceeding to carry the immense surplus of agricultural, mineral and manufactured products 1500 miles further to find ship's bottoms, that they may be transmitted to the other countries of the world, thus denying an outlet to large quantities of such products, the cost of transporting being more than their market value; therefore be it

Resolved, first, by the Senate of the State of Texas, the House of Representatives concurring therein, that we heartily endorse the resolutions of the Kansas Legislature in so far as they may lead to the conference mentioned of delegates from the several States, and we would recommend that an invitation be extended to other States west of the Mississippi river to participate in the conference by sending representatives thereto.

Resolved, second, that His Excellency
Governor Culberson, when he is informed of the appointment of delegates from the other States and Territories mentioned to such a conference, to appoint an equal number of our citizens to meet such delegates, who are hereby empowered to present such a report to the next Legislature as may enable that body to intelligently deal with the subject of low rates of freights from all the territory of this vast western region to our seacoast.

The concurrent resolution of the Kansas Legislature above referred to will be found in the House and Senate Journals of February 9th, submitted in a message from the Governor.

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

Mr. Williams moved to reconsider the vote by which Senate concurrent resolution No. 20 was adopted, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Wolters moved to suspend pending business to take up and place on its second reading, Senate joint resolution No. 13.

Pending business was suspended by the following vote:

Yea's—77.

Ayers.
Barbee.
Barrett.
Beard.
Bell.
Blackburn.
Blair.
Bounds.
Boyd.
Brigance.
Burns.
Carpenter.
Carswell.
Collier.
Conoly.
Crawford.
Crowley.
Curry.
Dennis.
Dickinson.
Dies.
Dorroh.
Doyle.
Evans of Hunt.
Ewing.
Ewing.
Felder.
Fisher.
Garrison.
Gilbough.
Good.
Green.
Harris.
Henderson.

Nay's—22.

Bertram.
Burney.
Drew.
Evans of Grayson.
Fields.
Freeman.
Graham.
Humphrey.
Love.
Manson.
Maxwell.

Abscond.
Bailey.
Bird.
Brewster.
Browne.
Childs.

Excused.
Alexander.
Bean.
Benson.
Bumpass.
Callan.
Dean.
Henderson.
McKellar.
Meade.
Morton.
Reuben.
Rhea.
Skilern.
Sluder.
Smith.
Stokes.
Thomas.

Yea's—75.

Ayers.
Bailey.
Barbee.
Barrett.
Beard.
Bell.
Blackburn.
Blair.
Bounds.
Boyd.
Brigance.
Burns.
Carpenter.
Carswell.
Collier.
Conoly.
Crawford.
Crowley.
Curry.
Dennis.
Dickinson.
Dies.
Dorroh.
Doyle.
Evans of Hunt.
Ewing.
Ewing.
Felder.
Fisher.
Garrison.
Gilbough.
Good.
Green.
Harris.
Henderson.

Thompson.
Tucker.
Turner.
Wall.
Wallace.

Welch.
Wilcox.
Williams.
Wolters.
Wood.

Nay's—22.

Bertram.
Burney.
Drew.
Evans of Grayson.
Fields.
Freeman.
Graham.
Humphrey.
Love.
Manson.
Maxwell.

McKellar.
Meade.
Morton.
Reuben.
Rhea.
Skilern.
Sluder.
Smith.
Stokes.
Thomas.

Yea's—75.

Ayers.
Bailey.
Barbee.
Barrett.
Beard.
Bell.
Blackburn.
Blair.
Bounds.
Boyd.
Brigance.
Burns.
Carpenter.
Carswell.
Collier.
Conoly.
Crawford.
Crowley.
Curry.
Dennis.
Dickinson.
Dies.
Dorroh.
Doyle.
Evans of Hunt.
Ewing.
Ewing.
Felder.
Fisher.
Garrison.
Gilbough.
Good.
Green.
Harris.
Henderson.

Carswell.
Collier.
Conoly.
Crawford.
Crowley.
Curry.
O'Connor.
Oliver.
Peery.
Pitts.
Porter.
Rogers.
Rogers.
Rudd.
Savage.
Schlick.
Seabury.
Shropshire.
Smyth.
Staples.
Strother.
Thaxton.

The Speaker laid before the House, on its second reading, Senate joint resolution No. 13, a resolution to amend section 24 of article 3 of the Constitution of the State of Texas, relating to compensation of members of the Legislature, with majority favorable, and minority adverse reports thereon.

The resolution was read second time and Mr. Bertram moved to adopt the minority report.

Mr. Wolters moved to table the motion of Mr. Bertram.

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

Tabled by the following vote:

Yea's—75.
Mr. Blair moved to table the amendment, upon which motion yeas and nays were demanded by Mr. Love, Mr. Maxwell and Mr. Sluder.

Tabled by the following vote:

Yeas—55.

Ayers. Holland of Harris.
Barrett. Kirk.
Beaird. Logan.
Bell. Lotto.
Blair. McFarland.
Blair. McGaughy.
Bounds. Meade.
Boyd. Melton.
Burns. Neighbors.
Childs. O'Connor.
Collier. Peery.
Conoly. Pitts.
Crawford. Robbins.
Dennis. Rudd.
Dickinson. Schlick.
Dies. Seabury.
Drew. Shelburne.
Edwards. Shropshire.
Evans of Grayson. Staples.
Ewing. Thompson.
Garrison. Turner.
Gibbough. Ward.
Green. Welch.
Harris. Wilcox.
Henderson. Williams.
Hensley. Wolters.
Hill of Travis. Wood.

Nays—48.

Barbee. Martin.
Bertram. Maxwell.
Blackburn. McKamy.
Browne. McKellar.
Burney. Mercer.
Carpenter. Morris.
Carswell. Morton.
Crowley. Oliver.
Cureton. Porter.
Curry. Reubell.
Dorrough. Rhea.
Doyle. Rogan.
Feild. Rogers.
Fields. Savage.
Freeman. Skellern.
Good. Sluder.
Graham. Smith.
Holland of Burnet. Stokes.
Moore, Fort Bend. Vaughan.

The majority report was adopted.

Mr. Feild offered the following amendment:

Amend by striking out section 24, and inserting: "Members of the Legislature shall receive from the public treasury as compensation for their services the sum of five dollars per day for the period of 100 days, which shall constitute regular session, and five dollars per day for 30 days for any called session, and the usual mileage heretofore allowed in going and returning to their homes."

Bird. Tracy.
Brewster. Tucker.
Browne.

Excused.

Bean. Mundine.
Benson. Patterson.
Bumpass. Pfeiffer.
Callan. Randolph.
Dean. Relger.
Flint. Stamper.
Holland of Burnet. Vaughan of Collin.
Moore, Fort Bend. Vaughan, Guadalupe.

The majority report was adopted.

Mr. Feild offered the following amendment:

Amend by striking out section 24, and inserting: "Members of the Legislature shall receive from the public treasury as compensation for their services the sum of five dollars per day for the period of 100 days, which shall constitute regular session, and five dollars per day for 30 days for any called session, and the usual mileage heretofore allowed in going and returning to their homes."

Mr. Blair moved to table the amendment, upon which motion yeas and nays were demanded by Mr. Love, Mr. Maxwell and Mr. Sluder.

Tabled by the following vote:

Yeas—55.

Ayers. Holland of Harris.
Barrett. Kirk.
Beaird. Logan.
Bell. Lotto.
Blair. McFarland.
Blair. McGaughy.
Bounds. Meade.
Boyd. Melton.
Burns. Neighbors.
Childs. O'Connor.
Collier. Peery.
Conoly. Pitts.
Crawford. Robbins.
Dennis. Rudd.
Dickinson. Schlick.
Dies. Seabury.
Drew. Shelburne.
Edwards. Shropshire.
Evans of Grayson. Staples.
Ewing. Thompson.
Garrison. Turner.
Gibbough. Ward.
Green. Welch.
Harris. Wilcox.
Henderson. Williams.
Hensley. Wolters.
Hill of Travis. Wood.

Nays—48.

Barbee. Martin.
Bertram. Maxwell.
Blackburn. McKamy.
Browne. McKellar.
Burney. Mercer.
Carpenter. Morris.
Carswell. Morton.
Crowley. Oliver.
Cureton. Porter.
Curry. Reubell.
Dorrough. Rhea.
Doyle. Rogan.
Feild. Rogers.
Fields. Savage.
Freeman. Skellern.
Good. Sluder.
Graham. Smith.
Holland of Burnet. Stokes.
Moore, Fort Bend. Vaughan.
April 14, 1897

Balley. Fisher.
Bird. Tracy.
Brewster. Tucker.
Absent.
Fisher. Tracy.
Tracy. Tucker.
Excused.

Bean. Mundine.
Benson. Patterson.
Bumpass. Pfeuffer.
Callan. Randolph.
Dean. Reiger.
Flint. Stamper.
Holland of Burnet. Vaughan, Gualupe.

Mr. Humphrey offered the following amendment:
Amend page 1, lines 20 and 21 by striking out all after the word "services," in line 20, and insert in lieu thereof the following: "As may from time to time be provided by law, not exceeding five dollars per day for the first one hundred days of each session; and after that not exceeding three dollars per day for the remainder of the session. In addition to the per diem, the members of each house shall be entitled to mileage in going to and returning from the seat of government, which mileage shall not exceed five dollars for every twenty-five miles, the distance to be computed by the nearest and most direct route of travel by land, regardless of railways or other routes; and the Comptroller of the State shall prepare and preserve a table of distances to each county seat now or hereafter to be established, and by such table the mileage of each member shall be paid; but no member shall be entitled to mileage for any extra session that may be called within one day after the adjournment of a regular or called session."

Mr. Fields offered the following amendment to the amendment:
Amend the amendment by striking out "$5 for every 25 miles" and insert in lieu thereof the following, "$2.50 for every 25 miles."

Mr. Henderson offered the following substitute for the amendment by Mr. Humphrey:
Amend by striking out all after the words "section 24," in lines 19, 20 and 21, and insert in lieu thereof the following, viz: "The members of the Legislature shall receive from the public treasury as compensation for their services the sum of $5 for each day the Legislature may be in session."

Mr. Evans of Grayson moved the previous question, and the main question was ordered.
Question first recurred on the substitute by Mr. Henderson for the amendment by Mr. Humphrey, and it was lost.

On the amendment by Mr. Fields to the amendment by Mr. Humphrey yeas and nays were demanded by Mr. Fields, Mr. Cureton and Mr. Burney.
Lost by the following vote:

Yeas—36.

Ayers. Martin.
Bertram. McFarland.
Bird. Mercer.
Blackburn. Morton.
Boyd. Porter.
Browne. Rhea.
Burney. Rogan.
Carpenter. Rogers.
Cureton. Shropshire.
Dorrough. Skillern.
Doyle. Sluder.
Felid. Smith.
Fields. Staples.
Graham. Stokes.
Hill of Gonzales. Strother.
Jones. Thompson.
Kirk. Wall.
Love. Wallace.

Nays—45.

Barbee. Humphrey.
Barrett. Kimbell.
Beard. Lillard.
Bell. Logan.
Blair. Lotto.
Bouds. Mason.
Burns. Maxwell.
Carswell. McCaughey.
Chilids. McKamy.
Colier. McKellar.
Conoly. Melton.
Crawford. Morris.
Crowley. Neighbors.
Curry. O'Connor.
Dennis. Oliver.
Dickinson. Peery.
Dies. Reubell.
Drew. Robbins.
Edwards. Rudd.
Evans of Hunt. Savage.
Evans of Grayson. Schlek.
Ewing. Shelburne.
Fisher. Smyth.
Freeman. Thaxton.
Garrison. Thompson.
Gilbough. Turner.
Good. Ward.
Green. Welch.
Harris. Wilcox.
Henderson. Williams.
Hensley. Wolters.
Hill of Travis. Wood.
Holland of Harris.
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Absent.
Bailey.
Brewster.
Brigance.
Meade.

Excused.
Alexander.
Bean.
Benson.
Bumpass.
Callan.
Dean.
Flint.
Holland of Burnet. Vaughan, Guadalupe.

On the amendment by Mr. Humphrey yeas and nays were demanded by Mr. Love, Mr. Bird and Mr. Fields.

Adopted by the following vote:

Yea's—73.

Ayres.
Bailey.
Barbee.
Beaird.
Bell.
Bertram.
Bird.
Blackburn.
Boyd.
Burney.
Burns.
Carpenter.
Carswell.
Crawford.
Crowley.
Cureton.
Curry.
Dies.
Dorothy.
Doyle.
Drew.
Ewing.
Field.
Fields.
Good.
Graham.
Green.
Hensley.
Hill of Gonzales.
Hill of Travis.
Humphrey.
Jones.
Kimbell.
Kirk.
Lillard.
Logan.
Love.

Nay's—29.
Barrett.
Blair.
Bounds.
Brownie.
Childs.
Collier.

Freeman.
Garrison.
Gilbough.
Harrs.
Henderson.
Holland of Harris.
Lotto.
Manson.
Neighbors.

Absent.
Brewster.
Brigance.
Pitts.
Seabury.
Smith.
Smyth.
Stokes.
Welch.
Wilcox.
Wolters.

Excused.
Alexander.
Bean.
Benson.
Bumpass.
Callan.
Dean.
Flint.
Holland of Burnet. Vaughan, Guadalupe.

I vote "no," because I am opposed to any change to the present law.

SMITH.

Senate joint resolution No. 13 was passed to a third reading.

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

Whereas, the Hon. C. R. Bowlin, chairman of the Democratic Executive Committee of Tarrant county, and one of the gallant leaders of the young democracy of this State, is a visitor at the State capitol; therefore be it

Resolved, That he be extended the privileges of the floor of this House.

Read second time and adopted.

On motion of Mr. Ward, pending business was suspended, to take up and place on its third reading and final passage,

House joint resolution No. 20, to amend article XI, of the Constitution of the State of Texas, by adding there to section 11, relating to validating county court house and jail bonds for the construction of bridges.

The resolution was laid before the House, read third time, and was passed by the following vote:

Yea's—93.

Mr. Speaker.
Bailey.
Barbee.
Barrett.
Beaird.
Bell.
Blackburn.
Blair.
Bounds.
Childs.
Collier.

Pitts.
Seabury.
Smith.
Smyth.
Stokes.
Wilcox.
Wolters.
Moore of Lamar.
Mundine.
Patterson.
Pfeuffer.
Randolph.
Reiger.
Stamper.
Moore, Fort Bend.
Vaughan, Collin.

Yeas—73.

Ayres.
Bailey.
Barbee.
Beaird.
Bell.
Bertram.
Bird.
Blackburn.
Boyd.
Burney.
Burns.
Carpenter.
Carswell.
Crawford.
Crowley.
Cureton.
Curry.
Dies.
Dorothy.
Doyle.
Drew.
Ewing.
Field.
Fields.
Good.
Graham.
Green.
Hensley.
Hill of Gonzales.
Hill of Travis.
Humphrey.
Jones.
Kimbell.
Kirk.
Lillard.
Logan.
Love.

Nay's—29.
Barrett.
Blair.
Bounds.
Brownie.
Childs.
Collier.

Pitts.
Seabury.
Smith.
Smyth.
Stokes.
Wilcox.
Wolters.
Moore of Lamar.
Mundine.
Patterson.
Pfeuffer.
Randolph.
Reiger.
Stamper.
Moore, Fort Bend.
Vaughan, Collin.

I vote "no," because I am opposed to any change to the present law.

SMITH.

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Read second time and adopted.

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Bailey.
Barbee.
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Pitts.
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Smith.
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Wilcox.
Wolters.
Moore of Lamar.
Mundine.
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Read second time and adopted.

On motion of Mr. Ward, pending business was suspended, to take up and place on its third reading and final passage,

House joint resolution No. 20, to amend article XI, of the Constitution of the State of Texas, by adding there to section 11, relating to validating county court house and jail bonds for the construction of bridges.

The resolution was laid before the House, read third time, and was passed by the following vote:

Yea's—93.

Mr. Speaker.
Bailey.
Barbee.
Barrett.
Beaird.
Bell.
Blackburn.
Blair.
Bounds.
Childs.
Collier.

Pitts.
Seabury.
Smith.
Smyth.
Stokes.
Wilcox.
Wolters.
Moore of Lamar.
Mundine.
Patterson.
Pfeuffer.
Randolph.
Reiger.
Stamper.
Moore, Fort Bend.
Vaughan, Collin.

I vote "no," because I am opposed to any change to the present law.

SMITH.

Senate joint resolution No. 13 was passed to a third reading.

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

Whereas, the Hon. C. R. Bowlin, chairman of the Democratic Executive Committee of Tarrant county, and one of the gallant leaders of the young democracy of this State, is a visitor at the State capitol; therefore be it

Resolved, That he be extended the privileges of the floor of this House.

Read second time and adopted.

On motion of Mr. Ward, pending business was suspended, to take up and place on its third reading and final passage,

House joint resolution No. 20, to amend article XI, of the Constitution of the State of Texas, by adding there to section 11, relating to validating county court house and jail bonds for the construction of bridges.

The resolution was laid before the House, read third time, and was passed by the following vote:

Yea's—93.
Mr. Ward moved to reconsider the vote by which House joint resolution No. 20 was passed, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Blair moved to suspend pending business to take up and place on its second reading Senate bill No. 216.

On the motion to suspend, yeas and nays were demanded by Mr. Blair, Mr. Neighbors, and Mr. Harris.

Pending business was suspended by the following vote:

Yea—71.

Ayres. Ayres. Martin.
Browne. Browne. Oliver.
Crowley. Crowley. Schlick.
Dennis. Dennis. Skillern.
Good. Good. Wall.
Harris. Harris. Wallace.
Hill of Travis. Hill of Travis. Ward.
Holland of Harris. Holland of Harris. Welch.
Logan. Logan. Wolters.
Lotto. Lotto. Wood.
Manson. Manson. Wood.

Nay—31.

Freeman. Freeman. Robbins.
Hensley. Hensley. Stokes.
Humphrey. Humphrey. Thomas.

Nay—2.

McKellar. Skillern.
Meade. Thompson.
Melton. Wilcox.
Morton. Wilcox.
Neighbors. Wilcox.
Nevis. Wilcox.
O'Connor. Wilcox.
Peery. Wilcox.
Porter. Wilcox.
Peery. Wilcox.
Porter. Wilcox.
Peery. Wilcox.
Porter. Wilcox.
Peery. Wilcox.
Porter. Wilcox.
Peery. Wilcox.
Porter. Wilcox.
Peery. Wilcox.
Porter. Wilcox.
Peery. Wilcox.
Porter. Wilcox.
Peery. Wilcox.
Porter. Wilcox.
Peery. Wilcox.
Porter. Wilcox.

The Speaker laid before the House, on its second reading, Senate bill No. 216, a bill to be entitled "An act to amend article 745 of the Revised Civil Statutes of the State of Texas, requiring foreign corporations to file their articles of incorporation with the Secretary of State, and imposing certain conditions upon said corporations transacting business in this State, and authorizing the Secretary of State to issue permits to such corporations."

The bill was read second time, and Mr. Seabury offered the following amendment:

Amend by inserting in line 31, page 1, after the word "State," the following: "If such corporation is created for more than one purpose, the permit may be limited to one or more purposes."

Adopted.

The bill was passed to a third reading.

The Speaker laid before the House as pending business, on its third reading and final passage, Senate bill No. 83, a bill to be entitled "An act to regulate the compensation of certain State, district, county and precinct officers in this State, and to repeal all laws and parts of laws in conflict therewith."

Mr. Ward moved to postpone consideration of the bill until next Wednesday, April 21, at 10 o'clock a.m.

Mr. Love moved to table the motion of Mr. Ward, upon which yeas and nays were demanded by Mr. O'Connor, Mr. Beaird and Mr. Blair.

Tabled by the following vote:

<table>
<thead>
<tr>
<th>Yeas</th>
<th>Nays</th>
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<td>53</td>
<td>44</td>
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Mr. Wood offered the following amendment:

Amend section 3 by striking out all after the word "officer" in line 1, on page 4, down to and inclusive of the words "district judge" in line 6, and by striking out the words "or district
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Judge" in line 9, and by striking out the words "or district judge" in line 11, and by striking out the word "district" in line 15, and insert "county" therefor.

Pending consideration,

On motion of Mr. Blair, the House, at 12:25 p.m. took recess until 3 o'clock p.m. today.

___

AFTERNOON SESSION.

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

Pending question,

Senate bill No. 83 on its third reading and final passage, with amendment by Mr. Wood pending.

By unanimous consent, pending business was suspended to take up the regular morning call.

PETITIONS AND MEMORIALS.

By Mr. Maxwell:

A petition of 120 citizens of Eastland county, favoring the bill allowing the Houston and Texas Central Railroad Company to consolidate with the Waco and Northwestern and Texas Central Railway Company.

By Mr. Tucker:

A petition of 60 citizens of Shackelford county, same as above.

By Mr. Conoly:

A petition of 70 citizens of Falls county, same as above.

By Mr. Morton:

A petition of 82 citizens of Erath county, same as above.

By Mr. Peery:

A petition of 30 citizens of Knox county, same as above.

All the above petitions were read, and referred to the Committee on Internal Improvements.

By Mr. Morris:

A petition of 56 citizens of Walker county, protesting against the bill redistricting the State judicially.

Read and referred to Committee on Judicial Districts.

BILLS AND RESOLUTIONS.

By Mr. Sluder, Mr. Evans of Grayson, and Mr. Maxwell:

House bill No. 691, a bill to be entitled "An act to define lobbying and provide a penalty therefor."

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

By Mr. Ayers:

House bill No. 692, a bill to be entitled "An act to amend article 1537, chapter 2, title 32, of the Revised Civil Statutes of Texas, adopted and established by the Twenty-fourth Legislature in regular session, 1895, relating to the powers and duties of commissioners' courts, and to authorize such courts to compound and compromise debts and claims due to the county."

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

COMMITTEE REPORTS.

By Mr. Ward, chairman:

Committee Room,

Austin, Texas, April 14, 1897.

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

Your Judiciary Committee No. 1, to whom was referred

House bill No. 624, a bill to be entitled "An act to amend article 1158, chapter 3, title 29, of the Revised Statutes of the State of Texas, prescribing the appellate jurisdiction of county courts in civil cases, 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 not pass.

WARD, Chairman.

Committee Room,

Austin, Texas, April 14, 1897.

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

Your Judiciary Committee No. 1, to whom was referred

House bill No. 625, a bill to be entitled "An act to authorize and provide for appeals to the county courts and the district courts of this State from orders, judgments or decisions of the board of equalization of taxes of any city or town within the State of Texas; to prescribe and regulate the procedure and practice in such appeals, 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 not pass.

WARD, Chairman.

Committee Room,

Austin, Texas, April 14, 1897.

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

Your Judiciary Committee No. 1, to whom was referred

House bill No. 682, a bill to be enti-
tled "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."

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 14, 1897.
Hon. L. T. Dashiell, Speaker of the House.

Your Judiciary Committee No. 1, to whom was referred
Senate bill No. 256, a bill to be entitled "An act to amend article 875 of the Revised Civil Statutes of the State of Texas, providing for the organization or reorganization of unorganized or disorganized counties."

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 14, 1897.
To Hon. L. T. Dashiell, Speaker of the House of Representatives.
Your Judiciary Committee No. 1, to whom was referred
Senate bill No. 234, a bill to be entitled "An act to amend articles 4786 and 4787 of title 97, chapter 7, of the Revised Civil Statutes of the State of Texas, relating to elections for road taxes."

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 14, 1897.
Hon. L. T. Dashiell, Speaker of the House.

Your Judiciary Committee No. 1, to whom was referred
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."

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 14, 1897.
Hon. L. T. Dashiell, Speaker of the House.

Your Judiciary Committee No. 1, to whom was referred
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 Co. 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."

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.

By Mr. Carpenter, chairman:

Committee Room,
Austin, Texas, April 14, 1897.
Hon. L. T. Dashiell, Speaker of the House.

Your Committee on State Affairs, to whom was referred
House bill No. 657, a bill to be entitled "An act to provide for the protection of certain labor, and to provide for the just and equitable payment for 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 be referred to Committee on Labor.

CARPENTER, Chairman.

Committee Room,
Austin, Texas, April 14, 1897.
Hon. L. T. Dashiell, Speaker of the House.

Your Committee on State Affairs, to whom was referred
Senate bill No. 302, a bill to be entitled "An act to require all corporations that are now required, or that may hereafter be required under the laws of this State, to keep on deposit with the State of Texas money, bonds or other securities, to hereafter keep on deposit with this State money, bonds of the State of Texas, or of some county or city therein, or first
mortgage lien notes on real estate situated within this State, and declaring an emergency."

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.

Committee Room,
Austin, Texas, April 14, 1897.
Hon. L. T. Dashiel1, Speaker of the House.
Your Committee on State Affairs, to whom was referred Senate bill No. 198, entitled "An act to amend article 4308, title XC, of the Revised Civil Statutes of the State of Texas, relating to public weighers."

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. Williams, chairman:

Committee Room,
Austin, Texas, April 14, 1897.
Hon. L. T. Dashiel1, Speaker of the House.
Your Committee on Internal Improvements, to whom was referred House bill No. 672, a bill to be entitled "An act to provide for paying the traveling expenses of the Railroad Commissioners, secretary, clerks and other employees."

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

WILLIAMS, Chairman.

Committee Room,
Austin, Texas, April 14, 1897.
Hon. L. T. Dashiel1, Speaker of the House.
Your Committee on Internal Improvements, to whom was referred House bill No. 676, a bill to be entitled "An act to amend article 4308, title XC, of the Revised Civil Statutes of the State of Texas, relating to public weighers."

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. Oliver, chairman:

MAJORITY REPORT.

Committee Room,
Austin, Texas, April 14, 1897.
Hon. L. T. Dashiel1, Speaker of the House.
Your Committee on Penitentiaries, to whom was referred House bill No. 122, a bill to be entitled "An act to regulate the working of convicts, to prevent convicts from being hired to individuals and corporations, and to prevent their competition with free labor; to inhibit the State from competing with its citizens in the manufacture and sale of articles made in whole or in part by convicts, to utilize the labor of said convicts upon farms owned or leased by the State, and to utilize convict labor in improving public highways."

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.

OLIVER, Chairman.

MINORITY REPORT.

Committee Room,
Austin, Texas, April 14, 1897.
Hon. L. T. Dashiel1, Speaker of the House.
A minority of your Committee on Penitentiaries, to whom was referred House bill No. 122, a bill to be entitled "An act to regulate the working of convicts, to prevent convicts from being hired to corporations and individuals, and to prevent their competition with free labor; to inhibit the State from competing with its citizens in the manufacture and sale of articles made in whole or in part by convicts, to utilize the labor of said convicts upon farms owned or leased by the State, and to utilize convict labor in improving public highways."

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

WELCH.
Committee Room,
Austin, Texas, April 14, 1897.

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

Your Committee on Penitentiaries,
to whom was referred
House bill No. 653, entitled "An act to prohibit the taking of fish from the waters of Carter Lake,

Have had the same under consideration, and I am instructed to report the same back to the House with the recommendation that it do not pass, for the reason that this exact amendment was adopted by the Twenty-fourth Legislature, but left out of Revised Statutes.

OLIVER, Chairman.

By Mr. Dies, chairman:

Committee Room,
Austin, Texas, April 14, 1897.

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

Your Committee on Engrossed Bills have carefully examined and compared
House concurrent resolution No. 13, empowering the Superintendent of Public Buildings and Grounds to lease the temporary capitol.
And find the same correctly engrossed.

DIES, Chairman.

By Mr. Lillard, chairman:

Committee Room,
Austin, Texas, April 13, 1897.

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

Your Committee on Enrolled Bills have carefully examined and compared
House bill No. 547, a bill to be entitled: "An act to amend article 2951, title 54, of the Revised Civil Statutes of the State of Texas, by adding thereto article 2951a, relating to the State Reformatory and House of Correction."

Have had the same under consideration, and I am instructed to report the same to the House with the recommendation that this exact amendment was adopted by the Twenty-fourth Legislature, but left out of Revised Statutes.

LILLARD, Chairman.

By Mr. Lillard, chairman:

Committee Room,
Austin, Texas, April 13, 1897.

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

Your Committee on Enrolled Bills have carefully examined and compared
House bill No. 613, entitled "An act to set apart for free school purposes four leagues of land heretofore granted to the territory known as Greer county, and to authorize the Attorney General to institute proceedings for the recovery of said land."
And find the same correctly enrolled, and I have this, day at 11 a. m., presented the same to the Governor for his approval.

LILLARD, Chairman.

Committee Room,
Austin, Texas, April 13, 1897.

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

Your Committee on Enrolled Bills have carefully examined and compared
House bill No. 476, entitled "An act to restore and confer upon the county court of San Saba county the civil and criminal jurisdiction formerly belonging to said county under the Constitution and general statutes of the State, and to conform the jurisdiction of the district court of said county to said change."
And find the same correctly enrolled, and I have this, day at 11 a. m., presented the same to the Governor for his approval.

LILLARD, Chairman.

Committee Room,
Austin, Texas, April 13, 1897.

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

Your Committee on Enrolled Bills have carefully examined and compared
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 and Green Lake and its tributaries, in Calhoun and Victoria counties, 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."

And find the same correctly enrolled, and I have this, day at 11 a. m., presented the same to the Governor for his approval.

LILLARD, Chairman.

Committee Room.

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

Your Committee on Enrolled Bills have carefully examined and compared

House bill No. 654, entitled "An act to create a more efficient road system in Gregg, Harrison and Upshur counties, 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 counties, and to provide for the appointment of overseers to work such convicts and defaulting poll tax payers,

And find the same correctly enrolled, and I have this, day at 11 a. m., presented the same to the Governor for his approval.

LILLARD, Chairman.

Committee Room.

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

Your Committee on Enrolled Bills have carefully examined and compared

House bill No. 677, 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 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 enrolled, and I have this, day at 11 a. m., presented the same to the Governor for his approval.

LILLARD, Chairman.
have carefully examined and compared

House bill No. 557, entitled "An act to amend article 22, of title 4, of the Revised Civil Statutes, so as to extend the time of the district court of Fort Bend, Wharton, Brazoria and Waller counties."

And find the same correctly enrolled, and I have this, day at 11 a.m., presented the same to the Governor for his approval.

LILLARD, Chairman.

Committee Room, Austin, Texas, April 14, 1897.

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

Your Committee on Enrolled Bills have carefully examined and compared

House bill No. 107, a bill to be entitled "An act to define and prevent cold storage in a local option county, precinct, city, town or subdivision of a county, and to affix a penalty for running, keeping or maintaining them in such county, city, town or subdivision."

And find the same correctly enrolled, and I have this, day at 11 a.m., presented the same to the Governor for his approval.

LILLARD, Chairman.

Committee Room, Austin, Texas, April 14, 1897.

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

Your Committee on Enrolled Bills have carefully examined and compared

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

And find the same correctly enrolled, and have this day, at 5 p.m., presented the same to the Governor for his approval.

LILLARD, Chairman.

FURTHER TIME GRANTED.

For consideration of House bills Nos. 542, 658, and Senate bill No. 86, on motion of Mr. Robbins, chairman.

BILLS SIGNED BY THE SPEAKER.

The Speaker signed in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following bills:

House bill No. 517, 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 depositions of parties."

Senate bill No. 42, entitled "An act to amend section 108, article 24, of the Revised Civil Statutes of the State of Texas, by adding thereto article 2293a., relating to the depositions of parties."

Senate bill No. 420, entitled "An act to provide for the collection of taxes heretofore 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 deficient 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 to satisfy
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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 1895, relating to delinquent taxes, and to repeal all laws in conflict with this act."

Also,

Senate concurrent resolution No. 20, relating to deep water, good harbors and an open sea, etc.

The House returned to the consideration of Senate bill No. 83, the Wayland fee bill, on its third reading and final passage, with amendment by Mr. Wood pending.

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

On ordering the main question, yeas and nays were demanded by Mr. Blair, Mr. Wolters and Mr. Gilbough, whereupon Mr. Blair moved a call of the House.

The call was seconded, and the Clerk was directed to call the roll.

The following appeared absent without leave: Messrs. Barbee, Burney, Collier, Crowley, Edwards, Fisher, Holland of Harris, Jones, McFarland, Pitts, Smith, Tracy, Wall.

Mr. Evans of Grayson moved to excuse the absentees, upon which motion yeas and nays were demanded by Mr. Blair, Mr. Shropshire and Mr. Boyd.

The motion to excuse was lost by the following vote:

Yeas—58.

Bailey.
Bertram.
Blackburn.
Browne.
Carpenter.
Carswell.
Conoly.
Crawford.
Cureton.
Curry.
Dennis.
Dickinson.
Dorrough.
Doyle.
Drew.
Evans of Hunt.
Evans of Grayson.
Fields.
Freeman.
Garrison.
Graham.
Green.
Henderson.
Hensley.
Hill of Gonzales.
Lillard.
Love.

Welch.
Wilcox.
Williams.
Wood.

Nays—37.

Ayers.
Barrett.
Beard.
Bell.
Bird.
Blair.
Bounds.
Boyd.
Brigance.
Burns.
Childs.
D.ies.
Ewing.
Fields.
Gilbough.
Good.
Harris.
Hill of Travis.
Humphrey.

Absent.

Barbee.
Burney.
Collier.
Crowley.
Edwards.
Fisher.
Gilbough.
Holland of Harris.
Hill of Gonzales.

Excused.

Alexander.
Bean.
Benson.
Bumpass.
Callan.
Dean.
Drew.
Evans of Hunt.
Evans of Grayson.
Fields.
Freeman.
Garrison.
Graham.
Green.
Henderson.
Hensley.
Hill of Gonzales.
Lillard.
Love.

Manson.
Maxwell.
McGaughey.
McKellar.
Meade.
Mercer.
Morris.
Morton.
Neighbors.
Peery.
Porter.
Reubell.
Rhea.
Robbins.
Rogan.
Savage.
Seabury.
Shelburne.
Skillern.
Sluder.
Staples.
Stokes.
Strother.
Thomas.
Thompson.
Tucker.
Wallace.

Ayers.
Barrett.
Burney.
Collier.
Crowley.
Edwards.
Fisher.
Gilbough.
Holland of Harris.
Hill of Gonzales.

PAIRED.

Mr. Brewster (present), who would vote "yea," with Mr. Tracy (absent), who would vote "nay."

The Sergeant-at-Arms was instructed to bring in the absentees.

The Speaker laid before the House on its second reading, Senate bill No. 1, a bill to be entitled "An act to prescribe and define the liability of persons, receivers or corporations operating railroads or street railways for injuries to their servants and employees, and to prohibit contracts between employer and employee, based upon the contingency of the injury or death of the employee, limiting the liability of the employer for damages."

Mr. Smyth moved to suspend pending business to take up and place on its second reading, Substitute Senate bill No. 63, a bill...
to be entitled "An act to repeal articles 4218d and 4218l, chapter 12a, title 87, of the Revised Civil Statutes of the State of Texas, and to add to said chapter articles 4218ff and 4218fff, and to amend articles 4218e, 4218f and 4218s of said chapter and title, relating to the sale and lease of public free school and asylum lands."

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—47.

Bounds. Crowley. Tracy.
Boyd. Fish. Wall.
Brewster. Holland of Harris.
Brigance. Excused.
Dennis. Callan. Randolph.
Dorroh. Dean. Reiger.
Ewing. Flint. Stamper.
Gilbough. Moore, Fort Bend.
Good. (Mr. Wall and Mr. McFarland were announced present.)
Humphrey. Mr. Bell moved to postpone consideration of Senate bill No. 1 till next
Kimbell. Wednesday at 10 o'clock a. m.
Logan. Mr. Sluder moved to table the motion to postpone, upon which motion yeas and nays were demanded by Mr. Brigance, Mr. Gilbough, and Mr. Vaughan of Guadalupe.
Martin. Lost by the following vote:
McKamy. Ayres. Love.

Nays—50.

Childs. Dallas. Reubell.
Field. Freeman. Tucker.
Graham. Hensley. Welch.
Hensley. Hill of Gonzales.
Absent.

Barbee. Holland of Harris.
Burney. Jones.
Collier. Pitts.
Crowley. Smith.
Fisher. Tracy.

Excused.

Bean. Mundine.
Benson. Patterson.
Bumpass. Pfeuffer.
Callan. Randolph.
Dean. Reiger.
Flint. Stamper.

Holland of Burnet. Vaughan of Collin.
Moore, Fort Bend.

Question recurring on the motion to postpone, yeas and nays were demanded by Mr. Childs, Mr. O'Connor and Mr. Seabury.

Postponed by the following vote:

Yeas—59.

Beard. Humphrey.
Bell. Kimbell.
Blackburn. Kirk.
Blake. Logan.
Bounds. Martin.
Brewster. McGaughey.
Brigance. McKamy.
Burns. McKellar.
Carswell. Melton.
Conolly. Mercer.
Crawford. Morris.
Dennis. Neighbors.
Dies. Oliver.
Dorroh. Porter.
Doyle. Robbins.
Ewing. Rogers.
Garrison. Rudd.
Gilbough. Savage.
Good. Shropshire.
Graham. Smyth.
Green. Staples.

Stokes. Vaughan, Guadalupe.
Strother. Wall.
Thomas. Wilcox.
Thompson. Wood.
Tucker.

Nays—41.

Ayers. Manson.
Bertram. Maxwell.
Bird. Meade.
Browne. Morton.
Carpenter. O'Connor.
Childs. Peery.
Curleton. Reubell.
Curry. Rhea.
Dickinson. Schlick.
Drew. Seabury.
Edwards. Shelburne.
Evans of Grayson. Skillern.
Felld. Sluder.
Fields. Thaxton.
Freeman. Turner.
Harris. Wallace.
Hensley. Ward.
Hill of Travis. Welch.
Lillard. Williams.
Lotto. Wolters.
Love.

Absent.

Barbee. Holland of Harris.
Burney. Jones.
Collier. Pitts.
Crowley. Smith.
Fisher. Tracy.

Excused.

Bean. Mundine.
Benson. Patterson.
Bumpass. Pfeuffer.
Callan. Randolph.
Dean. Reiger.
Flint. Stamper.

Holland of Burnet. Vaughan of Collin.
Moore, Fort Bend.

(Mr. Holland of Harris was announced.)

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

Senate bill No. 33, a bill to be entitled "An act to protect accountants, bookkeepers, artisans, craftsmen, factory operatives, mill operatives, servants, mechanics, quarrymen and common laborers and farm hands; to provide a lien and to prescribe the time of payments and in lawful money of the United States, and providing for attorney's fees in foreclosing such liens and prescribing the rights of the assignees of such persons, and to repeal all laws in conflict with this act."

Mr. Wilcox moved to suspend pending business to take up and place on its second reading,
Senate bill No. 324, a bill to be entitled "An act to amend article 594, of chapter 11, title 18, of the Revised Civil Statutes of Texas, so as to confer on the board of aldermen of towns and villages having a population of 500 inhabitants and over the right to establish, erect, construct, regulate and keep in repair bridges, culverts, sewers, sidewalks, crossings, and to regulate the construction and use of the same; and to make the owner of the lot or lots fronting on a sidewalk responsible for the cost of construction, and creating a lien against said lot or lots for the amount of said cost."

On the motion to suspend, yeas and nays were demanded by Mr. Wilcox, Mr. Morris, and Mr. Conolly.

Lost by the following vote:

Yeas—50.

Oliver. Oliver. Oliver. Oliver. Oliver. Oliver. Oliver. Oliver.

Nays—44.


Absent.

Crowley. Tracy. Tracy. Tracy. Tracy. Tracy. Tracy. Tracy.

Excused.


Mr. Bell was excused by unanimous consent until next Friday on account of sickness in his family.

Senate bill No. 33 was read second time, and

Mr. Beaird offered the following amendment:

Amend by striking out the words "farm hand" after the word "laborer" in line 24, page 1, of the bill, and at all other places where said words may occur in the bill.

(Mr. Barbee was announced.)

(Mr. Burney was announced.)

The amendment by Mr. Beaird was tabled on motion of Mr. Wolters.

Mr. Brigance offered the following amendment:

Amend by striking out of the provisions of said bill section 4, page 3.

(Mr. Moore of Lamar was announced.)

Mr. Love moved the previous question on the amendment, and the main question was ordered.

The amendment by Mr. Brigance was adopted.

Mr. Dies offered the following amendment.

Amend by inserting the words "receiver or receivers" after the word "agents" wherever it occurs in the bill.

Mr. Evans of Grayson moved to excuse the absentees, upon which motion yeas and nays were demanded by Mr. Wolters, Mr. Gilbough, and Mr. Brigance.

Lost by the following vote:
Yeas—64.

Alley.  Martin.
Bailey.  Maxwell.
Barrett.  McGaughey.
Beaird.  McKellar.
Bertram.  Meade.
Blackburn.  Mercer.
Browne.  Moore of Lamar.
Burney.  Morris.
Carpenter.  Morton.
Carswell.  Neighbors.
Conoly.  Peery.
Crawford.  Porter.
Cureton.  Reubell.
Curry.  Rhea.
Dennis.  Robbins.
Dickinson.  Rogan.
Dorroh.  Savage.
Drew.  Seabury.
Evans of Hunt.  Shelburne.
Evans of Grayson.  Skillern.
Feild.  Sluder.
Fisher.  Staples.
Freeman.  Stokes.
Garrison.  Thaxton.
Graham.  Thomas.
Henderson.  Thompson.
Hensley.  Tucker.
Hill of Gonzales.  Wallace.
Kimbell.  Welch.
Lillard.  Wilcox.
Love.  Williams.
Manson.  Wood.

Nays—38.

Ayers.  Humphrey.
Barbee.  Kirk.
Bird.  Logan.
Blair.  Lotto.
Boyd.  McKamy.
Brigance.  Melton.
Burns.  O'Connor.
Childs.  Oliver.
Dies.  Rogers.
Edwards.  Rudder.
Ewing.  Schlick.
Fields.  Shropshire.
Gilbough.  Smyth.
Good.  Strother.
Green.  Turner.
Harris.  Vaughn, Guadalupe.
Hill of Travis.  Ward.
Holland of Harris.  Wolters.

Absent.

Browster.  Pitts.
Collier.  Smith.
Crowley.  Tracy.
Jones.  Wall.

Excused.

Alexander.  Callan.
Bean.  Dean.
Bell.  Flint.
Benson.  Holland of Burnet.
Bumpass.  Moore, Fort Bend.

Mundine.  Belger.
Patterson.  Stamper.
Pfeuffer.  Vaughan of Collin.
Randolph.

PAIRED.

Mr. Blackburn (present), who would vote "yea," with Mr. Tracy (absent), who would vote "nay."

(Mr. Crowley was announced.)

The amendment by Mr. Dies was adopted.

Mr. Ayers offered the following amendment:

Amend by adding after the word "same," in line 7, page 2, the words "and to liens for tools, animals and supplies furnished to enable the making of the crop or products."

Mr. Burney offered the following amendment to the amendment:

Amend the amendment by inserting the words "by landlords" after the word "furnished" in the amendment.

Adopted.

On motion of Mr. Love, the amendment as amended was tabled.

Mr. Burney offered the following amendment:

Amend by striking out lines 30, 31 and 32, on page 2, and lines 1, 2 and 3, on page 3.

Mr. Henderson moved the previous question, and it was not seconded.

(Mr. Jones was announced.)

Mr. Wolters moved the previous question, and it was not seconded.

The amendment by Mr. Burney was adopted.

Mr. Maxwell offered the following amendment:

Amend by striking out in line 30, page 3, the words "an emergency and" and also all of section 8 after the word "suspended" in line 1, page 4.

Adopted.

Mr. Boyd offered the following amendment:

Amend by adding to line 7, on page 2, the following: "Provided, that nothing herein shall apply to the home stead or to property exempt from forced sale."

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

The amendment by Mr. Boyd was lost.

On the passage of the bill to a third reading, yeas and nays were demanded by Mr. Bertram, Mr. Oliver and Mr. Bird.

Mr. Oliver moved a call of the House, and it was not seconded.
Senate bill No. 33 was passed to a third reading by the following vote:

Yeas—83.

Bailey. Logan.
Barbee. Love.
Barrett. Martin.
Bird. Maxwell.
Blackburn. McKamy.
Blair. McKeller.
Bounds. Melton.
Brewster. Moore, Lamar.
Browne. Mercer.
Burney. Moore of Lamar.
Carpenter. Morton.
Carswell. Morton.
Childs. Morton.
Conoly. Neighbors.
Crawford. Peery.
Cureton. Porter.
Curry. Reubell.
Dennis. Rhea.
Dickinson. Robbins.
Dies. Rogers.
Doyle. Rogers.
Drew. Savage.
Edwards. Schlick.
Evans of Hunt. Seabury.
Evans of Grayson. Shropshire.
Ewing. Skilling.
Feld. Sluder.
Fields. Smyth.
Fisher. Stoks.
Freeman. Strother.
Gilbough. Thaxton.
Good. Thomas.
Graham. Thompson.
Harris. Tucker.
Henderson. Turner.
Hensley. Wall.
Hill of Gonzales. Wallace.
Hill of Travis. Ward.
Holland of Harris. Welch.
Humphrey. Wilcox.
Jones. Williams.
Kimbell. Wolters.
Kirk. Wood.
Lillard. 

Nays—14.

Ayens. Manson.
Beaird. McGaughey.
Bertram. Morris.
Brigance. O'Connor.
Burns. Oliver.
Dorroh. Rudd.
Green. Vaughan, Guadalupe.

Absent.

Boyd. Shelburne.
Collier. Smith.
Crowley. Staples.
Garrison. Tracy.

Excused.

Alexander. Bell.
Bean. Benson.

Bumpass. Patterson.
Callan. Pfeiffer.
Dean. Randolph.
Flint. Reiger.
Lolland of Burnet. Stamper.
Moore, Fort Bend. Vaughan of Collin.
Mundine.

We vote "no" on this bill, because we regard it as a most fatal bill to the best interests of the farmers and farm laborers in this State.

BEAIRD, DORROH, RUDD, GREEN.

Mr. Wolters moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that Senate bill No. 33 be put on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—89.

Mr. Speaker. Kimbell.
Barbee. Lillard.
Barrett. Logan.
Benson. Lotto.
Bird. Love.
Blair. Martin.
Blackburn. Maxwell.
Blair. Maxwell.
Brewster. McGaughey.
Browne. McKamy.
Burney. McKellar.
Carswell. Meade.
Childs. Melton.
Conoly. Mercer.
Crawford. Moore, Lamar.
Cureton. Morris.
Curry. Morton.
Dennis. Neighbors.
Dickinson. O'Connor.
Dies. Peery.
Doyle. Porter.
Drew. Reubell.
Edwards. Rhea.
Evans of Grayson. Rogan.
Ewing. Rogers.
Feld. Savage.
Fields. Schlick.
Fisher. Shabury.
Freeman. Shropshire.
Gilbough. Skilling.
Good. Sluder.
Graham. Smyth.
Harris. Stokes.
Henderson. Strother.
Hensley. Thaxton.
Hill of Gonzales. Thomas.
Hill of Travis. Thompson.
Holland of Harris. Tucker.
Humphrey. Turner.
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<table>
<thead>
<tr>
<th>Wall.</th>
<th>Williams.</th>
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<td>Ward.</td>
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<td>Welch.</td>
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**Nays—13.**

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<th>Ayers.</th>
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**Absent.**

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<th>Burns.</th>
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<td>Carpenter.</td>
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**Excused.**

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<td>Holland of Burnet.</td>
<td>Vaughan of Collin.</td>
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Senate bill No. 33 was read third time, and
Mr. Rogan offered the following amendment:
Amend section 1, in line 26, by adding after the word “farm” the following, “or in any livery stable, or wood yard, or in any lumber business, or upon any stock ranch.”
Adopted.

Mr. Seabury offered the following amendment:
Amend by striking out the words “upon agricultural products” in line 6, page 2, and the words “on the same” in line 7, page 2, and insert in lieu of the latter the words “now provided by law.”
Mr. Bertram offered the following amendment to the amendment:
Amend the amendment by striking out all after the word “trustees” in line 6, on page 2, in section 1.
Mr. Feld moved to excuse the absentees, upon which motion yeas and nays were demanded by Mr. Wolters, Mr. Shropshire, and Mr. O’Connor.
Lost by the following vote:

**Yeas—96.**

<table>
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<tr>
<th>Mr. Speaker.</th>
<th>Carpenter.</th>
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<td>Bailey.</td>
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**Nays—39.**

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**Absent.**

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On motion of Mr. Feld, Mr. Peery by unanimous consent was excused for to-day on account of sickness.
Mr. Evans of Hunt offered the following substitute for the pending amendments:

Substitute for amendment by striking out all after “trustees” in line 5, page 2, and insert the following: “Provided that the lien herein given to a farm hand shall be subordinate to the landlord’s lien for rent.”

Mr. Love moved the previous question on all the pending amendments, and the main question was ordered.

On the substitute yeas and nays were demanded by Mr. Love, Mr. Barbee, and Mr. Evans of Hunt.

The substitute was lost by the following vote:

Yeas—24.
Barbee. 
Bounds. 
Carpenter. 
Curry. 
Dickinson. 
Dye. 
Dorroh. 
Drew. 
Evans of Hunt. 
Fields. 
Humphrey. 
Kimbell. 

Nays—55.
Ayers. 
Bailey. 
Barrett. 
Benson. 
Bertram. 
Bird. 
Blackburn. 
Boyd. 
Brewster. 
Brigance. 
Browne. 
Burney. 
Burns. 
Carson. 
Childs. 
Conolly. 
Crawford. 
Crowley. 
Cureton. 
Dennis. 
Doyle. 
Edwards. 
Evans of Grayson. 
Ewing. 
Field. 
Fisher. 
Freeman. 
Garrison. 
Gilbough. 
Good. 
Graham. 
Green. 
Harris. 
Henderson. 

Strother. 
Thaxton. 
Thompson. 
Tucker. 
Turner. 
Vaughan, Guadalupe

Absents.
Beaird. 
Blair. 
Collier. 
Kirk.

Excused.
Alexander. 
Bean. 
Bell. 
Bumpass. 
Callan. 
Dean. 
Flint. 
Holland of Burnet. 
Holland of Collin. 
Moore, Fort Bend.

On the amendment by Mr. Bertram to the amendment, yeas and nays were demanded by Mr. Fields, Mr. Bertram, and Mr. Cureton.

Lost by the following vote:

Yeas—21.
Benson. 
Bertram. 
Bird. 
Brewster. 
Burns. 
Holland of Lamar. 
Humphrey. 
Kimbell. 
Lillard. 
Martin. 
Maxwell. 
McFarland. 
McKamy. 
McKellar. 
Meade. 
Melton. 
Mercer. 
Nance. 
Shelburne. 
Stokes. 
Tucker.

Nays—55.
Ayers. 
Bailey. 
Barrett. 
Barbee. 
Bertram. 
Benson. 
Bird. 
Burney. 
Burns. 
Carson. 
Childs. 
Conolly. 
Crawford. 
Crowley. 
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Good. 
Graham. 
Green. 
Harris. 
Henderson. 

Strother. 
Thaxton. 
Thompson. 
Tucker. 
Turner. 
Vaughan, Guadalupe

Absents.
Beaird. 
Blair. 
Collier. 
Kirk.

Excused.
Alexander. 
Bean. 
Bell. 
Bumpass. 
Callan. 
Dean. 
Flint. 
Holland of Burnet. 
Holland of Collin. 
Moore, Fort Bend.

On the amendment by Mr. Bertram to the amendment, yeas and nays were demanded by Mr. Fields, Mr. Bertram, and Mr. Cureton.

Lost by the following vote:

Yeas—21.
Benson. 
Bertram. 
Bird. 
Brewster. 
Burns. 
Holland of Lamar. 
Humphrey. 
Kimbell. 
Lillard. 
Martin. 
Maxwell. 
McFarland. 
McKamy. 
McKellar. 
Meade. 
Melton. 
Mercer. 
Nance. 
Shelburne. 
Stokes. 
Tucker.

Nays—55.
The amendment by Mr. Seabury was adopted.

Mr. Rogan offered the following amendment:

Amend the caption by adding after the words “farm hands” in line 17, the following, “and employees and laborers in livery stables, wood yards, in any lumber business, and upon stock ranches.”

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

The amendment by Mr. Rogan was adopted.

On final passage of the bill, yeas and nays were demanded by Mr. Beaird, Mr. Oliver and Mr. Rudd. Mr. Oliver moved a call of the House, and it was not seconded.

Senate bill No. 33 was passed by the following vote:

Yeas—85.


Nays—18.


Absent.


Excused.


Mr. Love moved “no” and against the passage of the bill because, in my honest judgment, I believe it is against the interest of the farmer and will entail much litigation and annoyance and trouble,
and unsettle the business of the buying and selling of cotton, and no man who deals in the buying and selling of cotton knows when he purchased cotton or other farm products whether there is a lien upon the same or not; and further, because the bill is dangerous and unsettles a well understood and established law.

BRIGANCE.

Mr. Wolters moved to reconsider the vote by which Senate bill No. 33 was passed, and to table the motion to reconsider.

The motion to table prevailed.

On motion of Mr. Bailey, the regular order of business was suspended to take up Senate concurrent resolution No. 22, granting to the Eighth Texas Cavalry Association, known as Terry's Texas Rangers, permission to erect in the capitol grounds a monument to their heroic dead.

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

Mr. Maxwell moved to excuse the absentees, upon which motion yeas and nays were demanded by Mr. Wolters, Mr. Blair and Mr. Dies.

Lost by the following vote:

Yea-60.


Nays-46.


Absent.

Collier. The resolution was laid before the House, read second time and adopted.

Pitts.

Excused.


Mr. Humphrey moved to suspend pending business to take up and place on its second reading, Senate bill No. 199, a bill to be entitled "An act to repeal article 491, chapter 2, title 13, of the Penal Code of the State of Texas of 1895, relating to offenses pertaining to public roads and irrigation."

Suspended by the following vote:

Yea-85.


Nays-19.

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Garrison. Robbins.
Gilbough. Rogan.
Good. Rogers.
Graham. Rudd.
Harris. Savage.
Henderson. Schlick.
Hensley. Seabury.
Hill of Gonzales. Shelburne.
Hill of Travis. Shropshire.
Holland of Harris. Skillern.
Humphrey. Sluder.
Jones. Smyth.
Lillard. Staples.
Lotto. Stokes.
Love. Thaxton.
Maxwell. Thomas.
McGaughey. Thompson.
McKamy. Tucker.
McKellar. Turner.
Meade. Vaughan, Guadalupe.
Melton. Wall.
Mercer. Wallace.
Morris. Ward.
Morton. Wilcox.
Neighbors. Williams.
O’Connor. Wolters.
Porter. Wood.
Reubell.

Nays—19.
Barbee. Kimbell.
Beaird. Logan.
Benson. Manson.
Burney. Martin.
Crowley. Oliver.
Dickinson. Rhea.
Dies. Strother.
Felton. Welch.
Green.

Absent.
Brewster. Pitts.
Collier. Smith.
Kirk. Tracy.
Moore of Lamar.

Excused.
Alexander. Mundine.
Bean. Patterson.
Bell. Peery.
Bumpass. Pfeuffer.
Dean. Randolph.
Flint. Reiger.
Holland of Burnet. Stamper.
Moore, Fort Bend. Vaughan of Collin.

Mr. Evans of Grayson moved to excuse the absentees, on which motion yeas and nays were demanded by Mr. Evans of Hunt, Mr. Wolters, and Mr. Brigance.

Lost by the following vote:

Yeas—52.
Benson. Burney.
Bertram. Carswell.
Blackburn. Conoly.
Browne. Cureton.
Curry. Morton.
Dennis. Neighbors.
Dickinson. Oliver.
Dorror. Porter.
Doyle. Reubell.
Drew. Rhea.
Edwards. Robbins.
Evans of Hunt.
Evans of Grayson. Savage.
Evans of Hunt.
Evans of Grayson. Savage.
Felld. Seabury.
Freeman. Shelburne.
Graham. Skillern.
Henderson. Sluder.
Hensley. Staples.
Hill of Gonzales. Stokes.
Humphrey. Thomas.
Lillard. Thompson.
Love. Tucker.
Manson. Wallace.
Maxwell. Welch.
McKellar. Wilcox.
Meade. Williams.

Nays—47.
Ayers. Holland of Harris.
Barbee. Logan.
Barrett. Lotto.
Bealrd. Martin.
Blair. McGeachy.
Bounds. McKamy.
Boyd. Melton.
Brigance. Mercer.
Burns. Morris.
Carpenter. O’Connor.
Childs. Rogers.
Crawford. Schlick.
Dies. Shropshire.
Ewing. Smyth.
Fields. Strother.
Fish. Thaxton.
Garrison. Turner.
Gilbough. Vaughan, Guadalupe.
Good. Wall.
Green. Ward.
Harris. Wolters.
Hill of Travis. Woot.

Absent.
Brewster. Moore, Lamar.
Collier. Pitts.
Jones. Smith.
Kirk. Tracy.

Excused.
Alexander. Mundine.
Bean. Patterson.
Bell. Peery.
Bumpass. Pfeuffer.
Callan. Randolph.
Dean. Reiger.
Flint. Stamper.
Holland of Burnet. Vaughan of Collin.
Moore, Fort Bend.

(Mr. Bailey in the chair.)
Mr. Blair moved that Mr. Hensley be permitted to withdraw his motion for the previous question on the final passage of Senate bill No. 83.

(Speaker in the chair.)

Mr. Hensley declined to withdraw the motion.

On motion of Mr. Rogan, the House, at 8:05 p. m. adjourned until 9 o'clock a. m. to-morrow.

SEVENTY-SECOND DAY.

Hall House of Representatives, Austin, Texas,
Thursday, April 15, 1897.

The House met at 9 o'clock pursuant to adjournment.

Speaker Dashell in the chair.

Roll called and the following members 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. Barbee until Monday, on motion of Mr. Shropshire.
Mr. Collier until Monday, on motion of Mr. Dies.
Mr. Tracy until Monday, on motion of Mr. Field.
Mr. Moore of Fort Bend on motion of Mr. Meade.
Mr. Pfeuffer until Monday, on motion of Mr. McKamy.

On account of sickness:
Mr. Drew for to-day, on motion of Mr. Martin.
Mr. Smith for yesterday and until Monday, on motion of Mr. Burney.

PETITIONS AND MEMORIALS.

By Mr. Thomas:
A petition of 140 citizens of Comanche county, requesting the passage of the bill authorizing the Houston and Texas Central Railroad Company to purchase the Waco and Northwestern and Texas Central Railroad.

By Mr. Cureton:
A petition of 63 citizens of Bosque county, same as above.

Also, one from 58 citizens of same county, same as above.