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company to purchase and operate the railway extending from a point in or near the town of Bremond, in Robertson county, to a point in or near the town of Ross, in McLennan county, with its franchises and appurtenances, and the railway extending from a point in or near said town of Ross to a point in or near the town of Albany, in Shackelford county, with its franchises and appurtenances, or either of such railways, with its franchises and appurtenances, or any part or parts thereof, and to authorize the owners thereof to sell the same, and to authorize a corresponding increase in the authorized aggregate of the bonds and stock of said Houston and Texas Central Railroad Company, and to regulate reports of such properties and the operations thereof,"

Was recommitted to the Committee on Internal Improvements.

After consideration,

Mr. Fields moved the previous question on the motion to reconsider, and the main question was ordered.

Yea and nays were demanded by Mr. Sluder, Mr. Dean and Mr. Freeman.

Reconsidered by the following vote:

Yeas—69.

Ayers. Kimbell.
Barrett. Logan.
Beard. Martin.
Bean. McKanny.
Benson. McKellar.
Bertram. Mercer.
Bird. Morris.
Blackburn. Morton.
Blair. O'Connor.
Bounds. Oliver.
Brigance. Peery.
Burns. Pitts.
Carswell. Porter.
Conoly. Rhea.
Crawford. Rogan.
Crowley. Rogers.
Curry. Savage.
Dennis. seabury.
Doroth. Shropshire.
Doyle. Skillern.
Field. Smith.
Fields. Smyth.
Fisher. Staples.
Garrison. Stokes.
Gilbough. Thaxton.
Gill. Thomas.
Graham. Thompson.
Green. Tucker.
Hensley. Turner.
Hill of Gonzales. Ward.
Hill of Travis. Welch.
Holland of Harris. Wolters.
Humphrey. Wood.

Nays—19.

Boyd. Holland of Burnet
Brewster. Kirk.
Carpenter. Lillard.
Cureton. Moore of Lamar.
Dean. Randolph.
Drew. Reubell.
Evans of Grayson. Schlick.
Ewing. Sluder.
Freeman. Wall.
Harris. Williams.

Absent.

Balley. Meade.
Browne. Melton.
Collier. Neighbors.
Dickinson. Pfeiffer.
Dies. Reiger.
Evans of Hunt. Shelburne.
Henderson. Strother.
Latto. Vaugham, Guatalpe
Love. Wallace.
Manson. Wilcox.
McFarland.

Excused.

Alexander. McGaughey.
Barrbee. Moore, Fort Bend.
Bell. Mundine.
Bumpass. Patterson.
Burns. Robbins.
Callan. Rudd.
Childs. Stamper.
Edwards. Tracy.
Flint. Vaughan of Collin.
Maxwell.

Question recurring on the motion to reconsider,

On motion of Mr. Seabury, the motion to reconsider was tabled.

Mr. Holland of Harris moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that Senate bill No. 306 be put on its third reading and final passage.

There being no quorum voting,

On motion of Mr. Drew, the House, at 11 o'clock a. m. adjourned until 10 o'clock next Monday.

SEVENTY-FOURTH DAY.

Hall House of Representatives,
Austin, Texas,
Monday, April 19th, 1897.

The House met at 10 o'clock a. m., pursuant to adjournment.

Speaker Dashiel in the chair.

Roll called and the following members present:

Mr. Speaker. Barrett.
Ayers. Beard.
Bailey. Bean.
Barbee. Bell.
Pending reading of the Journal of Friday and Saturday.

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

GRANTED LEAVE OF ABSENCE.

On account of important business:

Mr. Meade for last Saturday and to-day, on motion of Mr. Carpenter.

Mr. Brewer for to-day, on motion of Mr. Cureton.

Mr. Browne until Saturday, on motion of Mr. Tucker.

Mr. Wilcox for last Saturday and to-day, and Mr. Conoly for to-day, on motion of Mr. Dean.

Mr. Stamper until Wednesday, on motion of Mr. Freeman.

Mr. Holland of Harris until Monday, on motion of Mr. Shropshire.

Mr. Rogers and Mr. Good for to-day, on motion of Mr. Carpenter.

Mr. Evans of Hunt for to-day, on motion of Mr. Robbins.

Mr. Bounds for to-day, on motion of Mr. Boyd.

Mr. Dorroh for to-day on motion of Mr. Wood.

Mr. Schilke until Monday, on motion of Mr. Wolters.

Mr. Hill of Gonzales until Thursday, on motion of Mr. Garrison.

Mr. Wallace for last Saturday and to-day, on motion of Mr. Ayers.

Mr. Wolters for last Saturday and Mr. Gilbough for to-day, on motion of Mr. Blair.

Mr. Rudd for to-day, on motion of Mr. Logan.

Mr. Pfeuffer for to-day, on motion of Mr. Curry.

Mr. Bumpass for this week, on motion of Mr. Kirk.

Mr. Collier for to-day, on motion of Mr. Dies.

Mr. Dies for last Saturday, on motion of Mr. Dean.

Mr. Reiger until Thursday, on motion of Mr. McKamy.

On account of sickness:

Mr. Mundine for this week, on motion of Mr. Burney.

Mr. Shelburne for last Saturday, on motion of Mr. Crawford.

PETITIONS AND MEMORIALS.

By Mr. Wallace:

A petition of 63 citizens of Mansfield, Tarrant county, against the passage of House bill No. 602, by Mr. Ayers, changing the local option law. Read and referred to Judiciary Committee No. 1.

By Mr. Morton:

A petition of 27 citizens of Erath county, urging the passage of the bill
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authorizing the Houston and Texas Central Railroad company to purchase and operate the Waco and Northwestern Railroad and the Texas Central Railroad.

Read and referred to the Committee on Internal Improvements.

By Mr. McKellar:

A petition of 132 citizens of Polk county, asking for the restoration of the civil and criminal jurisdiction to the county court of said county.

Read and referred to Judiciary Committee No. 1.

By Mr. Robbins:

A petition of 104 citizens of Wichita county, against the passage of House bill No. 602, by Mr. Ayers, changing the local option law.

Read and referred to Judiciary Committee No. 1.

BILLS AND RESOLUTIONS.

By Mr. Dean:

House bill No. 605, a bill to be entitled an "Act to amend article 1032, chapter 14, title 27, of the Revised Civil Statutes of the State of Texas, so as to fix the amount of salary of stenographers of the Court of Civil Appeals at not more than six hundred dollars per annum."

Read first time and referred to Committee on Finance.

Mr. Brigance gave notice that on tomorrow he would offer to amend the rules as set forth in the following resolution:

Whereas, Rule 50 of the House has been invoked, excluding the public from the privileges of the floor; and

Whereas, Said rule was enforced for the purpose of excluding what is known as lobbyists; and

Whereas, Rule 50 permits ex-members of the Legislature upon the floor of this House; therefore be it

Resolved, That all persons who have an interest in pending legislation, whether ex-members or not, shall be excluded from the privileges of the floor.

Be it further resolved, That no one class of persons should have the privilege of this House to the exclusion of others who are present for the purpose of advocating or opposing any measure shall be excluded, save and except members of the House, Senate and heads of departments as provided by Rule 50.

Mr. Bertram offered the following resolution:

Whereas, At the commencement of this session there were appointed nine committee clerks at four dollars per day, to serve the different committees of this House, and as it is now evident that the work of the committees is about completed; therefore be it

Resolved by the House, that the Speaker is hereby requested to discharge all of said clerks; and should it appear that clerical help is needed, the Speaker shall so inform the House, and the House may proceed to elect as many clerks as are necessary to serve the committees for the remainder of the session. (Signed—Bertram, Savage.)

The resolution was read second time, and

Mr. Carpenter moved to lay it on the table.

On the motion to table yeas and nays were demanded by Mr. Savage, Mr. Beaird and Mr. Logan.

Tabled by the following vote:

Yeas—47.

Lotto.

Maxwell.

McFarland.

McGaughey.

McKamy.

Moore.

Lamar.

Morris.

O'Connor.

Randolph.

Renell.

Robbins.

Rogan.

Shelburne.

Snyth.

Staples.

Stokes.

Thompson.

Turner.

Vaughan of Collin.

Ward.

Welch.

Williams.

Wolters.

Wood.

Nays—43.

Humphrey.

Kirk.

Lillard.

Love.

Manson.

Martin.

McKellar.

Melton.

Mercer.

Morton.

Oliver.

Patterson.

Peery.

Porter.

Rhea.

Savage.

Shropshire.

Skillern.
The Twenty-third Legislature appropriated $15,000 for a new building, which was vetoed by the Governor for want of funds, and the Governor in his message to the Twenty-fifth Legislature reckons $33,000 as the amount necessary for rebuilding this institution.

We recommend a suitable appropriation for a new building, the expense of which would be lessened for the reason that much of the material in the old building could be used in reconstruction.

EWING, Chairman.
SMITH.
STOKES.

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

DEPARTMENT OF EDUCATION

Being the department under consideration.

Mr. Bertram offered the following amendment:

Amend by striking out all of line 29 on page 7.

Mr. Mercer offered the following amendment:

Amend by striking out line 23, page 7, and insert the following: “For expenses of State Board of Education, $300” in each year.

Tabled on motion of Mr. Savage.
The amendment by Mr. Bertram was lost.

Items in the department relating to the

RAILROAD COMMISSION

Were next read, and Mr. Garrison offered the following amendments:

(1) Amend line 29, on page 8, so as to read: “Provided that $300 of this item be paid for porter each year.”

Adopted.

(2) Amend by striking out in line 28, page 8, “Salaries of two general clerks, $2400, $2400,” and insert in lieu thereof “Salary of one rate clerk, $1350,$1350” and “Salary of one general clerk, $1200, $1200.”

Mr. Tracy moved to table the second amendment by Mr. Garrison, upon which motion yeas and nays were demanded by Mr. Tracy, Mr. Bailey and Mr. Kirk.

Lost by the following vote:
Yeas—39.

Barbee. Oliver.
Benson. Morton.
Bertram. Peery.
Blackburn. Porter.
Burney. Randolph.
Burns. Rhea.
Crawford. Savage.
Curry. Shropshire.
Evans of Grayson. Salter.
Feild. Sluder.
Freeman. Staples.
Green. Stokes.
Hollard of Burnet. Thaxton.
Humphrey. Tracy.
Kimbell. Tucker.
Kirk. Vaughan of Collin.
Love. Wall.
Martin. Welch.
McKamy. Wolters.
McKellar.

Nays—51.

Ayers. Hensley. Hill of Travis.
Bailey. Lillard.
Barrett. Logan.
Beard. Manson.
Bell. Maxwell.
Blair. Melton.
Boyd. Mercer.
Brigance. Moore of Lamar.
Carpenter. Morris.
Carswell. O'Connor.
Childs. Reubell.
Cureton. Robbins.
Dean. Rogan.
Dennis. Shelburne.
Dickinson. Smyth.
Dies. Strother.
Doyle. Thomas.
Drew. Thompson.
Ewing. Turner.
Fields. Ward.
Fisher. Williams.
Garrison. Wood.
Graham. Neighbors.
Harris. Patterson.

Absent.
Crowley. Pitts.
Edwards. Smith.
Henderson. Vaughan, Guadalupe.
Jones. MclLlen.
Lotto. Banners.

Excused.
Bouds. Evans of Hunt.
Brewster. Flint.
Browne. Gilbough.
Bumpass. Good.
Callan. Hill of Gonzales.
Collier. Holland of Harris.
Connly. Meade.
Dorroh. Moore, Fort Bend.

Pfeuffer. Schleck.
Reiger. Stamper.
Rogers. Wallace.
Rudd. Wilcox.

The amendment was adopted.
Mr. Martin offered the following amendment:
Amend by striking out "13,240" in in both columns in line 29, page 8, and insert in lieu thereof "10,000!"
Mr. Burney offered the following substitute for the amendment:
Substitute the amendment by striking out line 29, on page 8.
Mr. Wolters moved to table both amendments.
Mr. Bertram called for a division of the question.
Yeas and nays were demanded by Mr. Bertram, Mr. Burney, and Mr. Martin.
Question first recurred on the amendment by Mr. Martin, and it was tabulated by the following vote:

Yeas—50.

Ayers. Maxwell.
Barrett. McKamy.
Bell. Moore of Lamar.
Boyd. Morris.
Brigance. O'Connor.
Carpenter. Poery.
Carswell. Randolph.
Childs. Reubell.
Cureton. Robbins.
Curry. Rogan.
Dean. Savage.
Dennis. Seabury.
Ewing. Shelburne.
Fisher. Sluder.
Freeman. Smyth.
Garrison. Staples.
Harris. Strother.
Hensley. Thaxton.
Hill of Travis. Thomas.
Hollard of Burnet. Wall.
Lillard. Ward.
Lotto. Williams.
Love. Wolters.
Manson.

Nays—40.

Barbee. Edwards.
Beard. Evans of Grayson.
Bean. Feild.
Benson. Fields.
Bertram. Graham.
Bird. Green.
Blackburn. Humphrey.
Burney. Kimbell.
Burns. Kirk.
Crawford. Logan.
Dickinson. Martin.
Dies. McFarland.
Dolle. McKellar.
Drew. Meade.

Mr. Seabury in the chair.}

Question next recurred on the substitute by Mr. Burney, and it was tabled by the following vote:

Yeas—65.

Ayers.
Bailey.
Barbee.
Barrett.
Beard.
Bean.
Bell.
Blackburn.
Boyd.
Brigance.
Carpenter.
Carswell.
Childs.
Crawford.
Cureton.
Curry.
Dean.
Dennis.
Dickinson.
Drew.
Evans of Grayson.
Savage.
Ewing.
Seabury.
Bedell.
Seaburne.
Shelburne.
Fisher.
Freeman.
Garrison.
Green.
Harris.
Hensley.
Hill of Travis.
Humphrey.
Tracy.
Tucker.
Wall.
Ward.
Williams.
Wolters.

Nays—21.

Benson.
Bertram.
Bird.
Burney.
Burns.
Dies.
Doyle.
Fields.
Graham.
Holland of Burnet.
Wood.

Absent.

Blair.
Crowley.
Henderson.
Jones.
Melton.
Neighbors.

Excused

Alexander.
Bounds.
Brewster.
Browne.
Bumpass.
Callan.
Collier.
Conoly.
Doroh.
Evans of Hunt.
Flint.
Gilbough.
Good.
Hill of Gonzales.

(Mr. Seabury in the chair.)

Question next recurred on the substitute by Mr. Burney, and it was tabled by the following vote:

Yeas—54.

Ayers.
Kimbell.
Bailey.
Lillard.
Barbee.
Logan.
Barrett.
Lotto.
Beard.
Love.
Bean.
Manson.
Bell.
Martin.
Blackburn.
Maxwell.
Boyd.
McFarland.
Brigance.
McGaughy.
Carpenter.
McKamy.
Carswell.
McKellar.
Childs.
Moore, Lamar.
Crawford.
Morris.
Cureton.
O'Connor.
Curry.
Peery.
Dean.
Reynolds.
Dennis.
Robbins.
Drew.
Rogan.
Evans of Grayson.
Savage.
Ewing.
Seabury.
Bedell.
Seaburne.
Shelburne.
Fisher.
Freeman.
Garrison.
Green.
Harr.
Hensley.
Hill of Travis.
Humphrey.
Tracy.
Tucker.
Wall.
Ward.
Williams.
Wolters.

Nays—21.

Benson.
Bertram.
Bird.
Burney.
Burns.
Dies.
Doyle.
Fields.
Graham.
Holland of Burnet.
Wood.

Absent.

Blair.
Crowley.
Henderson.
Jones.
Melton.
Neighbors.

Excused.

Alexander.
Bounds.
Brewster.
Browne.
Bumpass.
Callan.
Collier.
Conoly.
Doroh.
Evans of Hunt.
Flint.
Gilbough.
Good.
Hill of Gonzales.

(Mr. Seabury in the chair.)

Question next recurred on the substitute by Mr. Burney, and it was tabled by the following vote:

Yeas—65.

Ayers.
Kimbell.
Bailey.
Lillard.
Barbee.
Logan.
Barrett.
Lotto.
Beard.
Love.
Bean.
Manson.
Bell.
Martin.
Blackburn.
Maxwell.
Boyd.
McFarland.
Brigance.
McGaughy.
Carpenter.
McKamy.
Carswell.
McKellar.
Childs.
Moore, Lamar.
Crawford.
Morris.
Cureton.
O'Connor.
Curry.
Peery.
Dean.
Reynolds.
Dennis.
Robbins.
Drew.
Rogan.
Evans of Grayson.
Savage.
Ewing.
Seabury.
Bedell.
Seaburne.
Shelburne.
Fisher.
Freeman.
Garrison.
Green.
Harr.
Hensley.
Hill of Travis.
Humphrey.
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Mr. Dies offered the following amendment: Amend by striking out all in lines 3 and 4, on page 2.

Mr. Wolters moved to table the amendment, upon which motion yeas and nays were demanded by Mr. Dies, Mr. Mercer, and Mr. Bertram. Tabled by the following vote:
Mr. Burney offered the following amendment:

Strike out "$1800 each year," in line 27, page 8, and insert "$1500" in lieu thereof.

Tabled on motion of Mr. Wolters.

Mr. Bertram offered the following amendment:

Amend by striking out all of line 5, on page 9.

Mr. Wolters moved to table the amendment, upon which motion yeas and nays were demanded by Mr. Dies, Mr. Burney, and Mr. Bertram.

Tabled by the following vote:

Yeas—55.
Barbee. Logan.
Barrett. Lotto.
Bean. Manson.
Bell. Maxwell.
Benson. McFarland.
Bird. McLaughey.
Blackburn. McKamy.
Boyd. Moore of Lamar.
Brigance. Morris.
Bruns. Peery.
Carpenter. Randolph.
Carswell. Reubell.
Childs. Robbins.
Crawford. Seabury.
Cureton. Shelburne.
Curry. Sluder.
Dean. Smyth.
Drew. Staples.
Ewing. Thaxton.
Feld. Thomas.
Fisher. Thompson.
Freeman. Turner.
Garrison. Wall.
Green. Ward.
Harris. Welch.
Hensley. Williams.
Hill of Travis. Wolters.
Lillard.

Nays—36.

Beaird. Love.
Bertram. Martin.
Burney. McKellar.
Burney. McKellar.
Brewer. Melton.
Diles. Morton.
Dries. Oliver.
Doyle. Patterson.
Evans of Grayson. Porter.
Fields. Rhea.
Graham. Rogan.
Hollander of Burnet. Savage.
Humphrey. Shropshire.
Kimbell. Skillern.
Kirk. Stokes.

Mr. Beaird moved to commit substitute House bill No. 203, the general appropriation bill, to a committee of the whole House, and that the House now resolve itself into said committee to consider the bill.

Pending consideration, Mr. Blair offered the following resolution:

Whereas, The House has heard of the death of Major W. C. Lewis, father of Hon. P. J. Lewis, Senator from Bexar; therefore be it Resolved, That the House stand adjourned as a token of respect to the deceased and sympathy for the said Senator until the hour of 9 o'clock Tuesday morning.

read second time, and

Mr. Peery offered the following amendment:

Amend by striking out "9 a.m. tomorrow," and insert "3 p.m. to-day."

On motion of Mr. Blair, the amendment was tabled.

The resolution was adopted, and the House, at 12:35 p.m., adjourned until 9 o'clock a.m. to-morrow.