Holland of Harris. Reiger.
Manson. Reubell.
Melton. Rogers.
Mundine. Stamper.

PAIRED.

Mr. Childs (present), who would vote "nay," with Mr. Shelburne (absent), who would vote "yea."

Mr. Shropshire offered the following amendment to the Bailey substitute:

Amend section 3 of the substitute by striking out the figures "$2000" wherever it appears in said section and insert in lieu thereof "$2500."

Mr. Randolph moved to adjourn until 9 o'clock a. m. to-morrow.

Yeas and nays were demanded by Mr. Evans of Grayson, Mr. Dean and Mr. Love.

Adjourned by the following vote:

Yea-55.

Ayers. Moore, Fort Bend.
Barrett. Morris.
Bean. Morton.
Bell. Neighbors.
Bird. O'Connor.
Blackburn. Oliver.
Blair. Patterson.
Bounds. Porter.
Boyd. Randolph.
Brigance. Ragan.
Burney. Rudd.
Carpenter. Savage.
Chi1ds. Schlick.
Crowley. Shropshire.
Curry. Skil1ern.
Dles. Smyth.
Drew. Staples.
Good. Stokes.
Harris. Strother.
Hill of Travis. Thaxton.
Hollan10 of Burnet. Tracy.
Kirk. Turner.
Logan. Vaughan of Collin.
McGaughery. Wallace.
McKamy. Ward.
Mckellar. Williams.
Meade. Wolters.
Mercer.

Nays-39.

Alexander. Evans of Hunt.
Bailey. Evans of Grayson.
Barbee. Field.
Benson. Fields.
Bertram. Freeman.
Brewster. Graham.
Browne. Henvey.
Carswell. Humphrey.
Crawford. Jones.
Curtton. Kimbell.
Dean. Lillard.
Dennis. Love.
Dickinson. Martin.
Doroth. Maxwell.

Moore of Lamar. Thompson.
Peery. Tucker.
Rhea. Wall.
Robbins. Wilcox.
Studer. Wood.

Absent.

Beard. Pfeuffer.
Collier. Pitts.
Doyle. Seabury.
Edwards. Shelburne.
Gibbough. Smith.
Green. Vaughan, Guvale.
Lotto. Welch.
McFarland.

Excused.

Bumpass. Hill of Gonzales.
Burns. Holland of Harris.
Callan. Manson.
Conoly. Mundine.
Ewing. Reiger.
Flint. Reubell.
Garrison. Rogers.
Henderson. Stamper.

Accordingly, the Chair at 6:10 p. m., declared the House adjourned until 9 o'clock a. m. to-morrow.

SEVENTY-SEVENTH DAY.

Hall House of Representatives, Austin, Texas, Friday, April 23, 1897.

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

Speaker Dashiell in the chair.

Roll called, and the following members present:

Alexander. Dean.
Ayers. Dennis.
Bailey. Dickinson.
Barbee. Dines.
Bertram. Doyle.
Browne. Doroth.
Brewster. Doyle.
Benson. Drew.
Bertram. Edwards.
Bird. Evans of Hunt.
Blackburn. Evans of Grayson.
Bounds. Feild.
Boyd. Fields.
Brewster. Freeman.
Brigance. Garrison.
Browne. Gilbough.
Burney. Good.
Carpenter. Graham.
Carswell. Green.
Childs. Harris.
Crawford. Henvey.
Dennis. Hensley.
Doroth. Hill of Travis.
Dickinson. Holland of Burnet.
Curtton. Humphrey.
Curry. Jones.
Cureton. Kimbell.

Absent.


Excused.


A quorum was announced present. Prayer by Dr. J. A. Jackson, Chaplain.

Pending reading of the Journal of yesterday, on motion of Mr. Bertram, further reading was dispensed with.

GRANTED LEAVE OF ABSENCE:

On account of important business: Mr. McFarland for to-day, on motion of Mr. Bailey.

Mr. Stamper for this week, on motion of Mr. Freeman.

Mr. Ewing for balance of this week, on motion of Mr. Porter.

Mr. McKamy for yesterday, on motion of Mr. Strother.

Mr. Strother for balance of this week, on motion of Mr. McKamy.

Mr. Seabury, Mr. Wilcox and Mr. Wolters until Monday, on motion of Mr. Childs.

Mr. Collier for yesterday, on motion of Mr. Dies.

Mr. Hill of Gonzales for to-day, on motion of Mr. Hogan.

On account of sickness: Mr. Shelburne for to-day, on motion of Mr. Crawford.

Mr. Duff, Calendar Clerk, for the balance of this week, on motion of Mr. Fields.

Mr. Mundine until Monday, on motion of Mr. Burney.

Mr. Henderson indefinitely, on motion of Mr. Oliver. (Mr. Hogan in the chair.)

PETITIONS AND MEMORIALS.

By Mr. Melton:

A protest of 122 citizens of Tom Green county, against the passage of House bill No. 665, the redistricting bill, so far as it affects the Fifty-first Judicial District.

Read and referred to Committee on Judicial Districts.

By Mr. McKellar:

A petition of 117 citizens of Polk county, Texas, protesting against the bill to restore the criminal and civil jurisdiction to the county court of said county.

Read and referred to Judiciary Committee No. 1.

BILLS AND RESOLUTIONS.

By Mr. Collier:

House bill No. 699, a bill to be entitled “An act to amend article 3354 of the Revised Civil Statutes of Texas of 1895, by adding thereto another subdivision, to be known as 6.”

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

By Mr. Robbins:

House bill No. 700, a bill to be entitled “An act to fix the time for holding the courts in the Forty-sixth Judicial District, and to repeal all laws and parts of laws in conflict herewith.”

Read first time and referred to Committee on Judicial Districts.

By Mr. Wall:

Resolved, that the Committee on Judicial Districts cause to be hung or placed at some convenient place in the Hall of the House of Representatives the map on which the districts are marked and laid off, in order that the members of this House can have an opportunity to view and study the formation and shape of the districts as arranged in the bill now before the House to redistrict the State into judicial districts.

Read second time and adopted.

Mr. Burney called up the following resolution, which was read first time
on March 26th, and went over under the rules:
Whereas, it is desirable, if not urgently imperative, that the administration of justice through the courts should be expedited and at the same time that the expenses of such administration be if possible, lessened; and,
Whereas, it is apparent that nothing so far has been done, and probably nothing will or can be done by the Legislature to further the above purpose by reducing the number of judicial districts.
And whereas, that by the abolition of the judicial district system and the substitution thereof of a county judicial system, wherein the duties of the district judges and district attorneys would devolve upon and be executed by the county judges and the county attorneys respectively, would abolish 108 officers without creating any additional officers and would enable the courts to expedite justice at less expense than now paid; therefore be it
Resolved by the House of Representatives, that Judiciary Committee No. 1 be instructed to prepare and report to this House at earliest practicable date a joint resolution amending the State Constitution to be submitted to the voters of the State providing for the establishment of a county judicial system in which all of the duties now discharged by district judges and district attorneys shall devolve upon and be executed by the county judges and county attorneys respectively.
The resolution was laid before the House and read second time. After consideration, Mr. Evans of Hunt moved the previous question, and the main question was ordered.
The resolution was adopted.

COMMITTEE REPORTS.
By Mr. Dennis, acting chairman:
Committee Room, Austin, Texas, April 23, 1897.
Hon. L. T. Dashiel, Speaker of the House.
Your Committee on Engrossed Bills have carefully examined and compared
House bill No. 442, a bill to be entitled "An act to amend article 4908, of the Revised Civil Statutes of the State of Texas, providing that constables in towns and cities of 2500 inhabitants may appoint deputy."
And find the same correctly engrossed.
DENNIS, Acting Chairman.

By Mr. Robbins, chairman on part of the House:
Committee Room, Austin, Texas, March 12, 1897.
Hon. L. T. Dashiel, Speaker of the House of Representatives, and Hon. George T. Jester, President of the Senate.
We, your conference committee on House bill No. 13, "An act to validate certain illegal sales of public school, university and asylum lands, sold under section 22, chapter 99, of the acts of 1887, and the amendments thereto, sold as isolated and detached lands which were not in fact isolated and detached."
Have had the Senate amendments to House bill No. 13 under consideration, and recommend
First. That the House do not concur in Senate amendments 1 and 2.
Second. That the Senate recede from Senate amendments 1 and 2.
Respectfully submitted.
ROGERS, GOSS, LEWIS,
On part of the Senate.
ROBBINS, McGAUGHEY, BAILEY, MARTIN,
On part of the House.
The report was read, and, on motion of Mr. Robbins, it was adopted.
By Mr. Dennis, chairman on part of the House:
Committee Room, Austin, Texas, April 23, 1897.
Hon. L. T. Dashiel, Speaker of the House, and Hon. George T. Jester, President of the Senate:
We, your free conference committee, to whom was referred House bill No. 413, with Senate amendments, have had same under consideration, and beg to report back as follows, and recommend the report be adopted:
First: We recommend that the House concur in Senate amendment No. 1, and that it be adopted.
Second: We recommend that the second Senate amendment be concurred in and adopted.
Third: We recommend that the third Senate amendment be concurred in and adopted.
Fourth: We recommend that the fourth Senate amendment be concurred in and adopted.
Fifth: We recommend that the fifth Senate amendment be not concurred in.
Sixth: We recommend that the sixth and seventh Senate amendments be amended by striking out the word "precincts" in each amendment and as amended that said Senate amendments 6 and 7 be adopted.

Seventh: We recommend that the eighth Senate amendment be amended by striking out the words "or election precinct," and as amended that it be adopted.

Eighth: Amend the bill by striking out the words "or voting" after the word "justice's" in line 8 of the bill as printed in the Senate.

Respectfully submitted,

GREER,
JINN of Wharton,
BURNS,
COLQUITT,
On the part of the Senate.

DREW, Chairman;
STAPLES,
BLAIR,
MORRIS,
McGAUGHEY,
On the part of the House.

The report was read, and
Mr. McGaughey moved that it be not adopted, and that the committee be referred to take the bill again under consideration, and that the Senate be informed of this action.

The motion prevailed.

MESSAGE FROM THE GOVERNOR.

The following message was received from his Excellency the Governor, transmitted through Mr. E. R. McLean, his private secretary:

Executive Office,
Austin, Texas, April 17, 1897.

To the House of Representatives:

House bill No. 653 is herewith returned without approval. It is an act to prohibit the taking of fish from the waters of Carter lake, Clinton lake, Caddo lake and their tributaries, in the counties of Harrison and Marion, and Green lake and its tributaries, in the counties of Calhoun and Victoria, except by means of the ordinary hook and line or trout line, and to prohibit the sale and shipping of game fish in said counties. Obviously, the act is a local or special law, which is permitted to be enacted by section 56, article 3, of the Constitution, but no notice whatever was given of the intention to apply for its passage, as is required by the succeeding section. While the act seems expedient and necessary, it can not be approved or allowed to become a law without a plain violation of the Constitution.

C. A. CULBERSON.

SENATE MESSAGE.

Senate Chamber,
Austin, Texas, April 23, 1897.
Hon. L. T. Dashell, Speaker of the House.

I am instructed by the Senate to inform the House that the Senate has passed House bill No. 589, a bill to be entitled "An act to amend article 2313, chapter 4, title 140, of the Revised Civil Statutes, 1895, relating to the introduction of certain abstracts of titles as evidence."

By a two-thirds vote: yeas 21, nays none.

Also, to inform the House that the Senate refuses to concur in the House amendments to Senate joint resolution No. 13, and asks a free conference committee, and on the part of the Senate has appointed Senators Goss, Yett, Terrell, Lewis and Morriss.

Respectfully,

R. E. DODSON,
Assistant Secretary.

On motion of Mr. Humphrey, the above request of the Senate for a free conference committee on Senate joint resolution No. 13 was granted, and the Speaker, in accordance therewith, announced the following committee on the part of the House: Messrs. Humphrey, Shelburne, Bounds, Benson and Skilern.

BILLS SIGNED BY SPEAKER.

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

House bill No. 556, entitled "An act authorizing the printing of certified copies of instruments conveying land in Archer county recorded in Jack county, from the 10th day of August, 1866, to the 10th day of August, 1870, to be admitted in evidence in all suits where secondary evidence is necessary."

House bill No. 518, entitled "An act to amend articles 5243c, 5243d, 5243e, 5243f, of the Revised Civil Statutes, relating to the taxation of insurance, telephone, sleeping and dining car and other corporations, and to provide for forfeiting the charters of domestic corporations and permits of foreign corporations to do business in this State for failure to pay the franchise tax levied by this act, and to define and pre-
scribe the notice to be given to said corporations previous to such forfeitures, and to provide adequate penalties for the violation of this act."

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

UNIVERSITY OF TEXAS
Being the department under consideration.

Items under the head of the MEDICAL DEPARTMENT OF THE UNIVERSITY OF TEXAS AT GALVESTON,

Were next read, and

Mr. Garrison (for the Finance Committee) offered the following amendment:

Amend by striking out in line 8, on page 10, "$36,000" where it occurs and inserting in lieu thereof "$39,000."

Mr. Curry offered the following substitute for the amendment:

Amend by striking out line 8, page 10, "$36,000" for each year.

Mr. Barbee offered the following amendment to the amendment by Mr. Garrison:

Amend by striking out in line 8, on page 10, "$36,000," where it occurs, and inserting in lieu thereof "$21,000."

(Speaker in the chair.)

Mr. Moore of Lamar moved the previous question on all pending amendments, and the main question was ordered.

Question first recurred on the amendment by Mr. Barbee.

Yeas and nays were demanded by Mr. Barbee, Mr. Blackburn and Mr. Love.

Lost by the following vote:

Yeas—30.

Alexander.  Graham.
Barbee.  Barlow.
Benson.  Kimbell.
Bertram.  Kirk.
Blackburn.  Love.
Burney.  Martin.
Carpenter.  Mercer.
Curry.  Morton.
Dickinson.  Patterson.
Doyle.  Rhea.
Drew.  Rogan.
Evans of Hunt.  Schlick.
Evans of Grayson.  Skillern.

Smith.  Tucker.
Stokes.  Wall.
Thaxton.  

Nays—66.

Barrett.  Lotto.
Beard.  Manson.
Bea.  Maxwell.
Bell.  McKamy.
Bound.  Melton.
Boyd.  Moore, Fort Bend.
Brewster.  Moore of Lamar.
Briance.  Morris.
Browne.  Neighbors.
Carswell.  O'Connor.
Childs.  Oliver.
Collier.  Peery.
Conoly.  Pfeiffer.
Crawford.  Pitts.
Crowley.  Randolph.
Cureton.  Robbins.
Dean.  Savage.
Dennis.  Shelburne.
Dies.  Shropshire.
Edwards.  Sluder.
Field.  Smyth.
Fields.  Staples.
Freeman.  Strother.
Garrison.  Thomas.
Gilbough.  Thompson.
Good.  Tracy.
Green.  Turner.
Harris.  Vaughan of Collin.
Hensley.  Welch.
Hill of Travis.  Wilcox.
Humphrey.  Williams.
Jones.  Wolters.
Logan.  Wood.

Absent.

Ayers.  McKellar.
Bailey.  Meade.
Bird.  Porter.
Blair.  Ridd.
Dorroh.  Vaughan, Guadalupe.
Lillard.  Wallace.
McGaughey.  Ward.

Excused.

Bumpass.  Holland of Harris.
Burns.  McFarland.
Callan.  Mundine.
Ewing.  Reiger.
Fisher.  Reubell.
Flint.  Rogers.
Henderson.  Stamper.
Hill of Gonzales.  

PAIRED.

Mr. Seabury (present), who would vote "nay," with Mr. Lillard (absent), who would vote "yea."

I vote "no" on this question, because I think same is too much.

TRACY.

Question next recurred on the amendment by Mr. Garrison, upon
which motion yeas and nays were demanded by Mr. Evans of Hunt, Mr. Drew and Mr. Blackburn.

Adopted by the following vote:

Yeas—53.


Nays—47.


Absent.


Excused.


Question next recurred on the amendment by Mr. Curry, upon which motion yeas and nays were demanded by Mr. Evans of Hunt, Mr. Shelburne and Mr. Dennis. Lost by the following vote:

Yeas—23.


Nays—70.

We vote "yea" to strike out line 8, on page 10, $36,000 for each year, appropriating $72,000 for the Medical Department of the University of Texas at Galveston, for the following reasons: In the first place, the right to levy a tax is only justifiable when done for a public purpose, and no citizen or class of citizens should be taxed to foster or build up the private interest of another. The right of the State to maintain at public expense, controlled by public authority, a public free school system is based on the fundamental proposition that the education of the people is indispensable to the preservation of free institutions, and that it is therefore the duty of every State to provide for the education of her children. It is a matter of necessity; it is a duty the State owes itself—the prime duty of self preservation. But on what principle has the State the right to tax its citizens to educate another for one of the learned professions—to educate a citizen for the profession of law or medicine is for his own private purpose, and serves no public purpose whatever. When a student graduates in law or medicine at the expense of the taxpayers of Texas, he enters upon the practice of his profession for his own private gain; the knowledge thus acquired at the expense of the State is his stock in trade. Would it not be just as reasonable to appropriate a small sum of money to such young men as might desire to embark in the mercantile or banking business? It would be giving them a capital to operate on, just as we now give the doctors and lawyers a capital. This appropriation can not be justified on any principle. It is republicanism run to seed; it is a flagrant outrage on every principle of Democracy. EVANS of Hunt.

ROGAN.

I vote "aye," because I oppose any of the school funds being appropriated to any one not within the scholastic age, thus making a discrimination against those who are not so fortunate as to be admitted to this institution, which better enables them to earn a living at the expense of and to the detriment of the masses of the children of Texas.

TUCKER.

I vote to strike out $36,000 to the Medical Department, because this is special legislation, and contrary to section 3, article 1, of the Constitution of Texas; and I do not believe it is right to give $157.25 to each student of the Medical Department, while the common children only receive about $4 each to aid them in getting an education.

BERTRAM.

I vote "yea" to strike out the item of $36,000 for the university because such appropriations are not giving the poor school children in the rural districts an equal share of the public money.

PATTERSON.

Mr. Bean offered the following amendment:
Amend by adding: "Provided, that the fee of admission to the Medical Department of the University of Texas shall not exceed $30."

Mr. Randolph offered the following substitute for the amendment:
Amend by adding to line 8, on page 10, the following: "All yearly fees collected from the students to be fixed by the Regents at $30 per year from each student of the Medical Department of the State University."

The substitute was adopted.

Question recurring on the amendment as substituted,

Mr. Thomas offered the following substitute:
Amend by adding after line 9, page 10, the following: "In addition to the above revenue, the Board of Regents shall charge each student a matriculation fee of $30 per year, payable in advance; also a fee of $5 annually, payable in advance for each laboratory attended, to cover cost of material used. The proceeds of the above fees shall be appropriated for the maintenance and support of said medical college, and expended in any manner the Board of Regents may deem best."

The substitute by Mr. Thomas was
adopted, and the amendment as substituted was adopted.

Mr. Bertram offered the following amendment:

Amend by striking out all of line 9 on page 10.

Tabled on motion of Mr. Staples.

Items relating to the

COURT OF CIVIL APPEALS, FIRST DISTRICT,

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

Amend by adding after line 18, page 10, the following: “Salary of stenographer, $600, $600.”

Mr. Ayres offered the following substitute for the amendment:

Amend by adding “Salary of stenographer, $900 for each year.”

Mr. Tracy moved to table both amendments.

Mr. Moore of Lamar called for a division of the question.

Yeas and nays were demanded by Mr. Tracy, Mr. Kirk and Mr. Graham.

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

Yeas—58.

Alexander. Martin.
Barbee. McKellar.
Benson. Mercer.
Bertram. Moore, Lamar.
Bounds. Morris.
Brewster. Morton.
Burney. Oliver.
Carpenter. Patterson.
Carswell. Peery.
Collier. Pfeuffer.
Conoly. Randolph.
Crawford. Rhea.
Cureton. Rogan.
Curry. Savage.
Dean. Schilck.
Drew. Shelburne.
Evans of Grayson. Shropshire.
Freeman. Skillern.
Garrison. Sluder.
Graham. Smith.
Green. Stokes.
Hensley. Thomas.
Holland of Burnet. Thompson.
Kirk. Tracy.
Lillard. Tucker.
Logan. Vaughan of Collin.
Lotto. Wall.
Love. Wood.
Manson.

Nays—28.

Ayers. Boyd.
Beaird. Brignac.
Bean. Dennis.
Bell. Dickinson.

Dies. Maxwell.
Dorroh. McKamy.
Evans of Hunt. Meade.
Field. Melton.
Gibbough. Moore, Fort Bend.
Good. Neighbors.
Harris. Staples.
Hill of Travis. Thaxton.
Humphrey. Turner.
Jones. Wallace.

Absent.

Bailey. Pitts.
Barrett. Porter.
Bird. Robbins.
Blackburn. Rudd.
Blair. Smyth.
Childs. Strother.
Crowley. Vaughan, Guadalupe.
Doyle. Ward.
Edwards. Welch.
Fields. Wiley.
Kimbell. Williams.
McGaughey.

Excused.

Burns. Mundline.
Callan. Reiger.
Ewing. Reubell.
Fisher. Rogers.
Flint. Seabury.
Henderson. Stamper.
Hill of Gonzales. Wolters.
Holland of Harris.

Question next recurred on the motion to table the amendment by Mr. Garrison, and it was lost by the following vote:

Yeas—35.

Alexander. Lillard.
Barbee. Logan.
Beaird. Love.
Benson. McKellar.
Bertram. Mercer.
Bird. Morton.
Burney. Patterson.
Carpenter. Rhea.
Carswell. Schilck.
Crawford. Shropshire.
Curry. Skillern.
Drew. Smith.
Evans of Grayson. Stokes.
Freeman. Tracy.
Graham. Vaughan of Collin.
Green. Wall.
Holland of Burnet. Wood.
Kirk.

Nays—54.

Ayers. Browne.
Bean. Collier.
Bell. Conoly.
Bounds. Cureton.
Boyd. Dean.
Brewster. Dennis.
Brigance. Dickinson.
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The amendment by Mr. Garrison was adopted.

Items relating to the

Court of Civil Appeals, Second District.

Were next read, and

Mr. Garrison offered the following amendment:

Amend by adding after line 27, on page 10, the following: "Salary of stenographer, $600, $600."

Mr. Green moved to table the amendment, upon which motion yeas and nays were demanded by Mr. Tracy. Mr. Barbee and Mr. Burney.

Lost by the following vote:

Yeas—35.

Alexander.
Barbee.
Beard.
Benson.

Crawford.
Curry.
Drew.
Evans of Grayson, Schlick.
Graham.
Green.
Holland of Burnet, Smith.
Kirk.
Lillard.
Logan.
Love.
McKellar.
Mercer.

Nays—54.

Ayers.
Barrett.
Bean.
Bounds.
Boy.
Brewer.
Brigance.
Brown.
Carswell.
Childs.
Collier.
Consoly.
Cureton.
Dean.
Dennis.
Dickinson.
Moore.
Morris.

Excused.

Bumpass.
Burns.
Callan.
Ewing.
Fisher.
Flint.
Henderson.
Holland of Gonzales.
Holland of Harris.
McFarland.

Bumstead.
Mundine.
Reiger.
Reubell.
Rogers.
Seabury.
Stamp.
Strother.
Wilcox.

Excused.

Bumpass.
Burns.
Callan.
Ewing.
Fisher.
Flint.
Henderson.
Holland of Gonzales.
Holland of Harris.
McFarland.

The amendment by Mr. Garrison was adopted.
Mr. Kirk offered the following amendment:
Amend line 27, page 10, by striking out "$350" each year and insert "$230" for each year.

Mr. Bertram offered the following substitute for the amendment:
Amend by striking out "$350" in line 27 and insert "$150" in lieu thereof.

Pending consideration.
On motion of Mr. Neighbors, the House at 12:15 p.m. took recess until 3 o'clock p.m. to-day.

APRIL 23, 1897

COMMITTEE REPORTS.

My Mr. Carswell, acting chairman:
Committee Room,
Austin, Texas, April 23, 1897.

Hon. L. T. Dashiel, Speaker of the House.
Your Committee on Education, to whom was referred
Senate bill No. 354, entitled "An act to validate the incorporation, and to declare valid the acts of towns and villages heretofore regularly incorporated for free school purposes, having within their limits towns incorporated for municipal purposes, which latter had ceased to exercise their functions as such, or which had not assumed control of the public schools within their limits, and to provide that such towns and villages incorporated for free school purposes shall have exclusive control of the public free schools within their limits, and to repeal all laws in conflict," 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.

CARSWELL, Acting Chairman.

By Mr. Holland of Harris, chairman:
Committee Room,
Austin, Texas, April 23, 1897.

Hon. L. T. Dashiel, Speaker of the House:
Your Committee on Judicial Districts, to whom was referred
House bill No. 698, a bill to be entitled "An act to amend article 22 of the Revised Civil Statutes of 1895, so as to change the time of holding the terms of the district courts in Gregg and Upshur counties, and to extend the terms of holding court in Gregg county, 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, and that the same be not printed.

HOLLAND of Harris, Chairman.

By Mr. Lillard, chairman:
Committee Room,
Austin, Texas, April 23, 1897.

Hon. L. T. Dashiel, Speaker of the House:
Your Committee on Enrolled Bills have carefully examined and compared
House bill No. 556, a bill to be entitled "An act authorizing certified copies of instruments conveying lands in Archer county recorded in Jack
county, from the 10th day of August, 1866, to the 10th day of August, 1870, to be admitted in evidence in all suits where secondary evidence is necessary."

And find the same correctly enrolled, and I have this day at 12:15 p.m., presented the same to the Governor for his approval.

LILLARD, Chairman.

Committee Room,
Austin, Texas, April 23, 1897.

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

Your Committee on Enrolled Bills have carefully examined and compared

House bill No. 518, entitled "An act to amend articles 5243e, 5243i, 5243j, 5243k, of chapter 9, title 104, of the Revised Civil Statutes, relating to the taxation of insurance, telephone, sleeping and dining car and other corporations, and to provide for forfeiting the charters of domestic corporations and permits of foreign corporations to do business in this State for failure to pay the franchise tax levied by this act, and to define and prescribe the notice to be given to said corporations previous to such forfeitures,"

And find the same correctly enrolled, and I have this day at 12:15 p.m., presented the same to the Governor for his approval.

LILLARD, Chairman.

SPEAKER’S TABLE.

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

House joint resolution No. 34, to amend section 51, article 3, of the Constitution of the State of Texas, so as to authorize the grant of aid to disabled and dependent Confederate soldiers and sailors and their widows, and to grant aid to the establishment and maintenance of a home for said soldiers and sailors.

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

Mr. Wall offered the following amendment:

Amend page 1, line 28, by striking out "first Tuesday in August, 1897," and insert "at next general election."

Adopted.

The resolution was lost by the following vote (not receiving the necessary constitutional two-thirds majority):

Yeas—81.

Ayers.
Bailey.
Barbee.
Barrett.
Beard.
Bean.
Bell.
Benson.
Blair.
Bounds.
Brewster.
Burgance.
Browne.
Burney.
Burner.
Carpenter.
Carswell.
Childs.
Collier.
Conoly.
Crawford.
Crowley.
Curleton.
Curry.
Dennis.
Dickinson.
Dies.
Doyle.
Drew.
Evans of Hunt.
Evans of Grayson.
Field.
Feld.
Freeman.
Thompson.
Gilbough.
Good.
Graham.
Green.
Hensley.
Hill of Travis.
Humphrey.
Jones.
Kimbell.

Nays—7.

Alexander.
Bertram.
Bird.
Boyd.
Blackburn.
Dean.
Dorrob.
Edward.
Fields.
Garrison.
Lillard.
Lilland.
Moore of Lamar.

Absent.

Blackburn.
Dean.
Dorrob.
Edward.
Fields.
Garrison.
Lillard.

Excused.

Bumpass.
Burns.
Callan.
Ewing.
Fisher.
Flint.
Henderson.

Holland of Burnet
Holland of Harris
McFarland.
MCGaughy.
Mundine.
Porter.
Reiger.

Hill of Gonzales.
Holland of Harris.
McFarland.
MCGaughy.
Mundine.
Porter.
Reiger.
Mr. Tracy moved to reconsider the vote by which House joint resolution No. 34 was lost, and asked to have the motion to reconsider spread upon the Journal.

Mr. Meade called up House bill No. 337, a bill to be entitled "An act to amend article 207, chapter 1, title 8, of the Penal Code, changing the penalty in perjury cases, except as provided for in article 208 of the Penal Code, from not more than ten years nor less than five years in the penitentiary, to not more than ten years nor less than two years in the penitentiary."

With Senate amendments.
The bill was laid before the House, the amendments were read, and

On motion of Mr. Meade, the House concurred.

Mr. Dean called up House bill No. 77, a bill to be entitled "An act to amend article 2396 of the Revised Civil Statutes of Texas of 1895, by adding thereto the proviso that the proceeds of the voluntary sale of the homestead of a family shall not be subject to garnishment or forced sale twelve months after such sale."

With Senate amendments.
The bill was laid before the House, the amendments were read, and

Mr. Dean moved that the House concur.

After consideration by the House, Mr. Fields moved the previous question on the motion to concur, and the main question was ordered.

Yeas and nays were demanded by Mr. Tracy, Mr. Brigance and Mr. Barbee.

Concurred in by the following vote:

Yeas—69.

Bafley.
Beard.
Bertram.
Bird.
Bounds.
Brewster.
Brigance.
Brown.
Carpenter.
Carswell.
Childs.
Conoly.
Crawford.
Crawley.
Curton.

Graham.
Green.
Harris.
Hensley.
Hill of Travis.
Holland of Burnet.
Holland, Harris.
Jones.
Kimbell.
Kirk.
Lillard.
Logan.
Lotto.
Love.
Manson.
McKellar.
Meade.
Melton.
Mercer.

Moore, Ft. Bend.
Moore of Lamar.
Morris.
Peery.
Rhea.
Robbins.
Schlick.
Sheiburne.
Shropshire.
Thaxton.
Thompson.
Tucker.
Turner.
Wall.
Wallace.
Welch.
Wood.

Nays—22.

Alexander.
Ayers.
Barbee.
Barrett.
Bell.
Blair.
Curry.
Humphrey.
Martin.
Maxwell.
McKamy.
Morton.

O'Connor.
Oliver.
Patterson.
Rogan.
Savage.
Skillern.
Sluder.
Stokes.
Thomas.
Tracy.
Vaughan of Collin.

Absent.
Bean.
Benson.
Blackburn.
Burney.
Collier.
Neighbors.
Patterson.
Peach.
Pfeuffer.
Porter.
Powel.
Reiger.
Reuben.
Rogers.
Seabury.
Shropshire.

Excused.

Bumpass.
Burn.
Callan.
Ewing.
Fisher.
Fitch.
Henderson.
Hill of Gonzales.
McFarland.
McGaughy.
Meade.
Stamper.
Strother.
Wilcox.
Wolters.

Returning to consideration of House bill No. 665, on its engrossment,

Mr. Mellon offered the following amendment:

Amend by adding after the word "section," line 17, page 33, the following:

The Forty-ninth judicial district shall be composed of the counties of Irion, Coke, Glasscock, Sterling, Sutton, Me­
nard, Schleicher and Tom Green, and
the district courts therein shall be held annually as follows:
In the county of Irion, on the first Mondays in September and February, and may continue in session two weeks.
In the county of Coke, on the third Mondays in September and February, and may continue in session two weeks.
In the county of Glasscock, on the fifth Mondays after the first Monday in September and February, and may continue in session two weeks.
In the county of Sterling, on the seventh Monday after the first Monday in September and February, and may continue in session two weeks.
In the county of Menard, on the ninth Monday after the first Monday in September and February, and may continue in session two weeks.
In the county of Sutton, on the eleventh Monday after the first Mondays in September and February, and may continue in session two weeks.
In the county of Schleicher, when organized, on the thirteenth Monday after the first Monday in September, and may continue in session two weeks.
In the county of Tom Green, on the fifteenth Monday after the first Mondays in September and February, and may continue in session five weeks.
In the county of Runnels, on the fifth Mondays after the first Mondays in September and February, and may continue in session three weeks.
In the county of Concho, on the eighth Mondays after the first Mondays in September and February, and may continue in session two weeks.
In the county of McCulloch, on the tenth Mondays after the first Mondays in September and February, and may continue in session three weeks.
In the county of Mills, on the thirteenth Mondays after the first Mondays in September and February, and may continue in session four weeks.
In the county of Brown, on the seventeenth Mondays after the first Mondays in September and February, and may continue in session until the business is disposed of.
Amend by striking out all of line 31, page 22, and all of lines 1 to 18, inclusive, page 23, and substitute the following:
The Thirty-third judicial district shall be composed of the counties of Mason, Gillespie, Blanco, Llano, Burnet and San Saba, and the district courts shall be held therein annually as follows:
In the county of Mason, on the first Mondays in March and September, and may continue in session four weeks.
In the county of Gillespie, on the fourth Mondays after the first Mondays in March and September, and may continue in session three weeks.
In the county of Blanco, on the seventh Mondays after the first Mondays in March and September, and may continue in session two weeks.
In the county of Llano, on the ninth Mondays after the first Mondays in March and September, and may continue in session four weeks.
In the county of Burnet, on the thirteenth Mondays after the first Mondays in March and September, and may continue in session four weeks.
In the county of Tom Green, on the fifteenth Monday after the first Mondays in March and September, and may continue in session five weeks.
In the county of Concho, on the eighth Mondays after the first Mondays in March and September, and may continue in session two weeks.
In the county of McCulloch, on the tenth Mondays after the first Mondays in March and September, and may continue in session three weeks.
In the county of Mills, on the thirteenth Mondays after the first Mondays in March and September, and may continue in session four weeks.
Amend by striking out the word "Sutton" in line 20, page 29, and by striking out the word "two" in line 30, page 29 and inserting the word "three" in its stead, and by striking out all of lines 31 and 32, page 29.
Amend by striking out in line 27, section "the counties of Brown, Coleman, Runnels, Concho, McCulloch and Mills, and the district courts shall be held therein annually as follows:"
In the county of Coleman, on the first Mondays in September and February, and may continue in session five weeks.
In the county of Runnels, on the fifth Mondays after the first Mondays in September and February, and may continue in session three weeks.
In the county of Concho, on the eighth Mondays after the first Mondays in September and February, and may continue in session two weeks.
In the county of McCulloch, on the tenth Mondays after the first Mondays in September and February, and may continue in session three weeks.
In the county of Mills, on the thirteenth Mondays after the first Mondays in September and February, and may continue in session four weeks.
Amend by adding after the word "district," line 2, page 34, the following:
The district judge of the present Thirty-fifth judicial district shall remain the district judge of the Thirty-first district as herein constituted. The district judge of the present fifty-first judicial district shall remain the district judge of the Forty-ninth judicial district as herein constituted.

Amend by striking out in line 5, on page 34, the word "thirty-first," line 9, page 34, by striking out the word "fifty-first," and by striking out the word "thirty-first" in line 9, page 34.

Amend by adding after the word district," in line 25, page 34, the following:

The district attorney of the present Thirty-fifth judicial district shall remain the district attorney of the Thirty-first judicial district as herein constituted.

The district attorney of the present Fifty-first judicial district shall remain the district attorney of the Forty-ninth judicial district as herein constituted.

Amend line 28, page 34, by striking out the word "Thirty-first," line 29, page 34, by striking out the word "fifty-first," line 1, page 35, by striking out the word "thirty-first."

On the amendment by Mr. Melton, yeas and nays were demanded by Mr. Barbee, Mr. Kimbell and Mr. Brigance. Adopted by the following vote:

Yeas—82.

Nays—10.

Carwell.
Fields.
Hill of Travis.
Holland of Harris.
Humphrey.

Absent.

Alexander.
Beaird.
Benson.
Blackburn.
Blair.
Dorroh.
Maxwell.
Peery.

Excused.

Bumpass.
Burns.
Callan.
Swing.
Fisher.
Flint.
Henderson.
Hill of Gonzales.
McFarland.
McGaughy.

Mr. Crowley offered the following amendment:

Amend by striking out the word "Haskell" in line 4, page 14, and insert the word "Lynn;" and strike out all in lines 5 to 8, inclusive on page 15; also strike out all after "unorganized" in line 18 down to "period" in line 19, on page 14, and insert the following: "Counties of Garza and Lynn are hereby attached to the county of Borden for judicial and other purposes;" also strike out the word "Lynn" in line 12, on page 26.

Amend by adding after the word "Taylor" in line 12, on page 30, the word "Haskell," and strike out all after period in line 19, page 30, down to period in line 81, page 30, and insert in lieu thereof the following:

"In the county of Haskell, on the eighth Monday after the first Monday in February, and the tenth Monday after the first Monday in August, and may continue in session two weeks. In the county of Jones, on the tenth Monday after the first Monday in February, and the twelfth Monday after
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The first Monday in August, and may continue in session two weeks.

"In the county of Callahan, on the twelfth Monday after the first Monday in February, and the fourteenth Monday after the first Monday in August, and may continue in session two weeks.

"In the county of Shackelford, on the fourteenth Monday after the first Monday in February, and the sixteenth Monday after the first Monday in August, and may continue in session two weeks.

"In the county of Stephens, on the sixteenth Monday after the first Monday in February, and the eighteenth Monday after the first Monday in August, and may continue in session two weeks."

Pending consideration,
Mr. McKamy moved to take a recess until 9 o'clock a. m. to-morrow; and Mr. Gilbough until 9:30 o'clock a. m. to-morrow.

The motion of Mr. Gilbough prevailed, and the House accordingly, at 5:35 p. m., took recess until 9:30 a. m. to-morrow.

MORNING SESSION.

Saturday, April 24, 1897.
The House was called to order by the Speaker at 9:30 a. m.

GRANTED LEAVE OF ABSENCE:
On account of important business:
Mr. Smith for to-day, on motion of Mr. Skillern.
Mr. Hill of Gonzales until Monday, on motion of Mr. Garrison.

COMMITTEE REPORTS.

By Mr. Dennis, acting chairman:
Committee Room, Austin, Texas, April 24, 1897.
Hon. L. T. Dashiel, Speaker of the House.
Your Committee on Engrossed Bills have carefully examined and compared
House bill No. 667, a bill to be entitled "An act to render more effective and efficient the present road law of the State of Texas in its application and operation in the counties of Galveston, Harris, Brazoria and Wharton, Calhoun and Victoria, and to authorize and empower said counties to issue bonds for the construction and maintenance of public roads and highways within the said respective counties."
And find the same correctly engrossed.

DENNIS, Acting Chairman.

Committee Room, Austin, Texas, April 24, 1897.
Hon. L. T. Dashiel, Speaker of the House:
Your Committee on Engrossed Bills have carefully examined and compared
House bill No. 669, a bill to be entitled "An act to restore and confer upon the county court of Polk county the civil and criminal jurisdiction heretofore belonging to said court under the Constitution and General Statutes of Texas, to define the jurisdiction of said court, to conform the jurisdiction of the district court of said county to such change, to fix the time of holding court, and to repeal all laws in conflict with this act."
And find the same correctly engrossed.

DENNIS, Acting Chairman.

Committee Room, Austin, Texas, April 24, 1897.
Hon. L. T. Dashiel, Speaker of the House.
Your Committee on Engrossed Bills have carefully examined and compared
House bill No. 601, a bill to be entitled "An act to provide for the disorganization of the county of Loving, in the State of Texas, and to attach said county to the county of Reeves for judicial and other purposes, and to provide for the assessment and collection of taxes in said county for the payment of outstanding indebtedness of said county."
And find the same correctly engrossed.

DENNIS, Acting Chairman.

Committee Room, Austin, Texas, April 24, 1897.
Hon. L. T. Dashiel, Speaker of the House.
Your Committee on Engrossed Bills
have carefully examined and compared.

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

And find the same correctly engrossed.

DENNIS, Acting Chairman.

MESSAGE FROM THE GOVERNOR.

The following message, transmitted through Mr. E. R. McLean, private secretary, was received from his excellency the Governor:

Executive Office,
April 24, 1897.

To the House of Representatives:

House bill No. 281 is herewith returned without approval. It is an act which seeks to repeal article 2923 of the Revised Statutes, providing that the Commissioner of Agriculture shall plan and arrange for collecting and publishing agricultural and farm statistics, and for this purpose shall, on or before January 1 of each year, furnish the assessors with the necessary blanks for procuring data relating to agriculture, horticulture and stock raising. The Department of Agriculture is the only one in the State government specially designed to benefit the farmers, who constitute a majority of our population, and the statute sought to be repealed is necessary to its successful operation. Unquestionably such a department, clothed with adequate powers, provided with necessary means, and intelligently and vigorously administered, would be of great benefit to those engaged in agriculture as well as furnish to people of other States seeking homes extensive information of the products and possibilities of the State. It is not a justification of the repeal of the statute that in times past, because of inadequate legislation, statistics have been tardily procured and published. The farmers are entitled to a fair test of the system, and instead of repealing the most important provision of the law and seriously crippling the department, in my judgment the laws relating thereto should be amended and perfected, so that the data may be speedily obtained and published.

C. A. CULBERSON.

SPEAKER'S TABLE.

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

Senate bill No. 341, a bill to be entitled "An act to create a more efficient road system for Milam county, Texas, and making county commissioners of said county ex officio road commissioners, and prescribing their duties as such, and providing for their compensation as road commissioners, and defining the powers and duties of such county commissioners, and providing for the appointment of road overseers, and defining their duties, and for the working of county convicts on public roads," said county, and providing for officers' fees, and rewards and penalties for said convicts, and rewards for the capture of escaped convicts, and to provide for the manner of training and maintaining hedges along all public roads, and to provide for the summoning of teams for road work, and for an allowance for time of road service for same, and fixing a penalty for a violation of this act, and to repeal all laws in conflict herewith,"

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

The bill was passed to a third reading.

The Speaker laid before the House, on its third reading and final passage.

Senate bill No. 283, a bill to be entitled "An act to lease to H. P. N. Gam­mel of Austin, Travis county, Texas, the stereotyped plates of volumes fifty-six (56) to eighty-six (86), inclusive, of the Texas Reports, being reports of the decisions of the Supreme Court of Texas,"

Bill read third time, and passed.

The Speaker laid before the House, on its third reading and final passage.

Senate bill No. 300, entitled "An act to diminish the civil and criminal ju­risdiction of the county court of King and Stonewall counties; to conform the jurisdiction of the district court thereto, and to repeal all laws in conflict herewith,"

Bill read third time, and passed.

Mr. Smyth moved to reconsider the vote by which Senate bill No. 300 was passed, and to table the motion to reconsider.

The motion to table prevailed.

The Speaker laid before the House, on its third reading and final passage.

Senate bill No. 222, 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. 

Bill read third time, and passed.

Mr. Williams moved to reconsider the vote by which Senate bill No. 322 was passed, and to table the motion to reconsider.

The motion to table prevailed.

The Speaker laid before the House, on its third reading and final passage, House bill No. 687, a bill to be entitled “An act to render more effective and efficient the present road law of the State of Texas in its application and operation in the counties of Galveston, Harris, Brazoria and Wharton, and to authorize and empower said counties to issue bonds for the construction and maintenance of public roads and highways within the said respective counties.”

Read third time, and Mr. Hensley offered the following amendment:

Amend by adding Matagorda, Jefferson and Chambers after “Victoria,” wherever it appears in caption and body of the bill. [Signed: Hensley and Collier.]

Adopted.

The bill was passed.

Mr. Gilbough moved to reconsider the vote by which House bill No. 667 was passed, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Dean moved to reconsider the vote by which Senate bill No. 263 was passed, and asked to have the motion to reconsider spread upon the Journal.

The Speaker laid before the House on its third reading and final passage, House bill No. 669, a bill to be entitled “An act to restore and confer upon the county court of Polk county the civil and criminal jurisdiction heretofore belonging to said court under the Constitution and General Statutes of Texas, to define the jurisdiction of said court, to confer the jurisdiction of the district court of said county to such change, to fix the time of holding court, and to repeal all laws in conflict with this act.

Bill read third time, and on motion of Mr. McKellar, was laid on the table subject to call.

The Speaker laid before the House, on its third reading and final passage, House bill No. 680, a bill to be entitled “An act to diminish the civil and criminal jurisdiction of the county court of Borden county, to conform the jurisdiction of the district court there-to, and to repeal all laws and parts of laws in conflict herewith.”

Bill read third time and passed.

Mr. Ward moved to reconsider the vote by which House bill No. 680 was passed, and to table the motion to reconsider.

The motion to table prevailed.

The Speaker laid before the House, on its third reading and final passage, House bill No. 685, a bill to be entitled “An act to grant to the Waco Water Power Company the right to construct and maintain a dam across the Brazos river within five miles of the city of Waco.”

Bill read third time and passed.

Mr. Sluder moved to reconsider the vote by which House bill No. 685 was passed, and to table the motion to reconsider.

The motion to table prevailed.

The Speaker laid before the House, on its second reading, Senate bill No. 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,"

On motion of Mr. Williams, House Rule No. 31, requiring that all bills reported favorably be printed and laid on the desk of each member before acted on by the House, was suspended as pertains to this bill.

Bill read second time, and passed to third reading.

The Speaker laid before the House on its second reading,

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.

The bill was read second time and was ordered engrossed.

The Speaker laid before the House, on its third reading and final passage, House bill No. 591, a bill to be entitled “An act to restore and confer upon the county court of Lampasas county the civil and criminal jurisdiction heretofore belonging to said court under the Constitution and general statutes of Texas; to define the jurisdiction of said court; to conform the jurisdiction of the district court of said county to such change; to fix the time of holding court, and to repeal all laws in conflict with this act.”

Read third time, and Mr. Blair moved to postpone further consideration until next Saturday.

On motion of Mr. Bertram, the motion to postpone was tabled.

Mr. Blair moved to strike out the enacting clause of the bill.

After consideration by the House, Mr. Wood moved the previous question, and the main question was ordered.

Question first recurred on the motion of Mr. Blair to strike out the enacting clause.

Yeas and nays were demanded by Mr. Blair, Mr. Patterson and Mr. Benson.

Lost by the following vote:

Yeas-26

Ayers. O’Connor.
Bailey. Oliver.
Benson. Patterson.
Blair. Pitts.
Bounds. Randolph.
Boyd. Robbins.
Brigance. Shropshire.
Dorroh. Sluder.
Logan. Smyth.
Manson. Thaxton.
McKellar. Turner.
Melton. Wall.

Nays-65.

Barrett. Kirk.
Bell. Lillard.
Bertram. Lotto.
Bird. Love.
Brewster. Max.
Browne. Maxwell.
Burney. McKamy.
Crawford. Meade.
Crowley. Mercer.
Cureton. Moore, Fort Bend.
Curry. Moore of Lamar.
Dean. Morris.
Dennis. Morton.
Dickinson. Neighbors.
Dies. Peery.
Doyle. Rhea.
Evans of Hunt. Rogan.
Evans of Grayson. Savage.
Feild. Schlick.
Fields. Skillern.
Flaher. Stamper.
Fremian. Stokes.
Garrison. Strother.
Graham. Thomas.
Green. Tracy.
Harris. Tucker.
Hendersley. Vaughan of Collin.
Hill of Travis. Wallace.
Holland of Burnet. Ward.
Holland of Harris. Welch.
Humphrey. Williams.
Jones. Wood.

Absent.

Barbee. Glibough.
Beaird. Good.
Bean. Kimbell.
Blackburn. Pfeuffer.
Carswell. Rudd.
Collier. Staples.
Conolly. Vaughan, Guadalupe.

Excused.

Bumpass. Carpenter.
Burns. Childs.
Callan. Drew.
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Ewing.  Reubell.
Flint.  Rogers.
Henderson.  Seabury.
Hill of Gonzales.  Shelburne.
McGaughey.  Smith.
Mundine.  Wilcox.
Porter.  Wolters.
Reiger.

On final passage of the bill, yeas and nays were demanded by Mr. Blair, Mr. Pitts and Mr. Ayers.

Passed by the following vote:

Yeas—64.
Barrett.  Lillard.
Bell.  Love.
Bertram.  Maxwell.
Brewster.  McKamy.
Burney.  Meade.
Crawford.  Mercer.
Cureton.  Moore, Fort Bend.
Curry.  Moore of Lamar.
Dean.  Morris.
Dennis.  Morton.
Dickinson.  Neighbors.
Dix.  O'Connor.
Doyle.  Peery.
Evans of Grayson.  Ragan.
Field.  Savage.
Fields.  Schlick.
Freeman.  Smyth.
Garrison.  Stamper.
Gilbough.  Stokes.
Graham.  Strother.
Green.  Tracy.
Harris.  Tucker.
Hensley.  Vaughan of Collin.
Hill of Travis.  Wallace.
Holland of Burnet Ward.
Holland of Harris, Welch.
Humphrey.  Williams.
Jones.  Wood.
Kirk.

Nays—24.
Ayers.  Martin.
Beard.  McKellar.
Benson.  Oliver.
Blair.  Patterson.
Bounds.  Robbins.
Boyd.  Shropshire.
Brigance.  Sluder.
Carpenter.  Staples.
Dorroh.  Thaxton.
Logan.  Thompson.
Manson.  Turner.

Mr. Burney moved to reconsider the vote by which House bill No. 591 was passed, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Burney moved to reconsider the vote by which House bill No. 591 was passed, and to table the motion to reconsider.

The motion to table prevailed.

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

Bill read second time and ordered engrossed.

Mr. Beard moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that House bill No. 698 be put on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—90.

Kimbell.  Rudd.
Pfeiffer.  Thomas.
Pitts.  Vaughn, Guadalupe.
Randolph.  Wall.

Excused.
Bumpass.  Mundine.
Burns.  Porter.
Callan.  Reiger.
Childs.  Rogers.
Drew.  Seabury.
Ewing.  Shelburne.
Flint.  Smith.
Henderson.  Wilcox.
Hill of Gonzales.  Wolters.
McGaughey.  Smith.

Mr. Burney moved to reconsider the vote by which House bill No. 591 was passed, and to table the motion to reconsider.

The motion to table prevailed.

The Speaker laid before the House, on its second reading, House bill No. 698, a bill to be entitled "An act to amend article 22 of the Revised Statutes of the State of Texas of 1895, so as to change the time of holding the terms of the district courts of Gregg and Upshur counties, and to extend the time of holding court in Gregg county, Texas."

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

Bill read second time and order engrossed.

Mr. Beard moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that House bill No. 698 be put on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—90.

Mr. Speaker.  Crawford.
Ayers.  Crowley.
Bailey.  Cureton.
Barrett.  Curry.
Beard.  Dean.
Bell.  Dennis.
Benson.  Dickinson.
Bertram.  Diles.
Bird.  Dorroh.
Blair.  Doyle.
Bounds.  Evans of Hunt.
Boyd.  Evans of Grayson.
Brewster.  Feld.
Brewster.  Fields.
Burney.  Freeman.
Carpenter.  Garrison.
Carswell.  Gilbough.
Good. Patterson.
Graham. Peery.
Green. Randolph.
Harris. Rhea.
Hensley. Robbins.
Holl of Travis. Rogan.
Holland of Burnet. Savage.
Holland of Harris. Schlick.
Humphrey. Shelburne.
Jones. Shropshire.
Kirk. Skillern.
Lillard. Sluder.
Logan. Smyth.
Lotto. Stamper.
Love. Staples.
Manson. Stokes.
Martin. Thaxton.
Maxwell. Thomas.
McKamy. Tracy.
McKellar. Tucker.
Meade. Vaughan of Collin.
Mercer. Wall.
Moore of Lamar. Wallace.
Morris. Ward.
Morton. Welch.
Neighbors. Williams.
O'Connor. Wood.
Oliver.

Yea—88.
Mr. Speaker. Lillard.
Ayers. Logan.
Bailey. Lotto.
Barrett. Love.
Beard. Mans.
Bell. Martin.
Benson. Maxwell.
Bertram. McFarland.
Bird. McKamy.
Blair. McLellan.
Bounds. Meade.
Boyd. Melton.
Brewster. Mercer.
Brigance. Moore, Fort Bend.
Browne. Moore of Lamar.
Burney. Morris.
Carpenter. Morton.
Collier. O'Connor.
Crawford. Oliver.
Crowley. Peery.
Cureton. Randolph.
Curry. Robbins.
Dean. Savage.
Dennis. Schlick.
Dickinson. Shelburne.
Dies. Shropshire.
Dorroh. Skillern.
Doyle. Sluder.
Evans of Grayson. Stapp.
Field. Stamper.
Fields. Staples.
Fisher. Stokes.
Freeman. Strother.
Garrison. Thaxton.
Gilbough. Thomas.
Good. Thompson.
Graham. Tracy.
Green. Tucker.
Harris. Turner.
Hensley. Vaughan of Collin.
Hill of Travis. Wall.
Holland of Burnet. Wallace.
Holland of Harris. Ward.
Humphrey. Welch.
Jones. Williams.
Kirk. Wood.

Nays—none.

Absent.
Barbee. Moore, Fort Bend.
Bean. Pfeiffer.
Blackburn. Pitts.
Collier. Rudd.
Conoly. Vaughan of Guadalupe.
Edwards.

Excused.
Bumpass. Mundine.
Burns. Porter.
Callan. Reiger.
Childs. Reubell.
Drew. Rogers.
Ewing. Seabury.
Flint. Smith.
Henderson. Strother.
Hill of Gonzales. Wilcox.
McGaughey. Wolters.

House bill No. 698 read third time
and passed.

Mr. Beald moved to reconsider the
vote by which House bill No. 698 was
passed, and to table the motion to
reconsider.

The motion to table prevailed.

The Speaker laid before the House,
on its third reading and final passage,
Senate bill No. 306, entitled "An act
to provide a charter for the city of
Houston, Harris county, Texas."

The bill was read third time, and
passed by the following vote:

Yeas—88.
Mr. Speaker. Lillard.
Ayers. Logan.
Bailey. Lotto.
Barrett. Love.
Beard. Mans.
Bell. Martin.
Benson. Maxwell.
Bertram. McFarland.
Bird. McKamy.
Blair. McLellan.
Bounds. Meade.
Boyd. Melton.
Brewster. Mercer.
Brigance. Moore, Fort Bend.
Browne. Moore of Lamar.
Burney. Morris.
Carpenter. Morton.
Collier. O'Connor.
Crawford. Oliver.
Crowley. Peery.
Cureton. Randolph.
Curry. Robbins.
Dean. Savage.
Dennis. Schlick.
Dickinson. Shelburne.
Dies. Shropshire.
Dorboh. Skillern.
Doyle. Sluder.
Evans of Grayson. Stapp.
Field. Stamper.
Fields. Staples.
Fisher. Stokes.
Freeman. Strother.
Garrison. Thaxton.
Gilbough. Thomas.
Good. Thompson.
Graham. Tracy.
Green. Tucker.
Harris. Turner.
Hensley. Vaughan of Collin.
Hill of Travis. Wall.
Holland of Burnet. Wallace.
Holland of Harris. Ward.
Humphrey. Welch.
Jones. Williams.
Kirk. Wood.

Nays—none.

Absent.
Alexander. Patterson.
Barbee. Pfeiffer.
Bean. Pitts.
Blackburn. Rhea.
Carswell. Rogan.
Conoly. Rudd.
Kimbell.

Excused.
Bumpass. Ewing.
Burns. Flint.
Callan. Henderson.
Childs. Hill of Gonzales.
Drew. McGaughey.
Mr. Holland of Harris moved to reconsider the vote by which Senate bill No. 306 was passed, and to table the motion to reconsider.

The motion to table prevailed.

The Speaker laid before the House, on its third reading and final passage, House bill No. 601, a bill to be entitled "An act to provide for the disorganization of the county of Loving, in the State of Texas, and to attach said county to the county of Ward for judicial and other purposes, and to provide for the assessment and collection of taxes in said county for the payment of outstanding indebtedness of said county.

The bill was read third time and passed by the following vote:

Yea—86

Ayers. Holland of Harris.
Bailey. Humphrey.
Barrett. Jones.
Beaird. Kirk.
Bell. Lillard.
Benson. 
Bertram. Love.
Bird. Manson.
Bounds. Martin.
Boyd. Maxwell.
Brewster. McFarland.
Brigance. McKamy.
Browne. Meade.
Burney. MeKellar.
Carswell. Melton.
Crawford. Mercer.
Crowley. Moore, Fort Bend.
Cureton. Moore of Lamar.
Curry. Morris.
Dean. Morton.
Dennis. Neighbors.
Dickinson. O'Conor.
Dies. Oliver.
Dorroh. Peery.
Doyle. Randolph.
Evans of Grayson. Rogan.
Field. Schlick.
Fields. Shelburne.
Freeman. Shropshire.
Garrison. Skillern.
Gilbough. Sluder.
Good. Smyth.
Graham. Stamper.
Harris. Stokes.
Hensley. Strother.
Hill of Travis. Thomas.

Nay—1

Hill of Gonzales. Wolters.

Mr. Crowley moved to reconsider the vote by which House bill No. 601 was passed, and to table the motion to reconsider.

The motion to table prevailed.

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

House bill No. 18, a bill to be entitled "An act to permit all short term State convicts and all county convicts to be worked on the public roads and highways of this State."

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

Mr. Shelburne offered the following amendment:

Amend section 12, page 2, line 31, by striking out "five," and inserting in lieu thereof "two."

Mr. Oliver moved to postpone further consideration of the bill until next Saturday.

Mr. Boyd raised the point of no quorum.

Mr. Turner moved a call of the House, and it was not seconded.

On motion of Mr. Maxwell, the House at 11:53 a.m. adjourned until 9 o'clock a.m. next Monday.