SEVENTY-EIGHTH DAY.

Hall House of Representatives,
Austin, Texas,
Monday, April 26, 1897.

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

Speaker Dashiell in the chair.

The roll was called, and there was not a quorum present, the following members only answering to their names:

Mr. Speaker. Humphrey.
Ayers. Jones.
Barbee. Logan.
Barrett. Love.
Bertram. Manson.
Blackburn. Maxwell.
Boyd. McKellar.
Brewster. Melton.
Brigance. Morton.
Burney. Oliver.
Carpenter. Patterson.
Crawford. Peery.
Cureton. Porter.
Curry. Randolph.
Dean. Robbins.
Dennis. Rogan.
Dickinson. Savage.
Dorroh. Schlick.
Doyle. Shelburne.
Drew. Skillern.
Evans of Grayson. Stokes.
Ewing. Thaxton.
Feild. Thomas.
Fields. Thompson.
Fisher. Tracy.
Freeman. Tucker.
Garrison. Turner.
Graham. Vaughan, Guadalupe.
Green. Vaughan of Collin.
Harris. Wall.
Hensley. Wallace.
Hill of Gonzales. Ward.
Hill of Travis. Welch.
Holland of Burnet. Wilcox.
Holland of Harris. Wood.

Absent.

Alexander. Gilbough.
Beaird. Good.
Bean. Henderson.
Bell. Kirk.
Benson. Lillard.
Bird. Lotto.
Blair. Martin.
Childs. McKamy.
Collier. Meade.
Conoly. Mercer.
Crowley. Moore, Fort Bend.
April 26, 1897  

Mr. Mundine for this week, on motion of Mr. Burney.  
Mr. Moore of Fort Bend until Wednesday, on motion of Mr. Meade.

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. 77, 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 within twelve months after such sale,”

House bill No. 589, entitled “An act to amend article 2313, chapter 4, title 140, of the Revised Civil Statutes of the State of Texas of 1895, relating to the introduction of certain abstracts of title as evidence.”

House bill No. 337, entitled “An act to amend article 207, of 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.”

Mr. Bell, Mr. Beaird, Mr. Seabury and Mr. Rudd, present.

BILLS AND RESOLUTIONS.

Mr. Ward offered the following resolution:

Whereas, the State is now in arrears with the heads of departments, officers and employees of the State government for their salaries for the month of March, and at the end of the present month will be so in arrears for another month’s salary, thus entailing upon them a great hardship; and

Whereas, it is contrary to public policy that the employes of the State should be forced to discount their claims for salaries honestly due them; and

Whereas, the time now devoted to the consideration of the appropriation bill is totally inadequate; therefore be it

Resolved, that from this time on this House will devote all of the morning and afternoon sessions of Mondays, Tuesdays and Fridays of each week to the consideration of the appropriation bill, until the same shall have passed the House.

Read second time, and

Mr. Fields offered the following amendment:

Strike out all after the word “resolved” and insert the following: “That daily evening sessions be held, beginning at 8 o’clock, to be devoted exclusively to the consideration of the appropriation bill.”

Mr. Evans of Grayson moved to table the resolution, and the motion was lost.

Mr. Lillard offered the following substitute for the amendment:

Amend by striking out the word “Friday” from the resolution.

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

The substitute by Mr. Lillard was lost.

The amendment by Mr. Fields was lost.

On the resolution, yeas and nays were demanded by Mr. Lillard, Mr. Evans of Hunt and Mr. Evans of Grayson.

Lost by the following vote:

Yeas—36.
Bird. Holland of Burnet.  
Bounds. Kimbell.  
Browne. Manson.  
Burney. Morton.  
Crowley. O’Connor.  
Cureton. Oliver.  
Dean. Patterson.  
Dickinson. Randolph.  
Dies. Robbins.  
Edwards. Schlick.  
Ewing. Shuder.  
Fisher. Stamper.  
Freeman. Stokes.  
Garrison. Thomas.  
Graham. Vaughan, Guadalupe  
Green. Ward.  
Hensley. Wilcox.  
Hill of Travis. Wood.  

Nays—51.
Barbee. Hill of Gonzales.  
Barrett. Holland of Harris.  
Beaird. Humphrey.  
Bell. Jones.  
Bertram. Lillard.  
Blackburn. Logan.  
Boyd. Love.  
Brewster. Martin.  
Carpenter. Maxwell.  
Crawford. McGeachey.  
Curry. McKamy.  
Dennis. McKellar.  
Dorroh. Melton.  
Doyle. Moore of Lamar.  
Drew. Peery.  
Evans of Hunt. Porter.  
Evans of Grayson, Rogan.  
Field. Rudd.  
Fields. Seabury.  
Henderson. Shelburne.
Strother. Vaughan of Collin.
Thaxton. Wall.
Thompson. Wallace.
Tucker. Welch.
Turner. Absent.

Alexander. Meade.
Ayers. Neighbors.
Bailey. Pfenninger.
Blair. Pitts.
Bragance. Savage.
Childs. Skiller.
Gilbough. Smyth.
Harris. Staples.
Lotto. Tracy.

EXCUSED.

Bean. Moore, Fort Bend.
Benson. Morris.
Bumpass. Mundine.
Burns. Reiger.
Callan. Reubell.
Collier. Rhea.
Conoly. Rogers.
Flint. Shropshire.
Good. Smith.
Kirk. Williams.
Mercer. Wolters.

COMMITTEE REPORTS.

By Mr. Turner, chairman, on part of the House:

Committee Room,
Austin, Texas, April 26, 1897.

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

We, your free conference committee on House bill No. 309, being a bill entitled "An act to provide for the purchase of public lands in quantities of twenty acres or less, situated on islands by actual settlers who have settled upon and placed valuable improvements thereon in good faith, or their vendees, prior to the first day of January, 1895, and prescribing the price, terms, manner and time of said purchase,"

Have had the same under consideration with Senate amendments, and beg leave to report back as follows: We recommend in lieu of Senate amendments Nos. 1, 2, 6, 7, 8, and 11, all being to section 1 of the bill, that said section 1 be amended so as to read as follows:

"Section 1. Be it enacted by the Legislature of the State of Texas: That all persons, or their heirs or legal representatives, being citizens of the State of Texas, who, prior to the first day of January, 1895, settled upon and placed valuable and permanent improvements in good faith, and thereafter occupied any public lands situated on the islands of the Gulf coast of Texas, shall have the right at any time within ninety days after this act goes into effect, to purchase same in quantities of five acres or less from the State of Texas, at the rate per acre fixed by the Commissioner of the General Land Office; provided, said land shall not be sold for less than its reasonable and fair market value, the same to be fixed and determined by the Commissioner of the General Land Office."

2d. We recommend that Senate amendment No. 3 be amended so as to read as follows: "Amend section 2 of the engrossed bill by striking out the word "vendee," in line 2, page 1, and insert the words "heirs or legal representatives," and as amended we recommend that the same be concurred in and adopted.

3d. We recommend that Senate amendment No. 4 be amended so as to read as follows: "Amend the caption by striking out the word "twenty," in line 2 of the caption, and insert the word "five," and by striking out the words "or their vendees," in line 6, and insert the words "heirs or legal representatives," and as amended we recommend that the same be concurred in and adopted.

4th. We recommend that Senate amendment No. 5 be amended so as to read as follows: "Amend section 4, line 16 of the engrossed bill, by striking out the words "vendor or vendors," and insert the words "heirs or legal representatives," and as amended we recommend that the same be concurred in and adopted.

5th. We recommend that Senate amendment No. 9, being to line 14 of section 4 of the engrossed bill, be amended so as to read, "fixed by the Commissioner of the General Land Office," and as amended we recommend that same be concurred in and adopted.

6th. We recommend that Senate amendment No. 10, being to line 2 of section 3 of the engrossed bill, be adhered to and adopted.

Respectfully submitted,

ATLEE,
LINN of Victoria,
LEWIS,
ROSS,
DARWIN,
On the part of the Senate.

TURNER,
McFARLAND,
BAILEY,
VAUGHAN of Collin,
BELL,
On the part of the House.
On motion of Mr. Turner, the report was adopted.

By Mr. McFarland, chairman:

Committee Room,
Austin, Texas, April 26, 1897.
Hon. L. T. Dashiell, Speaker of the House:
Your Committee on Public Printing, to whom was referred House bill No. 455, a bill to be entitled "An act to provide under contracts for the furnishing of the stationery and the printing papers, and the doing of all the printing and the bookbinding work required for the use of the State, and to fix the highest price that may be paid for such stationery and printing paper and printing and bookbinding work, and to repeal all laws and parts of laws in conflict herewith."

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

McFarland, Chairman.

By Mr. Lillard, chairman:

Committee Room,
Austin, Texas, April 26, 1897.
Hon. L. T. Dashiell, Speaker of the House:
Your Committee on Enrolled Bills have carefully examined and compared House bill No. 77, 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, within six months after such sale."

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

Lillard, Chairman.

Committee Room,
Austin, Texas, April 26, 1897.
Hon. L. T. Dashiell, Speaker of the House.
Your Committee on Enrolled Bills have carefully examined and compared House bill No. 337, entitled "An act to amend article 207, chapter 1, title 8, of the Penal Code, relating to the crime of perjury, and fixing a penalty therefor."

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

Lillard, Chairman.

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

Court of Civil Appeals—Second District.
Being the department under consideration; with amendment by Mr. Kirk, and amendment by Mr. Bertram to the amendment pending, both of which are printed in the Journal of April 23.

Mr. Bertram, by consent, withdrew his amendment, and offered in lieu thereof the following:

Amend line 27, page 10, where it reads $250 for both years read $350.
Adopted.

The amendment as amended was lost.

Items relating to the

Court of Civil Appeals—Third District.

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

Amend by adding after line 6, page 11, the following: "Salary of stenographer, $600, $900."
Adopted.

Amend in line 30, page 10, by inserting "$500" in lieu of "$520" in both lines.
Adopted.

Items relating to the

Court of Civil Appeals—Fourth District.

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

Amend by adding after line 15, page
11, the following: "Salary of stenographer, $600, $600."
Adopted.
Mr. Garrison offered the following amendment:
Amend line 15, page 11, where it reads "$400" for both years, so as the same read "$250" for both years.
Mr. Crawford offered the following substitute for the amendment:
Amend by striking out "$400" in line 15, page 11, and insert in lieu thereof "$100" for each year.
Lost.
The amendment by Mr. Garrison was adopted.

Items relating to the COURT OF CIVIL APPEALS—FIFTH DISTRICT, Were next read, and Mr. Garrison offered the following amendment:
Amend by adding after line 24, page 11, the following: "Salary of stenographer, $600, $600."
Adopted.

Items relating to the JUDICIARY DEPARTMENT

Yeas—58.


Nays—30.


Absent.

Excused.

Mr. Garrison offered the following amendment:
To pay costs in civil cases when such costs are adjudged against the State, or when such costs can not be recovered from the defendant, in which only such costs as are incurred by the State in such civil cases shall be paid out of this fund, $2500, $2500."
Adopted.

Mr. Fields offered the following amendment:
Amend line 9, on page 12, by striking
out "$0000" where it occurs in each column and inserting "6000" in lieu thereof.

Mr. Bertram offered the following substitute for the amendment:

Amend by striking out all of line 9, page 12.

On motion of Mr. Brigance, both the amendments were tabled.

Mr. Evans of Grayson offered the following amendment:

Amend line 10, page 12, to read as follows: "Salary Supreme Court reporter, $500 for each year."

Tabled on motion of Mr. Brigance.

Mr. Shelburne offered the following amendment:

Strike out "$2500" in lines 10 and 11, page 12, and insert in lieu thereof "$2000."

Tabled on motion of Mr. Brigance.

Mr. Rogan offered the following amendment:

Amend lines 5 and 6 by striking out the word "Comptroller" and insert in lieu thereof the words "district judge."

Mr. Dean offered the following substitute for the amendment:

Amend by inserting in line 5, page 12, before the words "the Comptroller" the words "neither the district judge nor."

Accepted by Mr. Rogan, and the amendment as substituted was adopted.

Items relating to

PENSIONS AND PUBLIC DEBT

Were next read, and passed without amendment offered.

Items under the head of

MISCELLANEOUS

Were next read, and

Mr. Garrison offered the following amendment:

Amend by adding on page 12, after line 28: "To pay sheriff of Hardeman county, Texas, for boarding J. D. Adams, a prisoner convicted of murder in Greer county, and transferred to the jail of Hardeman county for safe keeping, by order of the district judge, pending appeal to the Court of Criminal Appeals, Texas, or so much as may be necessary, $350."

Mr. Blackburn moved to table the amendment, and the motion was lost.

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

The amendment was adopted.

Items relating to the

STATE ORPHAN ASYLUM

Were next read, and

Mr. Garrison offered the following amendment:

Amend by striking out in line 9, on page 13, $11,500" where it occurs, and inserting in lieu there "$14,000, $14,-000." amend also by adding to this department: "For building a hospital (for second year), $4000."

Adopted.

Mr. Patterson offered the following amendment:

Amend line 8, on page 13, so as to read "$360" in each line.

Adopted.

Mr. Wood offered the following amendments:

Amend by striking out lines 28 and 29, page 12, and insert instead: "Salaries of six teachers, $2400 for each column."

Adopted.

Amend by transferring in line 9, page 13, to the first column, making it "$12,000 for building school room and chapel for the year 1898."

Adopted.

Mr. Wood offered the following amendment:

Amend in line 4, page 13, by striking out in both columns "$600" and insert instead therefor "$900" in each column.

Tabled on motion of Mr. Wilcox.

Items relating to the

STATE LUNATIC ASYLUM

Were next read, and

Mr. Bertram offered the following amendment:

Amend by striking out "$1500" in lines 23 and 24, page 13, and insert "$1000" in lieu thereof.

Tabled on motion of Mr. O'Connor.

Mr. Welch offered the following amendment:

Amend by striking out all the department after line 22, page 13.

Tabled on motion of Mr. Seabury.

Items relating to

SOUTHWESTERN INSANE ASYLUM.

Were next read, and

Mr. Doyle offered the following amendment:

Amend line 24, page 16, by striking out "$100,000" and inserting "$75,000."

Mr. Carpenter offered the following amendment to the amendment:

Amend the amendment by striking out "$75,000" and substituting "$46,000." After consideration by the House.

Mr. Peery moved the previous question on pending amendments, and the main question was ordered.
The amendment of Mr. Carpenter was lost.
On the amendment by Mr. Doyle, yeas and nays were demanded by Mr. Drew, Mr. Shelbourne and Mr. Carpenter.

Lost by the following vote:

Y.eas—11.


Nays—77.


Absent.


Mr. Garrison offered the following amendment:
Amend by adding after line 25, page 16: “For purchasing new boiler and piping, and necessary repairs for connections and fixtures, $1500.”

Adopted.

Mr. Curry offered the following amendment:
Amend by adding after the word “building,” in line 24, page 16, the words: “Under the supervision of a competent architect to be appointed by the Governor of Texas, the salary of architect to be paid out of this appropriation.”

Adopted.

Mr. Evans of Grayson offered the following amendment:
Amend line 14, page 15, by inserting “$1000” for each year instead of “$900.”

Adopted.

On motion of Mr. Bounds, the House, at 12:32 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.

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

On its engrossment, with amendment by Mr. Crowley pending, which amendment was printed in the Journal of last Friday.

Mr. Wolters and Mr. Childs, who were absent this morning when the House was under call, present.
COMMITTEE REPORTS.

By Mr. Freeman, chairman:

Committee Room,
Austin, Texas, April 26, 1897.

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

Your Committee on Public Health and Vital Statistics, to whom was referred
Senate bill No. 226, a bill to be entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose, and to prevent unauthorized uses and traffic in human bodies, and to legalize dissections by authorized persons."

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.

FREEMAN, Chairman.

Committee Room,
Austin, Texas, April 26, 1897.

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

Your Committee on Public Health and Vital Statistics, to whom was referred
Senate bill No. 154, a bill to be entitled "An act to require cities to provide for a board of plumbers, to be known as the examining and supervising board of plumbers, to regulate the duties of said board, and to provide penalties for violation thereof."

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

FREEMAN, Chairman.

On motion of Mr. Randolph, the Senate was requested to return to the House, House bill No. 199, which was erroneously reported to the Senate as passed.

On motion of Mr. Ward, the Senate was requested to return to the House Senate bill No. 263, a motion to reconsider the vote by which the same was passed having been entered upon the Journal and remaining undisposed of.

SPEAKER'S TABLE.

On motion of Mr. Wood, pending business was suspended to continue consideration of substitute House bill No. 203, the general appropriation bill, on its engrossment, the House considering the bill by departments.

Items relating to the

NORTH TEXAS INSANE ASYLUM

Were next read, and

Mr. Drew offered the following amendment:

Amend page 18, after line 25, by inserting the following: "Erection of a male infirmary, $12,000, for 1898; erection of an associated dining hall and employees' room, $34,000, for 1898."

Lost.

Mr. Garrison offered the following amendment:

Amend page 18, line 15, by striking out "$2500" for first year and "$1500" for second year and substituting "$8000" for the first year and "$1500" for the second year.

Adopted.

Mr. Patterson offered the following amendment:

Amend line 6, on page 17, so as to read "$500" where "$720" occurs.

Lost.

Mr. Garrison offered the following amendment:

Amend by adding after line 25, on page 18: "For hose for the fire department, $500; for 448 doors (grated), $500; for screens for 1000 windows, $400."

Adopted.

Mr. Patterson offered the following amendment:

Amend line 7, on page 17, so as to read "$600" where "$480" occurs.

Lost.

Items relating to the

BLIND ASYLUM

Were next read, and

Mr. Garrison offered the following amendment:

Amend, in lines 11 and 12, by making it read "$440" in each column.

Adopted.

Mr. Lotto offered the following amendment:

Amend by adding at the close, "$300 for painting."

Lost.

Items relating to the

DEAF AND DUMB ASYLUM

Were next read, and

Mr. Patterson offered the following amendment:

Amend line 23, on page 20, so as to read "$1000" where "$900" occurs.

Lost.

Mr. Brigance offered the following amendment:

Amend line 17, page 21, by adding the sum of $1000 for a physician for said institution.
Mr. Dean offered the following substitute for the amendment:

Amend by striking out "$1000" and insert in lieu thereof "$600."

Accepted by Mr. Brigance.

The amendment as substituted was lost.

Mr. Crawford offered the following amendment:

Amend line 29, page 20, by striking out "$900 for each year and insert in lieu thereof "$720 for each year.

Lost.

Mr. Smyth offered the following amendment:

Amend by inserting after line 21, on page 21:

"For pay of members of board at $5 per day and mileage, or so much thereof as may be needed, $300 for each year."

Lost.

Mr. Shelburne offered the following amendment:

Amend line 14, page 21, by striking out "$1000 wherever it may occur in said line and substitute "$1500 in lieu thereof."

Abandoned on motion of Mr. Wilcox.

Mr. Pfeuffer offered the following amendment:

Amend line 11, after the word "etc.." by adding "which shall include the pay of trustees, $5 each per month for services attending business meetings of the board."

Tabled on motion of Mr. Wolters.

SENATE MESSAGE.

Senate Chamber,

Austin, Texas, April 26, 1897.

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

I am instructed by the Senate to inform the House that the Senate grants the request of the House, and herewith returns Senate bill No. 263 and House bill No. 199.

Respectfully,

R. E. DODSON, Ass't Secretary.

Items relating to the

HOUSE OF CORRECTION AND REFORMATORY

Were next read, and

Mr. Martin offered the following amendment:

Amend by striking out "$600" wherever it occurs in line 27, on page 21, and insert in lieu thereof "$900."

Mr. Moore of Lamar moved to table the amendment.

On the motion to table, yeas and nays were demanded by Mr. Martin, Mr. Patterson and Mr. Wallace.

Lost by the following vote:

Yeas—39.

Bertram.  Hill of Travis.
Bird.  Holland or Burnet
Blackburn.  Holland of Harris.
Bounds.  Lillard.
Browne.  Lotto.
Carpenter.  Love.
Crawford.  Meade.
Cureton.  Moore of Lamar.
Curry.  Pfeuffer.
Dean.  Porter.
Dennis.  Randolph.
Doyle.  Schlick.
Edwards.  Shelburne.
Field.  Shuler.
Fields.  Smyth.
Freeman.  Stamper.
Garrison.  Thomas.
Graham.  Wall.
Hensley.  Wilcox.
Hill of Gonzales.

Nays—54.

Ayers.  McKellar.
Barbee.  Melton.
Barrett.  Morton.
Bell.  Neighbors.
Boyd.  O'Connor.
Brewster.  Oliver.
Brigance.  Patterson.
Burney.  Peery.
Carswell.  Robblns.
Childs.  Rogan.
Dickinson.  Rudd.
Dies.  Savage.
Dorroh.  Seabury.
Drew.  Skillern.
Evans of Hunt.  Stokes.
Evans of Grayson.  Thaxton.
Ewing.  Thompson.
Good.  Tracy.
Green.  Tucker.
Harris.  Turner.
Humphrey.  Vaughan of Collin.
Jones.  Vaughan, Gu'lupe.
Logan.  Wallace.
Martin.  Ward.
Maxwell.  Welch.
McGaughhey.  Wood.
McKamy.

Absent.

Balley.  Kimbell.
Beaird.  Manson.
Blair.  Pitts.
Crowley.  Staples.
Fisher.  Strother.
Gilbough.  

Excused.

Bean.  Collier.
Benson.  Conoly.
Bumphass.  Flint.
Burns.  Kir.
Callan.  Mercer.
Mr. Wood moved the previous question, and the main question was ordered. The amendment was adopted.

Mr. Martin offered the following amendment:

Amend by adding after line 15, on page 22, the following: "For the erection of a mess hall and for fitting up the present kitchen and dining hall for dormitory purposes, $2500."

Lost.

Mr. Welch offered the following amendment:

Amend line 26, page 21, by inserting "$500" wherever "$360" occurs.

Tabled on motion of Mr. Maxwell.

Mr. Wilcox moved to reconsider the vote by which the amendment by Mr. Shelburne to line 14, page 21, of the general appropriation bill, in the department of the bill relating to the Deaf and Dumb Asylum, was lost, and asked to have the motion to reconsider spread upon the Journal.

Items relating to the CONFEDERATE HOME

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

Amend line 24, on page 22, so as to read "$1500" in each column.

Adopted.

Mr. Fields offered the following amendment:

Amend by striking out line 26 and inserting after "superintendent," in line 24, the following, viz., "who shall perform the duties of surgeon, shall reside at the Home, and shall devote his whole time and attention to official duties, $1500, $1500."

Mr. Wolters moved to table the amendment.

On the motion to table, yeas and nays were demanded by Mr. Field, Mr. Holland of Harris and Mr. Randolph.

Lost by the following vote:

Yeas—42.

Nays—52.

Mr. Evans of Grayson moved the previous question on the amendment, and it was not seconded.

On the amendment by Mr. Fields, yeas and nays were demanded by Mr. Fields, Mr. Blackburn and Mr. Randolph.
Lost by the following vote:

Y.eas—38.
Barbee. Holland of Harris.
Bertram. Holland of Houston.
Blackburn. Jones.
Bound. Lillard.
Brewster. Love.
Brigance. Mundine.
Burnett. Maxwell.
Cureton. Meade.
Curry. Morton.
Dean. Neely.
Drew. Peery.
Evans of Hunt. Shelburne.
Evans of Grayson. Sklar.
Fields. Sluder.
Fields. Stamps.
Hill of Gonzales. Vaughan of Collin.
Holland of Burnet. Wall.

Nays—55.
Bailey. McKeller.
Barrett. Melton.
Bell. Moore of Lamar.
Benson. Morris.
Bird. O'Connor.
Boyd. Oliver.
Browne. Patterson.
Carpenter. Robbins.
Carswell. Rogan.
Childs. Rudd.
Crawford. Savage.
Crowley. Schlick.
Dennis. Seabury.
Dickinson. Smyth.
Dix. Staples.
Doyle. Thaxton.
Ewing. Thomas.
Freeman. Thompson.
Garrison. Tucker.
Good. Turner.
Gree. Vaughan, Guadalupe.
Harris. Wallace.
Hill of Travis. Ward.
Kimbell. Welch.
Logan. Wilcox.
McGaughey. Wolters.
McKamy. Wood.

Nercer. Rhea.
Moore, Fort Bend. Rogers.
Mundine. Shropshire.
Reiger. Smith.
Reubell. Williams.

Mr. Rogan offered the following amendment:
Amend line 31, page 22, by striking out the word "five" and insert after the word "nurses" the words, "who shall do any work required by the superintendent and surgeon;" and strike out the figures "1200" in each column and insert the figures "1440" in each column.

Mr. Welch moved to adjourn until 9 o'clock a. m. to-morrow, and the motion was lost.

The amendment by Mr. Rogan was adopted.

Mr. Garrison offered the following amendment:
Amend lines 21, 22 and 23, on page 22, by striking out "30,000" for each year and insert in lieu thereof "$28,000" for 1898 and "$32,000" for 1899.

Mr. Wood offered the following substitute for the amendment:
Amend by striking out all in line 23 in both columns and insert instead "$35,000" in each column.

The substitute was lost, and the amendment by Mr. Garrison was adopted.

Mr. Turner offered the following amendment:
Amend by striking out all of lines 10 and 11, page 23, and insert in lieu thereof: "For dining room and kitchen for hospital, and for necessary furniture therefor, $1500; for kitchen for main building, $500; salary of hospital cook, $360; salary of assistant hospital cook, $240; building and furnishing one cottage, to be used when needed, $2250."

Adopted.

Mr. McGaughey offered the following amendment:
Strike out "600" in line 28, page 22, and insert in lieu thereof "1000" for each year; and insert after the word "surgeon," "who shall live at the Home."

Mr. Brigance moved to table the amendment, and the motion was lost.

Yeas and nays were demanded by Mr. McGaughey, Mr. Savage and Mr. Blackburn.

Lost by the following vote:

Y.eas—35.
Barrett. Carswell.
Bell. Dennis.
Blackburn. Dickinson.
Brewster. Dies.
<table>
<thead>
<tr>
<th>Doyle</th>
<th>Peery</th>
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<tbody>
<tr>
<td>Evans of Hunt</td>
<td>Porter</td>
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<tr>
<td>Ewing</td>
<td>Rogan</td>
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<tr>
<td>Field</td>
<td>Rudd</td>
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<td>Freeman</td>
<td>Savage</td>
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<td>Graham</td>
<td>Seabury</td>
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<tr>
<td>Green</td>
<td>Smyth</td>
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<td>Hensley</td>
<td>Staples</td>
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<td>Kimbell</td>
<td>Turner</td>
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<tr>
<td>McFarland</td>
<td>Ward</td>
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<tr>
<td>McGaughy</td>
<td>Welch</td>
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<tr>
<td>McKamy</td>
<td>Wolters</td>
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<tr>
<td>Morris</td>
<td>Wood</td>
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Nays—57.

<table>
<thead>
<tr>
<th>Ayres</th>
<th>Lotto</th>
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<tr>
<td>Bailey</td>
<td>Love</td>
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<tr>
<td>Barbie</td>
<td>Manson</td>
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<td>Benson</td>
<td>Martin</td>
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<td>Bertram</td>
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<td>Bounds</td>
<td>McKeller</td>
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<td>Burney</td>
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<td>Carpenter</td>
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<td>Schlick</td>
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<td>Shelburne</td>
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<td>Dean</td>
<td>Skillern</td>
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<td>Drew</td>
<td>Sluder</td>
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<tr>
<td>Fields</td>
<td>Stamper</td>
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<td>Garrison</td>
<td>Stokes</td>
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<td>Good</td>
<td>Thaxton</td>
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<td>Harris</td>
<td>Thomas</td>
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<tr>
<td>Hill of Gonzales</td>
<td>Thompson</td>
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<tr>
<td>Hill of Travis</td>
<td>Tucker</td>
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<tr>
<td>Holland of Burnet</td>
<td>Vaughan, Guadalupe</td>
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<td>Holland of Harris</td>
<td>Vaughan of Collin</td>
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<td>Humphrey</td>
<td>Wall</td>
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<td>Jones</td>
<td>Wallace</td>
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<td>Lillard</td>
<td>Wilcox</td>
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<td>Logan</td>
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Absent.

<table>
<thead>
<tr>
<th>Alexander</th>
<th>Gilbough</th>
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<tr>
<td>Beard</td>
<td>Henderson</td>
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<tr>
<td>Bird</td>
<td>O'Connor</td>
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<td>Blair</td>
<td>Oliver</td>
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<td>Childs</td>
<td>Patterson</td>
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<td>Dorroh</td>
<td>Pitts</td>
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<td>Edwards</td>
<td>Strother</td>
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<td>Evans of Grayson</td>
<td>Tracy</td>
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<td>Fisher</td>
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Excused.

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<tr>
<th>Bean</th>
<th>Moore, Fort Bend</th>
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<td>Bumpass</td>
<td>Munday</td>
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<td>Burns</td>
<td>Reiger</td>
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<td>Callan</td>
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<td>Kirk</td>
<td>Smith</td>
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<td>Mercer</td>
<td>Williams</td>
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Mr. Peery moved to reconsider the vote by which the amendment to raise the salary of superintendent in line 24, page 22, from $1000 to $1500 was adopted, and asked to have the motion to reconsider spread upon the Journal.

Mr. Smyth moved to reconsider the vote by which the amendment to line 21, on page 21, appropriating $300 for pay of board of trustees, was lost, and asked to have the motion to reconsider spread upon the Journal.

Mr. Rogan offered the following amendment:

Amend line 21, page 22, by inserting after the word “compensation” the words “and mileage.”

Adopted.

Mr. Wood offered the following amendment:

Amend lines 29 and 30, on page 22, by striking out the word “four” and the figures “720” wherever they occur and insert in each column the figures “1080.”

Lost.

Mr. Wall offered the following amendment:

Amend line 32, page 22, by striking out the words “one helper” and insert the words “helpers for general work, and attention to inmates in cottages;” and strike out the figures “240” in each column and insert the figures “540” in each column.

Mr. Patterson moved to table the amendment, upon which motion yeas and nays were demanded by Mr. Wall, Mr. Skillern and Mr. Humphrey.

Tabled by the following vote:

Yeas—58.

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<tr>
<th>Bell</th>
<th>Hill of Gonzales</th>
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<td>Benson</td>
<td>Hill of Travis</td>
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<td>Bertram</td>
<td>Holland of Burnet</td>
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<td>Blackburn</td>
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<td>Hensley</td>
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Mr. Peery, Mr. Logan, Mr. Merry, Mr. Outlaw, Mr. Robinson, Mr. Smith, Mr. Sugar, Mr. Tatum, Mr. Taylor, Mr. Veitch, Mr. Wilson, Mr. Young.
On motion of Mr. Blackburn, the House at 6:11 p.m. adjourned until 9 o'clock a.m. to-morrow.

SEVENTY-NINTH DAY.

Hall House of Representatives,
Austin, Texas,
Tuesday, April 27, 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
- Ayers
- Bailey
- Barbee
- Barrett
- Beaird
- Bird
- Blair
- Childs
- Dickinson
- Edwards
- Bean
- Bumpass
- Burns
- Callan
- Collier
- Conoly
- Flint
- Kirk
- Mercer

A quorum was announced present.

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

Pending reading of the Journal of yesterday,