May 3, 1897

Benson. Absent.
Bertram. Mundine.
Burney. O'Conner.
Carswell. Patterson.
Dean. Pitts.
Drew. Porter.
Fisher. Rudd.
Hensley. Vaughan,Guad'lupe
Maxwell. Ward.
Morris. Wolters.

Excused.
Bird. Flint.
Callan. Logan.
Conoly. Moore of Lamar.
Dies. Pfeuffer.
Dorroh. Rhea.
Edwards. Wilcox.

Mr. Ayers moved to reconsider the vote by which Senate bill No. 172 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. 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."

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

Bill read second time and ordered engrossed.

Mr. Bumpass raised the point of no quorum, whereupon

On motion of Mr. Peery, the House, at 12:30 p. m., adjourned until 9 o'clock a. m. next Monday.

EIGHTY-THIRD DAY.

Hall House of Representatives, Austin, Texas, Monday, May 3, 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:

Mr. Speaker, Bertram.
Alexander. Bird.
Ayers. Blair.
Barbee. Bounds.
Barrett. Brewer.
Beaird. Irigance.

Bumpass. McKellar.
Burns. Mercer.
Carpenter. Moore of Lamar.
Childs. Morton.
Conoly. Mundine.
Crawford. O'Connor.
Crowley. Oliver.
Curton. Peery.
Dean. Pitts.
Dickinson. Randolph.
Doyle. Reiger.
Drew. Reubell.
Edwards. Robbins.
Evans of Hunt. Rogan.
Ewing. Rogers.
Field. Schlick.
Fields. Seabury.
Freeman. Shelburne.
Garrison. Shropshire.
Graham. Skillern.
Green. Smith.
Harris. Smyth.
Hensley. Stamper.
Hill of Gonzales. Staples.
Hill of Travis. Stokes.
Humphrey. Thaxton.
Jones. Thomas.
Kimbell. Thompson.
Kirk. Tracy.
Lillard. Tucker.
Logan. Turner.
Lotto. Vaughan of Collin.
Love. Wall.
Manson. Wallace.
Martin. Ward.
Maxwell. Welch.
McFarland. Williams.
McGaughey. Wolters.
McKamy. Wood.

Absnt.
Bailey. Meade.
Bean. Moore, Fort Bend.
Bell. Morris.
Benson. Neighbors.
Boyd. Patterson.
Carswell. Pfeuffer.
Collier. Porter.
Dennis. Rudd.
Doroh. Savage.
Fisher. Slender.
Gilbough. Vaughan, Guad'lupe.
Good. Wilcox.

Holland of Harris. Excused.

A quorum was announced present.

Prayer by Rev. F. S. Jackson, Chaplain of the Senate.

Pending reading of the Journal of Saturday,
On motion of Mr. Shelburne, further reading was dispensed with.

**G R A N T E D L E A V E O F A B S E N C E :**

On account of important business:
- Mr. Dies until Friday, on motion of Mr. Edwards.
- Mr. Bean for to-day, on motion of Mr. Fields.
- Mr. Boyd for to-day, on motion of Mr. Bounds.
- Mr. Dennis until Monday, on motion of Mr. Peery.
- Mr. Holland of Harris until Monday, on motion of Mr. Shropshire.
- Mr. Porter for to-day, on motion of Mr. Kirk.
- Mr. Meade and Mr. Moore of Fort Bend for to-day, on motion of Mr. Carpenter.
- Mr. Bertram for last Saturday and to-day, on motion of Mr. Mercer.
- Mr. Wood.
- Mr. Carswell until Wednesday, on motion of Mr. Garrison.
- Mr. Benson and Mr. Patterson for to-day, on motion of Mr. McKellar.
- Mr. Morris for to-day, on motion of Mr. Mc Gaughey.
- Mr. Pfeuffer for to-day and Mr. Bell until Wednesday, on motion of Mr. McKamy.
- Mr. Sluder until Wednesday, on motion of Mr. Thompson.
- Mr. Good for to-day, on motion of Mr. Rogers.
- Mr. Collier until Thursday, on motion of Mr. Brewster.
- Mr. Burney for to-day, on motion of Mr. Stokes.
- Mr. Fields moved that next Friday, May 7, be set apart for the consideration of House and Senate joint resolutions proposing to amend the Constitution of the State of Texas.
- The motion prevailed, and the order was so made.
- Mr. Fields moved to reconsider the vote by which the above special order was fixed, and to table the motion to reconsider.
- The motion to table prevailed.

**B I L L S A N D R E S O L U T I O N S :**

By Mr. Barrett and Mr. Smyth:
House bill No. 706, a bill to be entitled "An act to provide for the location of a branch of the Asylum for the Insane in Northwest Texas."
Read first time and referred to Committee on State Asylums.

**S E N A T E M E S S A G E :**

Senate Chamber, Austin, Texas, May 3, 1897.
Hon. L. T. Dashell, Speaker of the House:
I am instructed by the Senate to inform the House that the Senate has passed the following bill:
House bill No. 616, entitled "An act to create a more efficient road system for the county of Calhoun, and making county commissioners of said county ex officio road commissioners, and prescribing their duties as such, and providing for their compensation as said road commissioners, and defining the powers and duties of said commissioners, and providing for the appointment of road overseers, defining their duties, and for the working of county convicts upon the roads of said county, and providing for officers' and witness' fees, and providing for the working of delinquent poll tax payers upon said roads."
By a two-thirds vote: yeas 21, nays none.
Also, that the Senate refuses to concur in the House amendments to Senate bill No. 63, entitled "An act to repeal articles 4218d and 4218i, of chapter 12a, title 87, of the Revised Statutes of the State of Texas, and to add to said chapter article 4218f, and to amend articles 4218e, 4218f and 4218s, of said chapter and title, relating to the sale and lease of the public free school and asylum lands, and makes the following:
And asks for a free conference committee.
Also, that the Senate refuses to concur in the House amendments to Senate bill No. 83, known as the "Wayland fee bill," and asks for a free conference thereon.
Respectfully,
WILL LAMBERT, Secretary.

The above request of the Senate for a free conference committee to adjust the differences between the two houses on Senate bill No. 63, known as the Goss land bill, was granted, and the Speaker, in accordance therewith, announced the following committee on the part of the House: Messrs. Smyth, Robbins, Mc Gaughey, Crowley and Burney.

**S P E A K E R ' S T A B L E :**

(Mr. Seabury in the chair.)
Mr. Maxwell moved to suspend the regular order of business to take up and place on its second reading,
House bill No. 673, a bill to be entitled "An act to authorize the Houston and Texas Central Railroad Company to purchase and operate the railway extending from a point in or near the town of Bremond, in Robertson county, to a point in or near the town of Ross, in McLennan county, with its franchises and appurtenances, and the railway extending from a point in or near said town of Ross to a point in or near the town of Albany, in Shackelford county, with its franchises and appurtenances, or either of such railways, with its franchises and appurtenances, or any part or parts thereof, and to authorize the owners thereof to sell the same, and to authorize a corresponding increase in the authorized aggregate of the bonds and stock of said Houston and Texas Central Railroad Company, and to regulate reports of such properties and the operations thereof."

On the motion to suspend, yeas and nays were demanded by Mr. Smyth, Mr. Peery and Mr. Thaxton.

Suspended by the following vote:

Yea-67.

Ayers.
Barbee.
Barrett.
Beard.
Bird.
Bounds.
Bremer.
Brigance.
Bumpass.
Conoly.
Crawford.
Crowley.
Cureton.
Dickinson.
Doyle.
Edwards.
Ewing.
Field.
Fields.
Garrison.
Graham.
Green.
Harris.
Hensley.
Hill of Travis.
Holland of Burnet.
Humphrey.
Jones.
Kimbell.
Lotto.
Mancos.
Martin.
Maxwell.
McFarland.

McGaughay.
McKamy.
McKeller.
Melton.
Mercer.
Morton.
Mundine.
O'Connor.
Oliver.
Robbins.
Rogan.
Rogers.
Savage.
Seabury.
Shelburne.
Shropshire.
Skillern.
Smith.
Staples.
Stokcs.
Thaxton.
Thomas.
Thompson.
Tracy.
Turner.
Vaughan of Collin.
Wall.
Wallace.
Ward.
Wolters.
Wood.

Nays-19.

Alexander.
Carpenter.

Drew.
Evans of Hunt.
Freeman.
Hill of Gonzales.
Kirk.
Lillard.
Logan.
Love.

Moore of Lamar.
Randolph.
Reubell.
Schlick.
Stamper.
Strother.
Williams.

Absent.

Bailey.
Blair.
Burns.
Childs.
Fisher.
Gilbough.
Holland of Harris.
Neighbors.

Peery.
Pitts.
Reiger.
Rudd.
Vaughan, Guadalupe.
Welch.
Wilcox.

Excused.

Bean.
Bell.
Benson.
Bertram.
Boyd.
Brown.
Burney.
Callan.
Carawell.
Collier.
Dennis.
Dies.
Dorroh.

Evans of Grayson.
Flint.
Good.
Henderson.
Meade.
Moore, Fort Bend.
Morris.
Patterson.
Pfeuffer.
Porter.
Rhea.
Sluder.

House bill No. 673 was laid before the House, and was read second time.

The necessary legal notices required by the Constitution of intention to apply for the passage of this act accompanied the bill, and were read in the House.

Mr. Lillard moved to postpone further consideration of the bill until next Monday at 10 o'clock a.m.

Mr. Mercer moved to table the motion to postpone, upon which motion yeas and nays were demanded by Mr. Lillard, Mr. Drew and Mr. Reubell.

Tabled by the following vote:

Yea-68.

Alexander.
Barrett.
Bird.
Bounds.
Bremer.
Brigance.
Bumpass.
Crawford.
Crowley.
Curry.
Dickinson.
Edwards.
Ewing.
Fields.

Graham.
Green.
Harris.
Hensley.
Holland of Burnet.
Humphrey.
Jones.
Kimbell.
Kirk.
Manson.
Maxwell.
McFarland.
McGaughey.
McKamy.
McKellar.
Melton.
Mercer.
After consideration by the House, Mr. Staples moved the previous question, and the main question was ordered.

The bill was ordered engrossed.

Mr. Maxwell then moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that House bill No. 673 be put on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—80.


Nays—19.


Nays—7.


Excused.


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

The bill was ordered engrossed.

Mr. Maxwell then moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that House bill No. 673 be put on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—80.
House bill No. 673 read third time passed by the following vote:

Yeas—75.

Ayres.           McGaughy.
Barbee.          McKamy.
Barrett.         McKellar.
Beard.           Melton.
Bird.            Mercer.
Blair.           Morton.
Bounds.          Mundine.
Browne.          O'Connor.
Brewster.        Peery.
Conoly.          Pitts.
Crawford.       Reiger.
Crowley.        Rogers.
Cureton.        Rudd.
Curry.           Savage.
Dickinson.       Schlick.
Doyle.           Seabury.
Edwards.        Shelburne.
Ewing.          Shropshire.
Feld.            Skillern.
Fields.          Smith.
Freeman.        Smyth.
Graham.         Staples.
Green.           Stokes.
Harris.         Thaxton.
Horneley.       Thomas.
Hill of Gonzales. Thompson.
Hill of Travis.  Tracy.
Holland of Burnet. Tucker.
Humphrey.       Turner.
Jones.          Vaughan of Collin.
Kimbell.        Wallace.
Kirk.            Ward.
Love.            Welch.
Manson.         Williams.
Martin.         Wood.
Maxwell.       

Nays—11.

Carpenter.       Randolph.
Dean.           Reubell.
Drew.          Rogan.
Lillard.       Strother.
Lotto.          Wall.
Moore of Lamar.        

Absent.

Bailey.       Logan.
Burns.       Neighbors.
Childs.      Robbins.
Evans of Hunt.  Stamper.
Fisher.    Vaughan, Guadalupe.
Garrison.    Wilcox.
Gilbough.    Wolters.
Holland of Harris. 

Excused.

Bean.       Burney.
Bell.       Callan.
Benson.      Carswell.
Bertram.     Collier.
Boyd.       Dennis.
Browne.      Dies.

Dorroh.          Morris.
Evans of Grayson. Patterson.
Flint.          Pfenner.
Good.          Porter.
Henderson.    Rhea.
Meade.        Sluder.
Moore, Fort Bend.

I vote "no" on House bill No. 673 because the Constitution forbids the consolidation of competing lines of railroads in this State with any other road operating under the charter obtained in a foreign State, and the Houston and Texas Central is owned and operated under the management of the Southern Pacific, operated under a charter obtained in the State of Kentucky, and is manifestly a violation of the spirit, if not the letter, of the Constitution.

WALL.

Mr. Maxwell moved to reconsider the vote by which House bill No. 673 was passed, and to table the motion to reconsider.

The motion to table prevailed.

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

House bill No. 348, a bill to be entitled "An act to prescribe the method of making publication of all notices and advertisements which are required to be published by the Civil Statutes of the State of Texas, and of notices of all sale of real and personal property under deeds of trust and contract liens of any sort,"

With majority favorable report with amendment and minority adverse report thereon.

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

Mr. Dean moved to substitute the minority report for the majority report.

(Speaker in the chair.) Pending consideration.

On motion of Mr. Peild, the House at 12:45 p. m. took recess until 3 p. m. to-day.

AFTERNOON SESSION.

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

Pending question.

House bill No. 348, on its second reading, with motion of Mr. Dean to adopt the adverse minority report in lieu of the favorable majority report with amendment pending.
GRANTED LEAVE OF ABSENCE:

Mr. Wilcox until Wednesday, on motion of Mr. Wood.
Mr. Vaughan of Guadalupe until Wednesday, on motion of Mr. Thompson.
Mr. Evans of Grayson for to-day, on motion of Mr. Shropshire.
On account of sickness:
Mr. Fisher for to-day, on motion of Mr. Brewster.

BILLS INTRODUCED.

(By unanimous consent.)

By Mr. Turner:
House bill No. 707, a bill to be entitled “An act to provide for the purchase of public lands in quantities of five acres or less, situated on islands, by actual settlers, who have settled on and placed valuable improvements thereon, in good faith, or to the heirs or legal representatives, prior to the first day of January, 1895, and prescribing the price, terms, manner and time of such purchase.

Read first time and referred to the Committee on Public Lands and Land Office.

By Mr. Barber (by request):
House bill No. 708, a bill to be entitled “An act to extend for the period of two years from the first day of March, 1897, the time in which certain purchasers of timber on school lands in this State may remove the timber from said lands.

Read first time and referred to the Committee on Public Lands and Land Office.

By Mr. Garrison:
House bill No. 709, a bill to be entitled “An act to impose a tax on all persons, firms, associations of persons or corporations selling cigarettes in this State, and to prescribe the time and manner of collecting same.”

Read first time and referred to the Committee on Revenue and Taxation.

COMMITTEE REPORTS.

By Mr. McGAUGHEY, chairman:

Committee Room,
Austin, Texas, May 3, 1897.
Hon. L. T. Dashiell, Speaker of the House:

Your Committee on Education, to whom was referred
Senate bill No. 258, a bill to be entitled “An act to empower the State Board of Education to procure, for use in the public free schools of the State of Texas, a series of uniform text-books; defining the duties of certain officers therein named with reference thereto, making appropriations therefor, defining certain misdemeanors, providing penalties for the violation of the provisions of this act, and declaring an emergency.”

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

McGAUGHEY, Chairman.

By Mr. Brewster, acting chairman:

Committee Room,
Austin, Texas, May 3, 1897.
Hon. L. T. Dashiell, Speaker of the House.

Your Committee on Engrossed Bills have carefully examined and compared
House bill No. 673, a bill to be entitled “An act to authorize the Houston and Texas Central Railroad Company to purchase and operate the railway extending from near Bremond to Ross and from Ross to Albany, and to regulate reports of such properties,”

And find the same correctly engrossed.

BREWSTER, Acting Chairman.

SENATE MESSAGE.

Senate Chamber,
Austin, Texas, May 3, 1897.
Hon. L. T. Dashiell, Speaker of the House.

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

House bill No. 539, “An act making an appropriation for deficiencies in the appropriations heretofore made for the payment of expenses for the support of the State government from March 1, 1895, to February 28, 1897, and for previous years.”

With amendments, and by a two-thirds vote: ayes 21, noes none.

House bill No. 456, entitled “An act to amend subdivision 13, article 22, of title 4, of the Revised Civil Statutes of Texas, changing and fixing the time of holding courts in the Thirteenth Judicial District of Texas.”

By the following vote: ayes 21, noes none.

Also, that the Senate has adopted the report of the free conference committee on substitute House bill No. 413, relating to local option, by a viva voce vote.

Respectfully,
WILL LAMBERT, Secretary.

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:

- Senate bill No. 216, entitled "An act to amend article 745, of the Revised Civil Statutes of the State of Texas, requiring foreign corporations to file their articles of incorporation with the Secretary of State, and imposing certain conditions upon said corporations transacting business in this State, and authorizing the Secretary of State to issue permits to such corporations."
- Senate bill No. 263, entitled "An act to lease to H. P. N. Gammel, of Austin, Travis county, Texas, the stereotyped plates of volumes 56 to 86, inclusive, of the Texas Reports, being reports of decisions of the Supreme court of Texas."

**SPEAKER’S TABLE.**

The Speaker laid before the House the request of the Senate for a free conference committee to adjust the differences between the two houses on Senate bill No. 83, known as the Wayland fee bill.

The request was granted.

(Mr. Bailey in the chair.)

Returning to consideration of House bill No. 348, on its second reading,

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

Question first recurred on the motion of Mr. Dean to adopt the adverse minority report in lieu of the favorable majority report.

Yeas and nays were demanded by Mr. Dean, Mr. Stamper and Mr. Barbee.

Lost by the following vote:

<table>
<thead>
<tr>
<th>Yeas</th>
<th>Nays</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alexander</td>
<td>Mundine</td>
</tr>
<tr>
<td>Barbee</td>
<td>Pfeuffer</td>
</tr>
<tr>
<td>Barrett</td>
<td>Randolph</td>
</tr>
<tr>
<td>Brigance</td>
<td>Rudd</td>
</tr>
<tr>
<td>Bumpass</td>
<td>Seabury</td>
</tr>
<tr>
<td>Burns</td>
<td>Shelburne</td>
</tr>
<tr>
<td>Carpenter</td>
<td>Stamper</td>
</tr>
<tr>
<td>Curen</td>
<td>Stokes</td>
</tr>
<tr>
<td>Curry</td>
<td>Thaxton</td>
</tr>
<tr>
<td>Dean</td>
<td>Thomas</td>
</tr>
<tr>
<td>Dickinson</td>
<td>Tucker</td>
</tr>
<tr>
<td>Garrison</td>
<td>Wall</td>
</tr>
<tr>
<td>Holland of Burnet</td>
<td>Wallace</td>
</tr>
<tr>
<td>Humphrey</td>
<td>Ward</td>
</tr>
<tr>
<td>Moore of Lamar</td>
<td></td>
</tr>
</tbody>
</table>

| Crowley | Doyle |
| Drew | Edwards |
| Evans of Hunt | Ewing |
| Fields | Freeman |
| Harris | Hensley |
| Hill of Gonzales | Hill of Travis |
| Jones | Kimbell |
| Kirk | Lillard |
| Logan | Lotto |
| Love | Manson |
| Martin | Maxwell |
| McFarland | McGaughey |

- Absent: Ayers, O'Connor, Feild, Gillibough, Graham, Green, Holland of Harris, Welch, Neighbors
- Excused: Bell, Benson, Bertram, Boyd, Browne, Burnett, Callan, Carswell, Collier, Dennis, Dies, Dorroh, Evans of Grayson Wilcox, Vaughan, Guadalupe
- Overruled by the Chair: Mr. Blair appealed from the ruling of the Chair, seconded by Mr. Wolters.
- On the appeal yeas and nays were demanded by Mr. Blair, Mr. Wolters and Mr. Rudd.
- Mr. Blackburn then rose in his seat and stated that, on last Thursday, when the call of the House was moved and seconded, he went into the office
of the Sergeant-at-Arms, that the outer door was opened for him, and that he went out. That having left his hat at his desk, he was furnished one. He further stated that he meant no contempt to the House, that he had the best of feelings for all the members and would not, knowingly, commit an act that would bring him into contempt of the House or any of its members.

Mr. Blair then, with the consent of the second, withdrew the appeal.

Whereupon, Mr. Rogan moved that Mr. Blackburn, upon his statement here made, be excused and reinstated, and that his statement be accepted and his rights as a member of this House fully restored.

The motion of Mr. Rogan prevailed, and Mr. Blackburn was reinstated.

Question next recurring on engrossment of House bill No. 348, the committee amendment was adopted.

Mr. Dean offered the following amendment to the bill:

Amend by inserting between "Texas" and "such," in line 14, section 1, the words "of the sale of real estate except in cases of sale under order of foreclosure of a vendor’s lien."

Mr. McFarland moved to table the amendment, upon which yeas and nays were demanded by Mr. Dean, Mr. Randolph and Mr. Moore of Lamar.

Tabled by the following vote:

Yea—47.

No—41.

Beaird. Melton.
Bird. Morton.
Blackburn. Mundine.
Bounds. O'Connor.
Childs. Patterson.
Crowley. Peery.
Cureton. Pfeuffer.
Doyle. Reiger.
Drew. Rubbell.
Edwards. Rogan.
Ewing. Savage.
Fields. Shropshire.
Harris. Skillern.
Hensley. Smith.
Hill of Gonzales. Stamper.
Hill of Travis. Staples.
Jones. Strother.
Kirk. Thaxton.
Lillard. Thompson.
Manson. Tracy.
Martin. Ward.
McFarland. Williams.
McGaughney. Wolters.
McKamy. 
Alexander. Brewster.
Barbee. Brigham.
Barrett. Bumpass.
Bean. Burns.
Carpenter. McKellar.
Conoly. Mercer.
Curry. Moore of Lamar.
Dean. Oliver.
Dickinson. Randolph.
Feld. Rudd.
Freeman. Schlick.
Garrison. Seabury.
Good. Shelburne.
Graham. Stokes.
Holland of Burnet. Thomas.
Humphrey. Tucker.
Kimbell. Turner.
Logan. Wall.
Lotto. Wallace.
Love. Wood.
Maxwell.

Abstain.

Ayers. Neighbors.
Bailey. Pitts.
Blair. Robbins.
Crawford. Rogers.
Gilbough. Vaughan of Collin.
Green. Welch.
Holland, Harris.

Excused.

Bell. Evans, Grayson.
Benson. Fisher.
Bertram. Flint.
Boyden. Henderson.
Browne. Meade.
Callan. Morris.
Carswell. Porter.
Collier. Rhea.
Dennis. Sluder.
Diers. Vaughan, Gau'lupe.
Dorroh. Wilcox.

Mr. McFarland offered the following amendment:

Amend by adding section 5, as follows:

"Whereas, the end of this session is approaching, and the calendar is so crowded that this bill will hardly be reached in its regular order, and the fact that there is now no law requiring proper advertisement of judicial sales in this State, an imperative public necessity and an emergency exists that the constitutional rule requiring bills to be read on three several days be suspended, and that this act take effect and be in force from and after its passage, and it is so enacted."

Adopted.

Mr. Lillard offered the following amendment:

Amend section 3, line 28, by striking out "long primer" and insert the word "brevier."

(Mr. Seabury in the chair.)

The amendment was adopted.
Mr. Crawford offered the following amendment:
Amend section 3, lines 23 and 24, by striking out the words "seventy-five" where they occur, and insert in lieu thereof "forty," and strike out, in line 24, the words "fifty cents" and insert in lieu thereof "twenty-five cents."

Mr. Randolph offered the following substitute for the amendment:
Amend section 3, line 23, by striking out after the words "shall be" the words "seventy-five" and insert the words "fifty," and in said line 24, by striking out after the word "and" the word "fifty," and insert in lieu thereof the words "twenty-five."

On the substitute by Mr. Randolph, yeas and nays were demanded by Mr. Bumpass, Mr. Thomas and Mr. Dean.

Adopted by the following vote:
Yeas—85.

Bean. Mercer. 
Bird. Melton. 
Bounds. McKellar. 
Brewster. 
Brigance. 
Bumpass. Moore of Lamar. 
Burns. Morris. 
Carpenter. Morton. 
Childs. O'Connor. 
Conoly. Oliver. 
Crowley. Peery. 
Cureton. Pfeuffer. 
Curry. Randolph. 
Dean. Reiger. 
Dickinson. Reubell. 
Drew. Robbins. 
Evans of Hunt. Rogers. 
Ewing. Rudd. 
Field. Schlick. 
Fielder. Seabury. 
Freeman. Shelburne. 
Garrison. Sutherland. 
Good. Skillern. 
Graham. Smith. 
Harris. Stamper. 
Hensley. Stokes. 
Hill of Gonzales. Strouther. 
Hill of Travis. Thaxton. 
Holland of Burnet. Thomas. 
Humphrey. Thompson. 
Jones. Tucker. 
Kimbell. Turner. 
Kirk. Vaughan of Collin. 
Lillard. Wall. 
Logan. Wallace. 
Lotto. Ward. 
Love. Williams. 
Manson. Wolters.
Mr. Tracy (present), who would vote "yea," with Mr. Field (absent), who would vote "nay."

Question next recurred on the amendment as substituted, and division was called for. On first part of the amendment:

Amend by striking out all after the word "real," in line 21, section 2, and insert the word "estate," upon which

Yeas and nays were demanded by Mr. Bumpass, Mr. Stokes and Mr. Holland of Burnet.

Lost by the following vote:

<table>
<thead>
<tr>
<th>Yeas</th>
<th>Alexander</th>
<th>Moore of Lamar</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Barbee</td>
<td>Oliver</td>
</tr>
<tr>
<td></td>
<td>Barrett</td>
<td>Patterson</td>
</tr>
<tr>
<td></td>
<td>Brewster</td>
<td>Pfeffer</td>
</tr>
<tr>
<td></td>
<td>Briggance</td>
<td>Randolph</td>
</tr>
<tr>
<td></td>
<td>Bumpass</td>
<td>Robbins</td>
</tr>
<tr>
<td></td>
<td>Burns</td>
<td>Savage</td>
</tr>
<tr>
<td></td>
<td>Carpenter</td>
<td>Schlick</td>
</tr>
<tr>
<td></td>
<td>Conoly</td>
<td>Seabury</td>
</tr>
<tr>
<td></td>
<td>Crawford</td>
<td>Shelburne</td>
</tr>
<tr>
<td></td>
<td>Curry</td>
<td>Smyth</td>
</tr>
<tr>
<td></td>
<td>Dean</td>
<td>Stamper</td>
</tr>
<tr>
<td></td>
<td>Dickinson</td>
<td>Stokes</td>
</tr>
<tr>
<td></td>
<td>Evans of Hunt</td>
<td>Thaxton.</td>
</tr>
<tr>
<td></td>
<td>Freeman</td>
<td>Thomas</td>
</tr>
<tr>
<td></td>
<td>Garrison</td>
<td>Tucker</td>
</tr>
<tr>
<td></td>
<td>Graham</td>
<td>Turner</td>
</tr>
<tr>
<td></td>
<td>Holland of Burnet</td>
<td>Wall.</td>
</tr>
<tr>
<td></td>
<td>Logan</td>
<td>Wallace</td>
</tr>
<tr>
<td></td>
<td>Love</td>
<td>Ward</td>
</tr>
<tr>
<td></td>
<td>Martin</td>
<td>Wood</td>
</tr>
<tr>
<td></td>
<td>McKellar</td>
<td></td>
</tr>
</tbody>
</table>

Nays-44.

<table>
<thead>
<tr>
<th>Nays</th>
<th>Bailey</th>
<th>Kirk</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Beaird</td>
<td>Lillard</td>
</tr>
<tr>
<td></td>
<td>Bean</td>
<td>Lotto</td>
</tr>
<tr>
<td></td>
<td>Bird</td>
<td>Maxwell</td>
</tr>
<tr>
<td></td>
<td>Blackburn</td>
<td>McFarland</td>
</tr>
<tr>
<td></td>
<td>Blair</td>
<td>McGaughey</td>
</tr>
<tr>
<td></td>
<td>Bounds</td>
<td>McKamy</td>
</tr>
<tr>
<td></td>
<td>Childs</td>
<td>Melton</td>
</tr>
<tr>
<td></td>
<td>Crowrey</td>
<td>Morris</td>
</tr>
<tr>
<td></td>
<td>Doyle</td>
<td>Morton</td>
</tr>
<tr>
<td></td>
<td>Drew</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Edwards</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Ewing</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Fields</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Good</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Harris</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Hensley</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Holland of Gonzales</td>
<td>Strother.</td>
</tr>
<tr>
<td></td>
<td>Hill of Travis</td>
<td>Thompson.</td>
</tr>
<tr>
<td></td>
<td>Humphrey</td>
<td>Vaughan of Collin</td>
</tr>
<tr>
<td></td>
<td>Jones</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Kimbell</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Manson</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Neighbors</td>
<td></td>
</tr>
<tr>
<td></td>
<td>O'Connor</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Pitts</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Reubell</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Rogers</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Smith</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Staples</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Welch</td>
<td></td>
</tr>
</tbody>
</table>

Absent.

<table>
<thead>
<tr>
<th>Absent</th>
<th>Ayers</th>
<th>Berkeley</th>
<th>Bertram</th>
<th>Boyd</th>
<th>Browne</th>
<th>Burney</th>
<th>Callan</th>
<th>Carswell</th>
<th>Collier</th>
<th>Dennis</th>
<th>Dies</th>
<th>Dorroh</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>PAIRED.</th>
</tr>
</thead>
</table>

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

Question next recurred on the amendment as substituted, and division was called for. On first part of the amendment:

Amend by striking out all after the word "real," in line 21, section 2, and insert the word "estate," upon which

Yeas and nays were demanded by Mr. Bumpass, Mr. Stokes and Mr. Holland of Burnet.

Lost by the following vote:

<table>
<thead>
<tr>
<th>Yeas</th>
<th>Alexander</th>
<th>Moore of Lamar</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Barbee</td>
<td>Oliver</td>
</tr>
<tr>
<td></td>
<td>Barrett</td>
<td>Patterson</td>
</tr>
<tr>
<td></td>
<td>Brewster</td>
<td>Pfeffer</td>
</tr>
<tr>
<td></td>
<td>Briggance</td>
<td>Randolph</td>
</tr>
<tr>
<td></td>
<td>Bumpass</td>
<td>Robbins</td>
</tr>
<tr>
<td></td>
<td>Burns</td>
<td>Savage</td>
</tr>
<tr>
<td></td>
<td>Carpenter</td>
<td>Schlick</td>
</tr>
<tr>
<td></td>
<td>Conoly</td>
<td>Seabury</td>
</tr>
<tr>
<td></td>
<td>Crawford</td>
<td>Shelburne</td>
</tr>
<tr>
<td></td>
<td>Curry</td>
<td>Smyth</td>
</tr>
<tr>
<td></td>
<td>Dean</td>
<td>Stamper</td>
</tr>
<tr>
<td></td>
<td>Dickinson</td>
<td>Stokes</td>
</tr>
<tr>
<td></td>
<td>Evans of Hunt</td>
<td>Thaxton.</td>
</tr>
<tr>
<td></td>
<td>Freeman</td>
<td>Thomas</td>
</tr>
<tr>
<td></td>
<td>Garrison</td>
<td>Tucker</td>
</tr>
<tr>
<td></td>
<td>Graham</td>
<td>Turner</td>
</tr>
<tr>
<td></td>
<td>Holland of Burnet</td>
<td>Wall.</td>
</tr>
<tr>
<td></td>
<td>Logan</td>
<td>Wallace</td>
</tr>
<tr>
<td></td>
<td>Love</td>
<td>Ward</td>
</tr>
<tr>
<td></td>
<td>Martin</td>
<td>Wood</td>
</tr>
<tr>
<td></td>
<td>McKellar</td>
<td></td>
</tr>
</tbody>
</table>

Nays-44.

<table>
<thead>
<tr>
<th>Nays</th>
<th>Bailey</th>
<th>Kirk</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Beaird</td>
<td>Lillard</td>
</tr>
<tr>
<td></td>
<td>Bean</td>
<td>Lotto</td>
</tr>
<tr>
<td></td>
<td>Bird</td>
<td>Maxwell</td>
</tr>
<tr>
<td></td>
<td>Blackburn</td>
<td>McFarland</td>
</tr>
<tr>
<td></td>
<td>Blair</td>
<td>McGaughey</td>
</tr>
<tr>
<td></td>
<td>Bounds</td>
<td>McKamy</td>
</tr>
<tr>
<td></td>
<td>Childs</td>
<td>Melton</td>
</tr>
<tr>
<td></td>
<td>Crowrey</td>
<td>Morris</td>
</tr>
<tr>
<td></td>
<td>Doyle</td>
<td>Morton</td>
</tr>
<tr>
<td></td>
<td>Drew</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Edwards</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Ewing</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Fields</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Good</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Harris</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Hensley</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Holland of Gonzales</td>
<td>Strother.</td>
</tr>
<tr>
<td></td>
<td>Hill of Travis</td>
<td>Thompson.</td>
</tr>
<tr>
<td></td>
<td>Humphrey</td>
<td>Vaughan of Collin</td>
</tr>
<tr>
<td></td>
<td>Jones</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Kimbell</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Manson</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Neighbors</td>
<td></td>
</tr>
<tr>
<td></td>
<td>O'Connor</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Pitts</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Reubell</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Rogers</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Smith</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Staples</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Welch</td>
<td></td>
</tr>
</tbody>
</table>

Absent. 

<table>
<thead>
<tr>
<th>Absent</th>
<th>Ayers</th>
<th>Berkeley</th>
<th>Bertram</th>
<th>Boyd</th>
<th>Browne</th>
<th>Burney</th>
<th>Callan</th>
<th>Carswell</th>
<th>Collier</th>
<th>Dennis</th>
<th>Dies</th>
<th>Dorroh</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Excused.</th>
</tr>
</thead>
</table>

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

Question next recurred on the amendment as substituted, and division was called for. On first part of the amendment:

Amend by striking out all after the word "real," in line 21, section 2, and insert the word "estate," upon which

Yeas and nays were demanded by Mr. Bumpass, Mr. Stokes and Mr. Holland of Burnet.

Lost by the following vote:

<table>
<thead>
<tr>
<th>Yeas</th>
<th>Alexander</th>
<th>Moore of Lamar</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Barbee</td>
<td>Oliver</td>
</tr>
<tr>
<td></td>
<td>Barrett</td>
<td>Patterson</td>
</tr>
<tr>
<td></td>
<td>Brewster</td>
<td>Pfeffer</td>
</tr>
<tr>
<td></td>
<td>Briggance</td>
<td>Randolph</td>
</tr>
<tr>
<td></td>
<td>Bumpass</td>
<td>Robbins</td>
</tr>
<tr>
<td></td>
<td>Burns</td>
<td>Savage</td>
</tr>
<tr>
<td></td>
<td>Carpenter</td>
<td>Schlick</td>
</tr>
<tr>
<td></td>
<td>Conoly</td>
<td>Seabury</td>
</tr>
<tr>
<td></td>
<td>Crawford</td>
<td>Shelburne</td>
</tr>
<tr>
<td></td>
<td>Curry</td>
<td>Smyth</td>
</tr>
<tr>
<td></td>
<td>Dean</td>
<td>Stamper</td>
</tr>
<tr>
<td></td>
<td>Dickinson</td>
<td>Stokes</td>
</tr>
<tr>
<td></td>
<td>Evans of Hunt</td>
<td>Thaxton.</td>
</tr>
<tr>
<td></td>
<td>Freeman</td>
<td>Thomas</td>
</tr>
<tr>
<td></td>
<td>Garrison</td>
<td>Tucker</td>
</tr>
<tr>
<td></td>
<td>Graham</td>
<td>Turner</td>
</tr>
<tr>
<td></td>
<td>Holland of Burnet</td>
<td>Wall.</td>
</tr>
<tr>
<td></td>
<td>Logan</td>
<td>Wallace</td>
</tr>
<tr>
<td></td>
<td>Love</td>
<td>Ward</td>
</tr>
<tr>
<td></td>
<td>Martin</td>
<td>Wood</td>
</tr>
<tr>
<td></td>
<td>McKellar</td>
<td></td>
</tr>
</tbody>
</table>

Nays-44.

<table>
<thead>
<tr>
<th>Nays</th>
<th>Bailey</th>
<th>Kirk</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Beaird</td>
<td>Lillard</td>
</tr>
<tr>
<td></td>
<td>Bean</td>
<td>Lotto</td>
</tr>
<tr>
<td></td>
<td>Bird</td>
<td>Maxwell</td>
</tr>
<tr>
<td></td>
<td>Blackburn</td>
<td>McFarland</td>
</tr>
<tr>
<td></td>
<td>Blair</td>
<td>McGaughey</td>
</tr>
<tr>
<td></td>
<td>Bounds</td>
<td>McKamy</td>
</tr>
<tr>
<td></td>
<td>Childs</td>
<td>Melton</td>
</tr>
<tr>
<td></td>
<td>Crowrey</td>
<td>Morris</td>
</tr>
<tr>
<td></td>
<td>Doyle</td>
<td>Morton</td>
</tr>
<tr>
<td></td>
<td>Drew</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Edwards</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Ewing</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Fields</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Good</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Harris</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Hensley</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Holland of Gonzales</td>
<td>Strother.</td>
</tr>
<tr>
<td></td>
<td>Hill of Travis</td>
<td>Thompson.</td>
</tr>
<tr>
<td></td>
<td>Humphrey</td>
<td>Vaughan of Collin</td>
</tr>
<tr>
<td></td>
<td>Jones</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Kimbell</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Manson</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Neighbors</td>
<td></td>
</tr>
<tr>
<td></td>
<td>O'Connor</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Pitts</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Reubell</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Rogers</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Smith</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Staples</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Welch</td>
<td></td>
</tr>
</tbody>
</table>

Absent.

<table>
<thead>
<tr>
<th>Absent</th>
<th>Ayers</th>
<th>Berkeley</th>
<th>Bertram</th>
<th>Boyd</th>
<th>Browne</th>
<th>Burney</th>
<th>Callan</th>
<th>Carswell</th>
<th>Collier</th>
<th>Dennis</th>
<th>Dies</th>
<th>Dorroh</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
May 3, 1897  HOUSE JOURNAL.  1137

<table>
<thead>
<tr>
<th>Collier.</th>
<th>Meade.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Dennis.</td>
<td>Meade, Fort Bend.</td>
</tr>
<tr>
<td>Dies.</td>
<td>Porter.</td>
</tr>
<tr>
<td>Dorroh.</td>
<td>Rhea.</td>
</tr>
<tr>
<td>Evans of Grayson.</td>
<td>Sluder.</td>
</tr>
<tr>
<td>Fisher.</td>
<td>Vaughan, Guad'lup.</td>
</tr>
<tr>
<td>Flint.</td>
<td>Wilcox.</td>
</tr>
<tr>
<td>Henderson.</td>
<td></td>
</tr>
</tbody>
</table>

**PAIR·ED.**

Mr. Tracy (present), who would vote “nay,” with Mr. Feild (absent), who would vote “yea.”

Question next recurred on the second part of the amendment:

Insert after the end of section 2 the following proviso: “provided that neither advertisement of sale of real estate in cases of foreclosure of vendor’s liens nor of personal property, shall be required under the provisions of this act;”

Upon which yeas and nays were demanded by Mr. Bumpass, Mr. Burns and Mr. Holland of Burnet.

Adopted by the following vote:

Yeas—52.

<table>
<thead>
<tr>
<th>Alexander.</th>
<th>Maxwell.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Barbee.</td>
<td>McKamy.</td>
</tr>
<tr>
<td>Beard.</td>
<td>McKellar.</td>
</tr>
<tr>
<td>Bird.</td>
<td>Moore, Lamar.</td>
</tr>
<tr>
<td>Brewer.</td>
<td>Morton.</td>
</tr>
<tr>
<td>Braggance.</td>
<td>Munday.</td>
</tr>
<tr>
<td>Bumpass.</td>
<td>Oliver.</td>
</tr>
<tr>
<td>Burns.</td>
<td>Patterson.</td>
</tr>
<tr>
<td>Carpenter.</td>
<td>Pfeuffer.</td>
</tr>
<tr>
<td>Conoly.</td>
<td>Randolph.</td>
</tr>
<tr>
<td>Crawford.</td>
<td>Robbins.</td>
</tr>
<tr>
<td>Dean.</td>
<td>Rudd.</td>
</tr>
<tr>
<td>Dickinson.</td>
<td>Schlick.</td>
</tr>
<tr>
<td>Evans of Hunt.</td>
<td>Seabury.</td>
</tr>
<tr>
<td>Freeman.</td>
<td>Shelburn.</td>
</tr>
<tr>
<td>Garrison.</td>
<td>Skillern.</td>
</tr>
<tr>
<td>Good.</td>
<td>Smyth.</td>
</tr>
<tr>
<td>Graham.</td>
<td>Stamper.</td>
</tr>
<tr>
<td>Green.</td>
<td>Stokes.</td>
</tr>
<tr>
<td>Hill of Gonzales.</td>
<td>Thomas.</td>
</tr>
<tr>
<td>Holland of Burnet.</td>
<td>Tucker.</td>
</tr>
<tr>
<td>Humphrey.</td>
<td>Turner.</td>
</tr>
<tr>
<td>Kimbell.</td>
<td>Wall.</td>
</tr>
<tr>
<td>Kirk.</td>
<td>Wallace.</td>
</tr>
<tr>
<td>Logan.</td>
<td>Ward.</td>
</tr>
<tr>
<td>Love.</td>
<td>Wood.</td>
</tr>
</tbody>
</table>

Nays—36.

<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Barrett.</td>
<td>Ewing.</td>
</tr>
<tr>
<td>Bean.</td>
<td>Fields.</td>
</tr>
<tr>
<td>Blackburn.</td>
<td>Harris.</td>
</tr>
<tr>
<td>Blair.</td>
<td>Hensley.</td>
</tr>
<tr>
<td>Bounds.</td>
<td>Hill of Travis.</td>
</tr>
<tr>
<td>Childs.</td>
<td>Jones.</td>
</tr>
<tr>
<td>Crowley.</td>
<td>Lillard.</td>
</tr>
<tr>
<td>Cutry.</td>
<td>Lotte.</td>
</tr>
<tr>
<td>Doyle.</td>
<td>Martin.</td>
</tr>
</tbody>
</table>

| McGaughey. | Shrother. |
| Morris.    | Thaxton. |
| Peery.     | Thompson. |
| Reiger.    | Vaughan of Collin. |
| Rogan.     | Williams. |
| Savage.    | Wolters. |

**PAIR·ED.**

Mr. Tracy (present), who would vote “nay,” with Mr. Feild (absent), who would vote “yea.”

On engrossment of the bill, yeas and nays were demanded by Mr. Bumpass, Mr. Wall and Mr. Holland of Burnet.

Ordered engrossed by the following vote:

Yeas—49.

<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Beaird.</td>
<td>Lillard.</td>
</tr>
<tr>
<td>Bean.</td>
<td>Lotto.</td>
</tr>
<tr>
<td>Bird.</td>
<td>Love.</td>
</tr>
<tr>
<td>Blackburn.</td>
<td>Martin.</td>
</tr>
<tr>
<td>Blair.</td>
<td>Maxwell.</td>
</tr>
<tr>
<td>Brewer.</td>
<td>McGaughey.</td>
</tr>
<tr>
<td>Childs.</td>
<td>McKamy.</td>
</tr>
<tr>
<td>Crowley.</td>
<td>Melton.</td>
</tr>
<tr>
<td>Doyle.</td>
<td>Morris.</td>
</tr>
<tr>
<td>Drew.</td>
<td>Morton.</td>
</tr>
<tr>
<td>Edwards.</td>
<td>Mundine.</td>
</tr>
<tr>
<td>Evans of Hunt.</td>
<td>Peery.</td>
</tr>
<tr>
<td>Ewing.</td>
<td>Reiger.</td>
</tr>
<tr>
<td>Fields.</td>
<td>Robbins.</td>
</tr>
<tr>
<td>Freeman.</td>
<td>Rogan.</td>
</tr>
<tr>
<td>Garrison.</td>
<td>Shrophire.</td>
</tr>
<tr>
<td>Good.</td>
<td>Skillern.</td>
</tr>
<tr>
<td>Graham.</td>
<td>Thaxton.</td>
</tr>
<tr>
<td>Harris.</td>
<td>Thompson.</td>
</tr>
<tr>
<td>Hensley.</td>
<td>Vaughan of Collin.</td>
</tr>
<tr>
<td>Hill of Travis.</td>
<td>Williams.</td>
</tr>
<tr>
<td>Jones.</td>
<td>Wolters.</td>
</tr>
</tbody>
</table>
Nays—38.

Barbee. Oliver.
Barrett. Patterson.
Brigance. Pfeufl'er.
Bumpass. Randolph.
Burns. Rudd.
Carpenter. Savage.
Conoly. Schlick.
Crawford. Seabury.
Curry. Stamper.
Dean. Stokes.
Dickinson. Strother.
Green. Thomas.

Holland of Gonzales. Tucker.
Holland of Burnet. Turner.
Humphrey. Well.
Kimbell. Wallace.
Logan. Ward.
McKellar. Wood.

Absent.

Ayres. Pitts.
Cureton. Reubell.
Fields. Rogers.
Gilbough. Shelburne.
Holland of Harris. Smith.
Manson. Smyth.
Mercer. Staples.
Neighbors. Welch.

Excused.

Bell. Evans of Grayson.
Benson. Fisher.
Bertram. Flint.
Browne. Meade.
Burney. Moore, Fort Bend.
Callan. Porter.
Carswell. Rhea.
Collier. Sluder.
Dennis. Vaughan, Guadalupe.
Dies. Wilcox.

PAIRED.

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

I vote "no" on House bill No. 348 for the reason that if this bill becomes a law it will not only work a hardship on individuals, but will be a great expense on counties; as the bill now is it requires notice to be made by publication required of any civil statute of the State of Texas, therefore notice of any change in the public road system, school elections, trustees' elections, the opening of public schools, would come under the civil statutes to be charged for.

CRAWFORD.

Mr. Fields moved to reconsider the vote by which House bill No. 348 was ordered engrossed, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Curry moved to further suspend pending business to take up and place on its second reading, substitute House bill No. 207, the general occupation tax bill.

Pending which, Mr. Burns moved to adjourn until 9 o'clock a. m. to-morrow, and Mr. Green to adjourn until 8:30 a. m. to-morrow.

Question recurring on the longest time first, yeas and nays were demanded by Mr. Oliver, Mr. Green and Mr. Conoly.

Carried by the following vote:

Yeas—49.

Bailey. Lillard.
Barbee. Logan.
Barrett. Lotto.
Beard. McGaughey.
Bird. McMamy.
Blackburn. McKellar.
Bounds. Moore of Lamar.
Brewster. Patterson.
Brigance. Robbins.
Burns. Rudd.
Carpenter. Schlick.
Childs. Seabury.
Curry. Shelburne.
Dean. Shropshire.
Dickinson. Stokes.
Doyle. Strother.
Ewing. Thaxton.
Garrison. Vaughan of Collin.
Good. Wall.
Graham. Wallace.

Hensley.
Holland of Travis. Williams.
Holland of Burnet. Wood.
Jones.

Nays—24.

Bean. McFarland.
Bumpass. Melton.
Conoly. Morris.
Drew. Morton.
Fields. Mundine.
Freeman. Oliver.
Green. Randolph.
Hill of Gonzales. Savage.
Humphrey. Stamper.
Kirk. Thomas.
Love. Tucker.
Martin. Turner.

Absent.

Ayers. Field.
Blair. Gilbough.
Crawford. Harris.
Crowley. Holland of Harris.
Cureton. Manson.
Edwards. Maxwell.
May 4, 1897

HOUSE JOURNAL.

Accordingly the House, at 6:20 p.m., adjourned until 9 o'clock a.m. to-morrow.

EIGHTY-FOURTH DAY.

Hall House of Representatives, Austin, Texas, Tuesday, May 4, 1897.

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

Roll called, and the following members present:

Mr. Speaker.
Alexander.
Ayers.
Bailey.
Barbee.
Barrett.
Beard.
Bean.
Bertram.
Bird.
Blackburn.
Blair.
Bounds.
Boyd.
Brewster.
Brigance.
Bumpass.
Burney.
Burns.
Carpenter.
Childs.
Conoly.
Crawford.
Crowley.
Cureton.
Curry.
Dean.

Neighbors.
O'Connor.
Peery.
Pfeuffer.
Pitts.
Reiger.
Reubell.
Rogan.
Rogers.

Love.
Manson.
Martin.
Maxwell.
McFarland.
McGaughey.
McKellar.
Meade.
Melton.
Mercer.
Moore of Lamar.
Morris.
Morton.
Mundine.
O'Connor.
Oliver.
Patterson.
Peery.
Pfeuffer.
Randolph.
Reiger.
Reubell.
Robbins.
Rogers.
Rudd.
Savage.

Excused.
Evans of Grayson.
Benson.
Bertram.
Boyd.
Brownie.
Burney.
Callan.
Carswell.
Collier.
Dennis.
Dies.
Dorroh.

Bell.
Benson.
Bertram.
Boyd.
Brownie.
Burney.
Callan.
Carswell.
Collier.
Dennis.
Dies.
Dorroh.

Skillern.
Smith.
Smyth.
Staples.
Wolters.

Evans of Grayson.
Flisher.
Henderson.
Meade.
Moore, Fort Bend.
Porter.
Rhea.
Sluder.
Vaughan, Gualupe.
Vaughan, Collin.

A quorum was announced present.

A prayer by Rev. F. S. Jackson, Chaplain of the Senate.

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

GRANTED LEAVE OF ABSENCE.

On account of important business:
Mr. Neighbors for to-day, on motion of Mr. Doyle.
Mr. Porter until Thursday, on motion of Mr. Hill of Gonzales.
Mr. Wilcox for yesterday, on motion of Mr. Dickinson.
Mr. Evans of Grayson for to-day, on motion of Mr. Bertram.
Mr. Moore of Fort Bend for to-day, on motion of Mr. Meade.
On account of sickness:
Mr. Benson until Thursday, on motion of Mr. Patterson.

On account of sickness:
Mr. Benson until Thursday, on motion of Mr. Patterson.