Yeas—68.

Ayers.  Lotto.  
Barbee.  Love.  
Barrett.  Martin.  
Bean.  Maxwell.  
Bell.  McGaughey.  
Blair.  McKamy.  
Blair.  McKellar.  
Boyd.  Meade.  
Boyd.  Melton.  
Brigance.  Moore.  
Browne.  Morton.  
Carswell.  Mundine.  
Cureton.  Neighbors.  
Dean.  O'Connor.  
Drew.  Peery.  
Evans of Hunt.  Porter.  
Evans of Grayson.  Rhea.  
Ewing.  Robbins.  
Ewing.  Schlick.  
Feld.  Seabury.  
Fisher.  Shelburne.  
Freeman.  Shropshire.  
Good.  Stamper.  
Green.  Strother.  
Hill of Gonzales.  Thaxton.  
Hill of Travis.  Thompson.  
Hollad of Harris.  Tucker.  
Jones.  Vaughan, Guadalupe.  
Kimbell.  Wallace.  
Kirk.  Wilcox.  
Lillard.  Wolters.  
Logan.  Wood.  
Nays—21.  

Beard.  
Benson.  Holland of Burnet.  
Blackburn.  Humphrey.  
Bumpass.  Rogan.  
Burns.  Savage.  
Carpenter.  Skillern.  
Curry.  Thomas.  
Dickinson.  
Dies.  Vaughan of Collin.  
Dove.  Wall.  
Harris.  

Absent.  
Alexander.  Patterson.  
Burney.  Pfeuffer.  
Childs.  Pitts.  
Collier.  Randolph.  
Crowley.  Reiger.  
Dorrough.  Rogers.  
Edwards.  Rudd.  
Garrison.  Smith.  
Graham.  Tracy.  
Graham.  Welch.  
McFarland.  Williams.  
Mercer.  
Moore of Lamar.  

Excused.  
Bailey.  Conoly.  
Bertram.  Crawford.  
Bird.  Fields.  
Callan.  Flint.  

Henderson.  Staples.  
Manson.  Stokes.  
Morris.  Ward.  
Reubell.  

On motion of Mr. Wolters, the House, at 6:30 p.m., adjourned until 9 o'clock a.m. to-morrow.

EIGHTY-NINETH DAY.

Hall House of Representatives,  
Austin, Texas,  
Tuesday, May 11, 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:

Ayers.  
Bailey.  
Barbee.  
Barrett.  
Bean.  
Bell.  
Benson.  
Blackburn.  
Blair.  
Bounds.  
Boyd.  
Brewster.  
Brigance.  
Browne.  
Carswell.  
Cureton.  
Dean.  
Dennis.  
Drew.  
Evans of Hunt.  
Evans of Grayson.  
Ewing.  
Feld.  
Fisher.  
Freeman.  
Good.  
Green.  
Hill of Gonzales.  
Hill of Travis.  
Hollad of Harris.  
Jones.  
Kimbell.  
Kirk.  
Lillard.  
Logan.  

Hollad of Burnet.  
Hollad of Harris.  
Jones.  
Kimbell.  
Kirk.  
Lillard.  
Logan.  
Lotto.  
Love.  
Maxwell.  
McFarland.  
McGaughey.  
McKamy.  
McKellar.  
Morton.  
Neighbors.  
O'Connor.  
Oliver.  
Peery.  
Porter.  
Randolph.  
Rhea.  
Robbins.  
Roberts.  
Roger.  
Rogers.  
Rudd.  
Smith.  
Welch.  
Williams.  

Holland of Burnet.  
Holland of Harris.  
Jones.  
Kimbell.  
Kirk.  
Lillard.  
Logan.  
Lotto.  
Love.  
Maxwell.  
McFarland.  
McGaughey.  
McKamy.  
McKellar.  
Meade.  
Melton.  
Mercer.  
Moore of Fort Bend.  
Moore of Lamar.  
Morton.  
Neighbors.  
O'Connor.  
Oliver.  
Pfeuffer.  
Porter.  
Randolph.  
Rhea.  
Robbins.  
Rogan.  
Savage.  
Schebly.  
Seabury.  
Shropshire.  
Skillern.  
Smyth.  
Thomas.  

Absent.  
Patterson.  
Pfeuffer.  
Pitts.  
Randolph.  
Reiger.  
Rogers.  
Smith.  
Tracy.  
Welch.  
Williams.  

Excused.  
Conoly.  
Crawford.  
Fields.  
Flint.  

Rhea.  
Robbins.  
Rogan.  
Savage.  
Schebly.  
Seabury.  
Shropshire.  
Skillern.  
Smyth.  
Smyth.  
Smith.  
Stamper.  
Stokes.  
Thaxton.
The resolution was read second time, and Mr. Blair offered the following amendment:
Amend by striking out "17th" and insert "the 15th."
Mr. Doyle moved to table the amendment, upon which motion yeas and
nays were demanded by Mr. Lotto, Mr. Childs and Mr. Blair.
Tabled by the following vote:

Yeas—84.

Ayers.  Lillard.
Bailey.  Logan.
Barrett.  Love.
Beaird.  Maxwell.
Bean.    McFarland.
Benson.  McGaughey.
Boyd.    McKamy.
Brewster. McKellar.
Brigance. Meade.
Browne.  Melton.
Bumpass. Mercer.
Burns.   Moore, Fort Bend.
Carpenter. Moore, Lamar.
Crawford. Morton.
Crowley. Neighbors.
Curry.   Oliver.
Dean.    Peery.
Dennis.  Pfeuffer.
Dickinson. Porter.
Dorrough. Randolph.
Doyle.   Robbins.
Drew.    Rogan.
Evans of Hunt. Savage.
Evans of Grayson. Schlick.
Ewing.  Seabury.
Field.   Shropshire.
Fisher.  Skillern.
Freeman. Sluder.
Garrison. Smyth.
Gilbough. Stamper.
Good.    Staples.
Graham.  Strother.
Harris.  Thaxton.
Henderson. Thomas.
Hensley.  Thompson.
Hill of Gonzales. Tucker.
Hill of Travis. Turner.
Holland of Burnet. Wall.
Humphrey. Wallace.
Jones.    Williams.
Kimbell.  Wolters.
Kirk.    Wood.

Nays—18.

Bell.    Lotto.
Blackburn. Martin.
Blair.   Mundine.
Burney.  O'Connor.
Carswell. Rhea.
Childs.  Smith.
Dies.    Stokes.
Holland of Harris. Welch.

RESOLUTIONS.

By Mr. Dies:
House concurrent resolution No. 28:
Resolved by the House of Representatives, the Senate concurring, that
the Twenty-fifth Legislature stand adjourned sine die at 12 o'clock noon on
the 17th day of May, 1897.

A quorum was announced present.
Prayer by Rev. Dr. J. W. Lowber,
of this city.

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

GRANTED LEAVE OF ABSENCE.

On account of important business:
Mr. Alexander for yesterday and to-
day, on motion of Mr. Oliver.
Mr. Conoly for to-day, on motion of
Mr. Kimbell.
Mr. Reubell for to-day, on motion of
Mr. Williams.
Mr. Cureton and Mr. Manson for to-
day, on motion of Mr. Savage.
Mr. Morris for to-day, on motion of
Mr. McGaughey.
Mr. Collier for to-day, on motion of
Mr. Dies.
Mr. Fields and Mr. Staples for to-
day, on motion of Mr. Shropshire.
Mr. Rogers for to-day, on motion of
Mr. Field.
Mr. Bertram for to-day, on motion
of Mr. Freeman.
Mr. Reiger for yesterday and to-day,
on motion of Mr. McKamy.

On account of sickness:
Mr. Patterson for to-day, on motion
of Mr. McKellar.
Mr. Crowley for to-day, on motion of
Mr. Doyle.

By Mr. Dies:
House concurrent resolution No. 28:
Resolved by the House of Representatives, the Senate concurring, that
the Twenty-fifth Legislature stand
adjourned sine die at 12 o'clock noon on the 17th day of May, 1897.
Mr. Doyle moved to table the resolution subject to call, upon which motion yeas and nays were demanded by Mr. Wolters, Mr. Lotto and Mr. Glibough.

Tabled subject to call by the following vote:

**Yeas-62.**

Ayers. Humphrey.
Barrett. Jones.
Beard. Lillard.
Bean. Logan.
Boyd. Love.
Brewster. McKamy.
Lorigance. Meade.
Browne. Neighbors.
Bumpass. O'Connor.
Burns. Oliver.
Carpenter. Pfeuffer.
Carswell. Porter.
Crawford. Rhea.
Curry. Robbins.
Dean. Seabury.
Dennis. Shropshire.
Dorroh. Sluder.
Doyel. Smyth.
Drew. Staples.
Ewing. Thaxton.
Feld. Thomas.
Fisher. Thompson.
Freeman. Tucker.
Good. Turner.
Green. Vaughan of Collin.
Harris. Wall.
Henry. Wallace.
Hill of Gonzales. Welsh.
Holland or Burnet Wood.

**Nays-38.**

Barbee. Henderson.
Bell. Hill of Travis.
Benson. Holland of Harris.
Blackburn. Kimbell.
Burney. Lottol.
Childs. Martin.
Crowley. Maxwell.
Dickinson. McGaughey.
Edwards. Mcllton.
Evans of Grayson. Moore, Fort Bend.
Garrison. Moore of Lamar.
Gilbough. Morton.
Mundine. Skillern.
Peery. Smith.
Randolph. Stokes.
Rogan. Strother.
Savage. Williams.
Schlick. Wolters.

**Absent.**

Bailey. Rudd.
Bird. Shelburne.
Collier. Stamper.
Dyes. Tracy.
Pitts. Wilcox.

**Excused.**

Alexander. Manson.
Bertram. Morris.
Callan. Patterson.
Conoly. Reiger.
Cureton. Reubell.
Fields. Rogers.
Flint.

I vote "aye" on the motion to table subject to call the resolution setting the time to adjourn on Saturday, the 15th, since the general appropriation bill in all probability can not be disposed of by that time, in which case it would necessitate the calling of an extra session of the Twenty-fifth Legislature, which I am strictly opposed to if it can be avoided, and in this instance I think it can.

HILL of Gonzales.

**COMMITTEE REPORTS.**

By Mr. Randolph, acting chairman:

Committee Room,
Austin, Texas, May 11, 1897.

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

Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 363, a bill to be entitled "An act to authorize the Texas Central Railroad Company to purchase, own and operate the railroad extending from the town of Bremond, in Robertson county, to the town of Ross, in McLennan county, commonly known as the Waco and Northwestern division of the Houston and Texas Central Railway Company, with its appurtenances, or any part thereof, and to authorize a corresponding increase in the authorized aggregate of the bonds and stocks of said Texas Central Railway Company."

Have had the same under consideration, and I am instructed to report the same back to the House with the recommendation that it be referred to the Committee on Internal Improvements.

RANDOLPH, Acting Chairman.
By Mr. Williams, chairman:

Committee Room,
Austin, Texas, May 11, 1897.

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

Your Committee on Internal Improvements, to whom was referred
Senate bill No. 363, a bill to be entitled "An act to authorize the Texas Central Railroad Company to purchase, own and operate the railroad extending from the town of Bremond, in Robertson county, to the town of Ross, in McLennan county, commonly known as the Waco and Northwestern division of the Houston and Texas Central Railway Company, with its appurtenances, or any part thereof, and to authorize a corresponding increase in the aggregate of the bonds and stocks of said Texas Central Railway Company,"

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

WILLIAMS, Chairman.

By Mr. McGaughey, chairman:

Committee Room,
Austin, Texas, May 11, 1897.

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

Your Committee on Education, to whom was referred
Senate bill No. 286, a bill to be entitled "An act to provide for the redistricting of the counties of this State into public free school districts."

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.

McGAUGHEY, Chairman.

By Mr. Brewster, acting chairman:

Committee Room,
Austin, Texas, May 11, 1897.

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

Your Committee on Engrossed Bills have carefully examined and compared
House bill No. 266, a bill to be entitled "An act to amend chapter 5, of the Revised Civil Statutes of the United States, relating to the use of animals without the consent of the owner,"

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.

BREWSTER, Acting Chairman.

By Mr. Robbins, chairman:

Committee Room,
Austin, Texas, May 11, 1897.

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

Your Committee on Engrossed Bills have carefully examined and compared
House bill No. 378, a bill to be entitled "An act to amend article 4990, of the Revised Civil Statutes of the State of Texas, relating to the use of animals from running at large in counties or subdivisions, so as to permit the commissioners court on petition of a citizen a liner to embrace such citizen in the stock law district,"

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.

ROBBINS, Chairman.
Committee Room, Austin, Texas, May 11, 1897.
Hon. L. T. Dashell, Speaker of the House:

Your Committee on Engrossed Bills have carefully examined and compared

House bill No. 710, a bill to be entitled "An act to amend articles 5243j and 5243k, of an act entitled an act to amend articles 5243e, 5243i, 5243j and 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 forfeiture, and to provide adequate penalties for a violation of this act, passed at the present session and approved April 30, 1897;"

And find the same correctly engrossed.

BREWSTER, Acting Chairman.

By Mr. Dennis, acting chairman:

Committee Room, Austin, Texas, May 11, 1897.
Hon. L. T. Dashell, Speaker of the House.

Your Committee on Engrossed Bills have carefully examined and compared

House bill No. 552, a bill to be entitled "An act to amend chapter 3 of title IX of the Penal Code of the State of Texas, to prohibit the use of profane, obscene, vulgar or indecent language through any telephone or over any wire or line of any telephone system, and fixing the penalty therefor,"

And find the same correctly engrossed.

DENNIS, Acting Chairman.

By Mr. Dies, chairman:

Committee Room, Austin, Texas, May 11, 1897.
Hon. L. T. Dashell, Speaker of the House.

Your Committee on Engrossed Bills have carefully examined and compared

House bill No. 711, a bill to be entitled "An act to create a more efficient road system for Parker county, Texas, and making the 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 road overseers, and defining their duties, and for the working of county convicts upon the roads of said county, and providing for officers' fees and rewards for the capture of escaped convicts, and authorizing the working of county convicts partly upon the county convict farm, as well as upon the public roads, or partly upon both, in the discretion of the commissioners court, and making the provisions of this act applicable, so far as practicable, to convicts when worked upon county farms," etc.

And find the same correctly engrossed.

DIES, Chairman.

SENATE MESSAGE.

Senate Chamber, Austin, Texas, May 11, 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 bills:

Senate bill No. 49, entitled "An act to abolish all distinction between principals and accomplices in crime, to further define who are the principal offenders, to amend chapter 1, title III, of the Penal Code, by adding thereto two articles, to be known as articles 79 and 80, and to repeal articles 78, 80, 81, 82, 83, 84 and 85, of chapter 2, of title III, of the Penal Code;"

Senate bill No. 358, a bill entitled "An act to validate the acts and the incorporation of all cities and towns in this State of one thousand inhabitants or more, which have heretofore attempted to accept the provisions of the general laws of this State relating to the incorporation of cities and towns of one thousand inhabitants or over, and to become incorporated cities and towns of one thousand inhabitants or more, but which said cities and towns at the time of said attempted acceptance were unauthorized for any reason to accept the provisions of the said general laws aforesaid, but which said cities and towns have from and after the dates of their several attempted incorporations, and their several efforts to accept the provisions of the general laws of this State relating to the incorporation of cities and towns of one thousand inhabitants or over, and which have exercised the functions of the cities of the
class named, and have been recognized as such cities, to declare such cities and towns to be cities of one thousand inhabitants or more, and to validate all subsequent acts of said cities and towns done and performed as a city of one thousand inhabitants or over from and after the city had attempted to accept the provisions of said law as aforesaid," by the following two-thirds vote—yeas 27, nays none.

House bill No. 391, entitled "An act to relinquish the title and confirm the patents to certain lands therein named."

House bill No. 698, a bill to be entitled "An act to amend article 22 of the Revised Civil Statutes of 1865, so as to change the time of holding the terms of the district courts in Gregg and Upshur counties, and to extend the time of holding court in Gregg county, Texas," by the following two-thirds vote—yeas 22, nays none.

Also, Senate bill No. 340, to amend the charter of the city of Galveston, by a two-thirds vote—yeas 23, nays none.

Also, that the Senate has adopted the report of the free conference committee on House bill No. 538, the same being the deficiency appropriation bill.

Also, that the Senate grants the request of the House for another free conference on said House bill No. 539.

And that Senator Atlee has been substituted for Senator Dibrell on the free conference committee on Senate bill No. 1.

Respectfully,

WILL LAMBERT, Secretary.

SENATE BILLS ON FIRST READING.

The following bills, received from the Senate, were read first time and referred as follows:

Senate bills Nos. 358 and 340, to the Committee on Towns and City Corporations.

Senate bill No. 49, to Judiciary Committee No. 2.

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 bill and resolution:

Senate bill No. 158, entitled "An act to amend article 3328, chapter 4, title 66, of the Revised Statutes of the State of Texas, and article 4651, chapter 3, title 96 of the Revised Statutes of the State of Texas, by providing for the place of record of certain written contracts, for the conditional sale, lease or hire of railroad equipment and rolling stock."

Senate joint resolution No. 19, granting leave of absence from the State to the Hon. T. H. Connor, judge of the Forty-second judicial district, for a period of sixty days.

SPEAKER'S TABLE.

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

House bill No. 425, a bill to be entitled "An act to amend chapter 2, title 10, article 252, of the Revised Civil Statutes of the State of Texas, in regard to wages and compensation for personal services."

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

Mr. Barrett offered the following amendment:

Amend by adding emergency clause: "Sec. 2. The crowded condition of the calendar, and the near approach of the close of the session, renders it improbable that this bill may be read on three several days, as required by law, therefore an emergency and imperative public necessity exists for the suspension of the constitutional rule requiring bills to be read on three several days, and it is so suspended."

Adopted.

The bill was ordered engrossed.

Mr. Barrett moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that House bill No. 425 be put on its third reading and final passage.

The motion prevailed by the following vote:

Yea—97.

Ayres.
Ayres.
Bailey.
Barbee.
Barrett.
Beard.
Bean.
Bell.
Benson.
Blackburn.
Blair.
Bounds.
Boyd.
Brigance.
Bumpass.
Burney.
Burns.
Carpenter.
Carswell.
Childs.
Crawford.
Crowley.
Curry.
Dean.
Dennis.
Dickinson.
Dies.
Dorroh.
Dove.
Drew.
Edwards.
Evans of Hunt.
Ewing.
Field.
Fish.
Freeman.
Garrison.
### House Bill No. 425

House bill No. 425 was laid before the House on its third reading and final passage, and was read third time.

After consideration by the House, Mr. McGaughey moved the previous question on final passage, and the main question was ordered.

Yea's and nays were demanded by Mr. Evans of Hunt, Mr. Moore of Lamar and Mr. Randolph.

The bill was passed by the following vote:

<table>
<thead>
<tr>
<th>Yeas</th>
<th>Nays</th>
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</thead>
<tbody>
<tr>
<td>64</td>
<td>32</td>
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</tbody>
</table>

<table>
<thead>
<tr>
<th>Ayers</th>
<th>Barrett</th>
</tr>
</thead>
<tbody>
<tr>
<td>Barbee</td>
<td>Blackburn</td>
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</tbody>
</table>

### Nays—none.

**Absent.**
- Bird.
- Brewster.
- Browne.
- Collier.
- Evans of Grayson.
- Evanon of Burnet.
- O'Connor.
- Pitts.

**Excused.**
- Alexander.
- Bertram.
- Callan.
- Conoly.
- Cureton.
- Fields.
- Flint.

- Bean.
- Bell.
- Benson.
- Brigance.
- Carpenter.
- Crowley.
- Dean.
- Dickenson.
- Doyle.
- Drew.
- Evans of Hunt.
- Evans of Grayson.
- Ewing.
- Field.
- Freeman.
- Good.

- Bailey.
- Beal.
- Bird.
- Brewster.
- Browne.
- Childs.
- Collier.
- Dorrah.
- Green.

- Alexander.
- Bertram.
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- Conoly.
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- Fields.
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- Blair.
- Bounds.
- Boyd.
- Bumpass.
- Burney.
- Burns.
- Carswell.
- Crawford.
- Curry.
- Dennis.
- Dies.
- Edwards.
- Fisher.
- Garrison.
- Gilbough.
- Graham.
- Harris.
- Henderson.
- Hensley.
- Holland of Gonzales.
- Hill of Gonzales.
- Hill of Travis.
- Holland of Harris.
- Humphrey.
- Jones.
- Kimbell.
- Kirk.
- Lillard.
- Logan.
- Lotto.
- Love.
- Martin.
- Maxwell.
- McFarland.
- Mcgaughey.
- McKamy.
- McKellar.
- Meade.
- Mercer.
- Moore, Fort Bend.
- Moore of Lamar.
- Morton.
- Mundine.
- Neighbors.

- Bean.
- Bell.
- Benson.
- Brigance.
- Carpenter.
- Crowley.
- Dean.
- Dickenson.
- Doyle.
- Drew.
- Evans of Hunt.
- Evans of Grayson.
- Ewing.
- Field.
- Freeman.
- Good.

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- Browne.
- Childs.
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- Dorrah.
- Green.

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- Bertram.
- Callan.
- Conoly.
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- Fields.
- Flint.

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- Holland of Burnet.
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- Collier.
- Dorrah.
- Green.

- Alexander.
- Bertram.
- Callan.
- Conoly.
- Cureton.
- Fields.
- Flint.

- Blair.
- Bounds.
- Boyd.
- Bumpass.
- Burney.
- Burns.
- Carswell.
- Crawford.
- Curry.
- Dennis.
- Dies.
- Edwards.
- Fisher.
- Garrison.
- Gilbough.
- Graham.
- Harris.
- Henderson.
- Hensley.
- Holland of Burnet.
- Holland of Harris.
- Humphrey.
- Jones.
- Kirk.
- Lillard.
- Logan.
- Lotto.
- McGaughey.
- McKamy.

- Bean.
- Bell.
- Benson.
- Brigance.
- Carpenter.
- Crowley.
- Dean.
- Dickenson.
- Doyle.
- Drew.
- Evans of Hunt.
- Evans of Grayson.
- Ewing.
- Field.
- Freeman.
- Good.

- Bailey.
- Beal.
- Bird.
- Brewster.
- Browne.
- Childs.
- Collier.
- Dorrah.
- Green.

- Alexander.
- Bertram.
- Callan.
- Conoly.
- Cureton.
- Fields.
- Flint.

- Blair.
- Bounds.
- Boyd.
- Bumpass.
- Burney.
- Burns.
- Carswell.
- Crawford.
- Curry.
- Dennis.
- Dies.
- Edwards.
- Fisher.
- Garrison.
- Gilbough.
- Graham.
- Harris.
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- Hensley.
- Holland of Burnet.
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- Humphrey.
- Jones.
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- Lillard.
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- Evans of Grayson.
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- Carswell.
- Crawford.
- Curry.
- Dennis.
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- Edwards.
- Fisher.
- Garrison.
- Gilbough.
- Graham.
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- Hensley.
- Holland of Burnet.
- Holland of Harris.
- Humphrey.
- Jones.
- Kirk.
- Lillard.
- Logan.
- Lotto.
- McGaughey.
- McKamy.

- Bean.
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- Crowley.
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- Dickenson.
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- Evans of Hunt.
- Evans of Grayson.
- Ewing.
- Field.
- Freeman.
- Good.

- Bailey.
- Beal.
- Bird.
- Brewster.
- Browne.
- Childs.
- Collier.
- Dorrah.
- Green.

- Alexander.
- Bertram.
- Callan.
- Conoly.
- Cureton.
- Fields.
- Flint.

- Blair.
- Bounds.
- Boyd.
- Bumpass.
- Burney.
- Burns.
- Carswell.
- Crawford.
- Curry.
- Dennis.
- Dies.
- Edwards.
- Fisher.
- Garrison.
- Gilbough.
- Graham.
- Harris.
- Henderson.
- Hensley.
- Holland of Burnet.
- Holland of Harris.
- Humphrey.
- Jones.
- Kirk.
- Lillard.
- Logan.
- Lotto.
- McGaughey.
- McKamy.

- Bean.
- Bell.
- Benson.
- Brigance.
- Carpenter.
- Crowley.
- Dean.
- Dickenson.
- Doyle.
- Drew.
- Evans of Hunt.
- Evans of Grayson.
- Ewing.
- Field.
- Freeman.
- Good.

- Bailey.
- Beal.
- Bird.
- Brewster.
- Browne.
- Childs.
- Collier.
- Dorrah.
- Green.

- Alexander.
- Bertram.
- Callan.
- Conoly.
- Cureton.
- Fields.
- Flint.
Mr. Barrett moved to reconsider the vote by which House bill No. 425 was passed, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Seabury moved to take up, on its engrossment, House bill No. 306, a bill to be entitled "An act to amend articles 2514, 2516, 2517, 2518, 2518a, 2518d, 2518f, 2518h and 2518n of title 48, of the Revised Civil Statutes of Texas, and repeal article 2518c of said title 48, said Revised Civil Statutes, and to add articles 2517a, 2517b, 2518q, 2518r, to said title 48 of said Revised Civil Statutes, relating to fish, oysters, etc., and repeal all laws in conflict herewith,"

Which bill was read second time on May 8, amended and tabled subject to all.

The motion prevailed, the bill was laid before the House, and was ordered engrossed.

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

The motion prevailed by the following vote:

Yeas-91.

Ayers.  Ewing.
Barbee.  Freeman.
Barrett.  Gilbough.
Bean.  Good.
Bell.  Henderson.
Benson.  Hensley.
Blackburn.  Hill of Gonzales.
Blair.  Hill of Travis.
Blair.  Holland of Burnet.
Blair.  Humphrey.
Bounds.  Jones.
Boyd.  Kimbell.
Brigance.  Kirk.
Brown.  Lillard.
Burns.  Logan.
Burney.  Love.
Burney.  Martin.
Carpenter.  Maxwell.
Carwell.  McGaughey.
Childs.  McKamy.
Crawford.  McKellar.
Crowley.  Moore, Fort Bend.
Curry.  Moore, Fort Bend.
Dean.  Morton.
Dennis.  Mundine.
Dickinson.  Neighbors.
Dries.  Pfeiffer.
Doroh.  Porter.
Edwards.  Randolph.
Evans of Grayson.  Rogan.

Nays-5.

Holland of Harris.  Oliver.
Holland of Harris.  Rhea.
Mercer.

Absent.

Brewster.  Meade.
Collier.  O'Conner.
Feld.  Pitts.
Fisher.  Rudd.
Garrison.  Tracy.
Graham.  Vaughan, Guadalupe.
Green.  Vaughan of Collin.
Harris.  Ward.

Excused.

Alexander.  Manson.
Bertram.  Morris.
Callan.  Patterson.
Conoly.  Reiger.
Cureton.  Renfrew.
Fields.  Rogers.
Flint.

House bill No. 306 was laid before the House on its third reading and final passage, and read third time.

The bill was passed by the following vote:

Yeas-93.

Ayers.  Dorroh.
Barbee.  Doyle.
Barrett.  Drew.
Bean.  Edwards.
Bell.  Evans of Hunt.
Benson.  Evans of Grayson.
Blackburn.  Ewing.
Blair.  Fisher.
Bounds.  Freeman.
Boyd.  Gilbough.
Brown.  Good.
Burney.  Henderson.
Burney.  Hill of Gonzales.
Burns.  Hill of Travis.
Carpenter.  Holland of Burnet.
Childs.  Holland of Harris.
Crowley.  Humphrey.
Curry.  Jones.
Dean.  Kimbell.
Dennis.  Kirk.
Dickinson.  Logan.
Dries.  Lotte.
Mr. Seabury moved to reconsider the vote by which House 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 engrossment, as pending business,

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,"

With amendment by Mr. Crowley pending, which amendment was printed in the Journal of Friday, April 23.

Mr. Freeman moved to suspend pending business to take up and place on its third reading and final passage, Substitute House bills Nos. 247, 359 and 394, a bill to be entitled "An act to amend articles 3936 and 3937, chapter 9, title 86, of the Revised Civil Statutes of the State of Texas, relating to public education, so as to regulate the custody and expenditure of school funds, and make provisions for reports of treasurers of school funds, and prescribing penalties for the neglect of certain officers."

Yeas and nays were demanded by Mr. Maxwell, Mr. Holland of Harris and Mr. Meade.

Lost by the following vote (not receiving the necessary two-thirds majority):

Yeas—66.

Yres. Lillard.
Barbee. Lotto.
Bean. Martin.
Bell. McGaughey.
Benson. McKamy.
Blackburn. Moore, Fort Bend.
Blair. Morton.
Bounds. Mundine.
Brigance. O'Connor.
Burney. Oliver.
Burns. Porter.
Crawford. Randolph.
Curry. Bogan.
Dean. Savage.
Dickinson. Seabury.
Dorroh. Shelburne.
Drew. Shropshire.
Evans of Hunt. Skillern.
Evans of Grayson. Slater.
Ewing. Smith.
Ewing. Smyth.
Feld. Stamper.
Freeman. Thaxter.
Gilbough. Vaughan of Collin.
Green. Thomas.
Harris. Vaughan of Collin.
Henderson. Wall.
Hensley. Wallace.
Hill of Travis. Welch.
Humphrey. Williams.
Jones. Wolters.
Kimbell. Wood.

Nays—35.

Nays. Doyle.
Reird. Edwards.
Boyd. Good.
Bumpass. Holland of Burnet.
Carpenter. Holland of Harris.
Carswell. Kirk.
Dennis. Logan.
Mr. Randolph moved to take up on its third reading and final passage, House bill No. 189, a bill to be entitled "An act to amend title 63 of the Revised Civil Statutes of the State of Texas, so as to insert article 3235a, permitting the tenant to demand and require of landlord an itemized account or statement of the advances and rents due or to become due."

Which bill was read third time on April 20, amended, and left pending; amended May 7, and laid on the table subject to call.

Yea and nay was demanded by Mr. Maxwell, Mr. Holland of Harris and Mr. Tucker.

Lost by the following vote:

Yeas—35.


I vote "no" on suspending pending business, which is the redistricting bill, and a Democratic platform demand, to take up any other measure that is not a platform measure. I consider it extremely bad business management to continue endeavoring to suspend pending business and having roll call after roll call for that purpose and consuming time enough in trying to suspend the pending business to have taken it up and disposed of it. It is in bad taste, in my opinion, and in utter disregard for progress in legislative matters.

Hill of Gonzales.
Returning to consideration of House bill No. 665, the judicial district redistricting bill, with amendment by Mr. Crowley pending.

After consideration by the House, Mr. Peery moved the previous question on the amendment. Yeas and nays were demanded by Mr. Crowley, Mr. Wolters and Mr. Peery.

Adopted by the following vote:

Yeas—66.

Ayers.
Bailey.
Barbee.
Barrett.
Bean.
Bell.
Benson.
Blackburn.
Blair.
Bounds.
Burney.
Burns.
Crowley.
Curry.
Dean.
Dickinson.
Dix.
Doyle.
Edwards.
Ewing.
Field.
Fisher.
Freeman.
Gilbough.
Graham.
Henderson.
Jones.
Kimbell.
Lotto.
Martin.
McFarland.
McGaughey.
McKamy.
Yeas—29.

Browne.
Bumpass.
Carpenter.
Carswell.
Crawford.
Dennis.
Doroh.
Drew.
Evans of Hunt.
Green.
Hensley.
Hill of Gonzales.
Hill of Travis.
Holland of Burnet.
Holland of Harris.

Brewer.

Bird.
Boyd.
Brewer.

Evans of Grayson.
Garrison.
Good.
Harris.
Humphrey.
Lillard.

Excused.

Alexander.
Bertram.
Callan.
Conoly.
Cureton.
Fields.

Flint.

Mr. Crowley moved to reconsider the vote by which the amendment was adopted, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Bell offered the following amendment:

Amend the bill on page 34, section 4, lines 24 and 25, by striking out the words “and the district attorney of the present Forty-ninth district shall remain as district attorney of the Thirty-ninth district;” and section 5, page 34, line 28, by striking out the words “Thirty-sixth;” and section 5, page 35, line 1, by inserting the words “Thirty-ninth.”

Mr. Welch moved to postpone indefinitely further consideration of the bill, upon which motion yeas and nays were demanded by Mr. Holland of Harris, Mr. Lotto and Mr. Carpenter.

Lost by the following vote:

Yeas—45.

Ayers.
Bailey.
Barbee.
Barrett.
Bean.
Bell.
Benson.
Blackburn.
Blair.
Bounds.
Burney.
Burns.
Crowley.
Curry.
Dean.
Dickinson.
Dix.
Doyle.
Edwards.
Ewing.
Field.
Fisher.
Freeman.
Gilbough.
Graham.
Henderson.
Holland of Burnet.
Holland of Harris.

Absents.

Bird.
Boyd.
Brewer.

Evans of Grayson.
Garrison.
Good.
Harris.
Humphrey.
Lillard.

Excused.

Alexander.
Bertram.
Callan.
Conoly.
Cureton.
Fields.

Flint.

Mr. Crowley moved to reconsider the vote by which the amendment was adopted, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Bell offered the following amendment:

Amend the bill on page 34, section 4, lines 24 and 25, by striking out the words “and the district attorney of the present Forty-ninth district shall remain as district attorney of the Thirty-ninth district;” and section 5, page 34, line 28, by striking out the words “Thirty-sixth;” and section 5, page 35, line 1, by inserting the words “Thirty-ninth.”

Mr. Welch moved to postpone indefinitely further consideration of the bill, upon which motion yeas and nays were demanded by Mr. Holland of Harris, Mr. Lotto and Mr. Carpenter.

Lost by the following vote:

Yeas—45.

Ayers.
Bailey.
Barbee.
Barrett.
Bean.
Bell.
Benson.
Blackburn.
Blair.
Bounds.
Burney.
Burns.
Crowley.
Curry.
Dean.
Dickinson.
Dix.
Doyle.
Edwards.
Ewing.
Field.
Fisher.
Freeman.
Gilbough.
Graham.
Henderson.
Holland of Burnet.
Holland of Harris.

Absents.

Bird.
Boyd.
Brewer.

Evans of Grayson.
Garrison.
Good.
Harris.
Humphrey.
Lillard.

Excused.

Alexander.
Bertram.
Callan.
Conoly.
Cureton.
Fields.

Flint.
Amend by striking out section 24, and inserting in lieu thereof the following:

"Sec. 24. The Twenty-fourth judicial district shall be composed of the counties of Aransas, Bee, Collad, Karness, Refugio, Calhoun, Victoria and De Witt, and the district courts shall be held therein annually as follows:

"In the county of Aransas on the first Monday in February and on the second Monday in August, and may continue in session two weeks.

"In the county of Bee on the second Monday after the first Monday in February and the second Monday in August, and may continue in session three weeks.

"In the county of Karness on the first Monday after the first Monday in February and the second Monday in August, and may continue in session three weeks.

"In the county of Refugio on the tenth Monday after the first Monday in February and second Monday in August, and may continue in session one week.

"In the county of Calhoun on the seventeenth Monday after the first Monday in February and second Monday in August, and may continue in session four weeks.

"In the county of De Witt on the seventeenth Monday after the first Monday in February and second Monday in August, and may continue in session until the business is disposed of."

Adopted.

Mr. Smyth offered the following amendment:

Amend by striking out all of lines 5 to 32, inclusive, page 22, also all of lines 1 to 16, inclusive, page 25, and insert in lieu thereof the following:

"The Thirty-fifth Judicial District shall be composed of the counties of Oldham, Potter, Carson, Armstrong, Randall, Deaf Smith, Castro, Swisher, Briscoe, Floyd, Hale, Lubbock and Crosby, and the unorganized counties of Parmer, Lamb, Bailey, Cochran and Hockley, and the district courts shall be held therein as follows:

We vote to postpone the redistricting bill indefinitely, because the House is so divided upon the subject that as long as it is kept before the House the time is simply wasted in trying to amend the bill, which is simply the strategy the enemies of the bill have resorted to in order to finally defeat the bill; hence, we believe every bit of time that is now being devoted to this bill is lost and a useless expense. It has no earthly show of passing.

MORTON, SMITH.
"In the county of Crosby, on the first Monday in February and August, and may continue in session one week.

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

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

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

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

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

"In the county of Castro, on the eleventh Monday after the first Monday in February and August, and may continue in session one week.

"In the county of Deaf Smith, on the twelfth Monday after the first Monday in February and August, and may continue in session one week.

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

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

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

"In the county of Oldham, on the nineteenth Monday after the first Monday in February and August, and may continue in session one week.

"In the county of Potter, on the twentieth Monday after the first Monday in February and August, and may continue in session three weeks, or until the business is disposed of.

"The unorganized county of Parmer is attached to the county of Deaf Smith for judicial and land purposes.

"The unorganized counties of Lamb and Bailey are attached to Carrasco county for judicial and land purposes.

"The unorganized counties of Hockley and Cochran are hereby attached to the county of Lubbock for judicial purposes."

(Mr. Bailey in the chair.)

Mr. Dashiell offered the following amendment to the bill:

Amend the bill by striking out the enacting clause.

Mr. Fisher moved to table the amendment by Mr. Dashiell, upon which motion yeas and nays were demanded by Mr. Carpenter, Mr. Peery and Mr. Fisher.

The motion to table was lost by the following vote:

Yea—39.


Nay—59.

Mr. Dashiel1 moved the previous question on the amendment, and it was seconded.

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

The main question was ordered.

On the amendment to strike out the enacting clause, yeas and nays were demanded by Mr. Love, Mr. Good and Mr. Brewster.

The amendment was adopted by the following vote (which killed the bill):

Yea8—59.

Mr. Speaker, Ayers, Bailey, Barrett, Bean, Bell, Benson, Blackburn, Blair, Briggance, Bumpass, Burns, Dean, Dickinson, Dies, Dorough, Doyle, Drew, Ewing, Felld, Freeman, Garrison, Gilbough, Graham, Green, Hensley, Hill of Travis, Kimbell, Logan.

Nays—42.


Excused.

Alexander, Bertram, Callan, Conoly, Crowley, Cureton, Fields.

Absents.


Mr. Dashiel1 moved the previous question on the amendment, and it was seconded.

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

The main question was ordered.

On the amendment to strike out the enacting clause, yeas and nays were demanded by Mr. Love, Mr. Good and Mr. Brewster.

The amendment was adopted by the following vote (which killed the bill):

Yea8—59.

Mr. Speaker, Ayers, Bailey, Barrett, Bean, Bell, Benson, Blackburn, Blair, Briggance, Bumpass, Burns, Dean, Dickinson, Dies, Dorough, Doyle, Drew, Ewing, Felld, Freeman, Garrison, Gilbough, Graham, Green, Hensley, Hill of Travis, Kimbell, Logan.

Nays—42.


Excused.

Alexander, Bertram, Callan, Conoly, Crowley, Cureton, Fields.

Absents.


I vote against the amendment to strike out the enacting clause of the redistricting bill, because I believe the bill could have been amended and passed if there had not been a combination to defeat it, which I think was wrong; hence, I could not conscientiously cast my vote for an amendment which killed the bill at one stroke.

Morton.

I vote "aye," because no redistricting bill can pass any Legislature composed of the same class of representatives that the present Legislature is, and it is useless to fool away time in a mere farce.

Bumpass.

Mr. Bell moved to reconsider the vote by which the above amendment was adopted, and totable the motion to reconsider.

The motion to table prevailed.

(Mr. Dashiel1 in the chair.)

Mr. Meade moved to suspend the regular order of business to take up House bill No. 686, to make it a special order for 3 o'clock p. m. to-day.

Pending which.

On motion of Mr. Briggance, the House at 12:40 p. m. took recess until 3 o'clock p. m. to-day.
AFTERNOON SESSION.

The House was called to order by
the Speaker at 3 o'clock p. m.
Mr. Wolters, by unanimous consent, offered the following resolution:
Resolved by the House of Repre­
sentatives of the Twenty-fifth Legisla­
ture, that the practice of lynching
being subversive of the ends of justice
and destructive of law and order,
therefore this brutal and inhumane
practice should be prohibited in the
State of Texas; and it is the sense of
the House that all peace officers
should properly protect the lives of
those who may look to them for pro­
tection. (Signed: Drew, Wolters.)

Read second time, and Mr. Black­
burn moved to lay the resolution on
the table.

Lost.
The resolution was adopted.

On motion of Mr. Fisher, Mr. Ewing
was excused for balance of the even­
ting, on account of sickness in his fam­
ily.

On motion of Mr. McCaughey, Mr.
Rogan was excused for this evening
on account of sickness.

On motion of Mr. Robbins, Mr.
Moore of Lamar was excus.ed for this
evening on account of sickness.

COMMITTEE REPORTS.

By Mr. Drew, acting chairman:
Committee Room,
Austin, Texas, May 11, 1897.

Hon. L. T. Dashiell, Speaker of the
House:
Your Committee on Engrossed Bills
have carefully examined and com­
pared Substitute House bill No. 207, a bill
to be entitled "An act to amend article
5049, chapter 1, title 94, of the Re­
vised Civil Statutes of 1895, relating
the collection of a tax on occupa­
tions."
And find the same correctly
engrossed.

DREW, Acting chairman.

By Mr. Dennis, acting chairman:
Committee Room,
Austin, Texas, May 11, 1897.

Hon. L. T. Dashiell, Speaker of the
House:
Your Committee on Engrossed Bills
have carefully examined and com­
pared Substitute House bill No. 221, a bill
to be entitled "An act to preserve and
protect the wild game, birds and fowl
of the State of Texas, and provide
adequate penalties for the unlawful
taking, slaughter, sale or shipment
thereof, and to repeal all laws and
parts of laws in conflict herewith."
And find the same correctly
engrossed.

DENNIS, Acting chairman.

By Mr. Brewster, acting chairman:
Committee Room,
Austin, Texas, May 11, 1897.

Hon. L. T. Dashiell, Speaker of the
House:
Your Committee on Engrossed Bills
have carefully examined and com­
pared House bill No. 425, a bill to be enti­
tled "An act to amend chapter 2,
article 10, article 252, of the Revised
Civil Statutes of the State of Texas,
in regard to wages or compensation
for personal services."
And find the same correctly
engrossed.

BREWSTER, Acting Chairman.

BILLS SIGNED BY THE SPEAKER.

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

Substitute House bill No. 413, enti­
tled "An act to amend article 3384, title
LXIX of the Revised Civil Statutes of
the State of Texas, relating to local
option."

House bill No. 79, entitled "An
act to prevent immoral publications,
and to prevent the sale, giving away
or distribution of such publications,
making a violation thereof a felony,
prescribing a penalty therefor and de­
caring an emergency."

House bill No. 601, entitled "An
act to prevent the disorganiza­
tion of the county of Loving, in
the State of Texas, and to attach said
counties to the county of Reeves for Ju­
dicial purposes, and to provide for the
assessment and collection of taxes in
said counties for the payment of the
outstanding indebtedness of the said
county."

House bill No. 157, entitled "An
act to amend article 2977 of chap­
ter 4, title 55, of the Revised
Statutes of the State of Texas, relating
to divorce, so as to permit the wife to
obtain a divorce where the husband
shall have left her for one year with
intention of abandonment, or for non­
support on the part of the husband,
as well as for the continued drunken­
ness of either the husband or wife,
and to repeal all laws and parts of
laws in conflict herewith."
HOUSE JOURNAL. May 11, 1897

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

House bill No. 686, a bill to be entitled “An act to amend the law in regard to taxation and to regulate the sale of liquor by amending article 5060a and article 5060c, of title 104, chapter 11a, of the Revised Civil Statutes of the State of Texas, and adding article 5060j to said chapter, requiring every person, firm, corporation or association of persons selling vinous, malt or intoxicating liquors or medicinal bitter’s in a local option county, precinct or subdivision of a county, to give bond and to pay a license therefor.”

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

Mr. Humphrey offered the following amendment:

Amend lines 29 and 30, page 3, by striking out the word “her,” occurring immediately after the word “or” and immediately before the word “is,” and inserting in lieu thereof the word “she.”

Adopted.

On engrossment of the bill, yeas and nays were demanded by Mr. Fisher, Mr. Bell, and Mr. Crawford.

The bill was ordered engrossed by the following vote:

Yea-s-85.


Nays-10.


Fisher. Welch.


Absenl.


Excused.


We vote “no,” because we fear that as this act is inconsistent with the local option laws, that it will result in much confusion and litigation, and that the courts may hold that the local option laws are repealed by this act.


I vote “no” on the engrossment and passage of House bill No. 686, because I am opposed to lowering the tax on the sale of liquors, and because I am unalterably opposed to any legislation that favors one class of business to the exclusion of others, and because a like law has been declared unconstitutional. Henderson.

I vote “no” on House bill No. 686 for the reason that it provides for levying an occupation tax for liquor deal-
ers to engage in the business where local option has been established. It looks to me rather inconsistent for the people to vote and establish local option in their communities while the Legislature is at the same time passing a law to license the sale of liquor in such local option communities. In my judgment, if this bill becomes a law, it will entail an endless expense on communities where they try to enforce CRAWFORD.

Mr. Meade moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that House bill No. 686 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—84.

Ayres. Lillard.
Balley. Logan.
Barbee. Love.
Barrett. Martin.
Bean. McFarland.
Bell. McGaughy.
Benson. McKamy.
Blackburn. Meade.
Blair. Melton.
Bounds. Mercer.
Browne. Moore, Fort Bend.
Bumpass. Morton.
Burns. Mundine.
Burns. Oliver.
Carpenter. Pfeiffer.
Carswell. Porter.
Childs. Rhea.
Curry. Robbins.
Dean. Rudd.
Dennis. Savage.
Dickinson. Schlick.
Dies. Seabury.
Dorrough. Shelburne.
Doyle. Shropshire.
Drew. Skillern.
Edwards. Sluder.
Feild. Smyth.
Garrison. Stamper.
Gilhourgh. Stokes.
Good. Strother.
Graham. Thaxton.
Green. Thomas.
Harris. Thompson.
Henley. Tucker.
Hill of Gonzales. Turner.
Hill of Travis. Vaughn, Guadalupe.
Holland of Burnet. Vaughan of Collin.
Holland of Harris. Wall.
Humphrey. Williams.
Hunts. Winters.
Kirk. Wood.
Nays—9.

Brewster. Crawford.
Brigance. Fisher.

Freeman. Neighbors.
Henderson. Peery.
Maxwell. Randolph.
Abscent.

Beard. Moore of Lamar.
Bird. O'Connor.
Boyd. Pitts.
Collier. Smith.
Evans of Hunt. Tracy.
Evans of Grayson. Ward.
Ewing. Welch.
Lotto. Wilcox.

McKeller.

Excused.

Alexander. Manson.
Bertram. Morris.
Callan. Patterson.
Conoly. Reiger.
Crowley. Renbell.
Cureton. Rogan.
Fields. Rogers.
Flint. Staples.

House bill No. 686 laid before the House on its third reading and final passage, read third time, and

Mr. Shelburne offered the following amendment:

Amend by striking out the word "tinctures," in line 6, page 2, and insert in lieu thereof "tinctures;" amend by adding the word "bitters" after the word "medicated," in line 15, page 2; strike out "it," in line 31, page 2; strike out "justise," in line 16, page 3, and insert in lieu thereof "justice;" strike out all after the word "and," in line 31, to the word "more," and insert in lieu thereof "and there shall not be sold."

Adopted.

The bill was passed.

Mr. Meade moved to reconsider the vote by which House bill No. 686 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, Substitute House bills Nos. 247, 350 and 384, a bill to be entitled "An act to amend articles 3936 and 3937, chapter 9, title 86, of the Revised Civil Statutes of the State of Texas, relating to public education, so as to regulate the custody and expenditure of school funds, and make provisions for reports of treasurers of school funds, and prescribing penalties for the neglect of certain officers."

The bill was read third time, and

Mr. Beard offered the following amendment:

Amend by adding to the end of the last section of the bill the following: "Provided, that all the community
counties of the State shall be exempted from the operations of this bill."
Mr. Field moved the previous question, and the main question was ordered.

On the amendment yeas and nays were demanded by Mr. Bear, Mr. Neighbors, and Mr. Dorroh.

Lost by the following vote:

<table>
<thead>
<tr>
<th>Yeas</th>
<th>Nays</th>
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<tr>
<td>Ayers</td>
<td>Mercer</td>
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<td>Barbee</td>
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<td>Beaird</td>
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<td>Lillard</td>
<td>Vaughan, Gua'lupe</td>
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<td>Logan</td>
<td>Williams</td>
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<tr>
<td>McKellar</td>
<td>Wolters</td>
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<td>Melton</td>
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Nays-67.

| Bailey | Holland of Burnett |
| Barrett | Holland of Harris |
| Bean | Humphrey |
| Bell | Jones |
| Bertram | Kirk |
| Blackburn | Lotto |
| Blair | Love |
| Bounds | Maxwell |
| Boyd | McFarland |
| Brewster | McGaughay |
| Brigance | McKamy |
| Browne | Meade |
| Bumpass | Moore, Fort Bend |
| Burney | Peery |
| Burns | Pfeiffer |
| Carpenter | Porter |
| Carswell | Randolph |
| Crawford | Robbins |
| Curry | Savage |
| Dean | Shelburne |
| Dennis | Shropshire |
| Dies | Skilbert |
| Drew | Sluder |
| Edwards | Stamper |
| Evans of Grayson | Stokes |
| Field | Strother |
| Fisher | Thomas |
| Freeman | Tucker |
| Garrison | Turner |
| Gilbough | Vaughan of Collin |
| Good | Wall |
| Henley | Wilcox |
| Hill of Gonzales | Wood |
| Hill of Travis | |

Absent.

| Bird | Green |
| Collier | Kimbell |
| Evans of Hunt | Martin |
| Ewing | O'Connor |
| Pitts | Wallace |
| Smith | Ward |
| Smyth | Welch |

Excused.

| Alexander | Moore of Lamar |
| Callan | Morris |
| Conoly | Patterson |
| Crowley | Reiger |
| Cureton | Reubell |
| Fields | Rogers |
| Flint | Rogers |
| Mansan | Staples |

The bill was passed.

Mr. Stamper moved to reconsider the vote by which substitute House bills Nos. 247, 350 and 384 was passed, and to table the motion to reconsider.

The motion to table prevailed.

On motion of Mr. Seabury, the regular order of business was suspended, to take up and place on its second reading, House bill No. 713, a bill to be entitled "An act to appropriate the sum of ten thousand dollars, or so much thereof as may be necessary, to pay the per diem of members, officers, and employes of the Twenty-fifth Legislature of the State of Texas."

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

On motion of Mr. Seabury, 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.

And also House rule No. 73, requiring the House to go into committee of the whole to consider bills carrying appropriations.

The bill was read second time and ordered engrossed.

Mr. Seabury moved to suspend the constitutional rule requiring bills to be read three several days in each house, and that House bill No. 713 be placed on its third reading and final passage.

The motion prevailed by the following vote:

<table>
<thead>
<tr>
<th>Yeas</th>
<th>Nays</th>
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<tbody>
<tr>
<td>Ayers</td>
<td>Browne</td>
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<td>Bailey</td>
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May 11, 1897

HOUSE JOURNAL.

Mary 11, 1897

HOUSE JOURNAL.

1237

Dies. Melton.
Doroh. Mercer.
Doyle. Moore, Fort Bend.
Drew. Morton.
Evans of Grayson. Mundine.
Field. Neighbors.
Fisher. Oliver.
Freeman. Peery.
Garrison. Pfeuffer.
Gilbough. Porter.
Good. Rhea.
Graham. Robbins.
Green. Rudd.
Harris. Savage.
Hensley. Schlick.
Hill of Gonzales. Seabury.
Hill of Travis. Shelburne.
Holland of Burnet. Shropshire.
Holland of Harris. Sluder.
Humphrey. Smyth.
Jones. Stamper.
Kimbell. Stokes.
Kirk. Thaxton.
Logan. Thomas.
Lotto. Thompson.
Love. Tucker.
Martin. Turner.
McGaughey. Wallace.
McKamy. Williams.
McKellar. Wolters.
Meade. Wood.

Yaws—5. 7.

Beaird. Maxwell.
Blair. Skillern.
Bird. Wilcox.
Collier. Henderson.
Ewing. Strother.
Lillard. Ward.
O'Connor. Welch.
Pitts. Randolph.

Excused.

Bertram. Morris.
Callan. Patterson.
Conoly. Reiger.
Crowley. Reubell.
Cureton. Rogan.
Fields. Rogers.
Flint. Staples.
Manson. 

House bill No. 713, laid before the
House on its third reading and final
passage, read third time and passed
by the following vote:

Yays—89.

Ayers. Barrett.
Bailey. Bean.
Barbee. Bell.

Benson. Blackburn.
Bourns. Boyd.
Brewster. Briggs.
Burney. Burns.
Carpenter. Carswell.
Childs. Crawford.
Currie. Dean.
Dennis. Dickinson.
Drew. Dye.
Drew. Doyle.

Evans of Grayson. Savage.
Field. Schlick.
Fisher. Seabury.
Freeman. Shelburne.
Garrison. Shropshire.
Good. Smyth.
Green. Stamper.
Harris. Stokes.
Henderson. Thaxton.
Hensley. Thompson.
Hill of Gonzales. Turner.
Hill of Travis. Turner.
Holland of Burnet. Vaughan, Gu'alupe
Holland of Harris. Vaughan of Collin.
Humphrey. Wall.
Jones. Wallace.
Kimbell. Williams.
Lillard. Wolters.
Logan. Wood.

Yaws—5.

Blair. Skillern.
Edwards. Wilcox.
Maxwell.

Absen.

Beaird. Pitts.
Bird. Randolph.
Collier. Smith.
Doroh. Strother.
Evans of Hunt. Tracy.
Ewing. Ward.
Kirk. Welch.
O'Connor. 

Excused.

Bertram. Morris.
Callan. Patterson.
Conoly. Reiger.
Crowley. Reubell.
Cureton. Rogan.
Fields. Rogers.
Flint. Staples.
Manson. 

Absen.

Beaird. Pitts.
Bird. Randolph.
Collier. Smith.
Doroh. Strother.
Evans of Hunt. Tracy.
Ewing. Ward.
Kirk. Welch.
O'Connor. 

Excused.

Bertram. Morris.
Callan. Patterson.
Conoly. Reiger.
Crowley. Reubell.
Cureton. Rogan.
Fields. Rogers.
Flint. Staples.
Mr. Seabury moved to reconsider the vote by which House bill No. 713 was passed, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Harris moved to suspend the regular order of business to take up and place on its second reading House bill No. 543. Yeas and nays were demanded by Mr. Blair, Mr. Gilbough and Mr. Harris.

Suspended by the following vote:

<table>
<thead>
<tr>
<th>Yeas-68</th>
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<tr>
<td>Mr. Speaker</td>
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<td>Ayers</td>
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<td>Holland of Burnet Wall</td>
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<td>Holland of Harris Wall</td>
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<td>Humphrey</td>
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Nays-20:

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<tr>
<td>Bailey</td>
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<td>Evans of Grayson</td>
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<td>Freeman</td>
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<tr>
<td>Garrison</td>
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Absent:

| Bird | Dies |
| Brewster | Dorroh |
| Browne | Edwards |
| Collier | Evans of Hunt |

The Speaker then laid before the House on its second reading, House bill No. 543, a bill to be entitled "An act to authorize the Galveston, La Porte and Houston Railway Company to acquire by purchase, lease or otherwise all rights, privileges, franchises and property of the Galveston and Western Railway Company, and to operate, maintain and use the same."

With majority favorable report and minority favorable report with amendment. (Mr. Seabury in the chair.) The bill was read second time. Mr. Gilbough moved to substitute the minority report for the majority report. Mr. Brigance moved to adjourn until 9 a.m. tomorrow. Lost.

Mr. Freeman moved to postpone further consideration of the bill until next Monday at 10 o'clock a.m. Mr. Wolters moved the previous question on the motion to postpone and the motion to adopt the minority report, and the main question was ordered.

The motion to postpone was lost, and the motion to adopt the minority report was lost. Question being—Shall the bill be engrossed?

Mr. Harris offered the following amendment:

Amend by adding the following:

"Sec. 4. The near approach of the close of the present session of the legislature, the crowded condition of the calendars of both the Senate and the House, and the fact that the passage of this bill will tend to cheapen the transportation of passengers and freight, create an imperative public necessity that the constitutional rule
Mr. Wolters moved a call of the House, and it was seconded. The clerk was directed to call the roll, and it appeared that the following members were absent without leave: Messrs. Bird, Blair, Brigance, Burney, Collier, Evans of Hunt, Green, Henderson, Mercer, Moore of Fort Bend, Pitts, Randolph, Smyth, Strother, Thaxton, Tracy, Vaughan of Guadalupe, Ward, Welch, Wood.

The Sergeant-at-Arms was directed to bring in the absentees. On motion of Mr. Fisher, the absentees were excused.

Question then recurred on House bill No. 543, on its engrossment, with amendment by Mr. Harris pending. The amendment was adopted. The bill was ordered engrossed.

Mr. Wolters moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that House bill No. 548 be put on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—75.

Mr. Speaker.

Kimbell.

Ayers. Kirk.

Bailey. Lillard.

Barbee. Logan.

Barrett. Lotto.

Beard. Love.

Bean. Martin.

Bell. Maxwell.

Bumpass. Mcgaughey.

Burns. McKamy.

Carpenter. McKellar.

Carswell. Meade.

Childs. Melton.

Curry. Moore, Fort Bend.

Dean. Morton.

Dennis. Mundine.

Dickinson. Neighbors.

Dies. O'Connor.

Dorroh. Oliver.

Doyle. Peery.

Edwards. Pfeuffer.

Fisher. Porter.

Freeman. Rhea.

Garrison. Robbins.

Good. Rudd.

Graham. Savage.

Harris. Schlick.

Hensley. Seabury.

Hill of Gonzales. Shelburne.

Hill of Travis. Skillern.

Holland of Burnet Smith.

Holland of Harris. Stokes.

Humphrey. Thompson.

Jones. Tucker.

Turner. Wilcox.

Wall. Williams.

Wallace. Wolters.

Nays—15.

Benson. Feild.

Blackburn. Gibbough.


Brewster. Sudder.

Crawford. Stamper.

Drew. Thomas.

Evans of Grayson. Vaughan of Collin.

Absent.

Bird. Randolph.

Blair. Shelbyshire.

Brigance. Smyth.

Burney. Strother.

Collier. Thaxton.

Evans of Hunt. Tracy.

Fields. Vaughan, Guad' lups.

Green. Ward.

Henderson. Welch.

Mercer. Wood.

Pitts.

Excused.


Bertram. Morris.

Callan. Patterson.

Conoly. Reiger.

Crowley. Reubell.

Cureton. Rogan.

Ewing. Rogers.

Flint. Staples.

Manson.

House bill No. 543 laid before the House on its third reading and final passage, read third time and passed. Mr. Wolters moved to reconsider the vote by which House bill No. 543 was passed, and to table the motion to reconsider.

The motion to table prevailed.

On motion of Mr. Drew, the regular order of business was suspended to take up and place on its third reading and final passage, Substitute House bill No. 207, a bill to be entitled "An act to amend article 5049, chapter 1, title 104, of the Revised Civil Statutes of 1895, relating to the collection of a tax on occupations."

The bill was laid before the House. Mr. Neighbors moved to adjourn until 9 a. m. to-morrow.

Lost.

Bill read third time.

Mr. Pfeuffer offered the following amendment:

Amend by adding after the word "dollars," on line 16, page 4, as follows: "And no such person shall practice law or act as conveyancer or draw deeds or other legal instruments until said tax is paid."

Mr. Speaker.
Tabled on motion of Mr. Feild.

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

The bill was passed.

Mr. Drew moved to reconsider the vote by which substitute House bill No. 207 was passed, and to table the motion to reconsider.

The motion to table prevailed.

The bill was passed.

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

The bill was passed.

Mr. Drew moved to reconsider the vote by which substitute House bill No. 221, the wild game bill.

Whereupon

Mr. Maxwell raised the point of no quorum.

Mr. Feild moved a call of the House, and was seconded.

The clerk was directed to call the roll, and it appeared that the following members were absent without leave: Messrs. Barbee, Blair, Bounds, Brigance, Bumpass, Burney, Burns, Carswell, Childs, Collier, Crawford, Curry, Edwards, Evans of Hunt, Good, Green, Harris, Henderson, James, Kirk, Logan, Lotto, McFarland, Meade, Mercer, Mundine, Neighbors, Pitts, Randolph, Rhea, Savage, Shelburne, Smyth, Stokes, Thaxton, Thomas, Tracy, Vaughan of Gaudalupe, Ward, Welch, Wood.

On motion of Mr. Maxwell, the House, at 9 o'clock a. m., adjourned until 9 o'clock a. m., to-morrow.

NINETIETH DAY.

Hall House of Representatives, Austin, Texas, Wednesday, May 12, 1897.

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

Speaker Dashell in the chair.

Roll called, and the following members present:

Alexander.
Ayres.
Bailey.
Barbee.
Barrett.
Beard.
Bean.
Bell.
Benson.
Blackburn.
Bounds.
Boyd.
Brigance.
Browne.
Bumpass.
Burney.

Evans of Hunt.
Evans of Grayson.
Feild.
Fields.
Fisher.
Freeman.
Garrison.
Good.
Graham.
Green.
Hensley.
Hill of Gonzales.
Hill of Travis.
Holland of Burnet.
Holland of Harris.
Humphrey.
Jones.
Kimbell.
Kirk.
Lillard.
Logan.
Lotto.
Love.
Maxwell.
McFarland.
McGaughey.
McKamy.
McKeller.
Meade.
Melton.
Moore.
Moore of Fort Bend.
Moore of Lamar.
Morton.
Mundine.

Evans of Hunt.
Evans of Grayson.
O'Connor.
Feild.
Fields.
Fisher.
Freeman.
Garrison.
Good.
Graham.
Green.
Hensley.
Hill of Gonzales.
Hill of Travis.
Holland of Burnet.
Holland of Harris.
Humphrey.
Jones.
Kimbell.
Kirk.
Lillard.
Logan.
Lotto.
Love.
Maxwell.
McFarland.
McGaughey.
McKamy.
McKeller.
Meade.
Melton.
Moore.
Moore of Fort Bend.
Moore of Lamar.
Morton.
Mundine.

Bertram.
Bird.
Blair.
Brewster.
Collier.
Crowley.
Ewing.
Gilbough.
Harris.
Henderson.
Manson.
Manson.
Martin.
Mercer.

Absent.

A quorum was announced present.

Prayer by Rev. R. M. Hall of San Antonio.

Pending reading of the Journal of yesterday.

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

GRANTED LEAVE OF ABSENCE:

On account of important business:

Mr. Reiger and Mr. Morris for to-day.

Mr. Bird for yesterday and to-day.

On motion of Mr. Shropshire.