NINETEENTH DAY.

Hall of the House of Representatives, Austin, Texas, Tuesday, Jan. 31, 1899.

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

Speaker Sherrill in the chair.

Roll called, and the following members present:

Adams. Masterson.
Allen of Colorado. Maxwell.
Allen of Hopkins. McAnally.
Ayers. McClellan.
Baylor. McDowell.
Barrett. McKellar.
Bean. Meitzen.
Beatty. Mercer.
Mount. Monroe.
Bolin. Morris.
Bridgers. Morrow.
Browne. Murphy.
Caldwell. Neff.
Calvin. Nolan.
Chambers. Palmer.
Childs. Parish.
Childs. Peery.
Clements. Pfueffer.
Collins. Pitts.
Crawford. Poole.
Cross. Powell.
Culp. Ratliff.
Dean. Robertson, Harrison.
Decker. Robertson of Bell.
Derden. Rochelle.
Dorroh. Rogers.
Ekols. Russell.
Ellis. Sansom.
Evans of Fannin. Savage.
Frost. Schluter.
Garner. Scarry.
Garrett. Shannon.
Gill. Shropshire.
Goodlett. Smith of Grayson.
Goodman. Smith of Collin.
Graham. Stewart.
Greenwood. Stripling.
Grogan. Sutherland.
Hamilton. Tarkington.
Henderson, Brazos. Tarver.
Henderson, Lamar. Tate.
Howard. Teagle.
Hurley. Terrell.
Jones. Thomas of Wise.
Kennedy. Tompkins.
Kittrell. Tucker.
Lake. Vaughan.
Lane. Walton.
Lillard. Wells.
Little. Wheeler.
Livesey. Willrodt.
Looney. Wooten.
Loyd. Wright.
McKamy. Thomas of Fannin.
Comol. Shelburne.
Dex. Staples.

Prayer by Rev. W. J. Gatlin, Chaplain.
Pending reading of the Journal of yesterday, on motion of Mr. Adams, further reading was dispensed with.

GRANTED LEAVE OF ABSENCE.

Mr. Thomas of Fannin for today on account of sickness, on motion of Mr. Caldwell.
Mr. Prince until Thursday on account of sickness in his family, on motion of Mr. Caldwell.
Mr. Parish for today on account of important business, on motion of Mr. Murphy.
Mr. Poole for today on account of sickness, on motion of Mr. Graham.
Mr. Shelburne for today on account of sickness, on motion of Mr. Masterson.
Mr. Rogers for yesterday on account of important business, on motion of Mr. Goodlett.
Mr. Dies for today on account of sickness in his family, on motion of Mr. Teagle.
Mr. McKamy indefinitely on account of the sickness of his father, on motion of Mr. Gill.
Mr. Staples for today on account of important business, on motion of Mr. Savage.
Mr. N. A. Cravens, Private Secretary to the Governor, appeared at the bar of the House, and being duly announced, presented the following

MESSAGE FROM THE GOVERNOR.

To the Senate and House of Representatives:

I am requested by the Railroad Commission in a communication, of which a copy is here attached, to invite the attention of the Legislature to the allowance of rebates, the making of cut rates and other discriminations in freight rates by railway companies in this State. As stated by the Commission, the practice, whenever indulged in, is a fruitful source of wrong to the people. It is a palpable and willful violation of the law upon the subject, and should be repressed. The evils resulting from it are many and great. The penalties suggested are none too severe, and cannot be justly
considered as evidencing a hostile spirit towards these companies.

THE REFORMATORY.

After a most careful consideration of the reports from this institution for the past eight years, and also from information derived from sources that are entirely disinterested and trustworthy, I am led to believe that it has been, and is now, altogether a failure. The purpose of its establishment was not only to punish but also to reform; moral and educational influences to the fullest extent possible should be brought to bear upon the convict, and he should have the opportunity for learning a trade that would be beneficial to him and to society after he shall have been discharged. The administration heretofore of the institution does not show that the inmates have enjoyed sufficient advantages for the betterment of their moral and intellectual natures, nor does it appear that they have been trained to any kind of labor other than that which pertains strictly to agriculture.

It occurs to me that the method of administration, as now conducted, is fatally defective, if the purpose of the law creating the Reformatory is to be accomplished, and a radical change is absolutely necessary.

I would therefore recommend that the local board of trustees be abolished, and that the institution be put under the control of the Penitentiary Board, with power to make such rules and regulations as may be proper and necessary to execute the purpose of the law. The office of superintendent should also be abolished and that of assistant superintendent created, with the same salary, powers and duties as now given to the superintendent, to be subordinate, however, to and under the general control of the Penitentiary Board and of the Superintendent of the Penitentiaries.

The jurisdiction of the Financial Agent of the Penitentiaries should also be extended to it, and the institution should be operated in direct connection with the penitentiary system, and as a part of it—the reform of the convict and his preparation for future usefulness being the principal object in view.

In my criticism of this institution, I wish it to be understood as applying only to its organization, and not as a reflection upon those charged with its administration. Against them I have no charge to bring.

JOSPEH D. SAYERS,
Governor.

RAILROAD COMMISSION OF TEXAS,
COMMISSIONERS,

JOHN H. REAGAN, Chairman.
L. J. STOREY.
ALLISON MAYFIELD.
J. J. ARTHUR, Secretary.

AUSTIN, TEXAS, JANUARY 27, 1899.

The message, with accompanying documents, was read in full, and, on motion of Mr. Henderson of Lamar, was referred to appropriate committees, naming the Committee on Internal Improvements and the Committee on Penitentiaries.
PETITIONS AND MEMORIALS.

By Mr. Beatty:
A petition of one hundred and fourteen citizens of Bastrop county, praying that the period for shooting deer may begin June 15, and end February 1, of each year.

By Mr. Clements:
A petition of four hundred voters of San Saba county, asking that the jurisdiction of the County Court of said county be reduced.

Both above petitions read, and referred to Judiciary Committee No. 2.

By Mr. Bolin:
A petition of ten physicians of Titus county, asking for the passage of a bill creating a State Medical Board.

Read, and referred to Committee on Public Health and Vital Statistics.

BILLS AND RESOLUTIONS.

By Mr. Schluter (by request):
House bill No. 365, A bill to be entitled “An Act to extend the time within which lands heretofore sold to the State for taxes or which may hereafter be sold to the State for taxes, under decree of court under the provisions of Chapter 42, Laws of 1895, and Chapter 103, Laws of 1897, may be redeemed, providing the manner of such redemption and repealing all laws and parts of laws in conflict herewith.”

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

By Mr. Savage:
House bill No. 366, A bill to be entitled “An Act to amend Article 4314, Title XC, of the Revised Civil Statutes of the State of Texas, providing for the protection of public weighers, and to repeal all laws in conflict therewith.”

(Prohibits any person or persons from employing any other than a regularly appointed and qualified public weigher or his deputy, to weigh any cotton, wool or hides, in any city having a public weigher duly qualified.)

Read first time, and referred to Committee on State Affairs.

By Mr. Walton:
House bill No. 367, A bill to be entitled “An Act to amend Article 3929, of the Revised Civil Statutes of the State of Texas, and to change the time for the election of county superintendents of public instruction.”

(Provides that such elections shall be held the first Saturday in June, 1900, and every two years thereafter on same day and date.)

Read first time, and referred to Committee on Education.

By Mr. Smith of Grayson:
House bill No. 368, A bill to be entitled “An Act to provide for the payment of the bonds of the State of Texas that mature April 21, 1899, and to appropriate $2530.00 for that purpose, and to provide a sinking fund for the payment of the bonds of the State of Texas held by private persons that mature March 4, 1904, and April 21, 1909, and provide for the investment of said sinking fund.”

Read first time, and referred to Committee on Finance.

By Mr. Crawford:
House bill No. 369, A bill to be entitled “An Act to amend Title XXX, Chapter 4, of the Revised Civil Statutes of the State of Texas, by repealing Subdivision 5, of Article 114, and adding thereto Subdivision 18a.”

(Provides that all suits hereafter brought, whether upon a written contract or not, when the amount in controversy is $250.00 or less, the same shall be brought in the county in which the defendant lives or his domicile.)

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

By Mr. Clements:
House bill No. 370, A bill to be entitled “An Act to diminish the civil and criminal jurisdiction of the County Court of San Saba county; to conform the jurisdiction of the District Court thereto, and to repeal all laws in conflict herewith.”

Read first time, and referred to Judiciary Committee No. 2.

By Mr. Childs:
House bill No. 371, A bill to be entitled “An Act to provide for service of citation in suits against non-resident owners or proprietors of any sewer system, water works, street railway, cotton compress or any manufacturing establishment, situated within this State, and fixing a lien on the property of said owners in the county of suit, and for judgment and order of sale, and providing that the said owners be required to file powers of attorney with county clerks, naming agents and authorizing them to accept service, and providing for penalty for failure to comply with this act.”

Read first time, and referred to Committee on State Affairs.

By Mr. Gill (by request):
House bill No. 372, A bill to be entitled “An Act to amend Section 10, of Chapter 103, of the General Laws of the State of Texas, and to enable county tax collectors to more efficiently collect delinquent taxes on personal property.”

Read first time, and referred to Committee on State Affairs.
By Mr. Little:

House bill No. 373, A bill to be entitled "An Act to amend Chapter 152, of the Acts of the Regular Session of the Twenty-fifth Legislature, relating to laborers' liens, by repealing Sections 2, 3 and 5, of said chapter."

Read first time, and referred to Committee on Labor.

By Mr. Adams:

House bill No. 374, A bill to be entitled "An Act to amend Article 4735, Chapter 3, Title LVII, of the Revised Statutes of Texas, exempting public school teachers from public road work while they are actually engaged in teaching public schools."

Read first time, and referred to Committee on Education.

By Mr. Little:

House bill No. 375, A bill to be entitled "An Act to provide a penalty for bribing or offering to bribe a public school trustee: to provide a penalty for the acceptance of a bribe by a public school trustee."

(Fixes the penalty for this offense at not less than two nor more than five years.)

Read first time, and referred to Committee on Education.

By Mr. Calvin:

House bill No. 376, A bill to be entitled "An Act to amend Article 3320, Chapter 4, Title LXVI, of the Revised Civil Statutes of the State of Texas, relating to laborers' liens."

(Provides a lien on the animal shed, for work performed and material furnished.)

Read first time, and referred to Committee on Labor.

By Mr. Teagle:

House bill No. 377, A bill to be entitled "An Act to amend Subdivision 5, Article 5049, of Chapter 1, Title CIV, of the Revised Statutes, relating to brokers, dealers in stocks, securities, buyers of bonds or State, county or city warrants."

(Provides for the collection of an annual tax of fifty dollars from every person, firm or association of persons, engaged in discounting or shaving paper, or engaged in business as money brokers or bankers, or dealers in securities, stocks or bills of exchange, or in buying or selling bonds, State warrants or other claims against the State.)

Read first time, and referred to Committee on State Affairs.

By Mr. Lillard:

House bill No. 378, A bill to be entitled "An Act to amend Article 4573, and Section 5, of Article 4574, of Title XCIV, Chapter 13, of the Revised Civil Statutes of the State of Texas, relating to rates and tariffs fixed by the Railroad Commission, and to provide a penalty for violations thereof."

(Makes the offense a misdemeanor, punishable by a forfeiture to the State of a sum not less than $100.00 nor more than $5000.00.)

Read first time, and referred to Committee on Internal Improvements.

By Mr. Tompkins:

House bill No. 379, A bill to be entitled "An Act to amend Chapter 159, of the General Laws of the State of Texas, passed at the Regular Session of the Legislature in 1879, entitled 'An Act to provide for the organization and support of a normal school at Prairie View (formerly called Alta Vista), in Waller county, for the preparation and training of colored teachers.'"

(Amends so as to provide that each Representative shall appoint each year one student to attend said normal school, which said appointment shall be good for one year only.)

Read first time, and referred to Committee on Education.

By Mr. Kennedy:

House bill No. 380, A bill to be entitled "An Act requiring commissioners courts to purchase from the lowest and best bidder all blank books and stationery supplies required by the several counties, and prescribing the manner of contracting therefor."

Read first time, and referred to Committee on Public Printing.

By Mr. Teagle:

House bill No. 381, A bill to be entitled "An Act to amend an act known as Senate bill No. 236, Chapter 57, of the General Laws passed at the Regular Session of the Twenty-fifth Legislature of the State of Texas, regulating the time of holding the District Court in Jasper, Newton, Orange, Jefferson and Tyler counties, so as to reduce the terms in Tyler and Newton counties, and to extend the terms in Jefferson county."

Read first time, and referred to Committee on Judicial Districts.

By Mr. Kittrell:

House bill No. 382, A bill to be entitled "An Act to define libel, and privileged communications and publications, and to more effectually secure the liberty of the press, and to prevent abuses in exercising such liberty of the press."

Read first time, and referred to Judiciary Committee No. 1.
By Mr. Kittrell:

House bill No. 383, A bill to be entitled "An Act to require parties or persons or corporations, who locate or settle on land, with the intention of claiming the same, under the ten years statute of limitation, to execute and cause to be recorded a declaration of such intention and forbidding any evidence under said plea of limitation, unless such declaration has been so executed and recorded."

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

By Mr. Bailey:

House bill No. 384, A bill to be entitled "An Act to require the Court of Criminal Appeals at Austin; to regulate the appointment of a clerk, bailiff, stenographer and porter, and to provide for the disposition of the property of said court at Tyler and Dallas, being an act to amend, etc., Articles 73, 74, 75, 76, 77, 78 and 79, of the Code of Criminal Procedure, and to add thereto Articles 73a and 79a, and to repeal, etc., Articles 1050 and 1051, of Title XXVII, of Chapter 23, and Articles 1055, 1056, 1057, 1058 and 1059, Chapter 23, Revised Civil Code."

Read first time, and referred to Judiciary Committee No. 2.

By Mr. Lillard:

House bill No. 385, A bill to be entitled "An Act to require treasurers of school funds in cities, towns and villages constituting independent school districts, to publish reports of receipts and disbursements of such school funds at the close of each scholastic year."

Read first time, and referred to Committee on Education.

By Mr. Kennedy and Mr. Cross:

House Joint Resolution No. 17, To submit the question "whether or not a constitutional convention shall be called," to the voters of the State at the next general election.

Read first time, and referred to Committee on Constitutional Amendments.

By Mr. Livsey:

House Concurrent Resolution No. 17, Whereas, The United States Government, through its Judiciary, has rendered inoperative the Railroad Commission law of the State of Texas, thereby placing the commerce of our great State at the mercy of corporations; and

Whereas, It is the sense of our State that the Judiciary as well as the Executive and Legislative departments should be amenable to the masses; therefore be it

Resolved by the House of Representatives, the Senate concurring, that our Senators and Representatives in Congress are hereby requested and instructed to use their best efforts to have Section 1, Article 3, of the Constitution of the United States so amended as to limit the tenure of the Federal Judiciary to a period not exceeding ten years.

The resolution was read and, on motion of Mr. Tarver, referred to the Committee on Federal Relations.

By Mr. Grogan:

Whereas, The Hon. J. V. Cockrell, an ex-member of the United States Congress, and an ex-district judge of this State, a life-long Democrat and a man of recognized ability and integrity, in now a visitor here; therefore be it

Resolved, By this Honorable body, that he be granted the privileges of this floor, during his stay in this city.

Read second time and adopted.

By Mr. Palmer:

Whereas, J. E. McCarty and W. J. Clay, two prominent citizens and life-long Democrats, of Erath county, and now visitors here; therefore be it

Resolved, That they be invited to seats on the floor of this House during their stay here.

Read second time and adopted.

MAJORITY REPORT.

Committee Room,
Austin, Texas, Jan. 30, 1899.

Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Judiciary Committee No. 1, to whom was referred House bill No. 96, A bill to be entitled "An Act to provide that in the trial of civil cases in district courts of this State, nine jurors concurring may render a verdict."

Have had the same under consideration, and I am instructed to report it back to the House with the recommendation that it do not pass.

WOOTEN, Chairman.

MINORITY REPORT.

Committee Room,
Austin, Texas, Jan. 30, 1899.

Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: We, a minority of Judiciary Committee No. 1, to whom was referred House bill No. 96, A bill to be entitled "An Act to provide that in the trial of civil cases in district courts of this State nine jurors concurring may render a verdict."

Do not concur with the majority, but recommend that it do pass.

AYRES, MASTERSOIN.
MAJORITY REPORT.

Committee Room,
Austin, Texas, Jan. 30, 1899.
Hon. J. S. Sherrill, Speaker of the House
of Representatives.

Sir: Your Judiciary Committee No.
1, to whom was referred
House bill No. 352, A bill to be entitled
"An Act to create a commission to frame
and report a complete system of laws
for the assessment, collection and ac-
counting of taxes and public revenues in
the State; to provide the duties and com-
penation of said commission, the
methods of its work, the period of its
service and the submission of a report
of its labors to the Legislature, and to
make an appropriation to defray the ex-
penses of the same."

Have had the same under considera-
tion, and I am instructed by the majority
of the committee to report it back to the
House with the recommendation that it
do pass, with the following amendment:
Amend by striking out the words "and
one other person to be appointed by the
Governor, who shall be a competent ex-
pert in matters pertaining to taxation
and revenue," in Section 1, and sub-
titting therefor the words "and the State
Revenue Agent."

WOOTEN, Chairman.

MINORITY REPORT.

Committee Room,
Austin, Texas, Jan. 30, 1899.
Hon. J. S. Sherrill, Speaker of the House
of Representatives.

Sir: We, a minority of Judiciary
Committee No. 1, to whom was referred
House bill No. 352, A bill to be entitled
"An Act to create a commission to frame
and report a complete system of laws for
the assessment, collection and account-
ing of taxes and public revenues in the
State, to provide the duties and compensa-
tion of said commission, the methods of
its service and the submission of a re-
port of its labors to the Legislature, and
to make an appropriation to defray the
expenses of the same."

Do not concur with the majority, but
recommend that it do pass with the fol-
lowing amendment:
Insert "Sec. 4. Said commission shall
receive no compensation for their ser-
vice, except the expert authorized to be
appointed as expressed, who shall receive
such reasonable compensation as the
Governor may fix and direct to be paid.
The said commission shall have author-
ity to employ such clerks, stenographers,
and other subordinates as may be neces-
sary, and to do such printing as may be
required in the performance of their duty
as herein defined."

Further amend by renumbering the
succeeding sections to conform to the
above amendment.

WOOTEN,
MASTERSON,
AYRES,
BOLIN,
RUSSELL,
WHELESS,
SMITH.

Committee Room,
Austin, Texas, Jan. 30, 1899.
Hon. J. S. Sherrill, Speaker of the House
of Representatives.

Sir: Your Judiciary Committee No.
1, to whom was referred
House bill No. 187, A bill to be entitled
"An Act to limit powers of courts of
county commissioners so as to make it un-
lawful for said courts to make contracts
to extend beyond or to be performed
after the expiration of the terms of office
of the members composing said courts,
except contracts for the construction of
public buildings or other structures
which may require a longer period for
their construction and for insurance of
public property, and to repeal all laws in
conflict therewith."

Have had the same under considera-
tion, and I am instructed to report it
back to the House with the recommen-
dation that it do pass.

WOOTEN, Chairman.

Committee Room,
Austin, Texas, Jan. 30, 1899.
Hon. J. S. Sherrill, Speaker of the House
of Representatives.

Sir: Your Judiciary Committee No.
1, to whom was referred
House bill No. 192, A bill to be entitled
"An Act to prescribe the qualifications
of county judges in the counties of this
State which have a voting population of
four hundred or more."

Have had the same under considera-
tion, and I am instructed to report it
back to the House with the recommen-
dation that it do not pass.

WOOTEN, Chairman.

Committee Room,
Austin, Texas, Jan. 30, 1899.
Hon. J. S. Sherrill, Speaker of the House
of Representatives.

Sir: Your Judiciary Committee No.
1, to whom was referred
House bill No. 193, A bill to be entitled
"An Act to limit powers of courts of
county commissioners so as to make it un-
lawful for said courts to make contracts
to extend beyond or to be performed
after the expiration of the terms of office
of the members composing said courts,
except contracts for the construction of
public buildings or other structures
which may require a longer period for
their construction and for insurance of
public property, and to repeal all laws in
conflict therewith."

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tion, and I am instructed to report it
back to the House with the recommen-
dation that it do not pass.

WOOTEN, Chairman.

Committee Room,
Austin, Texas, Jan. 30, 1899.
Hon. J. S. Sherrill, Speaker of the House
of Representatives.

Sir: Your Judiciary Committee No.
1, to whom was referred
House bill No. 192, A bill to be entitled
"An Act to prescribe the qualifications
of county judges in the counties of this
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four hundred or more."

Have had the same under considera-
tion, and I am instructed to report it
back to the House with the recommen-
dation that it do not pass.

WOOTEN, Chairman.

Committee Room,
Austin, Texas, Jan. 30, 1899.
Hon. J. S. Sherrill, Speaker of the House
of Representatives.

Sir: Your Judiciary Committee No.
1, to whom was referred
House bill No. 193, A bill to be entitled
"An Act to limit powers of courts of
county commissioners so as to make it un-
lawful for said courts to make contracts
to extend beyond or to be performed
after the expiration of the terms of office
of the members composing said courts,
except contracts for the construction of
public buildings or other structures
which may require a longer period for
their construction and for insurance of
public property, and to repeal all laws in
conflict therewith."

Have had the same under considera-
tion, and I am instructed to report it
back to the House with the recommen-
dation that it do not pass.

WOOTEN, Chairman.
Have had the same under consideration, and I am instructed to report it back to the House with the recommendation that it do not pass.

WOOTEN, Chairman.

Committee Room,
Austin, Texas, Jan. 30, 1899.

Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Judiciary Committee No. 1, to whom was referred House bill No. 141, A bill to be entitled "An Act to amend Article 1346, Chapter 14, Title XXX, Revised Civil Statutes of 1895, of the State of Texas, relating to the appointment of an attorney to defend a suit, where citation has been made by publication and no answer filed; and to leave such appointment to the discretion of the judge in such case."

Have had the same under consideration, and I am instructed to report it back to the House with the recommendation that it do not pass.

WOOTEN, Chairman.

Committee Room,
Austin, Texas, Jan. 30, 1899.

Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Judiciary Committee No. 1, to whom was referred House bill No. 157, A bill to be entitled "An Act to amend Article 1124, Title XXIX, Chapter 1, of the Revised Civil Statutes of Texas, 1895, relating to the election and qualifications of county judges."

Have had the same under consideration, and I am instructed to report it back to the House with the recommendation that it do not pass.

WOOTEN, Chairman.

Committee Room,
Austin, Texas, Jan. 30, 1899.

Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Judiciary Committee No. 1, to whom was referred House bill No. 159, A bill to be entitled "An Act to amend Article 4934, Title XII, Chapter 2, of the Revised Civil Statutes relative to the protection of stock."

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

WOOTEN, Chairman.

Committee Room,
Austin, Texas, Jan. 30, 1899.

Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Judiciary Committee No. 1, to whom was referred House bill No. 157, A bill to be entitled "An Act to repeal Articles 3898, 3899, 3900, 3901, Title LXXXVI, Chapter 7, of the Revised Civil Statutes of 1895, setting apart annually one per cent. of the full value of the permanent school fund to the credit of the available school fund."

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

WOOTEN, Chairman.

Committee Room,
Austin, Texas, Jan. 30, 1899.

Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Judiciary Committee No. 1, to whom was referred House bill No. 176, A bill to be entitled "An Act to regulate and fix the times for holding the District Court in Twenty-
third Judicial District of Texas, and to repeal all laws in conflict herewith."

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

WOOTEN, Chairman.

Committee Room,
Austin, Texas, Jan. 30, 1899.

Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Judiciary Committee No. 1, to whom was referred

House bill No. 167, A bill to be entitled

"An Act to change the times of holding courts in the Fifty-fourth Judicial District."

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

WOOTEN, Chairman.

Committee Room,
Austin, Texas, Jan. 30, 1899.

Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Judiciary Committee No. 1, to whom was referred

House bill No. 51, A bill to be entitled

"An Act to amend Article 2395, of the Revised Civil Statutes of the State of Texas, relating to exemptions of families and providing for the exemption of all wearing apparel of families from forced sale; for the payment of debts, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the House with the recommendation that the substitute do pass in lieu of the original bill.

WOOTEN, Chairman.

Committee Room,
Austin, Texas, Jan. 30, 1899.

Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Judiciary Committee No. 1, to whom was referred

House bill No. 208, A bill to be entitled

"An Act to amend Article 2956, of the Revised Civil Statutes of the State of Texas, relating to the issuance of marriage license."

Have had the same under consideration, and I am instructed to report it back to the House with the recommendation that it do not pass.

WOOTEN, Chairman.
January 31, 1899

HOUSE JOURNAL

House bill No. 219, A bill to be entitled "An Act to amend Article 1585, Title XXXIII, Chapter 5, Revised Civil Statutes of Texas, relating to venue in courts of justices of the peace."

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

WOOTEN, Chairman.

Committee Room,
Austin, Texas, Jan. 30, 1899.

Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Judiciary Committee No. 1, to whom was referred
House bill No. 193, A bill to be entitled "An Act to amend Article 3051, Chapter 1, Title CIV, of the Revised Civil Statutes of Texas, in relation to the payment of occupation taxes, and to provide for a quarterly payment thereof in advance."

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

WOOTEN, Chairman.

Committee Room,
Austin, Texas, Jan. 30, 1899.

Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Judiciary Committee No. 1, to whom was referred
House bill No. 256, A bill to be entitled "An Act to amend Article 1194, of the Revised Civil Statutes of Texas, relating to writs of quo warranto, habeas corpus, mandamus, prohibition, and to repeal all laws in conflict herewith."

Also House bill No. 260, A bill to be entitled "An Act to protect wild game in this State, and to prevent the sale of same in certain seasons, by any person, firm, corporation, restaurant, hotel or boarding house, and to prescribe a penalty for the violation of this act."

Also House bill No. 300, A bill to be entitled "An Act defining and punishing vagrancy."

Also House bill No. 327, A bill to be entitled "An Act to amend Article 402, Chapter 6, Revised Statutes of the State of Texas, prescribing penalty for unlawfully selling intoxicating liquors in prohibited districts."

Also House bill No. 242, A bill to be entitled "An Act to amend Sections 2 and 7, Chapter 149, of the Acts of the Regular Session of the Twenty-fifth Legislature of the State of Texas, approved May 27, 1897."

Also House bill No. 131, A bill to be entitled "An Act to amend Section 6, of Chapter 149, of the Acts of the Regular Session of the Twenty-fifth Legislature, to preserve and protect the wild game, birds and wild fowl of the State, 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."

Have had the same under consideration, and I am instructed to report it back to the House with the recommendation that they be returned to the calendar and referred to Judiciary Committee No. 2.

WOOTEN, Chairman.

Committee Room,
Austin, Texas, Jan. 30, 1899.

Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Judiciary Committee No. 1, to whom was referred
House bill No. 163, A bill to be entitled "An Act to amend Article 1194, of the Revised Civil Statutes, relating to venue in civil cases."

Have had the same under consideration, and I am instructed to report it back to the House with the recommendation that it do not pass.

WOOTEN, Chairman.

Committee Room,
Austin, Texas, Jan. 30, 1899.

Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Judiciary Committee No. 1, to whom was referred
House bill No. 177, A bill to be entitled "An Act to amend Article 2996, Title LVI, of the Revised Civil Statutes of the State of Texas, relating to writs of injunction, and providing what courts such writs shall be returnable."

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

WOOTEN, Chairman.

Committee Room,
Austin, Texas, Jan. 30, 1899.

Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Judiciary Committee No. 1, to whom was referred
House bill No. 239, A bill to be entitled "An Act to provide in the trial of criminal cases in the district courts of this State, ten jurors concurring may render a verdict."
Have had the same under consideration, and I am instructed to report it back to the House with the recommendation that it do not pass.

WOOTEN, Chairman.

MAJORITY REPORT.

Committee Room,
Austin, Texas, Jan. 30, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Judiciary Committee No. 2, to whom was referred House bill No. 269, A bill to be entitled "An Act to amend Section 1, Chapter 165, of the General Laws of the Twenty-fifth Legislature, authorizing corporations to engage in the business of becoming surety on bonds, etc."

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

BAILEY, Chairman.

MINORITY REPORT.

Committee Room,
Austin, Texas, Jan. 30, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: We, a minority of Judiciary Committee No. 2, to whom was referred House bill No. 269, A bill to be entitled "An Act to amend Section 1, Chapter 165, of the General Laws of the Twenty-fifth Legislature, authorizing corporations to engage in the business of becoming surety on bonds, etc."

Do not concur with the majority, but recommend that it do not pass.

GOODLETT,
ROGERS,
SHROPSHIRE,
PITTS,
ELLIS,
DECKER,
GREENWOOD,
SHANNON,
GARRETT,
LANE.

MAJORITY REPORT.

Committee Room,
Austin, Texas, Jan. 30, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Judiciary Committee No. 2, to whom was referred House bill No. 199, A bill to be entitled "An Act to amend Articles 379, 380 and 381, of Chapter 3, Title XI, of the Penal Code of the Revised Statutes of 1895 of the State of Texas, relating to punishment for affrays, fixing minimum penalty therefor."

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

BAILEY, Chairman.

MINORITY REPORT.

Committee Room,
Austin, Texas, Jan. 30, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Judiciary Committee No. 2, to whom was referred House bill No. 199, A bill to be entitled "An Act to amend Articles 379, 380 and 381, of Chapter 3, Title XI, of the Penal Code of the Revised Statutes of 1895 of the State of Texas, relating to punishment for affrays, fixing minimum penalty therefor."

Do not concur with the majority, but recommend that it do not pass.

GREENWOOD,
PITTS.

Committee Room,
Austin, Texas, Jan. 30, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Judiciary Committee No. 2, to whom was referred House bill No. 188, A bill to be entitled "An Act to amend Chapter 4, of Title CIV, of the Revised Civil Statutes of Texas, by adding thereto an act to be known as Article 5175b, and to prescribe a penalty for a violation of its provisions."

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

BAILEY, Chairman.
House bill No. 185, A bill to be entitled
"An Act to amend Articles 3328 and 3332, of Chapter 4, Title LXVI, of the Revised Civil Statutes, relating to liens, providing that chattel mortgages and deeds of trust shall be signed in duplicate, and requiring mortgagees and assignees to have the same canceled within thirty days after their payment, and providing a penalty for failure to comply with the provisions of this act."

Have had the same under consideration, and I am instructed to report it back to the House with the recommendation that it do not pass.

BAILEY, Chairman.

Committee Room,
Austin, Texas, Jan. 30, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Judiciary Committee No. 2, to whom was referred
House bill No. 114, A bill to be entitled
"An Act to prevent the running of gaming houses, gaming tables and places of public resort for gaming, and to denounce the same as a felony, and to provide adequate penalties for the violation of this act."

Have had the same under consideration, and I am instructed to report it back to the House with the recommendation that it do not pass.

BAILEY, Chairman.

Committee Room,
Austin, Texas, Jan. 30, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Committee No. 2, to whom was referred
House bill No. 164, A bill to be entitled
"An Act to amend Title XV, Article 826, of the Penal Code of the State of Texas, so as to make the offense of kidnapping complete when perpetrated upon children under the age of 15 years, whether there is consent or not upon the part of the child."

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

BAILEY, Chairman.

Committee Room,
Austin, Texas, Jan. 30, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Committee No. 2, to whom was referred
House bill No. 169, A bill to be entitled
"An Act to amend Article 325, Title V, Chapter 4, of the Code of Criminal Procedure, providing that in cases of felony when the accused is in custody of the sheriff or other peace officer, the sheriff has, whether during the term of court or in vacation, authority to take of the defendant a bail bond."

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

BAILEY, Chairman.

Committee Room,
Austin, Texas, Jan. 30, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Committee on Finance, to whom was referred
Senate bill No. 34, A bill to be entitled
"An Act to require city and county treasurers to report condition of interest and sinking fund to the State Comptroller, to prohibit them from diverting said funds, and providing penalties."

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

In Section 3, after the words "district attorney," insert the following: "or county attorney in counties in which there is no district attorney provided for by law."

HENDERSON of Lamar, Chairman.

Committee Room,
Austin, Texas, Jan. 30, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Committee on Finance, to whom was referred
House bill No. 266, A bill to be entitled
"An Act to appropriate a sum of money to employ special counsel in the suits now pending in the Western District of Texas in the Federal court thereof, seeking to restrain the Railway Commission,"

Have had the same under consideration, and I am instructed to report it back to the House with the recommendation that it do not pass.

HENDERSON of Lamar, Chairman.

Committee Room,
Austin, Texas, Jan. 30, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Committee on Finance, to whom was referred
House bill No. 333, A bill to be entitled
"An Act to provide for the removal of the remains of the late lamented W. A. A.
Wallace, familiarly known as 'Big Foot' Wallace, from Frio county, and for their interment in the State cemetery at Austin, and making the necessary appropriation therefor;"

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

HENDERSON of Lamar, Chairman.

Committee Room,
Austin, Texas, Jan. 30, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

SIR: Your Committee on Public Lands and Land Office, to whom was referred House bill No. 364, A bill to be entitled "An Act to create and authorize the appointment of a commission to ascertain and report to the Governor as early as possible the amount of land surveyed and set apart to the public free schools, the amount of lands surveyed and set apart for other purposes since the adoption of the Constitution, April 18, 1876, the aggregate amount of land belonging to the State of Texas at the time of the adoption of the Constitution, and amount of land now owned by the State of Texas, defining their duties and powers, providing for their payment, appropriating three thousand and five hundred dollars to defray the expenses of the same, and declaring an emergency."

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

WRIGHT, Chairman.

Committee Room.
Austin, Texas, Jan. 30, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

SIR: Your Committee on Roads, Bridges and Ferries, to whom was referred House bill No. 77, A bill to be entitled "An Act to provide for a special road law for Denton county, Texas: to empower the commissioners of said county with special authority to act as road commissioners for said county, with power to purchase teams and tools for said work to summon every one subject to road duty: also providing for penalty for failure to work: also providing for amount that may be paid by each taxpayer in lieu of work: also providing for compensation for commissioners when employed in this duty."

Have had the same under consideration, and I am instructed to report it back to the House with the recommenda-

tion that it do pass with the following amendment:

Amend by striking out Section 8 and making the caption conform therewith.

BARBEE, Chairman.

Committee Room,
Austin, Texas, Jan. 30, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

SIR: Your Committee on Engrossed Bills, to whom was referred House bill No. 46, A bill to be entitled "An Act to amend Subdivision 19, of an act entitled "An Act to amend Article 5049, of Chapter 1, Title CIV, of the Revised Statutes, relating to general occupation taxes," passed at the First Called Session of the Twenty-fifth Legislature, Chapter 18 of said laws."

Have carefully examined said bill and find the same correctly engrossed.

McANALLY, Acting Chairman.

Committee Room.
Austin, Texas, Jan. 30, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

SIR: Your Committee on Agricultural Affairs, to whom was referred House bill No. 126, A bill to be entitled "An Act to amend Article 4978, Chapter 5, Title CII, Revised Civil Statutes of the State of Texas, adopted 1895, regulating the mode of preventing certain animals running at large in counties and subdivisions."

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

Insert the word "asses" in place of "jacks and jennets."

WILLACY, Chairman.

Committee Room.
Austin, Texas, Jan. 26, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

SIR: Your Committee on Agricultural Affairs, to whom was referred House bill No. 180, A bill to be entitled "An Act to amend Article 791a, Chapter 3, Title XVII, Penal Code of the Revised Statutes of Texas, relating to control of Johnson grass."

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

WILLACY, Chairman.
January 31, 1899

HOUSE JOURNAL.

FURTHER TIME GRANTED FOR CONSIDERATION OF BILLS.

House bills Nos. 173, 155 and 258, on request of Mr. Barbee, Chairman of the Committee on Roads, Bridges and Ferries.

House bill No. 29, on request of Mr. Childs, Chairman of the Committee on Claims and Accounts.

BILL ORDERED PRINTED.

House bill No. 152, with adverse majority and favorable minority report, on motion of Mr. Bailey.

SENATE MESSAGE.

Senate Chamber,
Austin, Texas, Jan. 31, 1899.

To J. S. Sherrill, Speaker of the House of Representatives.

MR. SPEAKER: I am directed by the Senate to inform the House that the Senate has passed the following bills, to wit:

Senate bill No. 79, A bill to be entitled "An Act to amend Section 6, of an act approved May 6th, 1897, for the establishment of a public park on the site of the battle field of San Jacinto, and providing for the purchase and condemnation of a sufficient amount of land upon which to establish said park, and making an appropriation therefor so as to extend the time within which the commissioners may make their final report under the provisions of the act."

Senate bill No. 18, A bill to be entitled "An Act for the relief of railway corporations, and belt and suburban railway companies, having charters granted or amended since the first day of January, 1887, and which have failed, or about to fail to construct their roads and branches, or any part thereof, within the time required by law."

Senate bill No. 8, A bill to be entitled "An Act to amend Article 1333, of the Revised Statutes of the State of Texas, adopted in 1895, relating to the submission of special issues to the jury."

Senate bill No. 5, A bill to be entitled "An Act to amend Chapter 4, Article VII, of the Code of Criminal Procedure of the State of Texas, by adding thereto Article 525b, providing for the issuance of process for witnesses residing in the county before the meeting of the district court, to testify before the grand jury."

Senate bill No. 29, A bill to be entitled "An Act to provide for jointly suing common carriers."

J. P. Post, Secretary of the Senate.

SENATE BILLS ON FIRST READING.

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

Senate bills Nos. 8, 20 and 79, to Judiciary Committee No. 1.

Senate bill No. 5, to Judiciary Committee No. 2.

Senate bill No. 18, to the Committee on Internal Improvements.

SPEAKER'S TABLE.

The Speaker laid before the House, on its third reading and final passage, House bill No. 58, relating to and prescribing certain qualifications for the office of Superintendent of Public Buildings and Grounds.

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

House bill No. 293, A bill to be entitled "An Act to make an appropriation to secure a proper defense of the ten suits now pending in the United States Circuit Court for the Western District of Texas, known as the injunction suits against the Railroad Commission of Texas."

The bill was then laid before the House with a majority favorable report and minority favorable report with amendment.

The bill was read second time, together with the majority and minority reports.

Mr. Henderson of Lamar moved to adopt the majority report.

Mr. Morrow moved to substitute the minority report for the majority report. Pending consideration, the hour for considering House bill No. 22, the Abilene Epileptic Insane Asylum Bill, which had been set as special order for 11 a. m. to-day, arrived.

The Speaker laid the bill before the House.

Mr. Henderson of Lamar moved to postpone the special order until pending business is disposed of, and the motion was lost.

On motion of Mr. Rochelle, further consideration of House bill No. 293, was postponed until tomorrow at 11 a. m., and the bill was made special order for that hour.

House bill No. 22, was then read second time, together with the committee report with amendments.

The committee report was adopted.

Mr. Grogan offered the following amendments:

First. Amend Section 7, by striking out in line 2 the word "modern," and inserting in lieu thereof the word "such;"

and striking out in line 4 the word "im-
immediately” and insert in lieu thereof the words “as soon as practicable,” and insert before the word “and” in line 4, the words “as may be practicable,” also insert the word “them,” in line 11 of Section 7 the words “provided, that the total cost of buildings, improvements and equipments with all necessary contingencies shall not exceed one hundred thousand dollars.”

Second. Amend Section 8, by inserting after the word “state” in line 13, the words “accruing in the fiscal year nineteen hundred and” and strike out in line 13, the words “one hundred” and insert in lieu thereof the word “fifty,” and insert in line 14 after the word “site” the words “and toward the.”

Third. Amend all of Section 9a in the committee report by inserting in lieu thereof the following section:

“Section 9a. The commission appointed by the Governor shall select the city of Abilene, provided, the city of Abilene shall donate to said asylum, six hundred and forty acres of good arable land, within three miles of said city, and at a convenient distance to the lake, to be determined by said commission, and shall agree and bind itself to furnish said asylum for a period of nineteen years all the water said asylum may need for any purpose whatsoever at a rate not to exceed six cents for each one thousand gallons, said water to be pure and healthy and to be furnished in the lake and pumped and taken out of the lake by said asylum, and provided further, that said city shall also bind itself by proper and legal agreement that said water shall, after the expiration of said nineteen years, be furnished in said lake to said asylum free of any charge whatsoever, but should said city fail or refuse to make said donation of land and water, as hereinafore provided, then said committee shall be free to select said site anywhere in Texas, subject to such terms and conditions as the Governor may require.”

Fourth. Amend by adding Section 9b, to read as follows:

“Section 9b. Said commission shall be appointed immediately upon the passage of this act, and the sum of one thousand dollars be and is hereby appropriated out of any money in the treasury, or otherwise appropriated, to pay the expenses of said commission, and also for the payment of the expenses of an agent to be selected and sent by the Governor for the purpose of examining and reporting upon the institutions established at Souyer, New York; Oakburne, Pa.; and Palmer, Mass.”

Mr. Palmer offered the following amendment to the amendment:

Strike out the word “Abilene” wherever it appears in the amendment and substitute the word “Dublin.”

Mr. Tarver offered the following substitute for both the pending amendments:

Strike out in Section 9a, in committee report, all after the words “at or near” in line 18, and insert “at the most desirable point to be found in the State, the citizens of which shall offer the greatest inducements for the maintenance of said branch asylum to be known as the epileptic colony.”

Mr. Phillips of Lampasas moved to table the substitute.

On the motion to table yeas and nays were demanded by Mr. Henderson of Lamar, Mr. McAnally and Mr. Tarver.

Tabled by the following vote:

Yeas—89.

Adams.
Allen of Colorado.
Allen of Hopkins.
Bailey.
Barrett.
Bean.
Blount.
Bolin.
Bridgers.
Brown.
Caldwell.
Chambers.
Childers.
Childs.
Clements.
Cole.
Collins.
Crawford.
Cross.
Culp.
Dean.
Decker.
Derden.
Dorrough.
Eckols.
Ellis.
Frost.
Garner.
Garrett.
Gill.
Goodlett.
Goodman.
Graham.
Greenwood.
Grogan.
Henderson, Brazos.
Howard.
Hurley.
Jones.
Kennedy.
Kittrell.
Lake.
Lane.
Lillard.
Little.
Loney.
Marsh.
Masterson.
Maxwell.
McAnally.
Meitzen.
Merce.
Monroe.
Morrow.
Murphy.
Neff.
Nolan.
Parish.
Peery.
Phillips, Lampasas.
Phillips of Camp.
Pitts.
Powell.
Ratcliff.
Robertson, Harrison.
Russell.
Sansom.
Savage.
Schartz.
Scyur.
Shropshire.
Smith of Grayson.
Smith of Collin.
Stewart.
Stripling.
Sutherland.
Tarkington.
Tate.
Teague.
Terrell.
Thomas of Wise.
Tucker.
Vaughan.
Wells.
Wheless.
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Willrodt.
Wooten.

Nays—16.

Barbee. Pfeuffer.
Beaty. Robertson of Bell.
Calvin. Rochelle.
Evans of Fannin. Rogers.
Loyd. Tarver.
Morris. Tompkins.
Palmer. Walton.

Absent.

Ayers. McDowell.
Cocke. McFarland.
Evans of Grayson. McKellar.
Hamilton. Staples.
McClelan.

Absent—Excused.

Bennett. Oliver.
Conoly. Poole.
Dies. Prince.
Gordon. Shelburne.
Grubbs. Thomas of Fannin.
McKamy. Willacy.
Murray.

Pending consideration of House bill No. 22, with amendments pending to said bill, on motion of Mr. Tarkington, the House, at 12:19 p. m., adjourned until 10 o'clock a. m. tomorrow.

TWENTIETH DAY.

Hall of the House of Representatives, Austin, Texas,
Wednesday, February 1, 1899.

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

Speaker Sherrill in the chair.

Roll called, and the following members present:

Adams.
Allen of Colorado. Crawford.
Ayers.
Bailey.
Barbee. Decker.
Barrett. Derden.
Bean.
Beaty.
Bennett.
Blount.
Bolin.
Bridgers.
Brown.
Calwell.
Calvin.
Chambers.
Childers.
Childs.
Clements.
Collins.

Conoly.
Culp.
Dean.
Decker.
Derden.
Dies.
Dorroh.
Eckols.
Ellis.

Evans of Fannin.
Frost.
Garner.
Garrett.
Gill.

Goodlett.
Phillips, Lampasas.
Phillips of Camp.
Pitts.
Poole.
Powell.

Ratliff.
Robertson, Harrison. McFarland.
Robertson of Bell. McDowell.
Rogers. McFarland.
Sanborn. Metzen.
Savage. Mercer.
Schuler. Monroe.
Scoury. Morris.
Shannon. Morrow.
Shropshire. Murphy.
Smith of Grayson. Neff.
Stewart. Palmer.
Goodman. Parish.
Graham. Peery.
Greenwood. Pfeuffer.
Grogan. Sutherland.
Hamilton. Tarkington.
Henderson, Brazos. Tarver.
Henderson, Lamar. Tate.
Howard. Teague.
Hurley. Terrell.
Jones. Thomas of Wise.
Kennedy. Thomas of Fannin.
Kittrell. Tompkins.
Lake. Tucker.
Lanc. Vaughn.
Lillard. Walton.
Little. Wells.
Looney. Willacy.
Loyd. Willcox.
Marsh. Woolen.
Masterson. Maxwell.

Absent.

Cocke. Shelburne.
Russell. Staples.

Absent—Excused.

Evans of Grayson. Murray.
Gordon. Oliver.
Grubbs. Prince.

Prayer by Rev. W. J. Gatlin, Chaplain.

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

GRANTED LEAVE OF ABSENCE.

Mr. Shelburne indefinitely on account of sickness, on motion of Mr. Masterson.
Mr. Cocke indefinitely on account of sickness in his family, on motion of Mr. Pfeuffer.
Mr. Staples for today on account of important business, on motion of Mr. Savage.

SENATE MESSAGE.

Senate Chamber,
Austin, Texas, Feb. 1, 1899.

To J. S. Sherrill, Speaker of the House of Representatives,

Mr. Speaker: I am directed by the