Claims and Accounts, on request of Mr. Lillard, chairman of the former committee.

FURTHER TIME GRANTED.

For consideration of House bill No. 541, on request of Mr. Lillard, chairman.

At 5:20 p.m., on motion of Mr. Staples, the House adjourned until 9:30 o'clock a.m. tomorrow.

FORTY-SEVENTH DAY.

Hall of the House of Representatives, Austin, Texas, Saturday, March 4, 1899.

The House met at 9:30 o'clock a.m., pursuant to adjournment.

Speaker Sherrill in the chair.

Roll called, and the following members present:


A quorum was announced present.

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

Pending reading of the Journal of yesterday.

On account of important business:

Mr. Kennedy for today, on motion of Mr. Grogan.

Mr. Phillips of Lampasas until next Wednesday, on motion of Mr. Smith of Grayson.

Mr. Thomas of Wise until next Tuesday, on motion of Mr. Scurry.

Mr. Sansom for today, on motion of Mr. Conoly.

Mr. Garrett until next Tuesday, on motion of Mr. Wahl. Mr. Nolan for today, on motion of Mr. Wells.

Mr. Ayers until next Wednesday, on motion of Mr. Wahl.

Mr. Aver until next Wednesday, on motion of Mr. Stewart.

Mr. Rogers until next Wednesday, on motion of Mr. Goodlett.
Mr. Murphy for today, on motion of
Mr. Mercer.
Mr. Childers for today, on motion of
Mr. Prince.
On account of sickness:
Mr. Thomas of Fannin indefinitely, on
motion of Mr. Caldwell.
Mr. Looney indefinitely, on motion of
Mr. Ellis.
Mr. Powell for today, on motion of Mr.
Allen of Hopkins.
Mr. Stripling for today, on motion of
Mr. Hamilton.

SPEAKER'S TABLE.

(Local bills.)

Mr. Henderson of Lamar called up the motion to reconsider the vote by which Senate bill No. 176, amending the charter of the city of Paris, Texas, and which motion to reconsider was spread upon the Journai, Monday, February 27.

The Speaker laid the question before the House, and the motion to reconsider prevailed.

Senate bill No. 176 was then laid before the House, on its third reading and final passage.

Read third time, and Mr. Henderson of Lamar offered the following amendment:

"Amend in line 29, page 2, by inserting after the words 'for such purposes' the following: 'And shall specially have complete and exclusive control over the land now owned by said city beyond its present corporate limits, on which it has established a lake or reservoir, for the purpose of supplying the city with water, and over its right of way connecting said lake or reservoir with the city on the route now laid out, and on which its pipe line is being placed. The said right of way being more particularly described as follows: Beginning on the western boundary line of the present corporate limits of said city, on Graham street; thence west with Graham street 4011 feet; thence north 50° west on the route now surveyed and marked for the pipe line 22,639 feet to a stake in the line of the city's land bought for its said lake, near M. L. Thomas' house, the said right of way includes a strip of land fifteen feet wide through its whole length, and the land on which said lake or reservoir is situate is described as follows: Beginning where the above described right of way touches said city's land; thence north 150 feet; thence N. 13° 30' W. 600 feet; thence N. 20° W. 1000 feet; thence N. 38° W. 488 feet, N. 65° W. 1200 feet, west 1500 feet; thence south 700 feet; thence S. 29° W. 680 feet; thence S. 62° 33' W. 1773 feet; thence S. 61° 15' W. 627 feet; thence south 150 feet; thence west 1360 feet; thence south 1125 feet; thence west 300 feet; thence south 3722 feet; thence east 1390 feet; thence north 1880 feet; thence N. 86° 30' E. 788 feet; thence north 299 feet; thence east 505 feet; thence N. 1° 45' E. 775 feet, N. 88° 43' E. 407 feet; thence east 1765 feet, N. 21° 32' E. 667 feet, N. 8° 30' W. 407 feet, N. 76° 30' E. 306 feet, N. 39° 15' E. 341 feet, N. 9° 15' W. 737 feet; thence N. 78° 45' E. 200 feet; thence N. 75° 20' W. 430 feet, south 352 feet; thence east 195 feet; thence S. 21° 45' E. 277 feet; thence east 500 feet; thence north 550 feet to the place of beginning: the same being the lake and water shed now owned by the said city of Paris.'"

Adopted.

The bill was passed by the following vote:

Yea--87.
Adams. Merrer.
Allen of Hopkins. Monroe.
Bailey. Morris.
Bean. Morrow.
Bolin. Murray.
Caldwell. Neff.
Calvin. Oliver.
Chambers. Palmer.
Childers. Parish.
Clements. Pfeiffer.
Conoly. Pitts.
Crawford. Poole.
Dean. Prince.
Decker. Ratchiff.
Dorroh. Robertson, Harrison.
Ellis. Robertson of Bell.
Evans of Grayson. Rochelle.
Eustace. Russell.
Gill. Savage.
Goodlett. Schluter.
Gordon. Scarry.
Graham. Shannon.
Greenwood. Shelburne.
Grogan. Shropshire.
Grubbs. Smith of Grayson.
Hambrick. Smith of Collin.
Henderson. Lamar. Staples.
Howard. Stewart.
Hurley. Sutherland.
Kittrell. Tarkington.
Lake. Tarver.
Lane. Tate.
Lillard. Terrell.
Little. Tompkins.
Livsey. Vaughan.
Loyd. Walton.
McAnally. Wells.
McClellan. Wheelers.
McDowell. Willey.
McFarland. Willrodt.
McKamy. Wooten.
McKellar. Wright.
Meitzen.
Mr. Henderson of Lamar moved to reconsider the vote by which Senate bill No. 176 was passed, and asked to have the motion to reconsider spread upon the Journal.

The Speaker laid before the House, on its third reading, House bill No. 530. A bill to be entitled “An Act to amend Chapter 12, of Title XVII, Revised Criminal Code of Procedure, so as to place Bowie county under the provisions of this chapter, relating to the recovery of stolen animals, and the detention and punishment of thieves.’

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

“Amend caption and Section 1 of the bill by striking out the words ‘Criminal Code of Procedure’ and insert in lieu thereof the words ‘Penal Code.’ ”

Adopted.

Mr. Scurry offered the following amendment:

“Amend the caption of this bill by adding ‘and Wilbarger’ in the caption, after the word ‘Bowie’ in line 7, on page 1, and also to strike out the words ‘and Wilbarger’ in line 24, page 4, after the word ‘Wilson.’ ”

Adopted.

The bill was passed by the following vote:

Yeas—72.


Nays—14.


Absent—Excused.


Mr. Henderson of Lamar moved to reconsider the vote by which House bill No. 530 was passed, and to table the motion to reconsider.

The motion to table prevailed.
The Speaker laid before the House, with Senate amendments, House bill No. 140, A bill to be entitled “An Act to transfer Sabine county from the district school system to the community school system, and to authorize and empower the county to organize and conduct all of her public free schools under the community system, as provided by the laws now in force.”

The amendments were read, and Mr. Hamilton moved that the House do concur in the Senate amendments.

The motion to concur prevailed by the following vote:

Yeas—87.
Adams. 
Allen of Hopkins. 
Bailey. 
Bean. 
Bridgers. 
Calvin. 
Chambers. 
Childers. 
Childs. 
Clements. 
Cocke. 
Collins. 
Conoly. 
Crawford. 
Culp. 
Dean. 
Decker. 
Dorrah. 
Ellis. 
Evans of Grayson. 
Frost. 
Gill. 
Graham. 
Greenwood. 
Grogan. 
Grubbs. 
Hamilton. 
Henderson, Lamar. 
Howard. 
Hurley. 
Jones. 
Kittrell. 
Lake. 
Lar. 
Lillard. 
Little. 
Livsey. 
Loyd. 
Masterson. 
Maxwell. 
McAnally. 
McDowell. 

Absent.

Adams. 
Allen of Hopkins. 
Bailey. 
Bean. 
Bolm. 
Bridgers. 
Calvin. 
Chambers. 
Childers. 
Children. 
Clements. 
Cocke. 
Collins. 
Conoly. 
Crawford. 
Culp. 
Dean. 
Decker. 
Dorrah. 
Ellis. 
Evans of Grayson.

The Speaker laid before the House, on its second reading and passage to a third reading, Senate bill No. 47, A bill to be entitled “An Act to create and maintain a more efficient public road system of Cass county.”

Read second time, and Mr. Oliver offered the following amendments:

"Amend Section 9, page 5, line 18, by striking out ‘four dollars’ and inserting ‘six dollars.’”
Adopted.

"Amend by striking out ‘five days in each year,’ and inserting ‘ten days in each year’ wherever it occurs in the bill.”
Adopted.

The bill passed to a third reading. Mr. Oliver moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that Senate bill No. 47 be put on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—87.
Adams. 
Allen of Hopkins. 
Bailey. 
Bean. 
Bolm. 
Bridgers. 
Calvin. 
Chambers. 
Childers. 
Children. 
Clements. 
Cocke. 
Collins. 
Conoly. 
Crawford. 
Culp. 
Dean. 
Decker. 
Dorrah. 
Ellis. 
Evans of Grayson. 

Frost. 
Gill. 
Graham. 
Greenwood. 
Grogan. 
Grubbs. 
Hamilton. 
Henderson, Lamar. 
Howard. 
Hurley. 
Jones. 
Loyd. 
McClain. 
McFarland.

Staples. 
Tuggle. 
Allen of Colorado. 
Kennedy. 
Ayers. 
Barbee. 
Barrett. 
Beaty. 
Bennett. 
Blount. 
Browne. 
Deren. 
Eckols. 
Evans of Fannin. 
Garner. 
Garrett. 
Henderson, Brazos. 
Tucker.
Monday, March 4, 1899

House Bill No. 47 laid before the House, on third reading and final passage.

Read third time, and passed by the following vote:

Yeas—87.


Mr. Oliver moved to reconsider the vote by which Senate bill No. 47 was passed, and to table the motion to reconsider.

The motion to table prevailed.

The Speaker laid before the House, on its second reading, House Bill No. 441, A bill to be entitled "An Act to transfer Rains county from the community school system to the district school system, and to authorize and
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empower the said county to organize and conduct all of its public free schools under the district system as provided by the laws now in force."

Read second time and Mr. Sutherland offered the following amendments:

"Amend by adding after the word 'system,' in line 12, to the 'district system.'"

Adopted.

Amend Section 2 as follows:

"Section 2. The near approach of the end of the session, the crowded condition of the calendar and the near approach of the time when the scholastic census must be taken, creates an emergency and imperative necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this act take effect and be in force from and after its passage, and it is so enacted."

Adopted.

Mr. Kittrell offered the following amendments:

"Amend by inserting in caption and in body of bill the words 'Grimes county.'"

Adopted.

"Amend by adding after the word 'force,' in Section 1, in properly numbered section, "that all laws and parts of laws in conflict herewith be and the same are hereby repealed.'"

Adopted.

The bill was ordered engrossed.

Mr. Sutherland moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that House bill No. 441 be put on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—87.

Bailey.  Grogan.
Bean.  Grubbs.
Bolin.  Hamilton.
Bridgers.  Henderson, Lamar.
Calwell.  Howard.
Calvin.  Hurley.
Chambers.  Jones.
Childs.  Kittle.
Childs.  Lake.
Collins.  Lane.
Conoly.  Lillard.
Crawford.  Little.
Culp.  Livsey.
Dean.  Loyd.
Decker.  Masterson.
Dorroh.  Maxwell.
Ellis.  McAnally.
Frost.  McClellan.
Gill.  McDowell.
Goodlett.  McKamy.

McKellar.  Scurry.
Meitzen.  Shannon.
Mear.  Shelbourne.
Monroe.  Shropshire.
Morris.  Smith of Grayson.
Morrow.  Smith of Collin.
Murray.  Stewart.
Neff.  Sutherland.
Oliver.  Tarkington.
Palmer.  Tarver.
Parish.  Tate.
Phillips of Camp.  Terrell.
Pitts.  Tompkins.
Poole.  Vaughan.
Prince.  Wells.
Ratcliff.  Weless.
Robertson, Harrison.  Willacy.
Robertson of Bell.  Willrodt.
Russell.  Wooten.
Savage.  Wright.
Schuler.

Absent.  
Cocke.  McFarland.
Cole.  Pfeuffer.
Cross.  Rochelle.
Dies.  Staples.
Evans of Grayson.  Teagle.
Greenwood.  Walton.

Absent—Excused.
Allen of Colorado.  Kennedy.
Ayers.  Looney.
Barbee.  Marsh.
Barrett.  Murphy.
Beaty.  Nolan.
Bennett.  Peery.
Browne.  Powell.
Derden.  Rogers.
Eckols.  Sansom.
Evans of Fannin.  Stripling.
Garrett.  Thomas of Wise.
Garrett.  Thomas of Fannin.
Henderson, Brazos.  Tucker.

House bill No. 441 laid before the House, on third reading and final passage.

Read third time and passed by the following vote:

Yeas—87.

Adams.  Culp.
Allen of Hopkins.  Dean.
Bailey.  Decker.
Bean.  Dorroh.
Bolin.  Ellis.
Bridgers.  Evans of Grayson.
Caldwell.  Frost.
Calvin.  Gill.
Chambers.  Goodlett.
Childs.  Goodman.
Childs.  Gordon.
Clements.  Graham.
Collins.  Grogan.
Conoly.  Grubbs.
Crawford.  Hamilton.
Mr. Sutherland moved to reconsider the vote by which House bill No. 441 was passed, and to table the motion to reconsider.

The motion to table prevailed.

The Speaker laid before the House, on its second reading, "An Act to create a more efficient road system for Navarro county, Texas."

The bill was read second time with favorable committee report recommending amendment.

The committee report was adopted.

Mr. Prince offered the following amendments:

"Amend by striking out the word 'commissioner' in line 31, page 4, and insert in lieu thereof the word 'overseer.'"

Adopted.

"Amend by adding Section 14, as follows:

"Whereas, The road law of Navarro county as it now exists is so defective that the roads therein have not and are not in good condition and can not be made so under the present law, creates an emergency and an imperative public necessity requires the suspension of the constitutional rule requiring bills to be read on three several days is hereby suspended and this act shall take effect and be in force from and after its passage, and it is so enacted."

Adopted.

The bill was ordered engrossed.

Mr. Prince moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that House bill No. 531 be put on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—87.

Adams. Kittrell.
Allen of Hopkins. Lake.
Bailey. Lane.
Bean. Lillard.
Bolin. Livsey.
Bridgers. Loyd.
Caldwell. Masterson.
Calvin. Maxwell.
Chambers. McAnally.
Childs. McClellan.
Childs. McDowell.
Clements. McKellar.
Conolly. Meitzen.
Crawford. Mercer.
Culp. Monroe.
Dean. Morris.
Decker. Morrow.
Dorroh. Murray.
Ellis. Neff.
Evans of Grayson. Oliver.
Frost. Palmer.
Gill. Pfeuffer.
Goodman. Pitts.
Gordon. Poole.
Graham. Prince.
Greenwood. Pfeuffer.
Grubbs. Pitts.
Hamilton. Poole.
Howard. Prince.
Hurley. Pfeuffer.
Jones. Schluter.

Absent—Excused.

Allen of Colorado. Kennedy.
Ayers. Looney.
Barbee. Marsh.
Barrett. Murphy.
Beaty. Nolan.
Bennett. Peery.
Brown. Powell.
Dorment. Rogers.
Eckols. Sansom.
Evans of Fannin. Stripling.
Garrett. Thomas of Fannin.
Henderson, Brazos. Tucker.

Mr. Sutherland moved to reconsider the vote by which House bill No. 441 was passed, and to table the motion to reconsider.

The motion to table prevailed.

The Speaker laid before the House, on its second reading, "An Act to create a more efficient road system for Navarro county, Texas."

The bill was read second time with favorable committee report recommending amendment.

The committee report was adopted.

Mr. Prince offered the following amendments:

"Amend by striking out the word 'commissioner' in line 31, page 4, and insert in lieu thereof the word 'overseer.'"

Adopted.

"Amend by adding Section 14, as follows:

"Whereas, The road law of Navarro county as it now exists is so defective that the roads therein have not and are not in good condition and can not be made so under the present law, creates an emergency and an imperative public necessity requires the suspension of the constitutional rule requiring bills to be read on three several days is hereby suspended and this act shall take effect and be in force from and after its passage, and it is so enacted."

Adopted.

The bill was ordered engrossed.

Mr. Prince moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that House bill No. 531 be put on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—87.

Adams. Kittrell.
Allen of Hopkins. Lake.
Bailey. Lane.
Bean. Lillard.
Bolin. Livsey.
Bridgers. Loyd.
Caldwell. Masterson.
Calvin. Maxwell.
Chambers. McAnally.
Childs. McClellan.
Childs. McDowell.
Clements. McKellar.
Conolly. Meitzen.
Crawford. Mercer.
Culp. Monroe.
Dean. Morris.
Decker. Morrow.
Dorroh. Murray.
Ellis. Neff.
Evans of Grayson. Oliver.
Frost. Palmer.
Gill. Pfeuffer.
Goodman. Pitts.
Gordon. Poole.
Graham. Prince.
Greenwood. Pfeuffer.
Grubbs. Pitts.
Hamilton. Poole.
Howard. Prince.
Hurley. Pfeuffer.
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Scurry. Terrell.
Shannon. Tompkins.
Shelburne. Vaughan.
Shropshire. Wells.
Smith of Grayson. Wholess.
Smith of Collin. Willacy.
Sutherland. Willrodt.
Tarkington. Wooten.
Tarter. Wright.
Tate.

Absent.

Cocke. McFarland.
Cole. Rochelle.
Cross. Staples.
Dies. Stewart.
Henderson, Lamar. Teague.
Little.

Absent—Excused.

Allen of Colorado. Kennedy.
Ayers. Looney.
Barbee. Marsh.
Barrett. Murphy.
Beaty. Nolan.
Bennett. Peery.
Browne. Powell.
Derden. Rogers.
Eckols. Sansom.
Evans of Fannin. Stripling.
Garner. Thomas of Wise.
Garrett. Thomas of Fannin.
Henderson, Brazos. Tucker.

House bill No. 331 laid before the House, on third reading and final passage.

Read third time, and passed by the following vote:

Yeas—86.

Adams. Graham.
Allen of Hopkins. Grubbs.
Bailey. Hamilton.
Bean. Henderson, Brazos.
Brighers. Howard.
Caldwell. Hurley.
Calvin. Jones.
Chambers. Kittrell.
Childs. Lake.
Clements. Lane.
Cole. Lillard.
Collins. Livsey.
Conoly. Loyd.
Crawford. Masterson.
Culp. Maxwell.
Dean. McAnally.
Decker. McClellan.
Dorroh. McDowell.
Ellis. McKamy.
Evans of Grayson. Meieten.
Front. Mercer.
Gill. Monroe.
Goodlett. Morris.
Goodman. Morrow.

Murray. Shropshire.
Neff. Smith of Grayson.
Oliver. Smith of Collin.
Palmer. Staples.
Parish. Sutherland.
Phillips of Camp. Tarkington.
Poole. Tarver.
Prince. Tate.
Ratcliff. Terrell.
Robertson, Harrison. Tompkins.
Robertson of Bell. Vaughan.
Russell. Wells.
Savage. Wholess.
Scluter. Willacy.
Scurry. Willrodt.
Shannon. Wooten.
Shelburne. Wright.

Absent.

Cocke. Pfeuffer.
Cross. Pitts.
Dies. Rochelle.
Greenwood. Stewart.
Grogan. Teague.
Little. Walton.

Absent—Excused.

Allen of Colorado. Kennedy.
Ayers. Looney.
Barbee. Marsh.
Barrett. Murphy.
Beaty. Nolan.
Bennett. Peery.
Browne. Powell.
Children. Rogers.
Derden. Sansom.
Eckols. Stripling.
Evans of Fannin. Thomas of Wise.
Garner. Thomas of Fannin.
Garrett. Tucker.

The Speaker laid before the House, on its second reading,

House bill No. 412, A bill to be entitled

"An Act to amend Article 5043, Chapter 6, Title CII, Revised Statutes, relating to inspection of live stock, so as to place Randall county under the operation of said law."

The bill was read second time.

Mr. Decker offered the following amendment:

"Amend the bill by striking out all of lines 11 to 32 inclusive, page one, and all of lines 1 to 16 inclusive, page two, the same being all of Article 5043, and insert in lieu thereof the following:

"Article 5043. The counties of Anderson, Austin, Angeliina, Atascosa, Bell, Bowie, Brazos, Bostrop, Bosque, Burleson, Brazoria, Burnet, Caldwell, Camp, Calhoun, Case, Chambers, Cherokee, Collin, Colorado, Cooke, Delta, Denton, Ellis, El Paso, Erath, Fannin, Franklin, Falls, Freestone, Gonzales, Eastland,
not be subject to inspection on board of such train for the purpose of evading the provisions of this article and chapter shall in no wise relate or apply to the counties of Oldham, Hartley, Dallam, Farmer, Bailey, Lamb, and Cochran; that all laws and parts of laws in conflict with the provisions of this act are hereby repealed."

Adopted.

"Amend the bill by adding after 'law' in line 9 the following, to-wit, 'and remove Cochran, Cottle, Bailey, Farmer, Lamb and Hemphill counties from the operation of said law.'"

Adopted.

Mr. B. In the chair.

Mr. Pfeuffer offered the following amendment:

"Amend by adding after the word 'Hamilton,' in line 15, page 2, the word 'Comal.'"

Adopted.

The bill was ordered engrossed.

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 feel it my duty to recommend to the Legislature the removal of the exemption of cities of 10,000 population and over as allowed under the act known as the "Uniform Text Book Law," and also that there be added to the text books provided for in the law such others as are usually taught in the high school departments. After a careful inquiring into the operation of the law now in force, I am led to believe that it has fully met the expectation of those who originally favored it, resulting in a saving to the people of fully forty per cent, if not more, on the retail cost of the books used in our public free schools, and preventing a constant and unnecessary change in their use. In addition to this, the opinion is almost universal that the selection already made of the text books has been wise. It is evident from practical experience that the policy that has been inaugurated, can be justified not only from an economic standpoint but also from that of an honest and efficient administration of our educational system. I see no good reason why the law
should not be made applicable to the entire State, and I recommend action by the Legislature as herein indicated.

**INVESTMENT OF THE PERMANENT SCHOOL FUND.**

I beg to again urge upon the Legislature the immediate and pressing necessity of making prompt provisions for the safe and quick investment of the permanent school fund upon the lines suggested in a former message. When the Legislature convened, that is on the ninth day of January, A. D. 1899, there was idle in the treasury and could not be invested under the restrictions imposed upon the Board of Education, of this fund $1,213,342.87. This sum has increased to $1,339,146.20. Several opportunities for its safe investment have already been lost, and I trust that the Legislature will at once take such action in the premises as in its judgment may be proper. The interest accruing upon the permanent school fund is one of the principal means by which the public free schools are maintained.

**JOSEPH D. SAYERS,**

Governor.

The message was read and, on motion of Mr. Henderson of Lamar, referred to the Committee on Education.

The Speaker laid before the House, on its second reading

House bill No. 540. A bill to be entitled "An Act to diminish the civil and criminal jurisdiction of the County Court of Shelby county; to conform to the jurisdiction of the district court thereto, and to repeal all laws in conflict herewith."

The bill was read second time, and Mr. Hamilton offered the following amendment:

"Amend by adding thereto Section 6. "Section 6. The importance of this legislation to Shelby county, and the crowded condition of the calendar rendering it improbable that this bill can be considered on three several days in both houses of the Legislature, are such that an imperative public necessity exists for the suspension of the rule requiring bills to be read on three several days, and it is accordingly so ordered, and that this law take effect from and after its passage."

Adopted.

The bill was ordered engrossed.

The Speaker laid before the House, on its second reading

House bill No. 568. A bill to be entitled "An Act to create a more efficient road system for Wood county, Texas."

The bill was read second time, and Mr. Sutherland offered the following amendments:

"Amend Section 2 by adding after the word 'purchase,' in line 5, page 2, the words 'or hire.'"

Adopted.

"Amend Section 3, line 23, on page 2, by changing the word 'shall' to 'may.'"

Adopted.

"Amend Section 3 by adding after the word 'convicts' in line 5, and page 3, the following: 'Provided, this shall not interfere with the working of convicts on the county farm.'"

Adopted.

"Amend Section 10 by adding before the word 'regular' in line 5, page 5, the word 'first.'"

Adopted.

"Amend the caption by adding after the word 'county' in line 12, 'and upon the county farm.'"

Adopted.

The bill was ordered engrossed.

The Speaker laid before the House, on its second reading.

House bill No. 265. A bill to be entitled "An Act to regulate the running of stock at large in Cooke county, Texas, or in any subdivision of said county."

The bill was read second time, the following amendments were offered:

By Mr. Savage:

"Amend by striking out 'Cooke county' wherever it occurs in the caption and the bill, and insert in lieu thereof 'Cooke and Montague counties.'"

Adopted.

By Mr. Adams:

"Amend by adding in the caption of the bill and in the body of the bill the words 'and Wharton county, Texas.'"

Adopted.

By Mr. Meitzen:

"Amend by adding after the word 'county' in line 10, on page 1, 'and Fayette county,' also amend caption of bill by inserting 'and Fayette county.'"

Adopted.

By Mr. Jones:

"Amend by striking out the word 'freeholders' in line 14, and insert in lieu of it the words 'qualified voters.'"

Tabled on motion of Mr. Savage.

By Mr. Cole:

"Amend the caption and body of the bill so as to include 'Johnson county.'"

Adopted.

By Mr. Smith of Collin:

"Insert in the caption and in the body of the bill, and after the other amendments 'Collin, Rockwall and Lamar counties.'"
Adopted.

By Mr. McAnally:
"Amend so as to include 'Milam county' in the bill."
Adopted.

By Mr. Walton:
"Amend by adding the name of 'Bexar county' to the list of names to be incorp­orated in the bill."
Adopted.

By Mr. Shelburne:
"Amend by adding after 'Cooke county,' 'Denton county.'"
Adopted.

By Mr. Conoly:
"Amend by adding 'Falls county.'"
Adopted.

By Mr. Loyd:
"Amend by adding 'Ellis and Navarro counties.'"
Adopted.

By Mr. Ellis moved to adjourn until 9:30 o'clock a.m. next Monday.
Mr. Bailey in the chair stated that, by unanimous consent the morning call would be taken up before adjournment, and there being no objections the morning call was announced.

BILLS AND RESOLUTIONS.

By Mr. Tompkins:
House bill No. 578, A bill to be entitled "An Act to amend Subdivision 23, of Article 1194, of Chapter 4, of Title XXX, of the Revised Civil Statutes of Texas (1855), relating to the venue of suits."
(The bill amends the law so as to provide that suits against private corpora­tions, etc., may be brought in the county in which the plaintiff resides, and declares an emergency.)
Read first time, and referred to Judi­ciary Committee No. 1.

By Mr. Morrow:
House bill No. 698, A bill to be entitled "An Act to amend Article 3124, of the Revised Civil Statutes of the State of Texas, of 1893, relating to boards of equalization."
(Amends by providing that as to any property assessed on the unrendered roll, the commissioners court shall be author­ized at any time before the taxes are paid on the same, to correct the valuation thereof upon the application of the owner or his agent, and fix it as the facts may justify; said correction to be duly enter­ed of record in the minutes of said court.)
Read first time, and referred to Com­mittee on Revenue and Taxation.

By Mr. Terrell:
House bill No. 700, A bill to be entitled "An Act to amend Article 3910, Chapter 7, Title LXXXVI, of the Revised Civil Statutes of the State of Texas, requiring the public free schools to be closed on legal holidays, unless otherwise ordered by the board of trustees, and providing that when schools are taught on holidays, not less than two hours of such holidays shall be devoted to exercises commemorative of such holidays, and defining the number of hours per day and the number of days per month, and declaring an emergency."
Read first time, and referred to Com­mittee on Education.

By Mr. Schulters:
House bill No. 701. A bill to be entitled "An Act to amend Article 1781, of Title XXX, of the Revised Statutes of the State of Texas, requiring the public free schools to be closed on legal holidays, unless otherwise ordered by the board of trustees, and providing that when schools are taught on holidays, not less than two hours of such holidays shall be devoted to exercises commemorative of such holidays, and defining the number of hours per day and the number of days per month, and declaring an emergency."
(The bill declares an emergency.)
Read first time, and referred to Judi­ciary Committee No. 1.

By Mr. Schulters:
House bill No. 702, A bill to be entitled "An Act to amend Article 1373, of Chap­ter 17, Title XXX, of the Revised Stat­utes of the State of Texas, by prescribing the mode of procedure in bills of review when the State of Texas is a party to the suit, and by authorizing bills of review to be filed by the heirs of devisees."
(The emergency clause is added.)
Read first time, and referred to Judi­ciary Committee No. 1.

By Mr. Bailey:
House bill No. 703, A bill to be entitled "An Act to amend Section 1, of 'An Act to enable the Railroad Commission of Texas to make emergency freight rates to prevent the evil effects of interstate rate wars upon the business and interests of the people and railroads of this State.'"
(The bill empowers the Commission to temporarily alter, suspend or amend any existing freight rates, tariffs, schedules,
orders and circulars on any railroad or part of railroad in this State, and to fix freight rates where none exist, in order to prevent interstate rate wars; an emergency is declared.

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

By Mr. Dorroh:
House bill No. 704. A bill to be entitled "An Act to grant a pension to Joseph Dial for services rendered in the Indian wars of the Republic of Texas, from the year 1836 to 1839."
(The bill provides for a pension of $150 per annum for said Joseph Dial, beginning from the first day of January, 1880, and during the remainder of his life.)

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

By Mr. Lillard:
House bill No. 705. A bill to be entitled "An Act to amend Articles 4219, 4220 and 4222, Title LXXVIII, of the Revised Civil Statutes of the State of Texas, relating to public printing and the office of State Expert Printer, and providing for his compensation."
(The object of the bill is to provide for the appointment of a State Expert Printer, to define his duties and to fix his compensation at $1800 a year.)

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

By Mr. Crawford:
House bill No. 706. A bill to be entitled "An Act to authorize the Comptroller of the State of Texas to pay to J. T. Stanford $79, for services rendered the State."
(This claim is for services rendered as constable, and the bill declares an emergency.)

Read first time, and referred to Committee on Claims and Accounts.

By Mr. Kittrell:
House Concurrent Resolution No. 30.

Whereas, The Legislature of Texas have just heard with emotions of sincere and deep pleasure that the Legislature of the State of Indiana has adopted a resolution, providing for the return of the battle flag of Terry's Texas Rangers, which was captured by an Indiana regiment during the late war between the States, and has appointed a committee, including Governor Mount and his staff, to visit Texas and return said flag to the association of the survivors of Terry's Texas Rangers; therefore be it

Resolved by the House of Representatives, the Senate concurring, that the action of the Legislature of Indiana is recognized as most generous, chivalric and patriotic, and is hailed as a most gratifying evidence of the restoration of that unselfish and unsectional spirit, upon the existence and continuance of which so largely depends the prosperity and happiness of our common country, and that the thanks of the Legislature of Texas be and are hereby tendered the Legislature of our sister State of Indiana for its patriotic action.

Be it further resolved, that the committee appointed by the Legislature of Indiana to return said flag be and it is hereby invited to visit the city of Austin at the earliest possible day, to the end that appropriate ceremonies may mark the occasion of the return of said flag, for which ceremonies the use of the Hall of the House of Representatives is hereby tendered.

Be it further resolved, that an invitation to attend said ceremonies be and it is hereby extended to the Governor and other State officers and the Legislature of Indiana, and to the Governor and other State officers of Texas; to the association of the survivors of Terry's Texas Rangers, John B. Hood Camp of the United Confederate Veterans, the Austin Camp of the Grand Army of the Republic and the inmates of the Confederate Home.

Be it further resolved, that these resolutions be at once transmitted by wire to the Governor of Indiana, with the request that he lay them at once before the Senate and House of Representatives of that State, and that a duly engrossed copy thereof, signed by the Speaker of the House and the President of the Senate, and duly attested by the Clerk of the House and Secretary of the Senate, be likewise transmitted by mail to both the Speaker of the House of Representatives and President of the Senate of the State of Indiana.

Signed — Kittrell, Wooten, Conoly, Oliver, Robertson of Harrison, Graham, Loyd, Henderson of Lamar.

Read second time, and adopted unanimously.

COMMITTEE REPORTS.

Committee Room, Austin, Texas, March 3, 1899.

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

Sir: Your Judiciary Committee No. 1, to whom was referred "An Act to amend Article 1132, Chapter 4, Title XV, of the Revised Civil Statutes of the State of Texas, relating to fees of district and county attorneys in justice, mayors' and recorders' courts, by adding thereto Article 1132a."

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, March 4, 1899.

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

Sir: Your Judiciary Committee No. 1, to whom was referred
Senate bill No. 180, A bill to be entitled
"An Act to create a more efficient road system for Wharton county and Lavaca county, in the State of Texas, and making county commissioners of said counties ex-officio road commissioners and prescribing their duties as such, and providing for their compensation as road commissioners, defining their powers and duties as such, and providing for the appointment of road overseers, and their duties, and for the working of county convicts on the public roads of such counties, and providing for the payment of officers' fees and rewards, and penalties for said convicts, and to provide for the summoning of teams for road work, and for an allowance for time of road service for the same, and fixing 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 pass.

WOOTEN, Chairman.

Committee Room, Austin, Texas, March 3, 1899.

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

Sir: Your Judiciary Committee No. 1, to whom was referred
House bill No. 670, A bill to be entitled
"An Act to provide for protests against sales of real estate under execution, deeds of trust, mortgages and orders of courts other than orders issued in matters of probate where an inadequate price is bid for same, and to provide how such protests shall be tried and disposed of, and to provide for the issuance of further orders of sale after the trial of said protests,"

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, March 3, 1899.

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

Sir: Your Judiciary Committee No. 1, to whom was referred
House bill No. 650, A bill to be entitled
"An Act to regulate the business of building and loan companies, associations or corporations, to define the conditions under which they shall be permitted to do business within the State of Texas, and to provide pains and penalties for the breach of the provisions hereof,"

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 re-referred to Committee on State Affairs.

WOOTEN, Chairman.

Committee Room, Austin, Texas, March 3, 1899.

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

Sir: Your Judiciary Committee No. 1, to whom was referred
Senate bill No. 122, A bill to be entitled
"An Act to provide for the redemption of land sold for taxes due an incorporated city or town, and providing that redemption of the land so sold may be had within two years from date of such sale, and providing the terms, conditions and penalties incident thereto,"

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.
March 4, 1899

Committee Room, Austin, Texas, March 3, 1899.

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

SIR: Your Judiciary Committee No. 2, to whom was referred House bill No. 596, A bill to be entitled "An Act to amend Article 493, Chapter 2, Title XIII Penal Code, State of Texas, so as to conform to the provisions of Revised Statutes of Texas, relating to public roads on boundary lines."

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, March 3, 1899.

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

SIR: Your Judiciary Committee No. 2, to whom was referred House bill No. 38, A bill to be entitled "An Act to amend Article 493, Chapter 2, Title XIII Penal Code, State of Texas, so as to conform to the provisions of Article 4709, Chapter 1, Title XCVII, of Revised Statutes of Texas, relating to public roads on boundary lines."

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, March 3, 1899.

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

SIR: Your Judiciary Committee No. 2, to whom was referred House bill No. 596, A bill to be entitled "An Act to amend Sections 2 and 6, Chapter 149, of the Acts of the Regular Session of the Twenty-fifth Legislature, approved May 27, 1887, relating to the protection of game, so as to exempt Shelby, Sabine, San Augustine, Jasper, Newton and Nacogdoches counties from the operations of said law."

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, but that Substitute House bill No. 596, being a committee substitute and accompanying this report, do pass in lieu thereof.

BAILEY, Chairman.

Committee Room, Austin, Texas, March 4, 1899.

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

SIR: Your Committee on Internal Improvements, to whom was referred Senate bill No. 144, A bill to be entitled "An Act to authorize the Texas & New Orleans Railroad Company to own and operate, or to amend its charter or articles of incorporation so as to authorize it to own and operate, a railroad connection between the railroad known as the Sabine & East Texas Railway and a railroad known as the Texas Trunk Railroad, and to construct such railroad as may be requisite for the purpose of making such railroad connection; to confirm the purchase by the Texas & New Orleans Railroad Company of said railroad known as the Sabine & East Texas Railway, its franchises and appurtenances, and to authorize said railroad company
to own and operate the same; to authorize said Texas & New Orleans Railroad Company to purchase, own and operate the railroad known as the Texas Trunk Railroad, with its franchises and appurtenances, and the railroad known as the Louisiana Western Extension Railroad, with its franchises and appurtenances; to authorize the owners of each of said railroads to sell the same, with its franchises and appurtenances, to the said Texas & New Orleans Railroad Company, and to prescribe the conditions upon which such sale shall be valid; to authorize the Texas & New Orleans Railroad Company to issue additional mortgage bonds to the amount of the value as the same is or may be fixed by the Railroad Commission of Texas, of such of said railroads and their respective franchises and appurtenances, as may have been so purchased by it, and to the amount of the value, as the same may be so fixed, of the railroad to be constructed as aforesaid, connecting the Sabine & East Texas Railway with the Texas Trunk Railroad; and to regulate the reports of such properties, and the operations thereof."

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

SMITH of Grayson. Chairman.

REPORT OF SPECIAL COMMITTEE.

Mr. Tarver, Chairman, submitted the following report:

Austin, Texas, March 4, 1899.

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

Sir: The undersigned committee appointed under provisions of an act of this Legislature, to attend the removal of the remains of "Big Foot" Wallace from Frio county to the State cemetery at Austin, beg leave to report that we have executed the trust imposed, and have had the remains of the distinguished Texas hero interred in the State cemetery, and have had a granite shaft, with appropriate inscription, placed over his grave.

Your committee desire to commend the liberality of Mackin, Russell & Mackin, who donated and placed a granite stone at the foot of the grave.

Your committee in closing this report feel constrained to call the attention of this Legislature to the fact that in the State cemetery lie the remains of such distinguished citizens as ex-Governor John Ireland, Generals Hardeman, Green and McCulloch without so much as a headboard to mark their last resting place.

Tarver,
Caldwell,
Mercer,
Committee.

CONFERENCE COMMITTEE.

The Chair announced the following conference committee on part of the House on Senate bill No. 154:


Mr. Ellis moved to adjourn until 9:30 a.m. next Monday.

Mr. Jones moved to take a recess until 3 p.m. to day.

Question being on the longest time first, the motion prevailed and the House adjourned until 9:30 o'clock a.m. next Monday.

FORTY-EIGHTH DAY.

Hall of the House of Representatives, Austin, Texas, Monday, March 6, 1899.

The House met at 9:30 o'clock a.m., pursuant to adjournment.

Speaker Sherrill in the Chair.

Roll called, and the following members present:

Bailey. Graham.
Barbee. Greenwood.
Barrett. Grogan.
Bean. Hamilton.
Beaty. Henderson, Brazos.
Bridgers. Howard.
Caldwell. Hurley.
Calvin. Jones.
Chambers. Kennedy.
Childers. Kittrell.
Childs. Lake.
Clements. Lillard.
Cocke. Little.
Cole. Livesey.
Collins. Loyd.
Crawford. Masterson.
Cross. Maxwell.
Culp. McAnally.
Dean. McClellan.
Derden. McDowell.
Dies. McFarland.
Dorros. McKamy.
Eckols. McKellar.
Ellis. Mercer.
Evans of Fannin. Monroe.
Evans of Grayson. Morris.
Frost. Morrow.
Garner. Murphy.
Goodlett. Murray.
Gordon. Neff.