Committee Room, 
Austin, Texas, March 16, 1899. 

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

Sir: Your Committee on State Asylums, to whom was referred 

A petition from citizens of Throckmorton county, praying for relief of an 
unfortunate girl citizen of said county who is deaf, dumb and blind. 

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. 

GROGAN, Chairman. 

Committee Room, 
Austin, Texas, March 16, 1899. 

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

Sir: Your Committee on State Asylums, to whom was referred 

House bill No. 713. A bill to be entitled 

"An Act to amend Article 166 and Article 170, Chapter 2, Title IX, of the Revised Statutes of the State of Texas, so as to provide for the change of the name of the Orphan Asylum to Orphan Home, and to provide for an industrial manager, and to provide for fixing the salary of the superintendent and industrial manager."

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

GROGAN, Chairman. 

Committee Room, 
Austin, Texas, March 16, 1899. 

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

Sir: Your Committee on Federal Relations, to whom was referred 

Memorial of citizens of Marfa protesting against the Morrow-Bridgers resolution, in reference to the withdrawal of Otis and Dewey from the Philippines. 

Have had the same under consideration, and I am instructed to report it 
back to the House with the recommendation that it be not read or further considered by this House. 

ALLEN of Hopkins, Chairman. 

Mr. Decker moved to take a recess to 
3 p. m. today; Mr. Ayers to adjourn to 
9:30 a.m. tomorrow, and Mr. Mercer to 
adjourn to 9:30 a.m. next Monday. 

Question recurring on the longest time 
first, the motion was lost. 

At 12:26 p.m., on motion of Mr. 
Ayers, the House adjourned to 9:30 
o’clock a.m. tomorrow.
March 18, 1899

HOUSE JOURNAL.

Nolan. Peery.
Roebelle. Vaughan.
Teagle. Wheless.

Absent—Excused.

Barbee. Marsh.
Bennett. Masterson.
Blount. Murray.
Browne. Oliver.
Childs. Phillips of Camp.
Evans of Grayson. Schluter.
Graham. Scurry.
Hurley. Tompkins.

A quorum was announced present.

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

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

GRANTED LEAVE OF ABSENCE.

On account of important business:
Mr. Jones for today, on motion of Mr. Peery.
Mr. Beatty for today, on motion of Mr. Peery.
Mr. Whelless until Monday, on motion of Mr. Robertson of Bell.
Mr. Nolan until Monday, on motion of Mr. Robertson of Bell.
Mr. Barbee for today, on motion of Mr. Shropshire.
Mr. Livsey for today, on motion of Mr. Collins.
Mr. Neff for today, on motion of Mr. Cross.
Mr. Frost until Tuesday, on motion of Mr. Howard.
Mr. Cole for today, on motion of Mr. Mercer.
Mr. Monroe for today, on motion of Mr. Walton.
Mr. Kittrell until Tuesday, on motion of Mr. Looney.
Mr. Dean until Tuesday, on motion of Mr. Comoly.
Mr. McClellan until Tuesday, on motion of Mr. McDowell.
Mr. Clements until Tuesday, on motion of Mr. McKellar.
Mr. Teagle for today, on motion of Mr. Dries.
Mr. Childs for today, on motion of Mr. Kennedy.
Mr. Tarkington for yesterday and the day before, on motion of Mr. Pfueffer.
Mr. Ayers until Tuesday, on motion of Mr. Stewart.
Mr. Grogan until Tuesday, on motion of Mr. Kennedy.
Mr. Rochelle until Tuesday, on motion of Mr. Willacy.
Mr. Dorroh for today, on motion of Mr. Derden.
On account of sickness in his family:
Mr. Vaughan until Tuesday, on motion of Mr. Henderson of Lamar.
Mr. Lane for today, on motion of Mr. Meitzen.
Mr. Bolin indefinitely, on motion of Mr. Culp.
Mr. Marsh indefinitely, on motion of Mr. Gill.
Mr. Blount indefinitely, on motion of Mr. Looney.
Mr. Lake indefinitely, on motion of Mr. Henderson of Brazos.

SPEAKER'S TABLE.

Mr. Parish called up House bill No. 338, to create a more efficient road system for Robertson county, Texas, with Senate amendments.

The bill was laid before the House, and the amendments were read.

On motion of Mr. Parish the House concurred in the Senate amendments.

The Speaker laid before the House, on its engrossment, House bill No. 595, 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," which bill was read second time on Saturday, March 4, amended, and postponed until Saturday, March 11, again amended and postponed until today, with amendment by Mr. Little pending.

Mr. Childers offered the following substitute for the pending amendment:

"Amend caption of said bill so as hereafter to read:

"A bill to be entitled 'An Act providing a mode by which horses, mules, jacks, jennets and cattle may be prevented from running at large in the following counties, or in any subdivision of said counties, viz.: Cooke, Bell, Ellis, Montague, Wharton, Fayette, Johnson, Collin, Rockwall, Lamar, Milam, Bexar, Denton, Falls, and Navarro.'"

"And further amend said bill so as to number the first part as 'Section 1,' and the emergency clause as 'Section 2,' and add 'Section 2: 5, 4, 3, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 20,' between said Sections 1 and 21.

"Be it enacted by the Legislature of the State of Texas:

"Section 1. Upon the written petition of fifty freeholders of Cooke, Bell, Ellis, Montague, Wharton, Fayette, Johnson, Collin, Rockwall, Lamar, Milam, Bexar, Denton, Falls and Navarro counties, Texas, or upon the petition of twenty freeholders of any subdivision of any of the above named counties, the commissioners court of said county, shall order an election to be held in said county or subdivision on some day named in the
order, for the purpose of enabling the freeholders of such county or subdivision to determine whether horses, mules, jacks, jennets or cattle, shall be permitted to run at large in such county or subdivision.

"Sec. 2. Whenever there is territory between two subdivisions of a county, which have adopted the stock law, and in such intervening territory there are less than fifty freeholders, an election shall be ordered on the petition of a majority of the freeholders residing in such intervening territory, and the election shall be held as provided by law in other cases relating to the adoption of the stock law.

"Sec. 3. Such petition shall set forth clearly the class or classes of animals enumerated in the preceding articles, which the petitioners desire shall not run at large in such county or subdivision, as the case may be; and if the petition be from the freeholders of a subdivision of any county, such subdivision shall be particularly described and the boundaries thereof designated.

"Sec. 4. Upon the filing of such petition the commissioners court, at the next regular term thereafter, shall pass an order directing an election to be held throughout the county, or the particular subdivision thereof, as the case may be, on a day to be designated in the order, not less than thirty days from the date of such order; which election shall be held and conducted, and the returns thereof made, in accordance with the laws regulating general elections in so far as the same are applicable.

"Sec. 5. Immediately after the passage of an order for an election by the commissioners court, the county judge shall issue an order for such election and cause public notices thereof to be given for at least thirty days before the day of election, by publication of the order therefor in some newspaper published in the county, if there be one; if no newspaper be published in the county, then by posting copies of such order at the court house door, and at some public place in each justice's precinct if the election be ordered for the whole county, or at three public places in the subdivision if the election be ordered for a subdivision.

"Sec. 6. The order of the county judge shall specify:

1. The petition and the action of the commissioners court.

2. The class of animals it is proposed shall not run at large.

3. The territorial limits to be affected.

4. The day of the election.

"Sec. 7. If the election is ordered for the whole county, the same shall be held at the usual voting places in the several election precincts; but if the election is ordered for any particular subdivision, the county judge shall designate the particular places in such subdivision at which the polls shall be open.

"Sec. 8. If the election be for a subdivision of the county, the county judge shall, at the time he issues the order for such election, appoint proper persons as managers for said election, all of whom shall be freeholders of the county and qualified voters, and such managers may appoint their own clerks.

"Sec. 9. No person shall vote at any election under the provisions of this chapter, unless he be a freeholder and is also a qualified voter under the Constitution and laws.

"Sec. 10. All votes at any election in pursuance of this chapter shall be by ballot, and voters desiring to prevent the animal designated in the order from running at large, shall place upon their ballots the words 'For the Stock Law,' and those in favor of allowing such animals to run at large shall place upon their ballots the words 'Against the Stock Law.'

"Sec. 11. On or before the tenth day after any election under the provisions of this chapter, the persons holding such election shall make due return on all the votes cast at their respective voting places, for and against said proposition, to the county judge of the county, who shall tabulate and count said returns and ascertain the results of said election.

"Sec. 12. The returns shall be opened, tabulated and counted by the county judge, in the presence of the county clerk and at least one justice of the peace of the county, or of two respectable freeholders of the county.

"Sec. 13. If the majority of votes cast at such election shall be 'For the Stock Law,' the county judge shall immediately issue his proclamation declaring the result: which proclamation shall be posted at the court house door, and after the expiration of thirty days from its issuance, it shall be unlawful to permit to run at large, within the limits designated, any animal of the class mentioned in said proclamation.

"Sec. 14. If any stock forbidden to run at large shall enter the enclosed lands, or shall, without being herded, roam about the residence, lots or cultivated lands of any person other than the owner of such stock, without his consent, in any county or subdivision in which
the provisions of this chapter have become operative in the manner provided in the preceding section, the owner, lessee or person in lawful possession of such lands may impound such stock and detain the same until his fees and all damages occasioned by said stock are paid to him.

"Sec. 15. No animals shall be impounded unless they have entered upon the enclosed lands or be found roaming about the residence, lots or cultivated lands of another, and whenever any stock is impounded, notice thereof shall at once be given to the owner, if known, and such owner shall be entitled to their possession upon payment of fees and damages.

"Sec. 16. Any owner, lessee or person in lawful possession of enclosed lands shall be entitled to the following fees for impounding stock, to wit: Twenty-five cents per day per head for horses and mules, fifteen cents per day per head for cattle, and ten cents per day per head on jacks and jennets. The damages done by such stock, if any, and the fees due to the taker-up of stock, if any, may be assessed by any three disinterested freeholders of the subdivision in which said stock is impounded, notice thereof shall at once be given to the owner, if known, and such owner shall be entitled to their possession upon payment of fees and damages.

"Sec. 17. After the filing of the assessment, as provided for in the preceding section, the constable of the precinct shall sell such stock at public auction for cash, after having given notice of such sale as in constables' sales of personal property, and apply the proceeds of such sale, after deducting the expenses thereof, to the satisfaction of said fees and damages, and shall pay the balance, if any, remains, to the owner of such stock.

The justices and constables shall receive for their services the same compensation as is allowed for like services in civil cases.

"Sec. 18. If no owner can be found of stock so impounded, the taker-up may make affidavit before a justice of the peace of the county, describing the stock impounded by him, and that the owner is unknown to all, which affidavit shall be forthwith delivered to the county court by such justice, to be kept in his office for inspection. After the filing of such assessment, the constable of the precinct shall sell such stock as in case where the owner is known, and if anything remains after satisfying the expenses of said sale and the fees and damages due to the taker-up, he shall report the same under oath to the clerk of the county court, and pay the same over to the county treasurer, to be received and disbursed by him in case of sales of estrays, or the taker-up may at his option after the expiration of five days, estray such stock, according to the laws regulating estrays in this State.

"Sec. 19. After the adoption of the stock law in any county or subdivision, any fence within such county or subdivision shall be deemed a lawful fence if it be sufficient to keep out the classes of stock not affected by the provisions of this chapter.

"Sec. 20. Whenever an election is held under the provisions of this chapter for any county or subdivision, and the proposition for a stock law, as here provided, is defeated, no other election for such purpose shall be held within that locality for the space of twelve months thereafter. But the defeat of the proposition for a county shall not prevent another election from being held immediately thereafter for
any subdivision of such county; nor shall a defeat of the proposition for any subdivision prevent an election from being held immediately thereafter for the entire county.

"Sec. 21. The fact that there is no law in said county to prohibit stock from running at large, creates an emergency, and an imperative public necessity that the constitutional rule requiring all 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. Loyd offered the following amendment:

"Amend the bill by substituting the number '100' freeholders instead of 'fifty,' wherever it occurs; also the number 'fifty' instead of the number 'twenty,' or a majority of the freeholders of any justice precinct."

Adopted.

Mr. Thomas of Fannin offered the following amendment:

"Amend by adding 'Fannin County' in list of counties included."

The following amendments to the amendment were offered and adopted:

By Mr. Adams:

"Add Wharton county."
By Mr. Grubbs:

"Add Hunt county."
By Mr. Stewart:

"Add Tarrant county."
By Mr. Wells:

"Add Grayson county."
By Mr. McCamy:

"Add Dallas county."
By Mr. Willrodt:

"Add Austin county."
By Mr. Henderson of Brazos:

"Add Brazos county."

The amendment as amended was adopted.

Mr. Lillard offered the following amendment:

"Amend the bill by adding the following sections, to be numbered hereafter as may be proper to harmonize with preceding sections:

"Sec. — When any county shall adopt the general stock law as provided for by this act, all the lands of such county which border on counties that have not adopted such general stock law shall be enclosed by the owner, lessee or agent thereof, if not already enclosed, by a good substantial fence, such as are used to enclose farms. And at or near the county line in all roads or lanes leading into a general stock law county, there shall be erected by the commissioners court of such county good and substantial gates with latches or fastenings for securing same when closed.

"Sec. — Every owner of land bordering on the county line of a county which has adopted the general stock law who refuses or neglects to enclose his land, as hereinbefore provided, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined in any sum not more than five dollars, and each week of such refusal or neglect shall constitute a separate offense.

"Sec. — It shall be the duty of the commissioners court of each county adopting the general stock law to have made and placed in good, conspicuous positions on or near each public gate as hereinbefore mentioned, a good substantial sign-board, not less than three feet long and eighteen inches wide, which sign-board shall be painted white on each side, and shall have painted on each side in large black letters the following words: "General stock law county," and under such words the additional words: '5.00 fine to leave gate open.'

"Sec. — Any person who wilfully opens or unlatches any public gate, or neglects to close and latch the same after passing through a gateway, or shall knock down or deface any general stock law sign-board, as provided herein, shall be deemed guilty of a misdemeanor, and on conviction thereof shall be fined in any sum not more than five dollars."

Mr. Decker offered the following amendment to the amendment:

"Amend the amendment by adding after the word 'white,' 'with black border not less than one inch in width.'"

Mr. Henderson of Lamar raised the point of order that by said amendment it is sought to amend the Penal Code thereby in controversy of Section 30, Article 3, of the State Constitution, that no bill shall be so amended that its original purpose is changed."

The Speaker held the point of order not well taken.

Mr. Powell raised the point of order on the amendment by Mr. Lillard that it is not in order, for the reason that it is not germane to bill, as the bill is drawn under Article 16, Section 23, of the Constitution, when the amendment is in regard to fences, as provided in Section 32 of said article. And further because the effect of such amendment would be obstructing public highways.

Sustained by the Speaker and the amendment was ruled out of order.
Mr. Powell moved the previous question, and the main question was ordered.

The bill was ordered engrossed.

The Speaker laid before the House, on its third reading and final passage,

House bill No. 578, A bill to be entitled "An Act to fix the terms for holding the courts in the Fiftieth Judicial District, and to repeal all laws in conflict here-with."

Read third time, and the roll call on final passage showed but eighty-two members voting.

Whereupon Mr. Decker moved a call of the House.

The call was seconded and the Clerk was directed to call the roll.

The roll was called and a quorum was announced present.

The Clerk was directed to call the roll again on final passage of House bill No. 578, and the bill was passed by the following vote:

|------|-------|-----------------|-------|--------|------|---------|--------|---------|---------|-------|--------|--------|---------|------|------|--------|-------|------|-------|------|---------------|------|--------|-----|----------|---------|-------|-----------|-------|-----------|----------|----------|----------|--------|--------|------|---------|-----------|---------|
| Willacy | Wooten | Willrodt | Wright | Absent | Allen of Colorado | Rogers | Bridgers | Absent—Excused | Ayers | Absent | Lake | Barbee | Lane | Beaty | Livsey | Bennett | Marsh | Blount | Masterson | Bolin | McClellan | Browne | Monroe | Childs | Murray | Clements | Neff | Cole | Nolan | Dean | Oliver | Dorroh | Phillips of Camp | Evans of Grayson | Rochelle | Frost | Schluter | Graham | Scurry | Grogan | Teague | Hurley | Tompkins | Jones | Vaughtan | Kittrell | Wheelless | The Speaker laid before the House, on its third reading and final passage, House bill No. 538, A bill to be entitled "An Act to amend an act entitled 'An Act to incorporate the city of Waco, and to define its boundaries and powers.'"

Read third time, and passed by the following vote:

|------|-------|-----------------|-------|--------|------|---------|--------|---------|---------|-------|--------|--------|---------|------|------|--------|-------|------|-------|------|---------------|------|--------|-----|----------|---------|-------|-----------|-------|-----------|----------|----------|----------|--------|--------|------|---------|-----------|---------|
Robertson of Bell. Tarkington. 
Rogers. Tarver. 
Russell. Tate. 
Sansom. Terrell. 
Savage. Thomas of Fannin. 
Shannon. Thomas of Wise. 
Sheburne. Tucker. 
Shropshire. Walton. 
Smith of Grayson. Wells. 
Smith of Collin. Willacy. 
Staples. Willrodt. 
Stewart. Wooten. 
Stripling. Wright. 
Sutherland. 

Nays—1. 
Robertson, Harrison. 

Absent. 
Allen of Colorado. 

Absent—Excused. 
Ayers. Lake. 
Barbee. Lane. 
Beaty. Livesey. 
Bennett. Marsh. 
Blount. Masterson. 
Bolin. McClellan. 
Browne. Monroe. 
Childs. Murray. 
Clements. Neff. 
Dean. Oliver. 
Frost. Schlueter. 
Graham. Scurry. 
Grogan. Teagle. 
Hurley. Tompkins. 
Jones. Vaughan. 
Kittrell. Wheless. 

(Mr. Shelburne in the chair.) 
Mr. Cross moved to reconsider the vote by which House bill No. 538, was passed, and to table the motion to reconsider. 

(Speaker in the chair.) 
The Speaker laid before the House, on its third reading and final passage, 

House bill No. 555, A bill to be entitled 

"An Act to amend an act passed by the Twenty-fifth Legislature in the year 1897, entitled, 'An Act to amend Subdivision 13. of Article 22. of the Revised Civil Statutes of the State of Texas, relative to the time of holding the terms of the district court in the Fifteenth Judicial District of Texas, passed by the Twenty-fourth Legislature in the year 1895, and to repeal all laws in conflict with this act,' providing for the selection and empaneling of grand juries for the January term of said court, and to repeal all laws in conflict with this act." 

Read third time and passed. 

The Speaker laid before the House, on its third reading and final passage, 

House bill No. 621, A bill to be entitled 

"An Act to create a more efficient road system for Nacogdoches county." 

Read third time, and passed by the following vote: 

Yeas—84. 
Adams. McKellar. 
Allen of Hopkins. Meitzen. 
Bailey. Mercer. 
Barrett. Morris. 
Bean. Morrow. 
Bridgers. Murphy. 
Caldwell. Parish. 
Calvin. Peery. 
Chambers. Pfeiffer. 
Cooke. Pitts. 
Collins. Poole. 
Conoly. Powell. 
Crawford. Prince. 
Cross. Ratcliff. Robertson, Harrison. 
Decker. Robertson of Bell. 
Derden. Rogers. 
Dix. Russell. 
Eckols. Sansom. 
Ellis. Savage. 
Evans of Fannin. Shannon. 
Garner. Shelburne. 
Garrett. Shropshire. 
Gill. Smith of Grayson. 
Goodlett. Smith of Collin. 
Goodman. Staples. 
Gordon. Stewart. 
Greenwood. Stripling. 
Grubbs. Sutherland. 
Hamilton. Tarkington. 
Henderson, Brazos. 
Henderson, Lamar. 
Howard. Terrell. 
Kennedy. Thomas of Wise. 
Lillard. Thomas of Fannin. 
Looney. Tucker. 
Loyd. Walton. 
Maxwell. Walla. 
McAnally. Willacy. 
McDowell. Willrodt. 
McFarland. Wooten. 
McKamy. Wright. 

Absent. 
Allen of Colorado. 

Little. 

Absent—Excused. 
Ayers. Evans of Grayson. 
Barbee. Frost. 
Beaty. Graham. 
Bennett. Grogan. 
Blount. Hurley. 
Bolin. Jones. 
Browne. Kittrell. 
Childs. Lake. 
Clements. Lane. 
Cole. Livesey. 
Dean. Marsh. 
Dorroh. Masterson.
Mr. Stripling moved to reconsider the vote by which House bill No. 621 was passed, and to table the motion to reconsider.

The motion to table prevailed.

The Speaker laid before the House, on its third reading and final passage, House bill No. 621, a bill to be entitled “An Act to amend Chapter 65, of the Acts of the Twenty-Fifth Legislature, being ‘An Act to create a more efficient road system for Montague, Red River and Wichita counties, in the State of Texas, and making county commissioners of said county ex-officio road commissioners, and prescribing their duties as such, and providing for their compensation as road commissioners, and defining the powers and duties of the commissioners courts of said counties, and fixing a penalty for the violation of this act, and to repeal all laws in conflict with this act.’”

Read third time, and passed by the following vote:

Yeas—83.
Adams.
Allen of Hopkins.
Bailey.
Barrett.
Bean.
Bridgers.
Caldwell.
Calvin.
Chambers.
Childers.
Cooke.
Collins.
Conoly.
Crawford.
Cross.
Culp.
Decker.
Derden.
Dyer.
Ellis.
Evans of Fannin.
Garner.
Gill.
Goodlett.
Goodman.
Gordon.
Greenwood.
Grubbs.
Hamilton.
Henderson, Brazos.
Henderson, Lamar.

Absent—Excused.
Ayers.
Barbee.
Beaty.
Bennett.
Blount.
Bolin.
Browne.
Childs.
Clements.
Cole.
Dean.
Evans of Grayson.
Dorroh.
Frost.
Graham.
Grogan.
Hurler.
Jones.
Kittel.
Kittrell.

Mr. Savage moved to reconsider the vote by which House bill No. 621 was passed, and to table the motion to reconsider.

The motion to table prevailed.

The Speaker laid before the House, on its third reading and final passage, House bill No. 710, a bill to be entitled “An Act to create a more efficient road system for Bell county, Texas.”

Read third time, and passed by the following vote:

Yeas—86.
Adams.
Allen of Hopkins.
Bailey.
Barrett.
Bean.
Bridgers.
Caldwell.
Calvin.
Chambers.
Childers.
Cooke.
Collins.
Conoly.
Crawford.
Cross.
Culp.
Decker.
Derden.
Dyer.
Ellis.
Evans of Fannin.
Garner.
Gill.
Goodlett.
Goodman.
Gordon.
Greenwood.
Grubbs.
Hamilton.
Henderson, Brazos.
Henderson, Lamar.

Absent—Excused.
Ayers.
Barbee.
Beaty.
Bennett.
Blount.
Bolin.
Browne.
Childs.
Clements.
Cole.
Dean.
Evans of Grayson.
Dorroh.
Frost.
Graham.
Grogan.
Hurler.
Jones.
Kittel.
Kittrell.
Mr. Robertson of Bell moved to reconsider the vote by which House bill No. 710 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. 398, A bill to be entitled "An Act to amend Sections 17, 27, 98 and 116, of an act incorporating the city of Sherman, known as 'An Act to incorporate the city of Sherman, in Grayson county, Texas, and to fix the boundaries thereof, and to provide for its govern-
Mr. Terrell offered the following amendment:

"Amend by striking out the word 'section' in line 4, Section 2, and insert the word 'session.'"

Adopted.

The bill was passed to a third reading.

The Speaker laid before the House, on its second reading, and passage to a third reading.

Senate bill No. 189. 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."

The bill was read second time, and was passed to a third reading.

Mr. Meitzen moved to adjourn until 9:30 o'clock a.m. next Monday.

The Speaker here stated that, by unanimous consent, the morning call would be taken up before submitting the motion to adjourn.

PETITIONS AND MEMORIALS.

By Mr. Smith of Grayson:

Petition from fifty-five citizens of Whitesboro, asking for the extension of the privileges of normal schools. Read, and referred to Committee on Education.

Also petition from ninety citizens of Grayson county, asking for a law providing for the election of public weighers. Read, and referred to Committee on Agricultural Affairs.

By Mr. Phillips of Lampasas:

Petition from the Woman's Christian Temperance Union and citizens of Burnet county, in mass meeting, asking the Legislature to defeat Senate bill No. 209, which inserts "knowingly" five times in the civil liquor law of this State. Read, and referred to Judiciary Committee No. 2.

BILLS AND RESOLUTIONS.

By Mr. Calvin and Mr. Henderson of Lamar:

House bill No. 747. A bill to be entitled "An Act to amend an act entitled 'An Act to incorporate the city of Paris, and to prescribe its duties and liabilities,' adopted by the Twenty-first Legislature of Texas, and approved March 27, 1889, by amending Section 4 of said act so as to make all officers created by said act elective by the qualified voters of said city, and declaring an emergency."

Read first time, and referred to Committee on Towns and City Corporations.

By Mr. Prince:

House bill No. 748. A bill to be entitled "An Act to appropriate two thousand dollars to Jink Evans for services rendered to the State Orphans' Home, for the years 1897 and 1898."

(The bill declares an emergency.)

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

By Mr. Allen of Hopkins:

House bill No. 749. A bill to be entitled "An Act to appropriate two thousand dollars to Jink Evans for services rendered to the State Orphans' Home, for the years 1897 and 1898."

(The bill declares an emergency.)

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

By Mr. Tucker:

House bill No. 750. A bill to be entitled "An Act to appropriate $100,000 to pay the officers and men of the Texas Volunteers prior to the mustering into the service of the United States in the late war with Spain: to pay those who were rejected: to pay for the necessary supplies, subsistence and transportation prior to their being mustered into service; to authorize the Governor to collect from the United States all moneys expended under this act."

(The bill declares an emergency.)

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

Committee Room,
Austin, Texas, March 17, 1899.

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

Sir: Your Judiciary Committee No. 1, to whom was referred House bill No. 618, a bill to be entitled "An Act to define the powers and duties of the Courts of Civil Appeals of the several supreme judicial districts of the State of Texas, where there is, or may be, a conflict of opinion by any of the said Courts of Criminal Appeals, on a question of law involved in any cause pending before said courts, and prescribing the duties of the Supreme Court of the State of Texas in such cases."

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 amendments:

"Amend by adding at end of Section 1, these words: 'When said record shall have been received by the Clerk of the Supreme Court, he shall docket the same, and the Supreme Court shall set such cause down for hearing at some future day, and the Clerk of the Supreme Court shall at once notify the attorneys of record of such setting, and such case shall be set for a time sufficiently far in the future to give such attorneys reasonable time to prepare briefs and arguments, if they so desire.'"

WOOTEN, Chairman.

Committee Room,
Austin, Texas, March 17, 1899.

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

Sir: Your Judiciary Committee No. 1, to whom was referred House bill No. 623, a bill to be entitled "An Act to provide for the licensing of architects, and regulating the practice of architecture as a profession, and the appointment of a State Board of Examiners of Architects."

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 17, 1899.

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

Sir: Your Judiciary Committee No. 1, to whom was referred Senate bill No. 138, a bill to be entitled "An Act to amend Article 1020, Title XXVII, of the Revised Civil Statutes of the State of Texas, adopted in 1895, relating to the manner of giving notice of motions by the Court of Civil Appeals, and to repeal all laws and rules 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, March 17, 1899.

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

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

House bill No. 98, a bill to be entitled "An Act to amend Article 1381, of Chapter 18, of Title XXX, of the Revised Civil Statutes of Texas, relating to the time of filing statements of facts, giving twenty days instead of ten."

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 amendments: Strike out in caption the following, "giving twenty days instead of ten:" strike out of the bill the following, "not exceeding twenty days."

WOOTEN, Chairman.
Senate bill No. 101, A bill to be entitled "An Act to restore and confer upon the County Court of Stonewall county the civil and criminal jurisdiction heretofore belonging to said county under the Constitution and general statutes of the State, and to conform the jurisdiction of the district court of said county to such change."

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 17, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sin: Your Judiciary Committee No. 1, to whom was referred Senate bill No. 101, A bill to be entitled "An Act granting permission to M. T. and M. C. Chapman, or their assigns, to bring suit against the State of Texas in the District Court of Dallas county, to ascertain the amount, if any, to which the State is indebted to said M. T. and M. C. Chapman, or their assigns, on account of the sinking of an artesian well for the State of Texas at the North Texas Insane Asylum."

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 17, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sin: Your Judiciary Committee No. 1, to whom was referred Senate bill No. 661, A bill to be entitled "An Act to amend Article 934, Chapter 1 of the Revised Civil Statutes of Texas, 1895, and to fix the salaries of the chief justice and the associate justices of the Supreme Court at three thousand five hundred dollars per annum, 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 not pass.

WOOTEN, Chairman.

Committee Room,
Austin, Texas, March 17, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sin: Your Judiciary Committee No. 1, to whom was referred Senate bill No. 160, A bill to be entitled "An Act to amend Article 642 of the Revised Civil Statutes, and to add thereto Section 57, regarding the purposes for which private corporations may be created."

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 17, 1899.

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

Sir: Your Judiciary Committee No. 1, to whom was referred Senate bill No. 166, A bill to be entitled "An Act to amend Article 713, of Chapter 11, Title XXI, of the Revised Civil Statutes of the State of Texas, and to add Article 713a to said Chapter 11, Title XXI, of said Revised Civil Statutes of the State of Texas, relating to the purposes for which private corporations may be created."

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 17, 1899.

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

Sir: Your Judiciary Committee No. 1, to whom was referred Senate bill No. 209, A bill to be entitled "An Act to amend Article 5060g, of Chapter 1a, of Title CIV, of the Revised Civil Statutes, relating to the regulation of the sale of liquors."

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 17, 1899.

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

Sir: Your Judiciary Committee No. 1, to whom was referred House bill No. 634, A bill to be entitled "An Act to amend Article 1387, Chapter 19, Title XIII, of the Revised Statutes of the State of Texas, relating to appeals and prescribing the times in which cases must be appealed from a final judgment or judgments overruling motions for new trials."

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 17, 1899.

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

Sir: Your Judiciary Committee No. 1, to whom was referred Senate bill No. 157, A bill to be entitled "An Act authorizing county judges to issue writs of attachments for the detention and return of minors who have gone beyond the control of their guardians."

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 17, 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. 300, A bill to be entitled "An Act to quiet titles to lands located and surveyed by virtue of land certificates granted under the Act of the Legislature of the State of Texas, entitled 'An Act granting to persons who have been permanently disabled by reason of wounds received while in the service of this State or the Confederate States, a land certificate for twelve hundred and eighty acres of land,' approved April 9, 1861, and to validate such location and surveys."

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, March 17, 1899.

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

Sir: Your Committee on Public Health and Vital Statistics, to whom was referred the following petitions and memorials, in substance as follows, to wit:

(1) A petition of 150 men and 250 women of Anderson county, asking the Legislature to pass the Poole cocaine opium bill.

(2) A petition from 150 men and 250 women of Palestine, Anderson county, Texas, asking for the passage of the Jones anti-tobacco bill.

(3) A petition of 150 men and 250 women of Anderson county, asking the Legislature to establish an industrial school for girls.

(4) Petition by citizens of Rockwall county, asking the Legislature to pass the Jones anti-tobacco bill.

(5) Petition by the citizens of Rockwall county, asking the Legislature to pass the Poole cocaine opium bill.

(6) Petition by members of the Tabernacle M. E. Church of Dallas, asking the passage of the Jones tobacco bill.
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(7) Petition by twenty-five members of the W. C. T. U. of Denison, Texas, recognizing the evil effects of the cigarette habit upon the youth of our State, and urging the House of Representatives to pass Senator Lloyd's bill (Senate bill No. 76), prohibiting the sale of tobacco and cigarettes to persons under sixteen years of age.

Have had the same under consideration, and I am instructed to report it back to the House with the recommendation that they be referred back to the calendar to be preserved for future reference.

MCDOWELL, Acting Chairman.

Committee Room,
Austin, Texas, March 17, 1899.

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

Sir: Your Committee on Public Health and Vital Statistics, to whom was referred Senate bill No. 77, A bill to be entitled "An Act to regulate the sale of cocaine, opium and other poisons;"

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

MCDOWELL, Acting Chairman.

Committee Room,
Austin, Texas, March 17, 1899.

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

Sir: Your Committee on Public Health and Vital Statistics, to whom was referred House bill No. 732, A bill to be entitled "An Act to amend Article 4324, Title XCI, Revised Statutes of the State of Texas, 1895, relating to quarantine;"

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.

MCDOWELL, Acting Chairman.

Committee Room,
Austin, Texas, March 17, 1899.

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

Sir: Your Committee on Public Health and Vital Statistics, to whom was referred Senate bill No. 81, A bill to be entitled "An Act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose, and to prevent unauthorized uses and traffic in human bodies, and to legalize dissections by authorized persons;"

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

MCDOWELL, Acting Chairman.

Committee Room,
Austin, Texas, March 17, 1899.

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

Sir: Your Committee on Public Health and Vital Statistics, to whom was referred House bill No. 358, A bill to be entitled "An Act to amend Title LXXXII, of the Revised Civil Statutes of the State of Texas, and provides for the license of physicians and surgeons, to regulate the practice of medicine and surgery, and to punish persons violating the provisions of the same;"

Also House bill No. 627, A bill to be entitled "An Act to regulate the practice of medicine and surgery, to license physicians, surgeons and midwives, and to punish persons violating the provisions thereof in the State of Texas;"

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

MCDOWELL, Acting Chairman.

Committee Room,
Austin, Texas, March 15, 1899.

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

Sir: Your Committee on Engrossed Bills, to whom was referred House bill No. 621, A bill to be entitled "An Act to create a more efficient road system for Nacogdoches county, Texas, and making the county commissioners of said county ex-officio road commissioners and prescribing their duties as such, and providing for their compensation as road commissioners, and providing for the appointment of road overseers and defining their duties, and for the working of county convicts upon the roads of said county, and providing for officers' fees and rewards for the capture of escaped convicts, and authorizing the working of county convicts partly upon the county convict farm as well as upon the public roads, or partly upon both, in the discretion of the commissioners court, and
making provision of act applicable, as far as practicable, to convicts when worked on county farms, and to provide for the summoning of teams for road work, and for an allowance of time for the service of same, and fixing a penalty worked on county farms, and to provide

... Nacogdoches county, and to authorize the commissioners court of Nacogdoches county to create the office of superintendent of public roads and bridges for Nacogdoches county, and defining his duties, and providing for compensation of said superintendent, and prescribing bond to be given by said officer; providing that delinquent poll tax-payers shall be subject to three days road duty; providing for the condemnation of any land needed for the widening, straightening, changing or draining of roads; providing for the taking of timber, gravel, earth, stone or other necessary material for the improvement of roads, and giving persons summoned to work on roads the right to be relieved from the discharge of such duty on the payment of specific sums of money herein stipulated,

... for the widening, straightening, changing or draining of roads; providing for the taking of timber, gravel, earth, stone or other necessary material for the improvement of roads, and giving persons summoned to work on roads the right to be relieved from the discharge of such duty on the payment of specific sums of money herein stipulated," Have carefully examined said bill and find the same correctly engrossed.

McANALLY, Acting Chairman.

MAJORITY REPORT.

Committee Room,
Austin, Texas, March 17, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Committee on Contingent Expenses beg to report as follows:
We have allowed Mrs. Grubbs for washing towels $2.25.
We have allowed Von Boeckmann, miscellaneous account, $44.40.
We have allowed Von Boeckmann, stationery account, $245.60.
We have allowed lock and key account.
Von Boeckmann's account—
For printing bills, March 4th to March 15th, $302.83.
For printing House Record, March 4th to March 15th, $211.68.
A majority of your committee recommend that Mr. Logan, Reading Clerk, be allowed $1.00 a day for the extra amount of work he is required to do, dating from March the 1st, 1899.

SAVAGE, Chairman.

MINORITY REPORT.

Committee Room,
Austin, Texas, March 18, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: We, a minority of your Com-
mittee on Contingent Expenses do not concur in the opinion of the majority of this committee which recommends that the Reading Clerk be allowed $1.00 per day from March 1, 1899, for extra work. Personally we would be glad to support this resolution, but for the reason the granting of extra compensation as proposed is, in our opinion, expressly prohibited by Section 44, Article 3, of the Constitution. Moreover, the Speaker has held that a resolution of this kind can not be considered unless the resolution provided for the organization of the House be reconsidered, and that it is now too late for such reorganization.

CALVIN,
KENNEDY,
MEITZEN.

Committee Room,
Austin, Texas, March 18, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Committee on Towns and City Corporations, to whom was referred Senate bill No. 245, A bill to be entitled "An Act to repeal 'An Act to incorporate the town of Jacksonville, in Cherokee county, Texas,' passed at the session of the Thirteenth Legislature," Have had the same under consideration, and I am instructed to report it back to the House with the recommendation that it do pass.

McKAMY, Chairman.

Committee Room,
Austin, Texas, March 18, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Committee on Towns and City Corporations, to whom was referred House bill No. 747, A bill to be entitled "Act entitled 'An Act to incorporate the city of Paris, and to prescribe its duties and liabilities,' adopted by the Twenty-first Legislature of Texas, and approved March 27, 1889, by amending Section 4 of said act so as to make all officers created by said act elective by the qualified voters of said city." Have had the same under consideration, and I am instructed to report it back to the House with the recommendation that it do pass, but that it do not be printed.

McKAMY, Chairman.

NOTICES.

Mr. McKamy gave notice that on next Monday he would make a motion to have House bill No. 342, the Dallas city charter, made a special order for next Tuesday, March 21st, 10 o'clock a.m.
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Mr. Smith of Grayson gave notice that on next Tuesday morning, March 21st, he would call up the motion to reconsider the vote by which Substitute House Bill Nos. 275 and 313, relating to investment of the permanent public free school fund, was passed, and which motion to reconsider was spread on the Journal March 10th.

Mr. Wright gave notice that on next Monday he would make a motion to have House bills Nos. 742 and 743 made a special order for next Tuesday afternoon, March 21st, to be considered on their third reading and final passage.

Mr. Childers gave notice that on next Monday he would make a motion to have House bill No. 585 a special order for Tuesday, March 21st.

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

SIXTIETH DAY.

Hall of the House of Representatives, Austin, Texas, Monday, March 20, 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:

Present—92.

Adams, Greenwood.
Allen of Hopkins, Hamilton.
Bailey, Henderson, Brazos.
Barbee, Henderson, Lamar.
Barrett, Howard.
Bean, Jones.
Bartey, Kennedy.
Brown, Kittrell.
Caldwell, Lane.
Calvin, Lillard.
Chambers, Little.
Childers, Livsey.
Childs, Looney.
Cocke, Loyd.
Cole, Masterson.
Collins, Maxwell.
Cross, Mcaulay.
Culp, McDowell.
Decker, McFarland.
Derden, McKamy.
Dikes, McLellan.
Eckols, Mercer.
Ellis, Monroe.
Evans of Fannin, Morrow.
Frost, Neff.
Garner, Nolan.
Garrett, Palmer.
Gill, Parish.
Goodlett, Peery.
Goodman, Pfeiffer.
Gordon, Phillips, Lampasas.

Pitts, Sutherland.
Poole, Tarleton.
Powell, Tavender.
Prince, Tate.
Katechill, Teague.
Robertson of Bell, Teagell.
Russell, Thomas of Wise.
Sansom, Thomas of Fannin.
Savage, Tucker.
Schlotter, Walston.
Scarry, Whitley.
Shannon, Wilhazy.
Shepshire, Williford.
Smith of Collin, Wooten.
Stewart, Wright.

A quorum was announced present.

Prayer by Rev. W. J. Gatlin, Chaplain. Mr. Bailey, by unanimous consent, offered the following resolution:

Resolved, That the House do stand adjourned until 3 p.m. today, and that said adjournment be taken in honor of the memory of our late fellow member, Hon. Simpson Parker Evans; that it be so entered on the Journal, and that a committee of five Representatives be appointed by the Speaker to arrange for suitable memorial services.

[Signed—Bailey, Henderson of Lamar, Kittrell, Decker, McKamy, Tarver, Barbee, McKellar, McFarland.]

The resolution was read second time, and Mr. Bailey moved that it be adopted by a rising vote.

The motion prevailed, and the resolution was adopted unanimously.

Whereupon the House adjourned to 3 o'clock p.m. today.

AFTERNOON SESSION.

The House met at 3 o'clock p.m., pursuant to adjournment, and was called to order by the Speaker.