quire, by ordinance or resolution, and shall perform such other and further duties as the council may from time to time prescribe.'"

Adopted.

5. "Committee amendment, Section 105, on line 26, page 89, clerical error, the figures should be '1900,' instead of '1897.'"

Adopted.

6. "Amend Section 120, page 41, lines 7 and 8, by striking out the words in said lines, 'provided, that the aggregate amount of said bonds shall at no time exceed the present bonded indebtedness of the city, and insert in lieu thereof the following: 'Provided, that the aggregate amount of said bonds shall at no time exceed the sum of two million dollars outstanding.'"

Adopted.

7. "Amend Section 120, line 12, page 41, by striking out the word 'not' where it occurs in said line 12.'"

Adopted.

8. "Amend Section 159, page 59, by inserting in line 14, after the words 'the owner to,' the words 'repair such,' and by striking out the words 'repair such,' in line 16, of Section 159, page 59." Adopted.

9. "Amend Section 159, line 30, page 73, by correcting the spelling of the word 'sinking.'"

Adopted.

10. "Amend Section 213, lines 27, 28 and 29, page 89, by striking out the words 'An Act to incorporate the city of Dallas, and to grant a new charter to said city, approved the .... day of ...., A. D. 1897,' and insert in lieu thereof the words 'An Act to incorporate the city of Dallas and grant it a new charter, Special Laws Twenty-fifth Legislature, Chapter 6, page 13.'"

Adopted.

(Pending consideration of the bill, Mr. Schluter occupied the chair.)

Speaker in the chair,

Mr. Staples offered the following amendment:

"Amend by striking out Section 7, on page 5, and insert in lieu thereof the following: 'No person shall be eligible to the office of mayor, or alderman, or commissioner, or president, or member of the board of education unless he, at the date of his election, be a qualified voter of the city of Dallas, as now prescribed by general law.'"

(Mr. Schluter in the chair.)

Mr. Prince yielding the floor,

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

Mr. Monroe moved to take a recess until 3 o'clock p. m. today.

Question being on the longest time first, the motion prevailed, and the House, at 12:30 p. m., adjourned until 9:30 o'clock a. m. next Monday.

"We oppose the motion to adjourn until Monday to take an excursion to Fort Arthur. We demanded the ayes and nays, but the Speaker pro tem failed to recognize us, and declared the House adjourned until Monday morning at 9:30 o'clock.

"We voted against the motion to adjourn for said excursion, and we shall continue to vote against taking these excursions at the expense of the people, as it costs them $800 to take this trip, and it would have cost $1500 if we were getting $5.00 per day instead of $2.00 per day. We hold that the Legislature has no right to charge the State for services rendered while on these pleasure trips."

"(Adopted.)"

"SMITH of Collin.'"

SIXTY-FIFTH DAY.

Hall of the House of Representatives, Austin, Texas, Monday, March 27, 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—113.

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A quorum was announced present. Prayer by Rev. W. J. Gatlin, Chaplain. Pending reading of the Journal of last Friday, March 24, On motion of Mr. Sutherland, further reading was dispensed with.

GRANTED LEAVE OF ABSENCE.

On account of important business: Mr. McDowell for today, on motion of Mr. McClellan. Mr. Pfeuffer for today, on motion of Mr. Wells. Mr. Garrett until Wednesday, on motion of Mr. Culp. Mr. Masterson for today, on motion of Mr. Shelburne. Mr. Kittrell until Wednesday, on motion of Mr. Monroe. Mr. Lane for today, on motion of Mr. Scurry. Mr. Morris for today, on motion of Mr. Vaughan. Mr. Dies for today, on motion of Mr. Crawford. Mr. Barbee for today, on motion of Mr. Pitts.

Mr. Teagle for today, on motion of Mr. Bolin.

On account of sickness: Mr. Mercer indefinitely, on motion of Mr. Schluter. Mr. Sansom for today, on motion of Mr. Smith of Grayson.

PETITIONS AND MEMORIALS.

By Mr. McClellan (by request): Memorial from Mrs. M. J. DeCaussey, recommending the purchase by the State of the Bible of the hero of the Alamo, Wm. B. Travis, and asking for an appropriation therefor; also asking for the return of said Bible, which is now in the State library, in the event the State does not purchase the same. Read, and referred to Committee on Insurance, Statistics and History.

By Mr. Phillips of Lampasas:

Petition of 230 citizens of Burnet county, asking for the passage of Senate bill No. 76, relating to the sale of cigarettes and tobacco to persons under sixteen years of age. Read, and referred to Committee on Public Health and Vital Statistics.

BILLS AND RESOLUTIONS.

By Mr. Tarver:

House bill No. 760, A bill to be entitled "An Act to provide against a public calamity afflicting the inhabitants of Webb county, Texas, by relieving the inhabitants and property in said county from the payment of taxes, levied for State purposes, for the years 1899 and 1900." (The bill declares an emergency.) Read first time, and referred to Committee on Revenue and Taxation.

By Mr. Murphy:

House bill No. 761, A bill to be entitled "An Act to amend Article 361, of the Penal Code of the State of Texas, and to add to said Code, Articles 361a, 361b and 361c, relating to the offense of keeping disorderly houses, so as to fix the penalty for keeping, being concerned in keeping, or knowingly permitting to be kept, a disorderly house, at a fine of not less than $25 nor more than $250." (The bill declares an emergency.) Read first time, and referred to Judiciary Committee No. 2.

By Mr. Kennedy:

Whereas, The committee work of the House is practically over, and that to continue the present force of clerks would be a useless and unnecessary expenditure of public money, therefore be it

Resolved, That the Speaker be in-
Committee Room,
Austin, Texas, March 27, 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 account for furnishing Speaker's room, $18.55.
We have allowed account to Geo. Price for washing bed linen in Speaker's room from February 24 to March 7, $3.10.
A majority of your committee have agreed to allow to the following persons for visiting the various State institutions and reporting condition to the Finance Committee the accompanying expense accounts:
To Nestor Marrow, $11.80.
To C. E. Stewart, $7.70.
To J. W. Maxwell, $7.70.
To T. F. Vaughan, $9.00.
To Joe Lake, $11.55.
To W. H. Marsh, S. V. Pfeuffer, V. W. Grubbs, $6.00.
We have allowed to Sergeant-at-Arms for stamps, $200.00.
SAVAGE, Chairman.

MAJORITY REPORT.
Committee Room,
Austin, Texas, March 23, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.
Sir: Your Committee on Federal Relations, to whom was referred
House Concurrent Resolution No. 41, A resolution to either compensate Hog & Robertson for services rendered the State or to return the money received from the United States government through their efforts,
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.
ALLEN of Hopkins, Chairman.

MINORITY REPORT.
Committee Room,
Austin, Texas, March 23, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.
Sir: We, a minority of your Committee on Federal Relations, to whom referred
House Concurrent Resolution No. 41, Do not concur in the report of the majority, and beg leave to recommend that it do pass.
GREENWOOD, FROST.
Committee Room,
Austin, Texas, March 27, 1890.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Committee on Stock and Stock-raising, to whom was referred Senate bill No. 292, A bill to be entitled "An Act to amend Article 5304, Title CXI, of the Revised Civil Statutes of 1895, relating to wool growing interests, so as to strike out of the exempt list the counties of Calhoun and Aransas.

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

PEERY, Chairman.

Committee Room,
Austin, Texas, March 27, 1890.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Committee on Stock and Stock-raising, to whom was referred House bill No. 695, A bill to be entitled "An Act to amend Article 5043, Revised Statutes of 1895, as amended by the Twenty-fifth Legislature, so as to take Travis county out of the list of exemptions and make it subject to the provisions of Title CII, of Chapter 6, of the Revised Statutes, relating to the inspection of hides and animals.

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, as another bill has been reported favorably on same subject.

PEERY, Chairman.

SENATE MESSAGE.

Senate Chamber,
Austin, Texas, March 27, 1890.
To J. S. Sherrill, Speaker of the House of Representatives.

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed the following bills, to wit: Senate bill No. 142. A bill to be entitled "An Act to amend Articles 2540, 2535, 2536, 2537, 2538, 2539 and 2540, and Title XLIX, of the Revised Civil Statutes of the State of Texas, relating to actions of forcible entry and detainer."

J. P. Poole,
Secretary of the Senate.

SPEAKER'S TABLE.

On motion of Mr. Henderson of Lamar, pending business was suspended to take up and place on its second reading and passage to a third reading, Senate bill No. 273, A bill to be entitled "An Act to amend and 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."

The bill was laid before the House, was read second time, and passed to a third reading.

Mr. Henderson of Lamar moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that Senate bill No. 273 be put on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—95.
Adams. Howard.
Ayers. Jones.
Bailey. Lake.
Barrett. Lillard.
Bean. Livsey.
Beaty. Loyd.
Bleunt. Marsh.
Bolin. Maxwell.
Bridgers. McAnally.
Brown. McClellan.
Calwell. McFarland.
Calvin. McKamy.
Chambers. Monroe.
Childers. Morrow.
Clements. Murphy.
Cooke. Murray.
Cole. Neff.
Collins. Nolan.
Colony. Oliver.
Culp. Parish.
Dean. Peery.
Dorrough. Phillips of Camp.
Eckols. Pitts.
Evans. Poole.
Frost. Powell.
Gill. Prince.
Goodlett. Ratliff.
Goodman. Robertson, Harrison.
Gordon. Robertson of Bell.
Graham. Rochelle.
Greenwood. Rogers.
Groogan. Savage.
Grubbs. Schluter.
Hamilton. Shannon.
Henderson, Lamar.

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Senate bill No. 273 laid before the House on its third reading and final passage.

Read third time, and passed by the following vote:

Yeas—99.

Adams. Evans.
Allen of Colorado. Frost.
Ayers. Gill.
Bailey. Goodlett.
Barrett. Goodman.
Bean. Gordon.
Beaty. Graham.
Blount. Greenwood.
Bolin. Grogan.
Bridgers. Grubbs.
Browne. Hamilton.
Caldwell. Henderson, Lamar.
Calvin. Howard.
Chambers. Hurley.
Childers. Jones.
Clements. Lake.
Conoly. Lillard.
Collins. Livesey.
Cole. Looney.
Cross. Loyd.
Dean. Marsh.
Decker. Maxwell.
Derden. McAnally.
Dorroh. McClanahan.
Eckols. McFarland.
Ellis. McKamy.

Nays—1.

Smith of Grayson. Thomas of Fannin
Smith of Collin. Tucker.
Staples. Vaughan.
Stewart. Walton.
Stripling. Wells.
Sutherland. Wheeler.
Tarver. Willacy.
Tate. Willrodt.
Terrell. Wooten.

Thomas of Wise.

Absent.

Smith of Grayson.

Allen of Colorado.

Absent.

Smith of Collin.

Allen of Hopkins.

Absent—Excused.

Owens. McFarland.
Bennett. Mercier.
Dries. Morris.
Garrett. Pfeuffer.
Kittrell. Sansom.
Lone. Teagle.
Masterson. Wright.
McDowell. 

Mr. Henderson of Lamar moved to reconsider the vote by which Senate bill No. 273 was passed, and to table the motion to reconsider.

The motion to table prevailed.

The Speaker laid before the House an amendment by Mr. Staples pending.

On motion of Mr. Wooten, the amendment was tabled.

Mr. McKamy offered the following amendments:

(1) "Amend by inserting after the word 'owner' and before the word 'unless' in line 1, page 47, the following: 'After due notice as above provided in this section, and strike out the word 'special' in line 3, page 47, and insert the word 'further.'"

Adopted.

(2) "Amend by striking out the words 'and need give no' in line 27, page..."
afternoon session.

The House met at expiration of recess, and was called to order by the Speaker.

Pending question—

House bill No. 342, the Dallas city charter, on engrossment, with amendment by Mr. Adams pending and substitute therefor by Mr. Murphy.

The Speaker laid the same before the House.

(Pending consideration, Mr. Schluter occupied the chair.)

The Speaker in the chair, Mr. Adams, by permission, withdrew his amendment, and the Speaker stated that the substitute by Mr. Murphy for the amendment just withdrawn would take the place of the amendment, and be the pending question before the House.

Mr. Tarver then offered to renew the amendment which had been withdrawn, and the Speaker held that he could not do so, but that if the amendment was offered again by another member, it must be sent up in writing.

Mr. Deck moved the previous question, and it was not seconded.

Mr. Adams then offered the following substitute for the amendment by Mr. Murphy:

"Amend by inserting after page 46, and strike out the word 'taxes' and before the word 'upon' in line 14, page 43, the following: 'Except in cases where the laws of the State now in force prohibit the levy of occupation taxes by cities and counties.'"

Adopted.

(5) "Amend by striking out the words 'and imprisonment, or' in line 1, page 48, and strike out the word 'either' in line 2, page 46."

Adopted.

(6) "Amend by inserting after the words 'of any corporation having or in the employ of any corporation having or to have any contract with said city.'"

Mr. Murphy offered the following substitute for the amendment:

"Amend by striking out all after the word 'therein,' in line 25, down to and including the word 'treasury,' in line 32, page 5."

(Mr. Schluter in the chair.)

Pending consideration, Mr. Tarver yielding the floor.

On motion of Mr. Murray, the House, at 12:15 p.m., took recess until 3 o'clock p.m. today.

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AFTERNOON SESSION.
of one who had offered an amendment instead of a substitute, with a proposition of the loss of his right to conclude the argument under the previous question.

"Prrts."

Question first recurred on the substitute by Mr. Adams.

Yeas and nays were demanded by Mr. Kennedy, Mr. Pitts and Mr. Tarver.

The substitute was adopted by the following vote:

Yeas—69.

Adams. Morrow.
Allen of Hopkins. Murray.
Ayars. Neff.
Bean.
Bridgers.
Brown.
Caldwell.
Caldwell. Phillips, Lampasas.
Calvin.
Children.
Clements.
Collins.
Conolly.
Crawford.
Dean.
Decker.
Derden.
Dorroh.
Evans.
Garner.
Gill.
Goodlett.
Goodman.
Gordon.
Grogan.
Grubbs.
Hamilton.
Henderson, Brazos.
Henderson, Lamar.
Lillard.
Livy.
Maxwell.
McKamy.
Monroe.

Nays—30.

Allen of Colorado.
Barrett.
Blount.
Chambers.
Cocke.
Cross.
Culp.
Frost.
Howard.
Hurley.
Jones.
Kennedy.
Lake.
Little.
Loyd.

Absents—Excused.

Allen of Colorado. McCollan.
Barrett. McCollan.
Blount. Meitzen.
Chambers. Murphy.
Cocke. Murphy.
Cross. Parish.
Frost. Pitts.
Howard. Poole.
Hurley. Robertson, Harrison.
Jones.
Kennedy.
Lake.
Little.
Loyd.
McCann.
McCollan.
Meitzen.
Murphy.
Parish.
Phillips of Camp.
Pitts.
Poole.
Robertson, Harrison.
Robertson of Bell.
Sanborn.
Sawyer.
Scurry.
Sutherland.
Tate.
Tarmac.
Terrell.
Tucker.
Walker.
Wells.
Willacy.
Wooten.

"I vote 'no,' because member from Bexar bas by the withdrawal of the amendment by the gentleman from Lavaca, after there had been offered a substitute by the gentleman from Bexar was improperly allowed, because there was then permitted a substitute for the substitute from the gentleman from Bexar, and placed him, without his consent or the consent of the House, in the attitude..."
Mr. Vaughan offered the following amendment:

"Amend by striking out the words 'by the Governor of the State' in line 18, page 75, Section 201, and insert the words 'by the county judge of Dallas county.'"

Mr. Peery moved to adjourn until 9:30 o'clock a. m. tomorrow.

Mr. Frost, by unanimous consent, offered the following resolution:

"Be it resolved by the House of Representatives of the Twenty-sixth Legislature, that in the future deliberations of this body, no member who has spoken on any question shall have the right to move the previous question and cut off debate."

Read second time, and referred to the Committee on Rules.

NOTICE.

Mr. Schluter gave notice that he would tomorrow afternoon, at 3 o'clock, call up a motion by Mr. Decker to reconsider the vote by which Section 1, of Substitute House bill No. 130, etc., the general occupation tax bill, was so amended as to make the annual occupation taxes therein provided for payable quarterly, which motion was spread on the Journal of February 24th.

At 5:45 p. m., on motion of Mr. Peery, the House adjourned until 9:30 o'clock a.m. tomorrow.