lations as may be prescribed by the Railroad Commission of Texas; and if the parties cannot agree upon the terms of such use, the State, through its Railroad Commission, shall have authority to require said Huntington, his heirs or assigns or successors, to permit such use upon such terms and regulations as said Commission may prescribe.'

[Signed
"WOOTEN,
"KENNEDY."]

Pending consideration, Mr. Pitts moved to adjourn until 9:30 a.m. tomorrow, and Mr. Jones to 9 a.m. tomorrow.

After further consideration by the House, Mr. Tarver moved the previous question on the amendment, and the motion was not seconded.

Mr. Powell offered the following substitute for the amendment:

"Amend by adding at the end of line 21, page 5, the following: 'Provided, that the said Huntington, his heirs or assigns, shall receive from any and all steamers, vessels and railroads, which may desire to discharge their cargo at the wharf of said Huntington, all such freight and cargoes, upon such terms as may be agreed upon by and between the said Huntington and such steamers, vessels and railroads, and when such parties are unable to agree upon such wharfage charges, then upon such terms as may be prescribed by the Railroad Commission of Texas.'"

Pending consideration, Mr. Scurry moved to adjourn until 9:30 o'clock a.m. tomorrow, and Mr. Jones until 9 a.m. tomorrow.

Question recurring on the longest time first, the motion prevailed, and the House, at 6 p.m., adjourned until 9:30 o'clock a.m. tomorrow.

COMMITTEE REPORTS.

Committee Room,
Austin, Texas, April 5, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Committee on State Affairs, to whom was referred House bill No. 770, A bill to be entitled "An Act to amend Article 5243j, of the Revised Statutes of Texas, relating to notice and forfeiture of charters and permits of domestic and foreign corporations."

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

SHELBURNE, Chairman.
April 6, 1899

HOUSE JOURNAL.

McKamy. Savage.
McKellar. Scurry.
Meitzen. Shannon.
Mercer. Shelburne.
Monroe. Shropshire.
Morris. Smith of Grayson.
Morrow. Smith of Collin.
Murray. Staples.
Neff. Stewart.
Oliver. Sutherland.
Palmer. Tarkington.
Parish. Tarver.
Peery. Teagle.
Phillips of Camp. Thomas of Fannin.
Pitts. Tompkins.
Prince. Walton.
Ratcliff. Wells.
Robertson, Harrison. Wheless.
Robertson of Bell. Willacy.
Rochelle. Willrodt.
Russell. Wooten.
Sansom. Absent.
Culp. Poole.
Garrett. Schuler.
Looney. Tate.
Murphy. Absent—Excused.

Crawford. Tucker.
Lake. Wright.

A quorum was announced present.

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

Pending reading of the Journal of yesterday,

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

GRANTED LEAVE OF ABSENCE.

On account of important business:
Mr. Rochele for today, on motion of Mr. Shannon.
Mr. Murphy until next Monday, on motion of Mr. Mercer.
Mr. Rogers for today, on motion of Mr. Goodlett.
Mr. Looney until next Monday, on motion of Mr. Blount.
On account of sickness:
Mr. Poole indefinitely, on motion of Mr. Murphy.
Mr. Culp for today, on motion of Mr. McFarland.
Mr. Cross for yesterday and today, on motion of Mr. Collins.
On account of sickness in his family:
Mr. Schluter indefinitely, on motion of Mr. Oliver.
Mr. Tate until next Monday, on motion of Mr. Coxe.

SPEAKER’S TABLE.

When the House adjourned yesterday it had under consideration Senate bill No. 228, known as the Huntington bill, on its passage to a third reading, with amendment by Mr. Kennedy and substitute by Mr. Powell for the amendment, pending.

The Speaker laid the same before the House.

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

Speaker in the chair, Mr. Lane moved the previous question, and the motion was not seconded.

After further discussion, Mr. Terrell moved the previous question on the pending amendments, and the motion was not seconded.

(Pending consideration, Mr. Smith of Grayson occupied the chair.)

While the pending amendments to Senate bill No. 228 were under consideration, Mr. Wheless yielding the floor, Mr. Jones moved to take a recess until 2:30 p.m. today, and Mr. Blount until 3 p.m. today.

Question recurring on the longest time first, the motion prevailed, and the House, at 12:20 p.m., took a recess until 3 o’clock p.m. today.

AFTERNOON SESSION.

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

Pending question:
Senate bill No. 228, on its passage to a third reading, with amendment by Mr. Kennedy and substitute by Mr. Powell for the amendment, pending.

The Speaker laid the same before the House, Mr. Wheless resuming the floor.

Pending consideration, the House received the following

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, April 6, 1899.

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

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

House bill No. 531, A bill to be entitled “An Act to create a more efficient road system for Navarro 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 such road commissioners, and providing for the working of county convicts upon the
public roads of said county, and providing for commutation of time for good behavior and good service, and providing for a reward to be offered for the recapture of an escaped county convict, and taxing said reward and all actual costs of capture and delivery of said convict against said convict, and providing for a penalty for the escape of a county convict, and providing for the trimming of hedges by the owners of land, and providing a penalty for failure to trim said hedges, and providing the amount of compensation in road time to be allowed by overseers to road hands for teams, plows, scrapers and wagons, and providing for the condemnation of land for public road purposes, and providing for the working of delinquent poll tax payers on the public roads and relieving them from the performance of said work by the payment of the sum of three dollars, and providing further making this law cumulative of the general laws, and in case of conflict this act to govern as to Navarro county, Texas."

Also House bill No. 308, A bill to be entitled "An Act to amend Article 1731, of the Revised Civil Statutes of the State of Texas."

Also House bill No. 350, A bill to be entitled "An Act to require railway companies to receive and transport all freights coming to them from steamships, steamboats and other water craft and vessels, without discrimination for or against any other steamship line, steamboat line, owner or company, or the owner or owners of any other water craft or vessel."

Also Senate bill No. 254, A bill to be entitled "An Act to amend Article 4218q, of Chapter 12a, of Title LXXXVII, of the Revised Civil Statutes of the State of Texas, of 1895, relating to the sale of timber lands."

Also Senate bill No. 285, A bill to be entitled "An Act fixing the fees to be charged by the Commissioner of the General Land Office when his depositions, as such commissioner, are taken."

Also Substitute Senate bill No. 105, A bill to be entitled "An Act to grant relief to certain teachers who taught during the school year of 1895-6, in Greer county, which was then considered a portion of the State of Texas, the said services of teachers terminating with the date of the decision of the Supreme Court of the United States, transferring the county of Greer from the State of Texas, and making it a part of the Territory of Oklahoma."

Also Senate bill No. 305, A bill to be entitled "An Act to transfer San Augustine county from the community to the district school system."

Also Senate concurs in House amendments to Senate bill No. 223.

Also Senate has passed Senate Concurrent Resolution No. 19, fixing a day for sine die adjournment.

J. P. Pool,
Secretary of the Senate.

After further consideration by the House, Mr. Oliver moved the previous question on the pending amendments, and the main question was ordered.

Question first recurred on the substitute by Mr. Powell for the amendment by Mr. Kennedy, upon which yeas and nays were demanded by Mr. Shelburne, Mr. Smith of Collin and Mr. Wells.

The substitute was lost by the following vote:

Yeas—35.
Allen of Hopkins, McAnally.
Ayers.
Brown.
Childers.
Cocke.
Decker.
Died.
Ellis.
Garner.
Graham.
Grogan.
Henderson, Brazos.
Henderson, Lamar.
Howard.
Hurley.
Kennedy.
Lillard.
Marsh.

Nays—68.
Allen of Colorado.
Barbee.
Barrett.
Bean.
Beaty.
Bennett.
Bolin.
Caldwell.
Calvin.
Chambers.
Childs.
Clements.
Cole.
Collins.
Conoly.
Dean.
Deren.
Dorroh.
Evans.
Frost.
Goodlett.
Goodman.
Gordon.

Yeas—35.
Allen of Hopkins. McAnally.
Ayers.
Brown.
Childers.
Cocke.
Decker.
Died.
Ellis.
Garner.
Graham.
Grogan.
Henderson, Brazos.
Henderson, Lamar.
Howard.
Hurley.
Kennedy.
Lillard.
Marsh.

Nays—68.
Allen of Colorado. Greenwood.
Barbee.
Barrett.
Bean.
Beaty.
Bennett.
Bolin.
Caldwell.
Calvin.
Chambers.
Childs.
Clements.
Cole.
Collins.
Conoly.
Dean.
Deren.
Dorroh.
Evans.
Frost.
Goodlett.
Goodman.
Gordon.
Mr. Gill (present) who would vote nay with Mr. Hamilton (absent) who would vote yea.

Question next recurred on the amendment by Mr. Kennedy, upon which yeas and nays were demanded by Mr. Wooten, Mr. Henderson of Lamar and Mr. Grogan.

The amendment was lost by the following vote:

**Yeas—33.**


**Tarrar.**


**Absent.**


**Poole.**


**PAIRED.**

Mr. Gill (present) who would vote nay with Mr. Hamilton (absent) who would vote yea.

Mr. Pitts sent up the following motion in writing:

"I move to commit the bill under consideration, and all amendments, to a special committee of nine members of the House to be appointed by the Chair; to send for papers, records and witnesses, and enquire into the legality of granting wharf privileges to private persons to the State's right and title to the premises, and if necessary to inspect same, and to procure, through the Governor, the opinion of the Attorney-General as to the legal questions involved, and to report the same back to this House with such recommendations concerning the bill as may seem just and equitable to all parties."

[Signed "PITTS, "GROGAN."]

Mr. Masterson moved to table the motion to commit to a special committee, upon which motion yeas and nays were
demanded by Mr. Teagle, Mr. Pitts and Mr. Phillips of Lampasas.

Tabled by the following vote:

<table>
<thead>
<tr>
<th>Yeas</th>
<th>76</th>
</tr>
</thead>
<tbody>
<tr>
<td>Adams</td>
<td>McDowell.</td>
</tr>
<tr>
<td>Allen of Colorado</td>
<td>McFarland.</td>
</tr>
<tr>
<td>Bailey</td>
<td>McKeeler.</td>
</tr>
<tr>
<td>Barbee</td>
<td>Metzen.</td>
</tr>
<tr>
<td>Barrett</td>
<td>Mercer.</td>
</tr>
<tr>
<td>Bean</td>
<td>Monroe.</td>
</tr>
<tr>
<td>Beaty</td>
<td>Morris.</td>
</tr>
<tr>
<td>Bennett</td>
<td>Murray.</td>
</tr>
<tr>
<td>Bolin</td>
<td>Neff.</td>
</tr>
<tr>
<td>Bridgers</td>
<td>Nolan.</td>
</tr>
<tr>
<td>Browne</td>
<td>Oliver.</td>
</tr>
<tr>
<td>Caldwell</td>
<td>Palmer.</td>
</tr>
<tr>
<td>Calvin</td>
<td>Parish.</td>
</tr>
<tr>
<td>Chambers</td>
<td>Peery.</td>
</tr>
<tr>
<td>Childs</td>
<td>Phillips, Lampasas.</td>
</tr>
<tr>
<td>Clements</td>
<td>Prince.</td>
</tr>
<tr>
<td>Cole</td>
<td>Ratcliff.</td>
</tr>
<tr>
<td>Collins</td>
<td>Robertson, Harrison.</td>
</tr>
<tr>
<td>Conoly</td>
<td>Robertson of Bell.</td>
</tr>
<tr>
<td>Dean</td>
<td>Rochelle.</td>
</tr>
<tr>
<td>Derden</td>
<td>Russell.</td>
</tr>
<tr>
<td>Dorroh</td>
<td>Sansom.</td>
</tr>
<tr>
<td>Eckols</td>
<td>Savage.</td>
</tr>
<tr>
<td>Evans</td>
<td>Scurry.</td>
</tr>
<tr>
<td>Frost</td>
<td>Smith of Collin.</td>
</tr>
<tr>
<td>Goodlett</td>
<td>Stripling.</td>
</tr>
<tr>
<td>Goodman</td>
<td>Sutherland.</td>
</tr>
<tr>
<td>Gordon</td>
<td>Tarkington.</td>
</tr>
<tr>
<td>Greenwood</td>
<td>Tarver.</td>
</tr>
<tr>
<td>Grubbs</td>
<td>Terrell.</td>
</tr>
<tr>
<td>Jones</td>
<td>Thomas of Fannin.</td>
</tr>
<tr>
<td>Kittrell</td>
<td>Tompkins.</td>
</tr>
<tr>
<td>Lane</td>
<td>Vaughan.</td>
</tr>
<tr>
<td>Lillard</td>
<td>Walton.</td>
</tr>
<tr>
<td>Livsey</td>
<td>Wells.</td>
</tr>
<tr>
<td>Masterson</td>
<td>Wheless.</td>
</tr>
<tr>
<td>Maxwel</td>
<td>Willacy.</td>
</tr>
<tr>
<td>McClellan</td>
<td>Willrodt.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Nays</th>
<th>25</th>
</tr>
</thead>
<tbody>
<tr>
<td>Allen of Hopkins</td>
<td>Marsh.</td>
</tr>
<tr>
<td>Childers</td>
<td>McNally.</td>
</tr>
<tr>
<td>Cocke</td>
<td>Morrow.</td>
</tr>
<tr>
<td>Dies</td>
<td>Pitts.</td>
</tr>
<tr>
<td>Ellis</td>
<td>Powell.</td>
</tr>
<tr>
<td>Graham</td>
<td>Shannon.</td>
</tr>
<tr>
<td>Grogan</td>
<td>Shelburne.</td>
</tr>
<tr>
<td>Henderson, Brazos</td>
<td>Smith of Grayson.</td>
</tr>
<tr>
<td>Henderson, Lamar</td>
<td>Staples.</td>
</tr>
<tr>
<td>Howard</td>
<td>Stewart.</td>
</tr>
<tr>
<td>Hurley</td>
<td>Teague.</td>
</tr>
<tr>
<td>Kennedy</td>
<td>Wooten.</td>
</tr>
<tr>
<td>Little</td>
<td></td>
</tr>
<tr>
<td>Absent</td>
<td></td>
</tr>
<tr>
<td>Ayers</td>
<td>Looney.</td>
</tr>
<tr>
<td>Blount</td>
<td>Loyd.</td>
</tr>
<tr>
<td>Decker</td>
<td>McKamy.</td>
</tr>
<tr>
<td>Garner</td>
<td>Pfeuffer.</td>
</tr>
<tr>
<td>Garrett</td>
<td>Phillips of Camp.</td>
</tr>
<tr>
<td>Gill</td>
<td>Shropshire.</td>
</tr>
<tr>
<td>Hamilton</td>
<td>Thomas of Wise.</td>
</tr>
</tbody>
</table>

Absent—Excused.

| Crawford | Rogers. |
| Cross | Schluter. |
| Culp | Tate. |
| Lake | Tucker. |
| Murphy | Wright. |
| Poole | |

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

Question first recurring on passage of the bill to a third reading, Mr. Wooten rose to a point of order, and said:

"Mr. Speaker: I raise the point of order that this bill is a local bill, as recognized by its authors in giving notice by advertisement, and it affects every locality through which any and all of Collis P. Huntington's railroads pass. Therefore, it ought to have been advertised in every locality affected by the proposed law, which has not been done. The notice has only been published in Galveston, whereas it ought to have been advertised in all the towns and counties whose railroad connection are affected by the Huntington wharves."

The Speaker held the point of order not well taken.

Mr. Garner rose to a point of order, and said:

"Mr. Speaker: I make the point of order that this bill cannot now be voted upon by the members of this House, because the committee report has never been adopted by this House, and there is a majority and minority report, and hence before the bill can be voted upon, the majority report must have been adopted. The majority report, which was adopted on yesterday, was not the report upon the bill we are voting upon, but was a report upon an entirely different bill, which bill had never been considered by any committee."

The Speaker held the point of order not well taken.

Yeas and nays were demanded by Mr. Wells, Mr. Masterson and Mr. Wooten.

The bill was passed to a third reading by the following vote:

<table>
<thead>
<tr>
<th>Yeas</th>
<th>73</th>
</tr>
</thead>
<tbody>
<tr>
<td>Adams</td>
<td>Bridgers.</td>
</tr>
<tr>
<td>Allen of Colorado</td>
<td>Browne.</td>
</tr>
<tr>
<td>Allen of Hopkins</td>
<td>Caldwell.</td>
</tr>
<tr>
<td>Bailey</td>
<td>Calvins.</td>
</tr>
<tr>
<td>Barbee</td>
<td>Chambers.</td>
</tr>
<tr>
<td>Barrett</td>
<td>Childs.</td>
</tr>
<tr>
<td>Bean</td>
<td>Clements.</td>
</tr>
<tr>
<td>Beaty</td>
<td>Cole.</td>
</tr>
<tr>
<td>Bennett</td>
<td>Collins.</td>
</tr>
<tr>
<td>Blount</td>
<td>Conoly.</td>
</tr>
<tr>
<td>Bolin</td>
<td>Dean.</td>
</tr>
</tbody>
</table>
Mr. Gill (present) who would vote yea, with Mr. Hamilton (absent) who would vote nay.

Mr. Henderson of Lamar (present) who would vote nay, with Mr. Tate (absent—excused) who would vote yea.

"I vote 'no,' because I regard the bill as utterly unconstitutional in nearly all of its provisions and in its entire purpose and results, and it fastens upon the commerce of Texas the most infamous monopoly that was ever conceived, being a complete consolidation and perpetual establishment of the despotism of the Southern Pacific Company and its allied interests over both land and sea.

"WOOTEN."

"I vote 'no' on the passage to a third reading of this bill, for the following reasons. I am perfectly willing to sell these flats to C. P. Huntington for wharf purposes, for the reason I believe this company could offset to some extent the exorbitant charges of the Galveston Wharf Company, but I am not willing to donate large and valuable property that belongs to the State to any corporation, and I voted against the Wooten-Kennedy and Powell amendments for the reason I did not think we could sell the flats to Huntington with these amendments in the bill, and I had an amendment prepared to require Huntington to pay the sum of fifty thousand dollars for these flats before he could acquire the title the State had in the land, and I tried repeatedly to get recognition from the Chair and failed to do so, and I consider that the available school fund has lost the sum of fifty thousand dollars by failing to get a chance to offer this amendment, for I am satisfied the friends and opponents of this bill would have willingly agreed to the amendment.

"SMITH of Collin."

"While I desired several amendments to be attached to this bill for the purpose of putting the wharf under control of the Railroad Commission, I vote 'yea' on engrossment of bill, believing, under the Constitution, that not only the wharf to be established on the property granted, but also the wharf and wharfage now existing at Galveston, which has been a monopoly and a thorn in the commercial flesh of Texas for many years, can be controlled by the Legislature. The contemplated wharf will, in my opinion, help to destroy the existing monopoly, and largely promote the commercial interest, not only of Texas, but of the great Northwest.

"ALLEN of Hopkins."

"We vote against the engrossment of Senate bill No. 228 not because we are opposed to it, on general principles, but because inasmuch as the proposed law permits wharf charges to be made, should the owner or owners of such wharf property desire to make them, we contend that such a gigantic wharf property as
will in all probability be built, affecting
the transportation of freight as it will do.
Its power to create stock and bonded in-
debtedness subjected to the control of the
State's stock and bond law, and its
The Speaker laid before the House, as
The motion to table prevailed.
Mr. Nolan moved to reconsider the
question on the engrossment of the bill,
Mr. Bailey moved the previous ques-
tion, and the main question was ordered.
Mr. Derden offered the following
amendment:
"Amend by striking out all of lines 22,
23 and 24, page 2, and inserting therefor
the following, to wit: 'Where all the
parties to the suit are corporations, if
the cause should be appealed from the
decision of the county court, the appeal
shall be governed by the same law as in
other cases, except the judgment of the
county court shall be suspended there-
by,'"

Mr. Derden offered the following
amendment:
"Amend by striking out all of lines 22,
23 and 24, page 2, and inserting therefor
said amendment could not be offered;
Mr. Nolan offered the following
amendment:
"Amend by striking out lines 10, 11
and 12, page 2, and insert the follow-
ing: 'It shall pay in cash to defendant the
amount of damages awarded and deposit
in said court security money to pay all
costs awarded or adjudged against the
corporation by the commissioners.'"

Lost.

Mr. Derden offered the following
amendment:
"Amend by striking out all of lines 22,
23 and 24, page 2, and inserting therefor
said amendment could not be offered;
Mr. Nolan offered the following
amendment:
"Amend by striking out lines 10, 11
and 12, page 2, and insert the follow-
ing: 'It shall pay in cash to defendant the
amount of damages awarded and deposit
in said court security money to pay all
costs awarded or adjudged against the
corporation by the commissioners.'"

Lost.

Mr. Derden offered the following
amendment:
"Amend by striking out all of lines 22,
23 and 24, page 2, and inserting therefor
said amendment could not be offered;
Mr. Nolan offered the following
amendment:
"Amend by striking out lines 10, 11
and 12, page 2, and insert the follow-
ing: 'It shall pay in cash to defendant the
amount of damages awarded and deposit
in said court security money to pay all
costs awarded or adjudged against the
corporation by the commissioners.'"

Lost.

Mr. Derden offered the following
amendment:
"Amend by striking out all of lines 22,
23 and 24, page 2, and inserting therefor
said amendment could not be offered;
Mr. Nolan offered the following
amendment:
"Amend by striking out lines 10, 11
and 12, page 2, and insert the follow-
ing: 'It shall pay in cash to defendant the
amount of damages awarded and deposit
in said court security money to pay all
costs awarded or adjudged against the
corporation by the commissioners.'"

Lost.

Mr. Derden offered the following
amendment:
"Amend by striking out all of lines 22,
23 and 24, page 2, and inserting therefor
said amendment could not be offered;
Mr. Nolan offered the following
amendment:
"Amend by striking out lines 10, 11
and 12, page 2, and insert the follow-
ing: 'It shall pay in cash to defendant the
amount of damages awarded and deposit
in said court security money to pay all
costs awarded or adjudged against the
corporation by the commissioners.'"

Lost.

Mr. Derden offered the following
amendment:
"Amend by striking out all of lines 22,
23 and 24, page 2, and inserting therefor
said amendment could not be offered;
Mr. Nolan offered the following
amendment:
"Amend by striking out lines 10, 11
and 12, page 2, and insert the follow-
ing: 'It shall pay in cash to defendant the
amount of damages awarded and deposit
in said court security money to pay all
costs awarded or adjudged against the
corporation by the commissioners.'"

Lost.

Mr. Derden offered the following
amendment:
"Amend by striking out all of lines 22,
23 and 24, page 2, and inserting therefor
said amendment could not be offered;
Mr. Nolan offered the following
amendment:
"Amend by striking out lines 10, 11
and 12, page 2, and insert the follow-
ing: 'It shall pay in cash to defendant the
amount of damages awarded and deposit
in said court security money to pay all
costs awarded or adjudged against the
corporation by the commissioners.'"

Lost.

Mr. Derden offered the following
amendment:
"Amend by striking out all of lines 22,
23 and 24, page 2, and inserting therefor
said amendment could not be offered;
Mr. Nolan offered the following
amendment:
"Amend by striking out lines 10, 11
and 12, page 2, and insert the follow-
ing: 'It shall pay in cash to defendant the
amount of damages awarded and deposit
in said court security money to pay all
costs awarded or adjudged against the
corporation by the commissioners.'"

Lost.

Mr. Derden offered the following
amendment:
"Amend by striking out all of lines 22,
23 and 24, page 2, and inserting therefor
said amendment could not be offered;
April 6, 1899

HOUSE JOURNAL.

Nays—17.
Allen of Hopkins. McDowell.
Childers. Morris.
Conoly. Neff.
Goodman. Powell.
Hurley. Terrell.
Little. Vaughan.
McAnally. Walton.
McClellan. Absent.
Bennett. Loyd.
Bolin. McKamy.
Childs. Nolan.
Decker. Pfeuffer.
Gill. Scurry.
Greenwood. Shannon.
Hamilton. Stewart.
Absent—Excused.
Crawford. Poole.
Cross. Rogers.
Culp. Tate.
Lake. Tucker.
Leoney. Wright.
Murphy.

PAIRED.

Mr. Smith of Collin (present) who would vote nay, with Mr. Schluter (absent—excused) who would vote yea.

Mr. Teagle moved to reconsider the vote by which Senate bill No. 45 was passed, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Monroe called up Senate Concurrent Resolution No. 18 for the purpose of consideration.

The resolution was laid before the House, and was read as follows:

"Whereas, The Congress of the United States, by an Act approved September 9, 1860, in consideration for certain territory relinquished to the United States, bound the general government to pay to the State of Texas ten million ($10,000,000) dollars in stock, bearing interest at the rate of five per centum per annum; and by a further Act, approved February 28, 1855, appropriated two million five hundred thousand ($2,500,000) dollars to pay certain claims made by the State of Texas against the United States by reason of Indian depredations, the two said acts evidencing an obligation on the part of the United States to the State of Texas of $12,500,000, a portion of which carries interest at five per centum per annum, and

"Whereas, There is no evidence in any of the departments of the State showing how or when the said obligations have been discharged, if they have in fact been discharged; therefore, be it

Resolved by the Senate, the House of Representatives concurring, That the Governor of the State be and he is hereby requested to obtain, through the proper channels at Washington, an account in full and in detail showing all transactions between the general government and the State of Texas, respecting the obligations referred to in the preamble of this resolution, and to submit the same to this Legislature, if practicable, or to the next Legislature, for examination, and for the information of the people of the State, provided, that no attorneys' fees, contingent or otherwise, shall be paid or contracted for in securing the information herein requested.

Read second time, and adopted.

SPECIAL ORDER FIXED.

Senate bill No. 144, to authorize the Texas & New Orleans Railroad Company to own and operate certain other lines, etc., for next Wednesday, April 12th, 3 o'clock p. m.

BILL WITHDRAWN.

House bill No. 748, on request of Mr. Prince.

RESOLUTION REFERRED.

Resolution relating to dispensing with the services of certain employees of the House, offered by Mr. Tompkins April 4, referred to the Committee on Contingent Expenses, on request of Mr. Tompkins.

RESOLUTION ORDERED PRINTED.

House Joint Resolution No. 22, relative to building by the State of a relief railroad from the gulf to the northeastern boundary of the State, with majority adverse and minority favorable report, on motion of Mr. Bennett.

BILLS INTRODUCED.

(By unanimous consent.)

By Mr. Phillips of Lampasas and Mr. Stewart:

House bill No. 782, A bill to be entitled "An Act to authorize the Houston & Texas Central Railroad Company to purchase, own and operate the railroad of the Central Texas and Northwestern Railroad Company, with its franchises and appurtenances, the Railroad of the Fort Worth & New Orleans Railroad Company, with its franchises and appurtenances; the Lancaster Tap Railroad, with its franchises and appurtenances; the Railroad of the Austin & Northwest-
ern Railroad Company, with its franchises and appurtenances, and the railroad of the Granite Mountain and Marble Falls City Railroad Company, with its franchises and appurtenances, or either or any of such railroads, with its or their franchises and appurtenances, and to authorize the owners of each of said railroads and its franchises and appurtenances, and to sell the same, and to authorize said Houston & Texas Central Railroad Company to issue additional mortgage bonds to the amount of the value of the railways, franchises and appurtenances so purchased, as fixed or as the same may be fixed by the Railroad Commission of Texas, and to regulate the reports of such properties, and the operations thereof.

(The bill is accompanied by affidavits showing that due and legal notice has been given of intention of making application to this session of the Legislature for the passage of this act, and an emergency is declared.)

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

By Mr. Nolan:
House bill No. 783, A bill to be entitled "An Act to amend Title II, Article 3, Section 5, of the charter of the city of Galveston, so as to return to election of aldermen of the city by wards."

(The bill is accompanied by affidavits showing that due and legal notice has been given of intention of making application to the Legislature for the passage of this act, and an emergency is declared.)

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

BILLS SIGNED BY THE SPEAKER.

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

Senate bill No. 20, "An Act to set apart and appropriate to the permanent school fund of the State of Texas all of the lands heretofore or hereafter recovered from firms or corporations or other persons, firms or corporations, and to provide for the disposition of the same."

Senate bill No. 212, "An Act to authorize the Houston East & West Texas Railroad Company to lease and operate under lease the Houston & Shreveport Railroad, extending from the State boundary line at Logansport, Louisiana, thence through the parishes of De Soto and Caddo into the city of Shreveport, in said State."

Senate bill No. 192, "An Act to provide and equip certain eleemosynary institutions of the State with an efficient and permanent system of fire escapes, authorizing the purchase of such fire escapes by the board of managers of the institutions herein named, with the approval of the Governor of the State, and making an appropriation therefor."

Senate bill No. 35, "An Act requiring the county commissioners court of any county or the city council of any incorporated town or city in the State to submit propositions for the issuance of bonds to a vote of the qualified tax-payers of such county or incorporated city or town, and to repeal the provisions of all city charters in conflict herewith."

COMMITTEE REPORTS.

Committee Room,
Austin, Texas, April 6, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Judiciary Committee No. 2, to whom was referred Substitute Senate bill No. 162, A bill to be entitled "An Act to define white-capping, and fixing a punishment therefor."

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

BAILEY, Chairman.

Committee Room,
Austin, Texas, April 6, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Committee on Claims and Accounts, to whom was referred House bill No. 778, A bill to be entitled "An Act to appropriate to J. T. Browne, an ex-Confederate soldier, one hundred and ninety-six dollars for one hundred and ninety-six days carpenter and shelf work done at the Confederate Home, State of Texas, 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 an appropriation of one hundred dollars be added to the general appropriation bill under the head of miscellaneous for the purpose of paying this claim.

CHILDS, Chairman.

Committee Room,
Austin, Texas, April 6, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Committee on Claims and Accounts, to whom was referred House bill No. 29, A bill to be entitled
April 7, 1899

"An Act appropriating thirty thousand dollars to pay accounts of citizens of Texas for supplies furnished for the maintenance of Texas United States Volunteers,"

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, for the reason that a bill relating to the same subject has been reported favorably.

CHILDS, Chairman.

Committee Room
Austin, Texas, April 6, 1899.

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

Srn: Your Committee on Claims and Accounts, to whom was referred 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. Stanfield $79.00 for services rendered the State of Texas,"

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.

CHILDS, Chairman.

Mr. Childers moved to adjourn until 9 a. m. tomorrow.

Mr. Grubbs moved to take recess until 8:30 p. m. today.

Mr. Wells moved to adjourn until 9:30 a. m. tomorrow.

Question recurring on the longest time first, the motion prevailed, and the House, at 5:15 p. m., adjourned until 9:30 o'clock a. m. tomorrow.

SEVENTY-FIFTH DAY.

Hall of the House of Representatives, Austin, Texas, Friday, April 7, 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—112.

Stewart.  Stripling.  Sutherland.
Tarleton.  Tarkington.
Terrel.  Thomas of Fannin.
Thomas of Wise.
Wells.  Well.  Willacy.
Willrodt.  Wooten.

Absent.


Absent—Excused.

Crawford.  Schluter.
Lake.  Tate.
Looney.  Tucker.
Poole.

A quorum was announced present.

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

Pending reading of the Journal of yesterday,

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

GRANTED LEAVE OF ABSENCE.

On account of important business:

Mr. Hamilton until next Thursday, on motion of Mr. Eckols.