### SEVENTY-NINTH DAY.

**Hall of the House of Representatives, Austin, Texas, Wednesday, April 12, 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:

(Pending the calling of the roll, Mr. Murray occupied the chair.)

Present—113.

<table>
<thead>
<tr>
<th>Adams</th>
<th>Maxwell</th>
</tr>
</thead>
<tbody>
<tr>
<td>Allen of Hopkins</td>
<td>McAnally</td>
</tr>
<tr>
<td>Ayers</td>
<td>McIellan</td>
</tr>
<tr>
<td>Bailey</td>
<td>McDowell</td>
</tr>
<tr>
<td>Barbee</td>
<td>McKamy</td>
</tr>
<tr>
<td>Barrett</td>
<td>McKellar</td>
</tr>
<tr>
<td>Bean</td>
<td>Meizten</td>
</tr>
<tr>
<td>Beaty</td>
<td>Monroe</td>
</tr>
<tr>
<td>Bennett</td>
<td>Morris</td>
</tr>
<tr>
<td>Blount</td>
<td>Morrow</td>
</tr>
<tr>
<td>Browne</td>
<td>Murphy</td>
</tr>
<tr>
<td>Caldwell</td>
<td>Murray</td>
</tr>
<tr>
<td>Chambers</td>
<td>Neff</td>
</tr>
<tr>
<td>Childers</td>
<td>Nolan</td>
</tr>
<tr>
<td>Childs</td>
<td>Oliver</td>
</tr>
<tr>
<td>Clements</td>
<td>Palmer</td>
</tr>
<tr>
<td>Cooke</td>
<td>Parish</td>
</tr>
<tr>
<td>Cole</td>
<td>Peery</td>
</tr>
<tr>
<td>Collins</td>
<td>Phillips, Lampasas</td>
</tr>
<tr>
<td>Comoly</td>
<td>Pitts</td>
</tr>
<tr>
<td>Crawford</td>
<td>Powell</td>
</tr>
<tr>
<td>Cross</td>
<td>Ratcliff</td>
</tr>
<tr>
<td>Culp</td>
<td>Robertson, Harrison</td>
</tr>
<tr>
<td>Dean</td>
<td>Robertson of Bell</td>
</tr>
<tr>
<td>Decker</td>
<td>Rochelle</td>
</tr>
<tr>
<td>Derden</td>
<td>Rogers</td>
</tr>
<tr>
<td>Dies</td>
<td>Russell</td>
</tr>
<tr>
<td>Dorroh</td>
<td>Sansom</td>
</tr>
<tr>
<td>Eckols</td>
<td>Savage</td>
</tr>
<tr>
<td>Ellis</td>
<td>Schluter</td>
</tr>
<tr>
<td>Evans</td>
<td>Scurry</td>
</tr>
<tr>
<td>Frost</td>
<td>Shannon</td>
</tr>
<tr>
<td>Garner</td>
<td>Shelpburne</td>
</tr>
<tr>
<td>Gill</td>
<td>Shropshire</td>
</tr>
<tr>
<td>Goodlett</td>
<td>Smith of Grayson</td>
</tr>
<tr>
<td>Goodman</td>
<td>Smith of Collin</td>
</tr>
<tr>
<td>Gordon</td>
<td>Staples</td>
</tr>
<tr>
<td>Graham</td>
<td>Stewart</td>
</tr>
<tr>
<td>Greenwood</td>
<td>Sutherland</td>
</tr>
<tr>
<td>Grogan</td>
<td>Tarkington</td>
</tr>
<tr>
<td>Hamilton</td>
<td>Tarver</td>
</tr>
<tr>
<td>Henderson, Brazos</td>
<td>Tate</td>
</tr>
<tr>
<td>Henderson, Lamar</td>
<td>Teagle</td>
</tr>
<tr>
<td>Howard</td>
<td>Terrell</td>
</tr>
<tr>
<td>Hurley</td>
<td>Thomas of Wise</td>
</tr>
<tr>
<td>Jones</td>
<td>Thomas of Fannin</td>
</tr>
<tr>
<td>Kennedy</td>
<td>Tompkins</td>
</tr>
<tr>
<td>Kittrell</td>
<td>Tucker</td>
</tr>
<tr>
<td>Lillard</td>
<td>Vaughan</td>
</tr>
<tr>
<td>Little</td>
<td>Walton</td>
</tr>
<tr>
<td>Leoney</td>
<td>Wells</td>
</tr>
<tr>
<td>Loyd</td>
<td>Whelless</td>
</tr>
<tr>
<td>Marsh</td>
<td></td>
</tr>
</tbody>
</table>

A quorum was announced present.

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

Pending reading of the Journal of yesterday,

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

**GRANTED LEAVE OF ABSENCE.**

On account of important business:

- Mr. Howard for yesterday, on motion of Mr. Frost.
- Mr. Pfeuffer for today and tomorrow, on motion of Mr. Greenwood.
- Mr. Allen of Colorado indefinitely, on motion of Mr. Monroe.
- Mr. Wright until next Monday, on motion of Mr. Monroe.
- Mr. Lane for today, on motion of Mr. Meitzen.
- Mr. Garrett from April 5th to April 15th, inclusive, on motion of Mr. Culp.

On account of sickness:

- Mr. Calvin for today, on motion of Mr. Smith of Collin.

**SPEAKER’S TABLE.**

The Speaker laid before the House, as pending business, on its passage to a third reading.

Substitute Senate bill No. 68, to prevent hunting on enclosed lands of another, with amendment by Mr. Decker and substitute by Mr. Powell for the amendment pending.

**SPECIAL ORDER FIXED.**

Senate bill No. 172, relating to State Purchasing Agent, for today at 10:30 a.m., on motion of Mr. Wooten.

On motion of Mr. Murphy, the pending business was suspended to take up and place on its third reading and final passage.

Senate bill No. 233. A bill to be entitled “An Act to amend Section 37, of Article 22, Title IV, Revised Civil Statutes of Texas, adopted at the Regular Session of the Twenty-fourth Legislature, relating to the Thirty-seventh Judicial District Court, and the Forty-fifth Judicial Dis-
Mr. Jones moved to table the substitute.

Mr. Decker withdrew his amendment and offered the following as a substitute for the amendment by Mr. Powell:

"Amend by adding after Section 2 as follows, 'Provided, the State shall prove in the trial of any case under this act before a conviction shall be had that all the lands in said enclosure is owned or leased by the owner or proprietor of such enclosure.'"

Mr. Oliver offered the following amendment to the amendment:

"Amend by adding to the Decker amendment, 'Provided further, it shall not be a violation of this act for any person to shoot or kill game from the public highway or within two hundred yards of the same.'"

Pending consideration, Mr. N. A. Cravens, Private Secretary to the Governor, appeared at the bar of the House, and being duly announced, presented the following

MESSAGE FROM THE GOVERNOR.

To the Senate and House of Representatives.

I beg to herewith transmit a copy of a communication from Miss Elizabeth Ney, of Austin, Texas, for such action as may be deemed proper in the premises.

The generosity of this lady is fully appreciated by me, and I trust that her proposition may meet with a cordial response at the hands of the Legislature.

JOSPEH D. SATERS,
Governor.

(Copy.)

HYDE PARK,
Austin, Texas, March 7, 1899.

To His Excellency, the Governor, Senate and House of Representatives.

Some six years ago the Woman's World's Fair Association of Texas asked my assistance towards the realization of their wishes to present the capitol at Austin with marble statues of the Texas heroes, General Sam Houston and Stephen F. Austin. These statues were first to adorn the Texas building at the World's Fair at Chicago.

Deeply touched by the beauty and justice of their desire, elated by the enthusiasm and aspirations of which this desire was born, I felt myself in unison with them and unhesitatingly agreed to dedicate my part of the contemplated work, the time and skill required to make the plaster models of the statues.

The models were completed five years ago, but the association, after having made efforts during two years to raise
the necessary funds for having the plaster models put into marble and placed in the capitol, abandoned it.

Thus it happened that since five years these two models in life-size form stand, a useless gift of mine to Texas and its people, in the fragile material of plaster, buried in my studio, hitherto unknown to the State and the people at large, unfulfilling the mission to proclaim the gratefulness of Texas to her illustrious dead, the heroes of Texas independence; nor constituting an incentive for our young generations to noble strife and deeds.

And so I now desire to formally turn over to Texas what has been hers in fact since 1893. I therefore take pleasure in tendering, through you, to the people of Texas these two life-size models.

Owing to the fragile material of which they consist, they are not in permanent form and should be allowed to remain in my studio until Texas shall see fit to put them in enduring marble.

The just care of an artist for his works being disfigured when put in marble by a mere stone-cutter, however skillful he may be considered to be, demands that I should make the express condition that in case the models are put in marble after my death no artist of less renown in art centers than St. Gaudens of New York shall be entrusted with the work, and that the marble statues shall be placed inside the capitol building.

Sincerely,

(Signed) ELISABET NEY.

The message, with accompanying document, was read, and on motion of Mr. Sutherland, was referred to the Committee on State Affairs.

The House resumed consideration of Substitute Senate bill No. 68.

Mr. Powell then withdrew his amendment, and question recurred on the substitute by Mr. Decker.

Pending consideration, the Speaker laid before the House, as special order for the hour, 10:30 a.m., on its second reading and passage to a third reading, Senate bill No. 172, A bill to be entitled "An Act to create the office of State Purchasing Agent for the various eleemosynary institutions of the State of Texas; to define his duties, term of office, mode of qualification and compensation; to abolish the office or position of steward, quartermaster or other similar position in said institutions; to require all supplies to be purchased by said agent under competitive bids or contracts; to provide for the appointment of storekeepers or accountants in said institutions, and de-

Thus it happened that since five years these two models in life-size form stand, a useless gift of mine to Texas and its people, in the fragile material of plaster, buried in my studio, hitherto unknown to the State and the people at large, unfulfilling the mission to proclaim the gratefulness of Texas to her illustrious dead, the heroes of Texas independence; nor constituting an incentive for our young generations to noble strife and deeds.

And so I now desire to formally turn over to Texas what has been hers in fact since 1893. I therefore take pleasure in tendering, through you, to the people of Texas these two life-size models.

Owing to the fragile material of which they consist, they are not in permanent form and should be allowed to remain in my studio until Texas shall see fit to put them in enduring marble.

The just care of an artist for his works being disfigured when put in marble by a mere stone-cutter, however skillful he may be considered to be, demands that I should make the express condition that in case the models are put in marble after my death no artist of less renown in art centers than St. Gaudens of New York shall be entrusted with the work, and that the marble statues shall be placed inside the capitol building.

Sincerely,

(Signed) ELISABET NEY.

The message, with accompanying document, was read, and on motion of Mr. Sutherland, was referred to the Committee on State Affairs.

The House resumed consideration of Substitute Senate bill No. 68.

Mr. Powell then withdrew his amendment, and question recurred on the substitute by Mr. Decker.

Pending consideration, the Speaker laid before the House, as special order for the hour, 10:30 a.m., on its second reading and passage to a third reading, Senate bill No. 172, A bill to be entitled "An Act to create the office of State Purchasing Agent for the various eleemosynary institutions of the State of Texas; to define his duties, term of office, mode of qualification and compensation; to abolish the office or position of steward, quartermaster or other similar position in said institutions; to require all supplies to be purchased by said agent under competitive bids or contracts; to provide for the appointment of storekeepers or accountants in said institutions, and de-

Thus it happened that since five years these two models in life-size form stand, a useless gift of mine to Texas and its people, in the fragile material of plaster, buried in my studio, hitherto unknown to the State and the people at large, unfulfilling the mission to proclaim the gratefulness of Texas to her illustrious dead, the heroes of Texas independence; nor constituting an incentive for our young generations to noble strife and deeds.

And so I now desire to formally turn over to Texas what has been hers in fact since 1893. I therefore take pleasure in tendering, through you, to the people of Texas these two life-size models.

Owing to the fragile material of which they consist, they are not in permanent form and should be allowed to remain in my studio until Texas shall see fit to put them in enduring marble.

The just care of an artist for his works being disfigured when put in marble by a mere stone-cutter, however skillful he may be considered to be, demands that I should make the express condition that in case the models are put in marble after my death no artist of less renown in art centers than St. Gaudens of New York shall be entrusted with the work, and that the marble statues shall be placed inside the capitol building.

Sincerely,

(Signed) ELISABET NEY.

The message, with accompanying document, was read, and on motion of Mr. Sutherland, was referred to the Committee on State Affairs.

The House resumed consideration of Substitute Senate bill No. 68.

Mr. Powell then withdrew his amendment, and question recurred on the substitute by Mr. Decker.

Pending consideration, the Speaker laid before the House, as special order for the hour, 10:30 a.m., on its second reading and passage to a third reading, Senate bill No. 172, A bill to be entitled "An Act to create the office of State Purchasing Agent for the various eleemosynary institutions of the State of Texas; to define his duties, term of office, mode of qualification and compensation; to abolish the office or position of steward, quartermaster or other similar position in said institutions; to require all supplies to be purchased by said agent under competitive bids or contracts; to provide for the appointment of storekeepers or accountants in said institutions, and de-

Thus it happened that since five years these two models in life-size form stand, a useless gift of mine to Texas and its people, in the fragile material of plaster, buried in my studio, hitherto unknown to the State and the people at large, unfulfilling the mission to proclaim the gratefulness of Texas to her illustrious dead, the heroes of Texas independence; nor constituting an incentive for our young generations to noble strife and deeds.

And so I now desire to formally turn over to Texas what has been hers in fact since 1893. I therefore take pleasure in tendering, through you, to the people of Texas these two life-size models.

Owing to the fragile material of which they consist, they are not in permanent form and should be allowed to remain in my studio until Texas shall see fit to put them in enduring marble.

The just care of an artist for his works being disfigured when put in marble by a mere stone-cutter, however skillful he may be considered to be, demands that I should make the express condition that in case the models are put in marble after my death no artist of less renown in art centers than St. Gaudens of New York shall be entrusted with the work, and that the marble statues shall be placed inside the capitol building.

Sincerely,

(Signed) ELISABET NEY.

The message, with accompanying document, was read, and on motion of Mr. Sutherland, was referred to the Committee on State Affairs.

The House resumed consideration of Substitute Senate bill No. 68.

Mr. Powell then withdrew his amendment, and question recurred on the substitute by Mr. Decker.

Pending consideration, the Speaker laid before the House, as special order for the hour, 10:30 a.m., on its second reading and passage to a third reading, Senate bill No. 172, A bill to be entitled "An Act to create the office of State Purchasing Agent for the various eleemosynary institutions of the State of Texas; to define his duties, term of office, mode of qualification and compensation; to abolish the office or position of steward, quartermaster or other similar position in said institutions; to require all supplies to be purchased by said agent under competitive bids or contracts; to provide for the appointment of storekeepers or accountants in said institutions, and de-
Mr. Wooten moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that Senate bill No. 172 be put on its third reading and final passage.

The motion prevailed by the following vote:

<table>
<thead>
<tr>
<th>Yeas</th>
<th>88</th>
</tr>
</thead>
<tbody>
<tr>
<td>Adams</td>
<td>Bennett</td>
</tr>
<tr>
<td>Allen of Hopkins</td>
<td>Blount</td>
</tr>
<tr>
<td>Bailey</td>
<td>Caldwell</td>
</tr>
<tr>
<td>Barbee</td>
<td>Chambers</td>
</tr>
<tr>
<td>Barret</td>
<td>Childers</td>
</tr>
<tr>
<td>Bean</td>
<td>Childs</td>
</tr>
<tr>
<td>Clements</td>
<td>Nolan</td>
</tr>
<tr>
<td>Cocke</td>
<td>Oliver</td>
</tr>
<tr>
<td>Cole</td>
<td>Palmer</td>
</tr>
<tr>
<td>Collins</td>
<td>Parish</td>
</tr>
<tr>
<td>Conoly</td>
<td>Peery</td>
</tr>
<tr>
<td>Crawford</td>
<td>Phillips, Lampasas</td>
</tr>
<tr>
<td>Cross</td>
<td>Powell</td>
</tr>
<tr>
<td>Culp</td>
<td>Ratcliff</td>
</tr>
<tr>
<td>Decker</td>
<td>Robertson, Harrison</td>
</tr>
<tr>
<td>Derden</td>
<td>Robertson of Bell</td>
</tr>
<tr>
<td>Dies</td>
<td>Rochelle</td>
</tr>
<tr>
<td>Eckols</td>
<td>Russell</td>
</tr>
<tr>
<td>Ellis</td>
<td>Sansom</td>
</tr>
<tr>
<td>Evans</td>
<td>Savage</td>
</tr>
<tr>
<td>Gill</td>
<td>Seurry</td>
</tr>
<tr>
<td>Gordon</td>
<td>Shannon</td>
</tr>
<tr>
<td>Graham</td>
<td>Shelburne</td>
</tr>
<tr>
<td>Grogan</td>
<td>Shropshire</td>
</tr>
<tr>
<td>Henderson, Brazos</td>
<td>Smith of Grayson</td>
</tr>
<tr>
<td>Henderson, Lamar</td>
<td>Smith of Collin</td>
</tr>
<tr>
<td>Howard</td>
<td>Staples</td>
</tr>
<tr>
<td>Jones</td>
<td>Stewart</td>
</tr>
<tr>
<td>Kennedy</td>
<td>Sutherland</td>
</tr>
<tr>
<td>Kittle</td>
<td>Tarkington</td>
</tr>
<tr>
<td>Lillard</td>
<td>Tarver</td>
</tr>
<tr>
<td>Looney</td>
<td>Teagl</td>
</tr>
<tr>
<td>McNally</td>
<td>Terrell</td>
</tr>
<tr>
<td>McClinan</td>
<td>Terrell</td>
</tr>
<tr>
<td>McDowell</td>
<td>Thomas of Wise</td>
</tr>
<tr>
<td>McFarland</td>
<td>Thomas of Fannin</td>
</tr>
<tr>
<td>McInerny</td>
<td>Tarkington</td>
</tr>
<tr>
<td>Meitzen</td>
<td>Tompkins</td>
</tr>
<tr>
<td>Meree</td>
<td>Tucker</td>
</tr>
<tr>
<td>Monroe</td>
<td>Tucker</td>
</tr>
<tr>
<td>Morris</td>
<td>Walton</td>
</tr>
<tr>
<td>Morrow</td>
<td>Wells</td>
</tr>
<tr>
<td>Morris</td>
<td>Willacy</td>
</tr>
<tr>
<td>Murray</td>
<td>Willacy</td>
</tr>
<tr>
<td>Neff</td>
<td>Willrodt</td>
</tr>
<tr>
<td>Neff</td>
<td>Wooten</td>
</tr>
</tbody>
</table>

Nays—10.

<table>
<thead>
<tr>
<th>Absent</th>
<th>10</th>
</tr>
</thead>
<tbody>
<tr>
<td>Browne</td>
<td>Little</td>
</tr>
<tr>
<td>Frost</td>
<td>McKellar</td>
</tr>
<tr>
<td>Goodlett</td>
<td>Morrow</td>
</tr>
<tr>
<td>Greenwood</td>
<td>Rogers</td>
</tr>
<tr>
<td>Hurley</td>
<td>Vaughan</td>
</tr>
<tr>
<td>Ayers</td>
<td>Marsh</td>
</tr>
<tr>
<td>Clements</td>
<td>Masterson</td>
</tr>
<tr>
<td>Collins</td>
<td>Murphy</td>
</tr>
<tr>
<td>Culp</td>
<td>Pitts</td>
</tr>
<tr>
<td>Eckols</td>
<td>Schluter</td>
</tr>
<tr>
<td>Garner</td>
<td>Staples</td>
</tr>
<tr>
<td>Goodman</td>
<td>Tarkington</td>
</tr>
<tr>
<td>Grogan</td>
<td>Absent—Excused</td>
</tr>
</tbody>
</table>

Nays—12.

<table>
<thead>
<tr>
<th>Absent—Excused</th>
<th>12</th>
</tr>
</thead>
<tbody>
<tr>
<td>Allen of Colorado</td>
<td>Livsey</td>
</tr>
<tr>
<td>Bolin</td>
<td>Pfeuffer</td>
</tr>
<tr>
<td>Bridgers</td>
<td>Phillips of Camp</td>
</tr>
<tr>
<td>Calvin</td>
<td>Poole</td>
</tr>
<tr>
<td>Garrett</td>
<td>Prince</td>
</tr>
<tr>
<td>Grubbs</td>
<td>Ratcliff</td>
</tr>
<tr>
<td>Hamilton</td>
<td>Stripling</td>
</tr>
<tr>
<td>Lake</td>
<td>Wright</td>
</tr>
<tr>
<td>Lane</td>
<td>Absent—Excused</td>
</tr>
</tbody>
</table>

Senate bill No. 172 laid before the House on its third reading and final passage.
Read third time, and
Mr. Henderson of Lamar offered the following amendment:
"Strike out Section 9 of the bill."
Mr. Powell offered the following substitute for the amendment:
"Amend by striking out the word 'superintendent,' in line 10, on page 8, and insert the words 'State Purchasing Agent,' and add in line 15, after the word 'purchase' by the 'State Purchasing Agent,' and strike out the following words in lines 17 and 18, viz.: 'and the superintendent may thereupon direct the storekeeper to purchase the same in open market.'"

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

Question first recurred on the substitute by Mr. Powell, and it was lost.

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

The amendment was lost by the following vote:

<table>
<thead>
<tr>
<th>Yeas</th>
<th>Nays</th>
</tr>
</thead>
<tbody>
<tr>
<td>Adams</td>
<td>40</td>
</tr>
<tr>
<td>Bean</td>
<td></td>
</tr>
<tr>
<td>Beaty</td>
<td></td>
</tr>
<tr>
<td>Blount</td>
<td></td>
</tr>
<tr>
<td>Caldwell</td>
<td></td>
</tr>
<tr>
<td>Chambers</td>
<td></td>
</tr>
<tr>
<td>Childers</td>
<td></td>
</tr>
<tr>
<td>Cole</td>
<td></td>
</tr>
<tr>
<td>Cross</td>
<td></td>
</tr>
<tr>
<td>Culp</td>
<td></td>
</tr>
<tr>
<td>Derden</td>
<td></td>
</tr>
<tr>
<td>Dies</td>
<td></td>
</tr>
<tr>
<td>Evans</td>
<td></td>
</tr>
<tr>
<td>Frost</td>
<td></td>
</tr>
<tr>
<td>Goodman</td>
<td></td>
</tr>
<tr>
<td>Gordon</td>
<td></td>
</tr>
<tr>
<td>Graham</td>
<td></td>
</tr>
<tr>
<td>Henderson, Lamar</td>
<td></td>
</tr>
<tr>
<td>Howard</td>
<td></td>
</tr>
<tr>
<td>Hurley</td>
<td></td>
</tr>
<tr>
<td>Little</td>
<td></td>
</tr>
<tr>
<td>Loyd</td>
<td></td>
</tr>
<tr>
<td>McDowell</td>
<td></td>
</tr>
<tr>
<td>Meitzen</td>
<td></td>
</tr>
<tr>
<td>Neff</td>
<td></td>
</tr>
<tr>
<td>Phillips, Lampasas</td>
<td></td>
</tr>
<tr>
<td>Powell</td>
<td></td>
</tr>
<tr>
<td>Robertson, Harrison</td>
<td></td>
</tr>
<tr>
<td>Rochelle</td>
<td></td>
</tr>
<tr>
<td>Russell</td>
<td></td>
</tr>
<tr>
<td>Savage</td>
<td></td>
</tr>
<tr>
<td>Shelburne</td>
<td></td>
</tr>
<tr>
<td>Smith of Collin</td>
<td></td>
</tr>
<tr>
<td>Stewart</td>
<td></td>
</tr>
<tr>
<td>Tarkington</td>
<td></td>
</tr>
<tr>
<td>Tompkins</td>
<td></td>
</tr>
<tr>
<td>Vaughan</td>
<td></td>
</tr>
<tr>
<td>Wells</td>
<td></td>
</tr>
<tr>
<td>Willacy</td>
<td></td>
</tr>
<tr>
<td>Willrodt</td>
<td></td>
</tr>
</tbody>
</table>

Mr. Teagle offered the following amendment:
"Amend line 22, page 9, by adding after the word 'conviction' the following: 'be punished by confinement in,' and strike out the words 'sent to,' in same line."

Mr. Sutherland moved to take a recess until 2:30 p.m. today.

BILLS INTRODUCED.

(By unanimous consent.)

By Mr. Cross and Mr. Ellis:
House bill No. 799, A bill to be entitled "An Act to prevent the wearing of hats during any public performance to which an admission fee is charged, and declaring an emergency."

(The act provides that any one who fails or refuses to remove from the head his or her hat as soon as the curtain rises shall be guilty of a misdemeanor, and on conviction shall be fined in any sum not exceeding ten dollars.)

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

By Mr. Smith of Grayson:
House bill No. 800, A bill to be entitled "An Act to authorize the Supreme Court to issue writs of habeas corpus."

Read first time, and referred to Judiciary Committee No. 1.
An Act to amend Chapter 14, Title XXVII, of the Revised Civil Statutes of 1895, relating to the clerks of the courts of civil appeals, by adding thereto Articles 1012, 1013, fixing the maximum amount of fees to be retained by said clerks.

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, April 11, 1899.

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

Sir: Your Judiciary Committee No. 1, to whom was referred House bill No. 779, A bill to be entitled "An Act to regulate and prescribe the manner of bringing suits for taxes, and to protect the defendants in tax suits, by prohibiting duplication of suits and preventing the increase and unnecessary litigation and cost, and to repeal all laws and parts of laws, general and special, in conflict herewith, and to declare an emergency."

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

WOOTEN, Chairman.

Committee Room, Austin, Texas, April 11, 1899.

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

Sir: Your Judiciary Committee No. 1, to whom was referred House bill No. 780, A bill to be entitled "An Act to authorize the several counties in this State to invest the permanent school fund belonging to such counties in their own bonds, and to use the proceeds thereof for general county purposes, and to make the county liable for such investment."

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, April 11, 1899.

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

Sir: Your Judiciary Committee No. 1, to whom was referred House bill No. 798, A bill to be entitled "An Act to amend Article 3088, Chapter 3, Title LVIII, of the Revised Civil Statutes of the State of Texas, relating to fire insurance policies."

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, April 11, 1899.

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

Senator bill No. 203, A bill to be entitled "An Act to authorize the several counties in this State to invest the permanent
Senate bill No. 224, A bill to be entitled
"An Act to create a commission to be
known as the Texas State Historical
Commission, and to define the duties and
powers of said commission."

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

WOOTEN, Chairman.

Committee Room,
Austin, Texas, April 11, 1899.

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

SIR: Your Committee on Internal
Improvements, to whom was referred
Senate bill No. 306, A bill to be entitled
"An Act to authorize the Gulf, Beaumont
& Kansas City Railway Company to pur-
chase, own and operate the railroad,
including all the property, property rights,
franchises and appurtenances, of the
Gulf, Beaumont & Great Northern Rail-
way Company now existing, or that may
hereafter be built or acquired by the
Gulf, Beaumont & Great Northern Rail-
way Company, and to authorize the Gulf,
Beaumont & Kansas City Railway Com-
pany in the name of the Gulf, Beaumont
& Great Northern Railway Company to
issue bonds and to secure the same by
mortgage upon the railway property,
property rights and franchises of the
Gulf, Beaumont & Great Northern Rail-
way Company, under orders of the Rail-
road Commission of Texas, and to enable
the said corporation, the Gulf, Beaumont
& Great Northern Railway Company to
construct this proposed line of railway
as provided in the charter and for said
purposes to raise money through the is-
surance of stock and bonds under the
direction of the Railroad Commission."

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

SMITH of Grayson, Chairman.

MAJORITY REPORT.

Committee Room,
Austin, Texas, April 11, 1899.

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

SIR: Your Committee on Internal
Improvements, to whom was referred
House bill No. 735, A bill to be entitled
"An Act to authorize the Missouri, Kan-
sas & Texas Railway Company of Texas
to acquire by purchase or lease the rail-
road of the Sherman, Shreveport &
Southern Railway Company, extending from the city of McKinney, in Collin county, to the city of Jefferson, in Marion county, and any extension thereof from said city of Jefferson to the eastern line of Texas, in the direction of Shreveport, Louisiana, together with the property and franchises pertaining thereto, and to own, operate and maintain the same as a part of its line, with the right to extend the same and construct branches therefrom, by amendment of its charter, under the general laws of the State of Texas, and investing said companies and each of them with the power to make and execute all necessary contracts, agreements and conveyances to effect such sale or lease; also to authorize the said The Sherman, Shreveport & Southern Railway Company, before such sale or lease, or the said The Missouri, Kansas & Texas Railway of Texas, after such sale or lease, when the said railway so to be purchased or leased has been extended from the city of Jefferson to the eastern line of the State of Texas, in the direction of Shreveport, Louisiana, to connect with any railway extending to said city of Shreveport, and to acquire from the owner or owners of such line of railway in the State of Louisiana, by lease, purchase or running rights agreement, the use of such line to the said city of Shreveport, and further, to authorize the said The Sherman, Shreveport & Southern Railway Company, before such sale or lease or the said The Missouri, Kansas & Texas Railway Company of Texas, after such sale or lease, to acquire necessary terminal facilities in the said city of Shreveport."

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

SMITH of Grayson, Chairman.

MINORITY REPORT.

Committee Room,
Austin, Texas, April 11, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

SIR: We, a minority of your Committee on Internal Improvements, to whom was referred House bill No. 796, A bill to be entitled "An Act to authorize the St. Louis Southwestern Railway Company of Texas to purchase, own and operate a railway extending from a point in or near the town of Tyler, in Smith county, to a point in or near the town of Lufkin, in Angelina county, with its franchises and appurtenances, known as the Tyler Southeastern Railway, and to authorize the Tyler Southeastern Railway Company, and the owners thereof, to sell the same, and to authorize the St. Louis Southwestern Railway Company of Texas to assume the payment of the indebtedness of the Tyler Southeastern Railway Company, and to own and operate the property so purchased,"

Do not concur in the report of the majority, and beg leave to recommend that it do not pass.

GARNER, DECKER, SMITH of Grayson, LILLARD.

MAJORITY REPORT.

Committee Room,
Austin, Texas, April 11, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

SIR: Your Committee on Internal Improvements, to whom was referred House bill No. 796, A bill to be entitled "An Act to authorize the St. Louis Southwestern Railway Company of Texas to purchase, own and operate a railway extending from a point in or near the town of Tyler, in Smith county, to a point in or near the town of Lufkin, in Angelina county, with its franchises and appurtenances, known as the Tyler Southeastern Railway, and to authorize the Tyler Southeastern Railway Company, and the owners thereof, to sell the same, and to authorize the St. Louis Southwestern Railway Company of Texas to assume the payment of the indebtedness of the Tyler Southeastern Railway Company, and to own and operate the property so purchased,"

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

SMITH of Grayson, Chairman.
April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.

April 12, 1899

House Journal.
Parish. Rogers. 
Rita. Scurry. 
Absent—Excused.
Allen of Colorado. Lane, 
Bolin. Livsey. 
Bridgers. Pfeuffer. 
Calvin. Phillips of Camp. 
Garrett. Poole. 
Grubbs. Prince. 
Hamilton. Stripling. 
Lake. Wright. 

"I vote 'nay' on Senate bill No. 172, to create the office of Purchasing Agent, for the following reasons: 1. I am opposed to the creation of any more offices in the State. 2. If we cannot trust the officers of our several State institutions to do the purchasing for their respective departments, then it will be impossible to get a man in the State that possesses a greater amount of honesty than all the departments combined. 

"PHILLIPS of Lampasas."

"I vote 'no' on Senate bill No. 172, because I believe it creates a new office that is wholly unneeded, and that can accomplish no good. 

"MORROW."

"In voting 'aye' for this bill, I do so with a faint hope that it is preferable in a small way to the existing method, which permits of fraud almost without limit. 

"HENDERSON of Lamar."

"I vote 'no' on Senate bill No. 172 on account of Section 9. I thought it ought to have been cut out of the bill. 

"CHILDERS."

Mr. Wooten moved to reconsider the vote by which Senate bill No. 172 was passed, and to table the motion to reconsider. 

The motion to table prevailed.

SPECIAL ORDER FIXED.

Senate bill No. 32, relating to apprehension of lunatics, for 5 o'clock p. m. today, on motion of Mr. Meitzen. 

The Speaker laid before the House, as special order for the hour, on its second reading and passage to a third reading.

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

Mr. Greenwood moved to suspend the pending business to take up and place on its second reading and passage to a third reading.

Senate bill No. 260, relating to establishing a State normal school at San Marcos, Texas. 

The motion to suspend was lost.

Senate bill No. 144 was then read second time.

Mr. Graham offered the following amendment to the bill: 

"Amend Section 1, page 2, line 13, after the word 'Dallas,' by adding 'by way of Athens.'"

Adopted.

Mr. Blount offered the following amendment: 

"Amend by adding, at the end of Section 4, the following: Provided, that neither the railroad known as the Texas Trunk Railroad nor the railroad known as the Louisiana Western Extension Railroad nor any railroad which shall be constructed in making the railroad connections between the railroad known as the Sabine & East Texas Railway and the railroad known as the Texas Trunk Railroad shall be subject to any mortgages..."
heretofore executed by the Texas & New Orleans Railroad Company.'"
Adopted.

Mr. Shannon offered the following amendment:

"Amend by adding after line 12, page 4, the following: 'Nor shall such purchase or purchase be valid until each of the railroad companies mentioned in this act shall cancel and surrender to the Railroad Commission of this State all mortgages and bonds secured by any lien on such railroad property or properties, and provided further, that after such mortgages and bonds are surrendered and canceled as aforesaid, such company or companies continuing in business may issue new bonds under and subject to the laws of this State and the rules and regulations of the Railroad Commission of this State.'"
Adopted.

Mr. Blount offered the following amendment:

"Amend by adding after Section 9 another section, to be known as Section 10, to read as follows:

'Section 10. That said Texas & New Orleans Railroad Company, its officers, agents and employees, shall be and they are hereby prohibited from demanding or receiving or purchasing, or releasing for property or properties, and provided further, that after such mortgages and bonds are surrendered and canceled as aforesaid, such company or companies continuing in business may issue new bonds under and subject to the laws of this State and the rules and regulations of the Railroad Commission of this State.'"
Adopted.

Mr. Morrow offered the following amendment:

"Amend by striking out, on page 2, all of line 16 that follows the word 'connection,' and all of line 17, and all of line 18 to and including the word 'act,' and insert in lieu thereof the following: 'Provided, however, that if the said Texas & New Orleans Railroad Company shall not perfect at least twenty-five miles of such railroad connection within one year from the passage of this act, and at least twenty-five miles more thereof within two years from the passage of this act.'"

Mr. Wooten offered the following substitute for the amendment:

"Amend Section 1, page 2, line 17, by striking out the word 'fifty' and insert in lieu thereof the words 'one hundred,' and insert in line 18, after the word 'act,' the words, 'fifty miles of which shall be built and perfected during the first year after the passage of this act,' and strike out in lines 18 and 19 the words 'and one hundred miles thereof within four years from such date,' and in line 20 strike out the word 'five' and insert the word 'four.'"

The substitute was accepted, and the amendment as substituted was adopted.

Mr. Thomas of Fannin offered the following amendment:

"Amend Section 6, line 23, page 4, by adding: 'Provided, that the powers and rights herein granted to the Texas & New Orleans Railroad Company shall be forfeited unless said Texas & New Orleans Railroad Company shall, within sixty days after this act becomes a law, pay to the American National Bank at Dallas the sum of ten thousand ($10,000) dollars, to be applied by said bank in the pro rata payment of those certain claims reduced to judgment in the United States Circuit Court of Dallas against the Texas Trunk Railroad Company, and designated and classified as fourth-class claims in the decree of the United States Circuit Court for the Northern District of Texas at Dallas, entered in the suit of the Central Trust Company of New York, complainant, against the Texas Trunk Railroad Company, defendant, No. 193 in equity, said sum of ten thousand dollars.'"

Mr. Grogan offered the following substitute for the amendment:

"Amend Section 6, by inserting after the word 'sold,' in line 14, 'together with the Texas & New Orleans Railroad shall be bound and liable upon and after such sale, for the full amount of any debt now owed by the Sabine & East Texas Railroad, or the Texas Trunk Railroad, or both.' This strikes out all after the word 'sold,' in line 14, up to and including the word 'liable,' in line 15.'"

The substitute was lost and the amendment was adopted.
Mr. Derden offered the following amendment:

"Amend by striking out the enacting clause."

(Mr. Shelburne in the chair.)

After consideration by the House, Mr. Dies moved the previous question, and the main question was ordered.

Question first recurred on the amendment by Mr. Derden, upon which yeas and nays were demanded by Mr. Derden, Mr. Thomas of Wise, and Mr. Ratcliff.

The amendment was lost by the following vote:

Yeas - 12.

Allen of Hopkins. Powell.
Derden. Shannon.
Henderson, Brazos. Smith of Grayson.
Kennedy. Smith of Collin.
Lillard. Thomas of Wise.
McAnally. Willrodt.

Nays - 92.


Absent.


Yeas - 87.


Absent.


Yeas - 87.


Yeas - 87.


Yeas - 87.
April 12, 1899

HOUSE JOURNAL.

THOMAS OF FANNIN, WELLIS.
TOMPKINS, WHELESS.
TUCKER, WILLACY.
VAUGHAN, WOOTEN.
WALTON.

NAYS—18.

ALLEN OF HOPKINS, MURRAY.
COCKE, POWELL.
DERDEN, SANSON.
GARNER, SMITH OF GRAYSON.
HENDERSON, BRAXTON, SMITH OF COLLIN.
KENNEDY, STAPLES.
LILLARD, THOMAS OF WISE.
MCKINLAY, WILLIAMS.

ABSENT.

DECKER, MCCLELLAN.
HENDERSON, LAMAR, PARISH.
MARSH, PITTS.
MASTERTON.

ABSENT—EXCUSED.

ALLEN OF COLORADO, LIVESAY.
BOLIN, PEFFER.
CALVIN, PHILLIPS OF CAMP.
GARRETT, POOLE.
GRUBBS, PRINCE.
HAMILTON, STRIPLING.
LAKE, WRIGHT.

"I vote 'no' on Senate bill No. 144, because I believe it to be unconstitutional."

"I vote 'aye' on this bill because my constituents appear to desire it, as far as I can ascertain. The bill itself is perhaps obnoxious to the spirit if not the letter of the Constitution, and if I exercised my own individual judgment, I should vote against it."

BILLS SIGNED BY THE SPEAKER.

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

Senate bill No. 180, "An Act to create a more efficient road system for Wharton county and Lavaca county, Texas."

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

Senate bill No. 280, "An Act to change and fix the time of holding courts in the Fifty-fourth Judicial District, and to amend an act passed at the Regular Session of the Twenty-sixth Legislature of Texas, being an act entitled 'An Act to change the time of holding courts in the Fifty-fourth Judicial District, known as House bill No. 167 during its passage.'"

Substitute Senate bill No. 45, "An Act to amend Article 4471, of Chapter 8, Title XCIV, of the Revised Civil Statutes of the State of Texas of 1895, so as to permit railroads and other corporations having the right of eminent domain to enter upon and take possession of property sought to be condemned pending litigation, upon the payment or security of the award of the commissioners appointed to appraise, and costs; and the deposit of money sufficient to cover additional damages that may be adjudged, and the giving of a bond for future costs, and to repeal all laws in conflict therewith."

Senate bill No. 223, "An Act to amend Article 4445, of the Revised Civil Statutes of the State of Texas, and to authorize railroad corporations to acquire new right of way for the purpose of shortening the line or reducing the grades."

Senate bill No. 245, "An Act to repeal 'An Act to incorporate the town of Jacksonville, in Cherokee county, Texas,' passed at the session of the Thirteenth Legislature."

Senate bill No. 285, "An Act to amend Sections 7 and 137, 138, 139, 140, 141 and 142, of an act entitled 'An Act to grant a new charter to the city of El Paso,' approved March 2, 1889, and the acts amendatory thereof, relating to streets, alleys, sidewalks and other public improvements, and the levy and collection of a tax to pay therefor, and fixing the time of holding elections."

House bill No. 294, "An Act permitting any insurance company organized and doing business on the mutual plan, under the laws of any State of the United States, insuring against loss or damage resulting from burglary, robbery, or any attempt thereat, and also insuring against the loss of money and securities in transportation when shipped by registered mail, to do business in the State of Texas."

Mr. McKamy moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that Senate bill No. 144 be put on its third reading and final passage.

The motion prevailed by the following vote:

YEARS—89.

Adams. Chambers.
Allen of Hopkins. Childers.
Ayers. Childs.
Bailey. Cocke.
Barbee. Cole.
Barrett. Collins.
Bean. Comoly.
Beaty. Crawford.
Bennett. Cross.
Blount. Culp.
Bridgers. Dean.
Brown. Dies.
Caldwell. Dorroh.
"I vote 'yea' to suspend constitutional rule, because I have no desire to obstruct rapid legislation.

"ALLEN of Hopkins."

Senate bill No. 144, laid before the House on its third reading and final passage, read third time, and Mr. Barbee offered the following amendment:

"Amend the bill, Section 1, page 2, line 13, by inserting after the word 'Dallas' the following: 'all roadbeds to be constructed or built to make the connection sought by the bill shall be constructed and built west of the Neches river.'"

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

Question first recurred on the amendment by Mr. Barbee, and it was lost. The bill was passed. Mr. McKamy moved to reconsider the vote by which Senate bill No. 144 was passed, and to table the motion to reconsider.

The motion to table prevailed. The Speaker laid before the House, as special order, for the hour, 5 p.m., on its second reading, and passage to a third reading, Senate bill No. 32, A bill to be entitled "An Act to amend Article 128, Title IX, Chapter 1, of the Revised Civil Statutes of the State of Texas, relating to the apprehension of lunatics."

The bill was read second time. Mr. Meitzen offered the following amendment:

"Amend by adding the following: The justice of the peace before whom such complaint is made, and who issues such warrant, shall be allowed the same fees as are now allowed by law to justices of the peace for taking complaints and issuing warrants in criminal cases, if the constable executes such warrant he shall receive the same fees as sheriffs now receive in similar cases. Said fees of justices and constables shall be paid by the county, upon an account approved by the county judge.'"

Mr. Conoly moved to adjourn until 9:30 a.m. tomorrow, and Mr. Powell, until 9 a.m. tomorrow. Both motions were lost.

The amendment was lost. Mr. Collins moved the previous question, and the main question was ordered. Yeas and nays were demanded by Mr. Dies, Mr. Meitzen and Mr. Kennedy.

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

**Yeas**—66.

Adams.


Barrett. Dean.

Bennett. Decker.

Blount. Dies.

Bridgers. Dorroh.

Brown. Ellis.

Caldwell. Evans.

Chambers. Howard.

Childs. Hurley.

Cole. Jones.

Collins. Kennedy.
April 12, 1899

HOUSE JOURNAL. 1005


Nays—27.


Mr. Cole (present) who would vote yea, with Mr. Neff (absent) who would vote nay.

Mr. Powell moved to adjourn until 9 a.m. tomorrow, and Mr. Dies until 9:30 a.m. tomorrow.

Both motions were lost.

The Speaker laid before the House, as pending business, Substitute Senate Bill No. 68, on its passage to a third reading, with pending amendments.

Mr. Rochelle moved to suspend pending business to take up and place on its second reading and passage to a third reading.

Senate bill No. 162, defining whitecappping.

The motion was lost.

Mr. Murray moved to take up Senate bill No. 166, relating to private corporations, and granting a charter to the Grand Chapter of Royal Arch Masons, for the purpose of making it a special order for tomorrow at 3 p.m.

The motion was lost.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, April 12, 1899.

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

Mr. Speaker: I am directed by the Senate to inform the House that the Senate grants the request of the House for a free conference committee on House bill No. 595, and that Senators Atlee, Hanger, Patterson, Sebastian and Linn have been appointed on said committee on the part of the Senate.

Also the Senate has passed Senate Concurrent Resolution No. 29, setting forth the fact that the State of Texas has a valid claim against the United States government, etc.

J. P. Pool, Secretary of the Senate.

COMMITTEE REPORTS.

Committee Room, Austin, Texas, April 12, 1899.

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

Substitute Senate Bill No. 68, on its passage to a third reading, with pending amendments.

Mr. Rochelle moved to suspend pending business to take up and place on its second reading and passage to a third reading.

Senate bill No. 162, defining whitecappping.

The motion was lost.

Mr. Murray moved to take up Senate bill No. 166, relating to private corporations, and granting a charter to the Grand Chapter of Royal Arch Masons, for the purpose of making it a special order for tomorrow at 3 p.m.

The motion was lost.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, April 12, 1899.

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

Mr. Speaker: I am directed by the Senate to inform the House that the Senate grants the request of the House for a free conference committee on House bill No. 595, and that Senators Atlee, Hanger, Patterson, Sebastian and Linn have been appointed on said committee on the part of the Senate.

Also the Senate has passed Senate Concurrent Resolution No. 29, setting forth the fact that the State of Texas has a valid claim against the United States government, etc.

J. P. Pool, Secretary of the Senate.

COMMITTEE REPORTS.

Committee Room, Austin, Texas, April 12, 1899.

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

Substitute Senate Bill No. 68, on its passage to a third reading, with pending amendments.

Mr. Rochelle moved to suspend pending business to take up and place on its second reading and passage to a third reading.

Senate bill No. 162, defining whitecappping.

The motion was lost.

Mr. Murray moved to take up Senate bill No. 166, relating to private corporations, and granting a charter to the Grand Chapter of Royal Arch Masons, for the purpose of making it a special order for tomorrow at 3 p.m.

The motion was lost.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, April 12, 1899.

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

Mr. Speaker: I am directed by the Senate to inform the House that the Senate grants the request of the House for a free conference committee on House bill No. 595, and that Senators Atlee, Hanger, Patterson, Sebastian and Linn have been appointed on said committee on the part of the Senate.

Also the Senate has passed Senate Concurrent Resolution No. 29, setting forth the fact that the State of Texas has a valid claim against the United States government, etc.

J. P. Pool, Secretary of the Senate.

COMMITTEE REPORTS.

Committee Room, Austin, Texas, April 12, 1899.

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

Substitute Senate Bill No. 68, on its passage to a third reading, with pending amendments.

Mr. Rochelle moved to suspend pending business to take up and place on its second reading and passage to a third reading.

Senate bill No. 162, defining whitecappping.

The motion was lost.

Mr. Murray moved to take up Senate bill No. 166, relating to private corporations, and granting a charter to the Grand Chapter of Royal Arch Masons, for the purpose of making it a special order for tomorrow at 3 p.m.

The motion was lost.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, April 12, 1899.

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

Mr. Speaker: I am directed by the Senate to inform the House that the Senate grants the request of the House for a free conference committee on House bill No. 595, and that Senators Atlee, Hanger, Patterson, Sebastian and Linn have been appointed on said committee on the part of the Senate.

Also the Senate has passed Senate Concurrent Resolution No. 29, setting forth the fact that the State of Texas has a valid claim against the United States government, etc.

J. P. Pool, Secretary of the Senate.

COMMITTEE REPORTS.

Committee Room, Austin, Texas, April 12, 1899.

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

Substitute Senate Bill No. 68, on its passage to a third reading, with pending amendments.

Mr. Rochelle moved to suspend pending business to take up and place on its second reading and passage to a third reading.

Senate bill No. 162, defining whitecappping.

The motion was lost.

Mr. Murray moved to take up Senate bill No. 166, relating to private corporations, and granting a charter to the Grand Chapter of Royal Arch Masons, for the purpose of making it a special order for tomorrow at 3 p.m.

The motion was lost.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, April 12, 1899.

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

Mr. Speaker: I am directed by the Senate to inform the House that the Senate grants the request of the House for a free conference committee on House bill No. 595, and that Senators Atlee, Hanger, Patterson, Sebastian and Linn have been appointed on said committee on the part of the Senate.

Also the Senate has passed Senate Concurrent Resolution No. 29, setting forth the fact that the State of Texas has a valid claim against the United States government, etc.

J. P. Pool, Secretary of the Senate.

COMMITTEE REPORTS.

Committee Room, Austin, Texas, April 12, 1899.

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

Substitute Senate Bill No. 68, on its passage to a third reading, with pending amendments.

Mr. Rochelle moved to suspend pending business to take up and place on its second reading and passage to a third reading.

Senate bill No. 162, defining whitecappping.

The motion was lost.

Mr. Murray moved to take up Senate bill No. 166, relating to private corporations, and granting a charter to the Grand Chapter of Royal Arch Masons, for the purpose of making it a special order for tomorrow at 3 p.m.

The motion was lost.
Lands and Land Office, to whom was referred
House bill No. 613, A bill to be entitled
"An Act to provide for the recompilation of an abstract of the located, titled and
patented lands of 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 pass.

GARNER, Acting Chairman.

Mr. Powell moved to adjourn until 9 a.m. tomorrow, and Mr. Dies until 9:30 a.m. tomorrow.

Question recurring on the longest time first, the motion was lost.
On motion of Mr. Powell, the House, at 6:10 p.m., adjourned until 9 o'clock a. m. tomorrow.

EIGHTIETH DAY.

Hall of the House of Representatives, Austin, Texas,
Thursday, April 13, 1899.

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

Speaker Sherrill in the chair.

Roll called, and the following members present:

Present—107.

Adams. Frost.
Ayers. Gill.
Bailey. Goodlett.
Barbee. Goodman.
Barrett. Graham.
Bee. Greenwood.
Beaty. Grogan.
Bennett. Henderson, Brazos.
Bridgers. Howard.
Browne. Hurley.
Caldwell. Jones.
Calvin. Kennedy.
Chambers. Kitter.
Childs. Lane.
Clements. Lillard.
Cocke. Little.
Cole. Looney.
Collins. Loyd.
Conolly. Marsh.
Crawford. Maxwell.
Cross. McAnally.
Culp. McClellan.
Dean. McDowell.
Derdan. McKamy.
DORN. McKellar.
Dorrough. Mercer.
Eckols. Monroe.
Ellis. Morris.
Evans. Morrow.

Murphy. Smith of Collin.
Murray. Staples.
Neft. Stewart.
Nolan. Sutherland.
Oliver. Tarkington.
Palmer. Tarver.
Peery. Tate.
Phillips, Lampassas. Teague.
Powell. Terrell.
Ratchiff. Thomas of Wise.
Robertson, Harrison. Thomas of Fannin.
Robertson of Bell. Tompkins.
Russell. Tucker.
Rochelle. Vaugh.
Sansom. Walton.
Savage. Wells.
Schulte. Whelcut.
Scurry. Wills.
Shannon. Willcut.
Shropshire. Willcut.
Smith of Grayson.

Absent.

Gordon. Parish.
Grubbs. Pitts.
Hamilton. Rogers.
Masterson. Shelburne.

Absent—Excused.

Bolin. Poole.
Garrett. Prince.
Lake. Stripling.
Livsey. Wright.
Pfeuffer.

A quorum was announced present.

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

Pending reading of the Journal of yesterday.

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

GRANTED LEAVE OF ABSENCE.

On account of important business:

Mr. Rogers for today, on motion of Mr. Goodlett.

Mr. Bolin until next Saturday, on motion of Mr. Allen of Hopkins.

Mr. Parish for today, on motion of Mr. Thomas of Wise.

On account of sickness:

Mr. Henderson of Lamar for today, on motion of Mr. Brown.

SPEAKER'S TABLE.

The Speaker laid before the House, on its second reading and passage to engrossment,
Substitute House bill No. 111, the general appropriation bill,
Which bill has been considered by the House for the past several days in a Committee of the Whole House.

Mr. Bailey moved that House Rule No. 73, requiring the House to go into a