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SAVAGE, Chairman.

At 12:52 p. m., on motion of Mr.
Adams, the House adjourned until 9:30
o'clock a. m. next Monday.

EIGHTY-THIRD DAY.

Hall of the House of Representa-
tives, Austin, Texas,
Monday, April 17, 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—101.


A quorum was announced present.

Prayer by Rev. W. J. Gatlin, Chaplain.
Pending reading of the Journal of last
Saturday.

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

GRANTED LEAVE OF ABSENCE.

On account of important business:
Mr. Stripling for today, on motion of
Mr. Peery.
Mr. Evans for today, on motion of Mr.
Caldwell.
Mr. Meitzen for today, on motion of
Mr. Lane.
Mr. Conoly until next Wednesday, on
motion of Mr. Crawford.
Mr. Dies for tomorrow, on motion of
Mr. Crawford.
Mr. Cross for today, on motion of Mr.
Marsh.
Mr. Teagle for today, on motion of Mr.
Sansom.
Mr. Barbee for today, on motion of Mr.
Ratcliff.
Mr. Neff for today, on motion of Mr.
Cole.
Mr. Willrodt for today, on motion of Mr.
Derden.
Mr. Childs for today, on motion of Mr.
Grogan.

Smith of Grayson.
Mr. Rogers for today, on motion of Mr. Chambers.
Mr. Kittrell for today, on motion of Mr. Wooten.
Mr. Tate for today, on motion of Mr. Terrell.

On account of sickness:
Mr. Thomas of Fannin for today, on motion of Mr. Caldwell.
Mr. Garner indefinitely, on motion of Mr. Wells.
Mr. Sutherland for today, on motion of Mr. Terrell.

On account of sickness in his family:
Mr. Grubbs for absence on last Thursday, Friday and Saturday, on motion of Mr. Hamilton.

SPEAKER'S TABLE.

[The following amendments to Substitute House bill No. 111, adopted in the Committee of the Whole House, and not reported to the House, were adopted by the House, on motion of Mr. Bailey, April 13th. See proceedings of that date, By Mr. Henderson of Lamar:

"Amend page 2, line 3, by adding: 'Or so much thereof as will be necessary to pay for days actually served by said members, at $4.00 per day.'"
Adopted, April 10, 1899.

By Mr. Ayers:

"Amend by striking out '300' in line 18, page 2, wherever it occurs, and insert '300' in lieu thereof.'"
Adopted, April 11, 1899.

By Mr. Shropshire:

"Amend by striking out line 28, on page 2."
Adopted, April 11, 1899.

The above amendments were adopted in Committee of the Whole on the dates named.

LEE J. ROUNTREE,
Chief Clerk House of Representatives.]

The Speaker laid before the House, as pending business, on its passage to engrossment,

Substitute House bill No. 111, the general appropriation bill, with amendment by Mr. Savage to amendment by Mr. Morrow pending, division having been called for on the amendment by Mr. Savage and division (2) being the part now under consideration.

Amendment (2) by Mr. Savage to the amendment was adopted.

Question then recurred on the amendment by Mr. Morrow as amended and Mr. Murray offered the following amendment:

"Amend the amendment by adding, 'provided said clerk shall not receive more than one hundred dollars per month for the time actually employed.'

[Signed "MURRAY, "JONES."]

Lost.

Question again recurred on the amendment by Mr. Morrow as amended, the amendment by Mr. Savage to the amendment having been adopted by divisions.

Pending consideration of the question —Shall the amendment as amended be adopted?

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.

The attention of the Legislature is invited to the accompanying communication from Honorable Guy M. Bryan.

The services of Stephen F. Austin were of such transcendent importance and are so well known that reference to his labors in behalf of the early settlers of the State and in the cause of its independence is altogether unnecessary. He will live forever in our history as an enduring exemplar of all that is great in statesmanship, true in patriotism and pure in character.

I most heartily recommend to the favorable consideration of the Legislature the removal of his remains, and also those of his sister, to the capital of the State, and the erection of a suitable monument upon the spot where he may be buried.

JOSEPH D. SAYERS,
Governor.

City of Austin, April 12, 1899.

Gov. J. D. Sayers.

DEAR SIR: I have read the communication of the mayor and aldermen of San Felipe de Austin to the Legislature of Texas, to make an appropriation to place a monument over the remains of Stephen F. Austin at San Felipe, saying that if the appropriation should be made that the officials of San Felipe would go to the trouble and expense of removing the remains (with consent of the relatives of Austin) from Peach Point, Brazoria county, the family burying ground, to San Felipe. My brother, W. Joel Bryan, and myself, nephews of Austin, are his nearest living relatives. Our mother, his sister (his only near relative), to whom he was devotedly attached, lies buried by his side, and we wish her to be removed and buried with her brother. If the gov-
April 17, 1899

HOUSE JOURNAL

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The permanent of Texas would remove Austin's remains and place them in a plain, inexpensive tomb, like the Washington tomb at Mount Vernon, at an appropriate place near to and in front of the walls of the capitol of Texas, it would meet my hearty approval, and I am sure would meet the approval of my brother.

While appreciating the sentiment and appropriateness of the feelings and suggestions of the officials of San Felipe, I think that the proper place for the remains of Stephen F. Austin is at the capitol and in the city of Austin.

The remains of Austin now are in a private grave yard on a farm in the country, and when the heads of the family who now attend to the same pass away, this graveyard is liable to be neglected, and may in a few years be turned into the field or the common pasture.

Under the circumstances, I respectfully petition you to take charge of this matter, and as the Governor of Texas see to it that the remains of the founder and father of Texas be properly cared for as I have petitioned.

Your obedient servant, etc.,

(Signed) Guy M. Bryan.

On motion of Mr. Henderson of Lamar the message, with accompanying communication, was referred to the Committee on State Affairs.

Returning to consideration of the pending question—Shall the amendment as amended be adopted?

Mr. Shelburne moved the previous question on the amendment, and the motion was not seconded.

After further consideration of the question, yeas and nays were demanded by Mr. Savage, Mr. Calvin and Mr. Bean.

The amendment was adopted by the following vote:

Yeas—58.

Barrett.
Bean.
Beaty.
Bennett.
Bridgers.
Calvin.
Chambers.
Childers.
Childs.
Cocke.
Cole.
Collins.
Crawford.
Dean.
Derden.
Dorroh.
Eckols.
Ellis.
Frost.
Goodlett.

Oliver.
Palmier.
Parish.
Peery.
Powell.
Ratcliff.
Robertson, Harrison.
Robertson, Thomas of Wise.
Santos.

Savage.
Scurry.
Shannon.
Shelburne.
Tarver.
Terrell.
Vaughan.
Wells.

Ayers.
Bolin.
Brown.
Caldwell.
Culp.
Garrett.
Henderson, Brazos.
Henderson, Lamar.
Looney.
Marsh.
Maxwell.
McClellan.
McKamy.
Monroe.
Murphy.

Nays—29.

Ayers.
Bolin.
Brown.
Caldwell.
Culp.
Garrett.
Henderson, Brazos.
Henderson, Lamar.
Looney.
Marsh.
Maxwell.
McClellan.
McKamy.
Monroe.
Murphy.

Abscents—Excused.

Allen of Colorado.
Allen of Hopkins.
Barbee.
Blount.
Clements.
Comoly.
Cross.
Dies.
Evans.
Garner.
Graham.
Harley.
Kittrell.
Meitzen.

Mr. Powell submitted the following motion in writing:

Resolved, that all items included under the head of "Treasury Department" be considered as a whole, but this shall not prevent any amendment thereto.

Mr. Savage moved as a substitute for above motion that the bill be considered throughout item by item.

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

The motion of Mr. Savage prevailed.

The House then proceeded to consideration of the bill, beginning with the first item under the head of "Treasury Department."
(In these proceedings, every item not amended or stricken out is adopted.)

Mr. Grogan offered the following amendment:

"Amend line 11, page 4, by inserting "$1550" wherever "$1700" occurs.

Mr. Childers offered the following substitute for the amendment:

"Amend in line 11, page 4, by striking out "$1700" and insert "$1500.""

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

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

On the amendment by Mr. Grogan, yeas and nays were demanded by Mr. Grogan, Mr. Kennedy and Mr. Childers.

On calling the roll, there was not a quorum voting.

Upon which announcement, Mr. McDowell moved a call of the House for the purpose of obtaining a quorum.

The call was seconded, and the Clerk was directed to call the roll to ascertain a list of the absentees, and the Sergeant-at-Arms was directed to bring in enough absent members to make a quorum.

Later a quorum was announced present, and the roll was again called on the amendment by Mr. Grogan, yeas and nays having been demanded.

The amendment was lost by the following vote:

<table>
<thead>
<tr>
<th>Yeas</th>
<th>16</th>
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| Nays | 72 |

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<td>Gordon.</td>
<td>Nolan.</td>
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Mr. Smith of Collin offered the following amendment:

"In line 11, page 4, strike out "$1700" and insert in lieu thereof "$1800.""

Mr. Powell moved the previous question on the amendment, and the motion was not seconded.

Mr. Lane offered the following resolution:

Whereas, It is to be supposed that each member of this House understands how he desires to vote on each item in the appropriation bill as it is read, and

Whereas, Much time is consumed by a few members speaking to each amendment offered to said bill, therefore be it

Resolved. That no member by allowed to speak longer than two minutes on any amendment offered thereon. This resolution does not relate to the main question of adoption or rejection of the item under consideration.

The resolution was read, and Mr. Kennedy raised the point of order that it was in the nature of an amendment to the rules and must go over one day.

The Chair sustained the point of order, and the resolution went over.
Mr. Frost offered the following substitute for the pending amendment:
"Amend by striking out the word 'eighteen.'" 
Lost.

Mr. Ratcliff moved the previous question on the amendment, and the main question was ordered.

Question recurring on the amendment by Mr. Smith of Collin, it was lost.

Mr. Scurry offered the following amendment:
"Amend by striking out $1450' wherever it occurs in line 12, page 4, and insert in lieu thereof $1500.

[Signed "Scurry, "Dorroll."]"

Mr. Childers offered the following substitute for the amendment:
"Amend in line 12, page 4, strike out '$1450' and insert '$1300.'"

The substitute was lost, and the amendment was lost.

Mr. Grogan offered the following amendment:
"Amend line 12, by striking out $1450' wherever it occurs, and inserting in lieu thereof $1350.'"

Lost.

Mr. Phillips of Lampasas offered the following amendment:
"Amend by striking out $1080 in line 13, page 4, and insert '$1200' in lieu thereof."

Mr. Thomas of Wise offered the following substitute for the amendment:
"Amend line 13, by striking out $1080' and inserting $1300.'"

The substitute was lost, and the amendment was lost.

Mr. Childers offered the following amendment:
"Amend in line 14, page 4, strike out $'1350' and insert $1250.'"

Lost.

Mr. Chambers offered the following amendment:
"Amend line 15, page 4, by striking out '$1140' and insert in lieu thereof '$1200.'"

Lost.

Mr. Grogan offered the following amendment:
"Amend line 16, by striking out $2600' wherever it occurs, and inserting in lieu thereof $2400.'"

Lost.

Mr. Oliver offered the following amendment:
"Amend page 4, line 19, by striking out $1200' and inserting $1500.'"

Lost.

Mr. Terrell offered the following amendment:

"Amend lines 20 and 21, by striking out $3100' and insert $2000.'"

Mr. Savage offered the following substitute for the amendment:
"Strike out all of lines 20 and 21, and insert the following: 'Salary of five assistant bookkeepers in Land Department at $1100 each, $3500 for each year.'"

The substitute was lost, and the amendment was lost.

Mr. Ayers offered the following amendment:
"Amend by adding between lines 29 and 30, page 4, the words: 'For constructing and maintaining, for the years 1890 and 1899 and 1901, electric burglar alarm and calls in the Treasurer's office, and between said office and the sheriff's office and police headquarters in the city of Austin, and between said office and all the departments in the capitol building (with all out door wires placed under the ground), the sum of three thousand dollars, or so much thereof as may be necessary, to be expended for such purpose by the Governor and State Treasurer."

On the amendment division of the vote was called for, and the Clerk announced 42 ayes and 39 nays, whereupon Mr. Peery raised the point of no quorum.

The Clerk was directed to count the members present in the Hall, and announced 81 present.

Mr. Oliver moved a call of the House on the amendment and the item under consideration. The call was seconded.

The roll was called, and 84 members answered to their names, whereupon.

On motion of Mr. Adams, the House, at 12:23 p. m., took a recess until 2:30 p. m., today.

AFTERNOON SESSION.

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

SPEAKER'S TABLE.

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

Substitute House bill Nos. 30, 166, 178, 205, 211, 230, 328, 366, A bill to be entitled "An Act to amend Articles 4308, 4309, 4310, 4311, 4312, 4314, 4315, 4316, Title XC. Revised Civil Statutes of the State of Texas, relating to public weighers, and providing for appointment and election of public weighers for justice precincts, and to regulate the fees charged by the public weighers, and regulating the bond of all public weighers, and providing for an election to abolish
the office of public weigher in counties
when it is not wanted, and to repeal all
laws and parts of laws in conflict herewith.

Read third time.

Mr. Vaughan offered the following
amendment:

"Amend the bill by adding the follow­
ing section:"

"Section 2. The fact that the session
is nearing a close, and that the calendar
is greatly crowded, and the further fact
that there is no satisfactory law govern­
ing in the election of public weighers and
regulating the office of public weigher,
creates an imperative public necessity
that the constitutional rule requiring
bills to be read on three several days be
suspended, and it is hereby so suspended,
and that this bill go into effect from and
after its passage, and it is so enacted."

Adopted.

Mr. Morrow offered the following
amendment:

"Amend by striking out in line 9, on
page 5, the words ‘twenty-five’ and in­
sert ‘fifteen’ in lieu thereof.

[Signed—Morrow, Frost, Vaughan,
Rochelle, Smith of Collin, Powell, Lil­
lqrd, Kennedy, Henderson of Lamar,
Cross, Lane.]

Adopted.

Mr. Loyd offered the following amend­
ment:

"Amend in line 24, page 1, by insert­
ing the words ‘fifty or’ after the word
‘by;’ amend also in line 18, page 2, the
word ‘fifty or’ after the word ‘by.’"

Lost.

Mr. Oliver moved the previous ques­
tion, and the main question was ordered.

The bill was passed.

Mr. Rochelle moved to reconsider the
vote by which Substitute House bill Nos.
30, etc., the public weighers’ bill, was
passed, and to table the motion to re­
consider.

The motion to table prevailed.

On motion of Mr. McAnally, the pend­
ing business was suspended to take up
and place on its second reading.

House bill No. 380. A bill to be entitled
"An Act requiring commissioners courts
to purchase from the lowest and best bid­
der all blank books and stationery sup­
plies required by the several counties,
and prescribing the manner of contract­
ing therefor."

The bill was laid before the House, and
was read second time, together with ma­
majority favorable and minority adverse re­
port.

Mr. McAnally moved to adopt the
majority report.

Mr. Wells moved to substitute the mi­
nority report for the majority report.

The motion to substitute was lost, and
the majority report was adopted.

Mr. Lane offered the following amend­
ment:

"Amend by adding after the word coun­
ty, ‘in line 20, Section 2, page 1, the
word ‘annually.’"

Adopted.

Mr. Phillips of Lampasas offered the
following amendment:

"Amend by adding after the word ‘court,’ in line 21, page 2, the follow­ing,
or any court of competent jurisdiction."

Adopted.

Mr. Wheless offered the following amend­
ment:

"Amend after the word ‘contract,’ line
22, page 2, the following: ‘Provided,
that no contract shall be let by the com­
misioners court except to persons, com­
pny or corporation having a printing es­
tablishment in the State of Texas equip­
ed to perform the work advertised for
in a most efficient, complete and work­
manlike manner.’"

Pending consideration, the Speaker
laid before the House, as special order for the
hour 4 p. m., on its final passage,
House bill No. 590, relating to game,
with amendment by Mr. Jones pending.

Which bill was read third time, and
amended April 1, amended April 15, and
made a special order for today at 4 p. m.

The amendment by Mr. Jones was lost.

Mr. Shropshire offered the following amend­
ment:

"Amend caption by striking out the fol­
lowing: ‘And exempting the counties
of Jasper, Newton, San Augustine, Sa­ine, Shelby and Nacogdoches.’"

Lost.

Mr. Tarver moved to postpone indefi­
nitely further consideration of the bill.

Mr. Goodman moved the previous ques­
tion, and the main question was ordered.

The motion to postpone, yeas and nays were de­
manded by Mr. Lillard, Mr. Bean and
Mr. Shropshire.

The motion to table prevailed by the follow­ing
vote (which killed the bill).

Yeas—48.

Beaty. Howard.
Bridgers. Jones.
Calvin. Lake.
Childers. Lane.
Cooke. Little.
Coles. Livsey.
Crawford. Looney.
Dean. Loyd.
Derden. Marsh.
Frost. McAnally.
Gordon. McClellan.
Greenwood. McDowell.
The House resumed consideration of House bill No. 380, on its engrossment, with amendment by Mr. Wheelless pending.

Mr. Wells moved to suspend the pending business to take up and place on its second reading, House bill No. 465, relating to refunding the peddlers' taxes, which were collected illegally.

The motion to suspend was lost.

Question recurred on the amendment by Mr. Wheelless to House bill No. 380.

Mr. Goodman moved the previous question on engrossment of the bill, and the motion was not seconded.

On motion of Mr. Jones, the amendment by Mr. Wheelless was tabled.

Mr. Goodman offered the following amendment:

"Amend by striking out all of line 10, page 1, which is the enacting clause."

Mr. Calvin moved to table the amendment, and the motion was lost.

Question then recurred on the amendment by Mr. Goodman to strike out the enacting clause, upon which yeas and nays were demanded by Mr. Lane, Mr. McAnally and Mr. Parish.

The amendment was adopted by the following vote (which killed the bill):

**Yeas—54.**

Adams. Murray.
Ayers. Nolan.
Bolin. Oliver.
Caldwell. Pfeuffer.
Childers. Powell.
Cocke. Ratcliff.
Collins. Robertson, Harrison.
Culp. Rochelle.
Dean. Russell.
Derden. Sansom.
Dorroh. Scarry.
Frost. Shannon.
Garrett. Shelburne.
Goodlett. Smith of Collin.
Goodman. Stewart.
Greenwood. Tarver.
Hampton. Tate.
Henderson, Brazos. Terrell.
Lake. Thomas of Wise.
Lively. Tucker.
Looney. Vaughan.
Loyd. Walton.
Marsh. Wells.
McDowell. Wheelless.
McKamy. Willacy.
McKellar. Wooten.
Monroe. Wright.

**Nays—34.**

Bean. Kittrell.
Beaty. Lane.
Brigders. Lillard.
Browne. Little.
Calvin. Maxwell.
Childs. McAnally.
Cole. McClellan.
Crawford. Morrow.
Eckols. Parish.
Gordon. Peery.
Howard. Pitts.
Jones. Robertson of Bell.
Kennedy. Savage.
Shropshire. Staples.
Smith of Grayson. Tarkington.

Absent.
Barrett. Grubbs.
Bennett. Masterson.
Chambers. McFarland.
Decker. Mercer.
Ellis. Murphy.
Gill. Palmer.
Grogan. Prince.

Absent—Excused.
Allen of Colorado. Morris.
Barbee. Poole.
Blount. Rogers.
Clements. Schuler.
Conoly. Stripling.
Dies. Sutherland.
Evans. Telg.
Garner. Thomas of Fannin.
Graham. Tompkins.
Hurley. Willard.
Meitzen.

PRIVILEGED REPORT.

Committee Room,
Austin, Texas, April 15, 1899.
Hon. J. S. Sherrill, Speaker of the House
of Representatives.

Your Committee on Engrossed
Bills, to whom was referred
House bill No. 387, a bill to be entitled
"An Act to authorize the city council of
all cities and towns incorporated under
the General Laws of this State to regu-
late the charges and fix the rates to be
charged by all water companies, and all
other corporations or persons engaged
in supplying water or other commodities
to the public, or engaged in any other
public business within the limits of said
cities or towns and occupying the streets
and other public places for that purpose,
and to prescribe reasonable rules and reg-
ulations therefor, and to protect said
companies and corporations or persons
from imposition,"

Have carefully examined said bill and
find the same correctly engrossed.
McANALLY, Acting Chairman.

The Speaker laid before the House, on
its third reading and final passage,
House bill No. 387, reported above.
Read third time, and Mr. Powell offer-
ed the following amendment:
"Amend the bill by adding at the end
of line 31, on page 1: "Provided, that
nothing in this act shall be construed
as repealing any existing law.""
Adopted.
Mr. Derden offered the following amende-
ment:
"Amend by adding after the word ‘busi-
ness’ and before the word ‘and’ in line
22, page 1, the following, to wit: ‘Before
any rates shall be established under this
act, the said council shall give the
 corpora-
tion or company to be affected thereby
ten days notice of the time and place
when and where the rates or compensa-
tion shall be fixed, and said corporation
or company shall be entitled to be heard
at such time and place to the end that
justice may be done, and both parties
shall have process to enforce the attend-
ance of their witnesses.’"
Mr. Shieburne moved to table the
amendment, and the motion was lost.
The amendment was adopted.
Mr. Adams offered the following amend-
ment:
"Amend by striking out, after the
words ‘water companies,’ the words ‘and
other companies or corporations or per-
sons’ wherever they appear in the bill."
Tabled on motion of Mr. Wooten.
Mr. Livsey moved the previous ques-
tion, and the motion was not seconded.
Mr. Morrow offered the following amendment:

"Amend by adding to Section 1 the following: 'Provided, this act shall apply only to persons, firms or corporations holding under municipal grants or franchises special privileges to the public streets or grounds of such city.'"

Mr. Lillard moved the previous question, and the motion was not seconded. The amendment by Mr. Morrow was adopted.

Mr. Cross offered the following amendment:

"Amend by striking out the following words in line 17: 'Incorporated under the general laws thereof.'"

Mr. Wooten moved to table the amendment, and the motion was lost.

The amendment was lost.

Mr. Childers offered the following amendment:

"Amend by adding in line 24, page 1, Greenwood.

The amendment was lost.

Mr. Pitts moved the previous question, which was ordered to be taken up, for consideration. The motion to table prevailed.

Mr. Powell moved to reconsider the vote by which House bill No. 387 was passed, and to table the motion to reconsider. The motion to table prevailed.

On motion of Mr. Shelburne the regular order of business was suspended to take up, for consideration, a resolution providing for a committee to investigate State institutions during vacation.

Which resolution was read second time April 7, and postponed. (See Journal, April 7, page 1002, for resolution in full.)

The resolution was laid before the House, and was read again.

Mr. Shelburne offered the following amendment:

"Amend by striking out the second section of said resolution, and insert in lieu thereof the following:

'Resolved by the House of Representatives of the Twenty-sixth Legislature, now convened, that a committee of five members of said House shall be constituted, the Speaker appointing the same.'"
which shall convene during the vacation of said Legislature at such time and place as may be designated by the chairman of said committee; the Speaker shall be chairman of said committee. But should he decline or fail to serve, then the first named member on said committee shall be chairman thereof.

"Amend Section 3, line 6, by striking out the words 'Speaker as.'"

(Mr. Smith of Grayson in the chair.)

Pending consideration of above amendment, Mr. Shelburne yielding the floor, Mr. Tarver moved to adjourn until 9:30 a.m. tomorrow.

SENATE BILLS ON FIRST READING.

The following bills reported from the Senate were read first time, and referred to appropriate committees, viz.:

Senate bill No. 87, to Judiciary Committee No. 1.
Senate bill No. 321, to Committee on Towns and City Corporations.

BILLS INTRODUCED.

(By unanimous consent.)

By Mr. Wooten:
House bill No. 805, A bill to be entitled "An Act to amend Article 745, of the Revised Civil Statutes of Texas of 1895, regulating the issuance of permits to foreign corporations to do business in this State, and defining what foreign corporations may be authorized to do or to solicit business in Texas, or to maintain general or special offices in this State."

Read first time, and referred to Judiciary Committee No. 1.

By Mr. Wheless:
House bill No. 806, A bill to be entitled "An Act authorizing and empowering the Railroad Commission of Texas to inquire into and fix the freight tolls, wharfage charge or fares levied and collected by any person, company or corporation for the use of highways, landings, wharves, bridges and ferries devoted to public use; to correct abuses and prevent rebating, discrimination and extortion in such matters, and prescribing a penalty for violation thereof; authorizing institution of suits by the Attorney-General, or such other officers of the State as are authorized by law, for the enforcement of such penalties, and declaring an emergency."

Provides that a violation of this act shall be deemed extortion, and a forfeiture to the State of not less than one hundred dollars nor more than five thousand dollars.)

Read first time, and referred to Committee on Commerce and Manufactures.

APPOINTMENTS.

The Chair announced the following appointments of the Speaker:

On the Conference Committee on part of the House on Senate bill No. 144:
Mr. Shannon in place of Mr. Dies, resigned.
Mr. Morrow in place of Mr. Graham, resigned.

COMMITTEE REPORTS.

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

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

Sir: Your Committee on Constitutional Amendments, to whom was referred Joint Resolution No. 35, A resolution amending Article 8, of the Constitution of the State of Texas, by adding thereto Section 20, providing for the organization of irrigation districts and for the levying and collection of a tax for the construction of reservoirs, dams and canals in certain counties, have had the same under consideration, and I am instructed to report it back to the House with the recommendation that it do pass.

POWELL, Chairman.

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

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

Sir: Your Committee on Agricultural Affairs, to whom was referred Senate bill No. 290, A bill to be entitled "An Act to amend Article 4988 (4984), Title CII, Chapter 4, of the Revised Statutes of 1895, relating to estrays,"

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

WILLACY, Chairman.

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

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

Sir: Your Committee on Engrossed Bills, to whom was referred House bill No. 447, A bill to be entitled "An Act to amend an Act of the Twenty-fifth Legislature, approved March 20, 1897, entitled 'An Act to amend Article 867, Chapter 1, Title XXXV, of the Revised Civil Statutes, relating to county finances,"

Have carefully examined said bill, and find the same correctly engrossed.

McANALLY, Acting Chairman.
Mr. Tarver moved to adjourn until 9:30 a.m. tomorrow, Mr. Little until 9 a.m. tomorrow, and Mr. Rochelle moved to take a recess until 8:30 p.m. today. Question recurring on the longest time first, yeas and nays were demanded by Mr. Rochelle, Mr. Goodman and Mr. Decker.

The motion prevailed by the following vote:

**Yeas—40.**

Dorroh.  Pfeuffer.  Peery.

**Nays—37.**

Crawford.  Dies.  Sutherland.
Goodlett.  Metzten.  Wright.
Gordon.  McKellar.  Wright.
Grubbs.  Monroe.  Wright.

Accordingly, the House, at 6:37 p.m., adjourned until 9:30 o'clock a.m. tomorrow.

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**EIGHTY-FOURTH DAY.**

Hall of the House of Representatives, Austin, Texas, Tuesday, April 18, 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—108.

Adams.  Adams.
Ayers.  Ayers.
Barbee.  Barbee.
Blount.  Blount.
Bridgers.  Bridgers.
Childs.  Childs.
Conoly.  Conoly.
Crawford.  Crawford.
Culp.  Culp.
Dean.  Dean.
Decker.  Decker.
Derden.  Derden.
Dorroh.  Dorroh.
Eckols.  Eckols.
Evans.  Evans.
Frost.  Frost.
Garrett.  Garrett.
Goodlett.  Goodlett.
Gordon.  Gordon.
Grubbs.  Grubbs.
Hamilton.  Hamilton.
Henderson, Brazos.  Henderson, Brazos.
Howard.  Howard.
Willacy.  Willacy.
Lillard.  Lillard.
Looney.  Looney.
Marsh.  Marsh.
McAnally.  McAnally.
McKellar.  McKellar.
McClellan.  McClellan.
McDowell.  McDowell.
McKamy.  McKamy.
Mercer.  Mercer.
Monroe.  Monroe.
Morris.  Morris.
Morrow.  Morrow.
Murphy.  Murphy.
Murray.  Murray.
Neff.  Neff.
Nolan.  Nolan.
Oliver.  Oliver.
Palmer.  Palmer.
Peery.  Peery.
Pfeuffer.  Pfeuffer.
Pratt.  Pratt.