Mr. Kittrell moved to reconsider the vote by which House bill No. 624 was passed, and to table the motion to reconsider. The motion to table prevailed.

On motion of Mr. Shropshire, the regular order of business was suspended to take up and place on its second reading, Substitute House bill No. 497, relating to fraternal beneficiary associations. The bill was laid before the House, whereupon

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

Mr. Masterson, by unanimous consent, moved to reconsider the vote by which the House concurred in Senate amendments to House bill No. 116, and asked to have the motion to reconsider spread upon the Journal.

BILL RECOMMITTED.

House bill No. 604 (reported adversely) to the Committee on State Affairs, on motion of Mr. Shelburne.

BILL ORDERED PRINTED.

House bill No. 765 (with majority adverse and minority favorable reports), on motion of Mr. Frost.

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

Whereas, House bill No. 444, providing for the purpose of making the necessary corrections therein.

- to return House bill No. 444, for the purpose of making the necessary corrections therein.
  - The resolution was read second time, and adopted.
  - On motion of Mr. Greenwood, the House, at 6:06 p.m., adjourned until 9:30 o'clock a.m. tomorrow.

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EIGHTY-FIFTH DAY.

Hall of the House of Representatives, Austin, Texas, Wednesday, April 19, 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—115.

Adams. Hurley.
Ayers. Kennedy.
Bailey. Kittrell.
Barbee. Lane.
Barrett. Lillard.
Bean. Little.
Beaty. Livsey.
Bolin. Looney.
Bridgers. Leyd.
Browne. Marsh.
Calwell. Masterson.
Calvin. Maxwell.
Chambers. McAnally.
Childers. McClellan.
Childs. McDowell.
Clements. McFarland.
Cocke. McKamy.
Cole. McKellar.
Collins. Meitzen.
Conoly. Mercer.
Crawford. Monroe.
Cross. Morris.
Culp. Morrow.
Dean. Murphy.
Decker. Murray.
Derden. Neff.
Dies. Nolan.
Dorroh. Oliver.
Eckols. Palmer.
Evans. Parish.
Frost. Peevy.
Garner. Prieffer.
Goodlett. Pitts.
Goodman. Poole.
Gordon. Powell.
Greenwood. Prince.
Grogan. Ratcliff.
Grubbs. Robertson, Harris.
Hamilton. Robertson of Bell.
Henderson, Brazos. Rochelle.
Howard. Sansom.
April 19, 1899

Mr. Oliver offered the following amendment to the bill:

"Amend by adding after 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.'"

Mr. Jones offered the following substitute for the amendment:

"Amend by adding at the end of Section 2, the following: 'And provided further, that nothing in this bill shall be held to prevent any bona fide traveler, while temporarily camping along a public road in an enclosure, or while so camped within six hundred yards of such public road, or while traveling along same, from killing game the same as though he was not in such enclosure.'"

Mr. Oliver accepted the substitute.

Question then recurred on the amendment as substituted.

Mr. Powell offered the following amendment to the amendment:

"Add at end of amendment: 'Provided, that where enclosures contain public lands of the State, homeseekers and bona fide prospectors may kill such game as may be necessary for their own use while on such trip.'"

(Mr. Neff in the chair.)

Pending consideration of above amendments, the House received the following:

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, April 19, 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 concurred in House amendments to Senate bill No. 228.

Also has passed the following bill:

Senate bill No. 316, A bill to be entitled "An Act to amend Article 4218, of Chapter 129, Acts of 1897, providing for the sale of isolated and detached lands in certain counties."

J. P. Pool,
Secretary of the Senate.

(Speaker in the chair.)

Mr. Tucker moved the previous question on the pending amendments, and the motion was not seconded.

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

Question first recurring on the amendment by Mr. Powell to the amendment, it was lost.

On the amendment by Mr. Jones, yeas
and nays were demanded by Mr. Jones, Mr. Beaty and Mr. Tarkington. The amendment was adopted by the following vote:

**Yeas—49.**


After further consideration by the House, question recurred on the amendment by Mr. Shropshire, upon which yeas and nays were demanded by Mr. Bean, Mr. Calvin and Mr. Shropshire.

The amendment was lost by the following vote:

<table>
<thead>
<tr>
<th>Yeas</th>
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<td>Allen of Hopkins</td>
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<td>Murphy</td>
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**Present—Not voting.**

| Powell    |
| Marsh     |
| Graham    | Maxwell |
| Kennedy   | McAnally |
| Kittrell  | McClellan |

**PAIRED.**

Mr. Jones (present) who would vote nay, with Mr. Garner (absent) who would vote yea.

Mr. Jones offered the following amendment:

"Amend the bill by adding thereto a section, which shall read as follows:

"Section ... Nothing in this act shall be held to authorize any person to hunt in any enclosure which is a farm, or in which are growing crops, without the consent of the owner or lessee of such enclosure."

Tabled on motion of Mr. Lane.

The following amendments were offered seriatim and adopted informally:

- By Mr. McDowell: "Amend by striking out ‘Montgomery’ and inserting ‘Trinity,’ in line 25, page 2, Section 4, of bill.”
- Adopted.
- By Mr. Teagle and Mr. Dies: "Amend by striking out line 24, page 2, the word ‘Chambers’.”
- Adopted.
- By Mr. Murray:
  "Amend by exempting the following counties: Atascosa, Wilson, Karnes, Caldwell, Anderson and Bastrop.”

The following amendments to the amendment were adopted:

- By Mr. Clements: "Add Mills, McCulloch and San Saba counties.”
- By Mr. Goodlett and Mr. Tate: "Add Washington, Burleson and Lee counties.”
- By Mr. Barbee and Mr. Ratcliff: "Add Angelina and Houston counties.”
- By Mr. Sansom: "Add Williamson county.”
- By Mr. Tucker: "Add Taylor, Jones, Callahan and Shackelford counties.”
- By Mr. Terrell: "Add Cherokee county.”
- By Mr. Pitts and Mr. Derden: "Add Hill county.”
By Mr. Parish:
"Add Robertson county."

By Mr. Stewart and Mr. Shropshire:
"Add Parker and Tarrant counties."

By Mr. Derden and Mr. Poole:
"Add Hamilton county."

By Mr. Greenwood, Mr. Pfeuffer and Mr. Oliver:
"Add Comal, Gillespie, Blanco, Hays, Guadalupe and Cass counties."

By Mr. Howard:
"Add Comanche county."

By Mr. Eckols:
"Add Gonzales county."

By Mr. Barrett:
"Add Clay and Jack counties."

By Mr. Shannon and Mr. Robertson of Bell:
"Add Bell county."

By Mr. Culp:
"Add Coryell county."

By Mr. Phillips of Lampasas:
"Add Burnet and Lampasas counties."

By Mr. Derden and Mr. Poole:
"Add Somervell and Bosque counties."

By Mr. Goodman:
"Add Rockwall county."

By Mr. Bolin:
"Add Morris and Titus counties."

By Mr. McKamy:
"Add Dallas county."

By Mr. Scurry and Mr. Garner:
"Add Wilbarger, Wichita and Frio counties."

By Mr. Palmer:
"Add Erath county."

By Mr. Vaughan:
"Add Collin county."

By Mr. Cole:
"Add Johnson county."

By Mr. Henderson of Brazos:
"Add Brazos and Madison counties."

By Mr. Teagle:
"Add Orange county."

By Mr. Robertson of Harrison:
"Add Harrison and Gregg counties."

By Mr. Caldwell:
"Add Travis county."

By Mr. Stewart and Mr. Ayers:
"Add Tarrant county."

The amendment by Mr. Murray as amended was adopted.

Mr. Adams offered the following amendment:
"Amend by striking out the word 'Wharton' wherever it appears in the bill."

Adopted.

Mr. Masterson offered the following amendment:
"Amend by striking out the words 'Brazoria and Matagorda' wherever they occur in the bill."

Adopted.

Mr. Bailey moved to reconsider the vote by which the amendment by Mr. Jones adding another section to the bill was tabled.

The motion to reconsider prevailed.

The amendment was then laid before the House, read again and was adopted.

Mr. Bean offered the following amendment:
"Amend by adding at the end of Section 3 the following, 'provided that the provisions of this act shall not be in force unless the qualified voters of such counties sought to be reached shall ratify it by their vote in a legal election.'"

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

Question recurring on passage of the bill to a third reading, yeas and nays were demanded by Mr. Bean, Mr. Savage and Mr. Shropshire.

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

Yeas—68.
Mr. Bailey moved to reconsider the vote by which Substitute Senate bill No. 68 was passed to a third reading, and to table the motion to reconsider. The motion to table prevailed.

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

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:

House bill No. 821, "An Act to create a more efficient road system for Nacogdoches county, Texas."

House bill No. 228, "An Act ratifying and confirming an ordinance passed by the city council of the city of Galveston on the 4th day of February, 1899, entitled 'An Ordinance abandoning, discontinuing and closing certain streets, avenues and alleys of the city of Galveston, and authorizing and empowering Collis P. Huntington, his heirs or assigns, perpetually to construct and maintain piers on the shores of Galveston bay, within the corporate limits of the city of Galveston, upon certain specified conditions, and conditionally relinquishing any claim the State of Texas may have to a part of the property therein described.'"

SENATE BILL ON FIRST READING.

The following bill, reported from the Senate today, was read first time, and referred to appropriate committee, viz.:

Senate bill No. 568 to the Committee on Public Lands and Land Office.

PETITION.

By Mr. Tate:

Petition of forty-seven citizens of Caldwell, Burleson county, Texas, asking that fire insurance companies be exempted from provisions of the anti-trust bill, same being House bill No. 804.

BILLS INTRODUCED.

(By unanimous consent.)

By Mr. Murphy (by request):

House bill No. 814, A bill to be entitled "An Act to facilitate and enforce the collection of wages."
Committee Room, Austin, Texas, April 19, 1899.

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

Sir: Your Committee on Engrossed Bills, to whom was referred

House bill No. 624, a bill to be entitled "An Act to amend Chapter 54, of the Acts of the Twenty-fifth Legislature, the same being an act entitled 'An Act to amend Article 2001, Chapter 6, Title 11, of the Revised Civil Statutes of Texas, relating to bonds of guardians and sureties thereon,' so as to authorize the giving of such bonds by companies organized in other States and authorized to do business in this State, and to validate bonds of guardians heretofore given in this State by companies organized under the laws of other States,"

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

McANALLY, Acting Chairman.

CONFERENCE COMMITTEE REPORT ON SENATE BILL NO. 144.

Mr. Ratcliff, for the Committee on part of the House, submitted the following report:

MAJORITY REPORT.

Austin, Texas, April 18, 1899.

Hon. J. S. Sherrill, Speaker of the House of Representatives, and Hon. Jas. N. Browning, President of the Senate.

Sirs: We, a majority of your Free Conference Committee, to whom was referred the differences existing between the House of Representatives and the Senate in the matter of amendments to Senate bill No. 144, known as the Texas & New Orleans consolidation bill, beg leave to recommend that the Senate concur in House amendments Nos. 2, 4, 5 and 6; and further recommend that the House recede from its position on amendment No. 3; and we further recommend the adoption of House amendment No. 1, which in the committee was amended to read as follows:

"Amend Section 1, page 2, line 13, after the word 'Dallas' by adding 'by way of Athens, providing that the citizens of Athens and Henderson county, shall secure and donate or tender within six months of the passage of this act a right of way through Henderson county, one hundred feet in width, and adequate right of way and depot ground in the town of Athens; said donation to convey good title to such right of way and depot grounds to said Texas & New Orleans Railroad Company.'"

The committee further asks that the following committee amendment be adopted:

"Amend the bill by adding thereto another section, after Section 9, to be known as Section 9a, as follows:

"Section 9a. This act shall not be construed as in any way affecting, im-

Committee Room, Austin, Texas, April 19, 1899.

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

Sir: Your Committee on Engrossed Bills, to whom was referred

House bill No. 784, a bill to be entitled "An Act to provide a more efficient system for working the public roads of Bowie county, regulating the fees of officers where convicts serve their time by labor on such public roads, and to repeal all laws in conflict therewith,"

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

McANALLY, Acting Chairman.
April 19, 1899

On motion of Mr. Pfeuffer, the House, at 12:35 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.

**SPEAKER’S TABLE.**

The Speaker laid before the House, as pending business, on its second reading, Senate bill No. 76, A bill to be entitled "An Act to validate patent No. 146, Volume 15, issued to A. J. Gray, to 426 acres of land in Comanche county, Texas."

Which bill was read second time April 15, together with a majority favorable and minority adverse report thereon, and was left pending.

On motion of Mr. Cocke pending business was suspended to take up, and place on its second reading, Senate bill No. 260, relating to establishing a normal school at San Marcos.

Mr. Masterson called up the motion to reconsider the vote by which the House concurred in the Senate substitute for House bill No. 176.

The motion to reconsider prevailed.

Mr. Masterson then moved that the House non-concur in the Senate substitute for House bill No. 176, and that a Free Conference Committee be requested to adjust the differences between the two houses on said bill.

The motion prevailed.

**FREE CONFERENCE COMMITTEE APPOINTED.**

In accordance with above motion, the Speaker announced the following Free Conference Committee on part of the House on House bill No. 176; Messrs. Masterson, Adams, Monroe, Tompkins and Garner.

Mr. Pfeuffer called up House Concurrent Resolution No. 47, relating to sine die adjournment, April 25th.

The resolution was laid before the House, and was read second time.

Mr. Terrell moved to substitute for same House Concurrent Resolution No. 48, relating to sine die adjournment May 2nd.

Mr. Phillips of Lampasas moved to lay the resolution on the table subject to call, upon which motion yeas and nays were demanded by Mr. Powell, Mr. Goodman and Mr. Stewart.

The motion prevailed by the following vote:

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Austin, Texas, April 18, 1899.

Hon. J. S. Sherrill, Speaker of the House of Representatives, and Hon. Jas. N. Browning, President of the Senate.

Sirs: Not being able to agree with the majority of the Free Conference Committee, to whom was referred the differences between the House and Senate on Senate bill No. 144, known as the Texas & New Orleans consolidation bill, recommend that the House do not recede from amendment No. 3, which is as follows:

"Amend by adding after line 12, page 4, the following: "Nor shall such purchase or purchases 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 said 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."

And respectfully ask that the report of the Free Conference Committee be not adopted.

Respectfully submitted,

SHANNON,
Minority of the committee.

On motion of Mr. Pfeuffer, the report was laid on the table subject to call.

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On said railroad property or properties; such cause of action or ground of forfeiture, if any exists, and such cause of action or ground of forfeiture may be prosecuted and claimed with the same effect and enforced in the same way, as if no such sale had been made, and if as this act had not been passed."

Respectfully submitted,

GREET, WAYLAND, LLOYD, DIBRELL.

On the part of the Senate.

MORROW, RATCLIFF, TERRILL, MCKAMY.

On the part of the House.

MINORITY REPORT.

April 19, 1899

1073

House Journal.

The majority of the Free Conference Committee, to whom was referred the differences between the House and Senate on Senate bill No. 144, known as the Texas & New Orleans consolidation bill, recommend that the House do not recede from amendment No. 3, which is as follows:

"Amend by adding after line 12, page 4, the following: "Nor shall such purchase or purchases 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 said 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."

And respectfully ask that the report of the Free Conference Committee be not adopted.

Respectfully submitted,

SHANNON,
Minority of the committee.

On motion of Mr. Pfeuffer, the report was laid on the table subject to call.
The Speaker laid before the House, on its second reading and passage to a third reading, Senate bill No. 260, a bill to be entitled "An Act to provide for the establishment, maintenance and government of a State normal school to be located at San Marcos, in Hays county, Texas, and to be known as the Southwest Texas Normal School."

The bill was read second time.

Mr. Cocke offered the following amendment:

"Amend by striking out of line 2 on page 2, the word 'should' and insert in lieu thereof the word 'shall.'"

Adopted.

Mr. Derden offered the following amendment:

"Amend the caption of the bill by striking out the words 'San Marcos' and 'Hays' and the words 'Southwest' and inserting for the words 'San Marcos,' 'Hillsboro' and for the word 'Southwest' the word 'Central'; and amend the body of the bill by striking out all of Section 1, and inserting therefor the following:

"That there shall be established at Hillsboro, Hill county, Texas, on a plat of ground not less than twelve acres, near said city of Hillsboro, a State normal school to be known as the Central Texas Normal School; provided, that said city of Hillsboro, and the citizens thereof, shall without charge or cost to the State and within sixty days after this act takes effect, convey or cause to be conveyed unto the State of Texas a good and perfect title in and to the aforesaid twelve acres of land; and provided further, that said city of Hillsboro, and the citizens thereof, erect within one year from the date of said conveyance suitable buildings for said normal school; the sufficiency of said conveyance to be passed upon and determined by the Governor and Attorney-General."

"And further amend by striking out the word 'Southwest,' in line 5, page 2, and inserting therefor the word 'Central.'"

Tabled on motion of Mr. Greenwood.

Pending consideration of Senate bill No. 260, the House received the following:

MESSAGE FROM THE SENATE.

Senate Chamber, Austin, Texas, April 19, 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. 618, A bill to be entitled "An Act to define the powers and duties of the courts of civil appeals of the several supreme judicial districts of the State of Texas where there is or may be a conflict of opinion by any of the said courts of civil appeals on a question of law involved in any cause pending before said courts; and prescribing the duties of the Supreme Court of the State of Texas in such cases."

House bill No. 762, A bill to be entitled "An Act to amend Section 1, of an Act passed by the Twenty-sixth Legislature of the State of Texas, and which went into effect on the 22nd day of March, 1899, entitled 'An Act to amend Subdivision 29, of Article 22, Title IV, of the Revised Civil Statutes of the State of Texas, so as to change the times of holding the District Court in the Twenty-ninth Judicial District, except in Coryell county, and to extend the time of holding the court in the county of Erath."

Senate bill No. 317, A bill to be entitled "An Act to amend Article 4323, Revised Civil Statutes of the State of Texas, relating to the salary of the State Health Officer."

J. P. Pool,
Secretary of the Senate.

After further consideration by the House, Mr. Tarver moved the previous question on the passage to a third reading of Senate bill No. 260, and the main question was ordered.

Yeas and nays were demanded by Mr. Jones, Mr. McDowell and Mr. Adams.

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

Yeas—68:


Nays—36:


"It is conceded there is no necessity for the establishment of this school at this time; hence, we are assuming jurisdiction of matters which should come before future Legislatures, when conditions and circumstances may be materially changed.

"ALLEN of Hopkins."

"I vote 'aye' on Senate bill No. 260, for a normal school at San Marcos, for the following reason: The bill seeks to make said school a State institution without cost to the State."

"PHILLIPS of Lampasas."

Mr. Greenwood moved to suspend the constitutional rule requiring bills to be read on three several days in each house,
and that Senate bill No. 260 be put on its third reading and final passage.

The motion was lost by the following vote (not receiving the necessary four-fifths majority):

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**Yeas:**
- Adams
- Allen of Hopkins
- Ayers
- Bailey
- Barbee
- Barrett
- Beatty
- Bolin
- Bridgers
- Caldwell
- Calvin
- Chambers
- Childers
- Childs
- Cocke
- Collins
- Conoly
- Crawford
- Culp
- Dean
- Decker
- Dies
- Eckols
- Frost
- Garner
- Garrett
- Goodlett
- Gordon
- Greenwood
- Grogan
- Grubbs
- Hamilton
- Henderson, Brazos
- Henderson, Lamar
- Jones
- Kittrell
- Lane
- Lilard
- Little
- Livsey
- Looney
- Loyd
- Marsh
- Maxwell
- McLellan
- Mc Dowell
- McFarland
- Mckamy
- Mckellar
- Monroe
- Morris
- Morrow
- Murphy
- Murray
- Oliver
- Palmer
- Pfeiffer
- Phillips, Lampasas
- Pitts
- Poole
- Prince
- Russell
- Sansom
- Savage
- Seurry
- Shannon
- Shelburne
- Smith of Grayson
- Staples
- Stewart
- Tarkington
- Tarver
- Terrell
- Thomas of Wise
- Thomas of Fannin
- Tompkins
- Tucker
- Vaughan
- Walton
- Wells
- Willacy
- Wright

**Nays:**
- Bean
- Browne
- Cole
- Cross
- Derden
- Evans
- Goodman
- Howard
- Kennedy
- McAnally
- Meitzen
- Mercer
- Neff
- Powell
- Ratecliff
- Robertson, Harrison
- Robertson of Bell
- Rochelle
- Shropshire
- Smith of Collin
- Teagle
- Willrodt
- Graham
- Masterson
- Nolan

The Speaker laid before the House again, as pending business, Senate bill No. 78, on its second reading, with majority favorable and minority adverse reports thereon.

On motion of Mr. Conoly, the pending business was suspended to take up and place on its second reading and passage to a third reading, Senate bill No. 254, A bill to be entitled "An Act to amend Article 4218p, 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.”

The bill was laid before the House, and was read second time, together with favorable committee report, with amendments.

The committee report was adopted. Mr. Shropshire offered the following amendment:

> "Amend by adding the following after the word 'acres,' in line 9, page 5, of committee report: 'Provided, the provisions of this act shall only apply to persons or their vendees who purchased the timber upon said lands prior to the passage of the Act of 1895, and purchased said land upon which said timber was located subsequent to the passage of the Act of 1895, and to whom patents have issued; provided further, that persons, or their vendees, who purchased the timber upon any of the lands mentioned in this act prior to 1895, and have complied with all the provisions of the law in regard to the sale of such timber shall have the right to purchase the lands upon which such timber is located at any time within six months after the passage of this act at two dollars per acre cash; provided, that not more than four sections of such land be sold to any one person or persons who compose any firm, association, joint stock company or corporation conducting, owning or controlling or doing a saw-mill business in this State, it being the intention of this act to prohibit the sale of more than four sections of such land to any one person, or to any one firm, association, joint stock company or corporation owning, controlling or conducting a saw-mill in this State, and such sale shall be made in compliance..."
with and subject to all conditions, limitations or restrictions now provided by law regulating the sale or purchase of other public school, asylum or university lands in this State; provided further, the limitation of four sections herein above contained shall in no manner apply to or in any way affect such purchasers of said land to whom patents have heretofore issued."

Adopted.

Mr. Adams offered the following amendment:
"Amend by striking out the words 'or hereafter,' page 3, line 30, and wherever said words appear in the bill."

Tabled on motion of Mr. Tarver.

Mr. Kittrell offered the following amendment:
"Amend caption by adding after word 'lands,' 'and to validate the titles to lands heretofore bought and to which patents have issued.'"

Adopted.

Mr. Shropshire offered the following amendment:
"Amend the Shropshire amendment by inserting after the word 'at,' in line 11, the words 'not less than.'"

Adopted.

The bill was passed to a third reading.

Mr. Dies moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that Senate bill No. 254 be put upon its third reading and final passage.

The motion prevailed by the following vote:

Yeas—102.


Absent.


Absent—Excused.


Senate bill No. 254 laid before the House, on its third reading and final passage.

Read third time, and passed.

Mr. Dies moved to reconsider the vote by which Senate bill No. 254 was passed, and to table the motion to reconsider.

The motion to table prevailed.

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

Senate bill No. 78, A bill to be entitled "An Act to validate patent No. 146, Volume 15, issued to A. J. Gray, to 426 acres of land in Comanche county, Texas," with a majority favorable and minority adverse report thereon.

The majority report was adopted, and the bill was passed to a third reading.

Mr. Stewart moved to take up House bill No. 782, relating to authorizing the Houston & Texas Central Railroad Company to purchase, own and operate certain other lines, for the purpose of making it a special order for next Tuesday, April 25, 3 p. m.
 Yeas and nays were demanded by Mr. Smith of Grayson, Mr. Pitts and Mr. Shannon.
The motion prevailed by the following vote:

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Absent—Excused.


Accordingly the bill was made a special order for Tuesday, April 25, 3 p.m.
The Speaker laid before the House, on its third reading and final passage, Senate bill No. 215, A bill to be entitled "An Act defining the offense of defrauding hotel and boarding house keepers, and providing a penalty therefor."

Read third time, and passed.
Mr. McKamy moved to reconsider the vote by which Senate bill No. 215 was passed, and to table the motion to reconsider.

The motion to table prevailed.
The Speaker laid before the House, on its third reading and final passage, 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."

Read third time, and passed.
Mr. Barrett moved to reconsider the vote by which Senate bill No. 32 was passed, and to table the motion to reconsider.

The motion to table prevailed.

SPECIAL ORDER FIXED.
Substitute Senate bill No. 119, prescribing the duties of railway companies with respect to their general and public offices, and the residence of their officers, to be kept and maintained within this State, for tomorrow, April 20, 3 o'clock p.m., on motion of Mr. Cole.

COMMITTEE REPORTS.

Committee Room.
Austin, Texas, April 19, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

I am instructed to report it back to the House with the recommendation that it do not pass.

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

SIR: Your Judiciary Committee No. 2, to whom was referred House bill No. 803, A bill to be entitled "An Act to prevent 'lobbyists' from attending the sessions of the Legislature, defining the word 'lobbyists,' and prescribing a penalty for the violation of this act, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the House with the recommendation that it do not pass.

BAILEY, Chairman.

Committee Room.
Austin, Texas, April 19, 1899.

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

SIR: Your Judiciary Committee No. 2, to whom was referred House bill No. 807, A bill to be entitled "An Act to amend Article 208, Chapter 2, Title VII, of the Penal Code of 1893, relating to selling goods on Sunday, and defining the exceptions from said law."

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.

BAILEY, Chairman.

Committee Room.
Austin, Texas, April 19, 1899.

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

SIR: Your Judiciary Committee No. 2, to whom was referred House bill No. 811, A bill to be entitled "An Act to require all dealers in wheat, oats, barley, rye, corn and all grain products in original packages, and all manufacturers of flour or meal from the above grain products, and all other grain products when offering the same for sale in original packages, to place on each package the name of the article offered for sale, and the net weight on each package, and providing a penalty for the violation of the provisions of this act."

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

"Amend by adding to Section 1. the following: 'And it shall be unlawful for any such person to sell or offer to sell any of the articles mentioned in this act which have been falsely labeled, knowing the same to be so falsely labeled.'"

BAILEY, Chairman.

Committee Room.
Austin, Texas, April 19, 1899.

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

SIR: Your Committee on State Affairs, to whom was referred House bill No. 791, A bill to be entitled "An Act to provide where the law requires the sheriff or a constable of any county in this State to make a deed of conveyance to any property sold under execution or order of sale, where such conveyance is required under the law of the United States to be stamped with internal revenue stamps, the amount of stamps so required shall be taxed as cost in the case, and declaring an emergency."

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

SHELBURNE, Chairman.

Committee Room.
Austin, Texas, April 19, 1899.

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

SIR: Your Committee on State Affairs, to whom was referred House Concurrent Resolution No. 44, being a resolution relating to petition of several hundred citizens of Hill county, to the United States Congress, for legislative relief from the existing evils of market gambling.

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.

Committee Room.
Austin, Texas, April 19, 1899.

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

SIR: Your Committee on State Affairs, to whom was referred House Concurrent Resolution No. 44, being a resolution relating to petition of several hundred citizens of Hill county, to the United States Congress, for legislative relief from the existing evils of market gambling.

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.
Committee Room,
Austin, Texas, April 19, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.
Sir: Your Committee on Public Lands and Land Office, to whom was referred
Senate bill No. 316, A bill to be entitled "An Act to amend Article 4218y, of Chapter 129, Acts of 1897, providing for the
sale of isolated and detached lands 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.
WRIGHT, Chairman.

Committee Room,
Austin, Texas, April 19, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.
Sir: Your Committee on Public Lands and Land Office, to whom was referred
House bill No. 429, A bill to be entitled "An Act for the relief of actual settlers of the public domain, to quiet titles of pre­emptors, and authorize patents to issue;"
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 this committee has already reported to the House, Senate bill No. 178
embodying the same subject.
WRIGHT, Chairman.

Committee Room,
Austin, Texas, April 19, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.
Sir: Your Committee on Commerce and Manufactures, to whom was referred
House bill No. 806, A bill to be entitled "An Act authorizing and empowering the Railroad Commission of Texas to en­quire into and fix the freight, tolls, wharfage charges or fares levied and col­lected by any person, company or corporation for the use of highways, landings, wharves, bridges and ferries devoted to the public use; to correct abuses and pre­vent rebating, discrimination and extortion in such matters, and prescribing a penalty for violations thereof; authorizing the institution of suits by the Attorney-General and such other officers of the State as are authorized by law for the enforcement of such penalties, and declaring an emergency;"
Have had the same under consideration, and I am instructed to report it
back to the House with the recommendation that it do pass.
CHILDS, Chairman.

Committee Room,
Austin, Texas, April 19, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.
Sir: Your Committee on Claims and Accounts, to whom was referred
Senate bill No. 282, A bill to be entitled "An Act to appropriate $100,000 to pay the
officers and men of the Texas Volunteers prior to the inmustering into the service of the United States in the late war with Spain, to pay for the necessary supplies, subsistence and transportation prior to their being mustered into service, to authorize the Governor to collect from the United States all monies expended under this act;"
Have had the same under consideration, and I am instructed to report it
back to the House with the recommendation that it do pass.
BARBEE, Chairman.

Committee Room,
Austin, Texas, April 19, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.
Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred
House bill No. 790, A bill to be entitled "An Act to render more effective and efficient the present road law of the State of Texas in its application and operation in the county of Calhoun, and to au­thorize and empower the said county to issue bonds for the construction and maintenance of public roads and highways within said respective county;"
Have had the same under consideration, and I am instructed to report it
back to the House with the recommendation that it do pass.
BARBEE, Chairman.
April 20, 1899 1081

Committee Room,
Austin, Texas, April 19, 1899.

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

Sir: Your Committee on Enrolled Bills, to whom was referred House bill No. 568, A bill to be entitled "An Act to create a more efficient road system for Wood county, Texas, and making the county commissioners of said county ex-officio road commissioners, and prescribing their duties as such, and providing for their compensation as road commissioners, and providing for the appointment of road overseers, and defining their duties, and for working the county convicts upon the roads of said county, and upon the county farm, and to provide for the summoning of teams for road work, and for an allowance of time for road service found, and fixing a penalty for a violation of this act, and to repeal all laws in conflict with this act as to Wood county,"

Have carefully examined said bill, and find the same correctly enrolled, and I have this day, at 4:30 o'clock p. m., presented the same to the Governor.

COLLINS, Chairman.

Committee Room,
Austin, Texas, April 19, 1899.

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

Sir: Your Committee on Enrolled Bills, to whom was referred House bill No. 621, A bill to be entitled "An Act to create a more efficient road system for Nacogdoches county, Texas, and making the county commissioners of said county ex-officio road commissioners, and prescribing their duties as such, and providing for their compensation as road commissioners, and providing for the appointment of road overseers, and defining their duties, and for the working of county convicts upon the roads of said county, and upon the county farm, and to provide for the summoning of teams for road work, and for an allowance of time for road service found, and fixing a penalty for a violation of this act, and to repeal all laws in conflict with this act as to Nacogdoches county, to create the office of superintendent of public roads and bridges for Nacogdoches county, and defining his duties, and providing for compensation of said superintendent, and prescribing bond to be given by said officer; providing, that delinquent poll tax payers shall be subject to the days road duty; providing for the condemnation of any land needed for the widening, straightening, changing or draining of roads; providing for the taking of timber, gravel, earth, stone or other necessary material for the improvement of roads and giving persons summoned to work on roads the right to be relieved from the discharge of such duty on the payment of specific sums of money herein stipulated,"

Have carefully examined said bill, and find the same correctly enrolled, and I have this day, at 4:30 o'clock p. m., presented the same to the Governor.

COLLINS, Chairman.

Committee Room,
Austin, Texas, April 19, 1899.

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

Sir: Your Committee on Judicial Districts, to whom was referred Senate bill No. 294, A bill to be entitled "An Act to reorganize the Thirty-fourth Judicial District of Texas, to prescribe the time of holding the terms of the district court therein, and to repeal all laws in conflict with this act,"

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

DIES, Chairman.

Mr. Thomas of Wise moved to adjourn until 9 a. m. tomorrow, and Mr. Chambers until 9:30 a. m. tomorrow.

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

On motion of Mr. Thomas of Wise, the House, at 6:28 p.m., adjourned until 9 o'clock a. m. tomorrow.

EIGHTY-SIXTH DAY.

Hall of the House of Representatives,
Austin, Texas,
Thursday, April 20, 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—110.