stition of the State of Texas, fixing the legal and contract rate of interest, Have carefully examined said bill and find the same correctly engrossed.

McANALLY, Acting Chairman.

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

Mr. Powell moved to take a recess until 8:30 p.m. today for the purpose of an evening session to continue consideration of the general appropriation bill.

Question being on the longest time first, the motion prevailed, and the House, at 6:45 p.m., adjourned until 9:30 o'clock a.m. next Monday.

NINETY-SEVENTH DAY.

Hall of the House of Representatives
Austin, Texas,
Monday, May 8, 1899.

The House met at 9:30 o'clock a.m., pursuant to adjournment.

Speaker Pro Tern Schluter in the chair.

Roll called, and the following members present:

Present—99.

Adams. Hurley.
Bailey. Kennedy.
Barrett. Kittrell.
Bean. Lake.
Beaty. Lillard.
Blount. Little.
Bridgers. Livsey.
Caldwell. Looney.
Calvin. Marsh.
Chambers. Masterson.
Childers. Maxwell.
Childs. McAnally.
Cole. McClellan.
Collins. McDowell.
Crawford. McKellar.
Cross. Mercer.
Culp. Monroe.
Dean. Morris.
Decker. Morrow.
Deren. Murray.
Eckola. Neff.
Ellis. Nolan.
Evans. Oliver.
Frost. Palmer.
Garner. Parish.
Garrett. Peery.
Gill. Pfeuffer.
Goodman. Pitts.
Graham. Poole.
Grogan. Powell.
Grubbs. Prince.
Hamilton. Ratcliff.
Henderson, Brazos. Robertson, Harrison.
Henderson, Lamar. Robertson of Bell.
Howard. Rochelle.

Russell. Tarver.
Sasson. Tate.
Savage. Terrell.
Schulter. Thomas of Wise.
Scorry. Tolbert.
Shannon. Tompkins.
Shelburne. Vaughan.
Shropshire. Walton.
Smith of Grayson. Wells.
Smith of Collin. Willacy.
Staples. Willrodt.
Sutherland. Wooten.

Absent.

Ayers. McKamy.
Barbee. Meitzen.
Bolin. Murphy.
Clements. Stewart.
Coke. Striping.
Conoly. Teagle.
Diss. Thomas of Fannin.
Dorrob. Tucker.
Greenwood. Whelton.
Lane. Wright.
Loyd.

Absent—Excused.

Bennett. Rogers.
Gordon.

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

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

GRANTED LEAVE OF ABSENCE.

On account of important business:
Mr. Browne for today, on motion of Mr. Peery.
Mr. Conoly for today, on motion of Mr. Peery.
Mr. Wheless for last Friday and today, on motion of Mr. Bailey.
Mr. McKamy until next Wednesday, on motion of Mr. Bailey.
Mr. Clements for today, on motion of Mr. McKellar.
Mr. Greenwood until next Wednesday, on motion of Mr. Murray.
Mr. Bolin until next Thursday, on motion of Mr. Oliver.
Mr. Wright until next Friday, on motion of Mr. Monroe.
Mr. Tucker until next Thursday, on motion of Mr. Walton.
Mr. Meitzen for today, on motion of Mr. Willrodt.
Mr. Teagle for today, on motion of Mr. Maxwell.
Mr. Dies for today, on motion of Mr. Chambers.
Mr. Jones for today, on motion of Mr. Beaty.
Mr. Stripling until next Saturday, on motion of Mr. Hamilton.

Mr. Lane for today, on motion of Mr. Mercer.

Mr. Barbee for today, on motion of Mr. Ratcliff.

Mr. Ayers for today, on motion of Mr. Garner.

Mr. Murphy for today, on motion of Mr. Mercer.

Mr. Allen of Colorado for today, on motion of Mr. Monroe.

On account of delayed train:
Speaker Sherrill for today, on motion of Mr. Henderson of Lamar.

On account of sickness:
Mr. Phillips of Lampasas indefinitely, on motion of Mr. Maxwell.

Mr. Dorroh for today, on motion of Mr. Marsh.

On account of sickness in his family:
Mr. Stewart for today, on motion of Mr. Garner.

Mr. Prince moved to reconsider the vote by which the amendment by Mr. Kennedy and substitute by Mr. Wooten for the amendment to House bill No. 804, the anti-trust bill, were lost, and asked to have the motion to reconsider spread upon the Journal.

NOTICE.
Mr. Bailey gave notice that he would on tomorrow, before the regular order of business is taken up, call up the motion to reconsider the vote by which a resolution by Mr. Shelburne relating to appointment of a special committee to investigate the State departments during vacation was adopted, April 18th, and which motion to reconsider was on same day entered upon the Journal.

BILL ORDERED PRINTED.
Senate bill No. 93 (with adverse majority report and favorable minority report), on motion of Mr. Wooten.

(Mr. Smith of Grayson in the chair.)

Mr. Thomas of Wise moved to reconsider the vote by which the amendment by Mr. Decker to the "Quarantine Department," in the general appropriation bill, was lost last Friday, and asked to have the motion to reconsider spread upon the Journal.

Mr. Barrett called up House bill No. 407, relating to a system of humane instruction in the public free schools, with Senate amendments.

The bill was laid before the House, and the amendments were read.

On motion of Mr. Barrett, the House concurred in the Senate amendments.

SPEAKER'S TABLE.
The Speaker laid before the House, on its passage to engrossment, Substitute House bill No. 111, the general appropriation bill, the items pertaining to the

DEAF, DUMB AND BLIND ASYLUM
FOR COLORED YOUTHS,
Being that part of the bill next under consideration.
Mr. Powell moved that the items in this department of the bill be considered as a whole, and the motion prevailed.
The items were then read, and
Mr. Little offered the following amendment:
"Amend page 29 by striking out all of lines 17, 18 and 19, including the appropriation of $10,000."

Mr. Masterson moved the previous question, and the motion was not seconded.

Question recurring on the amendment by Mr. Little, it was lost.
The items in this department were then adopted.

Mr. Shelburne offered the following amendment to the bill:
"Amend on page 29, between lines 22 and 23, by inserting the following: 'North Texas State Normal College—For support and maintenance of the North Texas State Normal College for the year ending February 28, 1901, $20,000. For library apparatus, repairs, etc., for year ending February 28, 1901, $1000.'"

Mr. Beaty offered the following amendment:
"Amend by adding, $20,000 for the San Marcos Normal School for 1900."

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

Question first recurred on the amendment by Mr. Beaty, and it was lost.

On the amendment by Mr. Shelburne, yeas and nays were demanded by Mr. Cole, Mr. McAnally and Mr. Shropshire.
The amendment was lost by the following vote:

Yeas—12.

Barrett. Henderson, Brazos.
Chambers. Masterson.
Crawford. Shelburne.
Decker. Thomas of Wise
Garrett. Tompkins.
Goodman. Vaughan.

Nays—74.

Adams. Blount.
Allen of Hopkins. Bridgers.
Bean. Caldwell.
Beaty. Calvin.
May 8, 1899

HOUSE JOURNAL.


Appropriate $20,000 to the North Texas State Normal. Had I been present, I would have voted for it for the reasons that I promised the House when the bill passed creating said normal that because the bill carried no appropriation none would be asked for until the next Legislature, I fought for the Denton normal, and certainly ought to be devoted to its welfare. I did all in my power both in committee room and on the floor of the House, for its establishment, and feel truly proud of our success, but it is a certain fact that had the appropriation been in the bill our efforts would have been a failure, and we would have had no normal at Denton. Believing this, and in view of these facts, I do not believe it just to ask at this time, an appropriation for the same.

"Savage."

Items in this department, read, and adopted.

STATE PENITENTIARIES.

Items in this department, read, and adopted.

Mr. Decker called up House bill No. 412, relating to inspection of live stock, with Senate amendments.

The bill was laid before the House, and the amendments were read.

Mr. Decker moved that the House non-concur in the Senate amendments, and that a Free Conference Committee be requested to adjust the differences between the two houses on said bill.

The motion prevailed.

The chair then announced the following committee on part of the House: Messrs. Garner, Decker, Caldwell, McClellan and Russell.

AGRICULTURAL AND MECHANICAL COLLEGE.

Mr. Smith of Collin moved that the items in this department be considered as a whole, the motion prevailed.

The items were then read, and Mr. Crawford offered the following amendment:

"Amend on page 30, by adding after the word 'Bevill,' in line 9, the following: 'For the establishment and support of a laboratory to be under the management and control of the Agricultural and Mechanical College, for the investigation of diseases of animals, $10,000 for each year.'"

Mr. Savage offered the following substitute for the amendment:

"Amend by striking out lines 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15, and insert in
The substitute was lost by the following vote:

**Yeas—18.**

- Adams
- Allen of Hopkins
- Bailey
- Barrett
- Caldwell
- Chambers
- Cole
- Collins
- Crawford
- Cross
- Culp
- Dean
- Derden
- Eckols
- Ellis
- Evans
- Garner
- Gartett
- Gill
- Goodlett
- Grogan
- Hamilton
- Henderson, Brazos
- Henderson, Lamar
- Howard
- Hurley
- Kennedy
- Kittrell

**Nays—69.**

- Bean
- Beaty
- Blount
- Childers
- Frost
- Goodman
- Graham
- Little
- Allen of Hopkins
- Bailey
- Barrett
- Bridgers
- Chambers
- Cole
- Collins
- Crawford
- Cross
- Culp
- Dean
- Derden
- Eckols
- Ellis
- Evans
- Garner
- Gartett
- Gill
- Goodlett
- Grogan
- Hamilton
- Henderson, Brazos
- Henderson, Lamar
- Howard
- Hurley
- Kennedy
- Kittrell
- Tarkington
- Tarver
- Tate
- Terrell
- Tompkins
- Vaughan

**Tarkington.**

- Walnut
- Wills
- Willacy
- Willrodt
- Wooten

- Absent.

- Coxe
- Childs
- Decker
- Livsey
- Looney
- Loyd
- McFarland

- Absent—Excused.

- Allen of Colorado
- Ayers
- Barbee
- Bennett
- Bolin
- Browne
- Conoly
- Dies
- Dorroh
- Gordon
- Greenwood
- Grubbs

- Absent—Excused.

- Adams
- Allen of Hopkins
- Bailey
- Barrett
- Caldwell
- Chambers
- Cole
- Collins
- Crawford
- Cross
- Culp
- Dean
- Derden
- Eckols
- Ellis
- Evans
- Garner
- Gartett
- Gill
- Goodlett
- Grogan
- Hamilton
- Henderson, Brazos
- Henderson, Lamar
- Howard
- Hurley
- Kennedy
- Kittrell
- Tarkington
- Tarver
- Tate
- Terrell
- Tompkins
- Vaughan

- Yeas—43.

- Adams
- Bailey
- Barrett
- Bridgers
- Bridgers
- Crawford
- Culp
- Dean
- Derden
- Eckols
- Ellis
- Evans
- Garner
- Gartett
- Gill
- Goodlett
- Grogan
- Hamilton
- Henderson, Brazos
- Henderson, Lamar
- Howard
- Hurley
- Kennedy
- Kittrell

- Tarkington
- Tarver
- Tate
- Terrell
- Tompkins
- Vaughan

- Yeas—43.

- Adams
- Bailey
- Barrett
- Bridgers
- Bridgers
- Crawford
- Culp
- Dean
- Derden
- Eckols
- Ellis
- Evans
- Garner
- Gartett
- Gill
- Goodlett
- Grogan
- Hamilton
- Henderson, Brazos
- Henderson, Lamar
- Howard
- Hurley
- Kennedy
- Kittrell

- Tarkington
- Tarver
- Tate
- Terrell
- Tompkins
- Vaughan

- Yeas—43.

- Adams
- Bailey
- Barrett
- Bridgers
- Bridgers
- Crawford
- Culp
- Dean
- Derden
- Eckols
- Ellis
- Evans
- Garner
- Gartett
- Gill
- Goodlett
- Grogan
- Hamilton
- Henderson, Brazos
- Henderson, Lamar
- Howard
- Hurley
- Kennedy
- Kittrell

- Tarkington
- Tarver
- Tate
- Terrell
- Tompkins
- Vaughan

- Yeas—43.

- Adams
- Bailey
- Barrett
- Bridgers
- Bridgers
- Crawford
- Culp
- Dean
- Derden
- Eckols
- Ellis
- Evans
- Garner
- Gartett
- Gill
- Goodlett
- Grogan
- Hamilton
- Henderson, Brazos
- Henderson, Lamar
- Howard
- Hurley
- Kennedy
- Kittrell

- Tarkington
- Tarver
- Tate
- Terrell
- Tompkins
- Vaughan

- Yeas—43.

- Adams
- Bailey
- Barrett
- Bridgers
- Bridgers
- Crawford
- Culp
- Dean
- Derden
- Eckols
- Ellis
- Evans
- Garner
- Gartett
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- Hamilton
- Henderson, Brazos
- Henderson, Lamar
- Howard
- Hurley
- Kennedy
- Kittrell

- Tarkington
- Tarver
- Tate
- Terrell
- Tompkins
- Vaughan

- Yeas—43.

- Adams
- Bailey
- Barrett
- Bridgers
- Bridgers
- Crawford
- Culp
- Dean
- Derden
- Eckols
- Ellis
- Evans
- Garner
- Gartrett
- Gill
- Goodlett
- Grogan
- Hamilton
- Henderson, Brazos
- Henderson, Lamar
- Howard
- Hurley
- Kennedy
- Kittrell

- Tarkington
- Tarver
- Tate
- Terrell
- Tompkins
- Vaughan

- Yeas—43.
Mr. Henderson of Lamar, for the Committee on Finance, offered the following amendment:

"Amend on page 30, after line 8, by adding the following: 'The proceeds arising from sales of property ordered by the Board of Directors, money received from leases, and sales of products; the same to be properly accounted for by specific entries on the books kept by the institution. The interest on $309,000 of State bonds held by the Agricultural and Mechanical College fund is hereby further appropriated for the support of this institution; provided, that the board of directors of the Agricultural and Mechanical College of Texas shall include in their reports the number and salaries of the faculty and employees of the Agricultural and Mechanical College and of the Prairie View Normal School, and the receipts and expenditures, itemized, of each of these institutions, in the same manner as the law requires the board of regents to report the salaries and number of the faculty and employees, and the receipts and expenditures of the University of Texas.'"

Adopted.

Mr. Terrell offered the following amendment:

"Amend page 30, by inserting between lines 9 and 10, the following: 'To establish and maintain an experimental station at Jacksonville, Texas, $2500 for the year ending February 28, 1900; and $2500 for the year ending February 28, 1901.'"

Mr. Kennedy moved that the House take a recess until 3 p.m. today, for the purpose of continuing consideration of the general appropriation bill.

On motion of Mr. Vaughan the House, at 12:55 p.m., took a recess until 3:05 p.m. today.

AFTERNOON SESSION.

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

COMMITTEE REPORTS.

Committee Room.
Austin, Texas, May 8, 1899.

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

Sir: Your Judiciary Committee No. 2, to whom was referred
House bill No. 830, A bill to be entitled
"An Act to prohibit gambling in cotton and other agricultural products, to suppress and prevent conspiracies against trade, and fix penalties upon those who engage therein or in any manner aid or assist or take any part in procuring or promoting such enterprises,"

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

BAILEY, Chairman.

Committee Room.
Austin, Texas, May 8, 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. 830. A bill to be entitled
"An Act to amend Section 12, of Chapter 54, Acts of 1891, special road law
for Grayson, Dallas, Galveston, Brown, Comanche, Mills, Fannin, Travis, Hunt, Hill, Kaufman and Fayette counties, authorizing the employment of a county road commissioner, adding thereto the proviso that each county commissioner may qualify and act as road commissioner in his precinct."

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, May 8, 1899.

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

Sir: Your Committee on Engrossed Bills, to whom was referred House bill No. 495, A bill to be entitled "An Act to validate and quiet titles to public free school, university and asylum lands sold prior to January 1, 1899; to provide for patents and to prescribe limitations for bringing suits for recovery of such lands."

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

MCA NALLY, Acting Chairman.

SPEAKER'S TABLE.

The Speaker laid before the House, as special order for the hour, on its passage to engrossment,

House bill No. 218, A bill to be entitled "An Act to amend Chapter 12, page 39, of the General Laws passed at the Special Session of the Twenty-fifth Legislature of Texas, entitled 'An Act to amend Sections 1069 and 1070, of the Revised Civil Statutes of Texas, and to reduce the expenses of the State government,' relating to the disqualification of district judges, to repeal all laws and parts of laws in conflict herewith, and declaring an emergency," with amendment by Mr. Shropshire to strike out the enacting clause pending.

Mr. Kittrell moved to suspend pending business to take up for consideration a resolution offered by Mr. Allen of Hopkins on the 4th of May, providing that each member shall have thirty minutes in which to call up a bill, etc., which resolution was on that day read and went to the Speaker's table.

The motion to suspend was lost.

Mr. Tarver called up Substitute House bill Nos. 169, 501 and 574. A bill to be entitled "An Act to carry into effect the amendment to the Constitution of the State of Texas, providing that military pensions may be granted to disabled and dependent Confederate soldiers, sailors and their widows, under certain conditions, and to make an appropriation therefor," with Senate amendments.

The bill was laid before the House, and on motion of Mr. Tarver it was referred to the Committee on State Affairs.

On motion of Mr. Scurry, pending business was suspended to take up and place on its second reading House Joint Resolution No. 35, 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.

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

Mr. Scurry offered the following amendment:

"Amend by striking out the word 'and' wherever it occurs between the words 'Clay and Wichita,' and inserting 'and Knox' wherever the word 'Wichita' occurs."

Adopted.

The resolution was ordered engrossed.

Mr. Scurry moved to reconsider the vote by which House Resolution No. 35 was ordered engrossed, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Shropshire moved to suspend pending business to take up and place on its second reading House bill No. 600, A bill to be entitled "An Act to require any person, firm, partnership, association or joint stock company doing a mercantile reporting business within the State of Texas, to obtain a permit from the Secretary of State; to give bond and designate a representative residing within the State of Texas before engaging in such business, and to provide penalties for failure to comply with the provisions of this act, and for other purposes."

The motion to suspend was lost.

The House resumed consideration of House bill No. 218, with amendment by Mr. Shropshire to strike out the enacting clause pending.

Question being—Shall the amendment be adopted?

Yeas and nays were demanded by Mr. Shropshire, Mr. Savage and Mr. Morrow.

The amendment was lost by the following vote:

On the motion to substitute, yeas and nays were demanded by Mr. McDowell, Mr. Robertson of Harrison and Mr. Shropshire.

After consideration by the House, Mr. Blount moved the previous question on the motion to substitute, and the main question was ordered.

Yeas and nays being already demanded, the motion was lost by the following vote:

Yeas—40.

Adams. Oliver.
Bailey. Palmer.
Barrett. Parish.
Bridgers. Pfeuffer.
Caldwell. Robertson of Bell.
Culp. Rochelle.
Dean. Russell.
Garner. Sansom.
Gill. Scurry.
Grubbs. Shannon.
Henderson, Brazos. Shelburne.
Jones. Smith of Grayson.
Kittrell. Staples.
Looney. Tarkington.
Marsh. Tarver.
McKellar. Tompkins.
Monroe. Vaughtn.
Morris. Walton.
Murphy. Willacy.
Murray. Wooten.

Nays—48.

Allen of Hopkins. McAnally.
Bean. McFarland.
Beaty. McDowell.
Bennett. Mercer.
Blount. Morrow.
Calvin. Neff.
Childers. Peery.
Crawford. Pitts.
Derden. Poole.
Eckols. Powell.
Ellis. Ratcliff.
Evans. Robertson, Harrison.
Frost. Savage.
Goodman. Shropshire.
Graham. Smith of Collin.
Grogen. Sutherland.
Henderson, Lamar. Tate.
Howard. Terrell.
Hurley. Thomas of Wise.
Kennedy. Thomas of Fannin.
Lake. Tolbert.
Little. Wells.
Livsey. Willrodt.

Absent.

Chambers. Garrett.
Childs. Goodlett.
Collins. Hamilton.
Cross. Lillard.
Decker. Loyd.
Greenwood. Masterson.
Mr. Russell moved to reconsider the vote by which House bill No. 218 was ordered engrossed, and to table the motion to reconsider. The motion to table prevailed.

On motion of Mr. Tarkington pending business was suspended to take up, and place on its second reading, House bill No. 316, A bill to be entitled “An Act to amend Article 3235, of the Revised Statutes of Texas, relating to landlords and tenants.”

The bill was laid before the House, and was read second time, together with a favorable majority report and adverse minority report thereon.

Mr. Rochelle moved to substitute the minority report for the majority report. After consideration by the House, Mr. Terrell moved the previous question on the motion to substitute the minority report for the majority report. The motion was lost.

Question then recurred on engrossment of the bill, and Mr. Sutherland offered the following amendment:

“Amend the bill after the word ‘potatoes’ by adding the words ‘one 500 pound bale of cotton.’”

Mr. Smith of Collin offered the following substitute for the amendment:

“Amend by adding after the word ‘potatoes,’ in line 25, page 1, Section 1, the following words: ‘And one bale of cotton, and that all landlord’s liens to carry a first lien on a tenant’s crop must be recorded by the county clerk of the county where the landlord’s lien is given.’”

On motion of Mr. Bridgers the substitute was tabled.
May 9, 1899

Mr. Shropshire offered the following substitute for the amendment:

"Amend by adding after the word ‘potatoes,’ in line 25, page 1, the following:

‘And twenty-five bushels of cotton seed, one-half barrel of sorghum and twenty-five bushels of wheat.’"

Mr. Bridges offered the following substitute for both the pending amendments:

"Amend by striking out the enacting clause.

[Signed] ‘SHROPSHIRE – BRIDGER.’"

On motion of Mr. Blount the substitute was tabled.

Mr. Smith of Grayson moved the previous question, and the motion was not seconded.

Mr. Prince offered the following substitute for the pending amendments:

"Amend by adding to the exemptions named in the bill the words ‘and three bales of cotton.’"

After consideration by the House, Mr. Peery moved the previous question on engrossment of the bill, and the main question was ordered.

Question first reoccurred on the substitute by Mr. Prince, and it was lost.

Question next reoccurred on the substitute by Mr. Shropshire. yeas and nays were demanded by Mr. Smith of Collin, Mr. Rochelle and Mr. McAnally. There was not a quorum voting, the Clerk announcing 15 yeas and 61 nays, Mr. Peery moved to take a recess until 8:30 p. m. today.

On motion of Mr. Prince, the House, at 6:40 p. m., adjourned until 9:30 o'clock a. m. tomorrow.

NINETY-EIGHTH DAY.

Hall of the House of Representatives, Austin, Texas, Tuesday, May 9, 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—111.


Absent.


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

Pending reading of the Journal of yesterday.

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

GRANTED LEAVE OF ABSENCE.

On account of important business:

Mr. Teagle until next Thursday, on motion of Mr. Sansom.