May 15, 1899

HOUSE JOURNAL

Yeas—57.
Allen of Hopkins. Mecer.
Barrett. Monroe.
Beaty. Nolan.
Bennett. Oliver.
Blount. Palmer.
Bolin. Peery.
Bridgers. Phillips of Camp.
Clements. Pitts.
Conoly. Poole.
Culp. Powell.
Decker. Robertson, Harrison.
Eckols. Rogers.
Ellis. Sansom.
Goodlett. Savage.
Graham. Schuchter.
Hamilton. Shannon.
Henderson, Brazos. Smith of Grayson.
Howard. Staples.
Hurley. Sutherland.
Jones. Tarkington.
Kennedy. Tarver.
Kittrell. Tate.
Lillard. Thomas of Fannin.
Little. Tolbert.
McAnally. Tucker.
McKamy. Vaughan.
Meitzen.

Nays—28.
Ayers. Grogan.
Bailey. Loyd.
Bean. Maxwell.
Caldwell. McClellan.
Calvin. Morrow.
Chambers. Neff.
Cole. Ratcliff.
Collins. Robertson of Bell.
Crawford. Rochelle.
Cross. Terrell.
Frost. Thomas of Wise.
Dean. Wells.
Gordon. Willrodt.

Absent.
Childs. McFarland.
Cocke. McKellar.
Evans. Parish.
Goodman. Scourry.
Greenwood. Shelburne.
Livsey. Walton.
Marsh. Wheless.
Masterson.

Absent—Excused.
Adams. Gill.
Allen of Colorado. Grubbs.
Barbee. Loke.
Browne. Lane.
Deren. McDowell.
Dies. Morris.
Dorrough. Murphy.
Garrett. Murray.

Pfeuffer. Tompkins.
Russell. Willary.
Stewart. Wooten.
Stripling. Wright.
Teagle.

Question being—Shall House Joint Resolution No. 30 be ordered engrossed.
Yeas and nays being already demanded, the Clerk was directed to call the roll.
The Chair announced that there was not a quorum voting, there being 63 yeas and 15 nays.

Whereupon Mr. Conoly moved a call of the House.
The call was not seconded.
Mr. AcAnally moved to adjourn until 9 a. m. next Monday, and Mr. Grogan to take a recess until 3 p. m. today.

Question being on the longest time first, the motion prevailed, and the House, at 12:15 p. m., adjourned until 9 o'clock a. m. next Monday.

ONE HUNDRED AND THIRD DAY.

Hall of the House of Representatives, Austin, Texas, Monday, May 15, 1899.
The House met at 9 o'clock a. m., pursuant to adjournment.
Speaker Skillin in the chair.
Roll called, and the following members present:

Present—90.
Adams. Gordon.
Ayers. Grogan.
Barbee. Hamilton.
Barrett. Henderson, Brazos.
Bean. Henderson, Lamar.
Beaty. Howard.
Bennett. Hurley.
Blount. J ones.
Bolton. Kittrell.
Bridgers. Lillard.
Caldwell. Little.
Calvin. Livsey.
Childers. Looney.
Childs. Loyd.
Clements. Marsh.
Cocke. Maxwell.
Cole. McAnally.
Collins. McDowell.
Crawford. McKamy.
Cross. Monroe.
Culp. Morrow.
Denn. Neff.
Decker. Nolan.
Ekoks. Oliver.
Ellis. Palmer.
Frost. Parish.
Gill. Peery.

Gordon.
Absent.

A quorum was announced present.

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

PENDING reading of the Journal of last Saturday.

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

GRANTED LEAVE OF ABSENCE.

On account of important business:

Mr. Powell for this week, on motion of Mr. Barrett.

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

Mr. Teraver until next Wednesday, on motion of Mr. Jones.

Mr. McClellan for today, on motion of Mr. Clements.

Mr. Morris until next Wednesday, on motion of Mr. McDowell.

Mr. Wright until next Wednesday, on motion of Mr. Monroe.

Mr. Allen of Colorado until next Wednesday, on motion of Mr. Monroe.

Mr. Masterson for today and for absence on last Friday and Saturday, on motion of Mr. Shelburne.

Mr. Bailey until next Wednesday, on motion of Mr. Russell.

Mr. Willacy for today, on motion of Mr. Russell.

Mr. Greenwood for today, on motion of Mr. Vaughan.

Mr. Deren for today, on motion of Mr. Peery.

Mr. Weless for today and for absence on last Saturday, on motion of Mr. Shropshire.

Mr. Garner for today and for absence on last Saturday, on motion of Mr. Shropshire.

Mr. Chambers until next Wednesday, on motion of Mr. Maxwell.

Mr. Conoly for today, on motion of Mr. Crawford.

Mr. Walton for today, on motion of Mr. Tucker.

Mr. McKellar for today, on motion of Mr. Adams.

Mr. Pfeuffer for today, on motion of Mr. Colee.

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

On account of sickness:

Mr. Browne for today, on motion of Mr. Peery.

Mr. Shelburne for absence on last Saturday, on motion of Mr. Blount.

Mr. Evans indefinitely, on motion of Mr. Thomas of Fannin.

On account of sickness in his family:

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

SPECIAL ORDER FIXED.

Senate bill No. 187, relating to taxes on mortgages, deeds of trust, etc., for next Wednesday, May 17, 10 a.m., on motion of Mr. Sutherland.

SPEAKER'S TABLE.

On motion of Mr. Childs, pending business was suspended to take up and place on its third reading and final passage, Senate bill No. 293, A bill to be entitled "An Act to define and punish unjust discrimination, by officers, agents, servants and employees, and receivers, their officers, servants and employees, of railroad companies in this State."

The bill was laid before the House.

Pending question—

Motion of Mr. Bailey to reconsider the vote by which the bill was passed to a third reading, which motion to reconsider was seconded upon the Journal May 3rd.

After consideration by the House.

On motion of Mr. Blount, the motion to reconsider was tabled.

Read third time.

Mr. Gill, by unanimous consent, offered the following:
May 15, 1899

RESOLUTION.

Whereas, The Hon. R. C. De Graffenreid, a distinguished statesman and Democrat of our State, is in the city of Austin; therefore, be it

Resolved, That he be invited to a seat in and extended the courtesies of the House of Representatives.

[Signed—Marsh, Gill, Livsey, Shelburne, Goodman.]

The resolution was read second time.

Mr. Shelburne moved that it be adopted unanimously.

The motion prevailed, and the resolution was adopted unanimously.

Resuming consideration of the pending bill,

Mr. Kittrell offered the following amendment:

"Amend by adding to end of Section 1 the following: ‘And any person who shall contract for or receive any such rate, rebate or drawback, or receive any preference or rebate such as is forbidden to be given by this act, shall be deemed guilty in like manner and be punished in like manner as is herein provided for in the case of the person who pays, contracts or promises to pay or allow such rebate or drawback.’"

Mr. Phillips of Lampasas moved the previous question, and the motion was not seconded.

On motion of Mr. Shannon, the amendment was tabled.

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

Yeas—70.

Allen of Hopkins. McAnally.
Ayers. McDowell.
Barbee. McKamy.
Barrett. Monroe.
Beaty. Morrow.
Blount. Neff.
Bolin. Oliver.
Calvin. Palmer.
Childs. Parish.
Clements. Peery.
Collins. Poole.
Crawford. Prince.
Cross. Ratcliff.
Culp. Robertson, Harrison.
Dean. Rochelle.
Eckols. Russell.
Ellis. Sansom.
Prest. Savage.
Gill. Schulte.
Goodman. Scurry.
Gordon. Shannon.
Graham. Shelburne.
Grogan. Shophairie.
Hamilton. Smith of Grayson.
Howard. Stripling.
Hurley. Sutherland.
Kittrell. Terrell.
Lillard. Thomas of Wise.
Little. Thomas of Fannin.
Lively. Tolbert.
Looney. Tucker.
Loyd. Vaughan.
Marsh. Wells.

Nays—15.

Adams. Maxwell.
Bridgers. Nolan.
Caldwell. Phillips, Lampasas.
Childs. Robertson of Bell.
Cocke. Rogers.
Decker. Teagle.
Goodlett. Wooten.

Absent.

Bean. Murphy.
Bennett. Pitts.
Grubbs. Staples.
Henderson, Brazos. Tarkington.
Kennedy. Tompkins.
McFarland. Williford.
Meitzen. 

Absent—Excused.

Bailey. Derden.
Browne. Dorough.
Chambers. Evans.
Garner. Murray.
Garrett. Pfeuffer.
Greenwood. Powell.
Lake. Stewart.
Lane. Tarver.
Maeston. Tate.
McClellan. Walton.
McKellar. Weless.
Mercer. Willacy.
Morris. Wright.

"I vote 'nay' on House bill No. 46, known as the ten pin alley bill, for the following reasons, towit:

"The Twenty-fifth Legislature reduced the tax on ten pin alleys, since which time there has been quite a lot of money spent in the building and equipping of them in the State, from which the State collects annually about $50,000 revenue, and should this bill become a law, it would in effect confiscate all of said property, and the State would not receive a cent from that source.

"2nd. The owners of these alleys should be allowed to run until the Special Session of the Twenty-sixth Legislature, at which time the license should be fixed, together with all other occupation and ad valorem tax, at which time I will vote 'yea.'"

"PHILLIPS of Lampasas."

Mr. Ratcliff moved to reconsider the vote by which House bill No. 46 was passed, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Bolin moved to suspend pending business to take up Senate bill No. 344, relating to the issuance of patents on certain lands, for the purpose of making it a special order for next Wednesday, 3 p. m.

The motion was lost.

The Speaker laid before the House, on its final passage, House bill No. 486, A bill to be entitled "An Act to amend Section 6, Chapter 149, of the General Laws of the Twenty-fifth Legislature, entitled 'An Act to preserve and protect the wild game, birds and wild fowl of the State; and provide adequate penalties for the unlawful taking, slaughtering, sale or shipment thereof,' with amendment by Mr. Ayers, to strike out the enacting clause, pending (see Journal April 4).

On motion of Mr. Morrow, pending business was suspended to take up, on its second reading.

House bill No. 277, A bill to be entitled "An Act to provide for the assessment and collection of taxes on incomes of both persons and corporations, and provide penalties for false swearing in relation thereto.

The bill was laid before the House, and (Mr. Prince in the chair.) was read second time.

Mr. Bridges offered the following amendment:

"Amend by striking out $2000 wherever it occurs in the bill, and insert in lieu thereof $4000."

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

"Amend Section 1 by striking out in lines 20 and 21 the following: 'Over and above two thousand ($2000).'

Tabled on motion of Mr. Smith of Collin.

Mr. Phillips of Lampasas offered the following amendment to the amendment:

"Amend by striking out $2000 wherever it occurs and insert $200.00, also strike out $1500 and insert $15.00.'"

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

"Amend by striking out $2000 wherever it occurs and insert $1000, strike out $1500 and insert $750.'

Tabled on motion of Mr. Blount.

On motion of Mr. Goodman, the amendment by Mr. Phillips of Lampasas was tabled.

Mr. Peery offered the following substitute for the amendment:

"Amend by striking out 'two per cent.' wherever it occurs, and insert 'one per cent.'"

Mr. Crawford moved to postpone indefinitely further consideration of the bill.

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

Question recurring on the motion to postpone indefinitely, yeas and nays were demanded by Mr. Terrell, Mr. Lillard and Mr. Ratcliff.

The motion was lost by the following vote:

Yeas—7.
Crawford. Rogers.
Goodlett. Smith of Grayson.
McAnally. Tolbert.
Parish. 

Nays—78.
Allen of Hopkins. Collins.
Ayers. Cross.
Barbee. Culp.
Barrett. Dean.
Bean. Decker.
Beaty. Eckols.
Blount. Ellis.
Bolin. Frost.
Bridgers. Gill.
Caldwell. Goodman.
Calvin. Gordon.
Childers. Graham.
Clements. Grogan.
Hamilton.  Poole.  
Howard.  Ratcliff.  
Hurley.  Robertson, Harrison.  
Jones.  Rochelle.  
Kennedy.  Russell.  
Kittrell.  Sansom.  
Lillard.  Savage.  
Little.  Schluter.  
Livsey.  Scurry.  
Looney.  Shannon.  
Loyd.  Shelleburne.  
Marsh.  Shropshire.  
Maxwell.  Smith of Collin.  
McDowell.  Stripling.  
McKamy.  Sutherland.  
Monroe.  Tarkington.  
Morrow.  Teagle.  
Neff.  Terrell.  
Nolan.  Thomas of Wise.  
Oliver.  Thomas of Fannin.  
Palmer.  Vaughan.  
Phillips of Camp.  Wooten.  
Absent.  
Bennett.  Meitzen.  
Childs.  Murphy.  
Cocke.  Pitts.  
Dies.  Robertson of Bell.  
Grubbs.  Staples.  
Henderson, Brazos.  Tompkins.  
McFarland.  Willrodt.  
Absent—Excused.  
Allen of Colorado.  McClellan.  
Bailey.  McKellar.  
Chamber.  Morris.  
Conoly.  Murray.  
Derdyn.  Pfeuffer.  
Dorroh.  Powell.  
Evans.  Stewart.  
Garner.  Tarver.  
Garrett.  Tate.  
Greenwood.  Walton.  
Lake.  Wheelless.  
Lane.  Willacy.  
Masterson.  Wright.  

"I vote 'aye' as our tax commission will, in my opinion, be capable to handle all such tax questions."

"PARISH."

"I vote 'aye' to indefinitely postpone House bill No. 277, because it deals with the question of taxation, a subject which will invite the attention of this Legislature at a Special Session next winter. I am in favor of an income tax."

"MCANALLY."

"I vote to postpone consideration of the income tax bill, for the reason that we have provided for a tax commission that will be in position to obtain data by which a bill can be drawn consistent with justice and equity. I am led to believe that the members of this House are as destitute of such information as I am, however, I will vote for the bill if it is not postponed. I will vote for it as I am in favor of an income tax bill."

"MAXWELL."

Question next recurred on the substitute by Mr. Peery, and it was lost.

The amendment by Mr. Bridgers was lost.

On engrossment of the bill, yeas and nays were demanded by Mr. Goodman.

Mr. Loyd and Mr. Phillips of Lampasas.

The bill was ordered engrossed by the following vote:

**YEAS—82.**

Adams.  Marsh.  
Allen of Hopkins.  Maxwell.  
Ayers.  McAnally.  
Barbee.  McDowell.  
Barrett.  McGamy.  
Bean.  Monroe.  
Beaty.  Morrow.  
Blount.  Neff.  
Bolin.  Nolan.  
Bridgers.  Oliver.  
Caldwell.  Palmer.  
Childers.  Parish.  
Clements.  Peery.  
Collins.  Phillips of Camp.  
Crawford.  Poole.  
Cross.  Prince.  
Culp.  Ratcliff.  
Dean.  Robertson, Harrison.  
Eckols.  Rochelle.  
Ellis.  Sansom.  
Frost.  Savage.  
Gill.  Schluter.  
Goodman.  Scurry.  
Gordon.  Shannon.  
Graham.  Shelleburne.  
Grogan.  Shropshire.  
Howard.  Tucker.  
Hurley.  Vaughan.  
Jones.  Wells.  
Kendal.  Wooten.  
Kittrell.  Smith of Collin.  
Lillard.  Stripling.  
Little.  Sutherland.  
Livsey.  Tarkington.  
Loyd.  Teagle.  
McFarland.  Terrell.  
Nay—4.

Childs.  Smith of Grayson.  
Cocke.  Tolbert.  

Absent.

Decker.  
Dies.  
Grubbs.
Hamilton. Robertson of Bell.
Henderson, Brazos. Rogers.
McFarland. Staples.
Meitzen. Tompkins.
Murphy. Willrodt.
Pitts. Absent—Excused.
Allen of Colorado. McClellan.
Bailey. McKellar.
Browne. Mercer.
Chambers. Morris.
Conoly. Murray.
Derden. Pfeuffer.
Dorroh. Powell.
Evans. Stewart.
Garner. Tarver.
Garrett. Tate.
Greenwood. Walton.
Lake. Whelors.
Lane. Willacy.
Masterson. Wright.

"We vote 'no,' because we regard the $2000 limitation in the bill as unjust and unconstitutional.

"SMITH of Grayson, "TOLBERT."

Mr. Maxwell offered the following

RESOLUTION.

Whereas, The students and faculty of the State University are desirous of giving a reception during the commencement exercises, to the ex-students, patrons and friends of said institution throughout the State, who will attend said commencement exercises; and

Whereas, There is not in the city of Austin a building sufficient to accommodate them in such a way as to properly entertain their many visitors from different parts of the State; now, therefore, be it

Resolved by the House of Representatives, That the Superintendent of Public Buildings and Grounds is hereby instructed to allow them the use of this house for the purposes above set forth.

The resolution was read second time, and Mr. Phillips of Camp moved its adoption.

On adoption of the resolution, yeas and nays were demanded by Mr. Ayers, Mr. Russell and Mr. Kennedy.

The roll was called, and there was not a quorum voting, the Chair announcing 48 yeas and 22 nays.

Whereupon, Mr. Maxwell moved a call of the House, and the call was not seconded.

Mr. Bridgers moved to take a recess until 2:30 p.m. today, and Mr. McDowell until 3 p.m. today.

Question recurring on the longest time first, the motion prevailed, and the House, at 12:20 p.m., took recess until 2:30 p.m. today.

AFTERNOON SESSION.

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

COMMITTEE REPORTS.

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

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

Sir: Your Committee on State Affairs, to whom was referred Senate bill No. 278, A bill to be entitled "An Act for the better preservation of all the personal property belonging to the State of Texas, or in which it has an interest, or of any of the departments, or of any of the institutions, asylums, schools, penitentiaries, farms or personal property of whatsoever description or wherever situated, belonging to this State, or in which it has an interest; and to provide for the making of lists and inventories of all said property, and the copying of the same and the registration thereof; and to prescribe the duties of officers and persons having said property under their control, and to fix the liability of such officers and persons; and to provide a penalty for the failure to comply with this act, and to fix the venue for suits and prosecutions for the violation of any of its provisions.

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.

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

Sir: Your Committee on State Affairs, to whom was referred House bill No. 816, A bill to be entitled "An Act to create the Texas Civil Service Commission, and to define its powers and duties."

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.

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

Sir: Your Committee on State Affairs, to whom was referred
Senate bill No. 291. A bill to be entitled "An Act to provide against a public calamity, affecting the inhabitants of Webb county, Texas, by relieving the inhabitants and property in said county from the payment of taxes levied for State purposes for the year 1899."

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, May 12, 1899.

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

Sir: Your Committee on State Affairs, to whom was referred

House bill No. 840, A bill to be entitled "An Act to restore and confer upon the County Court of Hartley county the civil and criminal jurisdiction heretofore belonging to said court under the Constitution and general statutes of Texas; to define the jurisdiction of said court; to conform the jurisdiction of the district court of said county to such change; to fix the time of holding court, 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 accompanying committee bill, drafted and adopted by your committee, with the recommendation that it do pass.

SHELBURNE, Chairman.

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

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

Sir: Your Committee on State Affairs, to whom was referred

Memorial from the Lavinia Porter Chapter of United Daughters of Confederacy of Temple, Texas, relative to the Confederacy of Temple, Texas, relative to the

Hon. J. S. Sherrill to the

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

Have had the same under consideration, and I am instructed to attach there to the accompanying sub-committee report, which report was adopted by the committee, and recommend that it be adopted by the House.

SHELBURNE, Chairman.

REPORT OF SUB-COMMITTEE.

Austin, Texas, April 28, 1899.

Hon. E. W. H. Shelburne, Chairman

Committee on State Affairs.

Sir: We, your committee to whom was referred a memorial from the United Daughters of the Confederacy, asking that a suitable monument be erected to the memory of General Albert Sidney Johnston, have considered the same, and also investigated cost of monument, and beg to report as follows:

We recommend that the sum of five thousand ($5,000) dollars be appropriated for this purpose.

THOMAS OF WISE, BARRETT.

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

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

Sir: Your Committee on Engrossed Bills, 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 Mills, Hunt, Hill 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 carefully examined said bill and find the same correctly engrossed.

McANALLY, Acting Chairman.

Committee Room, Austin, Texas, May 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. 829, A bill to be entitled "An Act to diminish the jurisdiction of the county court of Carson county, and to conform the jurisdiction of the district court of said county to said change."

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

McANALLY, Acting Chairman.
Committee Room,
Austin, Texas, May 13, 1899.

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

Sir: Your Committee on Engrossed Bills, to whom was referred
House bill No. 783, A bill to be entitled
"An Act to amend Title II, Article 3, Section 5, of the charter of the city of Galveston,"

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

McAnally, Acting Chairman.

Committee Room,
Austin, Texas, May 13, 1899.

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

SIR:

Your Committee on Engrossed Bills, to whom was referred
House bill No. 822, A bill to be entitled
"An Act to prescribe the time of holding the terms of the District Court in the Twenty-eighth Judicial District of the State of Texas, and to limit one term of the District Court of Nueces county to the transaction of civil business only, and to repeal all laws and parts of laws in conflict herewith,"

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

McAnally, Acting Chairman.

SPEAKER'S TABLE.

The Speaker laid before the House, as special order for the hour, on its second reading,
House bill No. 483, A bill to be entitled
"An Act to amend Article 3938, Chapter 10, Title LXXVI, of the Revised Civil Statutes of the State of Texas of 1895 relating to school districts."

Mr. Maxwell moved to suspend pending business to continue consideration of the resolution, relating to granting the use of Representative Hall to the students of the University, which was pending when the House took recess.

The motion to suspend was lost.

Mr. Barbee called up the report of the Free Conference Committee on Senate bill No. 19, which report was printed in the Journal, May 10th.

The report was laid before the House, and was read.

Mr. Barbee moved to adopt the report.

After consideration by the House, Mr. Robertson of Harrison moved the previous question, and the motion was not seconded.

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

Yeas and nays were demanded by Mr. Grogan, Mr. Caldwell and Mr. Barbee.

The report was adopted by the following vote:

Yeas—70.

Hon. J. S. Sherrill, Speaker.
Adams. McAnally. McClellan.
Allen of Hopkins. McDowell.
Ayers. McKamy.
Barbee. Monroe.
Bennett. Neff.
Blount. Oliver.
Bolin. Palmer.
Bridgers. Parsh.
Childers. Peery.
Clements. Phillips of Camp.
Cole. Poole.
Collins. Prince.
Crawford. Ratchiff.
Cross. Robertson, Harrison.
Dean. Rochelle.
Decker. Sansom.
Deck. Savage.
Goodlett. Scurry.
Goodman. Shannon.
Hamilton. Shelburne.
Howard. Stripling.
Jones. Sutherland.
Kennedy. Tate.
Kittrell. Teagl.
Lillard. Terrell.
Little. Thomas of Wise.
Livesey. Tolbert.
Looney. Tucker.
Loyd. Vaughan.
Marsh. Wells.
Masterson. Wooten.
Maxwell.

Nays—16.

Beaty. Morrow.
Caldwell. Robertson of Bell.
Calvin. Russell.
Ellis. Shropshire.
Gordon. Smith of Collin.
Grogan. Tarkington.
Hurley. Thomas of Fannin.

Absent.

Barrett. McFarland.
Bean. Meitzens.
Childs. Murphy.
Cocke. Nolan.
Culp. Pitts.
Dies. Rogers.
Eckols. Staples.
Grubbs. Willrodt.
Henderson, Brazos.

Absent—Excused.

Bailey. Derden.
Chambers. Dorroh.
Mr. Barbee moved to reconsider the vote by which the report was adopted, and to table the motion to reconsider.

The motion to table prevailed.

The House resumed consideration of House bill No. 483, on its second reading, and it was read second time.

Mr. Little offered the following amendments:

(1) "Amend by inserting in line 17, page 1, after the word 'year,' the following: 'Provided, that nothing in this article shall be construed to effect counties that have been placed under the community system.'"

Adopted.

(2) "Insert in page 2, line 2, after the word 'elected,' the following: 'The commissioners court shall also have power to correct all errors in school district lines, and to complete said lines when they are defective.'"

Adopted.

(3) "Amend by inserting at the beginning of line 8, page 1, the following: 'Section 1,' and by adding in line 12, page 2, the following: 'Section 2. The fact that there is now no practicable law by which school district lines may be changed, the great necessity for the same, and the crowded condition of the calendar, creates an imperative public necessity and an emergency that the rule requiring bills to be read on three several days should be suspended, and it is hereby so enacted and declared that this act shall take effect and be in force from and after its passage.'"

Adopted.

Mr. Jones offered the following amendment:

"Amend the bill by striking out the words and figures 'September, 1893,' in lines 14 and 15, on page 1, and insert in lieu of them the words 'June, 1899.'"

Adopted.

Mr. Crawford offered the following amendment:

"Amend by adding to the last clause of bill as printed: 'Provided, that where school districts that as now established, which have built school houses at or near the center of the district, the free school shall be taught in said school houses.'"

Lost.

The bill was ordered engrossed.

Mr. Little moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that House bill No. 483 be put on its third reading and final passage.

There was not a quorum voting, and Mr. Little moved a call of the House.

The call was seconded, and the Sergeant-at-Arms was directed to bring in enough members to make a quorum.

Pending the call, Mr. Culp moved to adjourn until 9 a. m. tomorrow, and Mr. Oliver to take a recess until 8:30 p. m. today.

Question recurring on the longest time first, the motion prevailed, and the House, at 4:46 p. m., adjourned until 9 o'clock a. m. tomorrow.

ONE HUNDRED AND FOURTH DAY.

Hall of the House of Representatives, Austin, Texas, Tuesday, May 16, 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.

Ayers. Greenwood.
Bailey. Grogan.
Barbee. Hamilton.
Barrett. Henderson, Brazos.
Beaty. Henderson, Lamar.
Bennett. Howard.
Blount. Hurley.
Bolin. Jones.
Bridgers. Kennedy.
Browns. Kittrell.
Caldwell. Lake.
Calvin. Lillard.
Chambers. Little.
Childers. Livsey.
Childs. Looney.
Clements. Loyd.
Cocke. Marsh.
Cole. Masterson.
Collins. Maxwell.
Conoly. McAnally.
Crawford. McClellan.
Cross. McDowell.
Culp. McKamy.
Dean. Meitzen.
Decker. Mercer.
Derdens. Moore.
Eckols. Morrow.
Ellis. Murray.
Frost. Neff.
Gill. Nolan.
Goodlett. Oliver.