Hall of the House of Representatives,  
Austin, Texas,  
Tuesday, May 23, 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—114.

Adams. Loyd.
Allen of Colorado. Marsh.
Allen of Hopkins. Maxwell.
Barbee. McKamy.
Barrett. McKeith.
Beaty. Mencer.
Bennett. Monroe.
Blount. Morris.
Bolin. Morrow.
Bridgers. Murphy.
Brown. Neff.
Calwell. Nolan.
Calvin. Oliver.
Chambers. Palmer.
Childers. Parish.
Pfeuffer. Prince.
Poole. Poole.
Powell. Powell.
Prince. Prince.
Ratcliff. Ratcliff.
Robertson, Harrison. Robertson of Bell.
Robertson of Hopkins. Rochelle.
Rogers. Rogers.
Russell. Russell.
Sansom. Sansom.
Savage. Savage.
Scherer. Scherer.
Scurry. Scurry.
Shannon. Shannon.
Sheburne. Sheburne.
Shropshire. Shropshire.
Smith of Grayson. Smith of Grayson.
Smith of Collin. Smith of Collin.
Staples. Staples.
Stripping. Stripping.
Sutherland. Sutherland.
Tarkington. Tarkington.
Tarver. Tarver.
Tate. Tate.
Teagle. Teagle.
Thomas of Wise. Thomas of Wise.
Thomas of Fannin. Thomas of Fannin.
Tolbert. Tolbert.
Tompkins. Tompkins.
Tucker. Tucker.
Vaughan. Vaughan.
Walton. Walton.
Wells. Wells.

There was not a quorum present, whereupon:
Mr. Pitts moved to adjourn until 9:30 a. m. tomorrow.
Mr. Vaughan moved to take a recess until 4 p. m. today.
Question recurred on the longest time first, the motion prevailed, and the House, at 3:10 p. m., adjourned until 9:30 o'clock a. m. tomorrow.
GRANTED LEAVE OF ABSENCE.

On account of important business:
Mr. Garrett until next Wednesday and for absence on last Friday, on motion of Mr. Culp.
Mr. Browne for absence on yesterday, on motion of Mr. Stripling.
Mr. Wright until next Thursday, on motion of Mr. Monroe.
Mr. McClellan until next Thursday, on motion of Mr. Adams.
Mr. Powell for absence on yesterday, on motion of Mr. Looney.
Mr. Conoly until next Thursday, on motion of Mr. Parish.
All the members, absent—excused yesterday, for that time, on motion of Mr. Shropshire.
Mr. Masterson indefinitely, on motion of Mr. Garner.
On account of sickness:
Mr. McAnally indefinitely, on motion of Mr. Little.
On account of sickness in his family:
Mr. McDowell indefinitely, on motion of Mr. Vaughan.
Mr. Schluter for absence on yesterday, on motion of Mr. Allen of Hopkins.
Mr. Oliver indefinitely, on motion of Mr. Bolin.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, May 22, 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 bills Nos. 290, 348 and 81.

Also Senate has passed the following bills, to wit:

House bill No. 817, A bill to be entitled "An Act to amend an Act known as House bill No. 444, enacted by the Twenty-sixth Legislature, creating a more efficient system of public roads and bridges for Liberty county; providing for the issuance of bonds by said county for the purpose of constructing permanent public roads; to authorize the investment of the permanent school funds of the State and of said county in such bonds; to prescribe and define the powers and duties of the commissioners court in reference thereto, and to validate public roads heretofore laid out and established in said county."

Senate bill No. 357, A bill to be entitled "An Act to amend an Act 3433, of the Revised Statutes of the State of Texas of 1895, relating to the organization of militia."

Senate bill No. 360, A bill to be entitled "An Act to amend Article 386c, Title XVIII, Chapter 1, Revised Civil Statutes of the State of Texas, 1895, relating to validating certain incorporations of cities and towns."

House Concurrent Resolution No. 26.

House bill No. 827, A bill to be entitled "An Act to amend Section 40, of an act entitled 'An Act to provide a charter for the city of Houston, Harris county, Texas,' with Senate amendments.

House bill No. 799, 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 the said county," with Senate amendments.

House bill No. 832, A bill to be entitled "An Act to amend Article 3433, of the Revised Civil Statutes of the State of Texas of 1895, relating to the organization of militia."

Senate bill No. 356, A bill to be entitled "An Act to provide for the erection of monuments in the State cemetery at Austin, Texas, to the memory of Sam Hous-
ton and Albert Sidney Johnston, patriots, and making an appropriation therefor."

J. P. Poole,
Secretary of the Senate.

BILL INTRODUCED.

By Mr. Willacy:
House bill No. 847, A bill to be entitled "An Act to amend Article 5001, Chapter 5, Title CII, of the Revised Civil Statutes of the State of Texas of 1895, relating to stock laws."
(The bill changes Article 5001, Chapter 5, Revised Civil Statutes, by striking out San Patricio county from the list of exempted counties.)

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

SPEAKER'S TABLE.

Mr. McFarland called up House bill No. 790, with Senate amendments.
The bill was laid before the House, and the amendments were read.
On motion of Mr. McFarland, the House concurred in the Senate amendments.

Mr. Kittrell called up House bill No. 827, with Senate amendments.
The bill was laid before the House, and the amendments were read.
Mr. Kittrell moved that the House do concur in the Senate amendments.
The House concurred in the Senate amendments by the following vote:

Yeas-101.

Adams. Dorroh.
Allen of Colorado. Eckols.
Allen of Hopkins. Ellis.
Ayers. Frost.
Barbee. Goodlett.
Barrett. Goodman.
Beaty. Gordon.
Bennett. Greenwood.
Blount. Grogan.
Bolin. Grubbs.
Bridgers. Hamilton.
Brown. Henderson, Brazos.
Caldwell. Henderson, Lamar.
Calvin. Howard.
Chambers. Hurley.
Childers. Jones.
Childs. Kennedy.
Clements. Kittrell.
Cocke. Lake.
Cole. Little.
Collins. Livsey.
Crawford. Looney.
Cross. Marsh.
Dean. McKellar.
Decker. Meitz.
Derden. Mercer.
Dies. Monroe.

Morris. Shelburne.
Morrow. Shropshire.
Murphy. Smith of Grayson.
Neff. Smith of Collin.
Nolan. Staples.
Palmer. Stripling.
Parish. Sutherland.
Pfeiffer. Tarkington.
Phillips of Camp. Tate.
Pitts. Teagle.
Poole. Terrell.
Powell. Thomas of Wise.
Prince. Thomas of Fannin.
Ratcliff. Tolbert.
Robertson, Harrison. Tompkins.
Robertson of Bell. Tucker.
Rochelle. Vaughan.
Russell. Walton.
Sanborn. Wells.
Savage. Whelss.
Schlueter. Willrodt.
Scarry. Wooten.
Shannon.

Absent.

Conoly. McNally.
Garrett. McClaran.
Gill. McDowell.
Lane. McKamy.
Lillard. Murray.
Loyd. Oliver.
Masterson. Rogers.
Maxwell.

Absent—Excused.

Bean. Stewart.
Evans. Willacy.
Peery. Wright.

Mr. Browne moved to reconsider the vote by which the House concurred in the Senate amendments to House bill No. 827, and to table the motion to reconsider.
The motion to table prevailed.
On motion of Mr. Childs, the regular order of business was suspended to take up and place on its second reading,
House bill No. 97, A bill to be entitled "An Act to protect workingmen in the right of organization and the purposes thereof."
The bill was laid before the House, and was read second time, together with a favorable committee report recommending amendment.
The committee report was adopted.
Mr. Childs offered the following amendment:

"Section 5. Whereas, it is essential and desirable that this bill should go into effect at the earliest practicable moment; therefore, an emergency and an imperative public necessity exists requiring the constitutional rule requiring bills to be read on three several days be suspend-
Mr. Decker offered the following substitute for the amendment:

"Amend the bill by striking out the enacting clause."

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

MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE,
STATE OF TEXAS,
Austin, May 20, 1899.

To the Honorable, the House of Representatives.

I herewith return, without my approval, House bill No. 712.

The caption declares the purpose of the bill to be to amend Chapter 5 of Title 21 of the Revised Civil Statutes of 1895, so as to place San Patricio county under the provision of said chapter.

In amending the chapter, Article 5000 is omitted. There seems to be a question as to whether or not the omission operates as a repeal of such article.

At the request of the Representative of San Patricio county, for the benefit of which the bill seems to have been drawn, I have withheld my approval.

Respectfully,
JOSEPH D. SAYERS,
Governor.

Mr. Scurry moved the previous question on the pending amendments to House bill No. 97, and the motion was lost.

After further consideration by the House, Mr. Frost moved the previous question on the amendment by Mr. Decker, and the main question was ordered.

(At this point, names are listed and voted on, indicating those who voted for and against the amendment.)

Yeas and nays were demanded by Mr. Meitzen, Mr. Phillips of Camp, and Mr. Terrell.

The amendment was lost by the following vote:

Yeas—24.


Calvin. Morrow. Wells.


Lane. Tompkins. Barrett.

Yeas—24.


Meitzen. Smith of Sutherland. Barrett.


Murphy. Neff. Barrett.


Poole. Prince. Barrett.


Staples. Tate. Barrett.


Terrell. Tolbert. Barrett.


Absent.


Gill. Robertson of Bell. Barrett.


Absent—Excused.


Conoly. Oliver. Barrett.


McAnally. Wright. Barrett.

"I vote 'no' on motion to strike out enacting clause of House bill No. 97, it being an act to protect workingmen, because the bill gives to laborers the right to assemble and use peaceable means to better their conditions. It has been attacked by members of this House on the ground that it was a trust to maintain
the price of labor, but, in my opinion, trust and monopoly legislation should relate to nothing further than a combination of capital and designs to effect trade, for the Constitution gives to the citizen the right to assemble and the right of free speech.

“Laborers do not combine capital with their propositions, but simply reason together, not about labor that is invested and reduced to capital, but to future conditions in which they are interested; a right that they should have in every free country. The injury to this country comes from the manipulation of combined capital, and not from the verbal consultations of the poor who have no capital to manipulate.

“PITTS.”

Question then recurred on the amendment by Mr. Childs, and it was adopted.

Mr. Wooten offered the following amendment:

“Amend Section 2, by inserting after the word ‘peaceable,’ in line 18, the words ‘and lawful.’”

Mr. Lane offered the following substitute for the amendment:

“Amend by striking out Section 2 of the bill.”

Pending consideration of the amendment, the House received the following MESSAGE FROM THE SENATE.

Senate Chamber, Austin, Texas, May 23, 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 adopted the report of the Free Conference Committee on Senate bill No. 323.

Also has passed the following bill:

Senate bill No. 331, A bill to be entitled

“An Act defining a further cause of continuance in civil and criminal cases, and to declare an emergency.”

J. P. Pool,
Secretary of the Senate.

SENATE BILL ON FIRST READING.

The above reported bill, viz:

Senate bill No. 331, was read first time, and referred to Judiciary Committee No. 1.

(Speaker in the chair.)

Resuming consideration of House bill No. 97, with pending amendments, Mr. Adams moved the previous question on the pending amendments, and the motion was not seconded.

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

Question first recurred on the substitute by Mr. Lane, upon which yeas and nays were demanded by Mr. Savage, Mr. Morrow and Mr. Lane.

The substitute was lost by the following vote:

Yea—25.
Allen of Colorado. Ratcliff.
Clements. Sansom.
Decker. Savage.
Gordon. Schluter.
Henderson, Brazos. Sutherland.
Lane. Thomas of Fannin.
Little. Tolbert.
Loyd. Tompkins.
Maxwell. Tucker.
Meitzen. Walton.
Mercer. Wells.
Morrow. Willrodt.
Powell.

Nay—69.
Adams. Jones.
Allen of Hopkins. Kennedy.
Ayers. Lillard.
Bailey. Livsey.
Barbee. Marsh.
Barrett. McFarland.
Beaty. McKamy.
Bennett. McKellar.
Bolin. Monroe.
Bridgers. Morris.
Browne. Murphy.
Caldwell. Neff.
Calvin. Nolan.
Chambers. Palmer.
Childs. Pitts.
Crawford. Poole.
Cross. Robertson, Harrison
Dean. Rochelle.
Derden. Russell.
Dies. Scurry.
Dorroh. Shannon.
Eckols. Smith of Grayson.
Ellis. Smith of Collin.
Frost. Stripling.
Garner. Tarkington.
Goodlett. Tate.
Goodman. Terrell.
Graham. Thomas of Wise.
Grogan. Vaughan.
Hamilton. Wholess.
Henderson, Lamar. Willacy.
Howard. Wooten.
Hurley.

Absent.
Blount. Greenwood.
Coke. Grubbs.
Colle. Lake.
Evans. Looney.
Gill. Murray.
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Parish. Rogers.
Pfeuffer. Shelburne.
Phillips of Camp. Staples.
Prince. Tarver.
Robertson of Bell. Tangle.

Collins. Oliver.
Conoly. Peery.
Garrett. Shropshire.
Masterson. Stewart.
McAnally. Wright.
McClellan.

Question next recurred on the amendment by Mr. Wooten, and it was adopted. Mr. Wooten offered the following amendment:

"Amend so as to add to Section 3, the following: Provided further, that nothing herein contained shall be construed to repeal, affect or diminish the force and subject of trusts, conspiracies against trade, pools and monopolies; and strike out Section 4."

Mr. Monroe moved the previous question, and the main question was ordered. Question first recurred on the amendment by Mr. Wooten, and it was adopted. The bill was ordered engrossed.

Mr. Childs moved to suspend the rules and allow the following amendment by Mr. Wooten to pass on its third reading and final passage:

"Amend to add to Section 3, the following: Provided further, that nothing herein contained shall be construed to repeal, affect or diminish the force and subject of trusts, conspiracies against trade, pools and monopolies; and strike out Section 4."

Mr. Monroe moved the previous question, and the main question was ordered. Question first recurred on the amendment by Mr. Wooten, and it was adopted. The bill was ordered engrossed.

Mr. Childs moved to suspend the constitutional rule requiring bills to be read on three several days before final passage. The motion prevailed and the main question was ordered. The motion prevailed by the following vote:

Yeas—79.
Ayers. Graham.
Bailey. Grubbs.
Barbee. Hamilton.
Beaty. Henderson, Lamar.
Bennett. Howard.
Bolin. Hurley.
Bridgers. Jones.
Browne. Kennedy.
Caldwell. Kittrell.
Calvin. Lillard.
Childers. Little.
Childs. Livesey.
Cole. Loyd.
Collins. Marsh.
Crawford. Maxwell.
Culp. McKamy.
Dean. McKellar.
Derdan. Meitzen.
Dier. Mercer.
Dorothy. Monroe.
Eckols. Morris.
Ellis. Murphy.
Frost. Nell.
Goodlett. Nolan.

Nays—18.
Chambers. Savage.
Clements. Schluter.
Garner. Smith of Collin.
Henderson, Brazos. Sutherland.
Lane. Tompkins.
Morrow. Tucker.
Palmer. Walton.
Powell. Wells.
Sims. Willrodt.

Conoly. Oliver.
Evans. Peery.
Garrett. Shropshire.
Masterson. Stewart.
McAnally. Wright.
McClellan.

"I vote against this bill, No. 97, for the following reasons:

"1st. Because we now have on the statute books a law permitting the organization of labor unions for the purpose of maintaining a standard of wages, which law is exactly alike in effect to this bill. No. 97, and, therefore, it is useless to have the same law on our statute books in two places.

"2nd. Because there is nothing in the anti-trust law just passed prohibiting the organization of such labor unions, and for this further reason the passage of this bill is unnecessary.

"3rd. Because I am in favor of giving labor and labor organizations every benefit possible, but the passage of this bill could certainly add nothing to the benefits now guaranteed to them under our present laws, but on the contrary might work a great hardship upon them by giving some court an excuse to impair or declare the anti-trust law invalid.

"SUTHERLAND."
House bill No. 97 laid before the House, on its third reading and final passage.

Read third time, and

Mr. Scurry offered the following amendment:

"Amend by striking out the word 'themselves' after the word 'protecting,' in line 13, page 1, and inserting in lieu thereof the words 'their wages.'"

Tabled on motion of Mr. Bailey.

Mr. Morrow offered the following amendment:

"Amend by adding to Section 2, the following: 'Provided, that nothing in this section shall be construed to authorize three or more persons to enter upon the premises of another, or other place where the employees of such other person are engaged at work, and in any way interfere with such employees in the prosecution of their work.'"

Tabled on motion of Mr. Bridgers.

Mr. Lillard offered the following amendment:

"Add at the end of line 22, page 1, the following words: 'Provided, that any member of a trades union or labor organization who may desire to persuade or influence any workmen or laborers to quit or relinquish any employment, shall not enter or remain upon the premises of another during the regular working hours prescribed for such employees.'"

Mr. Childs moved to table the amendment, upon which motion yeas and nays were demanded by Mr. Lillard, Mr. Lane and Mr. Morrow.

The amendment was tabled by the following vote, the vote being a tie, and the Speaker voting "yea":

Yea—44.

Hon. J. S. Sherrill, Speaker.

Absent—Excused.

Blount. Murray.

 Browne. Pfenner.

Cocke. Phillips of Camp.

Cole. Robertson of Bell.

Garner. Rogers.

Gill. Sansom.

Graham. Savage.

Greenwood. Schluter.

Grubbs. Smith of Collin.

Livsey. Staples.

Looney. Tarver.

McFarland. Teague.

Meitzen. Tucker.

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

Mr. Savage offered the following amendment:

"Strike out the words 'in any kind of work or labor, manual or mental or both,' in lines 11 and 12, page 1, and insert in lieu thereof the following: 'In any kind of manual labor.'"

Mr. Sutherland moved to take a recess until 5 p. m. today.

BILL INTRODUCED.

(By unanimous consent.)

By Mr. Bailey:

House bill No. 848, A bill to be entitled "An Act to amend Article 5066, Title
CIV, Chapter 2, Revised Civil Statutes, relating to the rendition, listing and assessment of property for taxation.

(Amends the present statute by providing that any property that by reason of any special law, contract or fact, may have been exempt from taxation for a period or limit of time and such exemption may expire during any year between the first day of January and the 31st day of December, said property shall be assessed and listed for taxes as other property, but the taxes assessed against said property shall only be for the pro rata of taxes for the year, for the portion of the year after the expiration of the time of exemption and shall be so listed on the tax rolls.)

Read first time, and referred to Committee on Revenue and Taxation.

BILLS SIGNED BY THE SPEAKER.

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

House bill No. 783, "An Act to amend Title II, Article 3, Section 5, of the charter of the city of Galveston."  

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

Senate bill No. 92, "An Act to amend Article 3893, Chapter 6, Title LXXXVI, of the Revised Civil Statutes of the State of Texas, 1895, relating to the investment of the permanent school funds of the State of Texas in county bonds."

Senate bill No. 330, "An Act to grant leave to G. W. Burkitt of Anderson county, Texas, to bring suit against the State to redeem from forfeiture and resale Section No. 58, Block 'H,' W. & N. W. R. R. Co. survey of land, Abstract No. 852, in Hardeman county, Texas."

Senate Concurrent Resolution No. 4, petitioning the Congress of the United States of America to call a convention to propose amendments to Constitution of the United States.

Senate bill No. 290, "An Act to amend Article 4968 (4584), Title CII, Chapter 4, of the Revised Statutes of 1893, relating to estraves."

House bill No. 827, "An Act to amend Section 40, of an act entitled 'An Act to provide a charter for the city of Houston, Harris county, Texas,' the same being Chapter 7, of the Special Acts of the Regular Session of the Twenty-fifth Legislature, and to add thereto Section 40a, authorizing the creation of the office of boiler inspector, and Section 40b, empowering the city council to provide for refunding money heretofore paid for paving assessments under the front foot rule heretofore existing, and to repeal all laws and parts of laws in conflict herewith."

COMMITTEE REPORTS.

Committee Room, Austin, Texas, May 23, 1899.

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

Sir: Your Judiciary Committee No. 1, to whom was referred Senate bill No. 331, A bill to be entitled "An Act defining a further cause of continuance in civil and criminal cases, and to declare an emergency."

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

WOOTEN, Chairman.

Committee Room, Austin, Texas, May 23, 1899.

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

Sir: Your Judiciary Committee No. 2, to whom was referred House bill No. 847, A bill to be entitled "An Act to amend Article 5001, Chapter 5, Title CII, of the Revised Civil Statutes of the State of Texas of 1895, relating to stock laws."

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 29, 1899.

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

Sir: Your Committee on Engrossed Bills, to whom was referred Senate bill No. 291, A bill to be entitled "An Act to amend Chapter 6, Title XVII, of the Penal Code of the State of Texas, by adding thereto Articles 839a, 845a, 845b and 845c, defining and punishing the crime of burglary of a private residence at night."

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

BRIDGES, Acting Chairman.

Committee Room, Austin, Texas, May 20, 1899.

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

Sir: Your Committee on Engrossed Bills, to whom was referred...
House bill No. 843, A bill to be entitled "An Act to amend Article 5018, Title CVII, of the Revised Civil Statutes of the State of Texas, prescribing penalties against trusts and conspiracies against trade."

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

Committee Room, Austin, Texas, May 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. 517, A bill to be entitled "An Act granting permission to W. H. Owen to bring suit against the State of Texas in the District Court of Travis county to ascertain and determine the amount, if any, due him for allowances as quartermaster and commissary of the frontier battalion from the 1st day of April, 1895, to the 1st day of February, 1899, for his traveling expenses and other contingent expenses."

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

Committee Room, Austin, Texas, May 20, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

SIR: Your Committee on Engrossed Bills, to whom was referred House bill No. 135, A bill to be entitled "An Act to amend Article 788, Chapter 3, of the Penal Code of the State of Texas, relating to the use of animals without the consent of the owner."

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

Committee Room, Austin, Texas, May 22, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

SIR: Your Committee on Enrolled Bills, to whom was referred House bill No. 783, A bill to be entitled "An Act to provide a more efficient system for working the public roads of Bowie county, regulating 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 enrolled, and I have this day, at 11:15 o'clock a.m., presented the same to the Governor.
RUSSELL, Acting Chairman.

Committee Room, Austin, Texas, May 23, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

SIR: Your Committee on Enrolled Bills, to whom was referred House bill No. 827, A bill to be entitled "An Act to amend Section 40, of an act entitled 'An Act to provide a charter for the city of Houston, Harris county, Texas,' the same being Chapter 7, of the special acts of the Regular Session of the Twenty-fifth Legislature, and to repeal all laws and parts of laws in conflict therewith, and to declare an emergency."

Have carefully examined said bill, and find the same correctly enrolled, and I have this day, at 11:45 o'clock a.m., presented the same to the Governor.
LIVSEY, Acting Chairman.

REPORT OF SPECIAL COMMITTEE TO VISIT CONFEDERATE HOME.

Committee Room, Austin, Texas, May 16, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

SIR: We, your Special Committee appointed to visit the Confederate Home, beg leave to report that we have, both as citizens and as committeemen, several times visited the Home. We have talked with many of the inmates, and in most instances have found them contented and as well satisfied as they could be under the circumstances, considering that they are old, many of them infirm, and separated from all family enjoyments in life.

We are pleased to report that all that could be done by the State for the comfort of these old heroes and defenders of Southern institutions, Southern homes and Southern life has been and is being done. The management under the pres-
ent superintendent, Judge R. Y. King, seems to be efficient and well received by all, and we congratulate the inmates for having in authority over them this good man, whom, we believe, will do all he can, to the end that each and every one of the inmates shall receive the care and attention intended to be meted out to them by the State of Texas.

We also find the sick and those in need of medical attention are under the care of an honorable citizen and veteran, Dr. Hill, who is ready at all times to administer to the ailments and wants of our honored guests, and if possible pour oil into the expiring lamps of life of those under his charge.

It has afforded the members of the committee a great deal of pleasure in the discharge of the duties imposed upon them with reference to this institution, to mingle with the noble veterans of the lost cause who reside there, and our experience and observations have afforded fresh inspiration for pride in the liberal policy of our State in providing for their comfort and welfare.

In conclusion may we be permitted to express the hope that their rights and interests will ever be jealously guarded by the executive and legislative authorities of our government, and that nothing will be neglected that is within the power of the State to improve their condition and brighten their declining days, thereby proving the gratitude of a generous and patriotic people for these grand men, who suffered and sacrificed so much for Texas and our Southland, and brought such honor and glory upon the name of our great commonwealth.

All of which is respectfully submitted.

Mr. Adams moved to adjourn until 9 a.m. tomorrow, and the motion was lost. On motion of Mr. Sutherland, the House, at 12:40 p.m., took recess until 3 o'clock p.m. today.

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**AFTEFRNOON SESSION.**

The House met at expiration of recess, and was called to order by the Speaker. Pending question—House bill No. 97, on its passage to engrossment, with amendment by Mr. Savage pending.

The Speaker laid the same before the House.

**Mr. Childs moved the previous question, and the main question was ordered. Question first recurred on the amendment, and it was lost.**

On final passage of the bill, yeas and nays were demanded by Mr. Wells, Mr. Lane and Mr. Chambers.

The bill was passed by the following vote:

**Yeas—61.**


**Nays—27.**


Mr. Adams moved to adjourn until 9 a.m. tomorrow, and the motion was lost. On motion of Mr. Sutherland, the House, at 12:40 p.m., took recess until 3 o'clock p.m. today.

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**Mr. Adams moved to adjourn until 9 a.m. tomorrow, and the motion was lost.**

On motion of Mr. Sutherland, the House, at 12:40 p.m., took recess until 3 o'clock p.m. today.

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**AFTERNOON SESSION.**

The House met at expiration of recess, and was called to order by the Speaker. Pending question—House bill No. 97, on its passage to engrossment, with amendment by Mr. Savage pending.

The Speaker laid the same before the House.
Mr. Childs moved to reconsider the vote by which House bill No. 97 was passed, and to table the motion to reconsider.

The motion to table prevailed.

On motion of Mr. Grogan, the regular order of business was suspended to take up and place on its second reading, House bill No. 844, A bill to be entitled "An Act to amend Article 386c, Title XVIII, Chapter I, of the Revised Civil Statutes of the State of Texas of 1895, relating to validating certain incorporations of cities and towns."

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

Mr. Grogan moved to substitute Senate bill No. 360 for the bill under consideration, pending which, on motion of Mr. Grogan, further consideration of the bill was postponed until 4:30 o'clock p. m. today.

On motion of Mr. Willacy, the regular order of business was suspended to take up and place on its second reading, House bill No. 847, A bill to be entitled "An Act to amend Article 5001, Chapter 5, Title CH, of the Revised Civil Statutes of the State of Texas, relating to stock laws."

On motion of Mr. Willacy, House Rule No. 31, requiring that all bills reported favorably by committees should be printed and laid on the desk of each member before being considered by the House, was suspended in order to take up and consider this bill.

Mr. Willacy moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that House bill No. 847 be put on its second reading and passage to engrossment.

The motion prevailed by the following vote:

<table>
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<tr>
<th>Yeas</th>
<th>Absent—Excused</th>
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Hon. J. S. Sherrill, Speaker.

Allen of Hopkins. Barrett.
Ayers. Beaty.

Bennett. Nolan.
Browne. Palmer.
Caldwell. Phillips, Lampassas.
Calvin. Phillips of Camp.
Clements. Pitts.
Culp. Poole.
Dean. Powell.
Deren. Prince.
Dies. Ratcliff.
Dorrough. Robertson of Bell.
Eckols. Rochelle.
Ellis. Russell.
Goodlett. Savage.
Goodman. Schluter.
Grogan. Scurry.
Hamilton. Shannon.
Henderson, Brazos. Shelburne.
Henderson, Brazos. Smith of Grayson.
Henderson, Brazos. Smith of Collin.
Howard. Staples.
Hurley. Stripling.
Jones. Sutherl.
Kennedy. Taxington.
Kittrell. Tarver.
Lake. Tate.
Lan. Teagle.
Lillian. Terrell.
Looney. Thomas of Wise.
Loyd. Thomas of Fannin.
Marsh. Tolbert.
Maxwell. Tompkins.
McKamy. Tucker.
McKellar. Vaugh.
Meitzen. Walton.
Mercer. Wells.
Morris. Wheel.
Morrow. Willacy.
Murphy. Willrodt.
Neff. Wooten.

Absent—Excused.

Bean. McClellan.
Collins. McDowell.
Conoly. Oliver.
Evans. Peery.
Garrett. Shropshire.
Henderson, Lamar. Stewart.
Masterson. Wright.
McAnally.
The bill was ordered engrossed. House bill No. 847 read third time, and passed by the following vote:

Yea-94:


Nay-39:

Absent—Excused.

Bean, Collins.

The bill was then laid before the House. Mr. Schluter then moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that Senate bill No. 331 be placed on its second reading and passage to a third reading.

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

Yea-55:

Mr. Bridgers, by consent, offered the following RESOLUTION.

Whereas, The report of the Free Conference Committee on the appropriation bill is reported by members of said committee as having been finished this morning; and
Whereas, Is now said to be held for the purpose of printing said report; therefore, be it
Resolved, That said committee be requested to send its report to this House for such action as the House may deem best, for the reason that much valuable time can be saved if it should appear that the report can be acted on without printing same.

Signed—Pitts, Bridgers, Smith of Grayson, Chambers, Lane, Caldwell, Meitzen, Murphy, Mercer, Thomas of Wise, Poole, Prince.

Read second time, and tabled on motion of Mr. Childers.

On motion of Mr. Bailey, the regular order of business was suspended to take up, and place on its second reading and passage to a third reading, Senate bill No. 274, A bill to be entitled "An Act to create a more efficient road system for the county of De Witt."

The bill was laid before the House, read second time, and passed to a third reading.

Mr. Bailey moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that Senate bill No. 274 be put on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—92.
Hon. J. S. Sherrill, Speaker.

Adams. Marsh.
Allen of Colorado. Maxwell.
Allen of Hopkins. McKellar.
Ayers. Meitzen.
Bailey. Mercer.
Bolton. Monroe.
Barbee. Monroe.
Barrett. Morris.
Beaty. Morrow.
Bridgers. Murphy.
Brown. Neff.
Caldwell. Palmer.
Chambers. Pfeiffer.
Childs. Poole.
Childs. Lampassas.
Pitts. Pitta.
Collins. Poole.
Clements. Prince.
Cooper. Robertson.
Cooke. Robertson.
Clements. Bell.
Cross. Rochelle.
Culp. Sansom.
Dean. Seur.
Dekker. Shannon.
Deren. Shelburne.
Dies. Smith of Grayson.
Doroth. Smith of Collin.
Dorothy. Stripling.
Dorothy. Sutherland.
Dorothy. Tarkington.
Dorothy. Tate.
Dorothy. Teague.
Dorothy. Terrell.
Dorothy. Henderson, Brazos.
Dorothy. Thomas of Wise.
Dorothy. Howard.
Dorothy. Tompkins.
Dorothy. Tucker.
Dorothy. Vaughan.
Dorothy. Walton.
Dorothy. Walls.
Dorothy. Whelos.
Dorothy. Willacy.
Dorothy. Willrodt.
Dorothy. Wright.
Dorothy. Wooten.
Dorothy. Absent.

Bennett.
Blount.
Bolton.
Crawford.
Ellis.
Frost.
Garner.
Gill.
Grubbs.

Absent—Excused.
Bean. McAnally.
Collins. McClellan.
Conolly. McDowell.
Evans. Oliver.
Garrett. Peery.
Henderson, Lamar. Shropshire.
Masterson. Wright.

Bennett.
Blount.
Bolton.
Crawford.
Ellis.
Frost.
Garner.
Gill.
Grubbs.

“An Act to create a more efficient road system for the county of De Witt.”

The bill was laid before the House, read second time, and passed to a third reading.

Mr. Bailey moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that Senate bill No. 274 be put on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—92.
Hon. J. S. Sherrill, Speaker.

Adams. Marsh.
Allen of Colorado. Maxwell.
Allen of Hopkins. McKellar.
Ayers. Meitzen.
Bailey. Mercer.
Barbee. Monroe.
Barrett. Morris.
Beaty. Morrow.
Bridgers. Murphy.
Brown. Neff.
Caldwell. Palmer.
Chambers. Pfeiffer.
Childs. Poole.
Childs. Lampassas.
Pitts. Pitta.
Collins. Poole.
Clements. Prince.
Cooper. Robertson.
Cooke. Robertson.
Clements. Bell.
Cross. Rochelle.
Culp. Sansom.
Dean. Seur.
Dekker. Shannon.
Deren. Shelburne.
Dies. Smith of Grayson.
Doroth. Smith of Collin.
Dorothy. Stripling.
Dorothy. Sutherland.
Dorothy. Tarkington.
Dorothy. Tate.
Dorothy. Teague.
Dorothy. Terrell.
Dorothy. Henderson, Brazos.
Dorothy. Thomas of Wise.
May 23, 1899

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McFarland. Ratcliff.
McKamy. Rogers.
Murray. Russell.
Nolan. Savage.
Parish. Staples.
Phillips of Camp. Tarver.

Absent—Excused.
Bean. McClellan.
Conoly. McDowell.
Evans. Oliver.
Garrett. Peery.
Henderson, Lamar. Shropshire.
Masterson. Stewart.
McAnally. Wright.

Senate bill No. 274 laid before the House, on its third reading and final passage.

Read third time, and passed.

Mr. Bailey moved to reconsider the vote by which Senate bill No. 274 was passed, and to table the motion to reconsider.

The motion to table prevailed.

On motion of Mr. Tompkins, the regular order of business was suspended to take up, and place on its second reading, House bill No. 379, A bill to be entitled "An Act to amend Chapter 159, General Laws of the State of Texas, passed at the Regular Session of the Legislature of 1879, entitled 'An Act to provide for the organization and support of a normal school at Prairie View (formerly called Alta Vista), in Waller county, for the preparation and training of colored teachers.'"

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

The committee report was adopted.

Mr. Tompkins offered the following amendments to the bill:

(1) "Amend committee substitute for House bill No. 379, as follows:
"Strike out the word 'one-half,' in line 30, on page 1, and insert in lieu thereof the word 'one-third.'"

Adopted.

(2) "Amend committee substitute for House bill No. 379, as follows:
"Add after the word "admission," in line 21, page 1, the following: 'Provided, the said school shall hereafter be called and known as Prairie View State Normal and Industrial College.'"

Adopted.

(3) "Amend committee substitute for House bill No. 379, as follows:
"Section 2. The near approach of the end of the session and the crowded condition of the calendar of both houses of this Legislature, and the improbability that this bill can be reached in its order on three several days in each house, and the great need and demand for the passage of this act, creates an emergency and an imperative public necessity exists requiring the suspension of the constitutional rule that all bills be read on three several days in each house, and said rule is suspended.'"

Adopted.

The bill was ordered engrossed.

Mr. Tompkins moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that Substitute House bill No. 379 be put on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—89.
Hon. J. S. Sherrill, Speaker.

Adams. Loyd.
Allen of Colorado. Maxwell.
Allen of Hopkins. McKellar.
Ayers. Meitzen.
Barbee. Mercer.
Barrett. Monroe.
Beaty. Morris.
Blount. Morrow.
Bolin. Murphy.
Bridgers. Neff.
Caldwell. Palmer.
Calvin. Pfeiffer.
Childers. Pitts.
Childs. Poole.
Clements. Powell.
Cocke. Prince.
Cole. Ratcliff.
Cross. Robertson, Harrison.
Dean. Rochelle.
Decker. Sansom.
Derden. Savage.
Ding. Schluter.
Dorrough. Secory.
Eckols. Shannon.
Ellis. Shelburne.
Ellis. Smith of Grayson.
Goodlett. Staples.
Gordon. Tarkington.
Graham. Tarver.
Greenwood. Tate.
Grogan. Teagle.
Hamilton. Terrell.
Henderson, Brazos. Thomas of Wise.
Howard. Thomas of Fannin.
Hurley. Tolbert.
Jones. Tompkins.
Kennedy. Tucker.
Kittel. Vaughn.
Lake. Walton.
Lane. Wells.
Lillard. Whelless.
Little. Wilford.
Livsey. Wooten.
The following bill reported from the Senate today was read first time, and referred to the appropriate committee, viz.:

Senate bill No. 360, to the Committee on Towns and City Corporations.

COMMITTEE REPORT.

Committee Room,
Austin, Texas, May 23, 1899.
Hon. J. S. Sherrill, Speaker of the House of Representatives.

Sir: Your Committee on Towns and City Corporations, to whom was referred Senate bill No. 360, A bill to amend Article 386c, Title XVIII, Chapter 1, Revised Civil Statutes of the State of Texas, 1895, relating to validating certain incorporations of cities and towns,

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

SMITH of Grayson, Acting Chairman.

The Speaker laid before the House, as special order for the hour, 4:30 p.m., House bill No. 844, on its passage to engrossment, with motion of Mr. Grogan to consider in lieu of same, Senate bill No. 360 (see committee report above).

The motion prevailed.

Mr. Grogan then moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that Senate bill No. 360 be put on its second reading and passage to a third reading.

The motion prevailed by the following vote:

Yeas-89.

Nays-2.

Hon. J. S. Sherrill, Speaker.

Allen of Colorado. Monroe.
Allen of Hopkins. Morris.
Barbee. Murphy.
Barrett. Neff.
Bolin. Nolan.
Bridgers. Palmer.
Brown. Parish.
Caldwell. Pfeiffer.
Calvin. Phillips, Lampassas.
Chamber. Phillips of Camp.
Childs. Pitts.
Clements. Fowl.
Cocke. Prince.
Cole. Ratliff.
Dean. Robertson, Harrison.
Dier. Robertson of Bell.
Doroh. Rochelle.
Eckols. Sansom.
Ellis. Savage.
Goodlett. Schluter.
Gordon. Scary.
Greenwood. Shannon.
Grogan. Shelburne.
Hamilton. Smith of Collin.
Henderson, Brazos. Sutherland.
Howard. Tarkington.
Hurley. Tarver.
Jones. Tate.
Kennedy. Teagle.
Kittrell. Terrell.
Lake. Thomas of Wise.
Lane. Thomas of Fannin.
Lillard. Tolbert.
Little. Tompkins.
Looney. Vaughan.
Loyd. Walton.
McKellar. Wells.
McItzen. Wheelless.
Meeten. Wooten.

Blount.

Childers.

Absen.
MESSAGE FROM THE SENATE.

Senate Chamber.
Austin, Texas, May 23, 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. 845, A bill to be entitled "An Act to amend Article 5318, Title XVIII, of the Revised Civil Statutes of the State of Texas, prescribing penalties against trusts and conspiracies against trade."

House bill No. 826, A bill to be entitled "An Act to make it a penal offense for any person to alter, change, destroy or mutilate any public record or documents authorized, required or permitted by law to be kept by any officer within this State, and to fix the punishment therefor."

House bill No. 811, A bill to be entitled "An Act to require all manufacturers or dealers in manufactured wheat and corn products in original packages, and all manufacturers of flour and meal and feed from the above enumerated products, when offering the same for sale, to mark contents and net weight on each package; and prescribing a penalty for the violation of the provisions of this act."

House bill No. 584, A bill to be entitled "An Act to amend Section 18, Chapter 77, of the Acts of the Twenty-fifth Legislature of the State of Texas of 1895, relating to the construction and maintenance of drains, ditches and water courses, and for the improvement and enlargement of natural drainage, etc."

J. P. Pool,
Secretary of the Senate.

Senate bill No. 360 laid before the House, on its second reading and passed to a third reading.
Read second time, and passed to a third reading.
Senate bill No. 360 read third time, and passed by the following vote:

Yeas—88.

Russell.
Smith of Grayson.
Staples.
Bean.
Collins.
Conoly.
Evans.
Garrett.
Henderson, Lamar.
Masterson.
McAnally.

Abstain—Excused.

Smith of Grayson.
Staples.
E:tripling.
Willrodt.

Adams.
Allen of Colorado.
Allen of Hopkins.
Ayers.
Bailey.
Barbee.
Barrett.
Beaty.
Bolin.
Bridgers.
Browne.
Caldwell.
Chambers.
Childers.
Clements.
Cocke.
Crawford.
Cross.
Culp.
Dean.
Derden.
Died.
Dorreh.
Eckols.
Ellis.
Prest.
Goodlett.
Gordon.
Greenwood.
Grogan.
Henderson, Brazos.
Howard.
Jones.
Kennedy.
Kittrell.
Lake.
Lan.
Lillard.
Livesey.
Looney.
Marsh.
Maxwell.
McKellar.
Meitzen.

Absent—Excused.

Hon. J. S. Sherrill, Speaker.
Adams.
Allen of Colorado.
Allen of Hopkins.
Ayers.
Bailey.
Barbee.
Barrett.
Beaty.
Bolin.
Bridgers.
Browne.
Caldwell.
Chambers.
Childers.
Clements.
Cocke.
Crawford.
Cross.
Culp.
Dean.
Derden.
Died.
Dorreh.
Eckols.
Ellis.
Prest.
Goodlett.
Gordon.
Greenwood.
Grogan.
Henderson, Brazos.
Howard.
Jones.
Kennedy.
Kittrell.
Lake.
Lan.
Lillard.
Livesey.
Looney.
Marsh.
Maxwell.
McKellar.
Meitzen.

Absent—Excused.

Bean.
Collins.
Conoly.
Evans.
Garrett.
Mr. Grogan moved to reconsider the vote by which Senate bill No. 360 was passed, and to table the motion to reconsider.

The motion to table prevailed.

On motion of Mr. Clements, the regular order of business was suspended to take up, and place on its second reading and passage to a third reading, Senate bill No. 335, A bill to be entitled "An Act to amend Article 1544, Chapter 2, Title XXXII, of the Revised Civil Statutes of Texas, and to repeal all laws and parts of laws in conflict herewith."

The bill was laid before the House, was read second time, and was passed to a third reading.

Mr. Clements moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that Senate bill No. 335 be put on its third reading and final passage.

The motion prevailed by the following vote:

(Mr. McKamy in the chair.)

Yeas—87.

Hon. J. S. Sherrill, Speaker.

Adams. 
Allen of Colorado. 
Allen of Hopkins. 
Ayers. 
Bailey. 
Barrett. 
Beaty. 
Bolin. 
Caldwell. 
Calvin. 
Chambers. 
Clements. 
Cocke. 
Collins. 
Crawford. 
Culp. 
Dean. 
Derden. 
Dies. 
Dorroh. 
Eckols. 
Ellis. 
Frost. 
Goodlett. 
Gordon. 
Graham. 
Greenwood. 
Grubs. 
Howard. 
Hurley. 
Jones. 
Kennedy. 
Kittrell. 
Lake. 
Lane. 

Smith of Collin. 
Sutherland. 
Tate. 
Teagle. 
Terrell. 
Thomas of Wise. 
Thomas of Fannin. 
Tolbert. 

Mr. Grogan. 

Barbee. 
Bennett. 
Blount. 
Bridgers. 
Brown. 
Childers. 
Childs. 
Cleo. 
Cross. 
Decker. 
Garner. 
Gill. 
Goodman. 
Grogan. 

Absent—Excused.

Bean. 
Conolly. 
Evans. 
Garrett. 
Henderson, Lamar. 
Masterson. 
McAnally. 

Hon. J. S. Sherrill, Speaker.

Allen of Colorado. 
Allen of Hopkins. 
Ayers. 
Bailey. 
Barbee. 
Barrett. 
Beaty. 
Bolin. 
Bridgers. 
Caldwell. 
Chambers. 
Clements. 
Cocke. 
Collins. 
Crawford. 
Culp. 
Dean. 
Derden. 
Dies. 
Dorroh. 
Eckols. 
Ellis. 
Frost. 
Goodlett. 
Gordon. 

Smith of Collin. 
Sutherland. 
Tate. 
Teagle. 
Terrell. 
Thomas of Wise. 
Thomas of Fannin. 
Tolbert. 

Mr. Grogan. 

Barbee. 
Bennett. 
Blount. 
Bridgers. 
Brown. 
Childers. 
Childs. 
Cleo. 
Cross. 
Decker. 
Garner. 
Gill. 
Goodman. 
Grogan. 

Absent—Excused.

Bean. 
Conolly. 
Evans. 
Garrett. 
Henderson, Lamar. 
Masterson. 
McAnally. 

Hon. J. S. Sherrill, Speaker.

Allen of Colorado. 
Allen of Hopkins. 
Ayers. 
Bailey. 
Barbee. 
Barrett. 
Beaty. 
Bolin. 
Bridgers. 
Caldwell. 
Chambers. 
Clements. 
Cocke. 
Collins. 
Crawford. 
Culp. 
Dean. 
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Dies. 
Dorroh. 
Eckols. 
Ellis. 
Frost. 
Goodlett. 
Gordon. 

Smith of Collin. 
Sutherland. 
Tate. 
Teagle. 
Terrell. 
Thomas of Wise. 
Thomas of Fannin. 
Tolbert. 

Mr. Grogan. 

Barbee. 
Bennett. 
Blount. 
Bridgers. 
Brown. 
Childers. 
Childs. 
Cleo. 
Cross. 
Decker. 
Garner. 
Gill. 
Goodman. 
Grogan. 

Absent—Excused.

Bean. 
Conolly. 
Evans. 
Garrett. 
Henderson, Lamar. 
Masterson. 
McAnally. 

Hon. J. S. Sherrill, Speaker.
May 23, 1899

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<td>McAnally.</td>
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**Nays—1.**

Calvin. Absent.

Adams. Little.

Bennett. Livsey.


Browne. Morris.

Childers. Morrow.

Childs. Murray.

Culp. Parish.

Derdan. Pfeuffer.


Gill. Rogers.

Grogan. Savage.

Henderson, Brazos. Excused.

Bean. McClellan.

Collins. McDowell.

Conoly. Oliver.

Evans. Peery.

Garrett. Shropshire.

Henderson, Lamar. Stewart.

Masterson. Willacy.

McAnally. Wright.

**MESSAGE FROM THE SENATE.**

Senate Chamber,

Austin, Texas, May 23, 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 bill, to wit:

House bill No. 291, A bill to be entitled "An Act to amend Chapter 6, Title XVII, of the Penal Code of the State of Texas, by adding thereto Articles 592a, 595a, 845b and 846, defining and punishing the crime of burglary of a private residence at night," with amendments.

J. P. Pool,

Secretary of the Senate.

On motion of Mr. Kittrell, the regular order of business was suspended to take up, and place on its second reading and passage to a third reading.

Senate bill No. 286. A bill to be entitled "An Act to fix and define the limitation of time wherein suits for taxes may be brought, and to declare that taxes for the recovery of which suit is not brought within such time shall be conclusively presumed to have been paid, and to forbid any action therefor, and repeal all laws and parts of laws in conflict herewith."

The bill was laid before the House, was read second time, and was passed to a third reading.

Mr. Wooten moved to suspend the constitutional rule requiring bills to be read on three several days in each house, and that Senate bill No. 286 be put on its third reading and final passage.

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

**Yeas—98.**

Hon. J. S. Sherrill, Speaker.

Allen of Colorado. Lillard.

Allen of Hopkins. Livsey.

Ayars. Looney.

Bailey. Loyd.

Barbee. Marsh.

Barrett. Maxwell.

Beaty. McKamy.

Blount. Meitzen.

Bolin. Mercer.

Caldwell. Monros.

Calvin. Morris.

Chambers. Murphy.

Clements. Neff.


Crawford. Pfeuffer.


Culp. Pitts.

Dean. Prince.

Decker. Ratcliff.

Derden. Robertson of Bell.

Dies. Russell.

Dorothy. Savage.

Dorothy. Schluter.

Frost. Shannon.

Gordon. Shelburne.

Graham. Smith of Grayson.

Greenwood. Sutherland.

Grogan. Teagle.

Henderson, Lamar. Terrell.

Howard. Tompkins.

Hurley. Vaughn.

Jones. Wooten. 

Kittrell. Wholess.

Lane. Wooten.

**Nays—20.**

Adams. Lake.

Bridgers. Little.

Bridgers. McKellar.

Bridgers. Morrow.

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

Senate bill No. 278, "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."

House bill No. 817, "An Act to amend an Act known as House bill No. 444, enacted by the Twenty-sixth Legislature, providing for a more efficient road system for Liberty county, Texas."

House bill No. 832, "An Act to amend Article 3433, of the Revised Statutes of the State of Texas of 1895, relating to the organization of militia."

House bill No. 790, "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 the said county."

Mr. McKamy in the chair.

Mr. Robertson of Bell called up House bill No. 291, reported from the Senate with amendments.

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

Mr. Ratcliff moved to suspend the regular order of business to take up and place on its second reading—

House bill No. 41, A bill to be entitled "An Act to require penitentiary agents in charge of convict farms to help keep the public roads in good condition by working them."

The motion to suspend was lost.

REPORT OF THE FREE CONFER­ENCE COMMITTEE ON SEN­ATE BILL NO. 187
WITHDRAWN.

Mr. Schluter, for the Free Conference Committee on part of the House on Senate bill No. 187, asked leave to withdraw for correction the report of the committee on said bill, and the request was granted.

(Speaker in the chair.)

Mr. Pitts moved to adjourn until 9:30 a. m. tomorrow, Mr. Adams until 9 a. m. tomorrow, Mr. Childers until 3 p. m. tomorrow, and Mr. Tate until 2 p. m. tomorrow.

Question recurring on the longest times first, both motions were lost.

At 5:54 p. m., on motion of Mr. Pitts, the House adjourned until 9:30 a. m. tomorrow.

COMMITTEE REPORTS.

Committee Room, Austin, Texas, May 23, 1899.

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

Sir: Your Committee on Revenue and Taxation, to whom was referred House bill No. 848, A bill to be entitled "An Act to amend Article 5066, Title CIV, Chapter 2, Revised Statutes, relating to the rendition, listing and assessment of property for taxation."

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

SCHLUTER, Chairman.

Committee Room,
Austin, Texas, May 23, 1899.

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

Sir: Your Committee on Engrossed Bills, to whom was referred House bill No. 97, A bill to be entitled "An Act to protect workingmen in the right of organization, and the purposes thereof," have carefully examined said bill and find the same correctly engrossed.

THOMAS of Fannin, Acting Chairman.

Committee Room,
Austin, Texas, May 23, 1899.

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

Sir: Your Committee on Engrossed Bills, to whom was referred House bill No. 847, A bill to be entitled "An Act to render more effective and efficient the present 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 the said county," have carefully examined said bill and find the same correctly engrossed.

THOMAS of Fannin, Acting Chairman.

Committee Room,
Austin, Texas, May 23, 1899.

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

Sir: Your Committee on Enrolled Bills, to whom was referred House bill No. 730, A bill to be entitled "An Act to provide for the education of orphans; to provide for the issue of bonds for the construction and maintenance of public roads and highways within the said county," have carefully examined said bill and find the same correctly enrolled.

LIVSEY, Acting Chairman.

Committee Room,
Austin, Texas, May 22, 1899.

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

Sir: Your Committee on Enrolled Bills, to whom was referred House bill No. 817, A bill to be entitled "An Act to amend an Act known as House bill No. 444, enacted by the Twenty-sixth Legislature, creating a more efficient system of public roads and bridges for Liberty county; providing for the issuance of bonds by said county for the purpose of constructing permanent public roads; to authorize the investment of the permanent school funds of the State and of said county in such bonds; to prescribe and define the powers and duties of the commissioners court in reference thereto, and to validate public roads heretofore laid out and established in said county," have carefully examined said bill and find the same correctly enrolled, and I have this day, at 3:45 o'clock p.m., presented the same to the Governor.

LIVSEY, Acting Chairman.