H. C. R. No. 35, Recommending that the Texas Congressional delegation in Washington oppose the bills now under consideration which would provide federal financial assistance to local school districts, whether for construction of classroom facilities, supplementing teachers' salaries, or for other similar purposes; etc.

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

THIRTY-THIRD DAY
(Tuesday, March 5, 1957)

The House met at 10:00 o'clock a.m. pursuant to adjournment, and was called to order by the Speaker.

The roll of the House was called, and the following Members were present:

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this day, grant that in every hour of it, we may stay close to Thee. Let us today embark on no undertaking that is not in line with Thy will, for us here and the whole State of Texas. Bestow Thy grace upon the presiding officer, the members and the servants of this Body. Illuminate our minds and direct our thinking, that our thoughts and our actions may merit Thy blessings. For our Lord Christ's sake.—Amen”

LEAVES OF ABSENCE GRANTED

The following Members were granted leave of absence on account of important business:

Mr. Pipkin for today on motion of Mr. Murray.

Mr. Hosey for today on motion of Mr. Schwartz of Galveston.

Mr. Ford was granted leave of absence for today on account of illness on motion of Mr. Blaine.

MESSAGE FROM THE SENATE

Austin, Texas, March 5, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

S. J. R. No. 2, Authorizing the creation of a city wide hospital district in the city of Amarillo.

S. C. R. No. 10, Requesting the Texas Legislative Council to study the traffic accident problem in Texas etc.

S. B. No. 93, Authorizing A & M College to purchase land for a forest tree seedling nursery; and declaring an emergency.

S. B. No. 225, Relating to issuance of manufacturers licenses in dry territories; and declaring an emergency.

S. B. No. 219, Relating to Private Carrier Permit for transportation of liquor; and declaring an emergency.

S. B. No. 251, Prohibiting certain acts of pollution of the waters of Lake Lavon in Collin County; and declaring an emergency.

S. B. No. 257, Relating to importation of liquor into the State; and declaring an emergency.

S. B. No. 290, Constituting a local highway maintenance law for Dallas County; and declaring an emergency.

S. B. No. 293, Authorizing execution of a highway right of way easement in Walker County; and declaring an emergency.

Respectfully,

CHARLES SCHNABEL,
Secretary of the Senate.

H. B. No. 399 ORDERED PRINTED ON MINORITY REPORT

Mr. Parish moved to print H. B. No. 399 on minority report.

The motion prevailed.

Mr. Parish moved to reconsider the vote by which the motion to print H. B. No. 399 on minority report prevailed and to table the motion to reconsider.

The motion to table prevailed.

COMMENDING W. B. RAY HIGH SCHOOL TEXAS HISTORY AND ECONOMICS CLASSES FOR VISIT

Mr. Hale offered the following resolution:

H. S. R. No. 219

Whereas, The Texas History and Economics classes of W. B. Ray High School of Corpus Christi, Texas, accompanied by their teachers, Mrs. Fred B. Norris, Mrs. Yona Bird, Mr. W. C. Box, and Mr. John Gilligan, are visiting the State Capitol in Austin on today, March 5th; and

Whereas, These fine young Americans are on an educational tour to observe and learn the workings of their State Government; and

Whereas, It is the desire of the Texas House of Representatives to
March 5, 1957

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commend this group on their interest in our government; now therefore, be it

Resolved, That we officially recognize their visit and that a copy of this Resolution be sent to them.

HALE, FORSYTH, WOOLSEY, GLUSING.

The resolution was read and was adopted.

TO PROVIDE THAT THE COMMITTEE ON REPRESENTATION BEFORE THE LEGISLATURE SHALL CONDUCT CERTAIN INVESTIGATION

Messrs. Storey and Kennedy offered the following resolution:

H. S. R. No. 213

Whereas, On February 27, 1957 by House Simple Resolution No. 204, a committee of the House of Representatives was authorized to make a full, fair and impartial Investigation regarding charges against a member of the House of Representatives in order that speedy action be taken with respect thereto; and

Whereas, Such member has now tendered his resignation as a member of the House of Representatives; and

Whereas, Testimony was produced before such committee which indicated that from $39,000 to $56,000 was spent by an organization, then engaged in representation before the Legislature, during the 54th session of the Legislature; and

Whereas, Such testimony before the committee appointed under the provisions of the above referred to resolution has cast a reflection upon the House of Representatives as a whole and inferred that other members of the House of Representatives as well as those then engaged in representation before the Legislature have violated rules of conduct and propriety; and

Whereas, Public opinion demands further and thorough public investigation of said charges and allegations; and

Whereas, There is a standing committee of the House of Representatives, consisting of five (5) members, appointed by the Speaker, known as the Committee on Representation Before the Legislature; and

Whereas, The members of the House of Representatives desire that a full, complete, and unbiased investigation of all such charges involving representation before the Legislature should be instituted promptly and conducted continuously until all the facts pertaining thereto have been investigated and brought to the attention of the full membership of the House; now therefore be it

Resolved by the House of Representatives of the 55th Legislature:

1. That the standing committee of the House of Representatives known as the Committee on Representation Before the Legislature conduct a prompt and full investigation into all facts concerning the above referred to charges and allegations and report its findings and recommendations from time to time as it deems expedient and proper.

2. That said committee shall have power to formulate its own rules of procedure and evidence, and to meet at such times and places as it may deem best, with meetings open to the public.

3. That said committee shall have power to issue process for witnesses anywhere in this State, and to compel their attendance; and further that said committee shall have power to require the production of any paper or material whatsoever pertinent to this investigation, including recordings, and that upon the disobedience of any subpoena said committee shall have full power to issue attachments which may be addressed to and served by either the Sergeant-At-Arms appointed by said committee or any sheriff or constable of this State.

4. That witnesses attending sessions of this committee under process shall be allowed mileage and per diem as provided by the Rules of the House.

5. That said committee shall have power and authority to employ and compensate, as it may deem proper,
investigators, stenographers, and other employees as it may deem necessary, and it shall be the duty of said committee to keep a complete record of testimony before it as well as a record of its findings and recommendations.

6. That all necessary expenses incident to this investigation shall be paid out of the appropriation for the mileage and per diem and contingent expenses of the 55th Legislature, upon the sworn account of persons entitled to receive compensation or expenses as the case may be, when such accounts are approved by the chairman of the committee and the Chairman of the Contingent Expense Committee of the House.

STOREY, KENNEDY.

Mr. Storey moved that H. S. R. No. 213 be laid on the table subject to call.

There was no objection offered and it was so ordered.

PROVIDING THAT THE COMMITTEE APPOINTED PURSUANT TO H. S. R. No. 204 SHALL HAVE AUTHORITY TO INVESTIGATE CERTAIN MATTERS

Mr. Turman offered the following resolution:

H. S. R. No. 215

Whereas, This House of Representatives on February 27, 1967, adopted H. S. R. 204, same being a resolution providing for the appointment of the Committee to conduct an investigation regarding the alleged offer, on the part of a member of the House, to accept a bribe, as reflected in a complaint filed in Justice Court, Precinct No. 3, of Travis County, Texas; and

Whereas, Said resolution instructed the Committee, when appointed, to conduct a prompt and full investigation of the charge made against said member of the House; and

Whereas, The Committee provided for in H. S. R. 204 has been working diligently at its assigned task; and

Whereas, As a result of its investigation to date, certain information has come to light which makes it desirable to increase the scope of the assignment originally given to said committee; therefore, be it

Resolved, By the House of Representatives that the Committee be and is hereby given full authority to investigate any matter brought to its attention through the testimony already given, or which may hereafter be given before it; and be it further

Resolved, That subpoenas issued by the Committee may be served by the Sergeant-at-Arms or any peace officer.

The resolution was read a second time and was adopted without objections.

TO NAME LESLIE CAROLE GREEN AS MASCOT OF THE HOUSE

Mr. Cory offered the following resolution:

H. S. R. No. 216

Whereas, Leslie Carole Green is the charming daughter of Representative Howard Green and Betty Bratton Green; and

Whereas, She was born on February 22, 1962, and is the pride and joy of her father who is the able Representative from Tarrant County and Fort Worth; and

Whereas, It is the custom of the House to name children of Members as Mascots of the Legislature; now, therefore, be it

Resolved, That Leslie Carole Green be named Mascot of the Fifty-fifth Legislature and that her picture be placed in the picture panel with the Members of the House of Representatives.

The resolution was referred to the Committee on Rules.

INVITING THE MELODY MAIDS OF BEAUMONT, TEXAS, TO APPEAR BEFORE A JOINT SESSION OF THE LEGISLATURE

Mr. Smith of Jefferson offered the following resolution:
Whereas, The Melody Maids of Beaumont, Jefferson County, Texas, have won national and international fame and acclaim as Ambassadors of Good Will from the State of Texas to all the world; and

Whereas, This singing group of more than fifty (50) beautiful Texas girls has won the hearts of many thousands on the East and West Coasts in Mexico, and in Europe; and

Whereas, The Melody Maids, a self-sustaining amateur organization, have entertained in Army, Navy and Veteran's Hospitals, and military installations in Germany, Iceland, Greenland, the Hawaiian Islands, and the Islands of the Caribbean, and have been repeatedly honored by the Armed Forces for their outstanding contribution in preserving and sustaining the morale of American servicemen and disabled veterans; and

Whereas, These beautiful Texas girls were again honored last year by special Citation and Certificate of Esteeem from the Department of Defense for patriotic service in providing entertainment for members of the Armed Forces; and

Whereas, In one year the Melody Maids have made more than one hundred sixty program appearances, including national television and radio programs; and

Whereas, Approximately fifty members of the Melody Maids and their Director will be in the City of Austin on the day of April 8; now, therefore, be it

Resolved, That the Melody Maids be invited to appear in concert before a Joint Session of the Legislature at 11 o'clock on the morning of April 9, 1957; and,

Resolved, That a copy of this Resolution be sent to Mrs. Eloise Milan of Beaumont, organizer and director of the Melody Maids, to appear in concert before a Joint Session of the Legislature at 11 o'clock on the morning of April 8, 1957; and,

Resolved, That the Melody Maids be invited to appear in concert before a Joint Session of the Legislature at 11 o'clock on the morning of April 9, 1957; and,

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Resolved, That a copy of this Resolution be sent to Mrs. Eloise Milan of Beaumont, organizer and director of the Melody Maids, to appear in concert before a Joint Session of the Legislature at 11 o'clock on the morning of April 8, 1957; and,
Beginning at a concrete monument at the present northwest corner of the said State of Texas tract of land described in deed of record in Volume 65 at page 248 of the Deed Records of Travis County, Texas;

Thence, with the present north line of the said State of Texas tract, same being the north line of the herein described tract of land, S. 89° 34' E. 80.00 feet to an iron pin at the northeast corner of the herein described tract;

Thence, with the east line of the herein described tract of land, same being the proposed east line of Sunshine Drive, S. 30° 07' W. 1874.70 feet to an iron pin set on the curving west line of Lamar Boulevard, said curve having an angle of intersection of 35° 53', a tangent distance of 422.06 feet and a radius of 1196.28 feet;

Thence, following said curve to the left, an arc distance of 291.89 feet, the subchord of which arc bears E. 39° 17' W. 390.77 feet to a concrete monument at the point of tangency of said curve;

Thence, S. 32° 18' W. 372.98 feet to the southeast corner of the herein described tract, same being a point in the north line of West 49th Street;

Thence, with the north line of West 49th Street, same being the south line of the herein described tract of land, N. 59° 12' W. 18.38 feet to an iron pin set at the southwest corner of this tract, same being the present southwest corner of the State of Texas tract of land; and which iron pin is on the proposed west line of Sunshine Drive;

Thence, with the west line of the said State of Texas tract of land, same being the proposed west line of Sunshine Drive N. 56° 07' E. 2335.68 feet to the point of beginning.

For Street Purposes

Two (2) tracts of land each of the said (2) tracts of land being ten (10.00) feet in width and each being out of and a part of that certain tract of land out of the George W. Spear League in the City of Austin, Travis County, Texas, which was conveyed to the Texas State Department of Health by House Bill No. 149 of the 84th Legislature of the State of Texas each of the said two (2) tracts of land ten (10.00) feet in width being more particularly described as follows:

No. 1 Being all of the north ten (10.00) feet of the said Texas State Department of Health tract of land;

No. 2 Being all of the west ten (10.00) feet of the said Texas State Department of Health tract of land.

For Street Purposes

0.250 of one acre of land, same being out of and a part of that certain tract of land out of the George W. Spear League in the City of Austin, Travis County, Texas, which was conveyed to the Texas State Department of Health by House Bill No. 149 of the 84th Legislature of the State of Texas and which 0.250 of one acre of land is more particularly described by metes and bounds as follows:

Beginning at a concrete monument at the southwest corner of the said Texas State Department of Health tract of land;

Thence, with the west line of the said Texas State Department of Health tract of land, N. 29° 58' E. 15.00 feet to an iron pin, for the northwest corner of the herein described tract of land, said iron pin being on the proposed north line of West 49th Street;

Thence, with the proposed north line of West 49th Street S. 56° 07' E. 829.77 feet to an iron pin set on the east line of the said Texas State Department of Health tract of land, same being the northeast corner of the herein described tract and from which iron pin, a concrete monument at an ell corner of the said Texas State Department of Health tract bears, N. 30° 07' E. 639.56 feet;

Thence, with the east line of the said Texas State Department of Health tract, same being the east line of the herein described tract, S. 59° 07' W. 15.00 feet to a point;

Thence, with the south line of the said Texas State Department of Health tract, same being the south line of the herein described tract, N. 59° 12' W. 639.73 feet to the point of beginning.

For Street Purposes

0.065 of one acre of land, same being out of and a part of that certain tract of land of the George W. Spear League in the City of Austin, Travis
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County, Texas, which was conveyed to the State of Texas School for the Blind by Warranty Deed dated November 3, 1915 of record in Volume 277 at Page 366 of the Deed Records of Travis County, Texas, which 0.955 acre of land is more particularly described by metes and bounds as follows:

Beginning at a concrete monument set at the present most northerly northwest corner of the said Texas State School for the Blind tract of land, same being the northwest corner of the herein described tract of land and the southwest corner of the Texas State Department of Health tract as described in House Bill No. 146 of the 54th Legislature of the State of Texas;

Thence, with the present north line of the said Texas State School for the Blind tract of land same being the north line of the herein described tract and the south line of said Texas State Health Department tract as described in the Deed Records of Travis County, Texas, which was conveyed to the Texas State School for the Blind by Warranty Deed dated January 16, 1887 of record in Volume Q at page 674 of the Deed Records of Travis County, Texas, the centerline of said strip of land fifteen (15.00) feet in width being more particularly described as follows:

Beginning at a point in the south line of the said State of Texas tract of land, same being the north line of West 49th Street and from which point of beginning the southeast corner of the said State of Texas tract bears S. 60° 14' E. 7.50 feet;

Thence, following the centerline of said strip of land fifteen (15.00) feet in width same being a line seven and one-half (7.5) feet west of and parallel to the east line of the said State of Texas tract, with the following two (2) courses:

(1) N. 29° 51' E. 497.32 feet to a point;
(2) N. 30° 06' E. 596.72 feet to a point;

Thence N. 25° 49' E. 372.54 feet to a point;
Thence N. 49° 26' E. 86.20 feet to a point;

Thence following said line seven and one-half (7.5) feet west of and parallel to the east line of the said State Hospital tract, N. 85° 06' E. 1910.64 feet to point of termination on the north line of the said State of Texas tract of land and from which point of termination a concrete monument set at the point of intersection between the centerline of West 49th Street which lies to the east of Guadalupe Street, and a line ten (10.00) feet east of the centerline of Guadalupe Street, bears N. 30° 06' W. 44.81 feet and S. 59° 44' E. 87.66 feet;
And in addition thereto a temporary working space easement twenty (20.00) feet in width to cover period of original installation to be retained adjacent and parallel to the west line of the easement described above.

For Sanitary Sewer Purposes

A strip of land ten (10.00) feet in width, same being out of and a part of that certain tract of land, a portion of the George W. Spear League in the City of Austin, Travis County, Texas, and all of Outlots 82 and 83, Division D of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, according to a map on file in the General Land Office of the State of Texas, which was conveyed to the State of Texas by Warranty Deed dated March 26, 1883 of record in Volume 55 at page 246 of the Deed Records, Travis County, Texas, and being out of and a part of that certain tract of land out of the Thomas Gray Survey in the City of Austin, Travis County, Texas, which was conveyed to the State of Texas by warranty deed dated March 14, 1883 of record in Volume 55 at page 247-248 of the Deed Records, Travis County, Texas; the centerline of the said strip of land ten (10.00) feet in width being more particularly described as follows:

Beginning at a point on the South­east line of Lamar Boulevard and from which point of Beginning a concrete monument at the point of curvature of a curve in the said Southeast line of Lamar Boulevard whose angle of intersection is 38° 55', whose tangent distance is 308.78 feet and whose radius is 1096.58 feet, bears South 71° 10' West 345.25 feet;

Thence South 19° 19' East 51.90 feet to a point;

Thence, South 45° 35' East 601.85 feet to point of termination on the West line of West Guadalupe Street; and from which point of termination the point of curvature of a curve in the West line of the said West Guada­lupe Street whose angle of interce­tion is 24° 43', whose tangent distance is 240.83 feet and whose radius is 1099.10 feet, bears South 3° 33' East 1000.38 feet;

And in addition thereto a temporary working space easement twenty (20.00) feet in width to cover period of original installation to be retained adjacent and parallel to the North line of the easement described above.

For Drainageway Purposes

Four (4) strips of land, each of the said four (4) strips of land being out of and a part of that certain tract of land, a portion of the George W. Spear League in the City of Austin, Travis County, Texas, and all of Outlots 82 and 83, Division D of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, according to a map on file in the General Land Office of the State of Texas, which was conveyed to the State of Texas by Warranty Deed dated March 26, 1883 of record in Volume 55 at page 246 of the Deed Records, Travis County, Texas, the strip of land here­inafter described as No. 1 being fifteen (15.00) feet in width, the strip of land here­inafter described as No. 2 being twenty (20.00) feet in width, the strip of land here­inafter described as No. 3 being thirty (30.00) feet in width, the strip of land here­inafter described as No. 4 being thirty (30.00) feet in width, the centerline of each of the said four (4) strips of land being more particularly described as follows:

No. 1 Beginning at a point on the present North line of the said State of Texas tract; being the southwest corner of Lot 31 of N. A. Ladd Addition according to a map or plat of the said N. A. Ladd Addition of record in Book 3 at page 48 of the Plat Records of Travis County, Texas, from which point of beginning the northeast corner of the said State of Texas tract bears S. 59° 34' East 138.00 feet more or less:

Thence, S. 62° 55' W. 546.26 feet to point of termination;

No. 2 Beginning at a point on the present north line of the said State of Texas tract and from which point of beginning a concrete monument at the present northeast corner of the said State of Texas tract bears N. 59° 34' W. 146.70 feet:

Thence, N. 7° 05' E. 98.88 feet to point of termination, same being point

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of termination of the easement described above as No. 1.
No. 3 Beginning at a point in the northwest line of Lamar Boulevard and from which point of beginning a concrete monument at the point of curvature of a curve whose angle of intersection is 41° 27', whose tangent distance is 414.39 feet and whose radius is 1095.22 feet bears N. 71° 10' E. 24.52 feet; Thence N. 6° 31' E. 38.26 feet to point of termination, same being points of termination of the easements described above as Nos. 1 and 2.
No. 4 Beginning at a point on the W. line of the said State of Texas tract of land, and from which point of beginning a concrete monument at the present northwest corner of the said State of Texas tract bears N. 3° 07' E. 563.56 feet; Thence S. 69° 55' E. 546.13 feet to point of termination on the centerline of the strip of land described above as No. 3; and,
Whereas, The area to the north and west of an 84.12 acre tract of land belonging to the State of Texas, and located in Austin, Travis County, Texas, has in recent years been developed by the construction of houses and paved streets; and,
Whereas, The volume of runoff water which must cross said 84.12 acre tract has been greatly increased by such construction of houses and paved streets; and,
Whereas, The presently existing 25 foot drainage easement across such land is no longer adequate to accommodate such runoff water, thereby causing flooding of such land and the creation of an unhealthy condition and lessening the value of such land; and,
Whereas, It has been determined that adequate drainage for such area will be afforded by an increase in the size of such drainage easement, to a width of 50 feet, and that such increase in width to remove such unhealthy condition may be accomplished by dedicating the following described tract to the City of Austin for Drainage purposes:
For Drainageway Purposes
A strip of land twenty-five (25) feet in width, same being out of and a part of that certain 84.12 acre tract of land out of the James P. Wallace Survey in the City of Austin, Travis County, Texas, which was conveyed to the State of Texas by Warranty Deed dated January 13, 1908 of record in Volume 217 at Page 465, Deed Records, Travis County, Texas, said strip of land being the East Twenty-five (25) feet of that portion of said State of Texas 84.12 acre tract which lies south of the south line of a tract of land out of said 84.12 acre tract which was conveyed by the State of Texas to the Austin Independent School District by patent dated July 18, 1949 of record in Volume 601 at Page 292 of the Deed Records of Travis County, Texas; and,
Whereas, The City of Austin in Travis County, Texas, has in recent years experienced tremendous growth in the form of residential subdivisions in both its northeast and northwest areas, thereby creating a great increase in the amount of east-west traffic which must be handled by a few narrow and crooked cross-town streets; and,
Whereas, The increase of traffic on such narrow and crooked cross-town streets has created serious traffic hazards which threaten the lives and property of persons using such streets; and,
Whereas, The City of Austin has evolved a plan of straightening and widening certain cross-town streets in an effort to minimize the traffic hazards now existing on such streets; and,
Whereas, As a part of said plan, the City of Austin proposes to establish an east-west boulevard, eighty (80) feet in width, along West Thirty-eighth Street in said City, and as a part of such project, West Thirty-eighth Street must be widened and straightened from Guadalupe Street westerly to Lamar Boulevard; and,
Whereas, The State owned grounds of the Austin State Hospital abut the north side of West Thirty-Eighth Street from Guadalupe Street westerly to Lamar Boulevard, and the establishment and development of the proposed boulevard will greatly enhance the value of the State Hospital property, and will minimize the danger of automobile accidents on such street; and,
Whereas, The City of Austin has agreed to perform any fence or house moving that may be necessary before such widening of West 35th Street may be accomplished, provided, however, that the Austin State Hospital will not construct any new improvements nearer than twenty-five feet to the proposed north line of West 35th Street; and,

Whereas, The necessary widening of such street may be accomplished by the dedication of the hereinafter described tract to the City of Austin for street purposes.

For Street Purposes

A strip of land twenty-two and one-half (22.5) feet in width, same being out of and a part of Outlot 79 in Division "D" of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, according to a map or plat of said Government Outlots on file in the General Land Office of the State of Texas, which Outlots 79 together with other property, was conveyed to the State of Texas by Warranty Deed dated April 4, 1857 of record in Volume L at Page 366-367 of the Deed Records of Travis County, Texas, said strip of land being the South Twenty-two and one-half (22.5) feet of the Texas State Hospital for the Insane Tract, lying adjacent to the present north line of West 35th Street, and extending from the east line of Lamar Boulevard to the West line of Guadalupe Street; and,

Whereas, West 35th Street, in the City of Austin, Travis County, Texas, is the front street and access way to Camp R. M. Hubbard, Camp Mabry, and the Austin State School; and,

Whereas, The above mentioned state owned lands abut both sides of West 35th Street along the area to be widened and paved and such widening and paving will greatly enhance the value of said state owned lands; and,

Whereas, The City of Austin must have additional right of way to permit the widening of West 35th Street before it can proceed with its plans for such paving and widening of said street; such additional right of way being described as follows:

For Street Purposes

Two (2) strips of land each fifteen (15) feet in width, each being out of and a part of the Daniel J. Gilbert Survey in the City of Austin, Travis County, Texas, each of the said strips of land lying adjacent and parallel to the north line of West 35th Street, the strip of land hereinafter described as No. 1 being out of and a part of that certain tract of land conveyed to the State of Texas by deed dated May 20, 1935 of record in Volume 530, Page 619, Deed Records, Travis County, Texas, and the strip of land hereinafter described as No. 2 being out of and a part of that certain tract of land which was conveyed to the State of Texas by deed dated May 18, 1935 of record in Volume 530, Page 619, Deed Records, Travis County, Texas, each of the said strips of land being more particularly described as follows:

1. The south fifteen (15) feet of said tract of land conveyed to the State of Texas by deed of record in Vol. 520 at Page 619, Deed Records, Travis County, Texas;

2. The south fifteen (15) feet of said tract of land conveyed to the State of Texas by deed of record in Vol. 520 at Page 619, Deed Records, Travis County, Texas.

Resolved, By the House of Representatives, the Senate concurring:

That in consideration of the benefits which will accrue to the State of Texas by reason of widening or extension of the streets described herein, and by reason of the creation or improvement of the storm and sanitary sewers described herein there is hereby dedicated and granted to the City of Austin for the purposes indicated, the above described tracts of land.

SANDAHL,
FOREMAN,
JONES.

The resolution was referred to the Committee on State Affairs.

TO GRANT MRS. M. B. BUFORD, ET. AL., PERMISSION TO SUE THE STATE

Mr. Moore of Harris offered the following resolution:
Whereas, Among the assets of the Estate of Jell Chapman, deceased, No. 47,633, in the County Court of Harris County, Texas, are forty-six (46) un-redeemed State bonds, issued by the State of Texas under the Act of April 5, 1931, which bonds are sometimes called Texas Loan of One Million Dollars ($1,000,000); and

Whereas, It is the belief and contention of Mrs. M. B. Buford, heir of Jeff Chapman, and George B. Lindler, the Administrator of the Estate of Jeff Chapman, deceased, that said bonds constitute a valid and undischarged obligation of the State of Texas; and

Whereas, In connection with collecting, liquidating, and distributing to the legal heirs of Jeff Chapman, deceased, the assets of his said estate, the said Mrs. M. B. Buford and George B. Lindler, Administrator, desire to bring suit against the State of Texas for the principal amount of said bonds, plus any interest which has legally accrued to the maturity date thereof; and

Whereas, The 52nd Legislature of the State of Texas duly enacted an act set forth as House Bill Number 393, Chapter 392, page 477 of the 1951 General Laws of Texas, which Act is also Article 842 G of Vernon's Texas Civil Statutes wherein the State authorized suit on bonds comprising said Texas Loan to a limited extent, that is for that sum alleged to be in unpaid principal and interest on said bonds, prorated to the extent only of the amount reimbursed to the State of Texas by the United States Government which the said Mrs. M. B. Buford and said Administrator contend did not apply to the bonds they hold and which they are unable to prove, such a requirement placing a burden on the bond-holders that was no part of the original obligation and therefore said parties were prevented from asserting their rights as bond-holders under said Article 842 G, and

Whereas, The 52nd Legislature, at its regular session, by House Concurrent Resolution No. 118, duly adopted by the House, Senate of the Texas Legislature at said session and approved June 9, 1953, did authorize the said Mrs. M. B. Buford and the said George B. Lindler, Administrator, to file suit on the bonds just above referred to, but specified in said resolution that said suit should be tried "in like manner as similar suits instituted against private corporations are tried" which provision is unlawful and has been held to invalidate such resolutions in other cases by the Supreme Court of Texas; and therefore, the said Mrs. M. B. Buford and the said George B. Lindler, Administrator, have not been able to properly maintain their suit, and it is the intention of the State of Texas to give said proper parties the opportunity to press their suit as bond-holders without the limitations referred to, this resolution being in addition to said Act and said Resolution, and any and all other Acts and Resolutions pertaining to the subject matter hereof; and, therefore, be it

Resolved by the House of Representatives, the Senate of Texas, concurring, That the said Mrs. M. B. Buford, her heirs, executors, administrators and assigns and/or George B. Lindler, Administrator of the Estate of Jeff Chapman, deceased, and his successors are hereby authorized to file, prosecute and maintain a suit in any court of Harris County, Texas, having jurisdiction of the amount in controversy, against the State of Texas, for the principal amount of said bonds and all interest which accrued to the maturity date of said bonds; and

Resolved, That service of citation and all other necessary processes may be had upon the Governor of the State of Texas at Austin, Texas, and that said suit shall be tried according to the law and rules of procedure, liability and evidence, and the husband of Mrs. M. B. Buford may join with her in said suit, however, it is expressly provided that no admission of liability of the State is made by this Resolution; and, be it further

Resolved, That such suit may be instituted upon said bonds at any time within two (2) years from the effective date of this Resolution and the rights and remedies provided for herein shall be cumulative and shall not be limited by any provision of any other Resolution or Statute; and, be it further

Resolved, That the said Mrs. M. B. Buford, her heirs, executors, admin-
Resolved. That the permission and authority granted by this Resolution be in no way restricted or circumscribed except by the terms hereof.

MOORE of Harris,
KELLY,
WALLING,
WILSON of Potter.
DAY,
WINFREE,
PARSONS,
LAUREL,
KOLIBA,
MANN,
POOL,
ELLIOTT,
STRICKLAND,
SHACKELFORD,
HUFFOR,
RAMSEY,
SHERRILL,
SCHRAM,
BARTRAM,
SMITH of Jefferson.

The resolution was referred to the Committee on State Affairs.

TO GRANT JAMES LESLIE JOYNER AND WIFE PERMISSION TO SUE THE STATE

Mr. Bowers offered the following resolution:

H. C. R. No. 42

Whereas, On October 3, 1955, Farm to Market Road 2066 was located adjacent to, or alternately near to, the house and premises of James Leslie Joyner and wife, Mary Louise Reeves Joyner, in Terry County, Texas, near Brownfield; and

Whereas, It is alleged and claimed by the said James Leslie Joyner and wife, Mary Louise Reeves Joyner, on said date they suffered damages from flooding resulting from the raising of the road bed and drainage ditches constructed or provided by the Highway Department of Texas, said drainage ditches being approximately three and one-half feet above the floor level of his house, the said alleged damages being flooding their house, damaging and ruining the foundation of said house, and causing a health hazard, which flood condition is alleged to be permanent; and

Resolved, By the House of Representatives of the State of Texas, the Senate concurring, That the said James Leslie Joyner and wife, Mary Louise Reeves Joyner, should have the opportunity of litigating their claim for damages against the State of Texas and the Texas Highway Department and establishing the same, if just, therefore, be it

Resolved, That the permission and authority granted by this Resolution be in no wise restricted or circumscribed except by the terms hereof.

The resolution was referred to the Committee on State Affairs.

AUTHORIZING THE MEDICAL BRANCH OF THE UNIVERSITY OF TEXAS TO ACCEPT PRIVATE FUNDS FOR THE CONSTRUCTION OF CERTAIN BUILDING

The Speaker laid before the House for consideration at this time, the following resolution:
WHEREAS, The Medical Branch of The University of Texas at Galveston has received notice of a generous gift from the Babe Zaharias Cancer Fund in the amount of $50,000.00 for the purchase and installation of a high-energy radiation therapy apparatus of the "Cobalt 60" teletherapy type; and

WHEREAS, It will be necessary to construct a small building or a wing to an existing building of approximately 5,200 square feet meeting the specifications of the Atomic Energy Commission to house the Cobalt apparatus, the approximate cost of which is estimated at $150,000; and

WHEREAS, A need has long existed at the Medical Branch for this Cobalt apparatus in the treatment of cancer and in allied basic research; and

WHEREAS, The necessary funds for the construction and equipping of this new building to house the Cobalt machine will be provided from private sources; and

WHEREAS, Section 22 of Article VI, House Bill No. 140, Chapter 519, 54th Legislature, Regular Session requires legislative consent and authorization of the Legislature to acquire permanent improvements which thereafter will require maintenance from State funds; and

WHEREAS, The only cost to the State will be for the maintenance of this building and machine, including the cost of utilities, estimated at approximately $5,200.00 per year:

NOW, Therefore, Be It Resolved by the Senate, the House of Representatives concurring, That the Board of Regents of The University of Texas be and it is hereby authorized to accept for and on behalf of the Medical Branch of The University of Texas at Galveston private funds for the construction and equipping of a small building or wing to an existing building to house a Cobalt 60 teletherapy type apparatus and to construct such building or wing to an existing building without cost to the State for construction or equipping.

The resolution was referred to the Committee on Appropriations.

REQUESTING AN ENDORSEMENT OF SALARY SCHEDULE FOR POSTAL EMPLOYEES

The Speaker laid before the House for consideration at this time the following resolution:

WHEREAS, Employees of the United States Postal Service have greater work loads and responsibilities than ever before; and

WHEREAS, The work of the Postal Department is being performed in an efficient manner and is deserving of increased compensation; therefore

BE IT RESOLVED, That the Senate of the State of Texas, the House of Representatives concurring, endorses a salary schedule for postal employees commensurate with that in private industry, and to that end urges the Congress of the United States to vote for and support such Legislation;

BE IT FURTHER RESOLVED, That a copy of this Resolution be transmitted to each member of Congress from the State of Texas.

The resolution was referred to the Committee on State Affairs.

RESOLUTION SIGNED BY THE SPEAKER

The Speaker signed in the presence of the House after giving due notice thereof and its caption had been read the following enrolled resolution:

H. C. R. No. 35, Requesting the Texas Congressional Delegation to oppose bills now under consideration which would provide federal financial assistance to school districts for building construction, teachers' salaries, etc.

HOUSE BILLS ON FIRST READING

The following House Bills were today laid before the House, read severally first time and referred to the appropriate Committees, as follows:

By Mr. McDonald:
H. B. No. 587, A bill to be entitled "An Act to amend the subject matter of the Texas Unemployment Compen-
H. B. No. 590, A bill to be entitled "An Act amending Art. 5350 (6), Revised Civil Statutes of Texas relating to salaries of Commissioners in counties of 19,000 to 51,000 population; amending Art. 3560 (6), Revised Civil Statutes of Texas relating to compensation and traveling expenses of Commissioners in certain counties; and declaring an emergency."

Referred to the Committee on Industries.

By Mr. Shackelford:

H. B. No. 591, A bill to be entitled "An Act making an appropriation to the Comptroller of Public Accounts for an apportionment to Smith County; and declaring an emergency."

Referred to the Committee on Appropriations.

By Mr. Moore of Tarrant:

H. B. No. 592, A bill to be entitled "An Act to provide a cumulative method of enforcing duties of support imposed by law; defining terms; prescribing the manner of filing and hearing of such cause of action, and the jurisdiction, duties, and powers of district court in enforcement of support payments; providing for severability; and declaring an emergency."

Referred to the Committee on Judiciary.

By Mr. Moore of Tarrant:

H. B. No. 593, A bill to be entitled "An Act to assess against certain persons adjudged in contempt for failure to pay support imposed by law the designated costs necessary to enforce such judgment; providing the manner of collection and payment of
said costs and declaring an emergency.

Referred to the Committee on Judiciary.

By Mr. Bullock:

H. B. No. 594, A bill to be entitled "An Act concerning clerks of the Courts of Civil Appeals, amending Article 1828, Revised Civil Statutes of Texas, 1925, providing that such clerks may reside anywhere within the district of the Court, and the appointment of the clerk during vacation shall be made by the Chief Justice of the Court, and declaring an emergency."

Referred to the Committee on Judiciary.

By Mr. Hutchins:

H. B. No. 695, A bill to be entitled "An Act providing that it shall be unlawful to kill mink in Hunt County, Texas, for a period of two (2) years from and after the passage of this Act; repealing all laws in conflict; providing for the filing of an application to lease the minerals may, at the discretion of the Land Board, be leased for a period of two (2) years from and after the passage of this Act; repealing all laws in conflict; providing a penalty; and declaring an emergency.

Referred to the Committee on Game and Fisheries.

By Mr. Slack:

H. B. No. 696, A bill to be entitled "An Act amending Section 8-A of Chapter 43, Acts of the Forty-third Legislature, Regular Session, 1939, as amended by Chapter 3, Acts of the Forty-fourth Legislature, Regular Session, 1953; providing for the inclusion in such lease, such provisions as the Commissioner may deem necessary; providing that the Commissioner may forfeit leases for certain reasons; providing for the amendment of existing permits and leases and the payments therefor; providing for notification of owners of existing permits and leases by the Commissioner; providing that existing permits and leases not amended shall become subject to other applications for the minerals not covered by such existing permits and leases; providing a severability clause; and declaring an emergency."

Referred to the Committee on State Affairs.

By Messrs. Keliba and Schwartz of Washington:

H. B. No. 598, A bill to be entitled "An Act providing for the compensation of Grand Jurors, Petit Jurors of District Courts, Criminal District Courts, County Courts, County Courts at Law, amending Article 2122, Revised Civil Statutes, 1925, and amending Articles 1056, Revised Code of Criminal Procedure, 1925, and declaring an emergency."

Referred to the Committee on Judiciary.

By Messrs. Cloud and Walling:

H. B. No. 599, A bill to be entitled "An Act amending Section 8 of Chapter 43, Acts of the Forty-fifth Legislature, Regular Session, as amended,
to include all counties in the State of Texas covered by such Act; and declaring an emergency."

Referred to the Committee on Agriculture.

By Messrs. Spillman, de la Garza and Ellis:

H. B. No. 600, A bill to be entitled "An Act to amend Article 1659 of the Revised Civil Statutes of Texas, 1925, to increase the amount of purchase which may be made upon an emergency; and declaring an emergency."

Referred to the Committee on Agriculture.

By Messrs. Sandahl, Foreman and Jones:

H. B. No. 601, A bill to be entitled "An Act relating to false statements made or purporting to be made under oath in any matter, and to false, fraudulent or deceitful concealments and oaths in any matter, and to false, fraudulent or deceitful concealments and oaths in any matter, and to false, fraudulent or deceitful concealments and oaths in any matter, and to false, fraudulent or deceitful concealments and oaths in any matter, and to false, fraudulent or deceitful concealments and oaths in any matter, and to false, fraudulent or deceitful concealments and oaths in any matter, and to false, fraudulent or deceitful concealments and oaths in any matter."

Referred to the Committee on Criminal Jurisprudence.

By Mr. Sandahl:

H. B. No. 602, A bill to be entitled "An Act making an appropriation of $25,000.00 to the Comptroller of Public Accounts for the purpose of microfilming and microindexing the State Tax Rolls for the years 1836 through 1901, and the purchase of supplies and equipment necessary for the purpose of such microfilming and microindexing and a Surveyor Viewer Screen, and providing for the permanent preservation of the tax rolls for the period 1836 through 1901, and declaring an emergency."

Referred to the Committee on Appropriations.

By Messrs. Cotten and Green:

H. B. No. 603, A bill to be entitled "An Act permitting members of the Legislature and nominees for the office of State Senator or State Representative to attend certain political conventions as non-participating observers."

Referred to the Committee on Privileges, Suffrage and Elections.

By Messrs. Elliott, Moore of Harris, Mann, Pressler, Cole, Winfree, Baker and Heflin:

H. B. No. 604, A bill to be entitled "An Act creating the 120th and 121st District Courts, composed of Harris County; describing the jurisdiction and terms of said courts; providing for the appointment, election and compensation of the judges of said courts; providing a severability clause; providing a severability clause; and declaring an emergency."

Referred to the Committee on Criminal Jurisprudence.

By Messrs. Mann, Winfree, Moore of Harris, Pressler, Heflin and Elliott:

H. B. No. 605, A bill to be entitled "An Act creating an additional Criminal District Court for Harris County; prescribing the jurisdiction thereof; providing for the organization of the court; providing for the transfer and docketing of cases; providing for the appointment and compensation for the court and providing for severability; repealing all laws in conflict; and declaring an emergency."

Referred to the Committee on Judicial Districts.

By Messrs. Mann, Winfree, Moore of Harris, Pressler, Heflin and Elliott:

H. B. No. 606, A bill to be entitled "An Act creating an additional Criminal District Court of Harris County; describing the jurisdiction thereof; providing for the appointment and compensation of an assistant District Attorney and of special deputy clerks; providing for the appointment of an official court reporter; fixing the time for holding the terms of the court and providing for jury service and empanelling of grand juries; limiting and conforming the jurisdiction thereof to the jurisdiction of the Criminal District Court of Harris County; Criminal District Court No. 3 of Harris County and Criminal District Court No. 3 of Harris County; making an appropriation; providing for severability; repealing all laws and parts of laws in conflict with the provisions of this Act to the extent of such conflict; and declaring an emergency."

Referred to the Committee on Judicial Districts.
By Messrs. Bowers and Lee:
H. B. No. 606, A bill to be entitled
"An Act requiring the owner, operator or manager of a garage, trailer park, parking lot or other place of business used for the storage or parking of motor vehicles to report the make, the year of manufacture, motor and serial number of any vehicle subject to registration in this State or other State or territory which has been stored, parked or left for a period of more than thirty days to various law enforcement officers; making other provisions relating thereto; providing penalties for violation of the provisions of this Act; providing a severability clause and declaring an emergency."
Referred to the Committee on Criminal Jurisprudence.

By Messrs. Moore of Harris, Elliott, Pressler, Mann, Winfree and Crosthwait:
H. B. No. 607, A bill to be entitled
"An Act to authorize and require the appointment of official shorthand reporters in each District Court and each County Court at Law heretofore and hereafter created in counties having a population of six hundred and thirteen thousand or more, according to the last preceding Federal census; fixing maximum and minimum salaries to be paid, in addition to compensation for transcripts, statements of fact and other fees, providing the time, method and manner of payment; and declaring an emergency."
Referred to the Committee on Counties.

By Messrs. Moore of Harris, Elliott, Mann, Winfree, Hendin and Strickland:
H. B. No. 608, A bill to be entitled
"An Act amending Section 194 of the Texas Election Code (Article 13.16, Vernon's Texas Election Code), so as to fix a filing fee for candidates for nomination for State Representative in primary elections in counties having a population of more than 700,000; providing conditions for payment; repealing conflicting laws; and declaring an emergency."
Referred to the Committee on Privileges, Suffrage and Elections.

By Mr. Cole:
H. B. No. 609, A bill to be entitled
"An Act relating to judgments affecting the custody and support of children in divorce cases, amending Section 1, Chapter 127, Acts of the 53rd Legislature, Regular Session, 1953, and Section 1, Chapter 402, Acts of the 47th Legislature, 1941 (codified as Sections 1 and 3 respectively of Article 4639a of Vernon's Texas Civil Statutes), to provide for the support of such children, and to declare the venue for further hearings for custody and support under such judgments; providing a severability clause; and declaring an emergency."
Referred to the Committee on Judiciary.

By Mr. Harrington:
H. B. No. 610, A bill to be entitled
"An Act regulating the taking, sale and possession of shrimp from or on coastal lakes, bays and other inland salt or tidal waters, requiring and providing for bait dealer licenses and for inland trawl licenses under certain circumstances; giving the Game and Fish Commission limited regulatory authority to set annual open season for trawls of certain size limit; providing for adoption and publishing of proclamations and fixing venue for suits to test validity thereof; prescribing when proclamations shall be prima facie evidence; authorizing game and fish wardens to administer oaths and take affidavits relative to violations of this Act; providing for arrest and for seizure and disposition of marine life taken and of trawls used, possessed or found, in violation of this Act; providing penalties and for forfeiture of fishing privileges and licenses upon first, second and third convictions; providing for disposition of moneys collected under this Act; fixing effective date of this Act; and containing repealing, saving and emergency clauses."
Referred to the Committee on Game and Fisheries.

By Messrs. Huffer, Bass and Day:
H. B. No. 611, A bill to be entitled
"An Act amending Subsection 4 of Article 7150, Revised Civil Statutes, as amended by Chapter 38, Section 1, Acts of the 49th Legislature, Rep.
Regular Session, 1945, and Chapter 316, Section 1, Acts of the 48th Legislature, Regular Session, 1943, requiring that County and Independent School District Taxes on prison lands shall be paid out of the revenue derived from prison lands from the General Revenue fund; by re-enacting Subsection 4, Article 7160, Revised Civil Statutes, 1923, as it read previously, making prison lands subject to County and School District Taxes only, and providing a method for the payment of said taxes out of Prison Land operations, and providing that no debt shall be created against the General Revenue of the State in case of failure to pay taxes." Referred to the Committee on Penalities.

By Messrs. Myatt and Cory:

H. B. No. 612, A bill to be entitled "An Act to provide for the creating of Rural Fire Prevention Districts, prescribing the method of their creation including the requirements for a petition, hearing, and election thereof, providing for the governing body of the districts to be created as political subdivisions of the state, and setting forth the duties of such body; prescribing the functions of the districts and conferring certain powers; prohibiting the levy of any taxes except with the prior approval of those qualified to vote in such elections; providing for tax rolls and assessment of taxes; validating certain acts and the creation of districts heretofore sought to be organized and validating specific acts done by the Commissioners' Court in certain counties; providing a severance clause and declaring an emergency." Referred to the Committee on Counties.

By Mr. Dugas:

H. B. No. 613, A bill to be entitled "An Act amending Article 1243 of the Penal Code of Texas, 1925, so as to provide the death penalty for anyone assaulting with the intent to rape a female seven (7) years of age or under and amending Section 1 of Chapter 12 of the General Laws of the 42nd Legislature, Regular Session, 1931, as amended by Chapter 17, Acts of the 43rd Legislature, 1st called Session, so as to provide that anyone who kidnaps any person seven (7) years of age or under for the purpose or with the intent of committing any sexual offense or bodily harm shall be subject upon conviction therefor to death penalty." Referred to the Committee on Criminal Jurisprudence.

By Mr. Zbranek:

H. B. No. 614, A bill to be entitled "An Act concerning the taking of oysters from the waters of Chambers County, Texas, providing for a penalty and declaring an emergency." Referred to the Committee on Game and Fisheries.

By Mr. Zbranek:

H. B. No. 616, A bill to be entitled "An Act closing the season for hunting alligators in Chambers County for five years; providing a penalty for violation; suspending conflicting laws; and declaring an emergency." Referred to the Committee on Game and Fisheries.

By Mr. Zbranek:

H. B. No. 616, A bill to be entitled "An Act closing the season for hunting alligators in Chambers County for five years; providing a penalty for violation; suspending conflicting laws; and declaring an emergency." Referred to the Committee on Game and Fisheries.

SENATE JOINT RESOLUTION ON FIRST READING

The following Senate Joint Resolution received from the Senate was today laid before the House read first time and referred to the appropriate Committee, as follows:

S. J. R. No. 8 to the Committee on Constitutional Amendments.

HOUSE JOINT RESOLUTION NO. 8 ON PASSAGE TO ENGROSSMENT

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

H. J. R. No. 8, A joint resolution "Proposing an amendment to Section 5 of Article V of the Constitution of the State of Texas to provide that the Court of Criminal Appeals may sit at the seat of government at any time during the year for the transaction of business, and that its
terms shall begin and end with each calendar year.'

The resolution having been read second time on February 26, and further consideration of same postponed until today.

Mr. Schwartz of Galveston moved that further consideration of H. J. R. No. 8 be postponed until next Tuesday at 10:30 o'clock a.m.

There was no objection offered and it was so ordered.

HOUSE JOINT RESOLUTION NO. 10 ON SECOND READING

The Speaker laid before the House, on its second reading, H. J. R. No. 10, a joint resolution "Proposing an amendment to Article V of the Constitution of the State of Texas by adding a new section to be known as Section 7a, providing for apportionment of the State into judicial districts by the Legislature at stated intervals; creating the Judicial Redistricting Board to make such apportionment if the Legislature fails to do so, and defining the powers and duties of the Board."

The resolution was read second time.

Mr. Korioth offered the following amendment to the resolution:

Amend H. J. R. No. 10, page 1, lines 25 and 26 by striking out the words "Comptroller of Public Accounts" and inserting in lieu thereof "Speaker of the House of Representatives."

The amendment was lost.

H. J. R. No. 10 was passed by the following vote:

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March 5, 1957

HOUSE JOURNAL 713

March 5, 1957
Mr. Bell moved to reconsider the vote by which H. J. R. No. 10 was passed and to table the motion to reconsider. The motion to table prevailed.

HOUSE BILL NO. 79 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage, H. B. No. 79, A bill to be entitled "An Act to amend Chapter 226, Acts of the 50th Legislature, 1949, (Vernon's Ann. Civ. St., Article 1269m) by amending Section 2 thereof by redefining "Fireman" and "Policeman," and by amending Section 12 thereof by stopping the creation in the future of new classified positions unless established by ordinance; and by amending Section 12 thereof by providing that the results of examinations for promotion shall be published within twenty-four hours; and by amending Section 14 thereof, as amended by Section 4 of Chapter 572, Acts of the 51st Legislature, 1949, and as amended by Section 1 of Chapter 255, Acts of the 54th Legislature, 1955, by providing the manner in which examinations for promotion shall be prepared and graded; and by amending Section 26 thereof, as amended by Section 4 of Chapter 255, Acts of the 54th Legislature, 1955, by providing that upon leaving the classified service an employee shall, if he so elects, be entitled to receive a lump sum payment for not more than ninety (90) days of accumulated sick leave; and by adding thereto a new section numbered Section 26 (a), providing vacations for firemen and policemen in the classified service; and by amending Section 27 (a) thereof by limiting the applicability of the provisions of said Chapter, 226, Acts of the 49th Legislature, 1947, as amended to cities which have adopted or which shall hereafter adopt the provisions thereof; and providing a saving clause; and declaring an emergency."

The bill was read third time and was passed by the following vote:

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Anderson
Armour
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Heatly
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Hollowell
Hooe
Huebner
Huffman
Huffor
Hughes of Grayson
Hughes of Dallas
Hutchins
Isaacs, Miss
Jackson
Jameison
Johnson
Jones
Joseph
Kelly
Kennard
Kilpatrick
Koliba
Kortorah
Kothmann
Lattimer
Lee
McCuoplin
McDonald
McGregor
of McLennan
McGregor
of El Paso
McIlhany
Mann
Martin
Mays
Moore of Harris
Moore of Tarrant
Mullen
Munt
Oliver
Parish
Parsma
Patterson
Pew
Pile
Pressler
Randell
Russell
Sandahl
Sanders
Saul
Schram
Schwartz
Schwartz
of Galveston
Schwartz
of Washington
Seeliger
Shackelford
Shappire
Shannon of Erath
Shaw
Sheridan
Sherrill
Slack
Mr. Moore of Harris moved to reconsider the vote by which H. B. No. 79 was passed and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 80 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 80, A bill to be entitled "An Act to amend the following Sections of the Texas Seed Law, codified as Article 93b of Vernon's Texas Civil Statutes; Section 2, subdivision (e) defining the term "hybrid seed corn"; Section 3, subdivision (a) (2) relating to label requirements; Section 3, subdivision (a) by the addition of another subdivision (1) providing for "net weight" of seed; Section 7, subdivision (b) relating to the labels for vegetable seeds; Section 7, providing that the tag affixed to each bag, barrel or package of seed shipped will contain a complete analysis printed thereon; and declaring an emergency."

The bill was read second time.

Mr. Dungan offered the following Committee Amendment to the bill:

Committee Amendment No. 1

Amend H. B. No. 80 by striking out all below the enacting clause and inserting in lieu thereof the following:

"(e) Hybrids. The term 'hybrid' means the first generation seed of a cross produced by controlling the pollination and by combining (1) two, three, or four inbred lines; (2) one inbred or a single cross with an open-pollinated variety; or (3) two varieties or species, except open-pollinated varieties of corn (Zea mays). The second generation and subsequent generations from such crosses shall not be regarded as hybrids. Hybrid designations shall be treated as variety names."

Sec. 3. Section 3 of the Texas Seed Law is hereby amended to read as follows:

"(a) For Agricultural Seeds."

"(a) Commonly accepted name of (a) kind, or (b) kind and variety, or
(c) Kind and type, of each agricultural seed component in excess of five per cent (5%) of the whole and the percentage by weight of each in the order of its predominance. Where more than one component is required to be named, the word "mixture" or the word "mixed" shall be shown conspicuously on the label.

(2) Lot number or other lot identification.

(3) Origin, if known, of all agricultural seeds. If the origin is unknown, that fact shall be so stated.

(4) Percentage by weight of all weed seeds.

(5) Primary and secondary noxious weed seeds will be shown at rate per pound.

(A) Nutgrass and Field Bindweed are prohibited from sale.

(B) Dodder, Curled Dock, Blueweed, Canada Thistle, and Johnson Grass in excess of 100 weed seed per pound are prohibited from sale, except that crops containing Johnson Grass in excess of 100 weed seed per pound may be labeled "Pasture Mixture" and sold.

(C) Secondary noxious weed seed in excess of 250 weed seed per pound are prohibited from sale.

(D) Primary and secondary noxious weed seed in any combination in excess of 500 per pound are prohibited from sale.

(E) All determinations of noxious weed seeds are subject to tolerances and methods of determination prescribed in the rules and regulations under this Act.

(6) Percentage by weight of agricultural seeds other than those required to be named on the label.

(7) Percentage by weight of inert matter.

(8) For each named agricultural seed, percentage of germination, exclusive of hard seed, (b) percentage of hard seed, if present, and (c) the month and year the test was completed to determine such percentages. Following (a) and (b) the additional statement "total, germination, and hard seed" may be stated as such, if desired.

(B) Name and address of the person who labeled said seed, or who sells, offers, or exposes said seed for sale within this State.

(10) All rescue, certified or non-certified, must have shown on the tag that the seed contains rye grass, if any, and the amount given in percentage. If no rye grass is found in the sample, the tag shall state "None Found."

(11) Net Weight.

(12) For Vegetable Seed:

(1) Each bag or container of vegetable seed weighing one pound or more must have written on the container or attached a label showing the following information:

(A) Name and address of the person who labeled said seed.

(B) Kind and variety of seed.

(C) Percentage purity.

(D) Germination.

(E) Date of Test, and

(F) If present, name and number of noxious weed seeds per pound.

Sec. 4. Section 7 of the Texas Seed Law is hereby amended to read as follows:

"Section 7. The vendor before any agricultural seed or mixture of such seed are offered or exposed for sale, shall pay to the Commissioner of Agriculture an inspection fee of not to exceed two cents on each 100 pounds or fraction thereof sold, or offered for sale in this State or shall affix to each lot shipped in bulk or to each bag, barrel, or other package of such seed a tag to be furnished by said Commissioner stating that all charges specified in this Act have been paid. (These tags will have the complete analysis printed thereon.) The Commissioner is hereby empowered to prescribe the form of such tags."

Sec. 5. The necessity for adequate laws regulating the handling and labeling of seeds creates an emergency and an imperative public necessity requiring that the Constitutional Rule which requires that bills be read upon three several days in each House be suspended, and said Rule is hereby suspended and that this Act take effect and be in force and after its passage, and it is so enacted.

Mr. Watson offered the following amendment to the Committee Amendment No. 1:

Amend Committee Amendment No. 1 to House Bill No. 80 by striking out all of Section 4 of said Bill, and
renumber the succeeding Sections accordingly.

The amendment to Committee Amendment No. 1 was adopted.

Committee Amendment No. 1 as amended was adopted.

Mr. Kennedy offered the following Committee Amendment to the bill:

Committee Amendment No. 2

Amend H. B. No. 80 by striking out all above the enacting clause and inserting in lieu thereof the following:

"A BILL
To Be Entitled
An Act to amend the following Sections of the Texas Seed Law, codified as Article 93b of Vernon's Texas Civil Statutes: Section 2, Subdivision (e), defining the term "hybrid seed"; Section 3, Subdivision (a) (3) relating to label requirements; Section 3, Subdivision (a) by the addition of another subdivision (11) providing for "net weight" of seeds; Section 7, subdivision (b) relating to the labels for vegetable seeds; Section 7, providing that the tag affixed to each bag, barrel or package of seed shipped will contain a complete analysis printed thereon; and declaring an emergency."

The amendment was adopted.

H. B. No. 80 was then passed to engrossment.

HOUSE BILL NO. 80 ON THIRD READING

Mr. Parish moved that the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 80 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—128

Anderson
Armour
Atwell
Baker
Hallman

Bianchard
Bowers
Brashear
Britow
Bryan
Butler
Byrd
Chapman
Cloud
Cole
Conley
Corry
Cowan
Cox of Bell
de la Garza
deWey
Duff, Miss
Dugas
Dungan
Ehrle
Elliott
Elli
Fenoglio
Forster
Forysth
Glass
Gingsing
Hale
Heatly
Hefull
Heflin
Holliman
Hollowell
Holman
Holstein
Hooke
Huebner
Huffman
Huffer
Hughes of Grayson
Hughes of Dallas
Hutchins
Issacks, Miss
Jackson
Jamison
Johnson
Jones
Joseph
Kelly
Kennard
Kennedy
Kilpatrick
Koliba
Koroth
Kothmann
Latimer
Laurel
Lee
McDonald
McGregor
McGregor
of El Paso
McIlhany
Mann
Matthew
Moore of Harris
Moore of Tarrant
Mullen
Murray
Myatt
O'Brien
O'Born
Parish
Parsons
Patterson
Pool
Presler
Puckett
Ramsay
Richardson
Roberts
Russell
Saider
Sanders
Saul
Schram
Schwartz
of Galveston
Schwartz
of Washington
Shackelford
Shannon of Erath
Shannon of Tarrant
Sherrill
Shoemaker
Smith of Hays
Smith of Jefferson
Spillman
Springer
Stewart
Strickland
Strom
Strom
Talasek
Terrell
Thurmond
Tuznell
Turner
Walling
Weich
Wheeler
White
Wilson of Young
Wilson of Potter
Wintree
Wohlford
Woolsey
Yezek
Zbranek
The Speaker then laid House Bill No. 80 before the House on third reading and final passage. The bill was read third time and was passed by the following vote:
The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 87, A bill to be entitled  
"An Act requiring a fishing license of persons who fish; providing for exemptions; providing for a fee for a fishing license; providing for exceptions; providing for the issuance of duplicate fishing license; prescribing the form for fishing licenses; designating who may issue fishing licenses; providing for dispositions of license stubs and unused licenses; providing for the disposition of fines and license fees collected under this Act; repealing all laws in conflict with this Act; and declaring an emergency."

The bill was read second time.

Mr. Schramm moved that further consideration of House Bill No. 87 be postponed until March 11, at 10:00 o'clock a.m.

There was no objection offered and it was so ordered.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 102, A bill to be entitled  
"An Act relating to residence of persons in military service stationed at military installations in the State of Texas for purpose of filing divorce suits, amending Article 4631 of the Revised Civil Statutes of Texas."

The bill was read second time.

Mr. White offered the following amendment to the bill:

Amend H. B. 102, Section 1, by striking out the words "One hundred and twenty (120)" and substituting therein "ninety (90)".

The amendment was adopted.

H. B. No. 102 was then passed to engrossment.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 128, A bill to be entitled  
"An Act to prescribe a procedure for the submission of petitions of Home Rule Cities for election of charter commissions and amendment of charters; providing a method of determining whether petitioners are qualified voters; and declaring an emergency."

The bill was read second time.

Mr. Watson offered the following amendment to the bill:

Amend H. B. 128, Section 1, Subsection (3) by adding after the words "military branch of the United States" the words "who was not previously a citizen of the State of Texas and"

The Committee Amendment was adopted.

H. B. No. 102 was then passed to engrossment.

Mr. Thurmond moved to reconsider the vote by which H. B. No. 102 was passed to engrossment and to take the motion to reconsider.

The motion to table prevailed.

H. B. No. 128 was then passed to engrossment.

Mr. Seeligson moved that the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 128 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Anderson
Armour
Atwell
Bartram
Blair
Blaine
Boyer
Bryan
Bullock

Yea. - 132

Nay. - 0

March 5, 1957
The Speaker then laid House Bill No. 125 before the House on third reading and final passage. The bill was read third time and was passed.

ADJOURNMENT

Mr. Sadler moved that the House adjourn until 10:00 o'clock a.m. tomorrow.

The Reverend E. C. McDonald, Chaplain, offered the Benediction, as follows:

"Our Father in Heaven, we thank Thee for the keen challenges of this day, for work to do that challenges the best, and still finds us inadequate. Then may we seek Thy help, knowing that in partnership with Thee, in applying Thy will to the problems there shall be no dull moments and no problems beyond solution. God bless us all and help us to be right and do right. Through Jesus Christ our Lord.—Amen."

The motion to adjourn prevailed and the House accordingly, at 11:45 o'clock a.m., adjourned until 10:00 o'clock a.m. tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

The following Committees have filed favorable reports on bills, as follows:

Conservation and Reclamation:
H. B. No. 448.
March 5, 1957

HOUSE JOURNAL 721


Privileges, Suffrage and Elections: H. B. No. 376.

The Committee on Game and Fisheries has filed an adverse report with a minority favorable report on H. B. No. 399.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Austin, Texas, March 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred H. B. No. 6, A bill to be entitled An Act concerning the hospitalization, commitment, care, observation and treatment of the mentally ill, including persons of unsound mind, and their status; imposing certain responsibilities upon the Board for Texas State Hospitals and Special Schools; licensing mental hospitals operated by private persons and political subdivisions; saving certain rights; obligations and procedures; repealing certain statutes and laws; and declaring an emergency.

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, March 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred H. B. No. 7, A bill to be entitled An Act relating to admissions taxes on places of amusement; amending Section 6 of Article III, Chapter 495, Acts of the Forty-fourth Legislature, Third Called Session, as last amended by Chapter 49, Acts of the Fifty-third Legislature, Regular Session, as codified as Article 7047a-19 of Vernon’s Texas Civil Statutes; changing Article 1269; and by amending Section 12 thereof by stopping the rate of the tax as to admissions to entertainments such as motion pictures, operas, plays and like amusements held at fixed and regular established motion picture theaters; adding a provisions expressly exempting from taxation complimentary tickets and passes for which no admission charge is collected; providing for the keeping of records and the inspection thereof; providing civil and criminal remedies and penalties for violations and fixing venue of court actions; repealing Sections 2 and 3 of Chapter 49, Acts of the Fifty-third Legislature, Regular Session; and declaring an emergency.

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, March 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred H. B. No. 33, A bill to be entitled An Act relating to appeals from orders of the Board of Barber Examiners; amending Section 25-A of Chapter 45, Acts of the Forty-first Legislature, First Called Session, 1929, as added by Chapter 15, Acts of the Forty-first Legislature, Fifth Called Session, 1930, so as to change jurisdiction and venue on such appeals and making other provisions relating thereto; and declaring an emergency.

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, March 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred H. B. No. 79, A bill to be entitled An Act to amend Chapter 325, Acts of the Fiftieth Legislature, 1947, (Vernon’s Annotated Civil Statutes, Article 1290-R) by amending Section 2 thereof by redefining “Fireman” and “Policeman”; and by amending Section 12 thereof by stopping the creation in the future of new classified positions unless established by
ordinance; and by amending Section 13 thereof by providing that the results of examinations for promotion shall be published within twenty-four (24) hours; and by amending Section 14 thereof, as amended by Section 4 of Chapter 572, Acts of the Fifty-first Legislature, 1949, and as amended by Section 3 of Chapter 255, Acts of the Fifty-fourth Legislature, 1955, by providing in which examinations for promotion shall be prepared and graded; and by amending Section 16 thereof, as amended by Section 6 of Chapter 255, Acts of the Fifty-fourth Legislature, 1955, by providing that upon leaving the classified service an employee shall, if he so elects, be entitled to receive a lump sum payment for not more than ninety (90) days of accumulated sick leave; and by adding thereto a new section numbered Section 26(a), providing vacations for firemen and policemen in the classified service; and by amending Section 27(a) thereof by limiting the applicability of the provisions of said Chapter 139, Acts of the Fiftieth Legislature, 1947, as amended, to cities which have adopted or which shall hereafter adopt the provisions thereof; and providing a saving clause; and declaring an emergency.

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, March 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 150, A bill to be entitled An Act amending Section 16 of Chapter 25, Acts of the Thirty-ninth Legislature, Regular Session, 1925, (codified in Vernon’s Texas Civil Statutes as Article 7880-16), so as to authorize a water control and improvement district to have a wider and more descriptiove choice of names to designate it; and declaring an emergency.

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, March 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 144, A bill to be entitled An Act to amend Article 7799, Revised Civil Statutes of Texas, 1925, and Section 139, Chapter 25, Acts of the Thirty-ninth Legislature, Regular Session, 1925, (codified as Article 7840-139 of Vernon’s Civil Statutes of Texas), so as to require written notice to the Board of Water Engineers and the district’s board of directors of any substantial alteration in plans and specifications of district projects approved by said Board; authorizing inspection by the Board during construction; requiring notice by the Board to district directors and manager if substantial alterations are made; and declaring an emergency.

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, March 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

Austin, Texas, March 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred
H. C. R. No. 19, Granting permission to W. H. Taylor to sue the State of Texas.

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.

Austin, Texas, March 4, 1957

Hon. Waggoner Carr, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. C. R. No. 32, Granting The B. & A. Pipe Line Company permission to bring suit against the State of Texas.

Has carefully compared same and finds it correctly engrossed.

HERMAN YEZAK, Chairman.
In Memory of
Sam R. Sayers

Mr. Green offered the following resolution:
H. S. R. No. 212, In Memory of Sam R. Sayers.

Whereas, On January 15, 1956, Sam R. Sayers, one of the most distinguished and respected members of the State Bar of Texas met a sudden death at his home in Fort Worth. He was born in Peet, Angelina County, Texas, December 17, 1888, the son of Mary K. and Scott Sayers, and moved at an early age to Lufkin, Texas, where he resided until 1919, the year he established a residence in Fort Worth, and

Whereas, Sam Sayers received legal education at the Alexandria Collegiate Institute and at the University of Texas, and was a member of the famed 1911 Law Class, probably the closest knit organization through the years of the University of Texas. He was very active in its affairs until the time of his death, and had served such organization in several capacities. Including president, and

Whereas, After finishing his legal education, he returned to Lufkin where he engaged in general civil and criminal practice. He served as City Attorney of Lufkin, and subsequently was elected to three consecutive terms as County Attorney. He resigned before the conclusion of his third term to move to Fort Worth as a partner in the law firm of McLean, Scott & Sayers, of which firm he remained a member until his withdrawal in 1934. He engaged in an active and colorful general civil and criminal trial and counsel practice, and distinguished himself as an active trial attorney throughout the southwest. During the period from 1919-1934, he served as defense attorney, and on other occasions as special prosecutor, in numerous colorful criminal cases, always adhering to the principle that every defendant is entitled to proper defense, regardless of how low or how heinous the crime, but in 1934 withdrew from the criminal practice because he felt that organized crime had reduced the criminal law practice to a defense lawyer being treated as a "mouthpiece," rather than as a dignified officer of the court. Thereafter, he stoutly maintained for the right of every defendant in a criminal case to have proper representation, but abhorred the efforts on the part of organized crime to seek to control the legal profession, and

Whereas. Throughout his years of practice of criminal law, he engaged in a general civil practice including land litigation, will and estate cases and matters pertaining to bankruptcy and later corporate reorganizations. While engaged in an active civil and criminal trial practice, he would not accept a retainer from a client on a monthly or yearly basis, for fear that the duties of a counsel to a retainer client would interfere with his active trial practice, and

Whereas, In 1934, he withdrew from the firm of McLean, Scott & Sayers and accepted appointment by President Franklin D. Roosevelt...
Whereas, On January 1, 1936, he formed a partnership with Senator Frank H. Rawlings, which law firm is today Rawlings, Sayers, Scurlock & Eidson. His oldest son, Reagan Sayers, joined such firm in July 1936, and his youngest son, Scott P. Sayers, who served as a member of the Texas House of Representatives in the 53rd and 54th Legislatures, joined the firm in August 1951. One of the proudest achievements of his full and rich life was the association of his two sons with him in the practice of law, and

Whereas, From 1936 forward, his past active civil and criminal practice well equipped him for his many legal battles relating to labor law, particularly after the advent of federal regulation. In such period, he consistently represented management, but he proved himself to be a friend and worthy adversary of the employees, who oftentimes remarked that he was their stalwart in dealings on the consideration of fairness, and

Whereas, He married his life partner, Clyde Philen of Lufkin, Texas, on March 20, 1912, and she survives him. He had two sons, Reagan Sayers and Scott P. Sayers, whom he proudly referred to as his partners, and whom he treated as devoted friends and loved companions, rather than with the sternness of a father. He is survived by two grandsons, Scott P. Sayers, Jr., and Brian Sam Sayers, both sons of Scott P. Sayers, for whom he had the greatest affection. He is also survived by five sisters, the last of ten children, Miss Claudia Sayers, Mrs. Rose Moss and Mrs. W. C. Binion, Sr., all of Lufkin, Texas, Mrs. M. M. Feagin of Livingston, Texas, and Mrs. C. D. Kennard of Houston, Texas. His devotion to his family and to his friends was great, and without ever seeming charitable, he gave unstintingly time, patience, and worldly goods to his family and friends. He was a member of the First Methodist Church, a past president of the Fort Worth Bar Association, a member of the Masonic Lodge, the Fort Worth Club, Rivercrest Country Club, and Colonial Country Club, and

Whereas, Money meant little to him except as a means to afford comfort and some luxuries to his family and friends. He had no desire to ever become a wealthy man, and was highly critical of people who would place a monetary value above the tangible things of life. He was never too busy to counsel his fellow lawyers, particularly the younger lawyers, and he sought for the respect and admiration of his fellowmen on a basis of being a man. It was appropriate that the pallbearers at his funeral were all lawyers who had served their apprenticeship under him and whom he had counseled in their early days of practice; he would have had it that way. He lost his ambition for high public office, either appointed or elected, because he felt that such service deprived a man of his freedom to speak and live as he saw fit with a clear conscience. He lived and taught that humility with power is greatness; that power without humility is baseness; and this doctrine he lived throughout his life, never losing the touch of the common man, and

Whereas, A monument stands to his memory in Greenwood Cemetery in Fort Worth. His memory is not forgotten, and illustrative of this is that his life-long friend, Dr. Webb Walker of Fort Worth goes by his grave every Sunday afternoon and drops a rose.
and a tear to the memory of a life of professional integrity, and devotion to his family and friends; now, therefore be it

Resolved, That a page in the House Journal be devoted to the recording of this resolution and that enrolled copies be forwarded to all surviving members of the family of Sam R. Sayers; and be it further

Resolved, That when the House of Representatives of the Fifty-Fifth Legislature adjourns today it do so in grateful memory of Sam R. Sayers.

GREEN, KENNARD, HOLMAN, COWEN, MOORE of Tarrant, McDONALD, SHANNON of Tarrant.


On the motion of Mr. Patterson, the names of all Members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted by a rising vote.

(726)
In Memory of

John S. Allen, Sr.

Mr. Yezak offered the following resolution:
H. S. R. No. 214, In Memory of Mr. John S. Allen, Sr.

Whereas, On January 13, 1957, the City of Bremond and the State of Texas, lost an esteemed citizen in the unexpected passing of Mr. John S. Allen, Sr.; and

Whereas, This rancher and former County Commissioner was well known and well liked by all who knew him; and

Whereas, Mr. Allen was born on February 26, 1889, at Hammond, Robertson County, Texas, in which county he resided all his life; and

Whereas, He is survived by his widow, Mrs. Roberta Allen; one son, John S. Allen, Jr., Bremond; two daughters, Mrs. C. L. Jones and Mrs. R. R. Miller, both of Dallas; a sister, Mrs. Homer Wilson, Thornto; and a brother, Perry Allen, Austin, Texas; and seven grandchildren; and

Whereas, The Texas House of Representatives wishes to pay tribute and express sympathy with a copy of this Resolution; and, therefore,

Resolved, That a page be set aside in the House Journal in his memory and that when the House adjourns this day it do so in respect to him.

The resolution was unanimously adopted by a rising vote.
In Memory of

Mrs. Hope Harrison Turner

Mr. Moore of Harris offered the following resolution:

H. S. R. No. 217, In Memory of Mrs. Hope Harrison Turner.

Whereas, The State of Texas has lost a beloved and esteemed citizen in the passing of Mrs. Hope Harrison Turner; and

Whereas, This regal, aristocratic, yet warm and gracious lady was chief hostess for the Texas House of Representatives for many years; and

Whereas, She was the daughter of Confederate General H. K. Harrison. She was born in Harrison Switch, near Waco. She has been a resident of Webster for forty years. She served in the Episcopal Church and the Order of the Eastern Star. She was active in the United Daughters of the Confederacy and the Harris County School Board. She gave of her time and love in serving with the U.S.O.; and

Whereas, She was always known as "Mother Turner," where she worked and where she lived. She was true friend of the servicemen and the governors, the statesmen and the students she taught; and

Whereas, In the Book of Saint John in the Holy Bible is the comforting promise. "Peace I leave with you, my peace I give unto you: not as the world giveth, give I unto you. Let not your heart be troubled, neither let it be afraid."); and

Whereas, She is survived by one niece, Mrs. Margaret Foote of Houston; three nephews, Harrison Ledford of Webster; Pete Cantbon of Virginia and Grady Saunders of Trinity; now, therefore, be it

Resolved, That the Texas House of Representatives wishes to pay tribute to the great and lovely life of "Mother Turner" and to present her family with a copy of this Resolution; and, be it further

Resolved, That a page be set aside in the House Journal in her honor and that when the House adjourns this day it do so in loving respect to her.

MOORE of Harris,
MANN,
ELLIOTT,
HEFLIN
BAKER,
PRESSLER,
WINFREE.

The resolution was unanimously adopted by a rising vote.
In Memory of

Carroll C. McGlasson, Sr.

Mr. Saul offered the following resolution:

H. S. R. No. 218, In Memory of Mr. Carroll C. McGlasson, Sr.

Whereas, On March 1, 1957, the City of Plainview and the State of Texas lost an esteemed citizen in the passing of Carroll C. McGlasson, Sr.; and

Whereas, He was a faithful member of the Baptist Church, the Chamber of Commerce, the Community Chest, and the Rotary Club. He attended Wayland College. He married Miss Nell Webb on September 3, 1912; and

Whereas, In the Book of Saint John in the Holy Bible is the comforting promise. "In my Father's house are many mansions: if it were not so, I would have told you."; and

Whereas, He is survived by his widow, Mrs. Carroll C. McGlasson, Sr.; three sons, Carroll C. McGlasson, Jr., Lubbock; Raymond G. McGlasson, Bay City; Frank McGlasson, Arlington; one daughter, Mrs. Jim Norman, Plainview; one brother, D. E. McGlasson, Amarillo; three sisters, Mrs. Clarence Pennington, Abilene; Mrs. A. L. Harlan and Mrs. F. E. Woodmancy, both of Dallas; his stepmother, Mrs. D. W. McGlasson; one stepbrother, Ed Braselton; eight grandchildren; and

Whereas, The Texas House of Representatives wishes to pay tribute to this fine man with a copy of this Resolution; now, therefore, be it

Resolved, That a page in the House Journal be set aside in his memory and that when the House adjourns this day it do so in loving respect to Carroll C. McGlasson, Sr.

The resolution was unanimously adopted by a rising vote.