House of Representatives,  
Thursday, January 5th, 1860. 

House met pursuant to adjournment—roll called, quorum present—journal of yesterday read and adopted.

Mr. Davis of H., offered the following resolution:

Resolved, That the porters employed by the door-keepers be and they are hereby entitled to receive for their services $1.50 per day, and the door-keeper is authorized to draw for that amount. Adopted.

Mr. Wrede presented the petition of the County Court of Co¬rna! county; referred to the committee on State Affairs. Also presented the report and muster-roll of Capt. Beberleim's company. Referred to committee on Indian Affairs.

Mr. Dougherty, chairman of committee on Stock and Stock-Raising, reported, recommending that the amendments by the House to the Senate's Bill for the relief of B. A. Campbell et al., be stricken out, and reported a bill to relieve C. C. Wells and others, from minority, and recommend its passage. Bill read first time.

Mr. Ross, chairman of committee on Counties and County Boundaries, reported, asking to be relieved from further consideration of the petition of citizens of Karnes and other counties; also reported a bill to create the county of Warren, and recommend its passage. Bill read first time.

A message was received from the Senate, informing the House that the Senate had passed the House's bill to confirm certain patents, and to validate certain surveys on the Mississippi and Pacific Railroad Reservation; also had passed the following named bills, to-wit: bill to grant conditional privileges to the Company carrying the Overland Mail from St. Louis to Memphis through Texas to San Francisco, and the Company who have the contract for the Overland Mail to California from San Antonio to El Paso, and a bill for the relief of heirs of Thos. Blanton; also had adopted the report of the committee of Conference on the bill for the relief of Wiley Burns et al.

Mr. Dennis, chairman of committee on State Affairs, reported a bill for the relief of the heirs of Lorenzo de Zavala, and recommend its passage, Mr. Foote dissenting. Bill read first time. Also reported, recommending the passage of the Senate's bill to prevent sale of vinous, spiritous or intoxicating liquors within one mile of the town of Starrville, in Smith county, with amendments by committee: amend the caption by adding after the words "Smith county," the words "add the town of Knoxville, in Cherokee county."
2d. After the words "Smith county," in 3d line, 1st section, add the words "or Cherokee county."

3d. After the words "Smith county," in 6th line, 1st section, add "or the town of Knoxville, in Cherokee county," also reported recommending the passage of the bill to incorporate Bastrop Lodge No. 25, I. O. O. F.

Mr. Houghton, one of the committee on Public Lands, reported, recommending the passage of the bill for the relief of Gwyn Morrison, assignee of John Sharp.

Mr. Armstrong, one of the committee on Public Lands, reported a substitute for the bill to extend to those now surviving who served in the Navy, the benefits of the laws granting bounties of land, and recommend its passage.

Mr. Buckley, chairman of committee on Judiciary, reported, recommending the passage of the Senate's bill authorizing the heirs, representatives or relatives of deceased persons to sue for and recover damages where the death of such person or persons has been caused or occasioned by the negligent, culpable or wrongful act of another.

Mr. McClarty, chairman of committee on judicial districts, reported, recommending the passage of the bill to fix the time of holding courts in 17th judicial district.

Mr. Foscoe, chairman of committee on Internal Improvements, reported, recommending the passage of the bill supplemental to the modified charter of the Arkansas Road Company, with amendments by the committee, amend by adding two additional sections; also recommend the passage of the Senate's bill to amend the act to incorporate the Indianapolis Railroad Company, approved 21st January, 1858, with amendments by the committee: amend by adding at end of 3d section, "Provided, that unless there be an additional amount of stock taken of at least $600,000 with 5 per cent. thereof paid up on or before the 1st of January, 1862, then said company shall forfeit all right to extend their road beyond the town of Gonzales."

On motion of Mr. Lynch the rule was suspended, the last mentioned bill taken up, the amendments by the committee adopted, the bill read third time and passed by two-third vote.

On motion of Mr. Barnard the rule was suspended, and the Senate bill supplemental to the modified charter of the Arkansas Road Company was taken up and read second time and passed to third reading.

On motion of Mr. Barnard the rule was further suspended, bill read third time and passed by two-third vote.

Mr. Townes, one of the committee on the Judiciary, reported,
recommending the passage of the bill to amend the act incorporating the city of Austin.

Messrs. Dougherty and Dalf., of the select committee, reported recommending the rejection of the joint resolution to authorize the Governor to appoint committee to investigate the Rio Grande difficulties.

Mr. Haynes submitted minority report.

Mr. Haynes moved that the resolution and reports be taken up and made special order for Wednesday next, 11 o'clock. Lost.

Mr. Harrison, of V. Z., reported a bill for the relief of Charlotte D. Ross, and recommended its passage. Bill read 1st time.

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly, engrossed the bill to authorize the formation of county and town agricultural societies.

Mr. Foscue, chairman of committee on Internal Improvements, was permitted to withdraw the report of said committee, and the bill to amend the act to incorporate the Sabine and Rio Grande Railroad Company.

Mr. McCutchan presented the petition of citizens of Rusk, Nacogdoches, Shelby and Panola counties. Referred to committee on Counties and County Boundaries.

Mr. Manly presented the petitions of John B. Williams and Margaret Kirkham. Referred to Private Land Claim Committee.

Mr. Foscue presented the petition of Jefferson Wallace. Referred to committee on Private Land Claims.

Mr. Maverick presented the petition of J. B. Davenport. Referred to the committee on Indian Affairs.

Mr. Munson introduced a bill to amend an act to incorporate the Brazoria County Insurance Company. Read first time and referred to committee on Judiciary.

Mr. Norton introduced a bill to provide for the publication of the General Laws of the State in newspapers of same. Read first time, and referred to committee on Printing.

Mr. Duncan introduced a bill to relinquish nine-tenths of State tax to Calhoun county for the years 1860 and 1861. Read first time and referred to Finance committee.

Mr. Mills introduced a bill to relinquish nine-tenths of State tax of Hill county to said county for the years 1859 and 1860. Read first time, and referred to Finance committee.

Mr. Lowter introduced a bill to exempt from forced sale under execution one hundred dollars worth of materials used by mechanics and artisans in prosecuting their respective trades. Read and referred to committee on State Affairs.
Mr. Crawford introduced a bill to amend Article 901, Oldham and White's Digest. Read and referred to Judiciary committee.

Mr. Robertson introduced a bill for the relief of the heirs of Howard McKleroy. Read and referred to committee on Private Land Claims.

Mr. Kinney introduced a bill to legalize certain citations and other writs issuing out of the District Court of Nueces county, from the organization thereof until the 3d day of July, 1853. Read and referred to Judiciary committee.

Mr. Wrede obtained leave to withdraw the report of committee on Counties and County Boundaries, adversely to the petition of sundry citizens of Blanco county, in order to lay the subject again before the committee.

The hour having arrived, the special order, viz: the bill to repeal an act to establish a State University, with majority and minority reports from committee on Education, was taken up.

Mr. Wadler moved to postpone the bill until, and make a special order, for Tuesday next, at 11 o'clock. Lost by the following vote:


On motion of Mr. Mundine the majority report was laid on the table by the following vote:


And the bill read second time and ordered to be engrossed.

The Apportionment Bill, with proposed amendments, was taken up.

[Mr. Dale in the chair]
On motion the House adjourned till 7 o'clock, P. M.

Mr. Ross moved to go into committee of Whole on the bill to raise revenue by direct taxation. Lost.

Bill for the relief of Caleb Wilson, with report from committee recommending its passage, was taken up, read second time, and ordered to be engrossed.

Bill for the relief of heirs of James Cook, deceased, with report from committee recommending its passage, was taken up, read second time, and on motion of Mr. Martin laid on the table.

Bill for relief of Milton Cooke, with report, taken up and disposed of as the last mentioned bill.

Bill to legalize the marriage of C. B. and M. E. Wood, with report from committee recommending amendments, taken up, and the amendments adopted. Bill read second time and ordered to be engrossed.

On motion of Mr. Buckley the rule was suspended, bill read third time and passed.

Bill for the relief of G. B. Brownrigg, with report from committee recommending its passage, taken up, read second time.

Mr. Ross proposed to amend by adding "Provided he has not heretofore received a certificate for the same." Adopted, and bill ordered to be engrossed.

On motion of Mr. Townes the rule was suspended, bill read third time and passed.

Bill for relief of L. S. Roberts and James Lehed, with report from committee recommending its passage, taken up, bill read second time and ordered to be engrossed.

On motion of Mr. Shannon the rule was suspended, bill read third time and passed.

Bill for the relief of Chas. Lockhart and Jno. Welch, with report from committee recommending its passage, taken up, read second time and ordered to be engrossed.

Bill for the relief of Chas. A. Rodriguez, with report from
committee recommending its passage, taken up and read second time, and ordered to be engrossed.

Bill to appropriate money to pay assistant clerk in State Department, with report from committee on State Affairs, was taken up and read second time.

Mr. Townes proposed to amend by striking out "$450" and inserting "$975 for thirteen months' services." Rejected.

Mr. Foscue moved to indefinitely postpone the bill. Lost by the following vote:


On motion of Mr. Davis of B., the bill was recommitted to the committee on Judiciary.

Bill for the relief of Alex. Miller, with report from committee recommending its passage, taken up, read second time.

Mr. Ross proposed to amend by adding "Providing he has never received a certificate for the same." Adopted, and the bill ordered to be engrossed.

Bill for the relief of Wm. Burford, with report from committee recommending its passage, taken up, and read second time.

Mr. Shannon proposed to amend by striking out "640" and inserting "320, provided he had not heretofore received more than 320 acres."

On motion of Mr. Franklin the bill was recommitted to committee on Private Land Claims.

Bill for the relief of H. Clay Davis, with report from committee recommending its passage, was taken up, read second time,

(Mr. Dickson in the chair.)

Bill ordered to be engrossed.

Mr. Wortham moved to suspend rule; take up bill for relief of P. L. Smith. Lost.

Bill for the relief of Jas. D. White, with report from committee recommending its passage, taken up.

On motion of Mr. Parker laid on table.
Bill to incorporate the Sulphur and White Oak Bridge Company, with report from committee recommending its passage, was taken up, read second time, and ordered to be engrossed.

Mr. Armstrong moved to suspend rule and pass bill. Lost.

Bill to amend act incorporating Paine Institute, with report from committee recommending its passage, taken up, read second time, and ordered to be engrossed.

Bill to incorporate Texas Saving Institution, with report from committee reconsidering amendments, taken up, read second time, and amendments adopted.

Mr. Norton proposed to amend by inserting "h" between "s" and "a," wherever it occurs in the caption.

[Speaker resumed the chair.]

Amendment adopted.

Mr. Davis of B., moved to lay bill on table. Lost.

On motion of Mr. Townes the bill was indefinitely postponed.

Bill to incorporate Rockford Bridge Company, with report from committee recommending its passage, taken up, read second time.

Mr. Bogart proposed to amend by striking out "one year," and inserting "two years for completion of said bridge," and by striking out "five cents for foot passengers." Adopted, and bill ordered to be engrossed.

Bill to incorporate East Fork Bridge Company, with report from committee recommending its passage, taken up, bill read second time, and ordered to be engrossed.

Bill for the relief of Z. K. Gibson, with report from committee recommending its passage, taken up, read second time, and ordered to be engrossed.

Bill for the relief of Blas Uribe and co-heirs, with report from committee recommending its passage, taken up, read second time.

Mr. Franklin proposed to amend by striking out "illegally," and inserting "erroneously." Adopted, and the bill ordered to be engrossed.

Mr. Hartley, by permission, introduced a bill for the relief of Jos. Doughtery. Read first time, and referred to committee on Finance.

On motion the House adjourned till 9½ o'clock, A. M., tomorrow.

House of Representatives, Friday, January 6th, 1860. House met pursuant to adjournment—roll called—quorum present—journal of yesterday read and adopted.