The main question being on the adoption of the resolution, the same was put, and the resolution adopted. The bill to incorporate the Air Line Railroad Company was again taken up.

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

7 o'clock, P. M. House met pursuant to adjournment—roll called—quorum present.

Mr. Hubbard called up a bill to incorporate the Starrville Union Academy. Read second time, and passed to a third reading. Rule suspended, bill read third time, and passed by a two-thirds vote.

Mr. Hubert called up the Air Line Railroad Bill. On motion, the House adjourned till 10 o'clock, A. M., tomorrow.

House of Representatives, Wednesday, Jan. 18th, 1860.

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

Mr. Dougherty moved to amend the journal yesterday by inserting a motion made by Mr. Armstrong, to reconsider the vote refusing to pass a bill for the relief of A. C. Cook.

Mr. Norton moved to lay the motion to amend the journal on the table.

The yeas and nays being ordered by Mr. Dougherty, the House refused to lay the motion on the table by the following vote:


A message was received from the Senate informing the House that the Senate had adopted the resolution of the House, relative to the joint action of the committee on privileges with an amendment by the Senate.

Had passed a Senate's bill for relief of John Smith.

And a bill to amend the 4th, 8th, and 9th sections of an act defining the duties of the Attorney General of Texas, passed May 11th, 1846.

And a House's bill for the relief of G. B. Brownrigg.

On motion of Mr. Cumby, a call of the House was ordered.

On motion of Mr. Lewis of M., Mr. Darnell was excused from attendance on the House on account of sickness.

Mr. Davis of H., moved to suspend the call. Lost.

The hour having arrived the special order of the day, to-wit:

The bill to raise the revenue by direct taxation, together with amendments by the committee of the whole, was taken up.

Mr. Shannon asked leave to make a report. House refused.

On motion of Mr. Parker, Mr. Anderson was excused from attendance on the House till Monday next.

Amendments by committee of Whole:

Section 5th, line 5th. After the word, "family," amend by adding, "and all wearing apparel and the family groceries and provisions of each family."

Amend 7th section by inserting, "that the county court shall have power to appoint an assessor who shall hold his office until the August election next ensuing after each appointment and until his successor is qualified, and it shall be the duty of the chief justice to order an election to be held to fill the unexpired term of said assessor, who may have died or resigned, or have been removed by the county court."

Section 10: Add "which fines shall be paid into the county treasury."

Section 10th, 3rd line: Strike out fifty and insert one hundred.

Section 11th, 5th: After the word "place," insert, "places."

Mr. Ross proposed a substitute for the committee's amendments to section 5th, by striking out said section. Adopted, and amendments of committee adopted.

Mr. Shannon offered a substitute for the 14th section.

Mr. Ross offered the following as a substitute for the substitute:

Section 14th, 4th line: After the word, "grantee," add "and all railroad and canal companies and colonization companies and all persons residing beyond the limits of the State,
owning or claiming titled lands situate in this State, may in like manner render the same for assessment to the assessor and collector of any county in the State; provided, that the party thus rendering the property shall value such land at the average value of the lands in the county, where the same is situated, for the years next preceding such assessment, to be determined by the Comptroller of public accounts.

[Mr. Billingsley in the Chair.]
Substitute adopted.
Mr. Haynes moved to strike out the enacting clause.
Mr. Haynes withdrew his motion to strike out the enacting clause.
Mr. Buckley moved to commit the bill to Finance committee.
Mr. Nelson moved to lay the motion to recommit, on the table.
The yeas and nays being ordered on motion of Mr. Harrison of V. Z., stood thus:


So the House laid the motion on the table.
Messrs. Nelson, Shelton, Dickson, Foscoe and Branch of a Select committee, reported as follows:
Hon. M. D. K. Taylor,

Speaker of the House of Representatives:
The Special committee to whom was referred the bill for the relief of E. L. and J. H. Martin, and accompanying papers, have had the same under consideration, and ask leave to report, that justice to the party applying for relief, and the State imperatively demands the testimony of W. H. Landrum of Hopkins county in this State, and the committee with the assent of J. M. H. Martin, ask to be empowered to send for said Landrum.
Report adopted.
On motion of Mr. Davis of H., Rob't Cotter, Assistant
Sergeant-at-arms was granted leave of absence for one and a half days.

Mr. Ross proposed to amend as follows:
Section 1st, after the word, "personal," strike out the balance and insert "except such property as may be exempt by law from taxation."

Mr. Hartley moved to strike out the enacting clause.

Mr. Billingsly moved to recommit the bill to select committee of five.

Mr. Ellett moved to lay Mr. Billingsly's motion on the table. Lost by the following vote, the yeas and nays being ordered on motion of Mr. Mabry:


And the bill recommitted.

Mr. Henderson introduced a bill to sell the city lots in Austin, and to appropriate the proceeds thereof. Read first time and referred to committee on Public Buildings.

Mr. Craig, chairman of committee on Roads, Bridges and Ferries, reported a substitute for the bill to amend arts. 1775, 1783, 1786 and 1787, and to repeal arts. 1783 and 1793, Oldham & White's Digest, and recommended its passage.

Mr. Cumby introduced a bill to be entitled an act to amend the 3rd section of the act, authorizing the courts of this State, to grant license for the retail of spirituous, vinous and other intoxicating liquors in quantities less than a quart, or imposing a license tax for such privileges. Read first time and referred to committee on State Affairs.

Mr. Waelder introduced a joint resolution to grant leave of absence from the State to Judge Buckner. Read first time.

Mr. Waelder moved to suspend rule and read second time. Lost.

Mr. Davis of H., offered the following resolution:
Resolved, That the House of Representatives, shall hereafter
meet at 9 o'clock, A. M., every day during the session, except Sundays.

Mr. Davis of H. moved to suspend rule and take resolution up for action. Lost, and resolution laid over one day for consideration.

Mr. Mills offered the following resolution:

Resolved, That the committee on Agriculture be requested to enquire into the expediency of passing a law, compelling officers of steamboats to deliver their freights at the place of destination, unless prevented by low water, and in case of failure to forfeit the freights and pay damage in case any is done, and to punish them for false measurement. Adopted.

Mr. Lynch presented a petition and a remonstrance of citizens of Lavaca county, relative to the county site of said county. Referred to committee on Counties and County Boundaries.

Mr. Stewart, chairman of committee on Finance, reported a bill for the relief of Joseph Dougherty, and recommended the indefinite postponement of the same.

Also, reported a substitute to the bill, authorizing Calhoun county to levy and have collected a special tax, and recommended its passage.

On motion of Mr. Franklin, the call of the House was suspended.

On motion the House adjourned till 7 o'clock, P. M.

The House met pursuant to adjournment—call waived—quorum present.

The Speaker announced Messrs. Redwine, Stewart, Barnard, Craig and Speights, a Select committee of five, to whom was referred the bill to raise the revenue by direct taxation.

The bill to incorporate the Air Line Railroad was again taken up.

Mr. Dennis offered the following as a substitute for the 11th section:

Section 11th. That if said railway is not commenced within six months, and at least 25 miles are not completed and in running order within two years after the passage of this act, then this charter shall be null and void. Adopted.

The question recurring on the passage of bill to third reading.

On motion of Mr. Townes the yea and nay votes were ordered, and the bill passed to third reading by the following vote:

Yeas.—Messrs. Speaker Benevides Branch Bryan Crawford


Mr. Hubert moved to suspend rule and read bill third time.

On motion of Mr. Fossee, the yeas and nays were ordered, and the House refused to suspend the rule by the following vote, two-thirds not voting for suspension:


Mr. Houghton called up bill to relieve Crittenden C. Wells et al from minority, which was read second time and ordered to be engrossed.

On motion of Mr. Culberson, rule suspended, bill read third time and passed.

Mr. Kinney called up the bill to incorporate the Western Texas Railroad Company, with report from committee recommending its passage.

Mr. Fossee offered a substitute for the bill, which was adopted, and the bill ordered to be engrossed.

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

Mr. Henry called up a bill supplemental to the act to ascertain what land certificates have been illegally issued by county courts of counties in Peters' colony, and to provide for issuing patents on said certificates as are legal, with report from com-
mittee, recommending amendments, which were adopted and the bill passed to third reading.

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

Mr. Lewis of M., called up the bill making it the duty of the Superintendent of the Penitentiary to pay over to the Commissioners of the county courts, one-half the net proceeds of the labor of such convicts, as whose families are in indigent circumstances for the support and maintenance of their families, with report from committee recommending a substitute.

Mr. Davis of H., proposed to amend as follows:

"Provided, that the proof of the indigency shall be established by two witnesses of the county in which the family live, before the chief justice; and, provided, that the family are endeavoring to make an honest and virtuous living." Amendments adopted and the substitute adopted.

The question recurring upon the engrossment of the bill.

On motion of Mr. Henderson the yeas and nays were ordered, and the House refused to engross the bill by the following vote:


On motion the House adjourned till 9 1-2 o'clock A. M. to­morrow.