

HOUSE JOURNAL
OF THE
SPECIAL SESSION
OF THE
TWENTY-EIGHTH LEGISLATURE.

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as Volunteer Guard, and which committee was announced March 31st.

The motion prevailed, and it was so ordered.

GRANTING REPRESENTATIVE HALL TO U. C. V.

Mr. Peeler, by unanimous consent, offered the following resolution:

Resolved by the House of Representatives, That the use of this Hall be granted the John B. Hood Camp of United Confederate Veterans at 8:30 p. m., on Thursday evening, April 16, 1903, for the purpose of having addresses by Hon. John H. Reagan, Governor Frank Lubbock and other Confederate veterans with reference to the unveiling of the Confederate monument in the capitol grounds on that day.

The resolution was read second time, and was adopted.

PENDING BUSINESS.

(The General Appropriation bill on second reading.)

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

Substitute House bill No 1, the General Appropriation bill.

The bill was read by caption, the substitute being adopted by the House in lieu of the original bill.

Question then being upon engrossment of the bill,

Mr. Boyd moved that the House go into a Committee of the Whole House to consider the bill.

The motion prevailed.

The Speaker then called Mr. Connally to the chair.

(In Committee on the Whole House, Mr. Connally in the chair.)

MESSAGE FROM THE GOVERNOR.

While the House was sitting in Committee of the Whole, Speaker Neff resumed the chair temporarily to receive the following message from the Governor, presented by his honorable private secretary, Mr. N. A. Cravens, after being duly announced at the bar of the House:

To the Legislature.

I am advised by the Board of Trustees of the Orphans' Home at Corsicana that the school building at that institution is unsafe and condemned by the board. They say, "the condition of the building puts at hazard the lives of the children as well as the teachers, and calls for immediate action." A local architect, Mr. H. B. Lockhead, has examined the build-

ing, and he reports that "the building in its present condition is wholly unsafe." It is estimated that an appropriation of \$4,750 will be required to meet the exigency and that it should be immediately available. I transmit herewith a copy of the report of the Board and architect for your information. I present this matter as a subject of legislation and thereof recommend your consideration.

S. W. T. LANHAM,
Governor.

"Corsicana, Texas, April 8, 1903.

Hon. S. W. T. Lanham, Austin, Texas.

DEAR SIR: We beg to call your special attention to the report of the architect, H. B. Lockhead, on the school building at the State Orphan Home. He condemns it as unsafe. We feel sure from our own knowledge of the building that his report is correct, and we also condemn the building as unsafe. The condition of the building puts at hazard the lives of the children as well as the teachers and calls for immediate action. The architect says it will take \$4,750 to put the building in proper condition, and that amount ought to be appropriated for that purpose. We would unhesitatingly make appropriation if we had the power to do so. As we have not the power, we desire to discharge our responsibility in the matter by making known to the proper authority the emergency of the case. In the event of collapse of the building and ensuing accident, we feel our responsibility is discharged by advising and strongly recommending immediate repairs. We are sure you will take this matter up and make provision to prevent disastrous consequences.

Respectfully submitted,

R. E. PRINCE, President.

R. H. DANIEL,

MRS. H. L. SCALES, .

W. A. POLK,

Board Trustees, State Orphan Home.

I join in above report.

J. J. SWANN,

Superintendent State Orphan Home."

"At a regular meeting of the Board of Trustees of the State Orphan Home, April 6, 1903, Hon. J. L. Halbert introduced the following, and the same was adopted:

Resolved by the Board of Trustees of the State Orphan Home, That we adopt the report of Architect H. B. Lockhead on the school building of said institution, which report is hereto attached and made a part hereof, and that we urge upon the Legislature of the State of Texas, now in session, to make appropri-

ation immediately available in the sum recommended by said architect for the repairs of said building, so that the same may not be further damaged by delay."

"Corsicana, Texas, March 18, 1903.

Honorable Board of Trustees, State Orphan Home, Corsicana, Texas.

GENTLEMEN: Complying with your request to make an examination as to the present condition of the two-story brick school building on the State Orphan's Home property, I beg to submit the following report:

I have made a careful examination of the building and do not hesitate to pronounce it unsafe. The foundations have settled deeply, and in many places are widely cracked. A large amount of the mortar (which was weak and of poor quality) has washed out of the joints in the foundation and superstructure. There is a more immediate danger to the

All the exterior brick walls should be stuccoed from footing courses in foundation to eaves of roof, rock face design and composed of German Imported Portland cement and sand. The stucco would refill all joints and crevices where mortar has washed out and would preserve the brick work generally against any further decay, besides adding greatly to the appearance of the building.

All of the overhead plastering (or what remains of same) on each floor should be removed and beaded ceiling substituted.

The roof trusses over the Auditorium should be reinforced with iron straps on wall bearings and rods adjusted, using cast shoulders. All bottom chords should be cambered and lined true and level to receive the beaded ceiling.

All the tin and galvanized work in and about the towers should be replaced with new material, and whatever leaks exist in main roof, new material should be placed and well painted.

and are hereby tendered the courtesies of the House and the privileges of the floor while in this city.

DAVIS of San Augustine.
 RAMSEY,
 MILLER of Milam,
 EDWARDS,
 JONES,
 RANDOLPH,
 BRYANT,
 REISE,
 SHANNON,
 ROBERTSON of Williamson.
 HAGAN,
 GREEN,
 KUBENA,
 MULKEY,
 JOHNSON,
 WOODS,
 RICE,
 HURT,
 GLENN,
 BROWN of Falls.
 KYLE,
 CONNALLY,
 GRISHAM,
 MORAN,
 O'QUINN,
 BEALOCK,
 ADAIR.

The resolution was read second time, and was adopted.

SPECIAL JOINT COMMITTEE ANNOUNCED.

The Speaker announced the following joint committee on the part of the House, in compliance with the provisions of Senate Concurrent Resolution No. 1, relative to making certain investigations concerning the permanent university and common school fund: Messrs. Hodges, Williams and Mays.

MESSAGE FROM THE GOVERNOR.

A messenger from the Executive Office appeared at the bar of the House and, being duly announced, presented the following message from the Governor:

EXECUTIVE OFFICE,
 STATE OF TEXAS.
 Austin, April 15, 1903.

To the Legislature:

I present the following as an additional subject for legislation:
 To provide for special road laws for counties.

S. W. T. LANHAM,
 Governor.

CONSIDERATION OF THE GENERAL APPROPRIATION BILL.

The Speaker laid before the House the

request of the Committee of the Whole House to sit again in consideration of the General Appropriation bill.

Question—Shall the House go into a Committee of the Whole House to consider the bill?

The request was granted.

Speaker Neff then called Mr. Connally to the chair, and the House again resumed consideration of the General Appropriation bill in Committee of the Whole House.

(In Committee of the Whole House, Mr. Connally in the chair.)

IN THE HOUSE.

(Speaker Neff in the chair.)

After considering the bill, the committee rose, and through Mr. Connally, chairman, submitted the following report:

Committee Room,
 Austin, Texas, April 15, 1903.

Hon. Pat M. Neff, Speaker of the House of Representatives.

SIR: Your Committee of the Whole House, to whom was referred

Substitute House bill No. 1, A bill to be entitled "An Act making appropriations for the support of the State government for two years beginning September 1, 1903, and ending August 31, 1905, and for other purposes,"

Have had the same under consideration, and I am instructed by the committee to report to the House that the last vote taken in the committee developed the absence of a quorum.

CONNALLY, Chairman.

CALL OF THE HOUSE.

Mr. Terrell of Travis moved a call of the House for the purpose of obtaining a quorum.

The call was seconded.

The Clerk was directed to call the roll and the following members answered to their names:

Hon. Pat M. Neff, Speaker.

Ainsworth.	Calvin.
Adair.	Cobbs.
Alderdice.	Connally.
Anthony.	Cottrell.
Baines.	Crawford of
Barrett.	Robertson.
Bean.	Cunningham.
Beaty.	Daugherty.
Bennett.	Davis of Brown.
Blalock.	Davis of
Bolin.	San Augustine.
Boyd.	Duff.
Brown of Falls.	Edwards.
Browne of Karnes.	Fountain.
Bryant.	Fowler.

Nowlin.	Sanford.
Onion.	Sevier.
O'Quinn.	Shannon.
Peeler.	Smith.
Pierson of Hunt.	Stell.
Pickett.	Stewart.
Potter.	Strother.
Ragland.	Talbot.
Ramsey.	Tharp.
Randolph.	Timon.
Roberts.	Trice.
Robertson of Bell.	Williams.
Robertson of	Witcher.
Williamson.	Woods.

MESSAGE FROM THE GOVERNOR.

A messenger from the Executive Office appeared at the bar of the House and, being duly announced, presented the following message from the Governor:

EXECUTIVE OFFICE,
STATE OF TEXAS.

Austin, April 20, 1903.

To the Legislature:

I present the following additional subjects of legislation:

To provide a method of securing

to enter into certain contracts and to sell, transfer or lease certain of its property, property rights and franchises, in order to secure a more economical and satisfactory water, light and power system for the use of the people of said city."

Senate bill No. 5, A bill to be entitled "An Act making appropriations for the support of the State government for two years beginning September 1, 1903, and ending August 31, 1905, and for other purposes."

CLYDE D. SMITH,
Secretary of the Senate.

MESSAGE FROM THE GOVERNOR.

A messenger from the Executive Office appeared at the bar of the House, and, being duly announced, presented the following message from the Governor:

EXECUTIVE OFFICE,
STATE OF TEXAS.

Austin, April 27, 1903.

To the Legislature:

I present the following additional subjects of legislation:

1. To provide that non-payment of poll tax shall not disqualify persons otherwise competent for jury service.
2. To define abuses in the operation of trains for the transportation of passengers and property, and to make the same cognizable by the Railroad Commission of Texas; to prescribe the duties of train dispatchers and station agents in the matter of furnishing and issuing train bulletins, and to provide penalties for violation thereof.

1895, authorizing the commissioners courts of the counties of this State to issue bonds for the purpose of improving and maintaining the public roads in their respective counties."

HOUSE BILL ON FIRST READING.

(By unanimous consent.)

By Mr. Seabury and Mr. Nicholson:

House bill No. 19, A bill to be entitled "An Act to amend Article 3139 of the Revised Civil Statutes of the State of Texas, and Articles 393, 394, 668 and 673 of the Code of Criminal Procedure of the State of Texas, relating to the qualification of jurors."

(See Appendix to proceedings of today for bill printed in full.)

Read first time, and referred to Judiciary Committee No. 1.

BILL ORDERED PRINTED IN THE JOURNAL.

On motion of Mr. Seabury, it was ordered that the above bill (House bill No. 19) be printed in full in the Journal of today.

(See Appendix to proceedings of today for same printed in full.)

SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read first time, and referred to appropriate committees, viz. (see Senate message above for captions in full):

Senate bills Nos. 5 and 6, to Committee on Finance.

RESOLUTIONS

bills (House bills Nos. 10 and 12) on the subject referred to said committee, viz.:

Substitute House bill Nos. 10 and 12, A bill to be entitled "An Act to amend Section 2, of Chapter 125, of the General Laws of Texas, approved April 19, 1901, and to provide a method of making application for the purchase of the State school and asylum lands, and regulate the manner of filing on the same, and providing a penalty and repealing all

Requesting the Governor to submit the subject of revenue and taxation for consideration during the Special Session.

Respectfully,

CLYDE D. SMITH,
Secretary of the Senate.

MESSAGE FROM THE GOVERNOR.

A messenger from the Executive Office appeared at the bar of the House, and being duly announced, presented the following message from the Governor: