

HOUSE JOURNAL

OF THE

FIRST CALLED SESSION

OF THE

TWENTY-NINTH LEGISLATURE

CONVENED APRIL 15, 1905, AND ADJOURNED  
MAY 14, 1905.



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# LEGISLATIVE RECORD.

Twenty-Ninth Legislature.—First Called Session.

AUSTIN, TEXAS, APRIL 15, 1905.

## HOUSE.

### FIRST DAY.

Hall of the House of Representatives,  
Austin, Texas,

Saturday, April 15, 1905.

In obedience to the proclamation by his Excellency, S. W. T. Lanham, Governor of Texas, convening the Twenty-ninth Legislature to meet in Special Session, at Austin, the seat of government, this the 15th day of April, A. D. 1905, the members of the House of Representatives assembled in Representative Hall at 3 o'clock p. m., and the House was called to order by Hon. F. W. Seabury, Speaker.

Speaker Seabury, after stating to the members present that the Twenty-ninth Legislature had been convened in extraordinary session for the purposes named in the proclamation of the Governor, directed the Clerk to read said document in full.

### GOVERNOR'S PROCLAMATION.

The proclamation was then read in full as follows:

### PROCLAMATION.

Executive Office,  
State of Texas.

I, S. W. T. Lanham, Governor of the State of Texas, by virtue of the authority vested in me by the Constitution, do hereby call a special session of the Twenty-ninth Legislature to convene in the city of Austin, Texas, beginning at three o'clock post meridian Saturday, April 15, 1905, for the following purposes, to wit:

First. To increase the ad valorem tax rate for the present and succeeding years in order to raise the necessary additional revenue to pay the debts and defray the expenses of the State government.

Second. To make appropriations for

the support of the State government, and for the public service for the fiscal years beginning September 1, 1905, and ending August 31, 1907.

In witness whereof, I have hereunto set my hand and caused the seal of State to be affixed at Austin, Texas, this the fifteenth day of April, A. D. 1905.

(Seal) S. W. T. LANHAM,  
Governor.

By the Governor:

O. K. SHANNON,  
Chief Clerk, Acting Secretary of State.

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

Alderdice.	Dean.
Anthony.	Dimmitt.
Ayars.	Dodd.
Barcus.	Douglass.
Bartholomew.	Edwards.
Bennett.	Elliott.
Bertram.	Fitzhugh.
Black.	Force.
Blalock, W. M.	Fountain.
Blalock of Wood.	Gafford.
Blanton.	Gilliam.
Blount.	Graham.
Brelsford.	Greenwood.
Brown of Kaufman.	Guinn.
Brown of Wharton.	Hagan.
Bryan of Harris.	Hall.
Bryan of Taylor.	Haltom.
Bryant.	Hamilton.
Byrne.	Hancock.
Cable.	Harris.
Callan.	Hays.
Canales.	Hill.
Carswell of Panola.	Holsey.
Carswell of Wise.	Hudspeth.
Chapman.	Kennedy.
Chesley.	Kubena.
Cobbs.	Kyle.
Cottrell.	Love of Dallas.
Crockett.	Love
Daniel.	of Williamson.
Daugherty.	Low.
Davis	Marsh.
of San Augustine.	Mason.
Davis	
of Williamson.	

The above resignation was accepted, and the Speaker appointed Mr. Witherspoon to fill the vacancy created by the resignation.

#### EXTRA COPIES OF THE RECORD.

(April 15—Regular Session.)

Mr. Hudspeth moved that 1000 extra copies of the House Legislative Record, Saturday, April 15, regular session, be printed for the use of the members.

The motion prevailed, and it was so ordered.

(The extra copies were not ordered for the reason that the Record of said date was not received from the Public Printer in time to be used by the members while at the capitol.)

#### ORDERED PRINTED IN THE JOURNAL.

Mr. Beaty moved that a communication from Hon. H. A. O'Neal to the Committee on Agriculture be printed in the Journal.

The motion prevailed and it was so ordered.

(See Appendix to proceedings of today for said communication.)

#### UNFINISHED BUSINESS.

When the House adjourned yesterday it had under consideration, on its passage to engrossment, with amendment pending,

House bill No. 3, a bill to be entitled "An Act to provide for the levy and collection of an annual ad valorem State tax for the general revenue purposes of twenty-five cents on the one hundred dollars valuation for 1905, and sixteen and two-thirds cents there after."

Pending Amendment.

Amend the bill by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. There shall be levied and collected for the year 1905 an ad valorem tax of twenty-five cents, and annually thereafter an ad valorem tax of twenty cents on the one hundred dollars of cash value thereof, estimated in lawful currency of the United States, on all real property situated and on all property owned in the State on the first day of January in each and every year, and on all property sent out of the State prior to the first day of Jan-

uary for the purpose of evading the payment of the taxes thereon, and afterwards returned to the State, except so much thereof as may be exempted by the Constitution and laws of this State or of the United States, which cash value shall be estimated in the manner prescribed by law.

Sec. 2. The near approach of the time for assessors to compile their assessment rolls creates an imperative public necessity, and an emergency exists, wherefore the constitutional rule requiring bills to be read on three several days should be suspended, and that this bill be put on its third reading and final passage, and that this act take effect and be in force from and after its passage, and it is so enacted.

(Signed) CRANKE,  
COBES,  
BROWNE of Karnes,  
PEELER,  
ONION,  
FITZHUGH.

The Speaker laid the bill before the House.

Question—Shall the amendment be adopted?

Mr. Brown of Wharton moved the previous question on the bill, and the motion was not seconded.

(Mr. Alderdice in the chair.)

#### MESSAGE FROM THE GOVERNOR.

Pending consideration of the bill, Mr. N. A. Cravens, private secretary to the Governor, appeared at the bar of the House and presented the following message from the Governor:

Executive Office, State of Texas.  
Austin, April 19, 1905.

To the Legislature:

I present the following as an additional subject for legislation:

To make appropriations for deficiencies in the appropriations heretofore made for the support of the State government for the fiscal years ending February 28, 1901, August 31, 1901, August 31, 1902, August 31, 1903, August 31, 1904, and August 31, 1905, being for claims registered in the Comptroller's office in accordance with law, and for outstanding claims not registered, and to make additional appropriations for the support of the State government for the year ending August 31, 1905.

S. W. T. LANHAM, Governor.

The message was read and was referred to the Committee on Appropriations.

found their surest means of success in life.

(Signed) TERRELL of Travis.  
KYLE.

The resolution was read second time and was adopted.

### HOUSE BILL NO. 3 ON THIRD READING.

The Speaker laid before the House on its third reading and final passage, House bill No. 3, a bill to be entitled "An Act to provide for the levy and collection of an annual ad valorem State tax for the general revenue purposes of twenty-five cents on the one hundred dollars valuation for 1905, and sixteen and two-thirds cents thereafter."

The bill was read third time.

Question—Shall the bill be passed?

Mr. Beaty moved to postpone further consideration of the bill until next Tuesday, May 2, at 2 o'clock p. m.

Mr. Williams moved to table the motion to postpone.

(Mr. Greenwood in the chair.)

### MESSAGE FROM THE GOVERNOR.

Pending consideration of the bill, Mr. N. A. Cravens, private secretary to the Governor, appeared at the bar of the House and presented the following message from the Governor:

Executive Office,  
State of Texas,  
Austin, Texas, April 26, 1905.

To the Legislature:

I present the following as an additional subject for legislation:

"To make necessary changes in and amendments to the law regulating elections and 'to perfect and strengthen the same.'"

S. W. T. LANHAM,  
Governor.

The message was read and was referred to the Committee on Privileges and Elections.

### PENDING BUSINESS.

(House bill No. 3—on final passage.)

The House resuming consideration of the pending business, same being House bill No. 3, on its final passage, with pending motions.

Question then first recurred on the motion to table the motion to postpone.

(Speaker in the chair.)

Yeas and nays were demanded and the motion to postpone was tabled by the following vote:

Yeas—58.

Alderdice.	Hoskins.
Ayars.	Hudspeth.
Barcus.	Kubena.
Bennett.	Kyle.
Blanton.	Love of Dallas.
Browne of Karnes.	Masterson.
Brown of Kaufman.	Mays.
Brown	McFaddin.
of Wharton.	McKenzie.
Bryan of Harris.	McKinney.
Bryan of Taylor.	Moran.
Burnett.	Murray of Wilson.
Canales.	Nelms.
Carswell of Wise.	Peeler.
Chesley.	Robertson.
Davis of Falls.	Shannon.
Dean.	Smith.
Douglass.	Sowards.
Fitzhugh.	Terrell of Travis.
Greenwood.	Thompson.
Guinn.	Timon.
Hagan.	Von Rosenberg.
Hamilton.	Ware.
Hancock.	Williams.
Harris.	Wilson.
Hays.	Winter.
Heslep.	Witcher.
Hill.	Witherspoon.
Holmes.	Woods.
Holsey.	

Nays—46.

Anthony.	Glenn.
Bartholomew.	Graham.
Beaty.	Gray.
Bertram.	Hall.
Black.	James.
Blalock, W. M.	Kennedy.
Blalock of Wood.	Marsh.
Blount.	Mason.
Bowser.	McClellan.
Brelsford.	Mears.
Bryant.	O'Quinn.
Byrne.	Ramsey.
Carswell of Panola.	Rice.
Chapman.	Sanders.
Cottrell.	Shelby.
Daniel.	Sperry.
Daugherty.	Stavinoha.
Davis	Terrell
of San Augustine.	of McLennan.
Davis	Terry.
of Williamson.	Ward.
Edwards.	Webb.
Elliott.	Werner.
Force.	Wilmet.
Gilliam.	

Absent.

Callan.	Murray of Collin.
Cranke.	Sevier.
Dodd.	Thomas, Rosser.

Absent—Excused.

Blalock, E. B.	Crisp.
Cobbs.	Egan.

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ANNUAL REUNION OF THE MOUNTAIN REMNANT BRIGADE OF UNITED CONFEDERATE VETERANS.

(Invitations to attend.)

Mr. Hudspeth presented the following invitation to the House:

In behalf of the people of Menard county and the great west in general, we extend a pressing invitation to the members of the Twenty-ninth Legis-

The message was read and was referred to the Committee on Revenue and Taxation.

THANKS TO THE EDITORS AND PUBLISHERS OF THE CURRENT ISSUE.

Mr. Love of Williamson offered the following resolution:

Whereas The members of the Legis-

Davis of Falls.	Masterson.
Davis	Mays.
of Williamson.	McKenzie.
Douglass.	Miller.
Fountain.	Moran.
Gray.	Murray of Wilson.
Guinn.	Myrick.
Hall.	Nelms.
Hancock.	O'Bryan.
Harris.	O'Neal.
Hays.	Onion.
Hill.	Peeler.
Holmes.	Rieger.
Hoskins.	Sevier.
Hudspeth.	Shannon.
Johnson.	Shelby.
Kubena.	Soward.
Kyle.	Sperry.
Love of Dallas.	Thomas, Rosser.
Low.	Timon.
Marsh.	Von Rosenberg.
Mason.	Webb.

## Nays—42.

Barcus.	Kennedy.
Beaty.	Love
Bertram.	of Williamson.
Blalock, W. M.	McClellan.
Blalock of Wood.	Mears.
Blanton.	Murray of Collin.
Brown of Kaufman.	Ramsey.
Byrne.	Rice.
Cable.	Robertson.
Chapman.	Sanders.
Chesley.	Smith.
Daniel.	Stavinoha.
Daugherty.	Terrell.
Davis	of McLennan.
of San Augustine.	Terry.
Dean.	Thompson.
Dimmitt.	Ward.
Dodd.	Werner.
Elliott.	Wilmoth.
Gafford.	Winter.
Gilliam.	Witcher.
Hamilton.	Woods.
James.	

## Absent.

Black.	Ellison.
Blalock, E. B.	Glenn.
Blount.	Holsey.
Browne of Karnes.	McKinney.
Crisp.	O'Quinn.
Crockett.	Terrell of Travis.
Edwards.	Thomas, J. A.
Egan.	Williams.

## Absent—Excused.

Anthony.	Hagan.
Brown of Wharton.	Halton.
Callan.	Heslep.
Canales.	McFaddin.
Cobbs.	Sharpe.
Fitzhugh.	Ware.
Foree.	Wilson.
Graham.	Witherspoon.
Greenwood.	

Mr. Kennedy offered the following amendment:

Add after line 16, page 13, the following:

Provided, that the amounts herein appropriated for each item as stated herein and no more shall be paid out of the General Revenue for the State Purchasing Agent during the fiscal years beginning September 1, 1905, and ending August 31, 1907, and any surplus shall not be diverted from any account to any other account; and provided further, that no deficiency shall be created nor shall any warrants be issued nor any obligations be incurred in excess of the amounts herein appropriated; and further provided that the Purchasing Agent shall advise the Financial Agent of the State Penitentiary when any department or State institution desires or needs any furniture or machinery or anything else that is or may be manufactured at the State Penitentiary of the time set for receiving bids for said articles. Said notification shall be made by means of sending a duplicate notice of any public advertisement calling for bids by registered mail to the financial agent of the penitentiary of Huntsville.

## MESSAGE FROM THE GOVERNOR.

Mr. N. A. Craven, private secretary to the Governor, appeared at the bar of the House, and, being duly announced, presented the following message from the Governor.

Executive Office.  
State of Texas,  
Austin, May 4, 1905.

## To The Legislature:

I present the following additional subject for legislation:

To provide by general law for the incorporation of corporate bodies with banking and discounting powers and privileges, and with any and all other powers and privileges which, under the Constitution of this State, may be conferred upon such corporate bodies, enabling corporations now existing under general or special law of this State having any such powers and privileges, to avail themselves of the benefit of any legislation upon this subject; and providing for the regulation of all such corporate bodies, which may or may not avail themselves of any legislation upon this subject; and also the regulation of the business of banking and discounting when done by persons, firms, or unincorporated associations; and generally, to provide by appropriate legislation for giving effect to the provisions of Section 16 of Arti-

cle 16 of the Constitution of this State as now amended.

S. W. T. LANHAM,  
Governor.

#### HOUSE BILL ON FIRST READING.

By Mr. Webb, Mr. Shannon, Mr. Blanton, Mr. Cobbs, Mr. Bowser and Mr. Love of Dallas.

House bill No. 10, a bill to be entitled, "An act to authorize the creation of corporations with banking and discounting powers and privileges, and with trust company, surety company, fidelity and guaranty company powers and privileges as herein defined, and with power to act as executor, administrator, guardian, receiver, assignee, trustee, depository and other fiduciary relations as herein defined: Enabling corporations formed under general or special law of this State for any of said purposes to avail themselves of the benefit of this Act; providing for the supervision, regulation and control of such corporations and adding to the duties of the commissioner of agriculture, insurance, statistics and history the duties of superintendent of banking as herein defined, and fixing his compensation for such duties; prohibiting any foreign corporation other than national banks of the United States, to exercise banking or discounting privileges in this State; prohibiting certain other corporations from using any name which may be confused with those of corporations created under, or availing themselves of the benefits of this act and requiring private individuals and firms doing a banking business to use the words "Unincorporated," and providing penalties.

Read first time, and referred to the Committee on Private Corporations.

#### PENDING BUSINESS.

(House Bill No. 9 on Engrossment.)

The House resumed consideration of the pending business, same being House Bill No. 9, on its passage to engrossment, the House considering the bill by departments, the State Purchasing Agent's Department being under consideration, with amendment by Mr. Kennedy pending.

Question—Shall the amendment be adopted?

The amendment was adopted.

Mr. Kennedy asked unanimous consent of the House to have stricken from the amendments to House Bill No. 9, the amendment (1) offered by him to

the Department of Public Buildings and Grounds.

There was no objection offered and it was so ordered.

#### MESSAGE FROM THE SENATE.

Senate Chamber,  
Twenty-ninth Legislature,  
Austin, Texas, May 4, 1905.

Hon. F. W. Seabury, Speaker of the House of Representatives.

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

House Bill No. 7, a bill to be entitled, "An Act making appropriations for deficiencies in the appropriations heretofore made for the support of the State Government for the fiscal years ending February 28, 1901; August 31, 1901; August 31, 1902; August 31, 1903; August 31, 1904, and August 31, 1905, being for claims registered in the Comptroller's office in accordance with law and for outstanding claims not registered and to make additional appropriations for the support of the State Government for the year ending August 31, 1905.

With amendments.

In accordance with Senate concurrent resolution No. 1 the following committee is appointed on the part of the Senate:

Griggs, Willacy, Hicks.

CLYDE D. SMITH,  
Secretary of the Senate.

(Speaker in the chair.)

#### ADJUTANT GENERAL'S OFFICE.

The items in this department were read.

Mr. Dean offered the following amendment:

Amend by striking out lines 31 and 32, page 13, of the bill.

Mr. Kennedy moved to table the amendment.

Yeas and nays were demanded and the amendment was tabled by the following vote:

Yeas—\$0.

Mr. Speaker.	Browne of Karnes.
Alderdice.	Brown of Kaufman.
Ayers.	Bryan of Harris.
Barcus.	Burnett.
Bartholomew.	Byrne.
Bennett.	Carswell of Panola.
Black.	Carswell of Wise.
Blanton.	Chapman.
Bowser.	Cottrell.
Brelsford.	Cranke.

day and tomorrow, on motion of Mr. Gafford.

Mr. Glenn for yesterday, today and tomorrow, on motion of Mr. Love of Williamson.

#### TELEGRAM READ.

By direction of the Chair, the following telegram was read to the House:

San Antonio, Texas, May 4, 1905.  
Myrick and Fountain, House of Representatives, Austin, Texas:

Your wire received. Ambassador accepts kind invitation, to address Legislature in joint session next Saturday and appreciates most highly resolutions in reference thereto, in which the railroad representatives join most heartily. Sorry you are not with us.

T. J. ANDERSON.

The Speaker appointed the following members as a committee to meet the ambassador and escort him to the Hall:

Messrs. Nelms, Blanton, Rice, Guinn, Myrick, Cranke, Williams, Bowser, Onion, Webb, Fountain, Rosser Thomas and Terrell of Travis.

Mr. Love of Dallas moved to reconsider the vote by which the House yesterday ordered that 200 extra copies of House bill No. 10, the banking bill, be printed.

Mr. Dodd moved to table the motion to reconsider and the motion to table was lost.

The motion to reconsider prevailed. Question—Shall the motion to print 200 extra copies prevail?

The motion was lost.

#### BILL NOT TO BE PRINTED.

On motion of Mr. Love of Dallas, it was ordered that House bill No. 10 be not printed.

#### REPORT OF JOINT COMMITTEE ON PAN-AMERICAN TRADE RELATIONS.

Mr. Von Rosenberg, for the joint committee on part of the House, appointed in accordance with the provisions of Senate Concurrent Resolution No. 1, submitted a report, which was filed and ordered to be printed in the Journal.

Mr. Von Rosenberg then gave notice that he would on next Monday call up

the report for consideration by the House.

#### MESSAGE FROM THE GOVERNOR.

Mr. N. A. Cravens, private secretary to the Governor, appeared at the bar of the House, and, being duly announced, presented the following message from the Governor:

Executive Office, State of Texas,  
Austin, May 5, 1905.

To the Legislature:

I present the following additional subjects for legislation:

"To name the several counties composing the Sixty-third Judicial District and to fix the times for holding the district courts therein." At the regular session of this Legislature, the county of Terrell was created and the same was placed in the Sixty-third district. Owing to the fact that the bill reorganizing said district was defective, it was vetoed. It is important that provision should be made for fixing the terms for holding courts in the county of Terrell and the other counties of the district, and hence the entire matter is submitted for your consideration.

Also to create the Jacksonville independent school district. At the regular session of the Twenty-ninth Legislature, there was passed House bill No. 590, entitled "An Act creating the Jacksonville independent school district, etc." Defects having been discovered in said bill, I submit for your consideration the necessity of correcting this bill either by independent act or such amendments as may be deemed necessary.

S. W. T. LANHAM,  
Governor.

#### MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, May 5, 1905.

Hon. F. W. Seabury, Speaker of the House of Representatives.

Sir; I am directed by the Senate to inform the House that the Senate has adopted report of joint committee on Senate Concurrent Resolution No. 1, relating to Pan-American trade relations.

Clyde D. Smith,  
Secretary of the Senate.

#### UNFINISHED BUSINESS.

(House bill No. 9, on engrossment.)

When the House adjourned yesterday, it had under consideration;



purposes in line 8, on page 23, wherever it occurs.

On motion of Mr. Love of Dallas the amendment was tabled.

#### FISH AND OYSTER COMMISSION

The items in this department were read.

Mr. Barcus offered the following amendment:

Amend by adding after line —, page 23, the following: Provided, that the amounts herein appropriated for each item as stated here, and no more, shall be paid out of the general revenue for the Fish and Oyster Commission during the fiscal years beginning September 1, 1905, and ending August 31, 1907, and any surplus shall not be diverted from any accounts to any other account; and provided further, that no deficiency shall be created nor shall any warrants be issued nor obligations incurred in excess of the amounts herein appropriated.

The amendment was lost.

#### LIVE STOCK SANITARY COMMISSION.

The items in this department were read.

Mr. Gilliam offered the following amendment:

Amend page 23, line 45, of the bill by striking out \$10,000 wherever it occurs in line 45 and insert in lieu thereof \$5000.

On motion of Mr. Hill the amendment was tabled.

Mr. Barcus offered the following amendment:

Amend by adding between lines 6 and 7, page 24, the following: Provided, that the amounts here in appropriated for each item as stated herein, and no more, shall be paid out of the general revenue for the Live Stock Sanitary Commission during the fiscal years beginning September 1, 1905, and ending August 31, 1907, and any surplus shall not be diverted from any account to any other account; and provided further, that no deficiency shall be created, nor shall any warrants be issued, nor any obligations be incurred in excess of the amounts herein appropriated.

The amendment was adopted.

#### MESSAGE FROM THE GOVERNOR.

Mr. N. A. Cravens, private secretary to the Governor, appeared at the bar of the House, and, being duly announced, presented the following message from the Governor:

Executive Office,

Austin, Texas, May 5, 1905.

To the Legislature:

I present the following additional subjects for legislation:

To provide by general law for taxation of premium receipts of foreign and domestic insurance companies, or either, and

To provide by general law for levying a franchise tax on foreign and domestic insurance companies, or either.

The laws passed by the Regular Session of the Twenty-ninth Legislature on the above subjects are now being contested in the courts on the ground of their unconstitutionality. I recommend such legislation as may, in your judgment, be necessary to place the revenue law on the above subject beyond question.

S. W. T. LANHAM,  
Governor.

#### PENDING BUSINESS.

(House bill No. 9 on engrossment.)

#### SUPREME COURT.

The items in this department were read.

Mr. Kennedy offered the following amendment:

Amend by adding between lines 16 and 17, page 25, the following: "Provided that the amounts herein appropriated for each item as stated herein, and no more, shall be paid out of the general revenue for the Supreme Court of Texas during the fiscal years beginning September 1, 1905, and ending August 31, 1907, and any surplus shall not be diverted from any account to any other account; and provided further, that no deficiency shall be created nor shall any warrants be issued nor any obligations be incurred in excess of the amounts herein appropriated."

The amendment was adopted.

#### COURT OF CRIMINAL APPEALS.

The items in this department were read:

Mr. Kennedy offered the following amendment:

Amend by adding between lines 40 and 41, page 25, the following: "Provided, that the amounts herein appropriated for each item as stated herein, and no more, shall be paid out of the general revenue for the Court of Criminal Appeals during the fiscal years beginning September 1, 1905, and ending August 31, 1907, and any surplus shall not be diverted from any account

House bill No. 12, a bill to be entitled "An Act to create the Jacksonville independent school district," etc.  
Bill read third time.

Question: Shall the bill be passed?  
The clerk was directed to call the roll and the bill was passed by the following vote:

Yeas—90.

Anthony.	Holsey.
Barcus.	Hudspeth.
Beaty.	James.
Bennett.	Johnson.
Black.	Kubena.
Blalock, W. R.	Kyle.
Blanton.	Love of Dallas.
Brelsford.	Love
Brown of Kaufman.	of Williamson.
Bryan of Harris.	Marsh.
Bryan of Taylor.	Mason.
Bryant.	Mays.
Cable.	McClellan.
Callan.	McKenzie.
Canales.	McKinney.
Carswell of Panola.	Mears.
Chapman.	Moran.
Chesley.	Murray of Collin.
Cottrell.	Murray of Wilson.
Cranke.	Nelms.
Crisp.	O'Neal.
Crockett.	O'Quinn.
Daniel.	Onion.
Daugherty.	Ramsey.
Davis of Falls.	Rice.
Davis	Robertson.
of San Augustine.	Sanders.
Davis	Sevier.
of Williamson.	Shannon.
Dean.	Shelby.
Dimmitt.	Smith.
Dodd.	Soward.
Douglass.	Sperry.
Edwards.	Stavinoha.
Ellison.	Terrell of Travis.
Fitzhugh.	Terry.
Foree.	Thomas, Rosser.
Gilliam.	Thomas, J. A.
Guinn.	Von Rosenberg.
Hagan.	Ware.
Hamilton.	Webb.
Hancock.	Williams.
Harris.	Wilmeth.
Hays.	Wilson.
Heslep.	Witcher.
Hill.	Woods.
Holmes.	

Nay—1.

Werner.

Absent.

Alderdice.	Hall.
Blount.	Hoskins.
Bowser.	Kennedy.
Browne of Karnes.	Low.
Burnett.	Masterson.
Byrne.	McFaddin.
Egan.	Miller.
Elliott.	O'Bryan.
Fountain.	Peeler.

Sharpe.  
Terrell  
of McLennan.

Ward.  
Winter.

Absent—Excused.

Ayars.	Graham.
Bartholomew.	Gray.
Bertram.	Greenwood.
Blalock, E. B.	Haltom.
Blalock of Wood.	Myrick.
Brown of Wharton.	Rieger.
Carswell of Wise.	Thompson.
Cobbs.	Timon.
Gafford.	Witherspoon.
Glenn.	Wilson.

#### 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.

To the Legislature:

I present the following additional subject for legislation:

To amend Chapter 4 of the Special Laws of the first called session of the Twenty-eighth Legislature relating to the water, light and power system of the city of Austin, so as to authorize the city of Austin to enter into certain contracts, and to sell, transfer or lease certain of its property, property rights and franchises to secure a more economical and satisfactory water, light and power system for the use of the people of said city.

S. W. T. LANHAM,  
Governor.

May 8, 1905.

The message was read and was referred to the committee on municipal corporations.

#### JOINT COMMITTEE APPOINTED.

In accordance with the recommendation of the report of the Special Joint Committee on Pan-American Trade Relations, adopted today, the Speaker announced the appointment of the following Committee on part of the House:

Messrs. Onion, Blanton, Peeler, Harris and Canales.

#### HOUSE BILL ON FIRST READING.

By Mr. Terrell of Travis and Mr. Peeler:

House bill No. 15, a bill to be entitled "An Act to amend sections 1 and

Davis of Falls.	Mears.
Davis	Miller.
of San Augustine.	Moran.
Davis	Murray of Collin.
of Williamson.	Murray of Wilson.
Dean.	Nelms.
Dimmitt.	O'Bryan.
Dodd.	O'Neal.
Douglass.	O'Quinn.
Edwards.	Peeler.
Elliott.	Ramsey.
Ellison.	Rice.
Fitzhugh.	Rieger.
Foree.	Robertson.
Fountain.	Sanders.
Gafford.	Sevier.
Gilliam.	Shannon.
Greenwood.	Sharpe.
Guinn.	Shelby.
Hall.	Smith.
Hancock.	Soward.
Harris.	Sperry.
Hays.	Stavinoha.
Heslep.	Terrell.
Hill.	of McLennan.
Holmes.	Terrell of Travis.
Holsey.	Terry.
Hoskins.	Thomas, Rosser.
Hudspeth.	Thomas, J. A.
James.	Thompson.
Johnson.	Timon.
Kennedy.	Von Rosenberg.
Kubena.	Ward.
Kyle.	Ware.
Love of Dallas.	Webb.
Love	Werner.
of Williamson.	Williams.
Low.	Wilmeth.
Marsh.	Wilson.
Mason.	Winter.
Mays.	Witcher.
McClellan.	Witherspoon.
McFaddin.	Woods.
McKenzie.	

## Absent.

Bertram.	Gray.
Blalock, E. B.	Hagan.
Blalock, W. M.	Hamilton.
Blount.	Masterson.
Browne of Karnes.	McKinney.
Carswell of Wise.	Myrick.
Cobbs.	Onion.
Egan.	

## Absent—Excused.

Barcus.	Graham.
Brown of Wharton.	Haltom.
Glenn.	

The Speaker announced a quorum present.

In the absence of the Chaplain and on request of the Speaker, prayer was offered by Rev. Wesley D. Thompson, pastor of the First Cumberland Presbyterian church of Austin, Texas.

## GRANTED LEAVE OF ABSENCE.

On account of important business:  
Mr. Carswell of Wise for today, on motion of Mr. Carswell of Panola.  
Mr. Low for yesterday, on motion of Mr. Blanton.  
Mr. Onion for today, on motion of Mr. Mason.  
Mr. Ayars for yesterday, on motion of Mr. O'Bryan.  
Mr. Hamilton for today, on motion of Mr. Thompson.  
Mr. Masterson for yesterday and today, on motion of Mr. Bryan of Harris.  
Mr. Byrne and Mr. McFaddin for yesterday, on motion of Mr. Harris.  
Mr. Gray for today, on motion of Mr. Hudspeth.  
Mr. Hagan until next Friday, on motion of Mr. Kubena.  
Mr. Cobbs for today, on motion of Mr. Cranke.  
Mr. Myrick for today, on motion of Mr. Nelms.  
Mr. Browne of Karnes for yesterday and today, and Mr. Elliott for yesterday, on motion of Mr. Davis of San Augustine.  
Mr. Miller for yesterday, on motion of Mr. Elliott.  
Mr. McKinney for today and tomorrow, on motion of Mr. Ramsey.  
Mr. E. B. Blalock for yesterday and today, and Mr. W. M. Blalock for today, on motion of Mr. Daugherty.  
Mr. O'Bryan for yesterday, on motion of Mr. Sperry.  
Mr. Alderdice for yesterday, on motion of Mr. Rosser Thomas.  
Mr. Winter for yesterday, and Mr. Callan for today, on motion of Mr. Brown of Kaufman.  
On account of sickness:  
Mr. Bertram for today, on motion of Mr. Shelby.  
Mr. Gafford for yesterday, on motion of Mr. Harris.  
On motion of Mr. Bennett, Messrs. Murray of Wilson, Marsh, O'Neal, Hill and Ayars, the Free Conference Committee on the general appropriation bill, were excused for today, on account of important committee work.

## BILL NOT TO BE PRINTED.

On motion of Mr. Peeler, it was ordered that House bill No. 15 be not printed.

## MESSAGE FROM THE GOVERNOR.

Mr. N. A. Cravens, private secretary to the Governor, appeared at the bar of the House, and, being duly an-

nounced, presented the following message from the Governor:

Executive Office, State of Texas.  
Austin, May 8, 1905.

To the Legislature:

I submit the following additional subject for legislation:

To authorize any county on the Gulf of Mexico to purchase or lease a roadway upon a causeway and bridge that may be constructed across any bay over one mile in width and that separates an island in such county from the mainland thereof.

This legislation is recommended so as to make more effective an act passed at your regular session authorizing the construction of such causeways.

S. W. T. LANHAM,  
Governor.

#### HOUSE BILL ON FIRST READING.

By Mr. Harris, Mr. Love of Dallas, Mr. Canales, Mr. Timon and Mr. Crisp: House bill No. 16, a bill to be entitled "An Act to authorize any county bordering on the Gulf of Mexico to purchase or lease a roadway for public

Question—Shall the motion to table prevail?

Yeas and nays having been already demanded, the Clerk was directed to call the roll and the amendments were tabled by the following vote:

Yeas—58.

Alderdice.	Love of Dallas.
Anthony.	Low.
Ayars.	Marsh.
Bennett.	Mason.
Black.	McFaddin.
Blalock of Wood.	McKenzie.
Blanton.	Miller.
Brown of Kaufman.	Murray of Collin.
Bryan of Harris.	Murray of Wilson.
Byrne.	Nelms.
Canales.	O'Bryan.
Carswell of Panola.	Peeler.
Cranke.	Rieger.
Crisp.	Sanders.
Crockett.	Sevier.
Davis	Shannon.
of Williamson.	Shelby.
Dimmitt.	Sperry.
Elliott.	Stavinoha.
Ellison.	Terrell
Foree.	of McLennan.
Gaffard.	Thomas, Rogers.