


JOURNAL
OF THE
House of Representatives
OF THE
FIRST CALLED SESSION
OF THE
THIRTY-FOURTH LEGISLATURE

Convened April 29, 1915, and Adjourned
May 28, 1915




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1915

Eylar.	Reeves.
Fairchild.	Rich.
Florer.	Roach.
Fly.	Rogers.
Gates.	Russell.
Griggs.	Sackett.
Grindstaff.	Savage of Bell.
Harris.	Savage of Shelby.
Hartman.	Scholl.
Holland.	Schwegman.
Jones.	Smith.
Keith.	Spencer.
Laas.	Spradley.
Laney.	Stanford.
Lanier.	Stephens.
Le Gory.	Stewart.
Lewelling.	Strayhorn.
Loudermilk.	Taylor.
Low.	Templeton.
Maddox.	Tharp.
McAskill.	Thompson.
McComb.	Tiller.
McDowell.	Tillotson.
McKnight.	Tilson.
McMillin.	Tinner.
Magee.	Upchurch.
Meador.	Valentine.
Mendell.	Veatch.
Metcalfe.	Wagstaff.
Middleton.	Walters.
Miller.	Watson.
Murray.	Weber.
Neeley.	Williams
Nichols.	of Hopkins.
Parker.	Williams
Parks.	of Victoria.
Payne.	Williford.
Pearson.	Woods.
Powell.	Wortham.
Rector.	Wynn.

Absent.

Bates.	Gainer.
Bierschwale.	Hill.
Caldwell.	McCrary.
Dunn.	Nabours.
Flournoy.	Witt.

Absent—Excused.

Baker of Hood.	Haxthausen.
Beason.	Hopkins.
Bland.	Jordan.
Bryant.	Lane.
Burton of Rusk.	McFarland.
Burton of Tarrant.	Nordhaus.
Campbell.	Rowell.
Cates.	Sullivan.
Fuller.	Vannoy.
Furrah.	Wahrmund.
Greenwood.	Williams
Haney.	of McLennan.

A quorum was announced present.

Prayer was offered by Rev. H. M. Whaling, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Burton of Rusk, for last Thursday, yesterday and today, on motion of Mr. Beard of Milam.

Mr. McFarland, for today, on motion of Mr. Tillotson.

Mr. Nordhaus, for today, on motion of Mr. Decherd.

Mr. Fuller, indefinitely, on motion of Mr. Reeves.

Mr. Beason, for today, on motion of Mr. Biggers.

Mr. Hopkins, for today, on motion of Mr. Spencer.

Mr. Magee, for last Thursday and yesterday, on motion of Mr. Bolin.

Mr. Jordan, for today, on motion of Mr. Bruce.

Mr. Parker, for last Thursday and yesterday, on motion of Mr. Stephens.

Mr. Cates, for today, on motion of Mr. Laas.

Mr. Bland, indefinitely, on motion of Mr. Nichols.

Mr. Haney, indefinitely, on motion of Mr. Dove.

The following member was granted leave of absence on account of sickness:

Mr. Walters, for last Thursday and yesterday, on motion of Mr. Savage of Shelby.

MESSAGES FROM THE GOVERNOR.

Mr. John Lester Wroe, Private Secretary to the Governor, appeared at the bar of the House and, being duly announced, presented the following messages from the Governor, which were read to the House, as follows:

Governor's Office.

Austin, Texas, April 30, 1915.

To the Thirty-fourth Legislature in Called Session:

You are perhaps advised that there is being held at San Francisco, California, the Panama-Pacific International Exposition. Most all States in the Union are having representation in some form or another. A former Legislature provided for the appointment of a Commission known as the Panama-Pacific International Exposition Commission. The regular session of your body appropriated \$25,000 to be spent under the direction of the said Commission and the Commissioner of Agriculture. However, the bill did not receive the necessary

two-thirds so as to become effective at once, and make the funds available for immediate use. For this and other reasons I deemed it best to disapprove the bill, but at the time and now I still think the State should assist in this laudable purpose.

I submit for your consideration the question of making some appropriation of a much smaller amount than formerly made, and making the same available for immediate use.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office.
Austin, Texas, April 30, 1915.

To the Thirty-fourth Legislature in Called Session:

In deliberating upon the question of how best to expend the public money, I desire to submit for your special consideration the necessity of setting aside a liberal amount for the cause of popular education, and the maintenance of the rural schools. You are quite well aware no doubt that this policy is strongly recommended by the Democratic party of Texas, especially set forth in the El Paso platform.

While you are being called upon to appropriate something in the neighborhood of four million dollars for the support of the Normal Schools, the Agricultural and Mechanical College and the State University, I am sure you will be equally as willing to be as liberal with those outlying school districts, where the people in their collective capacity are not able to maintain their country community schools.

I believe the people of Texas would be gratified to see your body appropriate a full million dollars, to be expended in the next two fiscal years in the support of the country schools. In order that the money would be sure to reach the rural communities, care should be taken that State aid thus extended should not be made to schools in towns of more than one thousand inhabitants, and should be restricted to schools having not over two hundred scholastics. The State Board of Education could administer and equitably distribute this fund in a way that most every country school in Texas would receive some of the appropriation. I think the amount should be restricted so that no one school should receive over one thousand dollars.

I beg to advise that in accordance with these general ideas your special

committee, composed of Hon. J. M. Wagstaff and Senator Cowell and the State Superintendent, Hon. W. F. Doughty, to which gentlemen I am much indebted, have zealously co-operated with my department in the preparation of a bill specifically containing the ideas here expressed. I do not hesitate to say that I think the bill is an excellent one, and I trust that same will receive your favorable consideration and official approval.

While giving much attention to the higher education of the few, let us not neglect the proper education of the many.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

HOUSE BILLS ON FIRST READING.

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

By Mr. Wagstaff:

H. B. No. 7, A bill to be entitled "An Act to provide for the collecting, properly housing and protecting, maintaining and exhibiting at the Panama-Pacific International Exposition to be held at San Francisco, California, during the year 1915, the varied resources and products of the State of Texas, that better markets may be created for such resources and products, and for the disseminating of market information; that the sum of ten thousand dollars be appropriated to be used in the furtherance of said purpose, and that said funds be expended by the Panama-Pacific International Exposition Commission and the Commissioner of Agriculture of the State of Texas, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Wagstaff, Mr. Woods of Fisher, Mr. Spencer, Mr. Dove, Mr. Carter, and Mr. Decherd:

H. B. No. 8, A bill to be entitled "An Act for the purpose of promoting and improving the development of the country schools of the State by the appropriation of \$500,000 each year, or such part thereof as may be necessary, for the next two fiscal years ending August 31, 1916 and 1917, respectively, by allowing the State Board of Education to aid any one school in any sum not exceeding \$1000 in any one year; and providing that schools receiving such aid be located and constructed in a certain way, and having certain and necessary

TO REPLY TO TELEGRAM.

The Speaker laid before the House, as unfinished business, for consideration at this time, the motion made by Mr. Lewelling on yesterday, relative to communication received from Mrs. Nannie Webb Curtis requesting enactment of prohibition legislation, with motion by Mr. Bagby to strike out that part of the motion requiring the reference of the communication to the Governor pending.

Question—Shall the motion to strike out prevail?

Mr. Bagby then withdrew the motion to strike out.

Mr. Cope offered the following substitute for the motion of Mr. Lewelling:

We move the Speaker be requested to reply in suitable terms to the telegram received from Mrs. Nannie Webb Curtis, president of the W. C. T. U.

Signed—Reeves, Cope, Maddox, Dove, Watson, Williams of Hopkins, Crudgington, Hill, Bryan, Walters, Meador, Tilson, Baker of Scurry, Nabours, Spencer, Russell, Stewart, Griggs, Blackmon, Sharp, Middleton, McComb, Cunningham, Thompson, Boner.

Question first recurring on the substitute it was adopted.

The motion as substituted was then adopted.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, May 5, 1915.

Hon. John W. Woods, 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:

S. B. No. 6, A bill to be entitled "An Act to provide for the collecting, properly housing and protecting, maintaining and exhibiting at the Panama-Pacific International Exposition to be held at San Francisco, California, during the year 1915, the varied resources and products of the State of Texas, that better markets may be created for such resources and products, and for the disseminating of market information; that the sum of ten thousand (\$10,000) dollars be appropriated out of any funds in the State Treasury not otherwise appropriated to be used in furtherance of said purpose, and that said funds be expended by the Panama-Pacific International Exposition Commission and the Commissioner of Agriculture of the

State of Texas, and declaring an emergency."

Respectfully,
JOHN D. McCALL,
Assistant Secretary of the Senate.

MESSAGE FROM THE GOVERNOR.

Mr. John Lester Wroe, private secretary to the Governor, appeared at the bar of the House, and, being duly announced, presented a message from the Governor, which was read to the House, as follows:

Austin, Texas, May 4, 1915.

To the Thirty-fourth Legislature in Called Session:

I submit for your consideration the urgent necessity of enlarging the site of the State Blind Asylum, and the pressing importance of providing more modern, commodious and fireproof buildings, for the housing and comfortable caretaking of those unfortunate wards of the State.

Aside from any other consideration that might be urged warranting legislative attention to this matter, the promptings of a common humanity will justify your immediate action; and, accordingly, I recommend that the bill prepared by Senators McGregor, Lattimore and Bee on this subject be enacted into law.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

HOUSE BILL NO. 4 ON SECOND READING.

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

H. B. No. 4, A bill to be entitled "An Act making appropriation to pay the salaries of officers and employes of certain eleemosynary institutions of the State, and other expenses of maintaining and conducting them, as follows, to-wit: State Orphan Home, Confederate Home, Confederate Woman's Home, Blind Institute, Deaf and Dumb Institute, Epileptic Colony, Deaf, Dumb and Blind Institute for Colored Youths, State Institution for the Training of Juveniles, Tuberculosis Sanatorium of Carlsbad, State Lunatic Asylum, Southwestern Insane Asylum, and North Texas Hospital for the Insane, State Training School for Girls, and Walter Colquitt Memorial Hospital, and declaring an emergency."

to read for the second year; also "\$4000" for the second year in line 18.

The amendment was adopted.

Mr. Mendell offered the following amendment to the bill:

Amend House bill No. 4, page 11, by adding the following after line 26, "Four additional oral teachers, \$2400 for each year."

The amendment was adopted.

Mr. Mendell offered the following amendment to the bill:

Amend House bill No. 4, page 13, by adding the following after line 26, "For heating the gymnasium building, \$4000 for the first year."

The amendment was adopted.

Mr. Dove offered the following amendment to the bill:

Amend House bill No. 4, page 4, line 14, by striking out "\$1080" and inserting in lieu thereof "\$1800."

Signed—Dove, Crudgington, Blalock.

Mr. Wagstaff moved to table the amendment, and the motion to table was lost.

The amendment was adopted.

MESSAGES FROM THE GOVERNOR.

Mr. John Lester Wroe, Private Secretary to the Governor, appeared at the bar of the House and, being duly announced, presented the following messages from the Governor, which were read to the House, as follows:

Governor's Office,
Austin, Texas, May 6, 1915.

To the Thirty-fourth Legislature:

I beg respectfully to advise and submit for your consideration the following:

At the Regular Session an act was duly passed by your body providing for the location of three normal schools. By the terms of said act it was provided that the Governor, Lieutenant Governor and Attorney General, and two members to be appointed by the Supreme Court were to constitute a board to locate these schools. I quote below the original letter which I hold in my possession from the members of the court, as follows:

"April 15, 1915.

"Governor Jas. E. Ferguson, Capitol.

"Dear Governor Ferguson: We are advised by the recent act of the Legislature that under its provisions the Supreme Court is commissioned to select two members of the board charged with determining the locations for the three

normal schools authorized by the act.

"While imbued with a sense of deep appreciation of the honor of the appointment and full deference for an act of the Legislature, we are convinced that this is a duty wholly unrelated to any proper function of the court and one which it is beyond its province to assume. It would be unwise, in our opinion, for the court to undertake it, or any other duty not strictly within its constitutional powers.

"We feel obliged, therefore, with great respect, to decline the appointment.

"With high esteem, we have the honor to remain,

"Yours sincerely,

"(Signed) T. J. BROWN,

"Chief Justice.

"(Signed) NELSON PHILLIPS,

"(Signed) WM. E. HAWKINS,

"Associate Justices."

I submit this for your consideration and such action as you may deem necessary in the premises.

Respectfully,

JAS. E. FERGUSON,
Governor of Texas.

Executive Department,
Austin, Texas, May 5, 1915.

To the Thirty-fourth Legislature of Texas in Called Session:

During this special session, I shall assume the initiative in recommending for your consideration and passage various and sundry measures, having for their purpose the material and cultural advancement of our State.

I want especially to ask this Legislature to assist in this latter regard by providing for the purchase and improvement of certain lands in Washington county, on which was located the first capitol of Texas, and which is now marked by a shaft of stone thoughtfully erected by the school children of that section in 1900.

Time lays as destructive a hand upon that which is historic as upon that which is uninteresting; and we, as patriotic Texans, should save to posterity the beauty and glory of this memorable spot, where first the birth of a new nation was announced to the world—where met the last session of Congress that terminated the Lone Star Republic and merged it into the sisterhood of these United States.

I admonish you, therefore, as legislative representatives of this great Commonwealth to do that which is necessary and practicable to preserve and

beautify this hallowed ground, this altar of Texas independence, where citizen and alien may gather in the years to come; and from the white dust of travel, find rest and recreation in the contemplative shade of this shrine of Texas liberty.

Respectfully submitted,

JAS. E. FERGUSON,
Governor of Texas.

ADDRESS BY HON. HENRY D. LINDSLEY.

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

Whereas, There is present in the Capitol, Honorable Henry D. Lindsley, Mayor of the City of Dallas; and,

Whereas, Mr. Lindsley has always taken a keen interest in public questions; therefore, be it

Resolved, That we invite him to address the House.

Signed—Lewelling, Davis, Florer.

The resolution was read second time and was adopted.

In accordance with the above action, the Speaker appointed Mr. Lewelling, Mr. Davis and Mr. Florer as a committee to escort Mr. Lindsley to the Speaker's stand.

The committee having performed their duty, Mr. Lindsley was presented to the House by Speaker Woods.

Mr. Lindsley then addressed the House.

ADDRESS BY HON. LEWIS FISHER.

Mr. Wortham offered the following resolution:

Whereas, The Hon. Lewis Fisher, Mayor of the City of Galveston, the greatest seaport in the world, is present in the Hall of the House, be it

Resolved, That he be invited to address the House.

Signed—Wortham, Caldwell, Weber.

The resolution was read second time and was adopted.

In accordance with the above action, the Speaker appointed Mr. Wortham, Mr. Caldwell and Mr. Weber as a committee to escort Mr. Fisher to the Speaker's stand.

The committee having performed their duty, Mr. Fisher was presented to the House by Speaker Woods.

Mr. Fisher then addressed the House.

RECESS.

Mr. Middleton moved that the House adjourn until 10 o'clock a. m. tomorrow.

Mr. Tillotson moved that the House recess to 2:30 o'clock p. m. today.

The motion to recess prevailed, and the House, accordingly, at 12:10 o'clock p. m., took recess to 2:30 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2:30 o'clock p. m. and was called to order by the Speaker.

HOUSE BILL NO. 4 ON ENGROSSMENT.

The House resumed consideration of pending business, same being House bill No. 4, making appropriations for the support of the State eleemosynary institutions, on its passage to engrossment; the bill being considered section by section, and all of the sections of the bill having been considered except the sections relating to the Confederate Woman's Home and to the Southwestern Insane Asylum.

Mr. Burmeister offered the following amendment to the section of the bill relating to the Confederate Woman's Home:

Amend printed House bill No. 4, page 5, line 32, by inserting on said line 32 the following: "for traveling expenses of the Superintendent, necessarily expended in taking care of the inmates of said Home, \$250 each year."

The amendment was adopted.

Mr. Wagstaff moved to reconsider the vote by which the amendment by Mr. Dove relating to salaries of laundresses for Confederate Home was adopted.

The motion to reconsider prevailed.

Question—Shall the amendment be adopted?

Mr. Wagstaff offered the following amendment to the amendment:

Amend amendment by striking out "1800" and "insert "1440."

The amendment to the amendment was adopted.

The amendment as amended was then adopted.

Mr. Mendell offered the following amendment to the bill:

Amend House bill No. 4, page 6, line 10, by striking out "\$900" and inserting "\$1200" for each year.

On motion of Mr. Wagstaff, the amendment was tabled.

Mr. Mendell offered the following amendment to the bill:

Amend House bill No. 4, page 6, line 10, by striking out "\$675" and inserting "\$765" for each year.

amendment, and the motion to table prevailed.

Mr. Beard of Milam offered the following amendment to this section of the bill:

Amend House bill No. 5, page 16, by striking out all of line 15.

Mr. Wortham moved to table the amendment, and the motion to table prevailed.

There being no further amendments to this section of the bill, it was adopted.

The section of the bill relating to the State Board of Health was read.

Mr. Mendell offered the following (committee) amendment to this section of the bill:

Amend House bill No. 5, relating to State Board of Health, page 22 of the original bill, by adding the following:

	For Years Ending	
	Aug. 31, 1916.	Aug. 31, 1917.
Salary of sanitary inspector	\$ 1,800	\$ 1,800
Traveling expenses of sanitary inspector ..	1,200	1,200

The (committee) amendment was adopted.

Mr. Mendell offered the following (committee) amendment to this section of the bill:

Amend House bill No. 5, relating to the State Board of Health, by striking out on pages 19 and 20 of the original bill the following items:

	For Years Ending	
	Aug. 31, 1916.	Aug. 31, 1917.
Salary of quarantine officer at Galveston, when actually engaged in service, at \$200 per month.....	\$ 2,400	\$ 2,400
Salary of assistant quarantine officer at Galveston, when actually engaged in service	1,500	1,500
Salary of engineer on launch at Galveston, at \$75 per month...	900	900
Salary of disinfector at Galveston, at \$75 per month	900	900
Salaries of two assistant disinfectors at Galveston, at \$720 each	1,440	1,440

For Years Ending
Aug. 31, 1916. Aug. 31, 1917.

Salary of captain on disinfecting vessel at Galveston, at \$100 per month	1,200	1,200
Salary of engineer on disinfecting vessel at Galveston, at \$100 per month	1,200	1,200
Salary of two deck hands on disinfecting vessel at Galveston, at \$720 each.....	1,440	1,440

Mr. McFarland moved to table the (committee) amendment, and the motion to table was lost.

Question recurring on the (committee) amendment, it was adopted.

Mr. McFarland offered the following amendment to this section of the bill:

Amend House bill No. 5, page 17, line 31, by inserting "\$1800" for "\$900," and page 18, lines 13, 16 and 19, by inserting the sum of "\$1800" for "\$900" where they appear.

Mr. Wortham moved to table the amendment, and the motion to table prevailed.

Mr. Burmeister offered the following amendment to this section of the bill:

Amend House bill No. 5, page 18, line 33, strike out "\$15,000—\$15,000," and insert "\$20,000—\$20,000."

Mr. Wortham moved to table the amendment, and the motion to table prevailed.

There being no further amendments to this section of the bill, it was adopted.

MESSAGES FROM THE GOVERNOR.

Mr. John Lester Wroe, private secretary to the Governor, appeared at the bar of the House, and being duly announced, presented the following messages from the Governor, which were read to the House, as follows:

Governor's Office,
Austin, Texas, May 17, 1915.

To the Thirty-fourth Legislature in Called Session:

In accordance with petition signed by various members of the Legislature, I submit for your special consideration House bill No. 450, submitted at the Regular Session of the Thirty-fourth Legislature; same being an act providing for the incorporation of medical milk commissioners and a certificate of

milk products under their supervision, together with such amendments, conditions and provisions as the Legislature may in its discretion provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 17, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Senator Archie Parr and other prominent citizens, I hereby submit for your consideration the question of a division of Duval county; to be in such manner and form and to contain such amendments, provisions and conditions as in the discretion of your honorable body may think proper.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 17, 1915.

To the Thirty-fourth Legislature in Called Session:

The Democratic party is committed to all necessary reforms of our judicial procedure. Continued consideration of other matters of legislation will prevent your body from giving proper attention to judicial reform at this session.

In order, however, that we keep faith with the people in our promise to give attention to this matter, I submit for your consideration the question and advisability of appointing a Judicial Commission, consisting of five or more members to study the question of judicial reform and report back to the next session of the Legislature.

Above all things, though, there should be no salary attached to this commission. The jurists of Texas, who are competent to suggest this reform, will render this service patriotically for the good of the State. I have no doubt of the State being able to secure the most competent Commission to perform this service without purchase and without price.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 17, 1915.

To the Thirty-fourth Legislature in Called Session:

In pursuance of a resolution passed by the Senate, I submit for your con-

sideration Simple Resolution No. 10, having for its purpose the printing and furnishing the people within a short time after they are printed the Acts of the Legislature, together with such amendments, provisions and conditions as the Legislature may in its discretion prescribe.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 17, 1915.

To the Thirty-fourth Legislature in Called Session:

I hereby submit for your special consideration House bill No. 529, as submitted at the Regular Session of your honorable body; same being an act to suspend time for the payment of principal that has become due on former sales of land, belonging to the Public Free School Fund, University Fund, and the several asylum funds, together with such amendments, provisions and conditions as the Legislature may in its discretion provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 17, 1915.

To the Thirty-fourth Legislature in Called Session:

I hereby submit for your consideration House bill No. 13, introduced at the Regular Session by Hon. D. H. Biggers and Hon. T. F. Baker, same being an act declaring prairie dogs as a public nuisance, and providing for the destruction of same by land owners upon whose property prairie dogs exist, together with such amendments, conditions and provisions as the Legislature in its wisdom may provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 17, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Hon. M. M. McFarland, of Brewster county, I hereby submit for your special consideration a bill, hereto attached, having for its purpose the amendment of Article 1372, Chapter 12, Title 17, of the Revised Penal Code of Texas, and Article 7184, Chapter 3, Title 124, of the Revised Civil

Statutes of Texas, relating to the regulation of the butcher business and the detection of persons illegally handling and butchering of animals, together with such amendments, provisions and conditions as the Legislature may in its discretion provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 17, 1915.

To the Thirty-fourth Legislature in Called Session:

I hereby submit for your consideration the passage of an act regulating the business of co-operative savings contract loan companies, defining such business, providing that all persons, firms, associations, joint stock companies and corporations engaged in such business shall be subject to the provisions thereof as provided, providing that corporations to engage in the business of co-operative savings and contract loan companies may be chartered, and setting forth the terms upon which they may be chartered defining the powers, duties and liabilities of such corporations, persons, firms, associations and joint stock companies under the supervision and control of the Commissioner of Insurance and Banking, as specified therein, providing certain duties of said officer relative thereto, and defining in what manner these duties shall be performed; creating offenses for violations thereof, and declaring an emergency, together with such amendments, additions and provisions as the Legislature in its wisdom may provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 17, 1915.

To the Thirty-fourth Legislature in Called Session:

I hereby respectfully submit for your consideration a bill, hereto attached, involving the relieving of the Sugarland Railway Company from the necessity of rebuilding and constructing about three and one-half miles of its road in Fort Bend county, Texas, as ordered by the court in a judgment entered in the cause of the State of Texas vs. The Sugarland Railway Company, together with such amendments, provisions and condi-

tions as the Legislature may in its discretion provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 17, 1915.

To the Thirty-fourth Legislature in Called Session:

I hereby submit for your consideration the question of correcting a provision in our Criminal Procedure so as to prescribe that the recognizance or bail bond to be given on appeal in felony cases will hold the defendant for a new trial in case of a reversal of the case. The Court of Criminal Appeals have held in the case of Sanders vs. The State, 158 S. W. Rep., page 291, that upon a reversal of the felony case that the sureties on the defendant's bond are released, and the Court of Appeals have stated that this provision of the law should be corrected in accordance with the suggestions here made.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 17, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Senator Hall I herewith submit for your special consideration a bill hereto attached, looking to the reorganization of the Twenty-third Judicial District of Texas, and to create the Seventy-eighth Judicial District of Texas, together with such amendments, conditions and provisions as your Honorable Body may in its discretion provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 17, 1915.

To the Thirty-fourth Legislature in Called Session:

I hereby submit for your special consideration an act, hereto attached, to amend Chapter 48 of the General Laws of the State of Texas, passed by the Thirty-fourth Legislature at its Regular Session, being an act to reorganize the Twenty-eighth Judicial District and to create the Seventy-ninth Judicial District of Texas: said act being for the

fixing of more convenient and proper time for holding court.

Respectfully submitted,

JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,

Austin, Texas, May 17, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Mr. Bell and Senator Johnson of your body I herewith respectfully submit for your consideration a bill, hereto attached, creating the Crowell Independent School District of Foard county, Texas, together with such amendments, conditions and provisions as the Legislature in its discretion may deem appropriate.

Respectfully submitted,

JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,

Austin, Texas, May 17, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Senator John H. Bailey of DeWitt, I herewith submit for your special consideration a bill, hereto attached, pertaining to the unlawful diversion of the natural flow of surface waters in the State or the impounding the waters of this State in such manner as to damage the property of another, together with such amendments, conditions and provisions as your Honorable Body may in its discretion provide.

Respectfully submitted,

JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,

Austin, Texas, May 17, 1915.

To the Thirty-fourth Legislature in Called Session:

I hereby submit for your special consideration a bill, hereto attached, providing that interurban corporations shall have the power to lease or acquire the physical property, rights and franchises of any other interurban corporation, together with such provisions, amendments and conditions as the Legislature may in its wisdom provide.

Respectfully submitted,

JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,

Austin, Texas, May 17, 1915.

To the Thirty-fourth Legislature in Called Session:

As the request of a large number of

the members of your Honorable Body, I hereby submit for your special consideration a bill, hereto attached, having for its purpose to amend Section 4, Chapter 86 of the General Laws of the Thirty-second Legislature of the State of Texas, relating to the issuance of stocks and bonds by the associations and corporations brought under the jurisdiction of the Railroad Commission.

Respectfully submitted,

JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,

Austin, Texas, May 17, 1915.

To the Thirty-fourth Legislature in Called Session:

I herewith respectfully submit for your special consideration a bill, involving the question of granting permission to Imperial Sugar Company, a corporation, incorporated under the laws of Texas, to bring suit against the State of Texas, for certain items specified in the bill, hereto attached, together with such conditions, additions and provisions as the Legislature may in its discretion provide.

Respectfully submitted,

JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,

Austin, Texas, May 17, 1915.

To the Thirty-fourth Legislature in Called Session:

I hereby submit for your consideration a bill, hereto attached, having for its purpose to amend Chapter 26 of the Acts of the First Called Session of the Thirty-third Legislature, authorizing the Commissioner of the General Land Office to sell conditionally relinquish to J. J. Kane of the city of Galveston, 87 acres of land, more or less of the public domain, lying in Galveston county, Texas, on condition that same is to be used for the establishment of dry docks in the said city of Galveston, Texas.

Upon a recent visit to Galveston, I went and made a personal inspection of the land pertaining to the subject matter of this legislation, and I am of the opinion that it would be to the best interest of the State to encourage the building of dry docks in the manner proposed in the bill hereto attached.

Texas has a long coast line—greater perhaps than any other State in the Union, and in view of the completion of the Panama Canal we are destined to have many important ports of entry. Our shipping facilities will undoubtedly

increase from year to year, we will thereby become more important in shipping commerce from year to year. I was amazed to learn lately that there is no place for the repair of boats in Texas, and one of limited facility for this work at New Orleans, and in reality there are no adequate dry dock facilities this side of Norfolk, Virginia. By encouraging the building of dry docks in Texas many thousands of dollars will come to Texas in one form or another that now goes elsewhere.

I trust that you will give this legislation your favorable consideration.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 17, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Honorable P. L. Parker of Henderson, I herewith submit for your special consideration a bill, hereto attached, creating the Greensborough County-line Independent School District in Henderson and Van Zandt counties, Texas, together with such amendments, provisions and conditions as you may provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 17, 1915.

To the Thirty-fourth Legislature in Called Session:

I beg to submit for your special consideration the question of legislation by proper act to amend the road law in Wilson county, Texas, so as to properly regulate and provide for the compensation to be paid county commissioners of said Wilson county when serving in the capacity of superintendents of buildings and inspecting public roads in said county.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 17, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Senator Johnson, I herewith submit for your special consideration a bill hereto attached, to amend Section 1, Chapter 23 of the Local and Special Laws passed by the

Regular Session of the Thirty-fourth Legislature, same relating to the Happy Independent School District in Swisher and Randall counties, together with such amendments, conditions and provisions as your Honorable Body may see fit to enact.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 17, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Senator Hall, I herewith submit for your special consideration an act, hereto attached, pertaining to jail guards and compensation for their services, together with such amendments, conditions and provisions as the Legislature may in its wisdom provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 17, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Senator L. H. Bailey of Harris, I cheerfully submit for your consideration the matter of creating and establishing in Harris county an additional court for concurrent jurisdiction in civil cases with the County Court at Law of Harris county, with such amendments, provisions and conditions as the Legislature may in its wisdom provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

RECESS.

On motion of Mr. Burmeister, the House, at 5:50 o'clock p. m., took recess to 10 o'clock a. m. tomorrow.

APPENDIX.

REPORT OF COMMITTEE ON EDUCATION.

Committee Room,
Austin, Texas, May 15, 1915.

Hon. John W. Woods, Speaker of the House of Representatives.

Sir: Your Committee on Education, to whom was referred Senate bill No. 13, have had the same under consider-

sages from the Governor, which were read to the House, as follows:

Governor's Office,
Austin, Texas, May 18, 1915.

To the Thirty-fourth Legislature in
Called Session:

The Constitution of the United States provides: That within every subsequent term of ten years after the first meeting of the Congress of the United States that respective Legislatures of each State may divide each State into Congressional Representative Districts.

your consideration a bill, hereto attached, same being an act granting to the city of Corpus Christi, Texas, all right, title and interest of the State of Texas to certain lands lying and being situated under the waters of Corpus Christi Bay, and belonging to the State of Texas, together with such terms, provisions and conditions as the Legislature may in its wisdom prescribe.

Respectfully submitted,

JAS. E. FERGUSON,
Governor of Texas.

HOUSE BILLS ON FIRST READING

MESSAGE FROM THE GOVERNOR.

Mr. John Lester Wroe, private secretary to the Governor, appeared at the bar of the House, and, being duly announced, presented a message from the Governor, which was read to the House, as follows:

Governor's Office,
Austin, Texas, May 19, 1915.

To the Thirty-fourth Legislature in Called Session:

I desire to submit to your Honorable Body the following:

I have in my possession an original letter, signed by Frank Webb, treasurer of the American National Insurance Company, of Galveston, Texas, which reads as follows:

American National Insurance Company,
Galveston, Texas, April 14, 1915.

Mr. E. P. Ruhmann, Kenedy, Texas.

Dear Sir: That part of your letter of the 8th in regard to loans upon real estate has been referred to this department for reply.

We are in the market for first-class loans upon real estate at about 40 per cent of the value of the property as placed by our inspector, at five years or longer at 10 per cent, and requiring the borrower to pay the expense of having the property inspected.

We will be glad to hear from you, if you have anything to offer on the above basis. I am,

Very truly yours,

FRANK WEBB,

Treasurer.

This is the same company who filed report with the Commissioner of Insurance and Banking that they had six loans aggregating \$28,145.12 in the State of North Carolina, upon which they are charging an interest rate of only 6 per cent.

The Great Southern Life Insurance Company in their report to the Commissioner state that they loaned during the year 1914 fifty-seven loans, aggregating \$61,200, at 8 per cent, in Texas.

They further report that they have three farm loans, aggregating \$66,000, in the State of Oklahoma, made during the year 1914, for which they are charging a rate of only 6½ per cent.

The Aetna Life Insurance Company of Hartford, Connecticut, in their report to the Commissioner, state that they made sixty loans, aggregating \$662,110, in Texas at 8 per cent. They also state in their report that they

made three hundred and fifty loans in the State of Oklahoma for the year 1914 aggregating \$688,850 at 6 per cent.

The Union Central Life Insurance Company of Cincinnati, Ohio, in their report to the Commissioner of Insurance and Banking, state that they made in Texas during the year 1914 three hundred and twenty-six loans, aggregating \$780,156.25, at 8 per cent. They also state in their report that they made three hundred and forty-three real estate loans in the State of Oklahoma during the year 1914, aggregating \$475,789.92, at 6 per cent.

The Aetna Life Insurance Company has loaned in round numbers about eighteen million dollars in the State of Iowa at 5½ and 6 per cent. They have loaned in Texas approximately two and one-half million dollars at 7½ and 8 per cent.

Thus it is clearly shown that insurance companies are discriminating against the citizenship of Texas in the rates of interest which they fix upon loans.

I take the position unhesitatingly that any life insurance company being protected and chartered under the laws of Texas ought not in all good conscience be permitted to do business in Texas as long as they charge 10 per cent interest upon their real estate loans. The insurance companies derive their business as a result of the aid which the State gives their business. Therefore, they have no right to levy unrighteous charges upon the people of Texas.

Bearing in mind the above facts, I have decided to submit for your respectful consideration the passage of necessary and proper legislation regulating the rate of interest to be charged by life insurance companies doing business in Texas, so as to prevent extortionate charges in the way of interest, and I think the law should be fixed so that no life insurance company doing business in Texas should charge a rate of interest to exceed 7 per cent per annum, payable annually, and I trust that you will pass necessary legislation bearing on this question.

Respectfully submitted,

JAS. E. FERGUSON,

Governor of Texas.

REPORT OF FREE CONFERENCE
COMMITTEE ON HOUSE BILL
NO. 3.

Mr. Baker of Scurry called up from the Speaker's table for consideration at

On motion of Mr. Wortham, it was agreed to consider the (committee) amendment section by section.

MESSAGE FROM THE GOVERNOR.

Mr. John Lester Wroe, private secretary to the Governor, appeared at the bar of the House, and being duly announced, presented a message from the Governor, which was read to the House, as follows:

Governor's Office,
Austin, Texas, May 19, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Senator Astin and Mr. Leonard Tillotson of your body, I herewith submit for your consideration a bill, hereto attached, being an act to amend Sections 5, 6, and 9 of Chapter 5 of the Acts passed by the Second Called Session of the Thirty-third Legislature, together with such amendments, conditions and provisions as the Legislature may in its wisdom deem appropriate.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

HOUSE BILLS ON FIRST READING.

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

By Mr. McFarland, Mr. Burges and Mr. Eylar:

H. B. No. 32, A bill to be entitled "An Act to amend Article 1372, Chapter 12, Title 17, of the Revised Penal Code of Texas, and Article 7184, Chapter 3, Title 124, of the Revised Civil Statutes of Texas, which chapters relate to the regulation of the butcher business, and to the detection of persons illegally handling and butchering animals, and prescribing bond, rules and regulations and penalties in connection therewith; said articles amended hereby naming a large number of counties as being exempt from the provisions of said chapters, and it is the purpose of this act to reduce the number of counties so exempt, and declaring an emergency."

Referred to the Committee on Reforms in Criminal Procedure.

By Mr. Dixon of Harris and Mr. Holland:

H. B. No. 33, A bill to be entitled "An Act to reorganize the Twenty-third Judicial District of Texas and to cre-

ate the Eightieth Judicial District of Texas, and to fix the time of holding the courts in said districts; and to fix the jurisdiction of the court for the Eightieth Judicial District of the State of Texas, and to provide for the appointment of a district judge for said Eightieth Judicial District; that the county attorney of Waller county shall perform the duties prescribed by law, both for district and county attorneys, in all suits instituted in the Eightieth Judicial District in Waller county, and providing that the clerks of the district courts of the several counties composing the Twenty-third Judicial District of Texas, as reorganized by this act, shall continue as the district clerks of said district in the several counties, and that the present incumbent of the office of district clerk, and his successor in office of Waller county, be continued as the district clerk of the Eightieth Judicial District of Texas in said county, and that the present incumbent of the office of district clerk of Harris county, and his successor in office, perform the duties, have the authority and be the clerk of the district court of the Eightieth Judicial District of Texas for Harris county; and providing for the transfer of civil cases from one district court to another in Harris county; and providing that the present incumbents of the respective offices of district judge and district attorney of the Twenty-third Judicial District and their successors shall be continued as district judge and district attorney for said district, and providing that all process issued or served before this act takes effect, including recognizances and bonds returnable to any of the counties of the Twenty-third Judicial District, shall be considered as returnable to said courts in each of said counties in accordance with the terms of this act, and providing that the grand juries drawn and selected under existing laws in any of the counties of said judicial district and in Waller county shall be considered legally drawn and selected for the term of the district court of their respective counties held after this act takes effect, and providing that this act shall take effect and be in force from and after the first day of September, 1915, and to repeal all laws and parts of laws in conflict herewith."

Referred to Committee on Judicial Districts.

By Mr. Florer:

H. B. No. 34, A bill to be entitled "An Act to regulate the business of co-operative savings and contract companies; defining such business; providing that all persons, firms, associations, joint stock companies, and corporations engaged in such business shall be subject to the provisions hereof as provided; providing that corporations to engage in the business of co-operative savings and contract loan companies may be chartered, and setting forth the terms upon which they may be chartered; defining the powers, duties and liabilities of such corporations, and regulating the same; placing all such corporations, persons, firms, associations and joint stock companies under the supervision and control of the Commissioner of Insurance and Banking, as specified therein; providing certain duties of said officer relative thereto, and defining in what manner these duties shall be performed; creating offenses for violations thereof, and declaring an emergency."

Referred to Committee on Private Corporations.

By Mr. Bagby and Mr. Baker of Scurry:

H. B. No. 35, A bill to be entitled "An Act to regulate the rate of interest to be charged by life insurance companies doing business in Texas."

Referred to Committee on Insurance.

By Mr. Tillotson, Mr. Woods of Navarro, Mrs. Stephens, Mr. Fly and Mr. Miller:

H. B. No. 36, A bill to be entitled "An Act to amend Sections 5, 6 and 9 of Chapter 5 of the Acts passed by the Second Called Session of the Thirty-third Legislature, which chapter provides a system of State bonded warehouses."

Referred to Committee on Agriculture.

RECESS.

On motion of Mr. Wortham, the House, at 11:50 o'clock a. m., took recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m., and was called to order by the Speaker.

HOUSE BILL NO. 9 ON ENGROSSMENT.

The House resumed consideration of pending business, same being House bill

No. 9, making appropriations for the support of certain State educational institutions, on its second reading and passage to engrossment; the House having agreed to consider the (committee) amendment section by section.

The section of the (committee) amendment relating to the University of Texas was read.

Mr. Cowan offered the following amendment to this section of the (committee) amendment:

Amend House bill No. 9, page 41, line 24, by striking out the figures "\$3,250" where they appear. On page 45, lines 23 and 24, by striking out the figures "\$1,400" where they appear. On page 53, line 29, "\$5,200" and "\$6,700," and for the above amounts substitute therefor "thirty cents."

Signed—Cowan, Maddox, Stephens.

Mr. Middleton moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—58.

Beason.	Lane.
Blackmon.	Low.
Blalock.	McAskill.
Bland.	McDowell.
Boner.	McFarland.
Burges.	Meador.
Burneister.	Mendell.
Burton of Rusk.	Metcalfe.
Butler.	Miller.
Caldwell.	Powell.
Campbell.	Rector.
Carter.	Rich.
Cope.	Rogers.
Davis.	Rowell.
Dayton.	Sackett.
Decherd.	Smith.
Dixon of Harris.	Stanford.
Dunn.	Sullivan.
Eylar.	Taylor.
Flournoy.	Tiller.
Fly.	Tillotson.
Furrh.	Valentine.
Gainer.	Wagstaff.
Griggs.	Wahrmond.
Grindstaff.	Williams
Haney.	of Victoria.
Hartman.	Witt.
Hill.	Woods.
Holland.	Wortham.
Hopkins.	

Nays—47.

Baker of Hood.	Cates.
Bell.	Clark.
Bierschwale.	Cowan.
Biggers.	Crudgington.
Bolin.	Cunningham.
Byrne.	Dickson of Lmaar.

Le Gory.	Smith.
Low.	Spencer.
Magee.	Spradley.
Mendell.	Stanford.
Metcalfe.	Sullivan.
Nordhaus.	Templeton.
Powell.	Tiller.
Rector.	Tillotson.
Rogers.	Valentine.
Rowell.	Wahrmund.
Russell.	Witt.
Sackett.	Wortham.

Nays—53.

Baker of Hood.	Middleton.
Bell.	Miller.
Bierschwale.	Nabours.
Biggers.	Parker.
Bolin.	Payne.
Burmeister.	Pearson.
Burton of Rusk.	Reeves.
Byrne.	Roach.
Carter.	Savage of Bell.
Clark.	Savage of Shelby.
Cope.	Scholl.
Cowan.	Schwegman.
Decherd.	Stephens.
Dove.	Stewart.
Fairchild.	Taylor.
Florer.	Thompson.
Greenwood.	Tilson.
Grindstaff.	Tinner.
Harris.	Vannoy.
Laas.	Veatch.
Lanier.	Wagstaff.
Loudermilk.	Watson.
Maddox.	Williams
McComb.	of Hopkins.
McDowell.	Williams
McKnight.	of Victoria.
McMillin.	Williford.
Meador.	

Absent.

Bagby.	McCrary.
Bates.	McFarland.
Bruce.	Murray.
Burton of Tarrant.	Nichols.
Dayton.	Rich.
Ellis.	Tharp.
Flournoy.	Upchurch.
Lane.	Weber.
Laney.	Woods.
McAskill.	Wynn.

Absent—Excused.

Bryant.	Parks.
Bryan.	Strayhorn.
Jordan.	Walters.
Keith.	Williams
Lewelling.	of McLennan.
Neeley.	

Pending—Consideration of the section of the (committee) amendment relating to the University of Texas.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, May 19, 1915.

Hon. John W. Woods, 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:

H. B. No. 14, A bill to be entitled "An Act making an appropriation of the sum of four thousand (\$4000) dollars, or so much thereof as may be necessary, to cover the expense of printing and publishing House Joint Resolutions Nos. 1, 4, 9 and 34, and Senate Joint Resolutions Nos. 3 and 18, submitted by the Thirty-fourth Legislature in Regular Session, and to cover the cost of printing the ballots to be used in the election to be held on the fourth Saturday in July, 1915, the expense of printing and distributing the proclamation of the Governor calling said election, and the expense of postage and expense used in connection therewith, and declaring an emergency."

Respectfully,

JOHN D. McCALL,
Assistant Secretary of the Senate.

BILLS 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 bill:

H. B. No. 11, "An Act to provide for the purchase of certain lands and improvements thereon in Washington county, Texas, the same being lands upon which there has been erected a monument commemorating the fact that at said point was located the first capitol of Texas, etc., making appropriation therefor, and declaring an emergency."

MESSAGES FROM THE GOVERNOR.

Mr. John Lester Wroe, private secretary to the Governor, appeared at the bar of the House, and being duly announced, presented the following messages from the Governor, which were read to the House, as follows:

Governor's Office,
Austin, Texas, May 19, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Hon. Sam H. Dixon, I hereby submit for your respectful consideration a bill, hereto attached, being an act to create a State Board of Hor-

ticulture, together with such amendments, conditions and provisions as the Legislature in its wisdom may provide.

Respectfully submitted,

JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 19, 1915.

To the Thirty-fourth Legislature in
Called Session:

At the request of Senator Smith, I hereby submit for your special consideration a bill, hereto attached, having for its purpose the creation of a more efficient road system for Gregg county, making the county commissioners ex-officio road commissioners, together with such amendments, conditions and provisions as the Legislature in its wisdom may provide.

Respectfully submitted,

JAS. E. FERGUSON,
Governor of Texas.

HOUSE BILLS ON FIRST READING.

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

By Mr. Boner and Mr. Haney:

H. B. No. 37, A bill to be entitled "An Act to amend paragraph 30 of Article 30, Title 5, of Revised Civil Statutes of the State of Texas, 1911, and to amend said paragraph as amended by House bill No. 510 of the Regular Session of the Thirty-fourth Legislature, being Chapter 128 of the Acts of the Regular Session of such Legislature, entitled, 'An Act to increase the time of holding the district court of Clay county to eight weeks, and declaring an emergency'; fixing time of holding the district courts in the Thirtieth Judicial District so as to increase the time of holding the district court in Clay county to eight weeks, and to change the time of holding the district court in Wichita county, and declaring an emergency."

Referred to Committee on Judicial Districts.

By Mr. Dixon of Harris and Mr. Wortham:

H. B. No. 38, A bill to be entitled "An Act to create a State Board of Horticulture; providing for their appointment; fixing their duties and compensation; providing for the election of a secretary-treasurer; defining his duties; fixing bond to be executed by the sec-

retary-treasurer; providing time for the meetings of the Board, and providing for report of the Board."

Referred to Committee on Agriculture.

RECESS.

Mr. Stanford moved that the House recess until 10 o'clock a. m. tomorrow.

Mr. Russell moved that the House recess until 9 o'clock a. m. tomorrow.

The motion of Mr. Russell prevailed, and the House, accordingly, at 6 o'clock p. m., took recess until 9 o'clock a. m. tomorrow.

APPENDIX.

REPORT OF COMMITTEE ON COMMON CARRIERS.

Committee Room,
Austin, Texas, May 19, 1915.

Hon. John W. Woods, Speaker of the House of Representatives.

Sir: Your Committee on Common Carriers, to whom was referred House bill No. 19, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass. Mr. Clark has been appointed to make a full report thereon.

ROWELL, Chairman.

REPORT OF COMMITTEE ON STATE AFFAIRS.

Committee Room,
Austin, Texas, May 19, 1915.

Hon. John W. Woods, Speaker of the House of Representatives.

Sir: Your Committee on State Affairs, to whom was referred House bill No. 21, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass. Mr. Beason has been appointed to make a full report thereon.

WILLIAMS of Hopkins, Chairman.

REPORT OF COMMITTEE ON PRIVATE CORPORATIONS.

Committee Room,
Austin, Texas, May 19, 1915.

Hon. John W. Woods, Speaker of the House of Representatives.

Sir: Your Committee on Private Corporations, to whom was referred House

the motion to table prevailed by the following vote:

Yeas—58.

Baker of Scurry.	Holland.
Beard of Harris.	Hopkins.
Beard of Milam.	Jones.
Beason.	Jordan.
Bell.	Lane.
Blackburn.	Laney.
Blackmon.	Magee.
Blalock.	Meador.
Boner.	Mendell.
Bruce.	Metcalfe.
Burges.	Nabours.
Butler.	Nordhaus.
Caldwell.	Powell.
Carter.	Rector.
Cope.	Rogers.
Crudgington.	Russell.
Cunningham.	Sackett.
Dayton.	Scholl.
Decherd.	Smith.
Dunn.	Spencer.
Eylar.	Stanford.
Florer.	Sullivan.
Fly.	Templeton.
Fuller.	Tiller.
Furrh.	Tillotson.
Gainer.	Valentine.
Haney.	Witt.
Hartman.	Woods.
Hill.	Wortham.

Nays—49.

Baker of Hood.	Parker.
Bierschwale.	Payne.
Biggers.	Pearson.
Bolin.	Reeves.
Burmeister.	Rich.
Burton of Rusk.	Roach.
Byrne.	Rowell.
Clark.	Savage of Bell.
Cowan.	Savage of Shelby.
Davis.	Spradley.
Dickson of Lamar.	Stephens.
Fairchild.	Stewart.
Grindstaff.	Taylor.
Harris.	Tharp.
Haxthausen.	Thompson.
Laas.	Tinner.
Lanier.	Vannoy.
Lewelling.	Wagstaff.
Loudermilk.	Watson.
Maddox.	Weber.
McComb.	Williams
McDowell.	of Hopkins.
McKnight.	Williams
Middleton.	of Victoria.
Miller.	Williford.
Nichols.	

Absent.

Bagby.	Burton of Tarrant.
Bates.	Campbell.
Bland.	Cates.

Dove.	McCrory.
Ellis.	McFarland.
Flournoy.	McMillin.
Gates.	Murray.
Greenwood.	Schwegman.
Griggs.	Tilson.
Le Gory.	Upchurch.
Low.	Wahrmund.
McAskill.	Wynn.

Absent—Excused.

Bryan.	Strayhorn.
Bryant.	Walters.
Keith.	Williams
Neeley.	of McLennan.
Parks.	

Paired.

Mr. Veatch (present), who would vote "nay," with Mr. Dixon of Harris (absent), who would vote "yea."

BILL 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 bill:

H. B. No. 14, "An Act making an appropriation of the sum of four thousand (\$4000) dollars, or so much thereof as may be necessary, to cover the expense of printing and publishing House Joint Resolutions Nos. 1, 4, 9 and 34, and Senate Joint Resolutions Nos. 3 and 18, submitted by the Thirty-fourth Legislature in Regular Session, and to cover the cost of printing the ballots to be used in the election to be held on the fourth Saturday in July, 1915, the expense of printing and distributing the proclamation of the Governor calling said election, and the expense of postage and expense used in connection therewith, and declaring an emergency."

MESSAGES FROM THE GOVERNOR.

Mr. J. M. French appeared at the bar of the House, and being duly announced, presented the following messages from the Governor, which were read to the House, as follows:

Governor's Office,
Austin, Texas, May 20, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Hon. A. L. Beason, I hereby submit for the consideration of your body a bill, hereto attached, being an act to amend Article 7491, Chapter 10, Title 126, Revised Civil Statutes of Texas, so as to provide for the employment of a suitable person or persons to look after the collection of taxes provided for by said chapter, to-

gether with such amendments, conditions and provisions as the Legislature may in its discretion provide.

Respectfully submitted,

JAS. E. FERGUSON,

Governor of Texas.

Governor's Office,
Austin, Texas, May 19, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of the Hon. Luther Carter, I hereby submit for your consideration a bill, hereto attached, same being an act incorporating and creating the Fulbright Independent School District in Red River county, Texas, together with such amendments, conditions and provisions as the Legislature may in its discretion provide.

Respectfully submitted,

JAS. E. FERGUSON,

Governor of Texas.

Governor's Office,
Austin, Texas, May 19, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Hon. Pat F. Dunn, I hereby submit for the consideration by your body of a bill hereto attached, being an act creating an independent school district to be known as "Ricardo Independent School District," together with such amendments, conditions and provisions as the Legislature may in its discretion provide.

Respectfully submitted,

JAS. E. FERGUSON,

Governor of Texas.

RECESS.

On motion of Mr. Mendell, the House, at 12 o'clock m., took recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m. and was called to order by the Speaker.

HOUSE BILL NO. 9 ON ENGROSSMENT.

The House resumed consideration of pending business, same being House bill No. 9, making appropriations for the support of certain educational institutions, on its passage to engrossment; the House considering the (committee) amendment section by section, and the section of the (committee) amendment

relating to the University of Texas being under consideration.

Mr. Decherd offered the following amendment to this section of the (committee) amendment:

Amend House bill No. 9, page 41, by striking out lines 20, 21, 22, 23 and 39; and page 45 by striking out lines 21, 22, 27 and 38.

Mr. Tillotson raised a point of order on consideration of the amendment on the ground that the House has already defeated an amendment including a proposition to strike out the same items which this amendment proposes to strike out.

The Speaker sustained the point of order.

Mr. Maddox offered the following amendment to this section of the (committee) amendment:

Amend House bill No. 9, page 44, line 40, by striking out the entire line.

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

Yeas—55.

Baker of Hood.	Miller.
Biggers.	Nichols.
Burmeister.	Parker.
Burton of Rusk.	Payne.
Byrne.	Rector.
Carter.	Reever.
Clark.	Rich.
Cowan.	Roach.
Decherd.	Rogers.
Dickson of Lamar.	Savage of Bell.
Dove.	Savage of Shelby.
Florer.	Schoff.
Fuller.	Stanford.
Grindstaff.	Stephens.
Harris.	Stewart.
Jones.	Taylor.
Laas.	Tharp.
Lanier.	Thompson.
Lewelling.	Tiller.
Loudermilk.	Tilson.
Maddox.	Tinner.
McComb.	Vannoy.
McDowell.	Veatch.
McFarland.	Watson.
McKnight.	Weber.
McMillin.	Williams
Meador.	of Hopkins.
Middleton.	Williford.

Nays—51.

Baker of Scurry.	Bland.
Beard of Milam.	Boner.
Bell.	Bruce.
Bierschwale.	Burges.
Blackburn.	Butler.
Blackmon.	Caldwell.
Blalock.	Cates.

viding that Duval county shall pay one-half the expenses of surveying and marking the boundary line between it and the new county; providing for the payment by Duval county to the new county of all the funds collected from the sale of school land situated in the new county, and one-half of the available school funds; providing for the payment of teachers of the public schools of the new county until the close of the present scholastic year; providing for the payment by Duval county to the new county one-half of all county funds on hand at the time this bill takes effect, and providing for the manner of paying said county funds to the new county; providing for the transfer of certain suits from the District Court of Duval county to the new county; providing that the new county shall be subject to the general laws of the State, except where otherwise stated herein; providing for the jurisdiction of the county court and the district court; providing that all laws or parts of laws in conflict herewith shall have no application; providing that the elimination of a portion of this act by the courts shall not affect the remaining portions, and declaring an emergency."

JOHN D. McCALL,
Assistant Secretary of the Senate.

MESSAGES FROM THE GOVERNOR.

Mr. John Lester Wroe, private secretary to the Governor, appeared at the bar of the House, and being duly announced, presented the following messages from the Governor, which were read to the House, as follows:

Governor's Office,
Austin, Texas, May 20, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Messrs. Cope and Baker of Scurry, and Senator Johnson, I am pleased to submit for your special consideration a bill, hereto attached, the same being an act creating an independent school district in the counties of Cottle, Dickens, King and Motley, to be known as the "Dumont Independent School District No. 1," together with such amendments, conditions and provisions as the Legislature may in its discretion provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 20, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Messrs. A. S. J. Eylar and L. Tillotson, I hereby submit for the consideration of your body a bill, hereto attached, being an act to create a State Highway Department, together with such amendments, conditions and provisions as the Legislature may in its discretion provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 20, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Senator O. S. Lattimore, I hereby submit for the consideration of your body a bill, hereto attached, being an act to amend Chapter 6, Title 13, of the Penal Code of Texas, as amended by Chapter 123 of the Acts of the Regular Session of the Thirty-fourth Legislature, together with such amendments, conditions and provisions as the Legislature may in its discretion provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 20, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Messrs. A. S. J. Eylar and L. Tillotson, I hereby submit for the consideration of your body a bill, hereto attached, being an act to create a county highway department, together with such amendments, conditions and provisions as the Legislature may in its discretion provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 20, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Hon. C. W. Boner, I hereby submit for the consideration of your body a bill, hereto attached, being an act to amend Paragraph 30 of Article 30 of the Revised Civil Statutes of the State of Texas, 1911, so as to increase the time of holding the District

Court of Clay county to eight weeks (and to change the time of holding the District Court of Wichita county), together with such amendments, conditions and provisions as the Legislature may in its discretion provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 20, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Hon. O. S. Lattimore, State Senator from the Thirtieth Senatorial District of Texas, I hereby submit for the consideration of your body a bill, hereto attached, being an act to amend Article 3759, Title 54, of the Revised Civil Statutes of Texas of 1911, as amended by Chapter 43 of the Acts of the Regular Session of the Thirty-fourth Legislature, together with such amendments, conditions and provisions as the Legislature may in its discretion provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 20, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Hon. E. J. Weber, I hereby submit for the consideration of your body a bill, hereto attached, being an act to amend Sections 2, 8, 9, 12 and 40 of Chapter 148, Local and Special Laws passed by the Regular Session of the Thirty-third Legislature, so as to permit the levying of additional tax for macadamizing and maintaining roads in Fayette county, together with such amendments, conditions and provisions as the Legislature may in its discretion provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

HOUSE BILLS ON FIRST READING.

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

By Mr. Beason, Mr. Dove, Mr. McFarland, Mr. Cope and Mr. Griggs:

H. B. No. 39, A bill to be entitled "An Act to amend Article 7491, Chapter 10, Title 126, of the Revised Civil Stat-

utes of Texas, so as to provide for the employment by the Comptroller and the State Revenue Agent of a suitable person or persons to look after, sue for and collect the taxes provided by said chapter, providing for suitable compensation for and prescribing the duties of such person so contracted with; providing for the duties of the county judge in relation to the collection of the tax provided in said chapter, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Laney:

H. B. No. 40, A bill to be entitled "An Act to authorize the Governor to appoint a Judiciary Commission to prepare and report to the Governor complete codes of civil and criminal procedure for use by all the courts of the State, to be submitted by the Governor to the Legislature for its action, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Tillotson, Mr. Eylar, Mr. Sackett, Mr. Savage of Bell and Mr. Dove:

H. B. No. 41, A bill to be entitled "An Act creating a State Highway Commission, and the office of State Highway Engineer, and establishing a State Highway Department; prescribing the duties of such Commission and Engineer, and fixing the compensation of each, and prescribing and defining the powers and duties of such State Highway Department; prescribing the service such Highway Department may render to counties and municipalities in road improvement, and the duties of such county and municipal officers; providing for the registration of motor vehicles, prescribing rules and regulations therefor, authorizing such Commission to issue licenses and assign numbers to owners of motor vehicles, fixing the fees to charge therefor, and dividing the fees between the State Highway Department and the counties where collected for road maintenance in such counties, and providing penalties for violation thereof; providing that Federal appropriations for road improvement shall be expended by such State Highway Department, making appropriation to carry out the provisions of this act, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Eylar, Mr. Tillotson, Mr. Dove, Mr. Stanford, Mr. Sackett, Mr. Byrne and Mr. Haney:

inform the House that the Senate has passed the following bills:

S. B. No. 21, A bill to be entitled "An Act to amend Article 1372, Chapter 12, Title 17 of the Revised Penal Code of Texas, and Article 7184, Chapter 3, Title 124, of the Revised Civil Statutes of Texas, which chapters relate to the regulation of the butcher business, and to the detection of persons illegally handling and butchering of animals, and prescribing bond, rules and regulations and penalties in connection therewith; said articles amended hereby name a large number of counties as being exempt from the provisions of said chapters, and it is the purpose of this act to reduce the number of counties so exempt, and declaring an emergency."

S. B. No. 19, A bill to be entitled "An Act to reorganize the Twenty-third Judicial District of Texas and to create the Eightieth Judicial District of Texas, and to fix the time of holding the courts in said districts; and to fix the jurisdiction of the court for the Eightieth Judicial District of the State of Texas, and to provide for the appointment of a district judge for said Eightieth Judicial District, etc."

S. B. No. 31, A bill to be entitled "An Act to amend Article 1143, Chapter 3, Title 15, of the Code of Criminal Procedure of the Revised Statutes of 1911, relating to the pay of jail guards and declaring an emergency."

Respectfully,

JOHN D. McCALL,

Assistant Secretary of the Senate.

MESSAGES FROM THE GOVERNOR.

Mr. John Lester Wroe, private secretary to the Governor, appeared at the bar of the House, and being duly announced, presented the following messages from the Governor, which were read to the House, as follows:

Governor's Office,

Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Hon. E. A. McDowell, I hereby submit for your consideration a bill, hereto attached, being an act to increase the limits of the Port Arthur Independent School District, together with such amendments, provisions and conditions as the Legislature may in its discretion provide.

Respectfully submitted,

JAS. E. FERGUSON,

Governor of Texas.

Governor's Office,

Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Messrs. Wm. Bierschwale and M. E. Blackburn, I hereby submit for your consideration a bill, hereto attached, being an act to amend Chapter 37, General Laws of the State of Texas, passed by the Thirty-third Legislature at its Regular Session, changing the time of holding court in the Thirty-third Judicial District of Texas, together with such amendments, provisions and conditions as the Legislature may in its wisdom provide.

Respectfully submitted,

JAS. E. FERGUSON,

Governor of Texas.

Governor's Office,

Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Hon. J. W. McComb, I hereby submit for your consideration a bill, hereto attached, being an act to amend Article 4631 of Chapter 4 of Title 68 of the Revised Civil Statutes, 1911, of the State of Texas, relating to grounds of divorce, together with such other amendments, provisions and conditions as the Legislature may in its discretion provide.

Respectfully submitted,

JAS. E. FERGUSON,

Governor of Texas.

Governor's Office,

Austin, Texas, May 20, 1915.

To the Thirty-fourth Legislature in Called Session:

I hereby submit for the consideration of your body a bill, hereto attached, being an act to amend Section 2 of Chapter 68, General Laws of the Regular Session of the Thirty-third Legislature, together with such amendments, conditions and provisions as the Legislature may in its discretion provide.

Respectfully submitted,

JAS. E. FERGUSON,

Governor of Texas.

SENATE BILLS ON FIRST READING.

The following Senate bills were laid before the House, read severally first time, and referred to appropriate committees, as follows:

Senate bill No. 19, to Committee on Judicial Districts.

Wagstaff. Wynn.
Williams
of Victoria.

Absent—Excused.

Bryant. Upchurch.
Gates. Wahrmund.
Haney. Walters.
Keith. Williams
Strayhorn. of McLennan.

Pending—Consideration of the section of the (committee) amendment relating to the Agricultural and Mechanical College.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, May 21, 1915.

Hon. John W. Woods, Speaker of the House of Representatives.

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

S. B. No. 34, A bill to be entitled "An Act to authorize and empower Fayette county or any political subdivision of said county, by a vote of two-thirds majority of the resident property taxpayers, qualified voters of such county or political subdivision thereof, voting thereon, to issue bonds to any amount, not exceeding one-fourth of the assessed valuation of the real property of such county or of such political subdivision, and to levy and collect taxes to pay the interest on such bonds, and to provide a sinking fund for the redemption thereof, for the purpose of constructing, maintaining and operating macadamized, graveled or paved roads and turnpikes, and prescribing ways and means of conducting and supervising said work. And providing a method of making up tax rolls and for deposit and disbursement of said funds and regulation of traffic on said roads, and declaring an emergency."

S. B. No. 38, A bill to be entitled "An Act to amend Article 3759, Title 54 of the Revised Civil Statutes of Texas of 1911, as amended by Chapter 43 of the Acts of the Regular Session of the Thirty-fourth Legislature, and declaring an emergency."

S. B. No. 35, A bill to be entitled "An Act to amend Chapter 6, Title 13, of the Penal Code of Texas, as amended by Chapter 123 of the Acts of the Regular Session of the Thirty-fourth Legislature."

S. B. No. 17, A bill to be entitled "An Act to create a more efficient road law for Wilson county, and declaring an emergency."

C. S. for S. B. No. 7, A bill to be entitled "An Act making appropriations to pay the salaries of officers and employes of certain educational institutions and other expenses of maintaining and conducting them, as follows, to wit: University of Texas, Agricultural and Mechanical College, State Experimental Station, Prairie View Normal, College of Industrial Arts for Women, Sam Houston Normal Institute, North Texas State Normal, Southwest Texas Normal School, and West Texas Normal School, and declaring an emergency."

Respectfully,

JOHN D. McCALL,
Assistant Secretary of the Senate.

TENDERING USE OF THE HALL.

Mr. Cunningham offered the following resolution:

Be it resolved, That Prof. J. D. Rushell, Principal of Colored Orphan Home, be allowed the use of the legislative hall on Saturday evening, the 22d, to give a musical concert consisting of a lot of old plantation songs, such as "Old Massa in the Cold, Cold Ground"; "Hard Times Come Again No More"; "Sewanee River"; "Dixie," and many other negro songs and melodies as sung in the good old times of a half century back.

Signed—Cunningham, McComb, Maddox, Williams of Hopkins, Blackmon, Harris.

The resolution was read second time and was adopted.

MESSAGES FROM THE GOVERNOR.

Mr. John Lester Wroe, private secretary to the Governor, appeared at the bar of the House, and being duly announced, presented the following messages from the Governor, which were read to the House, as follows:

Governor's Office,
Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Senator Nugent, I hereby submit for your consideration a bill, hereto attached, being an act granting permission to W. A. Eastham, Duncan Eastham and Luther Eastham, Jr., as executors and devisees under the will of Mrs. Delha Eastham, to institute and prosecute suit in the district court of Travis county, Texas, against the State of Texas, and the Prison Commission, together with such amendments, provi-

sions and conditions as the Legislature may in its discretion provide.

Respectfully submitted,

JAS. E. FERGUSON,

Governor of Texas.

Governor's Office,
Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature in
Called Session:

At the request of Senator Nugent, I herewith submit for your consideration a bill, hereto attached, being an act granting permission to B. A. Eastham of Walker county, Texas, to institute and prosecute suit in the district court of Travis county, Texas, against the State of Texas, and the Prison Commission of Texas, together with such amendments, provisions and conditions as the Legislature may in its discretion provide.

Respectfully submitted,

JAS. E. FERGUSON,

Governor of Texas.

Governor's Office,
Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature in
Called Session:

At the request of Senator Bailey of Harris, I hereby submit for your consideration a bill, hereto attached, being an act to amend Article 5490 of the Revised Statutes of 1911, together with such amendments, conditions and provisions as the Legislature may in its discretion provide.

Respectfully submitted,

JAS. E. FERGUSON,

Governor of Texas.

Governor's Office,
Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature in
Called Session:

At the request of Hon. Wm. Bierschwale, I hereby submit for your consideration a bill, hereto attached, being an act to restore to and confer upon the county court of Kendall county the civil and criminal jurisdiction heretofore belonging to said court under the Constitution and general statutes of the State, together with such amendments, conditions and provisions as the Legislature may in its discretion provide.

Respectfully submitted,

JAS. E. FERGUSON,

Governor of Texas.

Governor's Office,
Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature in
Called Session:

At the request of Hon. Henry Sackett, I hereby submit a bill, hereto attached, being an act to amend Sections 2 and 14 of the Special Laws of Texas, and being House bill No. 542 as amended by an act, being House bill No. 688 of the Special Laws of Texas, and having for its purpose the creating of a more efficient road system for Coleman county, Texas, together with such amendments, conditions and provisions as the Legislature may in its discretion provide.

Respectfully submitted,

JAS. E. FERGUSON,

Governor of Texas.

Governor's Office,
Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature in
Called Session:

At the request of Hon. W. T. Loudermilk, I hereby submit for your consideration a bill, hereto attached, being an act to create a more efficient road system for Comanche county, together with such amendments, provisions and conditions as the Legislature may in its discretion provide.

Respectfully submitted,

JAS. E. FERGUSON,

Governor of Texas.

Governor's Office,
Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature in
Called Session:

At the request of Hon. George Mendell and Hon. W. D. Caldwell, I hereby submit for your consideration a bill, hereto attached, being an act to create a more efficient road system for Travis county, Texas, together with such amendments, conditions and provisions as the Legislature may in its discretion provide.

Respectfully submitted,

JAS. E. FERGUSON,

Governor of Texas.

Governor's Office,
Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature in
Called Session:

At the request of Hon. R. H. Jones, I hereby submit for your consideration a bill, hereto attached, being an act to

authorize and empower Bowie county, any political subdivision or defined district of said county by a vote of two-thirds majority of the resident property taxpayers, qualified voters of such county, political subdivision, or defined district thereof, voting thereon, to issue bonds for constructing, maintaining and operating macadamized, graveled or paved roads and turnpikes, together with such amendments, conditions and provisions as the Legislature may in its wisdom provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature in
Special Session Assembled:

About the base of the Washington National Monument, in the Nation's Capital, all but four of the States in the American Union have placed a slab of rock or stone carved from material indigenous to each State, upon which is engraven either the seal of the State or some inscription peculiarly apropos of the history of the Commonwealth that placed it there.

The great State of Texas is one of the four not represented in this silent circle of memorial stones; and I am going to ask the Legislature to appropriate a sum of money sufficient to pay for a block of Texas granite, of proper proportions, upon which should be executed in bas relief a replica of the Alamo, with the inscription, "Thermopylae had her messenger of defeat, the Alamo had none."

The material and workmanship should be of such fineness and artistic finish as to depict the highest esthetic expression of this State's native beauty and historical glory.

Provision should also be made for the appointment of a capable committee to look after this matter.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

HOUSE BILLS ON FIRST READING.

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

By Mr. Mendell and Mr. Caldwell:

H. B. No. 50, A bill to be entitled
"An Act to create a more efficient road

system for Travis county, Texas, and making the county commissioners of said county road commissioners, prescribing their duties as such, etc., and declaring an emergency."

Referred to Committee on Roads, Bridges and Ferries.

By Mr. Jones:

H. B. No. 51, A bill to be entitled
"An Act to authorize and empower Bowie county, any political subdivision or defined district of said county by a vote of a two-thirds majority of the resident property taxpayers, qualified voters of such county, political subdivision, or defined district thereof, voting thereon to issue bonds to any amount, not exceeding one-fourth of the assessed valuation of the real property of such county, of such defined district and to levy and collect taxes to pay the interest on such bonds and to provide a sinking fund for the redemption thereof, for the purpose of constructing, maintaining and operating macadamized, graveled or paved roads and turnpikes, and prescribing ways and means of conducting and supervising said work, regulating traffic thereon; and providing a method of making up the tax rolls of Bowie county, and repealing Chapter 101 of the Local and Special Laws passed at the Regular Session of the Thirty-third Legislature, and declaring an emergency."

Referred to Committee on Roads, Bridges and Ferries.

By Mr. Sackett:

H. B. No. 52, A bill to be entitled
"An Act to amend Sections 2 and 14 of the Special Laws of Texas, approved April 15, 1905, being House bill No. 542, as amended by an act being House bill No. 688 of the Special Laws of Texas, which House bill No. 542 is entitled, 'An Act to amend Sections 2, 4, 6, 7, 9, 12 and 14 of the Special Laws of Texas, approved April 15, 1905,' being House bill No. 542 entitled, 'An Act to create a more efficient road system for Coleman county, Texas,' etc., and declaring an emergency."

Referred to Committee on Roads, Bridges and Ferries.

By Mr. Bierschwale:

H. B. No. 53, A bill to be entitled
"An Act to restore and confer upon the county court of Kendall county the civil and criminal jurisdiction heretofore belonging to said court under the Constitution and general statute of the State; to conform the jurisdiction of the dis-

Greenwood.	Roach.
Grindstaff.	Savage of Bell.
Harris.	Spencer.
Jones.	Stanford.
Lanier.	Stephens.
Lewelling.	Stewart.
Loudermilk.	Taylor.
Maddox.	Templeton.
McComb.	Tharp.
McMillin.	Thompson.
Meador.	Tiller.
Middleton.	Tinner.
Murray.	Vannoy.
Nabours.	Veatch.
Nichols.	Watson.
Parker.	Weber.
Parks.	Williams
Payne.	of Hopkins.
Pearson.	Williams
Reeves.	of Victoria.
Rich.	Williford.

Absent.

Bates.	Furrh.
Beard of Harris.	Jordan.
Beard of Milam.	Lane.
Beason.	Low.
Bell.	McAskill.
Bierschwale.	McCrorry.
Bland.	McKnight.
Bolin.	Magee.
Bruce.	Savage of Shelby.
Cates.	Schwegman.
Dixon of Harris.	

Absent—Excused.

Bryant.	Wahrmund.
Burton of Tarrant.	Walters.
Flournoy.	Williams
Keith.	of McLennan.
Strayhorn.	Wynn.
Upchurch.	

Paired.

Mr. McDowell (present), who would vote "nay," with Mr. Witt (absent), who would vote "yea."

Mr. Wagstaff (present), who would vote "nay," with Mr. Haney (absent), who would vote "yea."

Mr. Byrne (present), who would vote "nay," with Mr. Miller (absent), who would vote "yea."

Mr. Burmeister moved to reconsider the vote by which the (committee) amendment was lost and to table the motion to reconsider.

The motion to table prevailed.

Question—Shall House bill No. 9 be passed to engrossment?

MESSAGES FROM THE GOVERNOR.

Mr. John Lester Wroe, private secretary to the Governor, appeared at the

bar of the House, and, being duly announced, presented the following messages from the Governor, which were read to the House, as follows:

Governor's Office,

Austin, Texas, May 22, 1915.

To the Thirty-fourth Legislature in Called Session:

I hereby submit for your consideration a bill, hereto attached, to create the Point Independent School District of Rains county, together with such amendments, provisions and conditions as the Legislature may in its discretion provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office.

Austin, Texas, May 22, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Hon. John E. Davis, I hereby submit for your consideration a bill, hereto attached, to provide for the sale of land that may have been, or may hereafter be, sold to the State of Texas under judgment foreclosing tax lien; providing a method of advertising the same; and also a method of conveying the same, and the disposition of the proceeds of such sale; and freeing such land when sold from any other accrued sale State and county taxes, together with such amendments, provisions and conditions as the Legislature in its discretion may provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,

Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Hon. G. W. McKnight, I hereby submit for your consideration a bill, hereto attached, being an act to prescribe the conditions and restrictions under which public vaults, crypts or mausoleums for the permanent interment of human bodies may be constructed, and fixing penalties for failure to comply therewith, together with such amendments, conditions and provisions as the Legislature may in its wisdom provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 22, 1915.

To the Thirty-fourth Legislature in
Called Session:

At the request of Hon. Geo. W. Dayton, I hereby submit for your consideration a bill, hereto attached, to grant to the Board of Control of the Girls' Training School additional time in which to use the funds appropriated and donated to the State under Section 11, Chapter 144, Acts of the Regular Session of the Thirty-third Legislature, together with such amendments, provisions and conditions as the Legislature may in its wisdom prescribe.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 22, 1915.

To the Thirty-fourth Legislature in
Called Session:

At the request of Hon. J. Rector and Senator A. R. McCollum, I hereby submit for your consideration a bill, hereto attached, to create and incorporate the Reagan Independent School District in Falls county, Texas, including the town of Reagan, together with such amendments, conditions and provisions as the Legislature in its discretion may provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature in
Called Session:

At the request of Senator Hudspeth, I hereby submit for your consideration a bill, hereto attached, being an act to create the Independent School District of Buena Vista, in Pecos county, Texas, together with such amendments, provisions and conditions as the Legislature in its discretion may provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 22, 1915.

To the Thirty-fourth Legislature in
Called Session:

At the request of Hon. W. R. Butler, I hereby submit a bill, hereto attached, to repeal Section 4 of Chapter 150 of

the Acts of the Thirty-third Legislature at its Regular Session, and Chapter 13 of the Acts of the Thirty-third Legislature at its First Called Session, amending said Section 4 relating to the payment of witness fees to witnesses residing in the county of the prosecution in felony cases, together with such amendments, provisions and conditions as the Legislature in its wisdom may provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 22, 1915.

To the Thirty-fourth Legislature in
Called Session:

At the request of Hon. W. R. Butler, I hereby submit for your consideration a bill, hereto attached, to provide for the redemption, by the owner, of land or lots heretofore sold or that may hereafter be sold to the State, city or town for taxes, together with such amendments, provisions and conditions as the Legislature may in its discretion provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 22, 1915.

To the Thirty-fourth Legislature in
Called Session:

At the request of Hon. R. L. Sullivan, I hereby submit for your consideration a bill, hereto attached, to validate all common school districts in this State heretofore created, together with such amendments, provisions and conditions as the Legislature in its discretion may provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature in
Called Session:

At the request of Hon. W. L. Hill, I hereby submit for your consideration a bill, hereto attached, being an act to create a more efficient road system for Walker county, by amending Chapter 134 of the Special Laws of the Thirty-third Legislature, together with such amendments, provisions and conditions

as the Legislature may in its discretion provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Senator Archie Parr, I hereby submit for your consideration a bill, hereto attached, being an act amending Chapter 98 of the General Laws of the Regular Session of the Thirty-fourth Legislature so as to change and prescribe the time for holding district court in the Forty-ninth Judicial District of Texas, together with such amendments, conditions and provisions as the Legislature in its wisdom may provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 22, 1915.

To the Thirty-fourth Legislature in Called Session:

I hereby submit for your consideration a bill, hereto attached, to validate sales and conveyances of land made by towns and villages in this State which towns and villages were created under Spanish and Mexican authorities and of lands granted by said authorities to said towns and villages, whether also afterwards they were chartered under the general laws of Texas, together with such amendments, provisions and conditions as the Legislature may in its discretion provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature in Called Session:

I hereby submit for your consideration a bill, hereto attached, being an act authorizing the appointment of a commission to investigate and report upon the inequalities existing in the tax renditions of various counties in this State; to, investigate and report upon the advisability of segregating the subjects of taxation to the end that State taxes may be collected from certain classes of property and county taxes

from other property; to investigate and report upon means of reducing the cost of collecting the public revenue, together with such amendments, provisions and conditions as the Legislature in its discretion may provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Hon. D. C. Dove, I hereby submit for your consideration a bill, hereto attached, being an act to amend Chapter 117 of the Special Laws of the Regular Session of the Thirty-third Legislature, together with such amendments, conditions and provisions as the Legislature may in its wisdom provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

TENDERING USE OF THE HALL.

Mr. Dove offered the following resolution:

Be it resolved, That the use of the Hall of Representatives be tendered the Texas Good Roads' Association Monday night, May 24, for the purpose of holding a good-roads meeting.

Signed—Dove, Eylar, Tillotson.

The resolution was read second time and was adopted.

MESSAGE FROM THE GOVERNOR.

Mr. John Lester Wroe, private secretary to the Governor, appeared at the bar of the House, and being duly announced, presented a message from the Governor, which was read to the House, as follows:

Governor's Office,
Austin, Texas, May 22, 1915.

To Hon. John W. Woods, Speaker House of Representatives, Thirty-fourth Legislature, in Called Session:

At the request of former Governor O. B. Colquitt, I desire to submit for your respectful consideration and for such action as you may deem proper a communication from former Governor O. B. Colquitt and Hon. H. B. Terrell, Comptroller of Public Accounts.

Former Governor Colquitt informs me that he desires the explanations made in the attached communication to be

Reasons for Votes.

Although I admit the justness of these debts, I vote "yea" to table the amendment because of the inefficiency of the penitentiary system which, I think, would call for such appropriation every two years.

SAVAGE of Shelby.

I vote "nay" because I believe the State should pay their just debts, and I understand that delay in this matter would mean quite a loss to many persons who have in good faith furnished the necessities of life.

VALENTINE.

Mr. Wagstaff offered the following amendment to the bill:

Amend the bill by adding after line 35, page 5, "For painting of portrait of ex-Governor O. B. Colquitt, which portrait to be approved and accepted by a committee of three, one to be appointed by the Lieutenant Governor and two by the Speaker of the House, before the same shall be paid for the sum of \$500; and said committee shall select painter and contract therefor in such sum as be necessary out of said sum."

Signed—Wagstaff, Bagby, Maddox.

Mr. Bolin offered the following amendment to the amendment:

Amend the amendment by striking out "\$500" and adding "\$250."

Mr. Wagstaff moved to table the amendment to the amendment, and the motion to table prevailed.

Question recurring on the amendment, it was adopted.

Mr. Mendell offered the following amendment to the bill:

Amend House bill No. 55, by inserting between lines 35 and 36, the following: "To pay the salary of two additional judges for the Supreme Court for two years beginning September 1, 1915, \$10,000 for each year, to be available in case the proposed amendment to the Constitution increasing the number of judges is adopted."

Signed—Mendell, Wagstaff.

The amendment was adopted.

Mr. Woods of Navarro offered the following amendment to the bill:

Amend House bill No. 55 by adding after line 38, page 5, the following item: "State Orphan Home, for the purchase of dairy cows for immediate use, \$600."

The amendment was adopted.

The items of the bill relating to support and maintenance of Southwestern Insane Asylum were severally read and adopted.

The item of the bill to pay for re-surveying lands conveyed in payment of State Capitol building was read.

Mr. Mendell offered the following amendment to this item of the bill:

Amend House bill No. 55, page 6, by striking out line 9 of the printed bill.

Signed—Mendell, Crudgington.

Question—Shall the amendment be adopted?

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, May 26, 1915.

Hon. John W. Woods, Speaker of the House of Representatives.

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

S. B. No. 42, A bill to be entitled "An Act to amend Chapter 37, General Laws of the State of Texas, passed by the Thirty-third Legislature at its Regular Session, changing the time of holding court in the Thirty-third Judicial District of Texas, repealing all laws in conflict therewith, and declaring an emergency."

S. B. No. 20, A bill to be entitled "An Act to amend Section 4, of Chapter 86, of the General Laws of the Thirty-second Legislature of the State of Texas, relating to the issuance of stocks and bonds by the associations and corporations brought under the jurisdiction of the Railroad Commission by the said Chapter 86, so as to authorize such associations and corporations to create indebtedness and to issue stocks and bonds in the same manner that railroad corporations are permitted to do under the provisions of the railroad stock and bond law of Texas, and declaring an emergency."

Respectfully,
JOHN D. McCALL,
Assistant Secretary of the Senate.

MESSAGES FROM THE GOVERNOR.

Mr. John Lester Wroe, private secretary of the Governor, appeared at the bar of the House, and being duly announced, presented the following messages from the Governor, which were read to the House, as follows:

Governor's Office,
Austin, Texas, May 24, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Hon. Stanley Beard

of Harris, I hereby submit for your consideration a bill, hereto attached, to limit the number of days per week paid firemen in cities of twenty-five thousand inhabitants or over may be required to work; providing that the city officials having supervision of the fire department shall designate the day of the week upon which each fireman shall not be required to work, together with such amendments, provisions and conditions as the Legislature may in its discretion provide.

Respectfully submitted,

JAS. E. FERGUSON,
Governor of Texas.

Governor's Office.

Austin, Texas, May 26, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Senator J. R. Wiley, I hereby submit for your consideration a bill, hereto attached, to amend Section 9, Chapter 11, Acts of the First Called Session of the Thirty-third Legislature, being an act to amend the Special Road Law of Montague county, relating to the salaries of the county commissioners, together with such amendments, provisions and conditions as the Legislature in its wisdom may provide.

Respectfully submitted,

JAS. E. FERGUSON,
Governor of Texas.

BILL 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 bill:

S. B. No. 14, "An Act to amend Section 1, Chapter 23, of the Local and Special Laws passed by the Regular Session of the Thirty-fourth Legislature, creating the Happy Independent School District in Swisher and Randall counties."

HOUSE BILLS ON FIRST READING.

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

By Mr. Nabours:

H. B. No. 71, A bill to be entitled "An Act to amend Section 9, Chapter 11, Acts of the First Called Session of the Thirty-third Legislature, being 'An Act to amend the Special Road Law of Montague county, relating to salaries of the county commissioners, and declaring an emergency.'"

Referred to Committee on Roads, Bridges and Ferries.

By Mr. Butler:

H. B. No. 72, A bill to be entitled "An Act to repeal Section 4 of an act passed by the Thirty-third Legislature at its Regular Session, same being Chapter 150, General Laws of the State of Texas, passed at said session and as the same was amended in Chapter 13 of the Acts passed by the Thirty-third Legislature in the First Called Session, providing for the payment of witness fees to witnesses residing in the county of the prosecution in felony cases, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Beard of Harris:

H. B. No. 73, A bill to be entitled "An Act to limit the number of days per week paid firemen in cities of twenty-five thousand inhabitants or over may be required to work; providing that the city official having supervision of the fire department shall designate the day of the week upon which each fireman shall not be required to work; prescribing penalties for the violation thereof, and declaring an emergency."

Referred to Committee on Labor.

SENATE BILLS ON FIRST READING.

The following Senate bills were laid before the House, read severally first time, and referred to appropriate committees, as follows:

Senate bill No. 20, to Committee on Commerce and Manufactures.

Senate bill No. 42, to Committee on Judicial Districts.

RECESS.

On motion of Mr. Stephens, the House, at 12:15 o'clock p. m., took recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m. and was called to order by the Speaker.

HOUSE BILL NO. 55 ON ENGROSSMENT.

The House resumed consideration of pending business, same being House bill No. 55, making appropriations to pay miscellaneous claims against the State, on its second reading and passage to engrossment, the House considering the bill

Clark.	Powell.
Cope.	Rector.
Cowan.	Reeves.
Crudgington.	Sackett.
Cunningham.	Savage of Bell.
Davis.	Scholl.
Dayton.	Schwegman.
Decherd.	Stanford.
Dove.	Stewart.
Ellis.	Sullivan.
Fly.	Taylor.
Gates.	Tharp.
Greenwood.	Thompson.
Harris.	Tilson.
Hartman.	Tinner.
Hill.	Valentine.
Laas.	Vannoy.
Lane.	Veatch.
Laney.	Wagstaff.
Lanier.	Walters.
Le Gory.	Williams
Lewelling.	of Hopkins.
Loudermilk.	Williams
Maddox.	of McLennan.
McComb.	Williams
Meador.	of Victoria.
Neeley.	Williford.
Nichols.	Witt.
Parker.	Woods.
Parks.	Wortham.
Payne.	

Absent.

Bates.	Nordhaus.
Bell.	Rich.
Biggers.	Rogers.
Carter.	Templeton.
Dixon of Harris.	Wahrmund.
Middleton.	

Absent—Excused.

Bryant.	Smith.
Burton of Tarrant.	Strayhorn.
Flournoy.	Upchurch.
Jordan.	Watson.
Keith.	Wynn.
Pearson.	

Mr. Maddox moved to reconsider the vote by which the resolution was lost and to table the motion to reconsider. The motion to table prevailed.

MESSAGE FROM THE GOVERNOR.

Mr. John Lester Wroe, private secretary to the Governor, appeared at the bar of the House, and being duly announced, presented a message from the Governor, which was read to the House, as follows:

Governor's Office,
Austin, Texas, May 27, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Senator W. J. Town-

send, Jr., and Hon. I. D. Fairchild, I hereby submit for your consideration the question of amendment of the Angelina county road law, to permit those required to do road duty to pay \$5.00 per annum in lieu of road work and to permit the commissioners court to let contracts for repair of all bridges of the county without competitive bids, where amount involved is \$25 or less, together with such amendments, provisions and conditions as the Legislature may in its wisdom provide.

Respectfully submitted,
JAS. E. FERGUSON,
Governor of Texas.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, May 27, 1915.

Hon. John W. Woods, Speaker of the House of Representatives.

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

H. C. R. No. 11, Providing for correction of clerical error in the eleemosynary appropriation bill.

Respectfully,
JOHN D. McCALL,
Assistant Secretary of the Senate.

SENATE BILLS ON FIRST READING.

The following Senate bills were laid before the House, read severally first time, and referred to appropriate committees, as follows:

Senate bill No. 43, to Committee on Roads, Bridges and Ferries.

Senate bill No. 32, to Committee on Revenue and Taxation.

BILLS SIGNED BY THE SPEAKER.

The Speaker signed in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills:

H. B. No. 34, "An Act to regulate the business of co-operative savings and contract companies; defining such business; providing that all persons, firms, associations, joint stock companies, and corporations engaged in such business shall be subject to the provisions hereof as provided; providing that corporations to engage in the business of co-operative savings and contract loan companies may be chartered, and setting forth the terms upon which they may be chartered; defining the powers, duties and liabilities of such corporations, and reg-