

JOURNAL

OF THE

SENATE, STATE of TEXAS

First Called Session
Thirty-Fifth Legislature

Convened in the City of Austin
April 18, 1917

AND

Adjourned Without Day
May 17, 1917

Published by Authority of the Senate

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*Library and Historical
Commission
Austin, Texas*

Absent—Excused.

Alderdice.	Henderson.
Bailey.	Smith.
Clark.	

Senate Bill No. 2.

(By unanimous consent.)

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 2 put on its second reading by the following vote:

Yeas—22.

Bee.	Johnson of Hall.
Buchanan of Bell.	Johnston of Harris.
Buchanan of Scurry.	Lattimore.
Caldwell.	McCollum.
Dayton.	McNealus.
Dean.	Page.
Decherd.	Parr.
Gibson.	Strickland.
Hall.	Suiter.
Hudspeth.	Westbrook.
Hopkins.	Woodward.

Absent.

Harley.	Robbins.
King.	

Absent—Excused.

Alderdice.	Floyd.
Bailey.	Henderson.
Clark.	Smith.

The Chair laid before the Senate on second reading:

S. B. No. 2, A bill to be entitled "An Act making appropriations of the sum of sixteen thousand dollars, or so much thereof as may be necessary, to pay the contingent expenses of the First Called Session of the Thirty-fifth Legislature of the State of Texas, convened April 18, 1917, by the proclamation of the Governor, providing how accounts may be approved, and declaring an emergency."

The Senate rule requiring committee reports to lie over one day was suspended.

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 2 put

on its third reading and final passage by the following vote:

Yeas—21.

Buchanan of Bell.	Johnston of Harris.
Buchanan of Scurry.	Lattimore.
Caldwell.	McCollum.
Dayton.	McNealus.
Dean.	Page.
Decherd.	Parr.
Gibson.	Strickland.
Hall.	Suiter.
Hopkins.	Westbrook.
Hudspeth.	Woodward.
Johnson of Hall.	

Absent.

Bee.	King.
Clark.	Robbins.
Harley.	

Absent—Excused.

Alderdice.	Henderson.
Bailey.	Smith.
Floyd.	

The bill was laid before the Senate, read third time and, on motion of Senator Hudspeth, was passed by the following vote:

Yeas—22.

Bee.	Johnson of Hall.
Buchanan of Bell.	Johnston of Harris.
Buchanan of Scurry.	Lattimore.
Caldwell.	McCollum.
Dayton.	McNealus.
Dean.	Page.
Decherd.	Parr.
Gibson.	Strickland.
Hall.	Suiter.
Hopkins.	Westbrook.
Hudspeth.	Woodward.

Absent.

Clark.	King.
Harley.	Robbins.

Absent—Excused.

Alderdice.	Henderson.
Bailey.	Smith.
Floyd.	

Message from the Governor.

The Chair here laid before the Senate the following message from the Governor, just received:

Executive Office,

Austin, Texas, April 18, 1917.

To the Thirty-fifth Legislature in Called Session.

Under the provisions of House Bill No. 226, passed at your Regular Ses-

sion, the sum of one thousand dollars was appropriated for the aid of country schools for the fiscal year ending August 31, 1918, and one million dollars was appropriated for the fiscal year ending August 31, 1919. It is well known that it was the intention of the Legislature to appropriate one million dollars for each of said fiscal years. It appears that the bill was improperly enrolled so as to read one thousand dollars for the first year and one million dollars for the second year.

Therefore, to correct such error, which is well known, I submit for your consideration the question of appropriating nine hundred and ninety-nine thousand dollars for the aid of rural schools for the fiscal year ending August 31, 1918.

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

Adjournment.

At 11:40 o'clock a. m., on motion of Senator Dayton, the Senate adjourned until 10 o'clock tomorrow morning.

APPENDIX.

Committee Reports.

(Floor Report.)

Senate Chamber,
Austin, Texas, April 18, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 1, A bill to be entitled "An Act making appropriations to pay the per diem and mileage of members and per diem of officers and employees of the First Called Session of the Thirty-fifth Legislature of the State of Texas, convened on the 18th day of April, 1917, by proclamation of the Governor, providing how accounts may be approved, and declaring an emergency,"

Have had the same under consideration, and beg leave to report the same back to the Senate, with the recommendation that it do pass, and be not printed.

Hudspeth, Chairman; Caldwell,

Johnson of Hall, Johnston of Harris, Clark, Westbrook, Bee, King, Dean, Page, Parr, Hopkins.

(Floor Report.)

Senate Chamber,
Austin, Texas, April 18, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 2, A bill to be entitled "An Act making appropriation of the sum of sixteen thousand dollars, or so much thereof as may be necessary, to pay the contingent expenses of the First Called Session of the Thirty-fifth Legislature of the State of Texas, convened April 18, 1917, by the proclamation of the Governor, providing how accounts may be approved, and declaring an emergency,"

Have had the same under consideration, and beg leave to report the same back to the Senate, with the recommendation that it do pass, and be not printed.

Hudspeth, Chairman; Caldwell, Johnson of Hall, Johnston of Harris, Clark, Westbrook, Bee, King, Dean, Page, Parr, Hopkins.

RULES OF ORDER of the THIRTY-FIFTH LEGISLATURE of the STATE OF TEXAS.

RULES OF THE SENATE.

Quorum.

1. Two-thirds of all the Senators elected shall constitute a quorum, but a smaller number may adjourn (or recess) from day to day, and compel the attendance of absent members. (Constitution, Art. III, Sec. 10.)

2. In case a less number shall convene, the members present may send the Sergeant-at-Arms, or any other person or persons, for any or all absent members.

Absentees.

3. No member shall absent himself from the sessions of the Senate without leave unless he be sick or unable to attend.

4. A call of the Senate may be

THIRD DAY.

Senate Chamber,
Austin, Texas,
Friday, April 20, 1917.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by President Pro Tem. Suiter.

The roll was called, a quorum being present, the following Senators answering to their names:

Bee.	Johnston of Harris.
Buchanan of Bell.	King.
Buchanan of Scurry.	Lattimore.
Caldwell.	McCollum.
Clark.	McNealus.
Dayton.	Page.
Dean.	Parr.
Decherd.	Robbins.
Gibson.	Strickland.
Hall.	Suiter.
Hopkins.	Westbrook.
Hudspeth.	Woodward.
Johnson of Hall.	

Absent.

Harley.

Absent—Excused.

Alderdice.	Henderson.
Bailey.	Smith.
Floyd.	

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator McNealus.

Excused.

Senator Johnston of Harris was excused for the next several days from attendance on account of important business, on motion of Senator McNealus.

Petitions and Memorials.

See Appendix.

Committee Reports.

See Appendix.

Private Secretary to Lieutenant Governor.

The Chair announced the appointment of William Atkinson as private

secretary to the Lieutenant Governor, to be effective on and from April 18th.

The Lieutenant Governor also announced the discontinuance of the position of special messenger, filled by J. S. Crawford during the Regular Session of the Legislature.

Messages from the Governor.

Here the following messages from the Governor were received and laid before the Senate:

Governor's Office,
Austin, Texas, April 19, 1917.

To the Thirty-fifth Legislature in Called Session.

At the request of Senator I. E. Clark, I hereby submit for the consideration of your body the following bills, hereto attached:

An Act extending the boundaries of the Rock Island Independent School District, enlarging and defining its boundaries; and

An Act enlarging the Columbus Independent School District, in Colorado County, Texas, defining its boundaries as enlarged,

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, April 19, 1917.

To the Thirty-fifth Legislature in Called Session.

I submit for your consideration the matter of making appropriations to pay all deficiency allowances made by the Executive Office, the amount of which is on file in the Comptroller's Office.

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

Message from the House.

Hall of the House of Representatives,
Austin, Texas, April 20, 1917.

Hon. W. P. Hobby, President of the Senate.

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

S. C. R. No. 1, Requirnig the En-

has passed the following resolution:
S. C. R. No. 3, Recommending to the President that no more roodstuffs in the United States be used for making intoxicating liquors, until peace is restored.

Respectfully,
BOB BARKER,
Chief Clerk, House of Representatives.

Messages From the Governor.

The Chair here laid before the Senate the following messages from the Governor received today:

Executive Office,
Austin, Texas, April 23, 1917.

To the Thirty-fifth Legislature in Called Session:

Whereas, a simple resolution or request, signed by eighteen members of the Senate, has been presented to me, which resolution is as follows:

"Whereas, The Nation is now at war and all its available military force will probably be called out of Texas for the purpose of reorganizing new armies; and

"Whereas, Because of the geographical location of our State and its proximity to Mexico, it will be necessary for us to organize and augment the National Guard of Texas threefold, as early as possible, and to expend large sums of money in doing so; therefore, be it

"Resolved by the Senate, That we respectfully request the Governor to submit as a matter of legislation an appropriation of not less than \$1,000,000 for the purpose of the above set forth.

(Signed) "Robbins, Harley, Buchanan of Bell, McNealus, Clark, Buchanan of Scurry, Smith, Hall, King, Decherd, Johnson, Westbrook, Latimore, Dayton, Hudspeth, Gibson, Woodward, Strickland."

Now, therefore, in pursuance of said request, and having in mind that the facts therein are true, and in view of the fact that a grave condition confronts our people, necessitating prompt and effective action, looking to the general protection of our people throughout the State, I therefore, submit to your consideration all the matters contained in said request or resolution for such

disposition as you may deem wise and proper at this time.

I also desire to submit for your consideration the matter of materially raising the salary of the Adjutant General of our State. Until the present crisis is over, the Adjutant General's office will be almost as important as any other office in our State government; certainly it will require the best man that can be obtained. I recommend that the salary for the next two years be very materially increased.

I also submit for your consideration the matter of permitting the increase of our ranger force. The present law only permits the enlistment of eighty men and officers. It may be that this would be sufficient, and yet, if any great number of the regular army and National Guard was withdrawn from our border, the condition might arise that the rangers would be our only protection; and I am sure the people of our State would feel more secure in such an emergency if it were known that the law permitted the enlistment of five or six hundred rangers. Provision should be made that they are to be paid only while in service.

Though the amount of money appears large at this time, yet Texas perhaps might be exposed to more danger than any other State in the Union. It has about nine hundred miles of land border and about seven hundred miles of Gulf border. I feel sure that I voice the sentiments of every true Texan when I say that the people of our Lone Star State are willing to do more than their part and to co-operate to the last man and the last dollar to relieve our Nation of as much concern and as much responsibility in this grave crisis as is possible or practicable. Impelled by one thought, one mind and one heart, we become one people under one flag, seeking but one glory and that the unconquered supremacy of Old Glory.

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

Executive Office,
Austin, Texas, April 25, 1917.

To the Thirty-fifth Legislature in Called Session:

At the request of Senator A. Parr, I hereby submit for your considera-

tion a bill, hereto attached, being an Act creating the San Diego Independent County Line School District of Duval County, together with such additions and amendments as the Legislature may in its wisdom deem proper.

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

Executive Office,
Austin, Texas, April 25, 1917.

To the Thirty-fifth Legislature in
Called Session:

I hereby submit for the earnest consideration of the Legislature a bill, hereto attached, being an Act to provide for the appointment of officers of the National Guard of Texas and prescribing their qualification and tenure of office; providing for the term and requirements for enlistment and the qualifications of enlisted men of the National Guard of Texas, and to repeal Articles 5802 and 5804, Revised Civil Statutes, 1911, and all other laws and parts of laws in conflict herewith.

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

Executive Office,
Austin, Texas, April 24, 1917.

To the Thirty-first Legislature in
Called Session:

At the request of Honorable D. J. Neill I hereby submit for your consideration a bill, hereto attached, same being an Act to create the Gorman Independent School District in Eastland County, Texas; together with such additions and amendments as the Legislature in its wisdom may deem proper.

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

Special Committee Appointed.

On motion of Senator Bailey the Chair appointed Senators Bailey, McCollum and Hopkins as a special committee to confer with the Governor and Secretary of State concerning the matter of the date of elections to be held for the purpose of voting on certain constitutional amendments.

The committee was instructed to report back to the Senate today.

Bills and Resolutions.

By Senator Hudspeth:

S. B. No. 10, A bill to be entitled "An Act making appropriations to pay salaries of judges, and for the support of the judicial department of the State government for two years, beginning September 1, 1917, and ending August 31, 1919; and declaring an emergency."

Read first time and referred to Committee on Finance.

By Senator Hudspeth:

S. B. No. 11, 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 Normal; Southwest Texas Normal School; West Texas Normal School and School of Mines at El Paso; East Texas Normal College; John Tarleton Agricultural College, and declaring an emergency."

Read first time and referred to Committee on Finance.

By Senator Parr:

S. B. No. 12, A bill to be entitled "An Act creating the San Diego Independent County Line School District of Duval County by adding to and making a part of what is now known as the San Diego Independent School District of Duval County certain lands and territory adjoining thereto and situated in Duval and Jim Wells Counties for school purposes only, etc."

Read first time and referred to Committee on Educational Affairs.

Simple Resolution No. 15.

Whereas, The Hon. Jacob F. Wolters of Harris County is in the city; and

Whereas, The Senate of Texas appreciates the spirit of patriotism that is being manifested by him, and rec-

Absent.

Bailey. Caldwell.

Absent—Excused.Alderdice. Johnston of Harris
Floyd.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator McNealus.

Petitions and Memorials.

See Appendix.

Committee Reports.

See Appendix.

Message From the Governor.

The Chair here laid before the Senate the following message from the Governor received today:

Governor's Office,
Austin, Texas, April 25, 1917.

To the Thirty-fifth Legislature in Called Session:

At the request of Honorable W. R. Butler and Honorable J. F. Harris, respectively, I hereby submit for your consideration the following bills, hereto attached:

An Act creating the Armstrong Independent School District of Bell County, Texas; and

An Act to amend Article 890, Chapter 6, Title 13 of the Penal Code, Revised Criminal Statutes, 1911, relating to the shipment of certain game;

Together with such additions, and amendments as the Legislature in its wisdom may deem proper.

Respectfully submitted,

JAS. E. FERGUSON,
Governor of Texas.

Bills and Resolutions.

By Senator Harley:

S. B. No. 13, A bill to be entitled "An Act to provide for the appointment of officers of the National Guard of Texas and prescribing their

qualifications and tenure of office; providing for the term and requirements for enlistment and the qualifications of enlisted men of the National Guard of Texas, and to repeal Articles 5802 and 5804, Revised Civil Statutes, 1911, and all other laws and parts of laws in conflict herewith."

Read first time and referred to Committee on Military Affairs.

By Senator Harley:

S. B. No. 14, A bill to be entitled "An Act making an appropriation of one million dollars or so much thereof as may be necessary out of the general revenue or any other available funds for the purpose of providing for the pay, transportation, subsistence and all other expenses of the military forces of the State when ordered on duty or when mobilized or when recruiting and organizing troops or when ordered on military duty; providing for the pay, transportation and expense of officers on active duty or while serving on military courts and boards; providing for mileage and per diem and expense of witnesses appearing before military courts and boards; providing for armory and storage facilities and organization; providing for training, mobilizing and subsisting, paying, equipping, preparing for muster into and out of Federal service; providing for organizing, maintaining and equipping school of instruction for officers or enlisted men; providing for books and supplies; providing for necessary chemical assistance and labor in storage rooms, arsenals, armories and headquarters; providing for transportation of stores and supplies and laundry and care of uniforms and equipment and for hire, purchase, transportation and subsistence of animals, and for printing, stationery, postage, telephoning, telegraphing and for the purchase of stores, supplies, uniforms, arms and equipment; providing for the pay for the Adjutant General, chief clerk, stenographers, porter and other additional help in the Adjutant's department, and for stationery, printing, postage and other expenses of that department; providing for all other military expenses of whatsoever character and declaring an emergency."

Read first time and referred to Committee on Military Affairs.

was called to order by the Secretary, Jno. D. McCall.

The roll was called, a quorum being present, the following Senators answering their names:

Bailey.	Hudspeth.
Bee.	Johnson of Hall.
Buchanan of Bell.	King.
Buchanan of Scurry.	Lattimore.
Caldwell.	McCollum.
Clark.	McNealus.
Dayton.	Page.
Dean.	Parr.
Decherd.	Robbins.
Gibson.	Smith.
Harley.	Strickland.
Henderson.	Westbrook.
Hopkins.	Woodward.

Absent—Excused.

Alderdice.	Johnston of Harris
Floyd.	Suiter.
Hall.	

Election of President Pro Tem. ad Interim.

The Chair announced that on account of the absence of the President and the illness of the President Pro Tem. of the Senate, the election of a President Pro Tem. ad interim was in order.

Senator Lattimore placed in nomination Senator Bailey of DeWitt County.

There being no other nominations, the Chair declared the nominations closed.

On motion of Senator McNealus, the Secretary of the Senate was instructed to cast the ballot of the entire Senate for Senator Bailey.

The ballot was cast for Senator Bailey, there being 26 votes, and he was declared duly and constitutionally elected President Pro Tem. ad interim of the Senate.

Senators Lattimore, McNealus and King were appointed as a committee to escort Senator Bailey to the President's stand, whereupon the constitutional oath of office was administered by the Secretary.

Senator Bailey addressed the Senate.

(President Pro Tem. ad interim Bailey presiding.)

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator McNealus.

Excused.

Senator Hall for today and indefinitely on account of important business, on motion of Senator Harley.

Senator Suiter for today and indefinitely on account of sickness, on motion of Senator Westbrook.

Petitions and Memorials.

See Appendix.

Committee Reports.

See Appendix.

Message from the Governor.

The Chair here laid before the Senate the following message from the Governor received here today:

Governor's Office,
Austin, Texas, April 27, 1917.

To the Thirty-fifth Legislature in Called Session:

I hereby submit for your consideration a bill hereto attached, being An Act to amend Chapter 15, Title 48, of the Revised Civil Statutes of the State of Texas, by adding thereto Article 2815c, to provide for the incorporation of the whole or any part of Independent or Common School Districts into an Independent School District constituted by an incorporated city or town, and providing for the assumption by such incorporated city or town of the whole or any part of the bonded indebtedness of such Independent or Common School District, and declaring an emergency; together with such amendments and additions as the Legislature may in its wisdom determine.

Respectfully submitted,

JAS. E. FERGUSON,
Governor of Texas.

Bills and Resolutions.

Senate Concurrent Resolution No. 7.

Whereas, our Nation is now at war with foreign powers, and

Whereas, it is necessary for citizens of our country, of all classes and stations in life, to prepare themselves for military duty, and

Whereas, the Judge of the Twenty-

Bills Signed.

The Chair (Lieutenant Governor Hobby) gave notice of signing and did sign, in the presence of the Senate, after their captions had been read, the following bills:

S. B. No. 4, A bill to be entitled "An Act enlarging the Columbus Independent School District, in Colorado County, Texas, defining its boundaries as enlarged, etc., and declaring an emergency."

S. B. No. 5, A bill to be entitled "An Act extending the boundaries of the Rock Island Independent School District, enlarging the same and defining its boundaries, etc., and declaring an emergency."

S. C. R. No. 6, Granting the use of the Senate Chamber and House of Representatives to the Grand Commandery of Knights Templar of Texas on April 17 and 18, 1918.

S. C. R. No. 7, Granting Hon. Frank S. Roberts, judge of the Twenty-second Judicial District of Texas, ninety days' vacation for the purpose of taking military training.

Messages from the Governor.

Here the following messages from the Governor were received and laid before the Senate:

Governor's Office,
Austin, Texas, April 27, 1917.
To the Thirty-fifth Legislature in Called Session:

I hereby submit for your consideration the following bills, hereto attached:

An Act to create a common county line school district to be known as Bethel District No. 34, to be under the jurisdiction, management and control of the commissioners court, Stonewall County, Texas;

An Act creating the Granger Independent School District in the County of Williamson, State of Texas;

Together with such amendments and additions as the Legislature may in its wisdom determine.

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

Governor's Office,
Austin, Texas, April 30, 1917.

To the Thirty-fifth Legislature in Called Session:

At the request of Senator George M. Hopkins, I hereby submit for your consideration Senate Joint Resolution No. 1, being a proposed amendment to the State Constitution authorizing the levy of a special tax of not exceeding seventy-five cents on the one hundred dollars' valuation, for the improvement and maintenance of public roads.

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

Governor's Office,
Austin, Texas, April 30, 1917.

To the Thirty-fifth Legislature in Called Session:

At the request of Honorable John R. Moore, I hereby submit for your consideration a bill, hereto attached, being an Act to abolish the Cross Roads Independent School District, created under the general laws of the State of Texas, and to incorporate the Slocum Independent School District; together with such additions and amendments as the Legislature in its discretion may determine.

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

Governor's Office,
Austin, Texas, April 30, 1917.

To the Thirty-fifth Legislature in Called Session:

At the request of Honorable Fred W. Davis, Commissioner of Agriculture, I hereby submit for your consideration the matter of appropriating \$24,000.00 for each of the fiscal years beginning September 1, 1917, and September 1, 1918, for the purpose of the inspection and eradication of citrus canker and other dangerous diseases and pests now threatening the destruction of the citrus industry in this State, and in order to secure a like appropriation from the Federal government for the same purpose.

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

Governor's Office,
Austin, Texas, April 30, 1917.

To the Thirty-fifth Legislature in
Called Session:

I submit for your consideration and recommend the passage of a law requiring railroad companies operating trains within this State to place an additional brakeman on all trains in excess of sixty cars, which is approximately twenty-five hundred feet in length. Within my personal observation and actual experience of many years in the employ of railroad companies the crews required by the railroad company to man the trains have been decreased while the length of trains, numbers of cars as well as the dangers and hazards incident to their operation have materially increased. Many of our sister states have similar laws to this and experience shows that these trains operated into Texas upon reaching the State line increase in length with the attending dangers and hazards, while the crews decrease in number. I am confident the passage of this law will increase the safety of train operation and in addition bring about a more rapid movement of freight, and the small additional expense caused in the first instance will be overcome in the actual saving.

The men who in their different capacities operate the railroad trains of the country are engaged in an occupation decidedly more hazardous than perhaps any other line of employment. These men are just as dear to their families as other men engaged in less dangerous occupations are dear to their families. We ought to be sure that the government has exercised due diligence in providing for the safety of the lives of these men.

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

Governor's Office,
Austin, Texas, May 1, 1917.

To the Thirty-fifth Legislature in
Called Session:

At the request of Senator Walter Caldwell, I hereby submit for your consideration a bill, hereto attached, being an Act granting to the City of Austin, for public purposes only, certain land lying between the Colorado river and Outlots 1 and 11, in Division "Z" in the City of Austin, Texas,

upon certain terms and conditions; and reserving to the State certain rights therein; providing for the forfeiture of said land to the State of Texas if used for other purposes than public purposes.

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

Governor's Office,
Austin, Texas, May 1, 1917.

To the Thirty-fifth Legislature in
Called Session:

At the request of Honorable Howard Bland, Honorable R. F. Cates, and Senator Walter Caldwell, I hereby submit for your consideration a bill, hereto attached, being an Act creating the Granger Independent School District in the County of Williamson, State of Texas.

I also submit for your consideration a bill, hereto attached, being an Act to aid the County of Chambers in constructing breakwaters, roads and bridges within said county, by donating and granting to it, the said Chambers County, the State ad valorem taxes, collected on property and from persons in Chambers County for a period of ten years, and to provide a penalty for their misapplication.

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

Governor's Office,
Austin, Texas, May 1, 1917.

To the Thirty-fifth Legislature in
Called Session:

At the request of Honorable J. D. Sallas, I hereby submit for your consideration the following bills, hereto attached:

An Act to amend Section 14 of the Special Road Law for Houston County, passed by the Regular Session of the Thirty-fifth Legislature; and

An Act creating the Crockett Independent School District of Houston County, Texas.

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

Governor's Office,
Austin, Texas, May 1, 1917.

To the Thirty-fifth Legislature in
Called Session:

In view of the war crisis that now confronts the country, and in view

of the possible influx into our State of a large population through the National army and otherwise, it is, in my opinion, imperative that such action be taken as is necessary to prevent the breeding and spreading of contagious diseases of all kinds.

I, therefore, submit for your consideration the question of providing for the establishment of rigid quarantine against contagious diseases of all kinds, and the proper treatment and isolation of any and all persons afflicted with any kind of contagious or infectious disease; and for the establishment of any institution that may be necessary for the proper detention, treatment and care of any contagious or infectious diseases with necessary authority to apprehend and hold under proper quarantine and detention in said institution or other place any and all persons afflicted with contagious or infectious diseases.

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

Governor's Office,
Austin, Texas, April 30, 1917.

To the Honorable Senate and House
of Representatives in Legislature
Assembled:

The amendment of the Employers' Liability Act by the Thirty-fifth Legislature makes it one of the most far-reaching and beneficial pieces of legislation that has been enacted in Texas for many years. It means the transfer from the courts to the Industrial Accident Board of a great many, almost inconceivable in their number, litigable matters. These matters will be adjudicated by the board practically without expense to the vast body of laboring people of this State and insures speedy and adequate remedies for claims for injury.

This piece of legislation makes the Industrial Accident Board one of the most important departments of the State, and raises it to the position where the salaries of the men who constitute that board ought to be adequate for the services which they render. The force to be employed in the department ought to be sufficient to insure efficient enforcement of the law. I therefore submit to you for your consideration the question, in so far as it may be necessary, of fixing adequate salaries for those who compose the

board, and making sufficient appropriation to secure for that department such force as, in your judgment, may be necessary to carry out the purposes of this splendid piece of legislation.

Respectfully,
JAS. E. FERGUSON,
Governor.

Message from the House.

Hall of the House of Representatives.
Austin, Texas, April 30, 1917.

Hon. W. P. Hobby, President of the Senate.

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

H. B. No. 2, A bill to be entitled "An Act making appropriations 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, Epileptic Colony, Deaf, Dumb and Blind Institution for Colored Youths, State Institution for the Training of Juveniles, Tuberculosis Sanatorium at Carlsbad, State Lunatic Asylum, Southwestern Insane Asylum, North Texas Hospital for the Insane, Training School for Girls, State Hospital for Crippled Children, State Farm Colony for Feeble-Minded, and State Bureau of Child and Animal Protection, and declaring an emergency."

H. B. No. 5, A bill to be entitled "An Act making an appropriation of \$999,000 for the fiscal year ending August 31, 1918, to be added to the \$1000 appropriated under the provisions of House Bill No. 226, Acts of the Thirty-fifth Legislature, Regular Session, 1917, and to be used under the provisions of said House Bill No. 226, just as if it had been made a part of said appropriation in first case, and declaring an emergency."

H. B. No. 8, A bill to be entitled "An Act making an appropriation of \$1500, or so much thereof as may be necessary, to cover the expense of printing and publishing Senate Joint Resolution No. 12, submitted by the Thirty-fourth Legislature in Regular Session, and the expense of printing and distributing the proclamation of the Governor calling said election, and the expense of postage and express used in connection therewith, and declaring an emergency."

H. B. No. 11, A bill to be entitled "An Act creating the Armstrong Independent School District of Bell County, Texas, with certain metes and bounds; providing for the election of trustees of said school district; naming the trustees and officials and their terms of office; and caring for the present bonded indebtedness on said territory as embraced in the Armstrong Common School District, and declaring an emergency."

H. B. No. 12, A bill to be entitled "An Act to amend Article 890, Chapter 6, Title 13, of the Penal Code, Revised Criminal Statutes, 1911, relating to the shipment of certain game."

S. B. No. 12, A bill to be entitled "An Act creating the San Diego Independent County Line School District of Duval County by adding to and making a part of what is now known as the San Diego Independent School District of Duval County certain lands and territory adjoining thereto and situated in Duval and Jim Wells Counties for school purposes only, etc."

Adopted:

H. C. R. No. 3, Inviting the Honorable Theodore Roosevelt to address the House and Senate.

Respectfully,

ED. GRAHAM,
Acting Chief Clerk, House of Representatives.

Bills Read and Referred.

The Chair (Lieutenant Governor Hobby) had referred, after their captions had been read, the following House bills:

H. B. No. 2, referred to the Committee on Finance.

H. B. No. 8, referred to the Committee on Finance.

H. B. No. 11, referred to the Committee on Educational Affairs.

H. B. No. 5, referred to the Committee on Finance.

H. B. No. 12, referred to the Committee on Criminal Jurisprudence.

House Concurrent Resolution No. 3.

The Chair laid before the Senate, H. C. R. No. 3, inviting the Hon. Theodore Roosevelt to address the House and Senate.

The resolution was read and Sen-

ator Bee offered the following amendment which was read and adopted:

Amend the resolution by striking out the words "Whereas the Honorable Theodore Roosevelt has been given authority to raise and lead a division on the battlefields of France."

The resolution as amended was then adopted.

Senate Concurrent Resolution No. 8.

(By unanimous consent.)

The Finance Committee here made its report on,

S. C. R. No. 8, relating to the action of the committee in charge of the erection of a new land office building in letting a contract for the erection of a four story instead of a three story building, etc.

The Senate rules requiring committee reports to lie over one day was suspended.

The Chair laid before the Senate the committee substitute for S. C. R. No. 8 as follows:

Whereas, Chapter 22 of the General Laws of the First Called Session of the Thirty-third Legislature provides that:

"Section 1. That it shall be unlawful for any regent or regents, director or directors, officer or officers, member or members, of any educational or eleemosynary institution of the State of Texas, to contract or provide for the erection or repair of any building, or other improvement or the purchase of equipment or supplies of any kind whatsoever for any such institution, not authorized by specific legislative enactment, or by written direction of the Governor of the State acting under and consistent with the authority of existing laws, or to contract or create any indebtedness or deficiency in the name of or against this State, not specifically authorized by legislative enactment, or to divert any part of any fund provided by law to any other fund or purpose than that specifically named and designated in the legislative enactment, creating such fund or provided for in any appropriation bill.

"Sec. 2. That any and all contracts, debts or deficiencies created contrary to the provisions of this Act shall be wholly and totally void,

called to order by Lieutenant Governor W. P. Hobby.

By unanimous consent the Chair announced that the Senate would stand at ease for twenty minutes, at the expiration of which time the roll was called, a quorum being present, the following Senators answering to their names:

Bailey.	Johnson of Hall.
Bee.	Johnston of Harris.
Buchanan of Bell.	King.
Buchanan of Scurry.	Lattimore.
Clark.	McCollum.
Dayton.	McNealus.
Dean.	Page.
Floyd.	Robbins.
Gibson.	Smith.
Hall.	Strickland.
Harley.	Suiter.
Henderson.	Westbrook.
Hudspeth.	Woodward.
Hopkins.	

Absent.

Caldwell. Parr.

Decherd.

Absent—Excused.

Alderdice.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator McNealus.

Petitions and Memorials.

There were no petitions nor memorials today.

Committee Reports.

See Appendix.

Messages from the Governor.

Here the following messages from the Governor were received and laid before the Senate:

Governor's Office,
Austin, Texas, May 2, 1917.

To the Thirty-fifth Legislature in Called Session:

At the request of Honorable R. L. Carlock, Honorable R. H. Holland, Senators W. D. Caldwell, Geo. W. Dayton and O. S. Lattimore, I hereby submit for your consideration a bill, hereto attached, being an Act

to amend Chapter 207 of the laws of the Thirty-fifth Legislature, Regular Session, pages 474 to 485, published laws of said session, regulating the operation of motor vehicles on the public highways in this State, together with such additions and amendments as the Legislature in its wisdom may determine.

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

Governor's Office,
Austin, Texas, May 2, 1917.

To the Thirty-fifth Legislature in Called Session:

At the request of Senator I. E. Clark, I hereby submit for your consideration a bill, hereto attached, being an Act to amend Article 6086, Revised Civil Statutes of the State of Texas, Chapter 1, Title 100, entitled "Board of Pardon Advisers," together with such amendments and additions as the Legislature in its wisdom may deem proper.

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

Executive Office,
Austin, Texas, May 2, 1917.

To the Thirty-fifth Legislature in Called Session:

I hereby submit for your consideration the following bills, hereto attached:

A bill to be entitled An Act to fix the compensation of the district attorney of the Criminal District Courts of Travis and Williamson Counties, and to fix the salary of such district attorney and to make an appropriation for the paying of said district attorney:

A bill to be entitled An Act validating all elections held under and by virtue of petitions, orders of commissioner court, and the posting of notices thereof under the provisions of Section 8, Chapter 169, Acts of the Regular Session of the Thirty-third Legislature, where such petition, orders and notices were filed, made and posted prior to the taking effect of Committee Substitute Senate Bill No. 108, and the election held therein was held subsequent to the taking effect of Committee Substitute Senate Bill 108, enacted at the Regular Session of the Thirty-fifth Legislature, etc.;

A bill to be entitled An Act granting to cities of over five thousand inhabitants power of local self govern-

ment to allow, censor, and regulate, or to prohibit the operation of theatres on Sunday;

A bill to be entitled An Act to amend Article 6174, 6181, 6186, 6188, 6196, 6201, 6214, 6215, 6223, 6224, 6227 and 6230 and by adding 6231a, Title 104, Chapters 1 and 2 of the Revised Civil Statutes of the State of Texas, of 1911, regulating the management, control and financing the penitentiary system, and the working of prisoners therein of the State of Texas;

A bill to be entitled An Act to amend Chapter 33 of the Local and Special Laws of the State of Texas, passed at the Regular Session of the Thirty-third Legislature, by repealing Sections 5 and 11 thereof, and adding thereto seven new sections, said chapter being originally "An Act to create a more efficient road system for Bosque County," etc.;

A bill to be entitled An Act to create the Dalton Common School District No. 82 of Ellis County with less than nine square miles of territory and providing for the government of said district;

A bill to be entitled An Act to amend Article 7570 of the Revised Civil Statutes of the State of Texas, 1911, so as to make members of boards of equalization liable to the State for money lost by the acceptance of property for taxes for less than its value; fixing the venue of suits for its collection; and requiring tax commissioner to investigate valuation of property;

A bill to be entitled An Act to amend Article 7569 of the Revised Civil Statutes of the State of Texas, 1911, so as to make tax assessors liable to the State for money lost by the acceptance of property for taxes for less than its value, and fixing the venue of suits for its collection.

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

Bills and Resolutions.

By Senator McNealus:

S. B. No. 24, A bill to be entitled "An Act validating all elections held under and by virtue of petitions, orders of commissioners courts, and the posting of notices thereof under the provisions of Section 8, Chapter 169, Acts of the Regular Session of the Thirty-third Legislature, where such

petition, orders and notices were filed, made and posted prior to the taking effect of Committee Substitute Senate Bill No. 108, and the election held therein was held subsequent to the taking effect of Committee Substitute Senate Bill 108, enacted at the Regular Session of the Thirty-fifth Legislature, and approved by the Governor on March 6, 1917; providing that this Act shall in no wise alter, affect, abrogate or in any way abridge the rights of the Livestock Sanitary Commission of the State of Texas under such Committee Substitute Senate Bill No. 108; and declaring an emergency."

Read first time and referred to Committee on Stock and Stock Raising.

By Senator Clark:

S. B. No. 25, A bill to be entitled "An Act to amend Article 6086, Revised Civil Statutes of the State of Texas, Chapter 1, Title 100, entitled "Board of Pardon Advisers."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Buchanan of Scurry:

S. B. No. 26, A bill to be entitled "An Act to amend Section 1, Chapter 80, page 151 of the General Laws of the State of Texas, passed by the Thirty-fifth Legislature at its Regular Session, known as H. B. No. 226; approved March 15, 1917, relating to the appropriation of funds in the State Treasury not otherwise appropriated for the purpose of promoting country public school interests of the State of Texas and aiding the people in providing adequate school facilities for the education of their children, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Hall:

S. B. No. 27, A bill to be entitled "An Act to aid the county of Chambers in constructing breakwaters, roads and bridges within said county by donating and granting to it, the said county of Chambers, the State ad valorem taxes collected on property and from persons in Chambers County for a period of ten years, and to provide a penalty for their misapplication."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Hudspeth:

S. B. No. 28, A bill to be entitled

Floyd.	Lattimore.
Gibson.	McCollum.
Hall.	McNealus.
Harley.	Robbins.
Henderson.	Smith.
Hudspeth.	Strickland.
Hopkins.	Suiter.
Johnson of Hall.	Westbrook.
Johnston of Harris Woodward.	

Absent.

Bee.	Page.
King.	Parr.

Absent—Excused.

Alderdice.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator McNealus

Excused.

Senators Smith and Parr for the remainder of the current week, on motion of Senator Hudspeth.

Senator Bee, on motion of Senator Page, for the same days.

Petitions and Memorials.

See Appendix.

Committee Reports.

See Appendix.

Bills Signed.

The Chair (President Pro Tem. Suiter) gave notice of signing and did sign, in the presence of the Senate, after their captions had been read, the following bills:

H. C. R. No. 3, inviting the Hon. Theodore Roosevelt to address the House and Senate.

H. B. No. 11, A bill to be entitled "An Act creating the Armstrong Independent School District of Bell County, Texas, with certain metes and bounds; providing for the election of trustees of said school district; naming the trustees and officials and their terms of office; and caring for the present bonded indebtedness on said territory as embraced in the Armstrong Common School

District, and declaring an emergency."

Messages from the Governor.

Here the following messages from the Governor were received and laid before the Senate:

Governor's Office

Austin, Texas, May 3, 1917.

To the Thirty-fifth Legislature in Called Session.

At the request of Senator A. R. McCollum, I hereby submit for your consideration a bill, hereto attached, being an Act amending Article 2939, Chapter 4, Title 49, Revised Civil Statutes of the State of Texas of 1911, and to regulate elections, and prescribing certain qualifications of voters thereat.

Respectfully submitted,

JAS. E. FERGUSON,

Governor of Texas.

Governor's Office,

Austin, Texas, May 3, 1917.

To the Thirty-fifth Legislature in Called Session.

I hereby submit for your consideration a bill, hereto attached, being an Act concerning loan and investment companies, defining same and providing for their incorporation, powers and supervision.

Respectfully submitted,

JAS. E. FERGUSON,

Governor of Texas.

Governor's Office,

Austin, Texas, May 3, 1917.

To the Thirty-fifth Legislature in Called Session.

At the request of Senator John H. Bailey, I hereby submit for your consideration a bill, hereto attached, being an Act authorizing the commissioners' court of any county in Texas, at any time while a state of war exists between the United States and another nation or nations, to confirm the appointment by the sheriff of said county of any number of deputy sheriffs deemed necessary by the court, and to make provision for compensation of all deputies so confirmed, in all instances where revenues from fees of said sheriff's office

are deemed by the court insufficient for such purpose.

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

Governor's Office,
Austin, Texas, May 3, 1917.

To the Thirty-fifth Legislature in Called Session.

At the request of Honorable George Mendell, I hereby submit for your consideration a bill, hereto attached, being an Act to make fraudulent advertising a penal offense, and prescribing a penalty and making each day the same is committed a separate offense, together with such additions and amendments as the Legislature may in its wisdom determine.

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

Governor's Office,
Austin, Texas, May 3, 1917.

To the Thirty-fifth Legislature in Called Session.

I desire to submit for your consideration the matter of fixing and establishing adequate salaries for all officers of our State government, and likewise of all clerks and assistants and other help employed by said officers, and likewise the matter of all traveling and other office expenses pertaining to said offices. I would not fix the salaries too high, nor would I fix them too low; but from information received it is apparent that there should be some readjustment. Therefore I submit for your consideration the matter of salaries and expenses for all officers in the State.

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

Bills and Resolutions.

By Senators McNealus and Harley:

S. B. No. 32, A bill to be entitled "An Act concerning loan and investment companies, defining same, and providing for their incorporation, powers and supervision."

Read first time and referred to Committee on Insurance and Banking.

By Senator McCollum:

S. B. No. 33, A bill to be entitled "An Act amending Article 2939, Chapter 4, Title 49, Revised Civil Statutes of the State of Texas, 1911, and to regulate elections, and prescribing certain qualifications of voters thereat, and declaring an emergency."

Read first time and referred to Committee on Privileges and Elections.

By Senator Lattimore:

S. B. No. 34, A bill to be entitled "An Act providing that the salaries of the Dairy and Food Commissioner, the two assistant chemists, the stenographer and the two inspectors appointed by the Dairy and Food Commissioner shall be such as is fixed by the general appropriation bill; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senator Bailey:

S. B. No. 35, A bill to be entitled "An Act authorizing the commissioners' court of any county in Texas, at any time while a state of war exists between the United States and another nation or nations, to confirm the appointment by the sheriff of said county of any number of deputy sheriffs deemed necessary by the court, and to make provision for compensation of all deputies so confirmed, in all instances where revenues from fees of said sheriff's office are deemed by the court insufficient for such purpose."

Read first time and referred to Committee on Civil Jurisprudence.

An Invitation.

The Chair land before the Senate an invitation from Dr. E. D. Shurter to the members of the Legislature to attend a meeting of delegates to the University Interscholastic League and a supper at the men's gymnasium at 6 o'clock p. m. May 5th.

Simple Resolution No. 26.

Whereas, Dr. E. D. Shurter, State chairman of the University Inter-

Hall.	Page.
Harley.	Robbins.
Henderson.	Smith.
Hopkins.	Strickland.
Hudspeth.	Suiter.
Johnson of Hall.	Westbrook.
Johnston of Harris.	Woodward.
McNealus.	

Absent—Excused.

Alderdice.	Lattimore.
Decherd.	McCollum.
King.	Parr.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator McNealus.

Excused.

Senator McCollum for today and tomorrow on account of important business on motion of Senator Dayton.

Senator Parr for today on motion of Senator Caldwell.

Senator Decherd for today on motion of Senator Dean.

Senator Lattimore for today and indefinitely on motion of Senator McNealus.

Senator King for today on motion of Senator Harley.

Petitions and Memorials.

See Appendix.

Committee Reports.

See Appendix.

Senate Bill No. 29 Rereferred.

The Committee on Civil Jurisprudence here made report on S. B. No. 29, recommending that same be rereferred to the Committee on Finance.

On motion of Senator Bailey the report was adopted and the Chair accordingly referred the bill to the Finance Committee.

Message from the House.

Hall of the House of Representatives.
Austin, Texas, May 7, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House

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

S. B. No. 13, A bill to be entitled "An Act to provide for the appointment of officers of the National Guard of Texas, and prescribing their qualifications and tenure of office; providing for the term and requirements for enlistment and the qualifications of enlisted men of the National Guard of Texas, and to repeal Articles 5802 and 5804, Revised Civil Statutes, 1911, and all other laws and parts of laws in conflict herewith."

H. B. No. 18, A bill to be entitled "An Act to abolish the Cross Roads Independent School District, created under the general laws of the State of Texas, and to incorporate the Slocum Independent School District, consisting of the territory comprising the Cross Roads Independent School District, with all the powers, rights and privileges of independent school districts; providing that the board of trustees of the said Cross Roads Independent School District shall, for the term of office to which they were elected or appointed, continue to serve as trustees of the district incorporated, and that the taxes heretofore authorized to be levied by a vote of the people in the said Cross Roads Independent School District may continue to be levied and collected in the district herein incorporated, vesting the title of property in said district, and declaring an emergency."

S. C. R. No. 9, Inviting Hon. Gifford Pinchot, former Commissioner of Forestry of the United States, to address the Legislature.

Respectfully,

BOB BARKER,
Chief Clerk, House of Representatives.

Bill Read and Referred.

The Chair (Lieutenant Governor Hobby) had referred, after its caption had been read, the following House Bill:

H. B. No. 18, referred to the Committee on Educational Affairs.

Messages from the Governor.

Here the following messages from the Governor were received and laid before the Senate:

Governor's Office,
Austin, Texas, May 3, 1917.

To the Thirty-fifth Legislature in
Called Session:

At the request of Hon. C. B. Monday, Hon. F. M. Fitzpatrick and Senator A. R. McCollum, I hereby submit for your consideration a bill, hereto attached, being an Act adding to and making a part of the Reagan Independent School District in Falls County, Texas, including the town of Reagan, and certain lands and territory adjoining thereto.

I also submit for your consideration a bill, hereto attached, being an Act providing compensation for county attorneys in counties having a population of more than one hundred thousand where there is no district attorney of all fees, commissions and perquisites earned by such office, and repealing all laws fixing a maximum compensation allowed such county attorney for services rendered and repealing all laws requiring such county attorney to pay over any excess fees.

Respectfully submitted,

JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 4, 1917.

To the Thirty-fifth Legislature in
Called Session:

At the request of Hon. L. C. Stewart, I hereby submit for your consideration a bill, hereto attached, being an Act creating the Hemphill Independent School District No. 1 in Sabine County.

I also submit for your consideration a bill, hereto attached, at the request of Hon. James T. Denton, being an Act enlarging and establishing the Dayton Independent School District in Liberty County, Texas.

Respectfully submitted,

JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 7, 1917.

To the Thirty-fifth Legislature in
Called Session:

At the request of Hon. C. B. Huds-peth, I hereby submit for your consideration a bill, hereto attached, being an Act to create the Fort Stockton Independent School District in

Fort Stockton, in Pecos County, Texas.

Respectfully submitted,

JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 7, 1917.

To the Thirty-fifth Legislature in
Called Session:

At the request of Senator Paul D. Page, I hereby submit for your consideration a bill, hereto attached, being an Act to amend Section 24, Chapter 80 of Senate Bill No. 460, being An Act passed by the Thirty-third Legislature of the State of Texas, creating a more efficient road system for Bastrop County, Texas, and Section 24, relating to the compensation of members of the commissioners court and county judge of Bastrop County.

At the request of Senator A. C. Robbins, Hon. J. H. Woods, Hon. R. B. Williford, and Hon. C. E. Upchurch, I also submit for your consideration a bill, hereto attached, being an Act creating the Blooming Grove Independent School District in Navarro County, Texas.

Respectfully submitted,

JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 4, 1917.

To the Thirty-fifth Legislature in
Called Session:

At the first called session of the Thirty-fourth Legislature, in accordance with a recommendation I then made, the sum of \$5,000 was appropriated "to pay the cost of surveying and establishing the Old San Antonio Road, sometimes referred to as 'The King's Highway,' from a point where the same crosses the boundary between Texas and Louisiana, to be expended under the direction of the Governor."

Whereupon, I appointed Major V. N. Zivley, a surveyor of well-known repute, to make a survey and prepare the necessary maps and field notes incident thereto. Mr. Zivley completed his labors in July, 1916; and the appropriation was entirely consumed in the work.

A large share of credit for much that has been done in this laudable enterprise should be accorded Mrs. Lipscomb Norvell, of Beaumont, Texas, and her associates in the Daughters of the American Revolution. These

public-spirited ladies have collected and deposited with me an additional sum of \$2,000 to be used in placing, five miles apart, stone or granite boulder markers along the highway. It will require, according to estimates made, a total of \$5,000 to buy and place in position the requisite number of these boulder markers of a size and character suitable for the purpose. To augment the amount collected and donated by these patriotic ladies, I ask the Legislature to appropriate the sum of \$3,000 to be expended in furtherance of this object.

I make the recommendation for the obvious reason that the road should be permanently marked. Its historical significance alone would entitle it to a lasting preservation. Traditionally, it is the oldest public thoroughfare in this section of the country. It was first opened in 1714 as a pack-mule trail from Mobile, Alabama, to Presidio Rio Grande by St. Denis, a Frenchman; and later served to mark the northern boundary line of Moses Austin's colonization grant from the Mexican government. Thenceforth, it was the great highway over which the heroic figures of Texas history were to come in quest of adventure and good fortune. To preserve its historical value, as well as to serve an apparently practical purpose. I think the appropriation would be well made.

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

Governor's Office,
Austin, Texas, May 4, 1917.

To the Thirty-fifth Legislature in Called Session:

At the request of Hon. W. E. Bledsoe, I hereby submit for your consideration a bill, hereto attached, being an Act to validate purchases of school land made on condition of settlement and residence in cases where the purchasers have failed to file affidavits of settlement within the time required by law, and to validate and provide for the issuance of certificates of occupancy in cases where the purchasers shall reside or shall have resided on their lands for the period of time required by law.

I also submit for your consideration a bill, hereto attached, at the request of Hon. John H. Bailey, being an Act creating the Kenedy In-

dependent School District in Karnes County.

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

Governor's Office,
Austin, Texas, May 4, 1917.

To the Thirty-fifth Legislature in Called Session:

At the request of Hon. S. W. Tinner, I hereby submit for your consideration a bill, hereto attached, being an Act amending Article 303, Revised Penal Code of Texas, 1911, providing limitations and exceptions upon and to the provisions of Article 302, Revised Penal Code, 1911, relating to selling, etc., on Sunday, so as to exempt from the provisions of Article 302, Penal Code, 1911, the selling, etc., of gasoline.

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

Governor's Office,
Austin, Texas, May 3, 1917.

To the Thirty-fifth Legislature in Called Session:

At the request of Hon. J. H. Swope, I hereby submit for your consideration a bill, hereto attached, being an Act giving to the owner of any real estate or interest therein sold under execution, order of sale, deed of trust, mortgage or other contract lien the right to redeem the same at any time in one year from the date of sale, etc., together with such amendments and additions as the Legislature may in its wisdom determine.

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

Governor's Office,
Austin, Texas, May 3, 1917.

To the Thirty-fifth Legislature in Called Session:

I hereby submit for your consideration a bill, hereto attached, being an Act amending an Act passed by the Thirty-third Legislature of the State of Texas, entitled "An Act granting unto the municipal authorities of the city of Austin, Texas, the right to establish, operate and maintain a public municipal auditorium upon the tract of land bounded on the north by Fifth Street, on the south by Fourth Street, on the east by Guadalupe Street, and on the west by San Antonio Street, in the city

of Austin; and changing the designation upon the map of the city of Austin of said tract, from public square to public municipal auditorium" so as to grant to the city of Austin for ninety-nine years the said land for a municipal auditorium and market, to hereafter read as outlined in the bill hereto attached.

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

Governor's Office,
Austin, Texas, May 4, 1917.

To the Thirty-fifth Legislature in
Called Session:

At the request of Hon. R. H. Holland, I hereby submit for your consideration a bill, hereto attached, being an Act creating the Cedar Bayou Independent School District in the Counties of Harris and Chambers, State of Texas, together with such additions and amendments as the Legislature may deem proper.

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

Governor's Office,
Austin, Texas, May 5, 1917.

To the Thirty-fifth Legislature in
Called Session:

At the request of Hon. Sam D. Low and Hon. W. D. Cope, I hereby submit for your consideration a bill, hereto attached, being an Act conferring certain powers upon the commissioners courts of the counties of this State and authorizing said courts, under such regulations as they may prescribe, to appropriate and use any sum or sums of money not exceeding fifteen hundred dollars per year for canning demonstration agents' work in their respective counties.

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

Governor's Office,
Austin, Texas, May 4, 1917.

To the Thirty-fifth Legislature in
Called Session:

At the request of Hon. R. L. Carlock, Hon. R. H. Holland, Hon. E. C. Walker, and Hon. Harry V. Fisher, I hereby submit for your consideration a bill, hereto attached, being an Act to amend Article 1156, of Chapter 3, of Title 15, of the Revised Code of Criminal Procedure of

the State of Texas, relating to the holding of inquests.

At the request of Hon. Louis H. Scholl and Hon. Leonard Tillotson, I also submit for your consideration a bill, hereto attached, being an Act to provide for the protection of fish in the fresh waters of the State of Texas; providing for a closed season from February 15 to May 15 of any year; and prohibiting the catching or taking of trout, bass, catfish, blue cat, or mud cat, of less than six inches in length.

I also desire to submit for your consideration a bill, hereto attached, being an Act to amend Chapter 60, General Laws of the State of Texas, passed by the Thirty-fifth Legislature at its Regular Session, being "An Act supplementing the act creating a Live Stock Sanitary Commission for the State of Texas, as defined and described in Article 7312, Revised Civil Statutes, etc."

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

Executive Office,
Austin, Texas, May 4, 1917.

To the Texas State Senate:

I ask the advice, consent and confirmation by the Senate of the following appointments:

Hon. A. L. Robbins of Red River County, appointed March 31, 1917, as district attorney for the Sixth Judicial District of Texas, in place of Hon. J. R. Kennedy, deceased;

Hon. Ben G. Smith of Pecos County, appointed March 27, 1917, as district attorney of the Eighty-third Judicial District of Texas;

Captain Jos. Weikerth of Harris County, appointed April 2, 1917, as branch pilot for the Port of Houston, in place of Captain Allen, deceased;

Captain H. H. Haden of Brazoria County, appointed March 19, 1917, as branch pilot for the mouth of Brazos River;

Hon. Robert M. Liles of Milam County, appointed April 4, 1917, as a member of the State Mining Board in place of Hon. J. K. Freeman, resigned;

Hon. F. M. Law of Harris County, appointed April 4, 1917, as a member of the board of managers of A. & M. College in place of Hon. Thomas E. Battle, resigned;

Hon. J. Llewellyn of Montgomery County, as judge of the Seventy-fifth

Clark moved that the Senate recess until 2:30 o'clock p. m. today.

As a substitute Senator Hudspeth moved that the Senate recess until 2:00 p. m.

Action recurred upon the longest time first and the motion to recess until 2:30 o'clock prevailed.

After Recess.

(Afternoon Session.)

The Senate was called to order at 2:30 o'clock, by Lieutenant Governor Hobby.

Senate Bill No. 24.

(By unanimous consent.)

The Chair laid before the Senate on second reading:

S. B. No. 24, A bill to be entitled "An Act validating all elections held under and by virtue of petitions, orders of commissioners' courts, and the posting of notices thereof under the provisions of Section 8, Chapter 169, Acts of the Regular Session of the Thirty-third Legislature, where such petition, orders and notices were filed, made and posted prior to the taking effect of committee substitute for Senate Bill No. 108, and the election held therein was held subsequent to the taking effect of committee substitute for Senate Bill No. 108, enacted at the Regular Session of the Thirty-fifth Legislature, and approved by the Governor on March 6, 1917; providing that this Act shall in no wise alter, affect, abrogate or in any way abridge the rights of the Live Stock Sanitary Commission of the State of Texas under such committee substitute for Senate Bill No. 108; and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator McNealus, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 24 put on its third reading and final passage by the following vote:

Yeas—23.

Bailey.	Clark.
Bee.	Dayton.
Buchanan of Bell.	Dean.
Buchanan of Scurry.	Floyd.
Caldwell.	Hall.

Harley.	Parr.
Hopkins.	Robbins.
Hudspeth.	Smith.
Johnson of Hall.	Strickland.
Johnston of Harris.	Suiter.
McNealus.	Woodward.
Page.	

Absent.

Gibson.	Westbrook.
Henderson.	

Absent—Excused.

Alderdice.	Lattimore.
Decherd.	McCollum.
King.	

The bill was laid before the Senate, read third time and, on motion of Senator McNealus, was passed by the following vote:

Yeas—24.

Bailey.	Hudspeth.
Bee.	Johnson of Hall.
Buchanan of Bell.	Johnston of Harris.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Clark.	Parr.
Dayton.	Robbins.
Floyd.	Smith.
Gibson.	Strickland.
Hall.	Suiter.
Henderson.	Westbrook.
Hopkins.	Woodward.

Absent.

Dean.	Harley.
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Absent—Excused.

Alderdice.	Lattimore.
Decherd.	McCollum.
King.	

Senator McNealus moved to reconsider the vote by which Senate Bill No. 24 was passed and table the motion to reconsider.

The motion to table prevailed.

Senate Bill No. 6.

Senator Bee called for the special order of business, Senate Bill No. 6, which was not reached on last Friday, the day for which it had been set as a special order, due to the adjournment of the Senate on Thursday.

Senator Harley made the point of order that Senate Bill No. 14 is pending business and would take precedence over the special order.

The Chair overruled the point of order.

Senator McNealus made the point of order that Senate Bill No. 6 can not be taken up at this time for the reason that the Senate has ordered the same printed in bill form and this action must be rescinded before the bill can be considered in any different form.

The Chair sustained the point of order, holding that the bill could not be laid before the Senate until the same had been printed, and further holding that Senate Bill No. 6 will not be displaced nor lose its place on the calendar as a special order unless displaced by another special order.

Messages from the Governor.

Here the following messages from the Governor were received and laid before the Senate:

Governor's Office,
Austin, Texas, May 7, 1917.

To the Thirty-fifth Legislature in Called Session:

At the request of Honorable Fritz R. Smith, Honorable R. F. Spencer and Senator C. R. Buchanan, I hereby submit for your consideration a bill, hereto attached, being an Act to amend Chapter 83 of the Acts of the Regular Session of the Thirty-second Legislature of Texas, to create a more efficient road system for Nolan County, Texas.

At the request of Senator Carlos Bee, I also submit for your consideration a bill, hereto attached, being an Act amending Article 3093, Chapter 4, Title 58, of the Revised Civil Statutes of 1911, of the State of Texas, and as amended by Chapter 142, of the Regular Session of the Thirty-third Legislature and by Chapter 55 of the Regular Session of the Thirty-fifth Legislature, so as to provide that county attorneys in counties having a population of over 100,000, where there is also a district attorney, may appoint, on the consent of the county judge, not to exceed two assistants in addition to his regular deputies.

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

Governor's Office,
Austin, Texas, May 7, 1917.

To the Thirty-fifth Legislature in Called Session:

At the request of Senator Carlos Bee, I hereby submit for your consideration the following bills, hereto attached:

An Act to amend Articles 418 and 419, Chapter 1, Title 7, and Article 1161, Title 15, of the Code of Criminal Procedure of the State of Texas, and providing for the appointment of bailiffs for the grand jury, by adding to Article 418 a provision for the appointment of not exceeding three bailiffs by the district attorney, and not exceeding two bailiffs by the county attorney in counties of over 100,000 population to do such work as he may assign them, prescribing their duties and fixing their compensation.

An Act creating the office of grand jury stenographer and providing compensation therefor.

An Act prescribing the minimum qualifications of county superintendents of public instruction, fixing a schedule of maximum salaries for county superintendents, providing that no present commission shall be impaired, allowing commissioners' courts and boards of county school trustees to provide clerical and supervisory help.

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

Simple Resolution No. 30.

(By unanimous consent.)

Resolved, That the President of the Senate take such steps or method as he may see proper to ascertain why the printer who has the contract for printing the Senate bills has not furnished Senate Bill No. 6 to the Senate by this time.

McNEALUS.

The resolution was read and adopted.

Senate Bill No. 16.

Senator Hudspeth called for the special order of business, Senate Bill No. 16.

Senator McNealus made the point of order that Senate Bill No. 16 was set as a special order to follow con-

Absent—Excused.

Alderdice. Lattimore.
Decherd. McCollum.
Hall.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Johnson of Hall.

Excused.

Senator Hall for today and indefinitely on motion of Senator Bailey.
Senator Decherd for today and indefinitely on motion of Senator McNealus.

Petitions and Memorials.

See Appendix.

Committee Reports.

See Appendix.

Page Appointed.

The Chair announced the appointment of Jack Smith as a page in place of Voltaire Lane, who has resigned.

Citizens' Barbecue.

Senator Caldwell extended to the Senate, officers and employees of the Senate an invitation to attend the citizens' barbecue, to be given at Lake Austin at 5:30 o'clock p. m. tomorrow, Wednesday, May 9.

On motion of Senator Hudspeth, the invitation was accepted.

Messages from the Governor.

Here the following messages from the Governor were received and laid before the Senate:

Governor's Office,
Austin, Texas, May 8, 1917.

To the Thirty-fifth Legislature in Called Session.

At the request of Honorable C. R. Floyd, I hereby submit for your consideration a bill, hereto attached, be-

ing an Act creating the Annona Independent School District in Red River County.

At the request of Honorable J. M. Henderson and Honorable R. H. Jones, I also submit for your consideration a bill, hereto attached, being an Act to amend Section 36 of House Bill No. 820, which was an Act creating a more efficient road system for Bowie County, Texas, passed at the Regular Session of the Thirty-fifth Legislature.

And at the request of Honorable R. L. Pillow, Jr., I hereby submit for your consideration a bill, hereto attached, being an Act providing for an annual vacation to paid firemen in cities of 30,000 inhabitants or over.

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

Governor's Office,
Austin, Texas, May 8, 1917.

To the Thirty-fifth Legislature in Called Session.

At the request of Senator A. Parr, I hereby submit for your consideration a bill, hereto attached, being an Act to amend an Act entitled "An Act to create the Robstown Independent School District, known as Common School District No. 30, in Nueces County, Texas, etc."

At the request of Senator C. B. Hudspeth, I also submit for your consideration a bill, hereto attached, being an Act to accept the benefits of an Act passed by the Senate and House of Representatives of the United States of America in Congress assembled, for the promotion of vocational education; designating the State Treasurer as custodian for the reception and disbursement of all funds allotted to this State from the appropriations made by the Federal Act; designating and authorizing the State Board of Education to act in co-operation with the Federal Board for Vocational Education in the administration of the provisions of said Act; making an appropriation of \$62,150.00, or so much thereof as may be necessary, for the scholastic year 1917-18, and an appropriation of \$91,105.00, or so much thereof as may be necessary for the scholastic year 1918-19; providing compensations for appropriations by local boards or by the State in its educational budgets for the purposes

of this Act; naming the conditions under which aid may be extended.

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

Bills and Resolutions.

By Senator Bee:

S. B. No. 47, A bill to be entitled "An Act amending Article 3093, Chapter 4, Title 58, of the Revised Civil Statutes of 1911 of the State of Texas, and as amended by Chapter 142 of the Regular Session of the Thirty-third Legislature, and by Chapter 55 of the Regular Session of the Thirty-fifth Legislature so as to provide that county attorneys in counties having a population of over 100,000, where there is also a district attorney, may appoint, on the consent of the judge, not to exceed two assistants in addition to his regular deputies who shall not be required to possess the qualifications prescribed by law for district and county attorneys, and fixing their compensation, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Bee:

S. B. No. 48, A bill to be entitled "An Act to amend Articles 418 and 419, Chapter 1, Title 7, and Article 1161, Title 15 of the Code of Criminal Procedure of the State of Texas, and providing for the appointment of bailiffs for the grand jury, by adding three bailiffs by the district attorney, and not exceeding two bailiffs by the county attorney in counties of over 100,000 population to do such work as he may assign them, prescribing their duties and fixing their compensation; and amending Article 419 as to the duties of bailiffs for the grand jury so as to specify duties of the special bailiffs appointed by the district attorney and county attorney; and amending Article 1161 by making provision for the compensation of the special bailiffs appointed by the district attorney and county attorney, and repealing all laws and parts of laws in conflict with this Act or any portion of this Act, and declaring an emergency."

Read first time and referred to Committee on Criminal Jurisprudence.

By Senator Bee:

S. B. No. 49, A bill to be entitled "An Act prescribing the minimum qualifications of county superintendents of public instruction, fixing a schedule of maximum salaries for county superintendents, providing that no present commissioner shall be impaired, allowing commissioners' courts and boards of county school trustees to provide clerical and supervisory help, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Bee:

S. B. No. 50, A bill to be entitled "An Act creating the office of grand jury stenographer, and providing compensation therefor, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Buchanan of Scurry:

S. B. No. 51, A bill to be entitled "An Act to amend Chapter 83 of the Acts of the Regular Session of the Thirty-fifth Legislature of Texas, to create a more efficient road system for Nolan County, Texas, and making county commissioners ex officio road commissioners of their respective precincts and prescribing their powers and duties as such and providing for the compensation of such road commissioners and providing for the purchase of material for the construction and maintenance of roads and bridges, and providing for the compensation for such material, etc., and declaring an emergency."

Read first time and referred to Committee on Roads, Bridges and Ferries.

By Senator Floyd:

S. B. No. 52, A bill to be entitled "An Act creating the Annona Independent School District in Red River County, Texas, including the present existing Annona Independent School District and certain other territory in said county, defining its boundaries, vesting said Annona Independent School District as created by this Act with all the rights, powers, privileges and duties exercised by independent school districts incorporated under the General Laws of this State; providing for the management and control of the district by a board of seven school trustees, etc., and declaring an emergency."

FIFTEENTH DAY.

Senate Chamber,
Austin, Texas,
Wednesday, May 9, 1917.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by President Pro Tem. Suiter.

The roll was called, a quorum being present, the following Senators answering to their names:

Bailey.	Johnson of Hall.
Bee.	Johnston of Harris.
Buchanan of Bell.	King.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Clark.	Parr.
Dayton.	Robbins.
Dean.	Smith.
Floyd.	Strickland.
Gibson.	Suiter.
Harley.	Westbrook.
Henderson.	Woodward.
Hopkins.	

Absent.

Hudspeth.

Absent—Excused.

Alderdice.	Lattimore.
Decherd.	McCollum.
Hall.	

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator McNealus.

Excused.

Senator McCollum for today on motion of Senator Dayton.

Petitions and Memorials.

See Appendix.

Committee Reports.

See Appendix.

Message from the Governor.

Here the following message from the Governor was received and laid before the Senate:

Governor's Office,
Austin, Texas, May 9, 1917.

To the Thirty-fifth Legislature in Called Session.

At the request of Honorable J. W. Crudgington, I hereby submit for your consideration a bill, hereto attached, being an Act creating an independent school district to be known as "Stratford Independent School District."

I also submit for your consideration the passage of an Act to amend Article 5890, Chapter 3, Title 91, of the Revised Civil Statutes of 1911, of the State of Texas, pertaining to the unlawful disposition of property, illegal wearing of uniform and the discrimination against any person lawfully wearing the uniform of the army, navy, marine corps or revenue service of the United States, or of the National Guard or naval service of this State, or otherwise in the military or naval service of the United States or of this State, as prescribed for such person at that time or place by law.

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

Bills and Resolutions.

By Senator Johnson of Hall:

S. B. No. 56, A bill to be entitled "An Act creating an independent school district, known as "Stratford Independent School District," and to provide for the creation of a board of trustees to levy, assess and collect special taxes, and conferring upon the board of trustees plenary powers and providing authority to issue bonds for the purpose of purchasing school sites and constructing, furnishing and equipping school buildings within the same, and to levy a tax therefor, etc., and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Johnston of Harris:

S. B. No. 57, A bill to be entitled "An Act giving to the owner of any real estate or interest therein sold under execution, order of sale, deed of trust, mortgage or other contract lien the right to redeem the same at any time in one year from the date of sale, by paying to the purchaser the amount of the purchase money

House Bill No. 1.

The Chair laid before the Senate as regular order on second reading:

H. B. No. 1, A bill to be entitled "An Act making appropriations to pay salaries of judges, and for the support of the judicial department of State government for two years beginning September 1, 1917, and ending August 31, 1919, and declaring an emergency.

Pending.

Recess.

At 12:00 o'clock the Senate, on motion of Senator Johnson of Hall, recessed until 2:00 p. m. today.

After Recess.

(Afternoon Session.)

The Senate was called to order by President Pro Tem. Suiter.

Message from the Governor.

Here the following message from the Governor was received and laid before the Senate:

Governor's Office,
Austin, Texas, May 9, 1917.

To the Thirty-fifth Legislature in Called Session:

At the request of Honorable J. H. Woods, I hereby submit for your consideration a bill, hereto attached, being an Act authorizing the Governor of the State of Texas to make sale of lands mentioned and execute a deed conveying to Independent Order of Odd Fellows Widows and Orphans Home an undivided one-half interest in and to a certain two acres of land, being a part of the lands now used and occupied by the State Orphan Home, such lands so conveyed to be for the joint use and occupancy of the said Independent Order of Odd Fellows Widows and Orphans Home and State Orphan Home for the sinking thereon of a deep water well and a water supply for the two institutions.

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

Executive Session—Time Set.

Senator Johnston of Harris moved that the Senate go into executive session next Friday morning at 10:05 o'clock for the purpose of considering appointments made by the Governor.

The motion prevailed.

Messages from the House.

Hall of the House of Representatives
Austin, Texas, May 9, 1917.

Hon. W. P. Hobby, President of the Senate:

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

S. B. No. 24, A bill to be entitled "An Act validating all elections held under and by virtue of petitions, orders of commissioners courts, and the posting of notices thereof under the provisions of Section 8, Chapter 169, Acts of the Regular Session of the Thirty-third Legislature, where such petition, orders and notices were filed, made and posted prior to the taking effect of Committee Substitute Senate Bill No. 108 and the election held therein being held subsequent to the taking effect of Committee Substitute Senate Bill No. 108, enacted at the Regular Session of the Thirty-fifth Legislature, and approved by the Governor on March 6, 1917; providing that this act shall in no wise alter, affect, abrogate or in any wise abridge the rights, powers and duties of the Livestock Sanitary Commission of the State of Texas under such Committee Substitute Senate Bill No. 108, and declaring an emergency."

Respectfully,

BOB BARKER,
Chief Clerk, House of Representatives.

Hall of the House of Representatives
Austin, Texas, May 9, 1917.

Hon. W. P. Hobby, President of the Senate:

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

S. B. No. 20, A bill to be entitled, "An Act to create a common county line school district, to be known as Bethel District No. 34 in Stonewall

Bills Signed.

The Chair, Lieutenant Governor Hobby, gave notice of signing and did sign, in the presence of the Senate, after their captions had been read, the following bills:

S. B. No. 20, A bill to be entitled "An Act to create a common county line school district to be known as the Bethel District No. 34, to be under the jurisdiction, management and control of the commissioners court, Stonewall County, Texas; to be composed of territory described in this Act lying in the counties of Stonewall and Jones in this State, and defining the rights, powers and privileges of such district and declaring an emergency."

S. B. No. 24, A bill to be entitled "An Act validating all elections held under and by virtue of petitions, orders of commissioners courts, and the posting of notices thereof under the provisions of Section 8, Chapter 169, Acts of the Regular Session of the Thirty-third Legislature, where such petition, orders and notices were filed, made and posted prior to the taking effect of Committee Substitute Senate Bill No. 108, and the election held therein was held subsequent to the taking effect of Committee Substitute Senate Bill 108, enacted at the Regular Session of the Thirty-fifth Legislature, and approved by the Governor on March 6, 1917; providing that the Act shall in no wise alter, affect, abrogate or in any way abridge the rights of the Livestock Sanitary Commission of the State of Texas under such Committee Substitute Senate Bill No. 108; and declaring an emergency."

Messages from the Governor.

Here the following messages from the Governor were received and laid before the Senate:

Governor's Office,
Austin, Texas, May 10, 1917.

To the Thirty-fifth Legislature in Called Session:

At the request of Senator C. R. Buchanan I submit for your consideration a bill, hereto attached being an Act to amend Article 7305 of the Revised Statutes of Texas of 1911 so as to include among the counties exempted from the provisions of

Articles 7256 to 7304, inclusive, the counties of Ector and Martin.

And at the request of Honorable B. F. Cadenhead, I submit for your consideration a bill, hereto attached, being an Act creating the Mercer Gap Common School District in Comanche County; and

An Act to amend Section 13 of the Comanche County Road Law, regarding the compensation of the commissioners of said county; and

An Act defining the boundary line of Briar Grove Common School District No. 12, in Comanche County, and creating said Comanche School District according to such lines.

Respectfully submitted,

JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,

Austin, Texas, May 10, 1917.

To the Thirty-fifth Legislature in Called Session:

At the request of Senator W. D. Suiter and Honorable J. B. Lee, I hereby submit for your consideration a bill, hereto attached, being an Act to amend Section 7, Chapter 6, of the Special Laws passed at the Regular Session of the Thirty-fourth Legislature, 1915, as amended by an Act passed at the Regular Session of the Thirty-fifth Legislature, 1917, and entitled an Act to create a more efficient road system for Wood County, etc.

Respectfully submitted,

JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,

Austin, Texas, May 10, 1917.

To the Thirty-fifth Legislature in Called Session:

At the request of Honorable Eugene De Bogory, I hereby submit for your consideration a bill, hereto attached, being an Act to amend Section 1, Chapter 52 of the General Laws of the Thirty-fifth Legislature, so as to provide for the holding of four terms of court in Taylor County, Texas.

Respectfully submitted,

JAS. E. FERGUSON,
Governor of Texas.

Bills and Resolutions.

By Senator Suiter:

S. B. No. 60, A bill to be entitled

Decherd.	King.
Hopkins.	Page.
Hudspeth.	Strickland.
Johnson of Hall.	Westbrook.

Absent.

Bailey.	Johnston of Harris.
Gibson.	

Absent—Excused.

Alderdice.	Hall.
Floyd.	McCollum.

Pair Recorded.

Senator Suiter (present), who would vote "yea;" Senator Harley (absent), who would vote "nay."

Senator Lattimore offered the following amendments, which were read and adopted, being voted upon separately:

(6) Amend House Bill No. 2 as amended by the report of the Finance Committee so that in lieu of the junk fund clause at the end of each budget wherever same appears in said report the following shall be inserted:

"Provided that of the moneys arising from the sale of what is called junk from said institution, the sum of \$1,000.00 is hereby appropriated for incidentals or repairs for each year, a full and complete account of such expenditures shall be kept by the said institution and filed each year with the Comptroller of Texas. The remainder of said moneys arising from said junk fund to be deposited and spent by the Superintendent of Public Buildings and Grounds, as provided by the General Statutes.

(7) Amend House Bill No. 2, as amended by the report of the Senate Committee on Finance, by adding a new section after Section 2, page 55 of the bill, to be known as Section 2a, which shall read as follows:

Section 2a. It is expressly provided and enacted herein that in no event shall an employe or officer of any State institution herein named be paid any higher salary than fixed by statute, if any, creating or fixing the salary of such employe or officer.

Senator Hudspeth moved the previous question on the adoption of the amendment and the passage of the bill to its third reading, which being duly seconded, the main question was ordered.

The amendment was adopted.

The bill was read second time and passed to its third reading.

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 2 put on its third reading and final passage by the following vote:

Yeas—25.

Bailey.	Johnson of Hall.
Bee.	Johnston of Harris.
Buchanan of Bell.	King.
Buchanan of Scurry.	Lattimore.
Caldwell.	Page.
Clark.	Parr.
Dayton.	Robbins.
Dean.	Smith.
Decherd.	Strickland.
Gibson.	Suiter.
Henderson.	Westbrook.
Hopkins.	Woodward.
Hudspeth.	

Absent.

Harley.	McNealus.
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Absent—Excused.

Alderdice.	Hall.
Floyd.	McCollum.

The bill was laid before the Senate, read third time and, on motion of Senator Hudspeth, was passed finally.

(President Pro Tem. Suiter in the chair.)

Message from the Governor.

Here the following message from the Governor was received and laid before the Senate:

Governor's Office,
Austin, Texas, May 10, 1917.
To the Thirty-fifth Legislature in
Called Session:

At the request of Honorable F. M. Gibson, I hereby submit for your consideration a bill, hereto attached, being an Act to create a more efficient road system for Fannin County, Texas.

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

Bills and Resolutions.

(By unanimous consent.)

By Senator Gibson:
S. B. No. 62, A bill to be entitled

the Adjutant General's Department, and for stationery, printing, postage and other expenses of that department; providing for all other military expenses of whatsoever character; providing how accounts drawn against this fund shall be made out and by whom approved, and declaring an emergency," with amendments.

Respectfully,
BOB BARKER,
Chief Clerk, House of Representatives.
Hall of the House of Representatives.
Austin, Texas, May 11, 1917.

Hon. W. P. Hobby, President of the Senate.

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

H. B. No. 69, A bill to be entitled "An Act to provide an annual vacation to paid firemen in cities of 30,000 inhabitants or over; providing that the city official having supervision of the fire department shall designate the days each fireman is to be on vacation; prescribing the penalties for the violation thereof; repealing Chapter 185 of the Acts of the Regular Session of the Thirty-fifth Legislature, and declaring an emergency."

Respectfully,
BOB BARKER,
Chief Clerk, House of Representatives.
Hall of the House of Representatives.
Austin, Texas, May 11, 1917.

Hon. W. P. Hobby, President of the Senate.

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

H. B. No. 43, A bill to be entitled "An Act adding to and making a part of the Reagan Independent School District in Falls County, Texas, including the town of Reagan, certain lands and territory thereto, and declaring an emergency."

Respectfully,
BOB BARKER,
Chief Clerk, House of Representatives.
Hall of the House of Representatives.
Austin, Texas, May 11, 1917.

Hon. W. P. Hobby, President of the Senate.

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

H. B. No. 13, 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, including Medical Department at Galveston and School of Mines at El Paso, Agricultural and Mechanical College, State Forestry, Experimental and sub-stations, Prairie View Normal, College of Industrial Arts, Sam Houston Normal Institute, North Texas State Normal, Southwest Texas Normal School, West Texas Normal School, Texas School for the Blind, and Deaf and Dumb Institute, and declaring an emergency."

Respectfully,
BOB BARKER,
Chief Clerk, House of Representatives.

Bills Read and Referred.

The Chair (Lieutenant Governor Hobby) had referred, after their captions had been read, the following House bills:

H. B. No. 43, referred to the Committee on Educational Affairs.

H. B. No. 13, referred to the Committee on Finance.

H. B. No. 69, referred to the Committee on Towns and City Corporations.

Message from the Governor.

Here the following message from the Governor was received and laid before the Senate:

Governor's Office,
Austin, Texas, May 11, 1917.
To the Thirty-fifth Legislature in Called Session.

I hereby submit for your consideration a bill, hereto attached, being an Act to amend Chapter 189 of the General Laws passed by the Thirty-fifth Legislature of the State of Texas, 1917, entitled "An Act to amend Section 8, Chapter 119 of the General Laws of the State of Texas, passed by the Regular Session of the Thirty-second Legislature of the State of Texas, 1911," relating to official shorthand reporters' compensation in certain counties.

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

(President Pro Tem. Suiter in the chair.)

Absent.

Harley. Johnston of Harris
Hopkins.

Absent—Excused.

Alderdice. Hall.

Prayer by Chaplain.

Pending reading of the Journal of yesterday, the same was dispensed with on motion of Senator McNealus.

Excused.

Senator Hopkins for today on account of important business, on motion of Senator Clark.

Senator Harley for yesterday and today and Senator Johnston of Harris for today on account of important business, on motion of Senator Dean.

Petitions and Memorials.

See Appendix.

Committee Reports.

See Appendix.

Messages from the Governor.

Here the following messages from the Governor were received and laid before the Senate:

Governor's Office,
Austin, Texas, May 11, 1917.

To the Thirty-fifth Legislature in Called Session.

At the request of Senator Johnson of Hall and Honorable Fritz Smith of Scurry, I hereby submit for your consideration a bill, hereto attached, being an Act to establish Common School District No. 9 in Dickens County, Texas, so as to include certain lands heretofore in Common School District No. 6 in said Dickens County, Texas.

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

Executive Office,
Austin, Texas, May 12, 1917.

To the Thirty-fifth Legislature in Called Session.

On April 10, 1917, I received the

following letter from Honorable Newton D. Baker, the Secretary of War:

Council of National Defense,
Washington, April 10, 1917.

To the Honorable James E. Ferguson,
Governor of Texas.

Sir: The Council of National Defense, as empowered by Act of Congress, August 29, 1916, is now engaged in the work of preparation for the war and in the co-ordination of the resources and energies of the Nation.

It holds itself in readiness to co-operate with the States to bring about the most effective co-ordination of activities and procedure for the general good of the Nation and the successful prosecution of the war and it invites the States to advise with it.

To further the prompt and energetic organization which the situation demands, it recommends the creation, by the States, of committees with broad powers, to co-operate with the Council—such committees to perhaps be known as State Councils of Defense—these committees to be representative of the State's resources.

Please advise us as promptly as possible of action being taken or contemplated in Texas in furtherance of the national defense. Please send us full information, with copies of all laws, proclamations and forms relating thereto.

Very truly yours,

(Signed) NEWTON D. BAKER,
Secretary of War and Chairman of
Council of National Defense.

In pursuance of the suggestions in said letter, on the 3rd day of May, 1917, I appointed a list of gentlemen to constitute a State Council of Defense, and a meeting was called by the Chairman and held in Dallas on the 10th instant. At said meeting, after hearing the report of Honorable Joe J. Hirsch, whom I had appointed to attend the meeting of the National Council of Defense in Washington, as my representative, it was decided unanimously by said Board that it would perhaps be better to create said Board in such manner and form as to give it legal standing.

I, therefore, submit for your consideration the question of creating a State Council of Defense, making the necessary appropriation for the support of same, to co-operate with

all national authorities for the defense of the country.

In view of the well known conditions that confront the country, I take it to be unnecessary to make any argument in support of this needed legislation. I feel sure the matter will be given due and prompt consideration by the Thirty-fifth Legislature.

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

Governor's Office,
Austin, Texas, May 12, 1917.

To the Thirty-fifth Legislature in Called Session.

At the request of Senator E. A. Decherd, I hereby submit for your consideration two bills, hereto attached, being:

An Act to create a more efficient road system for Robertson County, Texas.

An Act to amend an Act passed at the First Called Session of the Thirty-second Legislature, and approved August 31, 1911, empowering Robertson County or any political subdivision thereof to issue bonds for the purpose of constructing, maintaining and operating macadamized, graveled or paved roads and turnpikes.

At the request of Honorable W. M. Fly, I also submit for your consideration a bill, hereto attached, being an Act to amend Section 2 of House Bill No. 525, enacted by the Thirty-fifth Legislature at the Regular Session, creating the Nixon Independent School District.

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

Message from the House.

Hall of the House of Representatives,
Austin, Texas, May 12, 1917.

Hon. W. P. Hobby, President of the Senate.

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

H. C. R. No. 5, Relating to the expenditure of \$750,000.00 for national defense.

S. C. R. No. 15, Granting leave of absence to Hon. Reese Tatum.

S. C. R. No. 11, Recommending to the President of the United States

that he submit to the Congress legislation providing for placing in post-office buildings and other Federal buildings a list of those who volunteer their services to the United States, the list to be kept as "America's Roll of Honor," and recommending that monuments be erected in honor of those volunteers where any community of people may wish to erect them, the Secretary of War to furnish such certified lists when requested to do so, and providing penalties for the destruction or desecration of same.

S. C. R. No. 16, Granting leave of absence to Hon. Erwin Johns Clark.

Respectfully,
BOB BARKER,
Chief Clerk, House of Representatives.

Bills and Resolutions.

By Senators Gibson, Buchanan of Scurry, Dayton, Woodward, Page and Bee:

S. B. No. 65, A bill to be entitled "An Act to create a State Council of Defense, defining its powers and duties, making appropriation to carry on the work of said Council of Defense, and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senator Johnson of Hall:

S. B. No. 66, A bill to be entitled "An Act to establish Common School District No. 9 in Dickens County, Texas, and extending its boundaries so as to include certain lands heretofore in Common School District No. 6 of said Dickens County, Texas, provided that such parts of Common School District No. 6 of said Dickens County as may hereafter be included in Common School District No. 9 shall continue to be subject to taxation for the payment of any bonds that may have heretofore been issued by School District No. 6, and remaining unpaid, etc."

Read first time and referred to Committee on Educational Affairs.

By Senator Decherd:

S. B. No. 67, A bill to be entitled "An Act to create a more efficient road system for Robertson County, Texas, making county commissioners of said county ex officio road commissioners; prescribing their powers and duties, fixing their compensation as such; providing for the appoint-

Caldwell.	King.
Clark.	Lattimore.
Dayton.	McCollum.
Dean.	McNealus.
Decherd.	Page.
Floyd.	Parr.
Gibson.	Robbins.
Henderson.	Smith.
Hopkins.	Strickland.
Hudspeth.	Suiter.
Johnson of Hall.	Westbrook.
Johnston of Harris	Woodward.

Absent—Excused.

Alderdice.	Harley.
Hall.	

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Johnson of Hall.

Petitions and Memorials.

See Appendix.

Committee Reports.

See Appendix.

Message from the Governor.

Here the following message from the Governor was received and laid before the Senate:

Governor's Office.

Austin, Texas, May 14, 1917.

To the Thirty-fifth Legislature in Called Session:

At the request of Senator C. B. Hudspeth and Hon. R. M. Dudley, I hereby submit for your consideration a bill, hereto attached, being an Act for the relief of railway corporations having charters granted or amended since the first day of January, 1892, and which have failed or are about to fail to construct their roads and branches, or any part thereof, within the time required by law.

Respectfully submitted,

JAS. E. FERGUSON,
Governor of Texas.

Executive Session—Time Set.

Senator Johnston of Harris moved that the Senate go into executive

session at 10:30 o'clock next Thursday morning, May 17, for the purpose of consideration of appointments of notaries public as made by the Governor.

The motion prevailed.

Bills and Resolutions.

By Senator Hudspeth:

S. B. No. 70, A bill to be entitled "An Act for the relief of railway corporations having charters granted or amended since the first day of January, 1892, and which have failed, or are about to fail, to construct their roads and branches, or any part thereof, within the time required by law, and declaring an emergency."

Read first time and referred to Committee on Labor.

By Senator Parr:

S. B. No. 71, A bill to be entitled "An Act to amend Section 6a of Chapter 82 of the General Laws of the State of Texas, passed at the Regular Session of the Thirty-fifth Legislature, being Senate Bill No. 433, being an Act to amend Section 6 and 6a of an Act to reorganize the Twenty-eighth Judicial District of the State of Texas, fixing the terms of Court in the Criminal and Civil District Courts for the counties of Nueces, Kleberg, Willacy and Cameron so as to correct a conflict of the terms of the District Courts in Willacy and Cameron Counties and to repeal all laws in conflict herewith, and declaring a emergency."

Read first time and referred to Committee on Judicial Districts.

Senate Concurrent Resolution No. 17.

By Senator Buchanan of Scurry:

Be it resolved by the Senate, the House of Representatives concurring, that Hon. Joe Burkett, Judge of the Forty-second Judicial District of Texas, be and he is hereby granted leave of absence from the State during the month of June, 1917.

The resolution was read and adopted.

Simple Resolution No. 41.

Whereas, the Hon. R. M. Gilmore is in the city, therefore be it resolved he be invited to address the

Dayton.	Johnston of Harris.
Dean.	King.
Decherd.	Lattimore.
Harley.	McCollum.
Henderson.	Page.
Hopkins.	Parr.
Hudspeth.	Westbrook.
Johnson of Hall.	Woodward.

Nays—5.

Floyd.	Strickland.
Robbins.	Suiter.
Smith.	

Absent.

Bailey.	Gibson.
Buchanan of Bell.	McNealus.

Absent—Excused.

Alderdice.	Hall.
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On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 13 put on its third reading and final passage by the following vote:

Yeas—23.

Bee.	Johnson of Hall.
Buchanan of Bell.	Johnston of Harris.
Buchanan of Scurry.	King.
Caldwell.	Lattimore.
Clark.	McCollum.
Dayton.	Page.
Dean.	Parr.
Decherd.	Smith.
Harley.	Suiter.
Henderson.	Westbrook.
Hopkins.	Woodward.
Hudspeth.	

Nays—3.

Floyd.	Strickland.
Robbins.	

Absent.

Bailey.	McNealus.
Gibson.	

Absent—Excused.

Alderdice.	Hall.
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The bill was laid before the Senate, read third time and, on motion of Senator Hudspeth, was passed finally.

Senator Westbrook moved to reconsider the vote by which House Bill No. 13 was passed and table the motion to reconsider.

The motion to table prevailed.

Reasons for Vote.

We voted against Senate Bill 13,

known as the Educational Budget because,

First: The previous question was ordered which precluded debate on several important matters which we thought were exorbitant.

Second: The salaries of the presidents of State schools of the same rank were not uniform. For example, the president of C. I. A. receives a salary of \$5,500 per year and the presidents of all the state normals get \$3,000 per year and the previous question was invoked before we had time to reach the consideration of the West Texas Normal.

Smith, Robbins, Floyd, Strickland, Suiter.

Messages from the Governor.

Here the following messages from the Governor were received and laid before the Senate:

Governor's Office,
Austin, Texas, May 14, 1917.

To the Thirty-fifth Legislature in Called Session:

At the request of Honorable S. W. Sholars, I hereby submit for your consideration a bill, hereto attached, being an Act enlarging and establishing the Cleveland Independent School District, Cleveland, Liberty County, Texas.

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

Governor's Office,
Austin, Texas, May 14, 1917.

To the Thirty-fifth Legislature in Called Session:

At the request of Honorable J. T. Canales, I hereby submit for your consideration a bill, hereto attached, being an Act to amend Section 6a of Chapter 82 of the General Laws of the State of Texas passed at the Regular Session of the Thirty-fifth Legislature being an Act to reorganize the Twenty-eighth Judicial District of the State of Texas; etc.

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

Governor's Office,
Austin, Texas, May 14, 1917.

To the Thirty-fifth Legislature in Called Session:

I hereby respectfully submit for your consideration the matter of placing:

under the control of the University of Texas for the use and benefit of the University, the buildings and grounds now occupied by the State Institution for the Blind. The said buildings and grounds to be under the management of the University upon the completion of the new buildings for the Blind Institute.

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

Messages from the House.

Hall of the House of Representatives.
Austin, Texas, May 14, 1917.

Hon. W. P. Hobby, President of the Senate.

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

H. B. No. 86, A bill to be entitled "An Act to amend Chapter 189 of the General Laws passed by the Thirty-fifth Legislature of the State of Texas, 1917, entitled 'An Act to amend Section 8, Chapter 119 of the General Laws of the State of Texas, passed by the Regular Session of the Thirty-second Legislature of the State of Texas, 1911,' relating to official shorthand reporters' compensation in certain counties, and declaring an emergency."

Respectfully,

BOB BARKER,
Chief Clerk, House of Representatives.

Hall of the House of Representatives.
Austin, Texas, May 14, 1917.

Hon. W. P. Hobby, President of the Senate.

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

H. B. No. 90, A bill to be entitled "An Act for the relief of railway corporations having charters granted or amended since the first day of January, 1892, and which have failed or are about to fail to construct their roads or branches or any part thereof within the time required by law, and declaring an emergency."

Respectfully,

BOB BARKER,
Chief Clerk, House of Representatives.

Hall of the House of Representatives.
Austin, Texas, May 14, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House

to inform the Senate that the House has passed the following bill:

H. B. No. 37, A bill to be entitled "An Act granting to the City of Austin, for public purposes only, certain land lying between the Colorado River and outlots 1 and 11 in Division Z in the City of Austin, upon certain terms and conditions and reserving to the State certain rights therein; providing for the forfeiture of said land to the State of Texas if used for other purposes than public purposes, and declaring an emergency," with engrossed rider.

Respectfully,

BOB BARKER,
Chief Clerk, House of Representatives.

Hall of the House of Representatives.
Austin, Texas, May 14, 1917.

Hon. W. P. Hobby, President of the Senate.

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

H. B. No. 14, A bill to be entitled "An Act to make appropriations for deficiencies in appropriations heretofore made for the support of the State Government for the fiscal years ending August 31, 1912, 1913, 1914, 1915 and 1916, to cover duly authorized deficiency claims registered in the office of the Comptroller of Public Accounts of the State of Texas, in accordance with law, and declaring an emergency."

Respectfully,

BOB BARKER,
Chief Clerk, House of Representatives.

Bills Read and Referred.

The Chair (President Pro Tem. Suiter,) had referred, after their captions had been read, the following bills:

H. B. No. 86, referred to Committee on Civil Jurisprudence.

H. B. No. 90, referred to Committee on Labor.

H. B. No. 37, referred to Committee on State Affairs.

H. B. No. 14, referred to Committee on Finance.

Senate Bill No. 45.

(By unanimous consent.)

The Chair laid before the Senate on second reading:

S. B. No. 45, A bill to be entitled

providing that the right of redemption shall for all purposes be treated and regarded as real estate, and declaring an emergency."

H. B. No. 51, A bill to be entitled "An Act to amend Chapter 60, General Laws of the State of Texas, passed by the Thirty-fifth Legislature at its Regular Session, etc., the changes being in substance corrective in their nature, except that Section 25 added thereto provides in substance that any person desiring to use or administer hog cholera virus or tuberculin or anthrax vaccine must first procure a permit from the Live Stock Sanitary Commission and make reports thereof to the Commission; creating offenses for violations of this section and prescribing the punishment therefor, and declaring an emergency."

S. B. No. 55, A bill to be entitled "An Act to create the Robstown Independent School District, known as Common School District No. 30, in Nueces county, Texas, and declaring an emergency." With amendments.

Respectfully,

BOB BARKER.

Chief Clerk, House of Representatives.

Hall of the House of Representatives.

Austin, Texas, May 15, 1917.

Hon. W. P. Hobby, President of the Senate:

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

S. B. No. 32, A bill to be entitled "An Act concerning loan and investment companies: defining same, and providing for their incorporation, powers and supervision, and declaring an emergency."

S. B. No. 23, A bill to be entitled "An Act to provide a home for lepers, and to provide for the isolation care and treatment of persons suffering with leprosy and to make an appropriation therefor, and declaring an emergency." With amendments.

Respectfully,

BOB BARKER.

Chief Clerk, House of Representatives.

House Bills Referred.

The Chair (Lieutenant Governor Hobby) referred, after their captions had been read, the following House bills:

H. B. No. 42, referred to Committee on Civil Jurisprudence.

H. B. No. 51, referred to Committee on Stock and Stock Raising.

H. B. No. 80, referred to Committee on Educational Affairs.

H. B. No. 79, referred to Committee on Educational Affairs.

H. B. No. 72, referred to Committee on Educational Affairs.

H. B. No. 59, referred to Committee on Educational Affairs.

H. B. No. 27, referred to Committee on State Penitentiaries.

H. B. No. 89, referred to Committee on Educational Affairs.

H. B. No. 88, referred to Committee on Educational Affairs.

Messages from the Governor.

Here the following messages from the Governor were received and laid before the Senate:

Governor's Office,

Austin, Texas, May 15, 1917.

To the Thirty-fifth Legislature in Called Session.

At the request of Senator Carlos Bee, I hereby submit for your consideration a bill, hereto attached, being an Act adding to and making a part of the Saspamco Independent School District of Bexar County certain lands and territory adjoining thereto, situated in Bexar County, for school purposes.

Respectfully submitted,

JAS. E. FERGUSON,

Governor of Texas.

Governor's Office,

Austin, Texas, May 15, 1917.

To the Thirty-fifth Legislature in Called Session.

At the request of Senator F. M. Gibson, and Honorable W. D. Cope, I hereby submit for your consideration a bill, hereto attached, being an Act to amend an Act passed by the Second Called Session of the Thirty-third Legislature, approved September 26, 1914, being an Act "to provide a system of State bonded warehouses."

Respectfully submitted,

JAS. E. FERGUSON,

Governor of Texas.

Governor's Office,
Austin, Texas, May 15, 1917.
To the Thirty-fifth Legislature in
Called Session.

At the request of Senator George M. Hopkins, I hereby submit for your consideration a bill, hereto attached, being an Act to amend Sections 4, 5, 6, 7, 8, 9, 10 and 11 of an Act to provide a special road law for Denton County, Texas.

Respectfully submitted,

JAS. E. FERGUSON,
Governor of Texas.

Governor's Office,
Austin, Texas, May 15, 1917.
To the Thirty-fifth Legislature in
Called Session.

At the request of Hon. L. C. Stewart, I hereby submit for your consideration a bill, hereto attached, being an Act to repeal House Bill No. 738, passed by the Thirty-fifth Legislature.

Respectfully submitted;

JAS. E. FERGUSON,
Governor of Texas.

Senate Bill No. 55—House Amendments Concurred in.

Senator Parr called up for consideration of House amendments to

S. B. No. 55, A bill to be entitled "An Act to create the Robstown Independent School District, known as Common School District No. 30, in Nueces County, Texas.

The following House amendment was laid before the Senate, read and, on motion of Senator Parr, adopted by the Senate:

Amend Senate Bill No. 55 by striking out all of the last sentence of Section 1 and insert in lieu thereof the following: "And provided further, that all taxes so assessed and collected as herein provided shall be paid over to the treasurer of said independent school district as provided in Article 2862 of the Revised Civil Statutes of Texas, 1911. Provided, further, that it shall be the duty of the tax collector of Nueces County, Texas, to make a certified list on or before April 1 of each year hereafter of all the delinquent property upon which said independent school district taxes, as herein provided to be assessed, have not been paid, and return the same to the trustees of said independent school district, who

shall cause said delinquent tax list to be published and said delinquent taxes collected as required by Articles 7689 and 7691 of the Revised Civil Statutes of Texas, 1911, and said independent school district at any sale of such property for such delinquent taxes may become the purchaser of said delinquent property for the benefit of said independent school district; and provided, further, that the trustees of said independent school district are hereby authorized to make such provisions for the collection of any taxes now delinquent, or which may hereafter become delinquent, which have been assessed under and by virtue of the Act creating the Robstown Independent School District, passed at the First Called Session of the Thirty-second Legislature, 1911, as to said trustees may seem best, or said trustees may adopt the general law for the enforcement of the collection of said delinquent taxes now delinquent or which may hereafter become delinquent, under said Act of 1911, but all taxes assessed in the future as herein provided and which may become delinquent shall be collected as provided herein.

(President Pro Tem. Suiter in the chair.)

Senate Bill No. 23—House Amendments Concurred in.

Senator Bee called up for consideration of House amendments to

S. B. No. 23, A bill to be entitled "An Act to provide a home for lepers," etc.

The following House amendment was laid before the Senate, read and, on motion of Senator Bee, was adopted by the Senate:

(1) Amend Senate Bill No. 23 by making appropriation \$25,000.00 instead of \$100,000.00

Senate Bill No. 54.

(By unanimous consent.)

The Chair laid before the Senate on second reading:

S. B. No. 54, A bill to be entitled "An Act to accept the benefits of an Act passed by the Senate and the House of Representatives of the United States of America in Congress

is impracticable to furnish rations in kind they may be commuted at not to exceed the rate of two dollar per man per day for such period.

Sec. 6. It is hereby agreed and understood that this is a separate and distinct act passed at this time to cover a period of such time as the Governor of this State may deem necessary not to exceed three years from the taking effect of this Act, and that it is cumulative of an Act passed by the Twenty-seventh Legislature providing for the organization of the Ranger Home Guard, and does not in any wise repeal said act passed by the Twenty-seventh Legislature except as to Section 3 of said Act relative to pay, rations and forage of officers and privates of the present Ranger Home Guard, and in that respect it is amendatory of said section providing for the payment of the salaries, rations and forage of said officers, and all officers and privates, of the present Ranger Home Guard are hereby from and after the taking effect of this Act placed on the same salaries, rations and forage as provided for in this Act, and in other respect this Act is cumulative of the present law governing the Ranger Home Guard in this State.

Sec. 7. The sum of two hundred and fifty thousand dollars (\$250,000) or so much as may be necessary, is hereby appropriated out of the funds of the State Treasury not otherwise appropriated, for the payment of the salaries, expenses or other necessary things incidental to the organization of said force, as herein provided.

Sec. 8. The fact that this government, of which this State is a part, is now engaged in a war with the Imperial German Government, and the further fact that we have something like eight hundred miles of border to be protected, and that the citizenship of this State and the property of said citizenship should be protected during the period of said war from any foreign foe or maurader or invader, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and it is hereby suspended, and this Act shall take effect from and after its passage, and it is so enacted.

TWENTY-FIRST DAY.

Senate Chamber,
Austin, Texas,
Wednesday, May 16, 1917.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor W. P. Hobby.

The roll was called, a quorum being present, the following Senators answering to their names:

Bailey.	Johnson of Hall.
Bee.	Johnston of Harris.
Buchanan of Bell.	Lattimore.
Buchanan of Scurry.	McCollum.
Caldwell.	McNealus.
Dean.	Robbins.
Decherd.	Smith.
Floyd.	Strickland.
Gibson.	Suiter.
Harley.	Westbrook.
Henderson.	Woodward.
Hopkins.	

Absent.

Clark.	King.
Dayton.	Page.
Hudspeth.	Parr.

Absent—Excused.

Alderdice.	Hall.
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Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Johnston of Harris.

Message from the Governor.

The Chair here laid before the Senate the following message from the Governor received here today:

Governor's Office,
Austin, Texas, May 15, 1917.

To the Thirty-fifth Legislature in
Called Session.

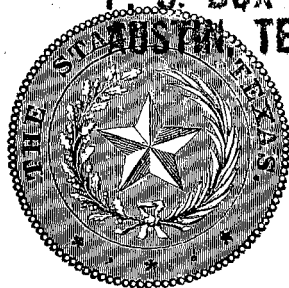
At the request of Senator Carlos Bee, I hereby submit for your consideration a bill, hereto attached, being an Act to authorize and empower the Asa Walker County Line Common School District, No. 15, in Collin, Grayson and Fannin Counties, Texas, etc., and declaring an emergency."

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

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

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of Red River.	Williford.
Tillotson.	Wilson.
Tilson.	Woods.
Tinner.	Woodul.
Trayler.	Yantis.
Valentine.	

Nays—3.

Bertram.	Thompson
Reeves.	of Hunt.

Present—Not Voting.

Dunnam.

Absent.

Beard of Milam.	O'Banion.
Beason.	Pillow.
Brown.	Roemer.
Bryant.	Sallas.
Cox.	Templeton.
De Bogory.	Thomason
Fitzpatrick.	of Nacogdoches.
Florer.	Tschoepe.
Greenwood.	Upchurch.
Johnson.	Walker.
Lindemann.	Williams
Monday.	of Brazoria.

Absent—Excused.

Beard of Harris.	Peddy.
Blalock.	Poage.
Bland.	Richards.
Cates.	Rogers.
Fisher.	Spencer of Nolan.
Hawkins.	Strayhorn.
Neeley.	Wahrmund.
Neill.	

MESSAGE FROM THE GOVERNOR.

Mr. Curtis Knobelsdorf 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 14, 1917.

To the Thirty-fifth Legislature in Called Session:

At the request of Honorable C. M. Beard, I hereby submit for your consideration a bill, being an act to incorporate the Milano Independent School District, in Milam county, Texas.

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

Governor's Office,
Austin, Texas, May 14, 1917.

To the Thirty-fifth Legislature in Called Session:

At the request of Honorable C. M. Beard, I hereby submit for your consideration a bill, hereto attached, being an act creating Smyrna Common School District No. 43, of Milam county, Texas.

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 the appropriate committees, as follows:

By Mr. Canales and Mr. Pope:

H. B. No. 92, A bill to be entitled "An Act to amend Section 6a, of Chapter 82, of the General Laws of the State of Texas passed at the Regular Session of the Thirty-fifth Legislature, being Senate bill No. 433, being 'An Act to amend Sections 6 and 6a to reorganize the Twenty-eighth Judicial District of the State of Texas, fixing the terms of court in the criminal and civil districts for the counties of Nueces, Kleberg, Willacy and Cameron,' so as to correct a conflict of the terms of the district courts in Willacy and Cameron counties and to repeal all laws in conflict herewith, and declaring an emergency."

Referred to Committee on Judicial Districts.

By Mr. Thomason of El Paso:

H. B. No. 93, A bill to be entitled "An Act to vest title to the property near the intersection of Nineteenth Street and East Avenue in the city of Austin, Travis county, Texas, belonging to the Blind Asylum in the University of Texas, and to direct conveyance thereof to the State University."

Referred to Committee on Public Buildings and Grounds.

By Mr. Beard of Milam:

H. B. No. 94, A bill to be entitled "An Act creating Smyrna Common School District No. 43 of Milam county, Texas; providing a board of trustees therefor; providing that said common school district and the board of trustees thereof shall have and enjoy all the rights, powers, privileges and duties imposed and conferred by the general statutes of Texas upon common school dis-