Senator Chesley's amendment was lost.

Senator Chesley moved to reconsider the vote by which Senator Martin's amendment was lost.

Motion to reconsider lost by the following vote:

YEAS—8.

Chesley,	Martin,	Terrell,
Fowler,	Matlock.	Traylor.
Gibbs,	Randolph,	

NAYS—13.

Cooper,	Getzendaner,	Kleberg,
Davis,	Harris,	Patton,
Evans,	Houston,	Pfeuffer,
Farrar,	Jones,	Shannon,
Fleming,		

Senator Cooper moved to amend by striking out the word "shall" and inserting "may."

Adopted.

Senator Davis moved to amend by striking out section 40.

Adopted.

Senator Gooch moved to reconsider the vote just cast.

Adopted, and

Vote reconsidered by the following vote:

YEAS—14.

Buchanan,	Harris,	Patton,
Chesley,	Houston,	Pfeuffer,
Cooper,	Kleberg,	Terrell,
Farrar,	Martin,	Traylor.
Gooch,	Matlock,	

NAYS—7.

Davis,	Getzendaner,	Randolph,
Evans,	Jones,	Shannon.
Fleming,		

Senator Davis' amendment was lost.

The President appointed, by recommendation of committees and chairmen of committees, Norman G. Kittrell, G. A. F. Parker and Arthur J. Terrell as committee clerks, in accordance with the resolution adopted this morning.

Senator Shannon, chairman of Committee on Internal Improvements, by leave, submitted the following report:

COMMITTEE ROOM,
AUSTIN, March 20, 1883.

Hon. A. W. Houston, President pro tem. of the Senate:

Your Committee on Internal Improvements, to whom was referred Senate bill No. 261, to be entitled "An act for the further regulation of railroad companies in the State of Texas, by creating a railroad commission and State engineer, and to prescribe the powers and duties of such," have considered the same, and I am instructed by a majority thereof to report it back to the Senate with the recommendation that it do not pass.

SHANNON, Chairman.

Bill read first time.

Senator Cooper, chairman of Committee on Enrolled Bills, submitted the following report:

COMMITTEE ROOM,
AUSTIN, March 20, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Enrolled Bills have carefully examined and compared substitute Senate bill No. 183, being "An act to amend 'an act to create a commission of arbitration and award, and to define the powers and duties thereof, and to make appropriation to pay the salaries of the judges thereof,' approved February 9, 1881," and find the same correctly enrolled, and have this day at 10:35 o'clock a. m. presented the same to the Governor for his approval.

COOPER, Chairman.

On motion of Senator Chesley, the Senate adjourned till 10 a. m. to-morrow.

FIFTY-SEVENTH DAY.

SENATE CHAMBER,
AUSTIN, TEXAS, March 21, 1883.

The Senate met pursuant to adjournment.

President pro tem. in the chair.

Roll called. Quorum present.

Prayer by the Rev. Mr. Meredith of Calvert, Texas.

On motion of Senator Kleberg, the reading of the journal of yesterday was dispensed with and the same adopted.

Senator Patton, chairman of Committee on State Affairs, submitted the following reports:

COMMITTEE ROOM,
AUSTIN, March 21, 1883.

Hon. A. W. Houston, President pro tem. of the Senate:

Your Committee on State Affairs, to whom was referred House bill No. 525, entitled "An act to remove the civil disabilities of Willie E. Harper (a minor)," have carefully examined the same and a majority of said committee think that a general law might be made applicable to the case, and that therefore a special law should not be enacted, as provided in the State Constitution, in its limitation of the powers of the Legislature, article 3, section 56, and they instruct me to report the same back with the recommendation that it do not pass.

All of which is respectfully submitted.

PATTON, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, March 21, 1883.

Hon. A. W. Houston, President pro tem. of the Senate:

Your Committee on State Affairs, to whom was referred the communication of W. C. Walsh, Commissioner of the General Land Office, to his Excellency, John Ireland, Governor of the State of Texas, representing that in order to secure an appeal for the State of Texas to the Supreme Court of the United States in the case known as the Mercer colony case, he had been compelled to give a personal bond in the sum of two thousand dollars, and asking an appropriation in that amount to reimburse him in the event of affirmance of the judgment of the court below, have carefully examined the same, and recommend that the appropriation be made, conditioned as above, and that the same be made an item of the appropriation bill.

All of which is respectfully submitted.

PATTON, Chairman.

COMMITTEE ROOM,
AUSTIN, March 21, 1883.

Hon. A. W. Houston, President pro tem. of the Senate:

Your Committee on State Affairs, to whom was referred Senate resolution No. 48, entitled "A resolution authorizing the Secretary of State to furnish Supreme Court reports to certain officials," have carefully examined the same, and instruct me to report the same back with the recommendation that it do pass.

All of which is respectfully submitted.

PATTON, Chairman.

Resolution read first time.

COMMITTEE ROOM,
AUSTIN, March 21, 1883.

Hon. A. W. Houston President pro tem. of the Senate:

Your Committee on State Affairs, to whom was referred House bill No. 21, entitled "An act to provide for the surrender of charters of incorporated cities and towns in this State, and to authorize the counties wherein said cities and towns are situated to become their successors, and to confer such powers on the county commissioners' court as may be necessary for the government and well being of said cities and towns," have carefully examined the same, and instruct me to report the same back with the recommendation that it do pass with amendments herewith presented.

All of which is respectfully submitted.

PATTON, Chairman.

Bill read first time.

Senator Davis, chairman of Committee on Counties and County Boundaries, submitted the following report:

COMMITTEE ROOM,
AUSTIN, March 20, 1883.

Hon. A. W. Houston, President pro tem. of the Senate:

Your Committee on Counties and County Boundaries, to whom was referred House bill No. 510, entitled "An act to amend article 887, Revised Civil Statutes, changing the calls and fixing the lines of Rockwall county," have carefully considered the same, and respectfully recommend that it do not pass.

The object of the bill is to so change the boundaries of Rockwall county as to render it more certain that a strip of land thirteen miles and thirty-three varas east and west by one and one-fourth miles north and south, now claimed by both Rockwall and Kaufman counties, is a part of Rockwall county.

The act creating Rockwall county makes it begin at the northeast corner of Dallas, and on the south line of Collin. Thence east to west line of Hunt. Thence south with said west line to a stake two miles south of the southwest corner of Hunt. Thence west to east line or Dallas. Thence north to the place of beginning.

The controversy arises in reference to the southwest corner of Hunt. Rockwall claims that when Rockwall county was made, the southwest corner of Hunt was established on the ground, and was well known and recognized as the southwest corner of Hunt county, and that the southeast corner of Rockwall should be two miles south of this established and recognized corner, and that when so placed the disputed territory is within the boundaries of Rockwall county.

It is further claimed by Rockwall, that when Rockwall county was first laid off her southeast corner was actually established two miles south of this reputed corner of Hunt, and marked by a stake, which can still be found.

If this be true, it would seem that the disputed territory is a part of Rockwall county.

Kaufman claims, however, that the southwest corner of Hunt is one and one-fourth miles north of where Rockwall claims it to be, and that the disputed territory is within her boundaries.

Rockwall asks that the Legislature, by this bill, change her boundaries so as to settle this question in her favor, by reversing her calls and running south from her original beginning corner far enough to enclose the disputed territory. Thence east, north and west to the beginning.

We don't think the Legislature should assume judicial powers and settle this controversy. It is a mixed question of law and fact.

As to the facts, we have no way of ascertaining them; and as to the law, we have no power to construe it. No court would or should respect any decision that we might assume to make.

Under the Constitution, the Legislature can take from one county or add to another. (Art. 9, sec. 1.)

The friends of this bill do not ask this of the Legislature, but seek rather, by this bill, to procure some sort of legislative decree in their favor, by which all issues of law and fact between Kaufman and Rockwall are settled. This seems to us to be beyond the province of the Legislature.

The boundaries of Rockwall depend upon the description contained in the act creating Rockwall county, and of her lines and corners, as made and traced upon the ground.

Without evidence, the Legislature should not assume to decide, even if it should be conceded that the Legislature has the power to make a decision in the premises.

All of which is respectfully submitted.

FARRAR,
EVANS,
DAVIS.

Senator Harris, by leave, introduced a memorial of H. C. Denny, praying for appropriation to pay claim for conveying prisoners to the penitentiary, by J. M. Kiser, of Bell county.

Referred to Committee on State Affairs.

The President referred House bill No. 59, "An act to amend sections 1, 2 and 9, of 'an act entitled an act to amend an act entitled an act creating the office of public weigher, and regulating the appointment and defining the duties and liabilities thereof,'" to Committee on State Affairs.

Also, House bill No. 512, "An act defining the boundaries of the corporation of the city of Gonzales, for municipal purposes," to Committee on State Affairs.

Senator Cooper moved to suspend the regular order of business, and take up House bill No. 529, "An act to validate certain surveys heretofore informally or defectively made in locating the county school lands of this State."

Bill taken up and read second time, and passed to its third reading.

On motion of Senator Cooper, the rules were suspended and bill put on its third reading by the following vote:

YEAS—22.

Buchanan,	Gooch,	Martin,
Collins,	Harris,	Matlock,
Cooper,	Houston,	Patton,
Davis,	Johnson of Collin,	Pfeuffer,
Evans,	Johnston of Shelby,	Shannon,
Farrar,	Jones,	Stratton,
Fowler,	Kleberg,	Traylor.
Gibbs,		

NAYS—*none.*

Bill read third time.

Senator Kleberg offered the following amendment:

"Provided, this law shall not be construed to change the general rule of evidence in other cases as to metes and bounds of lands."

Lost by the following vote:

YEAS—11.

Buchanan,	Houston,	Shannon,
Chesley,	Johnston of Shelby,	Stratton,
Collins,	Kleberg,	Terrell.
Evans,	Patton,	

NAYS—13.

Cooper,	Fowler,	Jones,
Davis,	Gibbs,	Martin,
Farrar,	Gooch,	Matlock,
Fleming,	Johnson of Collin,	Pfeuffer.

Bill lost for the want of the constitutional two-thirds vote.

Senator Davis moved to reconsider the vote just taken by which the bill was lost.

Adopted by the following vote:

YEAS—20.

Buchanan,	Fleming,	Jones,
Chesley,	Fowler,	Martin,
Collins,	Gibbs,	Matlock,
Cooper,	Gooch,	Pfeuffer,
Davis,	Harris,	Stratton,
Evans,	Johnson of Collin,	Terrell.
Farrar,	Johnston of Shelby,	

NAYS—2.

Houston, Kleberg.

Bill passed by the following vote:

YEAS—24.

Buchanan,	Fowler,	Martin,
Chesley,	Gibbs,	Matlock,
Collins,	Gooch.	Pfeuffer,
Cooper,	Harris,	Randolph,
Davis,	Johnson of Collin,	Shannon,
Evans,	Johnston of Shelby,	Stratton,
Farrar,	Jones,	Terrell,
Fleming,	Kleberg,	Traylor.

NAYS—1.

Houston.

A message was received from the House announcing the passage by that body of House bill No. 377, "An act to amend sections 3, 6 and 10 of 'an act in relation to assignments for the benefit of creditors and to regulate the same, and the proceedings thereunder,' approved March 4, 1879."

House bill No. 69, "An act to amend article 1134 of the Revised Statutes of the State of Texas, and to add article 1134*a*, requiring county judges now in office to give official bond."

Substitute for House bills Nos. 101, 143, 181, 216, 372, 375 and 391, "An act to amend articles 3759, 3762, 3766, and 3768, and to repeal article 3758, of chapter 3, title 78, of the Revised Civil Statutes of the State of Texas."

House bill No. 509, "An act to amend article 4742 of the Revised Statutes."

Also the following message:

Mr. President:

I am instructed to inform your honorable body that the House has concurred in Senate amendments to House bill No. 119, by a two-third vote—ayes 80, nays 1.

J. W. BOOTH,
Chief Clerk.

Senator Chesley, for special committee to consider the telegraph bill, submitted the following report:

COMMITTEE ROOM,
AUSTIN, March 21, 1883.

To Hon. A. W. Houston, Acting President of the Senate:

Your special committee to whom was referred Senate bill No. 280, entitled "An act to regulate telegraph companies, and to prescribe a

penalty for the violation of the same," have carefully considered the same, and after investigation of the subject matter to which it relates, your committee recommend the passage of the accompanying substitute for the bill before the Senate.

Your committee further recommend that the substitute be printed and lie upon the table subject to call.

A. CHESLEY,
L. J. FARRAR,
JNO. C. BUCHANAN,
J. R. FLEMING,
W. O. DAVIS.

On motion of Senator Chesley, the report was adopted.

The President signed House bill No. 151, "An act to amend chapter 2, title 8, of the Penal Code, by adding thereto article 198*a*."

Substitute for House joint resolutions Nos. 12, 19, 21 and 31, "Amending sections 4 and 6, article 7, of the Constitution of the State of Texas," being the special order for the hour, was taken up.

Senator Gooch moved a call of the Senate.

Call sustained.

Roll called.

Pending the call of the Senate, Senator Farrar moved to excuse Senator Getzendaner for the day.

Adopted, and the Senator excused by the following vote:

YEAS—23.

Chesley,	Gooch,	Matlock,
Collins,	Harris,	Pfeuffer,
Cooper,	Houston,	Randolph,
Davis,	Johnson of Collin,	Shannon,
Evans,	Johnston of Shelby,	Stratton,
Farrar,	Jones,	Terrell,
Fleming,	Kleberg,	Traylor.
Fowler,	Martin,	

NAYS—*none*.

Absent on the call of the Senate, Senators Gibbs and Patton.

Pending business went to the table.

A message was received from the House, announcing the passage of House bill No. 520, "An act to create the land district of Wheeler, Oldham, Donley, and Wilbarger counties."

On motion of Senator Johnston of Shelby, regular order of business was suspended to take up House substitute for Senate bill No. 54, "An act to provide annual pensions for the surviving soldiers or volunteers of the Texas revolution, and the surviving signers of the Declaration of Independence of Texas, and the surviving widows of such soldiers or volunteers and signers."

Bill taken up and read second time.

The Senate was announced full, and substitute House joint resolutions Nos. 12, 19, 21 and 31, amending sections 4 and 6, article 7, of the Constitution, was resumed.

The President signed House bill No. 119, "An act to amend article 4232, of the Revised Civil Statutes of the State of Texas, passed by the regular session of the Sixteenth Legislature."

Senate full.

Resolution passed by the following vote:

YEAS—24.

Buchanan,	Gibbs,	Matlock,
Chesley,	Gooch,	Patton,
Collins,	Harris,	Pfeuffer,
Cooper,	Houston,	Randolph,
Evans,	Johnston of Shelby,	Shannon,
Farrar,	Jones,	Stratton,
Fleming,	Kleberg,	Terrell,
Fowler,	Martin,	Traylor.

NAYS—2.

Davis.	Johnson of Collin,

Substitute for House joint resolutions Nos. 4, 10, 11 and 13, "To amend section 3, article 7, of the Constitution of the State of Texas," was taken up in its regular order and read third time.

Senator Chesley called up his motion to reconsider the vote by which the resolution was passed to third reading.

Motion to reconsider withdrawn.

Senator Chesley offered the following amendment:

Amend section 3 by adding the following: "And until otherwise provided by law the tax collector for each county and the Comptroller, when receiving payment of taxes, shall, upon the tax assessment for 1884, and for each year thereafter, collect the fifteen cents State tax herein provided; and the same, less the tax collectors' commissions, shall be paid into the State Treasury as a part of the available school fund for the year in which the assessment was made.

Lost by the following vote, it requiring a vote of two-thirds to adopt an amendment on third reading:

YEAS—16.

Buchanan,	Gibbs,	Pfeuffer,
Chesley,	Gooch,	Randolph,
Collins,	Houston,	Shannon,
Cooper,	Johnston of Shelby,	Stratton,
Fleming,	Kleberg,	Traylor.
Fowler,		

NAYS—10.

Davis,	Johnson of Collin,	Matlock,
Evans,	Jones,	Patton,
Farrar,	Martin,	Terrell.
Harris,		

Resolution passed by the following vote:

YEAS—23.

Buchanan,	Gibbs,	Matlock,
Cooper,	Gooch,	Patton,
Davis,	Harris,	Pfeuffer,
Evans,	Houston,	Randolph,
Farrar,	Johnston of Shelby,	Shannon,
Fleming,	Jones,	Stratton,
Fowler,	Kleberg,	Traylor.
Getzendaner,	Martin,	

NAYS—3.

Chesley,	Johnson of Collin,	Terrell.
Collins,		

Senator Chesley gives the following explanation for his vote:

I vote "no," because I prefer the Senate joint resolution upon the same subject matter, which contains the provisions giving the benefit of the fifteen cents tax to the schools for the year 1884, which provision has the approval of a majority of the Senate; and with that provision incorporated the resolution has passed the Senate by more than a two-thirds vote and is now before the House, with a probability of being passed by the necessary two-thirds majority of that body, and I prefer to await the action of the House upon this Senate resolution, which, if adopted, gives the schools more immediate fruits of the proposed amendment to the Constitution.

CHESLEY.

Substitute House joint resolutions Nos. 6, 8 and 27, "To amend section 9, article 8, of the Constitution of the State of Texas," was taken up in its regular order, and read the third time.

Resolution passed by the following vote:

YEAS—26.

Buchanan,	Getzendaner,	Matlock,
Chesley,	Gibbs,	Patton,
Collins,	Gooch,	Pfeuffer,
Cooper,	Harris,	Randolph,
Davis,	Houston,	Stratton,
Evans,	Johnston of Shelby,	Shannon,
Farrar,	Jones,	Terrell,
Fleming,	Kleberg,	Traylor.
Fowler,	Martin,	

NAYS—1.

Johnson of Collin.

Senator Cooper, chairman of Committee on Enrolled Bills, submitted the following report:

COMMITTEE ROOM,
AUSTIN, March 21, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 151, being "An act to amend chapter 2, title 8 of the Penal Code of the State of Texas, by adding thereto article 198*a*," and find the same correctly enrolled, and have this day, at 11:15 o'clock a. m., presented the same to the Governor for his approval.

COOPER, Chairman.

Senator Davis moved to suspend the regular order of business and take up substitute House bill No. 54, "A bill providing annual pensions for veterans and others."

Adopted, and

Bill taken up, committee amendments adopted, and bill passed to its third reading.

Senator Fleming moved to suspend the constitutional rule requiring bills to be read on three several days, to read bill the third time.

Adopted by the following vote:

YEAS—21.

Chesley,	Getzendaner,	Matlock,
Collins,	Gooch,	Patton,
Cooper,	Houston,	Pfeuffer,
Davis,	Johnston of Shelby,	Shannon,
Evans,	Jones,	Stratton,
Fleming,	Kleberg,	Terrell,
Fowler,	Martin,	Traylor.

NAYS—2.

Harris, Johnson of Collin.

Bill read third time and passed by the following vote:

YEAS—21.

Chesley,	Gibbs,	Matlock,
Collins,	Gooch,	Patton,
Cooper,	Houston,	Pfeuffer,
Evans,	Johnston of Shelby,	Shannon,
Fleming,	Jones,	Stratton,
Fowler,	Kleberg,	Terrell,
Getzendaner,	Martin,	Traylor.

NAYS—7.

Harris, Johnson of Collin.

The Senate announced full.

The consideration of substitute House joint resolution No. 17, amending article 5 of the Constitution of the State, was resumed.

Senator Gibbs offered the following amendment to section 42:

Amend by striking out "$100" and inserting "$200."

(Senator Gooch in the chair).

Senator Gibbs' amendment was adopted.

Senator Shannon offered the following amendment to section 43:

In line 24, strike out the word "eight," and insert "nine."

Senator Terrell offered to substitute pending amendment by striking out "not more than eight," in line 24.

Accepted, and adopted as part of the section.

Senator Matlock offered the following amendment to section 44:

In line 8, page 10, between the words "shall have the," and "jurisdiction," insert the word "concurrent."

And in line 9, page 10, strike out the words "of the justices" and insert "with the justices."

Adopted.

Senator Gibbs offered the following amendment to section 44:

Amend by striking out "civil and criminal" and inserting "criminal" before "jurisdiction," in line 8.

Also, by adding to the section these words, "and such other criminal jurisdiction as the Legislature may prescribe."

Senator Matlock offered the following amendment to the second clause of pending amendment:

Amend the amendment by adding "civil and."

The first clause of amendment of Seantor Gibbs was adopted.

The amendmendment of Senator Matlock to the second clause was lost, and second clause adopted.

Senator Gibbs offered the following amendment to section 45:

Amend, in line 13, by striking out "into four commissioners' precincts," and insert in lieu thereof "not less than four nor more than eight."

Lost.

Senator Davis offered the following amendment:

Strike out "and shall conclude against the peace and dignity of the State."

Senator Kleberg moved to amend the amendment of Senator Davis: "But this shall only be a matter of form in writs and indictments."

Lost.

Senator Fowler offered to amend Senator Davis' amendment by striking out the words "of Texas."

Adopted.

Senator Davis' amendment was lost.

Senator Cooper moved to strike out all of section 48 down to the word "no" in eighth line, page 7.

Senator Davis offered the following amendment to the pending amendment:

Amend by inserting "civil" before "cases," in line 16.

Adopted, and Senator Cooper's amendment withdrawn.

Senator Patton offered the following amendment to section 47:

Strike out, after the word "jurisdiction," all of section, and substitute "the style of all writs and process and the forms of indictments and information may be prescribed by law."

Lost.

Senator Harris offered the following substitute for the pending amendment:

Strike out the words "upon application in open court," and all after the word "jury," in line 17, and add "under such regulations and upon such conditions as may be prescribed by law."

Adopted.

Senator Davis moved to amend by adding "unless the party demanding a jury is too poor to pay such fee."

Lost.

Senator Kleberg moved to amend section 49, by inserting after the word "graded" the word "capital," in line 23.

Lost.

Senator Davis offered the following amendment to section 49:

Amend by striking out all of section before "when," in line 26.

Adopted.

Senator Matlock moved to amend section 53, by inserting after the words "county judge," the words "county attorney."

Adopted.

Senator Terrell offered the following amendment:

Add to section 1, "Provided that the Supreme Court and Commission of Appeals, as said tribunals shall be constituted at the date of the ratification of this amendment by the people, shall continue to discharge the functions of their respective offices until the two additional justices of

the Supreme Court, provided for in section 2 of this amendment, shall have qualified."

Adopted.

Senator Stratton offered to amend section 49, by inserting, in lines 27 and 29, after the word "verdict," the words "in civil cases only."

Adopted.

Senator Traylor offered the following amendment:

Amend section 33, in lines 12, 13 and 14, by striking out "and shall have been a practicing lawyer in this State, or a judge of a court of record, or such judge and lawyer together, at least two years," and inserting in lieu thereof, "and who shall be well informed in the law of the State."

Senator Patton moved to adjourn until to-morrow morning at 9:30.

Lost.

And Senator Traylor's amendment was lost by the following vote:

YEAS—4.

Cooper,	Randolph,	Traylor.
Davis,		

NAYS—21.

Buchanan.	Gibbs,	Martin,
Chesley,	Gooch,	Matlock,
Evans,	Harris,	Patton,
Farrar,	Houston,	Pfeuffer,
Fleming,	Johnson of Collin,	Pope,
Fowler,	Jones,	Shannon,
Getzendaner,	Kleberg,	Stratton.

Senator Gibbs offered the following amendment to section 53:

After "constable," in line 18, add, "and of other county offices."

Adopted.

Senator Chesley offered the following amendment to section 39:

On page 8, line 39, after the words "recorder of the county," add the following: "Except in such cases as may be prescribed by law."

Lost.

Senator Patton offered the following amendment:

Amend section 3 by striking out in lines 19 and 20 the following language: "To be elected at the same election at which this amendment shall be submitted to a vote of the people," and substitute in lieu thereof: "To be appointed by the Governor, until the next general election."

Adopted.

Senator Chesley moved to adjourn till to-morrow morning 10 o'clock.

Lost by the following vote:

YEAS—10.

Buchanan,	Getzendaner,	Matlock.
Chesley,	Gibbs,	Patton,
Davis,	Martin,	Randolph.
Farrar,		

NAYS—15.

Cooper,	Harris,	Pfeuffer,
Evans,	Houston,	Shannon,
Fleming,	Johnson of Collin,	Stratton,
Fowler,	Jones,	Terrell,
Gooch,	Kleberg,	Traylor.

Senator Buchanan moved to reconsider the vote by which the amendment to section 9 was adopted.

Senator Houston raised a point of order that Senator Buchanan voted on the losing side.

Point of order sustained.

Senator Terrell moved to reconsider the vote by which the amendment to section 9 was adopted.

The Senate refused to reconsider by the following vote:

YEAS—8.

Buchanan,	Gooch,	Matlock,
Chesley,	Harris,	Traylor.
Cooper,	Martin,	

NAYS—17.

Davis,	Gibbs,	Pfeuffer,
Evans,	Houston,	Randolph,
Farrar,	Jones,	Shannon,
Fleming,	Johnson of Collin,	Stratton,
Fowler,	Kleberg,	Terrell.
Getzendaner,	Patton,	

The resolution was ordered engrossed.

Senator Patton, by request, introduced a bill to be entitled "An act for the relief of Henry H. Barnes."

Referred to Committee on Claims and Accounts.

Senator Martin, chairman of Committee on Engrossed Bills, submitted the following report:

COMMITTEE ROOM,
AUSTIN, March 21, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared Senate bill No. 327, being "An act to amend articles 66, 67, 68, 70, 71, 72, 73, 74 and 80 of an act passed March 17, 1879, and to amend articles 75 and 79 of the Revised Statutes," etc., and find the same correctly engrossed. MARTIN, Chairman.

Senator Traylor moved to adjourn until 3 o'clock p. m.

Senator Davis moved to adjourn until 10 o'clock to-morrow.

Lost, by the following vote:

YEAS—3.

Evans,	Johnson of Collin,	Traylor.

NAYS—22.

Buchanan,	Gibbs,	Matlock,
Chesley,	Gooch,	Patton,
Cooper,	Harris,	Pfeuffer,
Davis,	Houston,	Randolph,
Farrar,	Jones,	Shannon,
Fleming,	Kleberg,	Stratton,
Fowler,	Martin,	Terrell.
Getzendaner,		

Senator Gibbs moved that, in compliance with the wishes of Judiciary Committee No. 1, said committee having important committee work on hand, the Senate adjourn until 10 o'clock a. m. to-morrow.

Lost by the following vote:

YEAS—12.

Buchanan,	Farrar,	Patton,
Chesley,	Getzendaner,	Randolph.
Cooper,	Gibbs,	Stratton,
Davis,	Martin,	Terrell.

NAYS—13.

Evans,	Houston,	Matlock,
Fleming,	Johnson of Collin,	Pfeuffer,
Fowler,	Jones,	Shannon,
Gooch,	Kleberg,	Traylor.
Harris,		

(The President in the chair.)

The President gave notice of signing House bill No. 529, "An act to validate certain surveys heretofore informally or defectively made in locating the county school lands of this State."

Senator Davis moved that the Senate adjourn till 10 o'clock to-morrow morning.

Adopted.

FIFTY-EIGHTH DAY.

SENATE CHAMBER,
AUSTIN, TEXAS, March 22, 1883.

Senate met pursuant to adjournment.

The President pro tem. in the chair.

Roll called. Quorum present.

Prayer by the Chaplain.