JOURNAL

OF THE

SENATE OF TEXAS

BEING THE

First Called Session

OF THE

Thirty-ninth Legislature

BEGUN AND HELD AT

The City of Austin, September 13, 1926

JOHN D. COFER, Journal Clerk
WENDELL O'NEAL, First Assistant Journal Clerk
MISS JOSEPHINE BRAMLETTE, Second Assistant Journal Clerk

A. C. BALDWIN & SONS
STATE PRINTERS
AUSTIN

SENATE JOURNAL

Thirty-ninth Legislature—First Called Session

FIRST DAY.

Senate Chamber,
Austin, Texas,
Monday, September 13, 1926.

In obedience to the call of Her Excellency, Hon. Miriam A. Ferguson, Governor of the State of Texas, convening the Thirty-ninth Legislature in First Called Session this, the 13th day of September, 1926, the Senate met in the Senate Chamber of the Capitol of Austin at 12 o'clock noon, and was called to order by Lieutenant Governor Barry Miller.

Temporary Officers.

The Chair announced the appointment of the following temporary officers:

Secretary—W. V. Howerton.
Sergeant-at-Arms—Captain A. W. Holt.
Doorkeeper—C. K. Walters.
Journal Clerk—R. M. Gilmore.
Chaplain—Randolph Clark.

Roll Call.

The Chair directed the roll called. A quorum being present, the following Senators answering to their names:

Bailey.	Pollard.
Berkeley.	Price.
Bledsoe.	Real.
Bowers.	Reid.
Davis.	Russek.
Fairchild.	Smith.
Floyd.	Strong.
Hardin of Erath.	Stuart.
Holbrook.	Triplett.
Lewis.	Ward.
Miller.	Wirtz.
Moore.	Witt.
Murphy.	Wood.
Parnell.	Woodward.
Parr.	

Absent.

Hardin of Kaufman

Prayer by Rev. Dr. Jewett.

Proclamation by the Governor of the State of Texas.

The Chair directed the reading of the following proclamation, convening the Session:

PROCLAMATION:—I. MIRAM A. FERGUSON, Governor of Texas, do hereby call the Legislature of Texas to be convened at the State Capitol in the City of Austin on the 13th day of September, 1926, for the following purposes:

1.

To pass necessary and proper legislation that will validate and legalize State, County, Commissioners' Precinct and Special Road District Bonds and Securities whose validity has been brought in question by the decision of any State or Federal Courts, or otherwise. And to cure any defects in the issuance of said bonds or securities, or to provide by proper legislation to make said bonds or securities binding and valid debts and obligations of the authority issuing the same.

2.

To make such investigation of any Department of the State Government that the Legislature may desire to make.

3.

To consider any other subject or matter which may be submitted to said Special Session by the Governor.

Done in the City of Austin this the 26th day of July, 1926.

(Seal.) MIRIAM A. FERGUSON,
Governor of Texas.

Attest:
D. A. GREGG,
Acting Secretary of State.

THE STATE OF TEXAS,
Department of State.

I, Emma Grigsby Meharg, Secretary, do hereby certify that the attached and foregoing instrument of writing is a true and correct copy of

25532

PROCLAMATION

issued by the Governor of Texas, calling the Thirty-ninth Legislature in Special Session, September 13th, 1926.

In Testimony Whereof, I have hereunto signed my name officially and caused to be impressed hereon the Seal of State at my office in the City of Austin, this 13th day of September, A. D. 1926.

(Seal.)

EMMA GRIGSBY MEHARG,
Secretary of State.

New Member Qualified.

The Chair had read to the Senate the following credential of the election of Hon. Ed. Westbrook as Senator from the Ninth District.

THE STATE OF TEXAS,
Department of State,

I, Emma Grigsby Meharg, Secretary of State of the State of Texas, by virtue of the authority vested in me under the laws of this State do hereby certify to your Honorable Body the name of Ed Westbrook, elected at a special election held in the Ninth Senatorial District, composed of the counties of Cooke, Fannin and Grayson, to fill the unexpired term of Hon. W. S. Moore, resigned, said election having been held in said district on September 4, 1926.

In Testimony Whereof, I have hereunto signed my name officially and caused to be impressed hereon the Seal of State at my office in the City of Austin, this 13th day of September, A. D. 1926.

EMMA GRIGSBY MEHARG,
Secretary of State.

Oath Administered.

Senator Bailey moved that the notice of election be accepted and that Senator Westbrook be seated as a member of the Senate, representing the Ninth District.

The motion was adopted, and,

The Chair appointed Senators Bailey and Smith to escort Senator Westbrook to the president's stand, whereupon the constitutional oath of office was administered by Lieutenant Governor Miller.

Election of Officers and Employees.

Senator Bailey offered the following caucus report which provided for the election of the officers and employees for the session:

Senate Chamber,
Austin, Texas,
Monday, September 13, 1926.

Hon. Barry Miller, Lieutenant Governor:

A caucus was held in the office of the Senate, attended by 30 Senators, and by unanimous vote of those present it was agreed that those Senators present holding proxies for those Senators absent could cast said proxies.

The purpose of the caucus was to determine the number and personnel of the Senate officers and employes for the ensuing First Called Session of the Thirty-ninth Legislature. Senator Jno. H. Bailey was elected chairman of the caucus, and Senator T. G. Pollard was elected secretary.

The following officers and employes were recommended as officers and employes of the Senate during the First Called Session of the Thirty-ninth Legislature:

Secretary: W. V. Howerton.

Assistant Secretary: Morris C. Hankins.

Journal Clerk: R. M. Gilmore.

Assistant Journal Clerk: Miss Ann Egan.

Second Assistant Journel Clerk: Rebecca Bradley.

Sergeant-at-Arms: Capt. A. W. Holt.

First Assistant Sergeant-at-Arms: Morris Midkiff.

Second Assistant Sergeant-at-Arms: J. S. Brackeen.

Third Assistant Sergeant-at-Arms: Lee Long.

Calendar Clerk: Mrs. Martha H. Bradfield.

First Assistant Calendar Clerk: Garland Porter.

Second Assistant Calender Clerk: Mrs. Grace Jennings.

Mailing Clerk: Mrs. Fred Polglass.

First Assistant Mailing Clerk: Mrs. Reese Wilson.

Second Assistant Mailing Clerk: Miss Edith Bentley.

Postmistress: Mrs. W. L. Hall.

Chaplain: Dr. Randolph Clark.

Notary Clerk: Ed Teagel.

Messengers (two): J. J. McCullough and J. D. Bradfield, each to receive $2.50 per day.

Telephone Operator: Miss Mary Jacobs, to receive $5.00 per day.

Doorkeeper: C. K. Walters.